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32		By telephone Co. iron pipes on Bohne Camp road
36		On Hayes Road
36		By waterworks, install fire hydrants on Lynch Rd.
49		By S. E. Gas & Elec Co. for guy wire on Petersburg Rd.
49		By S. E. Gas & Elec Co for wire on Schmitt Road
68		By waterworks to install water main on Outer St. Joe
100		By telephone Co for underground conduit-
800		By Gas Co. for gas main at Mill Terrace
800		By A. C. Elpers to lay tile under Nisbet Road
115		By waterworks to install water lines - Old Boonville Hwy, also Red Bank Road
142		By phone Co. to bury phone cable on Hogue Rd
142		By Gas Co. to install line across Vand. - Warrick Line.
191		By water Co - emergency cut because of break in main.
196		Emergency cut ins by water Co - Holz Lane & Sietroy Rd.
197		From Kinnaird Oil Co. but didn't have to make cut in.
217	203	From water Co. - Sittle Schaefer Road.
216		Cuts-in discussed
217		From water Dept for cut in shoulder of Williams Rd.
217		From water Dept for cut for fire hydrant on Lynch Rd.
250		From Jack Lavine to cut road - Orchard Road
275		From waterworks to make cut in Hogue Rd
275		From S. E. Gas & Electric Co. - excavations to install main
285		From waterworks for cut on Horing Rd
285		From Gas Co to install Gas main on Boonville - New Harmony
285		From Gas Co. to install main in West Haven Hills
306		From waterworks to make cuts on upper Mt Vernon & Red Banks
306		From Gas Co. to make cut on Pollock Ave.
364		Mr Biggerstaff was asked to work up form for cuts-in.
443	378	cut-in form of application being prepared
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392		from water Co - on Old State & Watman Rd, also on Magnolia St & Hogue Rd
397		from water Co - on Sleepy Hollow Dr. W. of Harmony way
409		from water Co on Hogue Rd - from water Co on Old Petersburg Rd.
438	433	Cuts-in application form.
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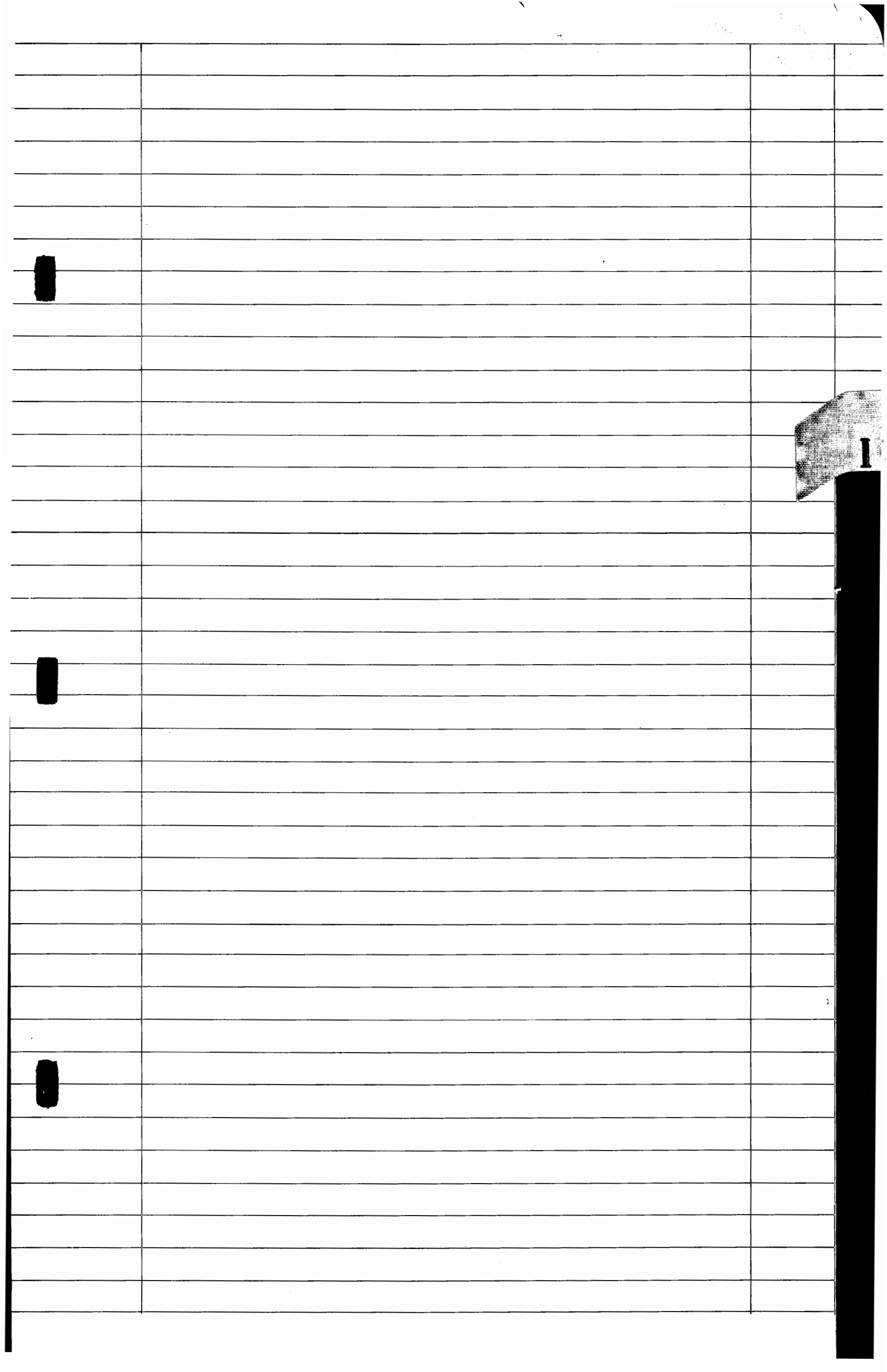
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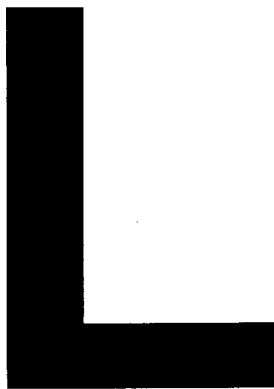
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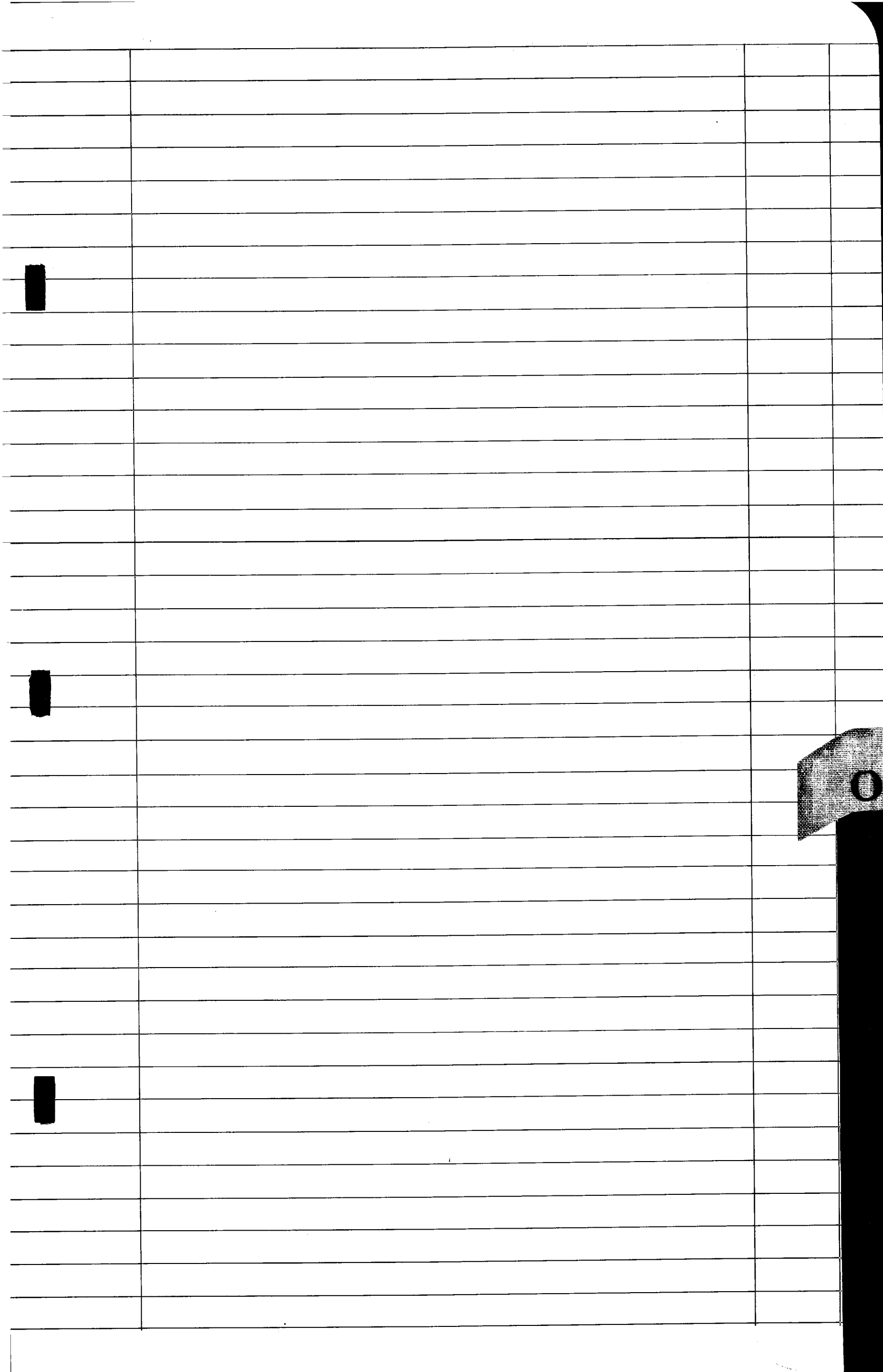
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20	Citizens Realty + Ins. Co. #1201 approved	20
20	Robert Winstead	20
44	Bussing Construction Corp + Greencove Inv. Inc. #1200 approved	44
44	Citizens Realty + Insurance Co.	44
44	Robert Winstead's petition (withdrawn)	44
67, 47	Michael H. Roberts #1202 approved	47, 67
67, 47	Russell + Delores Seiler (Denied) ^{3/29/71}	47, 67
67, 52	Waldemar Kissell	67, 52
133, 122, 57	Valley View Bldg. - 145, 151, 160.	57, 122, 133
90, 67	Harold + Martha dell Hanning - approved 4/19/71	67, 90
101, 90, 70	Waldemar Kissell (amended)	70, 90, 101, 120
91, 71	Lloyd H. + Ruth E. Burns - approved 4/19/71	71, 91
134, 122, 71	Kahre Bros. Inc.	71, 122, 134
76	Russell + Delores Seiler (Denied)	76
99, 88	Russell + Delores Seiler (Re-opened) + again denied 4/19/71	88, 99
243, 135	Roger Bacon	135,
160	George Barnes	
264, 190	Jerome M. + Catherine Hufnagel (approved on Oct. 18)	
202	Valley View Building	
214	Floyd + Mary Stamm	
243, 219	Oak Meadow Development	
264, 220	Theresa Schutte + Rosa Weber (approved) on Oct 18	
289, 262, 221	Elizabeth F. Sachs (denied 11/15/71)	
264, 242	Paul K. Neville (approved) on Oct. 18.	
262, 289,	John R. + Grace A. Hugel	
262, 289	Warren + Mary Clutter (approved 11/15/71)	
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340,	Busler Enterprises - 401,	
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395 368	Stucki Investments Inc.	
459, 447, 376	Robert + Yvonne Winstead + Gregory Kempf - 376, 401, 430, 442,	
401, 401, 376	Chil Weston + Building Development Inc. - 376, 401,	
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596	Arthur + Thelma Karch	

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From Co. Assessors office - Mr. Angermier

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~~Desire Katherine Smith~~

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- 19 From Mr. Winegar for rundown of money for poor relief in Center twp
- 21 From Sheriff for draperies for office
- 22 From County Prosecutor for "call director" telephone.
- 23 From Mr. Althaus for operator to go to Vigo county one week
- 32 From Mr. Biggerstaff for approval of plans for St. Joe + Meyer Ave.
- 32 From Mr. Roehm for permission to attend meeting in Indpls
- 32 From Mr. Althaus for permission to write claim for petty cash.
- 37 From Mr. Althaus RE: S+R Street Account
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- 71 From Mr. Torgerson, to delete Co. owned Parcels from sale
- 80A + 78 From Mr. O'Day for Phones - Primary Election
- 83 From C.O.P.E. for use of Auditorium Parking Lot.
- 85 From Mr. O'Day for use of Gold Room in Aud. ^{Election} instructions
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- 260 From Mr. Roehm to be excused for meeting.
- 264 From Stoffeth asked Co. Treasurer to make recommendation
- 275 From Tom Jones to unfreeze money on C.A.R.C. Home.
- 295 From Alice Krueger for easement, St. Joe.
- 295 From Clarence + Rosa Krueger - St. Joe
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12,	Mailing machine in Auditor's office
35,	furnishings for Mental Health Center
47	Quarterly bids for apr, may + June
42	Surplus materials to be sold at Court House
52	Truck at Burdette Park
72	Tractor and Station wagon for Burdette Park
72	Moving voting machines for Primary Election of 1971
72	Four cars for Sheriff's Dept
79	Repairing facilities at Burdette Park.
83	Station wagon for Burdette Park
92, 83,	Dog Catchers truck for Health Dept.
97,	furnishings for SW Ind Mental Health Center
100,	Repair of Mary Bridge
135	For quarterly bids - July, Aug + Sept
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222	For quarterly bids for Oct, Nov + Dec.
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20 From Co. Assessor's office

31 From Mr. Dressbach

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361

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469

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603,609

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30	John + Viola Reisinger - 5316 Daniels Ave.
31	William Basden - Dogwood Drive
39	Mrs + Mrs Walter A. Hatfield - Vienna Road
59	John + Viola Reisinger - 5316 Daniels Ave.
119 + 78	Albert Baird of 1804 Aviation Ave.
174, 145	Edith capps - Bromm Rd. + James
153	Leslie Martin - 1926 Helfrich Rd.
153	Claude Simpson - 1717 Shanklin
153	Vernon Gibbs - 2100 S. Bosse ave.
196	Anita + James Sear - Shore Rd.
234, 215	Arthur + Alice Ritchey
282	Rufus Moore - Old River Rd.
414, 390.	Jewell + Nellie Raleigh - N. Grove St.
453	Vernon Waibler - 2709 N. Kentucky
539, 463	Kenneth Rolfe - New York Ave.
476	Ferris Traylor - land formally owned by Briggs Plant
497, 487	Crane Realty Co - 5400 blk. of N. New York ave
619, 595	Jamie Crane - 4620 Claremont
605	Hardee + Francis Shison - on Pigeon Creek

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perop Machine

69, 95, 99, 103, 113

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Z

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A special organizational meeting of the Board of County Commissioners was held at 1 p.m. with James M. Buthod, President, presiding.

Meeting was opened by Deputy Sheriff, James Fravel.

Commissioner Buthod signed the appropriation of holidays for the coming year.

RE: ELECTION OF PRESIDENT

James M. Buthod made a motion that A. J. "Ted" Stofleth be elected as president for the ensuing year. Mr. Stofleth accepted. So order, by consent.

RE: ELECTION OF VICE PRESIDENT

Commissioner Stofleth made a motion that James M. Buthod be elected as Vice President for the ensuing year. Mr. Buthod accepted. So ordered, by consent.

RE: APPOINTMENTS MADE BY COMMISSIONERS FOR THE YEAR OF 1971

Commissioner Buthod nominated Clyde Oviatt as Veterans Service Officer, effective January 15, 1971, at the pleasure of the Commissioners. Commissioner Stofleth seconded the motion. Motion carried. Mr. Hammond has agreed to stay on as Veterans Service Officer until that time.

Also, the following appointments were approved, as read;

<u>AREA PLAN COMMISSION</u>	<u>COLISEUM</u>	<u>BUILDING COMMISSIONER</u>
A. J. "TED" STOFLETH	DOYLE DRESSBACK	EDWARD ROEHM
<u>ELECTRICAL INSPECTOR</u>	<u>HEATING INSPECTOR</u>	<u>PLUMBING INSPECTOR</u>
CHARLES LEGEMAN	ROBERT NEWMAN	J. B. BAIRD
<u>BUILDING SUPT.</u>	<u>BURDETTE PARK</u>	<u>COUNTY ATTORNEYS</u>
HERMAN HOTZ		RUSSELL LLOYD THOMAS LOCKYEAR
<u>COUNTY HOME PHYSICIAN</u>	<u>COUNTY JAIL PHYSICIAN</u>	<u>COUNTY ENGINEER</u>
ROBERT F. WALTER	PAUL W. STEELE	SAM BIGGERSTAFF (At the pleasure of the Commissioners)
<u>HIGHWAY SUPT.</u>	<u>INSURANCE</u>	<u>LICENSE EXAMINERS BOARD</u>
CHARLES ALTHAUS	PAUL TORIAN RAY BECKER	JAMES M. BUTHOD
<u>MUSEUM BOARD</u>	<u>SOIL CONSERVATION SECRETARY</u>	<u>WEIGHTS & MEASURES</u>
JOHN KOCH	ANNALIE NIETHAMMER	IRVING WHITE

Commissioner Buthod said that he wasn't prepared to make a nomination for an appointment to Burdette Park yet, and since the first meeting of the Board will be later in the month, he thought it in good time, as long as a nomination is made by then, since the term of Comer Riggs has expired. Commissioner Buthod made a motion that the appointment for Burdette Park be postponed. Motion seconded by Commissioner Stofleth. So Ordered.

RE: LEGAL HOLIDAYS: 1971

Commissioner Stofleth read the following list of holidays to be observed during the year of 1971:

January 1.....	New Year's Day
February 12.....	Lincoln's Birthday
February 15.....	Washington's Birthday
April 9.....	Good Friday
May 4.....	Election Day
May 31.....	Memorial Day
July 5.....	Fourth of July
September 6.....	Labor Day
October 11.....	Columbus Day
October 25.....	Veterans Day
November 2.....	Election Day
November 25.....	Thanksgiving Day
December 24...(at noon).....	Christmas Eve
December 31...(at noon).....	New Year's Eve

RE: EMPLOYEES FOR YEAR 1971

Commissioner Buthod made a motion which was seconded by Commissioner Stofleth, that the following employees presented by various offices be approved for the year of 1971.

COUNTY CLERK

Francis Stofleth
Margueritte Harding
Catherine Kueber
Rosemary Norbury
Estella Moss
Dorothy Roddewig
Carole Boarman
Valada Sue Hawkins
Audrey Louise Gunther
Mary Hatfield
Mary Alice Tapp
Edna Mae Castrup
Dorothy Lietz
Mary Hougland
Ruth Stevens
Mable Winkler
Edna Robinson
Martha Jean Greene
Doris Jean Wilkey
Agnes Lichtenfeld
Paula Burkart

COUNTY AUDITOR

William J. Wittekindt Jr.
Alice McBride
Peggy Powless
Willetta Freihaut
Dona Reheman
Vera M. Reimann
Sylvia Williams
Maisie Collins
Mildred Fuquay
Georgia Benson
Bettye Cason
Lillian Jarboe
Evelyn McCoy
Ruth Wilhite
Bette Carrigan
Zerline Wentzel
Ruth Calhoun
Carolyn Ransburgh
Margaret Meeks
Minerva Kolb
June Hallenberger
Lily Le Blanc
Martha Schenk
Martha Calkins
Janice Decker
Marian Ellsperman

TREASURER

Florence Bruck
Mary Schimmel
Carolyn Seib
Erma Dean Kingston
Constance J. Laubscher
Linda Cato
Lucille Yestingmeier
Lora Elizabeth Landis
Josephine Christmas
Dorothy Virginia Parrish
Barbara Jean Sills
Julia Marguerite McGuire
Helen Marie Krietemeyer
Katharine Gail Harker
Harriett Higdon
Elsie Fay Shirley
Virginia Seybold
Fred Henry

RECORDER

Louis H. Grewe
Aldora Lawhead
Joyce A. Peachee
June J. Cosgrove
Jane A. Wilkie
Aline M. Payne
Cora M. Hasson

SHERIFF

Sheriff Jerry Riney
Richard O'Risky Jr.
Charlie Gibbs
Warren Reynolds
James E. Allen
Floyd Kassel
Gary Kassel
John Lancaster
James Phillips

SHERIFF CON'T.

Earl Russell
Jimmie Tucker
S. Lee West
Edwin Bassemier
Soney Banks
Marlin Beck
Robert Beckham
Otis Bell
Bernard Betz
Paul Bice
Thomas E. Brandsasse
Merrill E. Carr
Gary Castrup
William R. Coleman
Kenneth Collins
Clarence Cotton Jr.
Michael Craddock
John Crosser
Mary J. Davis

SHERIFF CON'T

Michael Daws
Robert Etheridge
Ermal France
James Fravel Jr.
Carl Gardner
Stanley Garrett
Michael Gates
William Goad
Stephen Griggs
Ronald Hartmann
Terry Hayes
Daniel Kleiman
Timothy Lennartz
James Moers
James Neighbors
Ronald Newman
Kenneth Patterson
Roy Perkins

SHERIFF CON'T.

William Pierce
 Arella Ray
 Lois Scruggs
 Margaret Smith
 William Speicher
 Philip Strange
 Michael Sturgeon
 Anne K. Therber
 Clifford Trainer Jr.
 Robert Wade
 Robert Wilder
 Bevlia Willingham
 William Droll Jr.

CORONER

H. T. Combs, M.D.
 Earl K. Cox
 Ann A. Cassidy

COUNTY ASSESSOR

Mary Garrison
 Thomas Lindsay
 Earlene Schulze
 Zreeta Hardin
 Madge Bunker

CIRCUIT COURT

Oma Maidlow
 Charles H. Wire
 Willard L. Walls
 Harold Bennett
 Maxine Buchanan
 Brenda Boyd
 Elmer Hass
 George H. Osborne
 Edward Mueller
 John G. Bunner
 Malcolm G. Montgomery
 Mildred Harp
 William Carr
 Virgil Spaetti
 Harold H. Huck

PROSECUTOR

William J. Brune
 John F. Davis
 James L. Kiely
 David V. Miller
 Robert W. Lensing
 William C. Welborn Jr.
 Sigmund V. Labhart Jr.
 Herman Hayes
 Dorothea MacGregor
 Christy Pinkston
 Katherine Miller
 Patty Wazny

BURDETTE PARK

William Z. Utley
 Delores J. Hall

SURVEYOR

James P. Scott
 Elmer Culp
 Dan G. Hartman
 Steven Val Smith
 Richard DeSousa
 Aaron Biggerstaff
 Ories Douglas
 Miles Saunders
 Robert Brown Jr.
 Adrian Linberg
 August Harpole Jr.
 Ronald Ludwig
 Doris Jean Krohn
 James Josey
 Richard Merrick
 Kenneth M. Ludwick
 Richard Eifler

ARMSTRONG TWP. ASSESSOR

Marian Hepler
 Louise Luigs
 Francis Martin

CENTER TWP. ASSESSOR

Shirley E. Stucki
 B. H. Bawel
 Dorothy Dremstedt
 Gearldene McQuay
 Peggy Poetker
 Clarence W. Martin

KNIGHT TWP. ASSESSOR

Florence Hess
 Robert Westenbarger
 Marlene Fry
 Lillian Tibballs

PIGEON TWP. ASSESSOR

James L. Kornblum
 Maxine F. Ginger
 Jerome R. Zeller
 Ethel M. Bryant
 Phyllis S. Ford
 Part Time- Betty Gasser

VAND. SUPT. CO. BLDGS.

Herman T. Hotz
 Arthur Holzwarth
 Arthur F. Hotz
 Alvin Hugh Jones
 Oliver Lawson
 James K. Shaffer
 Clyde Burns

VOTERS REGISTRATION

Mabel Lurker
 Ernest Winfield
 Essadee Detroy
 Florence Lietz
 Bertha Glidden
 Dorothy Block

AUDITORIUM

Doyle K. Dressback
 Charles Chrisman
 Katherine Appuhn
 Earl Schoenbachler
 Elmer Fawcett
 Don Hofman
 Hallene White
 Jessie Byers
 Henry Overby
 Ruby Norris
 Maurice Grammer

PART TIME COAT CHECK

Emma Morgan
 Lorene Gambrel
 Lillie Jackson
 Lorraine Motley
 Rose Hunter
 Helone Lambert

SUPERIOR COURT & JUVENILE

Benjamin E. Buente
 Morris S. Merrell
 Terry D. Dietsch
 Morton W. Newman
 Alice J. Hillenbrand
 Jane Griffith
 Nadine Brady
 Gayle Spalding
 Francis M. Grisham
 Raymond J. Unfried
 Wayne Miller
 Bert Conway
 Edith W. Fox
 Ruth Etta Graves
 Nina Horstketter
 Sarah L. Cook
 Mary Lee Hahn
 James W. Angermeier
 Helen Geddes
 Clare Riordan
 Bonnie Beaven
 Bart F. O'Connor
 Elvera M. Riggs
 Karen Flittner
 Malcolm G. Montgomery
 Rice H. Kello
 David Dudley
 Nancy Chreste
 Merle C. Melton
 Frances Williams
 Gary Elwood Chesser
 Gladys Lovell
 Marsha Clark

AGRICULTURAL AGENT

Herschel L. Whitham
 Eugene R. Morris
 Lillian Staub
 Janice Breiner
 Clare Kron
 Karen Kennedy

COUNTY COMMISSIONERS

Alvin J. Stofleth
James M. Buthod
Robert L. Willner
Carolyn Sauer
Marsha J. Smith
Russel Lloyd
Thomas Lockyear
Robert Lutz
Pttip P. Niethammer
William E. Miller
Paul R. Kinney
Arthur Aarstad
F. Wendell Lensing
Irene E. Mooney

VETERANS SERVICE

Cecil A. Hamman
Linda A. Westfall

DEPT. OF PUBLIC WELFARE

Mary Alvis
Janet Beck
Wava Bee
Thelma Byers
Irene Emerson
Iva Fowler
Carrie Hanshaw
Orpha Harlan Lewis
Sadie Jennings
Iris Kramer
Lawrence McCoy
Gladys Meredith
Muriel Meredith
Jimmy Ohning
Denzil Reed
Dorothy Reed
Bernice Roedel
Lois Sanders
Evelyn Simon
Mildred Smallwood
George Swafford
Martha Swafford
Marguerite Utz

GERMAN ASSESSOR

Cletus E. Bittner
Jeanette Phillips

PERRY TOWNSHIP TRUSTEE

Betty J. Boyd
Betty J. Hempfling
Marcella Strange
Norman Mosby

KNIGHT TOWNSHIP TRUSTEE

J. A. CHADDOCK
Mary E. Mueller
Albion Besing
Dorothy Alsop

CENTER TOWNSHIP TRUSTEE

Wilbur J. Schmitt
Viola Winiger
Mildred Derrington
Georgeann Schmitt (Part Time)

COUNTY HOME

Jack H. Harness
Helen Harness
Lois Westfall
Lois Kolb
Dotty Reed
Sylvia Phelps
Iva Hape
Jeanette Hearin
Rose Harpenan
Tillie Mancini
Joyce Evans
James Choate
Delmar Pound
Willard Hughes
Reuben Bell
Edna Cluthe
Thelma Roach
Jeneva Sweeney
Edwin Zenhoefer
Bonnie Goodge

AREA PLAN

Philip Siegel
Blaine K. Ernsperger
Terry A. Willis
Jack E. Hanes
Nancy C. Jochum
Vicki A. Shimek
Barbara J. Walls

AREA TRANSPORTATION

E. Kenneth Marlin
Wayne E. Rafferty
Keith Lochmueller
Carolyn J. Scruggs
Bruce N. Crider
John R. Joyce Jr.
Marion I. Hite
Linda Barkentin
Patricia Powers
Sylvia Bump
Cindy Jerrel
Mike Merritt

PIGEON TOWNSHIP TRUSTEE

Charles G. Vowels
Rachel J. Altheide
Myrtle Bowling
Christine Martin
Cova Russell
Ruby E. Smith
Estel W. Ragsdale
Robert E. Olsen
Josie L. Davis
Ruth Anslinger
Mary L. Hall
Modesta Harl
Esther Mackey
Mabel E. Solomon
Mary D. Williamson
Marilyn J. Gies
Charles L. Willett
Robert Morrison

HIGHWAY DEPARTMENT

Marvin Karch
L. Allen Foster
James R. Williams
Fred Huber
Victor J. Buthod
Dorothy J. Schaefer
Martha Siebeking
Carolyn A. Sauer
Mike Nussmeyer
Jack D. Fettingner
David Liggett
Arthur Kibby
Clarence Rueger
Homer Ray
Rufus Hust
Victor L. Bryant
Harold Steckler
Roger Koester
George Cummings
Orval Hahn
Jack Siebeking
James Bell
Toney Harvey
Clifford Money
Arthur Staiger
Jerry Linzy
Albert Knarian
Homer Riddle
Robert Meredith
Joseph Geiser
Alvin Leonhardt
Thomas Griffin
Rueben Bailey
William Hilliard
Adam Bauer
Glenn Jones
Urban Kahre
Donald Gartner
Carl Feldhaus
Walter Dobroski
Edward Steinkamp
Albert Gartner
Allen Brigham
Clayton Jenkins
Thomas Schmitz
Sam Robinson

ARMSTRONG TOWNSHIP TRUSTEE

William C. Hepler
Marian Hepler

UNION TOWNSHIP TRUSTEE

Clarence F. Winiger
Evelyn Bernard
Robert Bernard

SCOTT TOWNSHIP TRUSTEE

Louis B. Richardt
Marguerite Richardt

BUILDING COMMISSIONER

Charles R. Legeman
Robert Newman
John B. Baird
Jo Evelyn Gaffney

Mary L. Ahles
 Ruth Bailey
 Wanda Baldwin
 Evalyn Bauer
 James Baxter
 Isabel Beck
 Lucille Becking
 Jeannette Bey
 Elvora Bittner
 Betty Bruner
 Marguerite Bullock
 Norman Butler
 Mary Cheaney
 Jane Church
 Cheryl Cochran
 Donnie Compton
 Mary Daniels
 Wanna Dean
 Jeffrey Dice
 Elizabeth Dick
 Mavilla Dreher
 Jewel Fields
 Irene Frakes
 Betty Greenwell
 Louwenia Griffith
 Armita Hahn
 Robert A. Hay

Clifford Higgason
 Jayne Hill
 George Holmes
 Ruth Ann Hooper
 Mary Hudspeth
 Vernita Hufnagle
 Devin Hunsucker
 William Igleheart
 Grace Johnson
 Deloris Klusmeier
 Lionel Koehler
 JoAnn Lang
 Dorothy Lewis
 Barbara Lipper
 Rubylee Lowe
 Betty McGlone
 Margaret McLemore
 Ruth Metz
 Gertrude Mueller
 Wilhelmina Perkins
 Marjorie Perry
 Patricia Ann Rager
 Mary A. Reitz
 Columbia Roberts
 Emily Sanderson
 Nita Satterfield
 Carol Schmitt

Paul Seitz
 Dorothy Seitz
 Susan Shaw
 Anna Mae Skelton
 Beulah Smith
 Patsy Sproatt
 Frank Staton
 Dorothy Thomas
 Gladys Thornton
 Mildred Ulmo
 Jean Van Hoy
 Mary Welch
 Mary Werner
 Marie West
 Alberta Wolf
 Robert D. Work
 Robert E. Young
 Larry Byers
 Edwina Briones
 Virginia Haddock
 Hilda Schatz
 Phyllis Cooling
 Harry Glenn
 Ellen Corcoran
 Alma Buecher

Meeting recessed at 1:35 p.m. Next meeting will be at 9:30 on Monday
 January 4, 1971.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
 James M. Buthod
 Robert L. Willner

Secretary: M. Meeks

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

H. Wolford
 A. Jackson
 B. Stanley
 R. Lyles

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
TUESDAY, JANUARY 5, 1971

The regular meeting of the Board of County Commissioners was held at 9:30 a.m. President A. J. "Ted" Stoffleth, presiding.

RE: CLAIMS...BUILDING AUTHORITY

There were two claims presented by the Building Authority, one in the amount of \$306,315.50 for fixed rental and the other claim in the amount of \$233,461.50 for additional rental. Both of these payments are due on Dec. 30th. and covers rental for the first 6 months of the year 1971. Commissioner Buthod moved that these claims be approved. Motion was seconded by Commissioner Willner. Motion carried.

RE: LETTER

Commissioner Buthod stated that he had read the lease between the City-County School Corp. and the Building Authority and subject to the findings by the County Attorney it was his belief that the Building Authority must provide all repairs for building equipment and on a current basis without current billing and that is a matter to be adjusted only at budget time. Commissioner Buthod stated that therefore, the claim made previously on the elevator repair, be denied and reconsidered at time of allocation of additional expense at budget time, and suggested this claim be placed on the agenda for next Monday's meeting, to be presented at that time, for approval.

RE: LETTER... EASEMENT ON BUENA VISTA ROAD

Commissioner Stoffleth stated that a letter was received from Mr. James Pearson in regard to the easement on Buena Vista Road, stating that he had been advised by David M. Keck, Attorney with Bowen Corp. that they were not satisfied with the proposal made to them. They believe that the ditch should be cleaned so as not to let water run onto their property, also they are not satisfied with the offer of 10¢ a square foot. The Corporation thinks that this matter should be referred to the County Attorney so that he can contact Mr. David Keck. Commissioner Buthod moved that this matter be referred to County Attorney. Motion was seconded by Commissioner Willner. So ordered.

RE: LETTER TO COUNTY AUDITOR

A letter was received by Co. Auditor, Lewis Volpe, from Pitney-Bowes submitting a proposal and costs on mailing machine. Mr. Volpe stated that the old mailing machine is in poor shape and needs replacing badly. Commissioner Buthod thought that a new machine was purchased a year or two ago but Mr. Volpe said that one had previously been asked for but at that time the Commissioners asked that the Auditor wait a couple more years. Commissioner Buthod suggested that Mr. Volpe draw up specifications for an ad on a new mailing machine.

RE: COUNTY OWNED PROPERTY...SOLD

Mr. Volpe stated that a gentleman had offered to purchase some County owned property at a price of \$425.00. The real estate is commonly known as 4118 Fickas Road, the legal being Fickas Sub. Pt. Lot 1, and the code number is 12-115-2. Commissioner Buthod moved that sale be approved, and seconded by Commissioner Willner. Motion carried.

RE: CLAIM: MEALS FOR PRISONERS

A claim was presented by Sheriff Riney for balance owed on meals of prisoners for the month of December, since only partial payment was made due to insufficient funds, this balance was carried until funds were made available. The balance is in the amount of \$2,953.25. Commissioner Buthod moved that this claim be approved. Motion seconded by Commissioner Willner. So Ordered.

RE: EMPLOYMENT CHANGES

The following employment changes were approved:

Released: Joseph T. Folz from the County Home	\$300.00 Mo.	Eff: 12-31-70
Everett Jones from County Home	\$280.00 Mo.	Eff: 12-31-70

RE: REPORT...COUNTY HIGHWAY

Mr. Karch, a County Highway employee stated that Mr. Swope came to the County Garage but said that he wasn't going to work. Commissioner Stofleth suggested that the County Highway Dept. contact the Teamsters union, by writing to them in reference to Mr. Swope, telling them that he refused to come back to work. Mr. Karch also stated that the Penn Central Railroad Bridge on Laubscher Road burned on Friday night, the first day of January. The Railroad Co. was contacted and they said that they would have someone down to assess the damage. The County Highway set up barricades. Mr. Karch said that Mr. Althaus had been in an accident and had been hurt slightly.

Commissioner Stofleth asked Mr. Biggerstaff how his bridge was coming along. Mr. Biggerstaff said that although he had sent plans to Penn Central once for the St. Joe Avenue bridge and the widening of St. George Road, apparently in the merger of Penn Central & N. Y. Central Railroads, the plans were lost or misplaced.

Commissioner Stofleth excused himself from the meeting, as he had a funeral to attend, and asked Commissioner Buthod to take over the meeting.

RE: REPORT...MR. KOCH

Mr. Koch said that they had hit two winter springs, one on Boehne Camp Road, and a water break line, he said that the Water Co. gave them good service, that the crew were quickly at the break, digging to see what the trouble was. The other was on Raintree Drive. The people out there have trouble driving, due to a ravine on the south side of the road. Commissioner Buthod asked Mr. Biggerstaff to drop a letter to Bishop Shea about the hold-up on this matter since he expressed such an interest.

Meeting recessed at 10:00 a.m.

PRESENT:COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

R. Lyles
A. Jackson
C. Leach
C. Cooper

Secretary: M. Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 11, 1971

The regular meeting of the Board of County Commissioners was held at 9:30 a.m. President A. J. "Ted" Stofleth presiding.

Minutes of previous meetings, held on December 28 & 31 and on January 1 & 4, were accepted as presented.

RE: SALE OF COUNTY OWNED PROPERTY SOLD

Commissioner Stofleth stated that Richard L. & Dorothy Young bought a piece of property from Vanderburgh County., which had previously been approved. The sale price of the property was \$425.00. The legal being Fickas Sub. Pt. Lot 1, code-12-115-2 - The Address - 4118 Fickas Road. Commissioner Buthod moved that the deed be approved and delivered to owners on recommendation of the County Attorney.

RE: RENEWAL OF COOPERATIVE AGREEMENT

Mr. Tom Pugh presented a six months Soil Survey Cooperative Agreement between the Vanderburgh County Soil & Water Conservation District and the Board of Commissioners of Vanderburgh County and Soil Conservation Service - U. S. Department of Agriculture, for renewal. Commissioner Buthod moved that the contract be adopted by the Board of Commissioners and executed by Board President. Commissioner Willner seconded the motion. So Ordered.

RE: INSURANCE FOR EMPLOYEES OF KNIGHT TOWNSHIP TRUSTEE

Commissioner Buthod explained to County Attorney, Russell Lloyd that the insurance referred to was the Health & Accident Insurance which has been obtained by the County for County Employees. The Knight Township Trustee's Employees feel that this insurance should apply to them. Mr. Lloyd stated that this insurance is available to the Assessor's employees but not to the Trustee's employees. Commissioner Buthod said that it seemed to him that they might be able to participate in the insurance program but it would have to be paid from the Township budget. Commissioner Stofleth asked the County Attorney to give his opinion on this matter at the next meeting.

RE: CLAIM...REPAIR JAIL EQUIPMENT

A claim was presented by the County Building Authority in the amount of \$234.10 which was for labor and materials to repair the Jail equipment, which was damaged by a drunk. Commissioner Buthod read the provisions from the lease entered into, between the Evansville Vanderburgh County Building Authority, the City of Evansville Board of Commissioners of Vanderburgh County and the Vanderburgh County School-Corporation. Commissioner Buthod said that Section 203 stated that the Authority shall provide and maintain the equipment and furniture for the commonary, the Authority can further provide for the use of the City and County, respectively, equipment and furniture and whenever it becomes necessary to replace any of the equipment or furniture provided by the Authority for the aforesaid City-County Commonary. The replacement shall be made by the authority and provision made by the authority, for reasonable expense. The replacement of equipment and furniture provided for the use of the City, County, and the School Corporation shall be the responsibility of each governmental units, that is, to replace furniture that was originally purchased by the Authority. Section 204 stated that the Authority shall operate and maintain the combined safety of the administration Building, The Courts Building and the School Corporation Building, including the site, equipment and the furniture provided by the Authority pursuant of Section 2.03 of lease, operation and maintenance shall be deemed to include, but shall not be limited to elevator service, air conditioning, lights, water, heat and other utility services, repair, cleaning, janitor & caretaker services. The Authority shall furnish such heat, water, air conditioning, electric, elevator services, cleaning services as reasonably necessary. Commissioner Buthod said that he didn't think it could be made any plainer than the lease read, that it is the responsibility of the Authority to carry these expenses. He also stated that in Section 2.03, the Annual budget of the Authority is directed to prepare an annual budget, taking into account the cost of operation and maintenance of "First Class Office Buildings", therefore it is the responsibility of the authority to pay all expenses except replacement of furniture

and equipment which isn't part of the common area. In view of this, Commissioner Buthod said, the Authority should take into account, their experience at the next annual budget meeting. Based on that conclusion, Commissioner Buthod moved that this claim be rejected and that the County Attorney write a letter stating that the Commissioners aren't receptive to this. Commissioner Willner Seconded the motion. So Ordered.

RE: MONTHLY REPORT ...CIRCUIT COURT

A monthly report was presented to the Commissioners. Received and filed.

RE: EMPLOYMENT CHANGES

The following appointments were made by the Center Township Assessor, Alvin E. Stucki:

Clarence Martin	Salary...\$12.00 per day	Eff: 1-4-71
Ora E. Dorsey	Salary...\$12.00 per day	Eff: 1-4-71
Howard Nellis	Salary...\$12.00 per day	Eff: 1-4-71

RE: CHANGE IN TOTALS ON FUNDS ENCUMBERED

There was a change on the totals, on funds encumbered, by the County Auditor They are the following:

County Revenue changed from \$235,025.83 to \$235,070.83

Cumulative Bridge Fund changed from \$749,469.98 to \$748,401.45

Commissioner Buthod moved that the minutes of December 31, 1970, and the record of encumbered funds be corrected in accordance with the letter from Mr. Volpe. Motion was seconded by Commissioner Willner. So Ordered.

RE: CHANGE IN SPEED LIMITS

A letter was received from the Sheriff's Department stating that they had been advised by the County Attorney, Thomas Lockyear, that according to the Indiana State Statute the following streets and roads will have to have their speed limits changed to 35 M. P. R.

Agathon Drive
Chicasaw Drive
Felstead Road- From Broadway Avenue to Highway 62
Green River Road- From Theater Drive to Hirsch Road
Indian Mound Blvd.
Koring Road
Kremer Road
Larch Lane
Middle Mt. Vernon Road:- From Jobes Lane to Schutte Road
Mill Road- From St. Joe Avenue to Mesker Park Drive
Oak Hill Road- 300 feet North & South of Lynch Road
Old Henderson Road- .8 mile west of Railroad Bridge 3.9 mile
St. George Road- From Peters Road to Oak Hill Road
St. Wendell Road- .6 mile west of St. Joe Ind. to Hillview Road
St. Joe Road- 300 feet North & South of St. Joe Indiana
West Terrace Drive
School Drive
Cypress Dale Road:-300 feet east & west of school
Pleasant Road- 300 feet North of Cypress Dale Road
Krebler Road- St. Joe Avenue to Highway 65
Meier Road- St. Joe Avenue to Kuebler Road
Oak Hill Road- 300 feet North & South of Millersburgh Road
Oak Hill Road- 300 feet North & South of Heckel Road
Commissioner Buthod moved that these speed limits be changed. Motion seconded by Commissioner Stofleth. So Ordered.

RE: DATES REVISED ON ADS FOR BIDS

Mr. Roehn stated that the dates on the ads for bids, for Kerosene, Fuel Oil and Diesel Fuel were changed from January 2nd. and 9th. to January 7th. and 16th. Bids to be opened on January 18th. 1971.

RE: PLANNING OF NEW BRIDGE ON VOLKMAN ROAD

A letter was received from Hugh B. Miller stating that it was his understanding, after talking to the County Surveyor's office, that a new bridge was being planned over Little Blue Grass Creek on Volkman Road in the northeast corner of the county. This project calls for approximately 1700 feet north of the proposed bridge installation. The straightening of this creek above the land that they own, due to the rapid fall of the creek, will force water out of the banks of the creek during the heavy spring rains resulting in the flooding of their crop land. A proposed solution suggested by Mr. Biggerstaff, would be to clear the channel of existing trees and growth and to pull the banks back. Mr. Biggerstaff suggested that Mr. Miller write a letter to the County Commissioners outlining briefly the problems and granting permission to the County to clear the trees and pull the banks along the creek running through his farm. Mr. Biggerstaff said that he had a letter from a Mr. Silkie regarding the same problem, also that he told Mr. Miller that he would drive out to the farm sometime soon to look the problem over. Commissioner Stofleth said that he would be available to go along with him at any time.

RE: LETTER FROM VOTERS REGISTRATION OFFICE

A letter was received from the Board of Voters Registration stating that they would like to meet with the County Commissioners on this day to discuss the numbering of the precincts, due to the recent ward boundary changes. It was decided to hold off discussion on this matter until the meeting was over.

RE: CLAIMS: COUNTY HIGHWAY

Two claims were received from George Ryan Construction Co. Inc. on the Mesker Park Drive Bridge. One was for the balance of estimate #5 of which there wasn't enough money in account to pay the total amount, also on estimate # 6 plus retainage, the cost being to date in the amount of \$18,158.76. The other claim was for Guard Rail for Mesker Park Drive in the amount of \$140.00. Motion was made by Commissioner Buthod that this claim be approved. Motion was seconded by Commissioner Willner. Motion carried.

RE: PERMISSION ASKED TO ATTEND SCHOOL: COUNTY HIGHWAY

Mr. Biggerstaff stated that Vincennes District Highway Department was going to have some District Schools for inspectors, beginning in January and is to run through February, he asked permission for some of his department inspectors, when time can be made available, to attend these schools at no expense to the County, stating that the one he would like for them to attend is the Assistant Project Supervisors School #1, which will be held on February 2,3,4, & 5. Commissioner Buthod moved that permission be granted. Commissioner Willner seconded the motion. So Ordered. Mr. Biggerstaff asked the Commissioners if they had received a letter from him that Penn Central Railroad had sent to him, stating that they can't proceed with work started due to the fact that they are broke. Commissioner Buthod stated that an injunction could be gotten against them operating, but with the state of our economy, he didn't think that very wise. He also said they could get a flagman out there temporarily. Mr. Biggerstaff said that the Commissioners should get the letter discussed, soon. Commissioner Stofleth asked Mr. Biggerstaff how much money was involved. Mr. Biggerstaff said that the County pays the state 40%, the Bureau of Public Roads 50%, and the Railroad pays 10%, so it wouldn't be more than \$2,000.00 that the Railroad would have to pay.

RE: REPORT.. MR. KOCH

Mr. Koch said that he went out on Old State Road, at the L & N tracks and found that there were spikes up four inches in the middle and that he got in touch with the Division Engineer who promised to have men out there to fix it. The road needs to be bolstered up. He also said that he had been out to check on the Penn Central crossing and that the people out there were very much concerned about the crossing, they said that no one had been there to check on it. Commissioner Stofleth stated that the Commissioners were also, very concerned about this problem.

4.

RE: REPORT...MR. KOCH

Mr. Koch stated that Mr. Miller, the auctioneer would be at the City-County Building around 10:30 a.m. on January 12th., and would like a short meeting with the Commissioners in regard to the auctioning of surplus property at the Court House.

RE: REPORT...MR. ALTHAUS

Mr. Althaus said that on request of Mr. Elder of the City-County Health Department, he is asking the County Commissioners, if in February they will go before the County Council, for money for a new truck for the dog catchers. They are drawing up the specifications at the present time, for the loading of the animals, and they will also have approximate cost of truck to be purchased by the County. Mr. Althaus also had a monthly report for December, Report ordered received and filed. Mr. Althaus, his assistant, Mr. Foster and Mr. Biggerstaff discussed a situation and problem to bring before the Board. In Melody Hills sewer Line #8 of St. George Road including Twickingham Court, Twickingham Drive, Nowitage and Douseldorfer, where on December 29, 1970, Mr. Foster and his crew started tearing the streets up to see what the problem was there, they ran into a situation that they feel is the responsibility of the Board of Public Works to do the repair because they find that it is the sanitary sewer on water lines that are creating all the problems and since December 29th. until January 8th. their Department has spent \$1,374.56 in that area. Mr. Althaus would like for the Commissioners to write a letter to the Board of Works asking that they be re-imbursed for this amount. Commissioner Stoffleth asked Mr. Biggerstaff to get with the County Attorney on this matter, as soon as possible, to negotiate to see what can be worked out. Commissioner Ruthod said there is a possibility of having to work out some joint repair activity with the city, if for no other reason, each may have a few dollars and whether right or wrong, may have to go into a co-operative venture on this but to first explore it, then get the job done. Mr. Althaus stated that he would like to remind the Commissioners the importance of the Subdivision Ordinance which would prevent this sort of thing in the future. Commissioner Ruthod suggested that the Commissioners request report from the Plan Commission on status of Subdivision Ordinance at the next meeting. Mr. Althaus also said that they had worked closely with the Plan Commission on this Ordinance and said that it is finished, that they have it back to check it out as far as whatever problems they may have such as street design etc. but said that the Ordinance is no good if there isn't an inspection to go along with it. Commissioner Stoffleth said that at one meeting of the Area Plan there was mention made of the County Commissioners giving final approval, so thought he'd better try to speed it up.

RE: APPLICATION TO COUNTY HOME

Mr. Harness presented an application for admission of Mr. John F. Tenbarge to the County Home. Motion by Commissioner Ruthod that this application be approved, on recommendation of the superintendent of the County Home. The motion was seconded by Commissioner Willner. So Ordered.

RE: BIDS...COUNTY HIGHWAY

Mr. Lloyd, the County Attorney opened bids on Highway Equipment from Ralph Brown Equipment and Sales Co. for two (2) Hydraulic Extension Arm Type Rotary Brush Cutting Mowers Mounted on 4 wheel tractors complete with All Weather Cab, in the amount of \$23,476.00 less allowance for trade-in of \$1,300.00, Net bid being \$22,176.00 with an alternate bid of \$21,688.00. The other bid from them was on one (1) Hydraulically Controlled Sloper Ditcher, the net bid being in the amount of \$5,178.00. Commissioner Ruthod moved that these bids be taken under advisement for one week and that they be referred to the County Highway Superintendent for checking specifications. Commissioner Willner seconded the motion. So Ordered. This Company is located in Fort Wayne, Ind.

RE: MONTHLY REPORT...COUNTY HOME

The monthly report for the County Home was presented. Commissioner Ruthod moved that the monthly report be received and filed and approved by the Commissioners. Commissioner Stoffleth seconded the motion. So Ordered.

RE: PERMISSION TO ADVERTISE...AUDITOR'S OFFICE EQUIPMENT

Mr. Volpe presented the specifications for a new mailing machine for the Auditor's office and asked permission to advertise. Commissioner Buthod moved that the specifications and advertising for the bid be approved and directed the Auditor to advertise for equipment. Commissioner Willner seconded the motion. Motion carried.

RE: LETTER...TO MR. BIGGERSTAFF

Commissioner Stofleth read a letter from the Assistant Executive Director of the Indiana State Highway Department, on the Indiana project, Green River Road, Vanderburgh County, stating, that in answer to Mr. Biggerstaff's letter of December 23, 1970, asking them to check on status of above project; due to the Penn Central Transportation Company's financial circumstances, it was necessary to delay the project, that Mr. Chambers of the Railroad informed them that they are having this project programmed for construction and all materials would soon be on hand. Installation of signals should be completed by April of 1971.

RE: APPOINTMENT OF BURDETTE PARK BOARD MEMBER

Commissioner Buthod stated that he had talked to a number of persons concerning this appointment in the light of who would make the greatest contribution to the park, he therefore recommended that Mr. Don Stucki be named to the Burdette Park Board, since he is well qualified for the position. Commissioner Buthod then moved that Mr. Don Stucki be appointed, as member of the Burdette Park Board for a term of three (3) years. Commissioner Stofleth seconded this motion, adding that he thought Mr. Don Stucki would be a great help to the Commissioners. Motion Carried.

RE: DISCUSSION...VOTING MACHINE PROBLEM

Commissioner Buthod stated that the Commissioners had been advised that the voting machines will increase in price in February. This problem is now under consideration and they are going to check promptly to determine the status of the existing machines and how many new machines will have to be bought, and how many can be converted to the new method. The Commissioners will probably act on this matter before the end of the month. Commissioner Stofleth asked the amount available for voting machines. Mrs. Sauer said that there was \$15,000.00 approved with \$3,625.00 encumbered. Commissioner Stofleth said that they are trying to complete one of the wards with the machines, they now have but with the Primary Election coming up, and with the machines impounded, the condition is getting serious because they will need to be worked on, and soon in order to have them ready in time. He said that they should have decision on the machines soon. Mr. Lloyd was asked to write a letter to the Election Board inquiring as to if they have an idea as to when the machines will be released.

RE: SALE OF COUNTY OWNED PROPERTY

The County Auditor pursuant to legal notice has sold a piece of surplus, Vanderburgh County owned Real Estate, to Anthony W. Hill, the Address of which is 665 S. Governor Street. The legal on this property is McInnery's Enlargement, Lot 13 - Block 2. Code # 21-55-8. The price paid for this piece of property was \$375.00 in cash. Commissioner Buthod moved that the County Attorney be directed to prepare a deed for execution and be delivered to the owner.

RE: REQUEST...MR. KOCH

Mr. Koch said that the Telephone Company wants to run 1700 feet of cable, to be buried off upper Mt. Vernon Road on Five-Dollar Road. It has recently been resurfaced and a hump is usually left on the side of the road so when this happens, the water can't run off into the ditches. He wondered if in the future, they could be informed as to who the contractor is so that if there is trouble, the contractor could be contacted. Commissioner Buthod said that the permits for cut ins need to be revised, as they are not adequate. Commissioner Stofleth stated that this problem has occurred before and discussed it with the Telephone Company and with the Contractor. Mr. Koch said that the job they did was not finished when it was consummated. Mr. Althaus said that he has to stay on top of them to see that the job is done. Commissioner Stofleth said that if the County Highway didn't get results to report back to the Commissioners.

RE: POOR RELIEF

Wm. Lewis, of the Pigeon Township Trustee's Office, appeared for Mrs. Lily McDowell of 927 Line Street, who is divorced. Mrs. McDowell said that she had asked for rent and was refused. She said that she has only paid what she could, on her rent since September of 1970. The trustee's office suggested that she go to the County House, since she has no means of support and can't find a job. Commissioner Ruthod moved that this case be continued until next week when Mac. Smith, who was Mrs. McDowell's case worker, could be present and would know more about the case.

Meeting recessed at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Storfloeth
James M. Ruthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

DEPUTY AUDITOR

Wm. Wittekind Jr.

COUNTY ATTORNEY

Russell Lloyd

REPORTERS

A. Jackson
R. Lyles
C. Leach
C. Cooper
G. Clabes

Secretary: M. Meeker

A. J. Storfloeth
James M. Ruthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 18, 1971

The regular meeting of the Board of County Commissioners was held at 9:30 a.m. President A. J. "Ted" Stofleth presiding.

RE-ZONING PETITION OF LEO A. HILLENBRAND ETAL.

The Re-Zoning Petition of Leo A. Hillenbrand, Etal, was again presented to the County Commissioners. Commissioner Stofleth read a letter to the County Auditor, from the Area Plan Commission, saying that it was to certify the following County Ordinance, which was considered by the Executive committee of the Area Plan Commission at the meeting of Monday, January 11, 1971, at this meeting in which all the Area Plan Commission members were present. 70-56 PC, County Ordinance, petition of Leo Hillenbrand - Etal, on motion duly made and seconded this County Ordinance was amended to delete parcel 2 of the petition. This motion was unanimously passed, said ordinance was so amended upon motion duly made and seconded, the committee unanimously disapproved the rejection of the petition by the County Commissioners. This County Re-Zoning Petition was approved & signed by Wayne Rafferty. Commissioner Buthod asked Mr. Rafferty if it was part of the procedure that he disapprove the rejection of the petition by the County Commissioners or was it something he just threw in, as Commissioner Buthod didn't like that sort of language. Commissioner Buthod said that he didn't think it up to the Plan Commission to approve or disapprove what the County Commissioners did. Mr. Rafferty said that he thought the Attorney's got together on the matter and came up with this wording from the State Statute. Commissioner Buthod said he thought this was insulting to the Commissioners, to enter a finding where they disapprove what the Commissioners do, he didn't think it the prerogative of the Plan Commission, he said that they can over-rule it or send it back to the Commissioners. He didn't like this sort of language and would prefer that in any additional case that it just be simply stated what the Plan Commission did and if they feel it necessary to take a slap at the Commissioners, they will accept as a slap. Mr. Rafferty suggested the Commissioners check with the legal Department, as this was how the wording was derived at, and not from the Commission itself. Mr. Davidson spoke on behalf of the petitioners, Peter J. & Constance Hillenbrand, also Leo & Rose Marie Hillenbrand. He said that these people were born and raised on the west side of Evansville, in Perry Township and that they are good solid citizens, that Leo Hillenbrand has been a home-builder, also in the grocery business. He said that Rose Marie is the operator of Rose Marie's gift shop on Lincoln Avenue. Peter works for the government in the control tower at the airport. Mr. Davidson presented maps, drawings and pictures, showing location of area discussed, he said this entire project is prompted, he thought, by the needs of I.S.U.E. campus. He said the purpose of this complex is to provide faculty members and students with moderate priced, off campus housing facilities and meet the demand created by the University. Apartments will be attractive and well land-scaped, with a recreation area, also that there are utilities at the site. He said that it meets all requirements for private sewage disposal system and that every effort is being made to acquire sewer line if and when the development takes place. In regard to the traffic flow, he stated, with the completion of Eichoff Road project there will be acceptability to the I.S.U.E. campus from Indiana State Highways, 62, 66, 65, and 460, he thinks this development fits in exactly and precisely with a master development plan. There is a sub-division north of this land known as Chapel Hill which the Hillenbrands' own. Mr. Davidson read a letter written by Dean David Rice of I.S.U.E. to confirm an earlier discussion with the Hillenbrands', of the difficulty that students and faculty have in finding variety of housing to meet their individual needs, and the plan to provide a variety of moderate and low income students and other University employees should be helpful in meeting some of the community housing needs. Mr. Davidson said all this shows a tremendous growth pattern and a great growth for the University, itself with a long range plan of campus facilities for 12,000 students in the future. Commissioner Stofleth asked what the approximate cost of the apartment houses built in this area would be. Mr. Hillenbrand said the approximate cost of one type would be about \$8,700 for a one bedroom unit and around \$10,000 for a two bedroom unit, another type would be about \$9,700 for a one bedroom unit and around \$11,000 for a two bedroom unit. Commissioner Stofleth asked Mr. Davidson if he had any assurance or letter to the effect that any professor's or University personnel would live in these apartments, if built, or if anyone had made application for one. Mr. Davidson said he had none as yet.

Commissioner Butthod said that if this follows the pattern at Indiana University in Bloomington and the pattern of students living off-campus in apartments, they have groups of two, three and sometimes four students living together in apartments. He said that we can put the question of whether we need apartments or not, behind us because it is unquestionable that there is a demand on housing, so what we're really relating to here is if this location is a suitable site and do the benefits outweigh the advantages of building at this particular location.

Mr. Davidson also read a letter written to Mr. Hillenbrand from Mr. Robert Sachs, housing co-ordinator with the Mayor's Human Relations Committee. He stated that he was responding belatedly to a conversation previously, he said that he appreciated talking with Mr. Hillenbrand in regards to the plans to develop the land west of Evansville, near the Evansville campus of I.S.U.E. for housing. The need for housing is great for people with moderate and below moderate income. The increasing enrollment at the University has over-taxed the housing market and already has an extremely low vacancy rate. These facts validate the need for more housing. Mr. Sachs wished Mr. Hillenbrand much success in his venture, he also said that mobile and immobile modular units will benefit many people. Mr. Davidson said that the petition had a mobile home paper attached to it and passed 9 to 1 by the Plan Commission who he considered an expert in this field and twice passed by the Planning Committee of the Plan Commission. It was approved again last Monday, he said, by the Plan Commission 7 to 1 and they were acting as executive committee. Mr. Hillenbrand said he intended to build a home for himself in this area, and he didn't think a more suitable site could be found for this development and with all the other developments going west, the southern reaching of the Ohio River is becoming the rural valley of America. Mr. Davidson said that the time to develop this land is now. Commissioner Butthod asked if this Re-Zoning be approved would the Hillenbrands' remain active in the development. Mr. Hillenbrand answered "Yes, very much so". Commissioner Butthod said that the zoning laws haven't done their job in what they set out to do, and one thing he doesn't like is the use of the zoning procedure to increase the speculating value of one person's land over adjoining land when there is no development foreseen, also if this zoning be approved, he would not like the owners coming in and opposing further re-zoning on grounds that there is already plenty property re-zoned for apartments. He also said that he has known the Hillenbrands' for some odd thirty years and had confidence in their personal integrity, but has known developers who have done some of these things. Commissioner Stoffleth asked Mr. Biggerstaff how long did he think it would take for the Eichoff Road project to be completed. Mr. Biggerstaff said that it will take about six months to complete the plans before they could ask for a contract, in addition to the purchase of right-of-way. Commissioner Stoffleth said that they also have the money from gasoline tax for specific project in the amount of approximately \$400,000.00. John Cox, representing the remonstrators of this petition, called it a No Plan petition, in two respects. Firstly...according to ordinance of March, 1966: In that after the creation of an area planning, the area Plan Commission shall as expeditiously as possible, establish a comprehensive plan of the County, including such material as is specified in Act which is a detailed study for development. Mr. Cox said that Mr. Davidson gave a 1960 master plan and represented this as the development plan to which Mr. Cox took exception to, he said this plan has never been passed by any of the legislative bodies of this county and has never had public notice, that such plans should have so that the residents know what is happening, this is not a detailed plan. He stated that he was sure Mr. Rafferty would agree with him in that this plan is not a master development plan that is used and contemplated under the statute, this wording has been in effect here since 1963 and said, "as expeditiously as possible, we shall have a plan and we do not have one yet." One of the criteria's that the Plan Commission stated, when they passed the petition was that it complies with the master development plan, and they passed over that, it obviously doesn't comply with the master development plan because we don't have one, so he would say that the Plan Commission is in error in saying that we have a plan development. Secondly... this is a no-plan petition because if you are going to develop 30 acres over 3 million square feet of Real Estate into multiple family dwellings where 800 families could live, I should think there would be some detailed plans. He thought it a great pipe dream, and that it shouldn't be put in this area, in that it doesn't have any plan for being put in this area. There were numerous remonstrators who stood to show their objections. Mr. Cox also stated that he believes that the redevelopment of the west side should occur and it is going to, but should occur on a detailed development basis but this is not an area to be re-zoned for 800 families, he also urged, a smooth well thought development of this area but not with a re-zoning petition that has no plan.

Jack VanStone said that the plat itself has not been developed and the Planning Commission said that they will have to come back with a plat and if it is a one owner operation there is no requirement that they go through procedure to acquire plat approval, because they don't have to plat it.

Mr. VanStone said that the people are objecting to this re-zoning because this area is a rural sub-division, where people live farther apart than they do in most areas and the roads are narrow, also the railroad tracks go through the area, where only one car can get through at a time, also there are winding roads and they have already had traffic problems. County wise, there are no plans for more schools in the west side of town, that would be needed, he also stated that plans haven't been received on Eichoff Road so we don't know what kind of road it will be, it should be a limited access road, so that it would be a preferential highway to go around the city so that anyone in the County could get to the University, easily, also that there isn't proper fire protection, nor is there adequate police protection. Mr. VanStone said that there would be no reason why mobile homes, or low cost housing couldn't be placed on the University grounds, and be under the supervision of the University. Commissioner Buthod asked Mr. Rafferty if this type of development would require platting under the new proposed Sub-Division Control Ordinance. Mr. Rafferty said no, since this area hadn't been sub-divided, so it wouldn't fall under the sub-division ordinance, and as long as it contains the same ownership, but if there were more than four apartments per unit, the Commissioners would then have control over it. Mr. Davidson said he did think this plan was in conformity with the master plan, as they have confidence in the road being built and it is impossible to sub-divide anything without proper zoning and they are presenting preliminary plans, knowing that if re-zoning be approved they have to again appear before the Board to show the exact location of the recreation facilities, of the houses, drainage, etc. He also said that if homes are built on tax-free land, to think of the tax money that will be lost. Commissioner Buthod said he thought the building of houses on the property of I.S.U.E. is unlikely because of lack of available state funds. Commissioner Buthod also said, that due to the change in the nature of the petition and due to the fact that previously having disqualified himself, he would like to take this petition under advisement. He also stated that the ordinance under consideration, is the ordinance, as amended, before the Plan Commission and as approved by the Plan Commission. Commissioner Stofleth said he didn't know what could be gained by taking this petition for re-zoning under advisement since it has taken the peoples time, and had been postponed before. Commissioner Buthod said he thought they could confer with the engineer to see what traffic outlets would be required, what the drainage situation is and where terminal point of sewer heading west will be and other engineering problems to check out. Commissioner Willner stated that his only hesitance in this, is the fact that there are approximately 80 acres in one small plot. He didn't think there were any comparable housing development such as this magnitude anywhere in Vanderburgh County and as far as the sewer and traffic, he thought it would put adverse effect on the efforts taking place. He said that he would be perfectly willing to go along with this if it were for a lesser amount of acres, and he didn't think a delay in the decision would make any difference. Commissioner Stofleth asked Mr. Rafferty how long this petition had been delayed. Mr. Rafferty said he believed it was first heard in October of 1970, referred back, then again before the Commissioners on January 11, 1971. Commissioner Buthod said that he thought we will be having this sort of development, somewhere in this area, and he didn't have any idea of where this location is the proper place for it but those people who very understandingly felt that they had achieved for themselves, a rural retreat, are going to be disappointed sometime in the future, as there will be developments in their area, and one thing that impressed him on behalf of the remonstrators was that the idea that it should be totally planned, or total approach, to this area, which would give guidance, not only to immediate petitioners but to other land owners, in future planning. Commissioner Stofleth suggested this petition be taken under advisement for one week, at which time a decision must be made. Commissioner Buthod then moved that the petition be deferred for one week. Motion was seconded by Commissioner Willner. Motion carried.

RE: REQUEST FOR TRANSFER OF COUNTY FUNDS

A letter was received from Mr. Rafferty, requesting withdrawal of money in the amount of \$18,595.36 from acct. # 251-103 and be placed in acct. # 251-102, thus leaving a balance of \$10,000.00 in acct. # 251-103. Commissioner Buthod moved, this request be placed on Council Call to be taken up at their next meeting. Commissioner Willner seconded the motion. So Ordered.

RE: HEATING PROBLEM AND DISCUSSION OF PENSION PLAN...COUNTY CLERK

Mr. O'Day stated that there is a heating problem in his office that needs immediate attention. He said that there is no heat in the back of his office, that the maintenance men came in to see about it, and said the only thing to do would be to remove some wall panels in the room, so the heat could circulate. He then went to the Building Authority, they told him he must get permission from the

County Commissioners, as the Building Authority thought it the responsibility of the Commissioners to pay for the removal of these panels. The Commissioners think it the responsibility of the Building Authority, so now Mr. O'Day wants to know just where the responsibility lies. Commissioner Stofleth asked the County Attorney if he had checked the lease. Mr. Lloyd said that the lease didn't refer explicitly to alterations as such, except in section 6-02 of the lease, it read, any alterations, repairs, decorations, additions or improvements may be done during ordinary business hours but if any such work is requested by the City, County or the School -Corp. is to be done during other hours, the particular governmental unit affected shall pay for overtime. Mr. Lloyd said the thing to do on this is to communicate to the Authority, the Commissioners position on the matter. If the Authority refuses to have this work done, a meeting is in order with the Directors of the Authority, as this matter should be taken care of immediately, since the employees can't work under these conditions. Commissioner Buthod thought the Authority jealous of its prerogative to control everything in the building, but they must understand that their right to control is accompanied by an obligation to provide the necessary facilities, and they recover this at budget time, he also said that they are going to have to get rid of the idea that the Commissioners are guests in their house, that it is a regular landlord-tenant situation governed by a lease. Commissioner Willner asked if the Authority had an attorney. Mr. Buthod said "yes", their Attorney was Mr. Bowers. Mr. O'Day said that each time there is a problem or physical change of any kind, there is a controversy, he said that he has already been working on this problem for a week and still doesn't know who's obligation it is to do the work. Commissioner Stofleth said that he understood that because of poor heat circulation, some of Mr. O'Day's employees were sick. Mr. O'Day said there have been several off from work because of illness due to working in the cold, and therefore losing man-hours. It was decided for Mr. Lloyd to write a letter to the Building Authority, asking for an immediate meeting, and sending a copy of letter to the Authority's Attorney, Mr. Bowers. Mr. O'Day also asked the County Commissioners to name a committee to draw up a pension for county employees. Mr. O'Day said that he would like for Mr. Volpe to be either a member or to work with the committee. Mr. Buthod suggested it be composed of two lay people of opposite political faiths, that would represent the taxpayers, someone like John Franke Jr., an insurance man who is active in the Republican party, and two governmental employees from each party. Commissioner Stofleth suggested, as members, Buddy Cole and Florence Bruck. Mr. O'Day said that he would give the Commissioners names of people to be considered as members of this committee soon. Mrs. Sauer suggested this be set up as soon as possible, so the plan could be completed by budget time. Mr. Althaus said that he knew his employees would be pushing for this pension plan also this year, and he thought this plan should be ready a good month before budget time.

RE: SPECIFICATIONS ON VOTING MACHINES

The specifications on new voting machines were presented. Mr. Buthod said that if the Commissioners asked for bids on a fixed number of machines, they might run out of money. Commissioner Stofleth said that they have \$18,625.00 for the machines, and the cost previously was \$2,275.00 each and if they bought eight machines the cost would be \$18,200.00, and that doesn't include freight charges. He asked Mr. Knight what his comment was on this. Mr. Knight said that since eighteen year olds will be able to vote, and precinct changes being made, more machines will be needed. Commissioner Buthod moved that the Auditor be instructed to advertise for the voting machines with bids to be made on unit price, not to exceed eight machines, and the specifications submitted be approved. Commissioner seconded the motion. So Ordered.

DISCUSSION....WHIRLPOOL STRIKE

Commissioner Stofleth spoke to the Trustee's, saying that there was an article in the paper about the assistance to the individuals who are now on strike at Whirlpool, and this assistance being asked is mostly for utility bills. Some have received it and some have been rejected, so he would like some comments on this problem. Commissioner Buthod said that he thought a couple of things needed to be understood, one was that the Commissioners have no authority to reverse a trustee's decision for granting relief, if a trustee grants relief, that is the end of it, the only authority the Commissioners have is to compel relief in cases in which it had been denied, thus they have no authority to tell a trustee that he should have granted relief, we only have authority to tell him he should have granted relief, there is only one short section in the statute which says that if a person feels he has been unjustly denied relief, he may appeal to Commissioners and if they so determine, they can order the trustee to relieve the person. Commissioner Buthod said they must also take the law as they find it, he said that regardless of how much trouble it will be for them, each app will have to be considered separately. Section 52-152 of the statute reads that if the poor person applying, is in good health or if any member of his family is so, the overseer shall insist that those able to labor shall seek employment,

and he shall refuse to furnish any aid until the overseer is satisfied that the person claiming help is endeavoring to find work for himself. The Trustee may require any indigent receiving assistance to do any work needed done by any governmental agency or unit within his township of adjoining township in exchange for assistance given, the work shall be supervised by the agency or unit having work done and the indigent shall only be required to do the amount of work which equals value of assistance given by the township, to those living together as a family unit and for which he is a member without any pay to the indigent or the township therefore based on prevailing wage scale for such work in the community where it is done. Commissioner Buthod said he was informed by the council for Whirlpool Corporation that there is work available for anyone that reports to work, he realized that some people are fearful of personal violence, also of crossing the picket line. He said that it would be necessary for him to be re-assured that an able bodied person has sought work and is unable to find it, in order for him to overrule the Trustee, and according to the Whirlpool Council there is work available and if a person cannot go to work without physical violence, that is a matter for the law enforcement agency. It is a matter of personal principle then re respects and admires the people for not crossing the picket line as a matter of principle but they must sustain their principles at their own cost and not that of the taxpayers. This is a complex problem, the digression is basically invested in the Trustee. Commissioner Stofleth said that the Commissioners don't have the Trustee's there to tell them that they must or must not, and we know that the people have a last recourse to appear before the Commissioners if they are refused help, he also told the Trustee's that they cannot criticize them or tell them as elected officials that they can not give a person assistance if they so desire. Commissioner Stofleth then asked if any of the Trustee's had any comments to make. Mr. Mosby, Perry Township Trustee, said that he is helping several families because of the Whirlpool strike and others because they are off from Ohio Valley Container Corp. He said he helped them because their utilities were going to be turned off and he felt that the people couldn't find work, and as for crossing the picket lines, he said they do have a job to go to but by doing so, they have to value their welfare and their family. If a man gets killed, the Welfare or Trustee will have to care for them, so he weighs each case individually on their own merit. Commissioner Stofleth asked the people to stand that were asking for assistance, and asked which townships they lived in. Mr. Jack Chaddock, Knight Township Trustee said he would like to second Mr. Buthod's comments because he thinks that everyone feels pretty much the same about the situation at hand. He thought it would help if the information that Commissioner Buthod had received from Whirlpool Council would be related to the Trustee's in writing, it would be a great help to the Trustee's when these people are seeking assistance. He also said that he is not in favor of people crossing the picket lines and endangering their lives, but he thought if some people knew there was work available with any company, they might be interested. Commissioner Buthod said what he was trying to do was to avoid intervening on one side or the other, or avoid interjecting his position, either on the side of management or on the side of labor but thought what was decided would have an effect, therefore the Commissioners have to be very careful not to try to influence the collective bargaining process. Another problem is what are the Trustee's going to do for the money that will be needed. Mr. Chaddock said there has been some comment through the news media that some people have said that they are getting the run around, when asking for relief. He also said that the number of cases they have in Knight Township are up 60% over a year ago, as of January 1, 1971. This is a problem that all the Trustee's are facing, he said they are using their own digression and dealing with each case individually, and the Trustee's communicate with one another trying to do what is best for the people of all townships, also that the work that was available in the past is no longer there. Commissioner Stofleth told Mr. Chaddock that the Commissioners didn't ask the Trustee's to come to the meeting to get instructions, he said they were called in so that together they could see what could be accomplished through the knowledge of the Trustee's. Mr. Chaddock told the news media that it would be of tremendous assistance if the citizenry at large having jobs available, part time or even half a day, what ever it be, if the news media could advise the people or companies that need help to contact the Trustee's. Mr. Gary Gerling, representing Local 808 said that he understood that when he appeared on behalf of some applicants and he understood then that the position of the Commissioners was that the mere existence of the Whirlpool strike would not be used in the consideration of an appeal. To say that a person was not taking available work as he understands the law there are qualifications other than mere availability of work to qualify for relief. If a person owned property, a car or had money in the bank, he would first have to use this up, so the only basis for denying relief was that a person refused to work at Whirlpool, and Mr. Gerling said that he understood at that time, when he was present for the union

members in similar circumstances, that had no real estate, that had no car, that had no money in the bank, and had children who were without food and clothing. A policy was then being adopted by the Commissioners, and in those kind of cases only for consideration of an appeal. Mr. Gerling said that at that time he had a couple of appeals before the Commissioners, and they qualified for assistance other than the fact that they weren't working at Whirlpool, and that was the way he understood it at that time. He said if since then there has been a change in policy there should have been some notification to other persons. He also said that on behalf of the organization of the people he represents, that they have paid a lot of taxes to this community, and so has Whirlpool, and it is their tax funds that are used for people who are unable to pay their own way. Mr. Gerling said he was sure that no one from Local 808 would ask the Commissioners to get into the fight between the management and between the union, and certainly the man whose children are hungry, and whose rent isn't paid is in a difficult situation to get into the fight. He wondered where the law fits into the words, "available work". Commissioner Buthod said the statute reads, "he shall refuse to furnish any aid until he is satisfied that the persons claiming help are endeavoring to find work for themselves." He said that it is weasel worded and he doesn't know what it means, and he didn't know if there were any cases stating its meaning, if it means in the change that has occurred, as he has assumed, since Whirlpool was completely shut down, that there would be no work available for anyone regardless of whether they wanted to work or not. It was a factual change that was communicated to him, and what the impact of that factual change is or how the statute should be applied in that situation is something to be worried about. He said it was a question of law. Commissioner Buthod said that he still feels if the Commissioners have to hear 20 cases a day for the next 20 weeks they are going to have to hear each one individually, on their own merit. He thought the strike irrelevant to the position. Commissioner Stofleth said that if we place ourselves in the position where we are looking at it from the strike standpoint, that work is available, then the County Commissioners are placing themselves in a position that he thinks may get them in a hassle, and we don't want to do this. Commissioner Buthod said he thought they were in a position to have some influence because many of the people feel if the township relief is granted too freely, then they are in effect, removing one of the economic factors which effects elective bargaining, on the other hand if they don't grant relief, they are taking a position of management as opposed to labor and he thought the only way they can try to do their best to stay out of it is to avoid wholesale position. Commissioner Stofleth said that when the Trustee's make their decision, they must also take into consideration the taxpayers money. Mr. Morrison, Pigeon Township Trustee, stated that he feels that the Trustee's are all trying to do a good job for the taxpayers, he too feels he can't be a mediator in the Whirlpool strike, but felt that the men couldn't take a chance getting their heads beat in by crossing the picket lines, so he will try his best to do his job in helping the people that need relief. Commissioner Stofleth thanked the Trustee's for appearing at the Commissioners meeting as they have helped tremendously.

RE: REQUEST BY MR. JOE WINIGER

Mr. Winiger, a taxpayer asked that Mr. Volpe give a run down on Center Township's appropriation for poor relief, and wanted to know how far the money would go if they helped the people in Center Township. Mr. Volpe stated that the appropriation for this year for poor relief is \$31,730.00, however there is another provision in the law which says that whenever a Township Trustee needs more money, it shall be provided for from county funds, and will be made up on that Township tax rate the following year.

RE: RE-ZONING PETITIONS

The following Re-Zoning petitions were presented, approved and referred to Area Plan, on motion made by Commissioner Buthod, seconded by Commissioner Willner. So Ordered.

Re-Zoning of Bussing Construction Corp. & Greencove Investments. Premises affected are situated a distance of 2040 ft. north of the intersection formed by Theater Drive and 1000 ft. east of Steekwell Rd. and is a part of the N.E. Quarter of Section 14, Township 6 south, Range 10 West, containing 29 acres more or less. Requested change from R-1 to R-2.

Re-Zoning of Citizens Realty and Insurance Co. Premises are situated on the east side of Boehne Camp Road, a distance of 100 feet South of the corner formed by the intersection of State Road 62 and Boehne Camp Road.
Requested change from A to C-4.

Re-Zoning of Robert Winstead. Premises are situated on the Southeast corner, a distance of 0 feet from the corner formed by the intersection of Red Bank Road and Upper Mount Vernon Road.
Requested change from A to M-4.

RE: DISCUSSION... PROPOSED STATUTE

Mr. Willard Shrode read a proposed statute that would enable the County to release surplus real estate for recreational facility purposes such as swimming pools, golf courses etc., He said there is one change, an addition to the powers that the County Commissioners and the Counties already have. He said he understood that it was a legal possibility to lease surplus County property for recreation facilities in the absence of the change of the statute. He said since the General Assembly may not be in session for another two years, he thought it appropriate at this time to present to the County Commissioners this proposed change. Commissioner Stoffleth said that they were considering the proposed statute very seriously until this was detected, he can only say he does know that we need an expansion in recreational facilities and he hopes that they can get some kind of statute on the books whereby the County Commissioners can proceed with the program at the County Home, having a golf course. Commissioner Buthod said he had talked with Mr. Shrode and made several suggestions and he would be very much in favor of the bill being introduced. In order to permit the development of recreational facilities with private capital it is noted that they can be constructed on a lease basis but immediately upon construction, all the improvements belong to the County. Mr. Shrode suggested a copy of the proposed statute be mailed to our legislator.

RE: BILL FROM MR. LATSHAW

A bill from Mr. Latshaw for 1876 feet of yellow center line, for the Mesker Park Project in the amount of \$251.00 was presented. In the meeting of November 9, 1970, Mesker Park Project, Report of Engineer read that the project was almost completed with the exception of edge stripes. The problem seemed to be the 10% retainage fee held on George Ryan Contract was for more than the cost of the striping, in that meeting Commissioner Stoffleth had made a motion to delete the amount for the striping which was \$2,500.00 plus, from the contract and release retainage fee, with Mr. Latshaw to do the striping when weather permitted. Mr. Biggerstaff said that his understanding was that since they didn't know what the weather condition would be and how soon the work could be done, he said that evidently Mr. Latshaw had gone out and done the striping over the weekend and thought that Mr. Ryan would like for it to be re-instated in his contract and to be paid for the job and in turn pay Mr. Latshaw. Mr. Biggerstaff said it was his understanding that Mr. Ryan had sub-contracted this work to Mr. Latshaw. Commissioner Buthod said the thing to do was to inform Mr. Latshaw to file a claim so it could be considered by the Commissioners.

RE: LETTER...MR. JAMES L. ANGERMEIER

Mr. Angermeier, County Assessor wrote a letter to the Commissioners stating that in the confusion of the last re-assessment of Perry, German and Scott Townships, the field sheets were made out in single copy for the County Assessor's Office. Now he has the problem of having to fulfill an obligation of reproducing records for the Township Assessors, they will need to up date their records by March 1, 1971 therefore would like to have approval for using Board of Review money that appears in the budget and that a request will be made to County Council to replenish the money before the Board

Commissioner Buthod moved that the County Commissioners approve use of Board of Review funds subject to approval of Board of Review and subject to existing laws concerning budgetary reports. Mr. Angermeyer said he has obtained records from two of the township offices, also he has to reproduce the records to keep the County Commissioners and the public informed, and will be approved by the Board of field members and will present it to the County Council in due time. Commissioner Willner seconded the motion. So Ordered.

RE: REQUEST ...SHERIFF

A letter was received from Sheriff Jerry Riney, requesting draperies be placed on glass panels in his office, the conference room and Chief Deputy's Office, since it is imperative to have complete privacy for greater effectiveness in criminal investigation and interrogation. He said he has an estimated price from Elmendorf Interiors in the amount of \$180.00 complete for the three offices. Commissioner Buthod said this money should come out of the Sheriff's Equipment Account. Commissioner Stoffleth said the Sheriff should be notified. Commissioner Buthod moved that the expenditure be approved from the Sheriff's equipment account and the invitational bid of Elmendorf Interiors be approved. Commissioner Stoffleth seconded the motion. So Ordered.

RE: COMMISSIONERS DECISION REVERSED

Commissioner Buthod had said previously that the elective office holders were not eligible for the Insurance program where the county pays part of the cost, he said he overlooked the fact that the statute was amended in 1961 and in his opinion, the Elective Offices now are eligible for the coverage, and for the county to participate in payment of their life and health insurance.

RE: CLAIMS

The following claims were presented and approved, subject and paid from available funds, by Commissioner Buthod. Seconded by Commissioner Willner. So Ordered.

Claim from American Life Insurance Co. for Sheriff's Department in the amount of \$9,027.00.

Claim from Southwestern Indiana Mental Health Center Inc. in the amount of \$82,500.00 which is 50% of Vanderburgh County's share of operational expenses, voucher for the remaining 50% to be submitted at a later date.

CLAIM from Roettger Electric Co. Inc. Certificate for Payment #5, for electrical work for Southwestern Indiana Mental Health Center Inc. in amount of \$11,695.50.

Claim from Deig Bros. Lumber & Construction Co. Inc. in payment of # 14 for general construction work at Southwestern Indiana Mental Health Center Inc. in the amount of \$23,837.67.

RE: JUSTICE OF THE PEACE...QUARTERLY REPORT

The quarterly report of the Justice of the Peace was presented to the Commissioners. Ordered received and filed.

RE: LETTER...LAIN TECHNICAL INSTITUTE

A letter was presented from Lain Technical Institute, and an enclosed copy of stipulation signed by the Representative of the Attorney General, State of Indiana, concerning their personal property for the year 1965 to present time and believe they were erroneously denied tax exemption for an Educational Institution back in 1966 and all taxes from that time until the present have been waved, and they are now, and will be in the future a tax exempt organization of the state statute and would greatly appreciate the records being purged, also tax assessment, and they will continue to file their application for exemption each year as has been done in the past.

Mr. Volpe said the reason this was presented to the County Commissioners was because the case in question refers only to Marion County and he should imagine that it would apply to Vanderburgh County as well but no mention was made of it in the letter. Commissioner Buthod said this should have been presented to the Commissioners in the form of a claim. Mr. Volpe wondered if the legal case in Marion County would affect Vanderburgh County as he thought it would. He said that in 1965 and 1966 the State Board of Tax Commissioners came down here and revoked their tax exemption, and one by one they are getting the courts to re-institute the exemptions. The County Commissioners referred this letter to the County Attorney.

RE: LETTER FROM CITY-COUNTY HEALTH DEPARTMENT

A letter was presented from the City-County Health Department to Edwin and Martha Quick allowing and/or dumping on their property at 2405 N. Grove Street. Letter ordered received and filed.

RE: REQUEST...COUNTY PROSECUTOR

A letter was received from William J. Brune, County Prosecutor, requesting an additional "Call Director" telephone in his office. He said they have two such telephones but due to the numerous calls his office receives they are inadequate, also requesting that the telephones be provided with a secretarial buzzer system, as he finds this necessary. Commissioner Buthod moved this request be approved. Commissioner Willner seconded the motion. So Ordered.

RE: SALE OF COUNTY OWNED PROPERTY

A deed was presented on County Property that was sold last week to Mr. Anthony Hill, legal being Lot 13 Block 2, McInnery's Enlargement. Commissioner Buthod moved that this deed be executed and delivered to the owner. Commissioner Willner Seconded the motion. So Ordered.

RE: LETTER FROM PENN CENTRAL R.R.

A letter was presented to the County Commissioners from Mr. Martin with Penn Central Railroad Co. addressed to Mr. Biggerstaff stating that the proposed plans concerning Vanderburgh County Highway plans that will affect Penn Central at St. George Road and St. Joe Avenue have been forwarded to their Chief Engineer for his review and comments. Ordered received and filed.

RE: EMPLOYMENT CHANGES

APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY

<u>NAME</u>	<u>ADDRESS</u>	<u>POSITION</u>	<u>SALARY</u>	<u>DATE EFFECTIVE</u>
Stanton Gash	200 E. Mich.	Surveyor Helper	13.70 day	1-18-71
Noel W. Drew	629 Jeff.	" "	" "	" "

COUNTY SURVEYOR

John M. Sollman	1163 E. Del.	Instrument Man	6,000 yr.	1-15-71
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C O G & DEV. STUDY

Helen S. Carlson	421 S.E. First	Coder	2.00 hr.	1-14-71
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RECORDERS OFFICE

Betty J. Hermann	4550 Sweetser	3rd. Deputy	4,450 yr.	1-16-71
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COUNTY TREASURER

Helen Krietemeyer	R.R. 5 Box 61	Posting Machine Supervisor	218.75 Se. Mo.	1-16-71
Betty Burton	2812 N. Edgar	Clerk	193.75 Se. Mo.	1-16-71

COUNTY HIGHWAY

George Lee Horn	2323 Herbert	Mechanic	3.00 hr.	1-18-71
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RE: EMPLOYMENT CHANGES CON'TRELEASEDCOUNTY HIGHWAY

Michael Nussmeyer	1512 MacArthur Dr.	Surveyor Helper	13.70 per day	1-18-71
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C O G TRANSPORTATION & DEVELOPEMENT STUDY

Michael R. Merritt	1327 Emmett St.	Temporary	2.00 per hr.	1-71
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RECORDS OFFICE

Joyce A. Peachie	509 Barkaley	3rd. Deputy	4,450 per yr.	1-71
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COUNTY TREASURER

Carolyn Seib	R.R.7 Box 200A	Supervisor of Posting Machine	218.75 semi-mo.	1-71
Helen Kriestemeyer	R.R.5 Box 61	Clerk	193.75 semi mo.	1-16-71
Betty Buxton	2812 N. Edgar	Clerk	12.00 per day	1-16-71

RE: AWARDING OF BIDS

Mr. Lloyd said that the bid had been reviewed on one Hydraulically controlled Sloper Ditcher, and it was decided that it be awarded to the bidder, Ralph Brown Equipment Sales Co. of Fort Wayne, Indiana, in the amount of \$5,178.00. Commissioner Buthod moved the bid be awarded. Commissioner Stofleth seconded the motion. So. Ordered.

Also a bid from Ralph Brown Equipment Sales Co. for two Hydraulic Extension Arm Rotary Brush Cutting Mowers, with primary bid including trade-in for the price of \$22,176.00 per unit, and an alternate bid to purchase a new unit and tractor with cab, plus rebuilding and modernizing existing trimmer, owned by the County, in the amount of \$21,688.00 per unit. After being reviewed by Mr. Althaus, the recommendation was made to purchase the new equipment since there was only \$488.00 difference between having one rebuilt, with no warranty and a new one. Commissioner Buthod moved the bid be awarded, and certificate sent to Co. awarded both these bids. Commissioner Stofleth seconded the motion. So Ordered.

RE: OPENING OF BIDS

Bids were opened by Mr. Lloyd, on #2 Fuel Oil, Diesel Fuel, and Kerosene. Bids were submitted by, Texaco Inc. of Indianapolis, Indiana, Evansville National Premium Gasoline Inc. and Lawrence Schlensker. Commissioner Buthod moved that these bids be taken under advisement. Commissioner Willner seconded motion. Motion Carried.

RE: REQUEST BY MR. ALTHAUS

Mr. Althaus asked permission for his Grader Operator, Jerry Linzy to be permitted to go to Vigo County in Terre Haute for one week in March, for instructions on operating new machines from an experienced operator, his expenses to be paid out of the, (Traveling for County Officials) fund. Commissioner Willner moved that permission be granted. Commissioner Buthod seconded motion. So Ordered.

RE: TREASURER'S MONTHLY REPORT

The Treasurer's monthly report was presented for approval, for the year ending December 31, 1970. Received and filed.

RE: CUT IN

Application was made for permission by the Indiana Bell Telephone Co- to bury telephone cable adjacent to the pavement for a distance of 1700 feet on Five Dollar Road. Commissioner Buthod moved it be approved. Commissioner Willner seconded motion. So Ordered.

RE: COMPLAINT... MR. ROEHM

Mr. Roehm said that two sets of coils were frozen in the Civic Auditorium the week before last, and no one can seem to find the trouble, he said that the last time this happened it cost the m around \$3,000.00 to replace them. He contacted Mr. Kuester, representative for the Co. to see if he could find the trouble, since the coils were working before and after the freezing. Mr. Kuester said that evidently someone had moved the controls, since Mr. Chrisman, in maintenance, hadn't since he is the only one that should. Commissioner Buthod said that someone is being maddlesome. Commissioner Buthod also said that the only thing to do, since it is impossible to lock them or place guards on them as they are too spread out, is to have Mr. Dressback to tell every employee, if caught tampering with the controls, that this would be cause for dismissal, and the other tenants that it would be cause for refusal of further rental privileges. Commissioner Stofleth thought that this should be put in writing, and sent to Mr. Dressback. Mr. Roehm also said that the people at the coliseum were asked to help take inventory of the building, to see what repairs were needed.

RE: COUNCIL CALL Commissioner Stofleth made mention of the Council Call Meeting which will be held on Wednesday morning, January 20 at 8:30 A.M.

RE: POOR RELIEF:

MR. DON KEMP SR.---2409 Mary Street. Is on strike from Whirlpool. Utilities are to be shut off. Son has had an ear infection and spent a lot of money on Doctor's and medicine. They own their own home. Mr. Kemp lives in Center township, he said he is getting food stamps but needs help with his utilities, his wife has had surgery and cannot work, also they have no credit. Commissioner Stofleth suggested they go to Center Trustee's office to file an application, since they hadn't filed one yet., and that they would have to be investigated. Commissioner Buthod asked Mrs. Winiger, the case worker, to call S.I.G. & E. Co. to see if they would extend their cut off date until next Monday, and tell them that Mr. Kemp's case is under consideration.

MR. COSBY TAPP JR.---20 E. Powell Ave. Pigeon Township- Bob Olsen, Investigator. They asked for rent, since they are two months behind. Four children, ages are 4, 5, 1 and 4 mo's. They also need help on utilities. Mrs. Tapp gets \$100.00 a month for her three children. Trustee said they are getting too much money for help from them. The investigator said that the Tapp's are getting food stamps, but since Mrs Tapp's sister moved in with them, and they are already helping her, and that the household budget has to be consolidated and all income's considered in agreement with the Dept. of welfare., they rejected Mr. Tapp because of inability to supplement welfare grant. He has held numerous jobs, but can't seem to find one now. The sister is pregnant, can't work. Has no husband. Commissioner Stofleth suggested temporary assistance. Commissioner co moved, for the period of one month. Motion seconded by Commissioner Willner. So Ordered.

MR. JOHN WEHR --- 5513 N. Kerth Avenue. Center Township. Mrs Winiger Investigator. He is on strike from Whirlpool. He needs help on utilities. They are getting food stamps. Mr. Wehr said that Pigeon Twp. Trustee is helping the strikers but center Twp. Trustee wont. Mr. Wehr said that he was refused an application, that they told him in the Trustee's office that it was illegal to help him, he said, since he was on strike. He said that he borrowed money from the union, looked, but can find no work. Mrs. Winiger said that their credit rating was poor. Commissioner Buthod told them to make application, with the Center Township Trustee.

MRS. LILLY MCDOWELL---1110 Cherry St. Divorced. Pigeon Township. Mrs. Betty Smith - Investigator. Mrs. MacDowell was at the meeting of January 11, 1971, but at that time her investigator was unable to be there so her case was postponed until this week. Mrs. MacDowell has only paid what she could on her rent, and has moved twice since then. She said that she can't find a job, although she has had several but unable to keep them. Mrs. Smith said that she had given Mrs. Macdowell an emergency food order and told her that she would have to find a job, but she hasn't. She also made an application at welfare for eye treatment which has been accepted. She said that she is unable to work and that there is no one to help her. Mrs. Smith had contacted Mr. Harness at the County Home. He said that there was room for her, but she will have no part of it. She definitely won't go out there. Commissioner Buthod said that if she is unwilling to go out there, he is unwilling to overrule the trustee. Commissioner Buthod moved appeal be denied. Commissioner Willner seconded motion. So Ordered.

POOR RELIEF -- CON'TNORMA LEE GLASER

Mrs. Glaser said that she is the sole support of two children, that she is out of work because of the strike, that she has drawn all her funds from the credit union and has borrowed money from her brother. She has applied for A B C Welfare but hasn't heard anything from it yet. She is asking for help until she goes back to work. She lives in Center Township. Commissioner Buthod told Mrs. Glaser to go to the Center Trustees and make application, so an investigation can be made. He said her case will be considered on its own merits.

Meeting recessed at 12:55 p.m.

PRESENTCOUNTY COMMISSIONERS

A.J. "Red" Stoffleth

James M. Buthod

Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Russell Lloyd

REPORTERS

R. Lyles

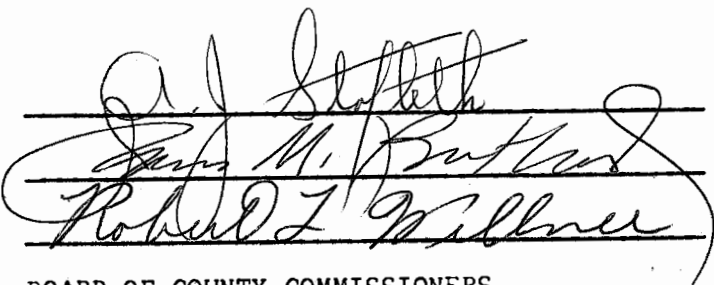
C. Leach

G. Clabes

C. Cooper

A. Jackson

Secretary: M. Meeks


BOARD OF COUNTY COMMISSIONERS

JOINT COMMISSIONERS MEETING
JANUARY 22, 1971

A special meeting was held on Friday, January 22, 1971, 8:30 p.m.

Commissioner Stoffleth opened the meeting.

RE: POOR RELIEF

Commissioner Stoffleth stated that the reason for this special meeting was because the electricity at Mr. Kemp's home has been turned off. He also said that Mr. Kemp has a young boy who has an ear infection. His wife is also ill, and the Commissioners do not want these people to suffer. He said that if something would happen to them, the Commissioners could be held responsible, and he doesn't want to carry anything of that nature on his shoulders and he knows that the other Commissioners feel the same. Mr. Kemp's electric bill is in the amount of \$38.41.

The Commissioners had heard Mr. Kemp's case previously and had asked Mrs. Winiger, Center Township Investigator, to arrange some way for Mr. & Mrs. Kemp to sign an application, but none has been signed, so the special meeting was called.

The Southern Indiana Gas & Electric Co. was called and informed that the Commissioners would contact the Center Trustee's office and arrange for the bill to be paid.

Commissioner Stoffleth suggested that this bill be paid by the Center Township Trustee, and in addition, one month's heat & electric, if needed, so on oral application of Mr. & Mrs. Kemp, since written application was not available, Commissioner Buthod so moved. Commissioner Willner seconded the motion. The vote being unanimous, So Ordered.

Commissioner Willner asked Commissioner Buthod to read a section of the statute that pertained to relief. Commissioner Buthod read Section 52-160 which is as follows: If any poor person believes that he or she is entitled to the benefit that belongs to the relief of the poor, and if the overseer of the Township in which he or she has a legal residence shall refuse to give the benefit thereof, upon application of such person, the Board of County Commissioners shall grant such poor person a hearing and pursuance thereof, may deem proper, direct the overseer to relieve him or her on his or her application. Commissioner Stoffleth told Mrs. Winiger that an application should be furnished these people. Mrs. Winiger said that she was Mr. Kemp's home during the past week, but found no one home. She also said that she would go back on Monday, January, 25th.

Mr. Carl Atkins of Local 808 asked if Mrs. Winiger was the Center Township Trustee. Mrs. Winiger said that she was the investigator. Mr. Atkins then said, that it seemed to him the Trustee wasn't doing his job, as he should be taking care of this business himself.

Mr. John Wehr, who lives at 5515 N. Kerth Avenue has received a termination notice from the Southern Indiana Gas & Electric Co. The amount of his bill is \$24.34.

Commissioner Stoffleth said that a motion is in order to pay the bill for Mr. Wehr and in addition, assistance for one month, if needed, so on oral application of Mr. & Mrs. Wehr, Commissioner Buthod so moved. Commissioner Willner seconded the motion. The vote being unanimous, So Ordered.

Commissioner Buthod said that when the Commissioners sit in on relief cases they do so as judges, not as Commissioners and when in that position, each case must be taken on it's own merit, and he hopes that those who have been severely distressed by the economic circumstances due to the strike, and the union itself will encourage the people to do everything possible for themselves because there isn't enough money to help everyone. He said that these were two emergency cases in which the Commissioners felt, after reviewing the facts, these people had to have assistance. He also said the Commissioners will treat each individual case that comes up, on it's own merit. He also said that it is terribly important, in order to enable the County and the Township to help those that are in direful need, to exercise the utmost restraint in requesting aid, that is they don't want anyone to feel that because one person is helped another person feels that he or

Commissioner Buthod said that he was sure that the Union strike fund, and the Union leadership will understand the Commissioners position in saying, that they are not going to be able to help everyone, but if there is no other way to obtain help they can go to the Trustee of their Township, then if the Trustee refuses help, they can appeal to the Commissioners. He said that he knows of nothing that has confused or distressed him more, than this problem has, in the two years that he has been on the Commission.

Mr. Larry West of Local 808 said that the people who tried to apply for help at the Center Trustee's office were told to get out if they were Whirlpool people. He said that they are trying to help the people to help themselves by borrowing money from the Credit Union whenever possible.

Mr. Wehr had mistakenly told Mr. West that Mr. Buthod had said at the Meeting of Monday, January 18th that, "there is work available at Whirlpool", but what Commissioner Buthod really said was, "I was informed by the Council for Whirlpool Corporation that there is work available for anyone that reports to work, I realize that this is a broad statement and that some people are fearful of personal violence, also of crossing the picket line." Commissioner Buthod said that Mr. Wehr was so involved, understandably so, with his own problem that he failed to listen and inaccurately related this to Mr. West, instead of asking Commissioner Buthod if he had made the statement, he stated that he had. Commissioner Buthod also said that he thought whether the work was technically available and whether it is available as a practical matter was two different things, and perhaps he may have been talking too much like a lawyer, but he simply discussed the matter as a question of law, and as a question of what the law is, and what the Commissioners duties were under the law. Mr. West apologized to Commissioner Buthod, saying that he should have asked him, rather than accusing him of making the statement. Mr. West also said that Whirlpool, according to several people, have no work available, and he therefore believes it possible for them to apply for unemployment.

Commissioner Buthod said that this is a collective bargaining situation in which none of us are experts, he thinks their duty as Commissioners is to try to stay out of the collective bargaining process as much as they can, that means that the Commissioners won't say that none of the strikers get relief, nor that they all do, but that each case, where help is asked, will be weighed on it's own merit, even though it means more work for the Commissioners, that the statute doesn't say he must accept any available employment, it says you must be seeking employment, and without a judicial construction, we don't know what the law is, we only know that the Commissioners are going to do what they can and what they think is right, and in doing so, stay out of influencing the strike negotiations in every way possible, because that isn't the job of the Commissioners. He said that the economic pressure of a strike is a part of the whole process, that the union is trying to put pressure on the company, and the company is trying to put pressure on the union, also that the Commissioners shouldn't try to stick their noses in, as they are trying to walk this tight line and trying not to influence in any way, means that they can take emergency cases without setting any precedent, or even trying to, so, each person who believes himself entitled to relief, is entitled to a hearing before the Commissioners, if refused help from the Trustee, and they are going to listen to what the people have to say, then make their decision the best they can, God help them.

Mr. West said he appreciated the help the Commissioners were giving these people, also that when any of the strikers seek jobs, they are refused because they are on strike.

Mr. Wehr said he would like to apologize for misinterpreting what Mr. Buthod had said in Monday's meeting.

Commissioner Willner said that the applicants could go to the office of Center Township Trustee to sign applications but Mrs. Winiger said they couldn't, that she would have to go to their home, so Commissioner Buthod told the applicants that Mrs. Winiger would do so the following Monday, so they could sign the applications.

Mr. Al Warren of Ward 2, Precinct 5, wanted to apologize to Mrs. Sauer, the Commissioners Secretary, for the way he talked to her previously. He said the reason was that he was mad, due to the fact that everywhere he went people criticized the strikers by calling them names and treating them like dirt, he said that if they were on a wildcat strike it would be different, but they are on a legal strike, that they paid taxes like everyone else, and are in dire need of help, they are being refused jobs because they are on strike. He said they are tired of being pushed around, and if they can't get a job, what are they supposed to do.

Commissioner Buthod said that we do not have adequate laws to cover this situation, he said that it is like the Ohio river being flooded, it is a disasterous situation, we simply have to cut, patch, and fit, and do the best with what there is to work with. He said that what the Commissioners do here is going to have some influence on the economic problem of the strike situation which is badly understood by most people, that those who have not worked under labor-management problems in a plant have no way to relate another's problems to their way of life, and it doesn't fit, there is no way for those in management to understand those in labor, neither for those in labor to understand some guy that managed a store all his life, but, he said, what the Commissioners can hope to do is to say that they are faced with a community disaster and have to live with it and help solve it the best they can and hurt as few people as possible, in doing so.

Mr. Warren said that the employees at the Pigeon Township Office are very nice to the people and try to help them, but if they go to another, the employees beat around the bush, he wondered why that was.

Commissioner Buthod said that all the Trustee's offices are independently elected and they run their offices as they see fit.

Mr. Warren said that when he talked with Mrs. Winiger, she made the remark that she had to work to pay her bills, he said that the remark wasn't well-taken, also that since the Trustee's help is being paid to do their jobs, they could be nicer to the applicants instead of being so sarcastic.

Commissioner Willner said that what Mr. Warren was talking about would be readily alleviated with the program that had been discussed, in reference to a suggestion of having these people getting relief, and working for it in return, at the County Garage. He said it would be the perfect answer where the public wouldn't be down on someone because he needed assistance and was on strike, as he would be doing manual labor for the help he was getting.

Commissioner Stoffleth said he was probably in error in saying, "Whirlpool", when speaking of relief, when what he meant to say was, "everyone who is getting aid", referring to a statement of previous meeting. He said that the Commissioners cannot tell the Trustee that he has to make a person requesting relief, to go to work some place, that it was only a suggestion.

Mr. Kemp said he wouldn't have gotten help, had he not come before the Commissioners.

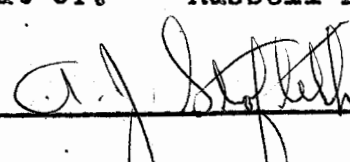
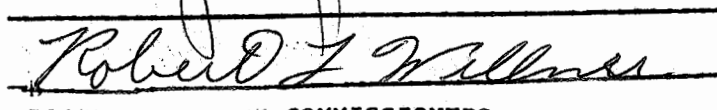
Mrs. Winiger stated that what was said in the Trustee's office wasn't meant to nasty, and they have a great number of people to help.

Meeting recessed at 5:35 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>DEPUTY CO. AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A.J. "Ted" Stoffleth James M. Buthod Robert L. Willner	Wm. Wittekindt Jr.	Russell Lloyd	R. Heildeman C. Cooper

Secretary: M. Meeks



ROBERT L. WILLNER
COMMISSIONER

COUNTY COMMISSIONERS MEETING
JANUARY 25, 1971

The regular meeting of the Board of County Commissioners was held on Monday, January 25, 1971, at 9:30 a.m. Commissioner Stofleth presiding.

Minutes of meeting of January 11, 1971, were accepted as presented.

RE: DISCUSSION....COURT HOUSE MATERIALS

Commissioner Stofleth asked Mr. Hotz and Mr. Harness to assist Mr. Curren Miller in making a list of materials to be submitted to the County Commissioners, as soon as possible, for the purpose of declaring the materials as surplus, since there may be items that will have to be reviewed or substituted, because of restrictions. A contract will be submitted and referred to the County Attorney, on this sale, for his approval. Mr. Miller gave the Commissioners a copy of the customary agreement.

RE: RE-ZONING PETITION OF LEO HILLENBRAND ETAL #70-56 pc

Commissioner Stofleth stated that since this petition had been before the Commissioners several times before, he wanted no repetition, and would give the attorney's ample time to make any additional representation. Mr. Davidson said that this petition is comparable of Savannah Gardens, which is located on Covert Avenue between Joyce Avenue and Dalehaven, which has increased value of the land in that area. He also mentioned the Mobile Home area in the proposal, be deleted from the petition, which had been requested previously, also that the County Ordinance be amended, changing description which is to be thirty-four acres, instead of the previous eighty acres.

Mr. VanStone said that Mr. Cox sent his apologies for not being able to attend this meeting, as he had gone to Indianapolis to attend a meeting. He said that his basic argument was unchanged, that there is no plan and was just demonstrated again, that there is none, as they have now asked that the number of acres be changed, also the fact that this plan is geared for student housing, is an additional reason why more planning needs to be done.

Commissioner Stofleth asked if there was anyone in the audience from either side that had anything new to add, in reference to this petition.

Mr. Davidson said that there were some students present from I.S.U.E. that favored the petition.

Mr. Charles Brown, who lives in that area, said that he understood that the drainage from this entire project would run into Wolf Creek. He said that he and his neighbors put their own road in. He said that Hogue Road and Roesner Road are continuously being washed out by Wolf Creek, which is only three feet wide. A plan should be devised for someone to look at the Creek before this project goes any farther.

Commissioner Butthod said that he had done a lot of soul searching on this petition and while he thinks there is going to be housing in that area, and needed shortly, he keeps coming back to the point of complete absence of a master plan, and complete failure of the Plan Commission to give guidance for the development of the entire area. He would like to see a moratorium on county re-zonings, in undeveloped areas until such a master plan is developed and also pressure put on the Plan Commission to stop taking up all its time with one re-zoning after another, and get about its principal business which is a master plan for the development of the undeveloped areas in this county. He feels that the petition is premature in the present state of planning and this will be the reasoning behind his vote.

Commissioner Stofleth asked Mr. Biggerstaff if he could put some light on the condition of Wolf Creek. Mr. Biggerstaff said that there should be no problems of drainage in Wolf Creek, that they had constructed a bridge over Wolf Creek several years ago on County Line Road and hadn't had any problems there, although there may be construction in the fields at the present time, but there is good drainage in that area.

Mr. Brown said that they personally put in nine inch pipe between Hogue Road & Roesner Road, and after every storm he has to take a shovel to fill a large hole where the dirt is washed away. Mr. Biggerstaff said that the culvert is too small or the type of pipes are not adequate. Commissioner Stofleth said that when Mr. Biggerstaff and Mr. Althaus could avail themselves he would like to go with them to look at this problem to see if it could be corrected. Commissioner Willner moved this petition be denied. Commissioner Butthod seconded the motion, and with the vote being unanimous, on denying petition, motion carried.

After a short recess, the meeting resumed.

RE: COMMENTS AND OPINIONS ON WHIRLPOOL STRIKE

Mr. George Damm, President of the Central Labor Council, was spokesman for the men present from Whirlpool and from Local 808. He said that he wanted it made quite clear that they weren't happy with the publicity in the newspapers pertaining to the Whirlpool strikers, saying the Whirlpool strikers are singled out every time they apply for assistance, he wondered why the strikers are being picked on, to which he objected to, and said that this publicity makes them look bad. He also raised questions on the proposal suggested last week, whereby the people needing aid would work it out by working for the County, on road projects etc. Mr. Damm said if there was a plan made, such as this, the union wanted to be a part of it, and would go along with it, but wanted to know how much they would be paid, and would they be covered by insurance. He also said the paper read that the Trustee's have had complaints from taxpayers to which he objected to because the strikers are taxpayers as well as anyone else.

Commissioner Stofleth said, after talking to Mr. Becker, the insurance man, the Commissioners doubted whether the plan previously mentioned would be possible because they wouldn't be covered by workmens compensation. Mr. Damm also said that they are not happy with the Center and Knight Trustee's employees, because of the way the strikers were being treated by them.

Commissioner Stofleth said that the Commissioners have no legal authority to tell the Trustee's how to run their offices, that they only serve as a review board, if an applicant has been refused help but believes he is entitled, may appeal to the Commissioners. Commissioner Buthod said that it is not whether a man is a striker, but whether he is in need, we do not want people going hungry. He also said, speaking of the Whirlpool strike, that this is a community disaster, that the townships do not have the funds to go into relief on a wholesale basis, he said that we have neither the funds nor laws adequate to cope with this situation and asked the strikers and union officials to do what they could to help the people help themselves.

Mr. Al Warren said that the Pigeon Township Trustee helps the people, and wondered why the other Trustee's couldn't be as nice or since the Commissioners are helping them, why need the Trustee's at all.

Mr. Jack Chaddock, the Knight Township Trustee said that they try to help the people and to his knowledge, that no one had tried to get in touch with him, as he would have been glad to talk to these people.

Mr. Dominick Caletti, with Local 808, said he knew of a person that was refused help at the Knight Trustee's office, but Mrs. Mueller, the chief investigator for Knight Township, said that this person made an application but during the investigation she found that this person had furniture under another mans name.

Mr. Warren said that Commissioner Stofleth tried to reach Mr. Schmitt, the Center Township Trustee, but couldn't locate him, that he should have been at the meeting instead of someone else representing Center Trustee's office, he also said that he couldn't find Mr. Chaddock in his office. Mr. Chaddock said he has no set hours but is usually in his office.

Mr. Ed Rhoades stated that he has been a taxpayer for twenty-eight years, he is on strike at Whirlpool, and he is tired of being criticized and insulted.

Mr. Bernard McAtee said that he thought the law provides, that the Trustee's take an application but not be run out of the office and they could treat people like a human in the Trustee's offices. Mr. Bill Eissler of Local 808 wanted to remind the people that the strikers are taxpayers and do not ask for help unless absolutely needed but get very little help from the Trustee's. Commissioner Buthod said only a small number of Whirlpool Employees have asked for help, also that the Commissioners are going to do what they can and what they think is right, also stay out of influencing the strike negotiations everyway they can and that they would weigh each case on it's own merits. Mr. Lonnie Freeman of Local 808 said if the Trustee's treat working people like they do he wondered how they treated other people needing help, he only asks for fair and equal treatment. Mr. Warren said he has tried to find work but when they learn that he is on strike no one will hire him. Mr. Chaddock said no one has been denied an application in his office but sometimes they don't like the questions that are on the application and therefore won't fill out an application. He said since there is a cemetery in his Township, he sometimes has relief recipients to cut grass there, or other odd jobs, also that he has tried to find jobs for some of his applicants and it is just impossible at the present time.

RE: COMPLAINTS OF DUMPING

Two letters were received from the City-County Health Dept. one to John & Viola Reisinger of 5316 Daniels Avenue, the other to Walter O. & Delores A. Hatfield of 8112 Marx Road. A copy of which was presented to the Commissioners. The letters stated that the department had received several complaints regarding recent practices of trash being dumped on their property. They stated that it will be necessary for this area to be closed to further dumping and will be necessary to remove such material to the city landfill operation. A re-investigation will be made in fifteen days. Ordered received and filed.

3.

RE: POOR RELIEF

Mr. Harold Sandage had been to the meeting on Friday and was asked to return today. He lives in Knight Township, had been to the Trustee's office and filled out an application, is four months behind in his rent, he is getting food stamps, and can't find a job. The owner of the house that Mr. Sandage lives in has been kind in letting him live there this long but now needs his money and due to a veterans pension, he was on the border line of being helped and Mr. Chaddock just didn't know what to do. He has two daughters. Commissioner Willner moved that 2 months back rent be paid for Mr. Sandage and one months assistance, if needed. Motion was seconded by Commissioner Buthod. So Ordered.

RE: CLAIMS

A claim was presented from the American United Life Insurance Co. in the amount of \$760.74 for Life Insurance for the employees of Vanderburgh Co. for the month of January.

Claim from the Sheriff for meals for the prisoners in the amount of \$4,396.00.

Claim from Evansville-Vanderburgh County Building Authority for repairs for Jail equipment, in the amount of \$34.48.

Claim from Evansville Titles Corp. for abstract work for condemnation proceedings in the amount of \$150.00.

Two claims were received from So. Ind. Gas & Elec. Co., one for the Coliseum, and one for Boone Hospital. These claims were referred to Mr. Hotz and Mr. Roehm in order to check them out.

A motion was made by Commissioner Buthod that the first four claims be paid. The motion was seconded by Commissioner Willner. So Ordered.

RE: TRANSFER OF FUNDS REQUEST

A letter from Mr. Dressback was presented. He requested permission be granted for the transfer of \$26,200.00 from a/c 103 to a/c 102 entitled "Secretary-Maintenance Help". Since the following employees should have been listed as regular employees, not part time and therefore are eligible for the County Insurance program.

EARL SCHOENBACHLER

DONALD HOFMAN

ELMER FAWCETT

JESSE BYERS

HALLENE WHITE

HENRY OVERBY

RUBY NORRIS

Commissioner Buthod ordered the Auditor to present this request before the Council Call for February.

RE: ADMISSION TO HILLCREST SANATORIUM: MELVIN M. SMITHHART

Commissioner Stoffleth made a motion, the admission, according to the notice from the City-County Health Department, of Melvin M. Smithhart to Hillcrest Sanatorium in Vincennes, Indiana on January 6th, 1971, for isolation and treatment be approved. Commissioner Willner seconded the motion. So Ordered.

RE: COMPLAINT OF DUMPING

A letter was received from City-County Health Department written to William Basden, a copy of which was presented to the Commissioners. The letter stated that the Department had received several complaints regarding recent practice of trash being dumped on Dogwood Drive. It stated that it will be necessary for this area to be closed to further dumping and will be necessary to remove such material to the city landfill operation. A re-investigation will be made in fifteen days. Ordered received and filed.

RE: LETTER FROM HAHN & BECKER INSURANCE COMPANY

A letter was received in regard to claim from Hahn & Becker Insurance Co., noting that they have now completed the enrollment of employees of Vanderburgh County, and there was a necessity for a slight rate adjustment. At the time the original premium was figured, it was based upon enrollment census which later proved incomplete, almost 125 people participated in the group which were not listed on the census sheet, and the Sheriff's Department which was included, was later deleted. Letter ordered received and filed.

RE: REQUEST....MR. BIGGERSTAFF

Mr. Biggerstaff requested approval of having plans drawn up of contract prints for St. Joe Avenue and cross section of Meyer Avenue and St. Joe Avenue, at \$156.00, a set. Commissioner Buthod moved this purchase be approved. Motion was seconded by Commissioner Stofleth. So Ordered.

RE: EMPLOYMENT CHANGES

The following appointments were approved:

				Eff:
Chery Hampton	1430 John St.	COG Trans.& Dev.	2.00 Hr.	1-18-71
Wallace L. Bishop	R.2 Wadesville	Sheriff's Dept.	7,000yr.	1-16-71

The following releases were approved:

Cindy Jerrell	1520 Adams Ave.	COG Trans.& Dev.	2.00 hr.	1-16-71
Sylvia M. Bump	2801 Hillcrest	" " " "	2.00 hr.	1-16-71
Michael Gates	507 S. Bosse	Sheriff's Dept.	8,000yr.	1-16-71

RE: LETTER.....EVANSVILLE REDEVELOPMENT COMMISSION

A letter was received, informing residents and property owners of a meeting at the Northside Church of the Nazarene located on North Second Ave. & Meyer Avenue, on Thursday, January 28, 1971, at 7:30 p.m., on the renewal project. Letter ordered received and filed.

RE: PLANS....BOARD OF VOTERS REGISTRATION

Two plans were presented to the Commissioners by Mr. Winfield and Mrs. Lurker. Plan #1, with 62 precincts to be changed and the precinct numbers will run more consecutively. Plan #2 will only need 28 precincts changed, while precinct numbers will not run consecutively, but the work will be cut in half. Mr. Winfield also stated that 5 new maps will be needed. Prompt action on this matter is imperative because they hope to start house-to-house registration by March 1st, 1971. Commissioner Buthod moved that Plan #2 be carried out. Money to be used from funds of Voters Registration office, then request replacement of said funds replaced at Council Call. Commissioner Stofleth seconded the motion. Motion Carried. The Commissioners asked Mr. Roehm to take care of a couple of changes to be made of legal descriptions on precincts.

RE: COMMENTS....MR. ROEHM & REQUEST

Mr. Roehm said that the Burdette Park plan in the Bishea building needs certified by the Engineer, and asked if there were any changes to be made. He also thought that some of the doors at the Civic Auditorium be replaced rather than be repaired. Mr. Roehm asked permission to go to Indianapolis, to attend a meeting at the State Fire Marshall's office. Permission granted.

Commissioner Buthod moved that the following appointments be approved to make up a committee, to draw up a pension plan for County Employees. Buddy Cole, Florence Bruck, John Franke, Jr., Forrest Craig, Estelle Moss and Lewis Volpe. Commissioner Stofleth seconded the motion. So Ordered.

RE: APPLICATION FOR CUT-IN

An application was presented for cut-in by the Indiana Bell Telephone Co. Inc., for permission to place 2-3" galvanized iron pipes through 2 utility tunnels crossing Boehne Camp Road at Boehne Camp Hospital. Received and filed.

RE: COMMENTS...MR. VOLPE

Mr. Volpe said that by law, any money left in the Bond issue should be transferred to the Bond & Sinking fund. The Commissioners suggested this be placed on Council Call, to transfer funds.. Mr. Volpe also said that it would be a good idea to come up with a new comprehensive ordinance. Mr. Althaus stated that County Attorney, Thomas Lockyear is now working on one.

RE: REQUEST....MR. ALTHAUS

Mr. Althaus asked that he be permitted to submit a claim for petty cash. Commissioner Buthod moved request be approved. Commissioner Stofleth seconded the motion. So Ordered.

RE: COMMENT ...MR. HOTZ

Mr. Hotz stated that his employees had done some repair work for the Sheriff's office in the jail, etc. Mr. O'Day asked if Mr. Hotz might be allowed to have some of his men remove panels in his office, that has needed to be done for some time.

RE: COMMENT....COMMISSIONER BUTHOD

Commissioner Buthod commented that the "Dean of Reporters", Bob Flynn, honored us with his presence today.

RE: COMMENTS....MR. WINIGER

Mr. Winiger stated that the reason Mr. Wilbur Schmitt, Center Township Trustee, was not at the meeting was because he had to take a bus load of children from Lynch School to another school for lunch, then Friday when another meeting was held, he was unable to attend because he took a bus load of teenagers to a basketball game, but said that he thought that Mr. Schmitt should have been present. He also said that his wife, investigator for Center Township Trustee, takes the name of person needing help and goes to the residence for application to be signed instead of the usual procedure carried out by the other Trustee's by having them sign applications at Trustee's office. Mr. Winiger didn't think that the Center Trustee had enough money appropriated to take care of these people. It was suggested that the Attorney for Center Trustee, and the County Attorney set up a meeting for further discussion.

Meeting adjourned at 12:15 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stoffleth	Lewis F. Volpe	Russell Lloyd	C. Leach
James M. Buthod			R. Lyles
Robert L. Willner			C. Cooper
			A. Jackson

Secretary: M. Meeks

A. J. Stoffleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 1, 1971

The regular meeting of the Board of County Commissioners was held at 9:45 a.m., on Monday, February 1, 1971, with President A. J. Stofleth presiding.

Meeting was opened by Deputy Sheriff, Terry Hayes.

Minutes of three previous meetings were accepted as engrossed by County Auditor.

RE: COUNTY OWNED LAND ... APPRAISAL

Commissioner Buthod stated that the County has 42 parcels of land and property, that needs to be appraised, in order to put them up for sale. The Commissioners suggested the following people as appraisers: Vera Mae Taylor, Bill Rich, Bob Goff, Bob Kollker and Lillian Carnegie. Commissioner Buthod moved that these people be appointed to appraise these various parcels. So Ordered.

RE: SOIL CONSERVATION... BURKHARDT ROAD

Mr. Pugh stated that a year ago several men met on Burkhardt Road where a ditch drained almost to Boonville-New Harmony Road, and as a result of Mr. Kissel's reluctance to co-operate at that time, the Burkhardt Road project was held up, but since then Mr. Kissel has passed away. Mr. Kissel's son was in Mr. Pugh's office a short time ago, and Mr. Pugh asked the son, John, if he knew that the line of this project would be on his farm, John Kissel said he did know this, so with this encouragement, they have now prepared preliminary reports for the Burkhardt drainage project. Mr. Pugh presented a paper for signatures of Commissioners for agreement in principle. Commissioner moved this project be approved. So Ordered, by consent.

RE: SPEED ORDINANCE ON VARIOUS ROADS

An ordinance was submitted, that the following roads or section of roads be hereby determined and declared, that the prima facie speed limit for motor vehicles shall be Thirty Five (35) Miles Per Hour. Said roads all being in Vanderburgh County. (Section 1)

- (1) Agathon Drive;
- (2) Chickasaw Drive;
- (3) Felstead Road, from Broadway Avenue to Highway 62;
- (4) Green River Road, from Theater Drive to Hirsch Road;
- (5) Indian Mounds Boulevard;
- (6) Koring Road;
- (7) Kremer Road;
- (8) Larch Lane;
- (9) Middle Mt. Vernon Road, from Jobes Lane to Schutte Road;
- (10) Mill Road, from St. Joseph Avenue to Mesker Park Drive;
- (11) Oak Hill Road, from a point 300 feet South of its intersection with Lynch Road to a point 300 feet North of the Lynch Road intersection;
- (12) Old Henderson Road, from a point 8/10ths of a mile West of the Evansville-Henderson railroad bridge for a distance of 3 9/10ths mile;
- (13) St. George Road, from Peters Road to Oak Hill Road;
- (14) St. Wendell Road, from a point 6/10ths of a mile west of St. Joe, Indiana to Hillview Road;
- (15) St. Joe Road, from a point 300 feet North to a point 300 feet South of St. Joe, Indiana;
- (16) West Terrace Drive, from Middle Mt. Vernon Road to its intersection with School Drive;
- (17) Cypress Dale Road, from a point 300 feet east of the Union Township School to a point 300 feet west of the said Union Township School;
- (18) Pleasant Road, to a point 300 feet North of its intersection with Cypress Dale Road;
- (19) Kuebler Road, from its intersection with St. Joseph Avenue to Highway 65;
- (20) Meier Road, from its intersection with St. Joseph Avenue to its intersection with Kuebler Road;
- (21) Oak Hill Road, from a point 300 feet North of Millersburg Road to a point 300 feet South of said Millersburg Road;
- (22) Oak Hill Road, from a point 300 feet North of Heckel Road to a point 300 feet South of said Heckel Road.

SECTION 2. It is further determined and declared that signs shall be erected and posted along said roads giving notice of said speed limit.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Commissioner Buthod moved this ordinance be passed. So Ordered.

RE: CLAIMS

A claim was received from Latshaw Lot Liner, for line striping of Mesker Park Drive, in the amount of \$251.00. Commissioner Buthod moved this claim be approved. So Ordered.

A claim was received from Condict & Fosse Architects for services rendered to Southwestern Indiana Mental Health Center Inc., in accordance with agreement dated January 30, 1968, based on fee of \$888.00 per month, with 50% retainage, for the remaining contract period in the amount of \$444.00. Commissioner Buthod moved this claim be approved. So Ordered.

A claim was received from Sandleben Plumbing & Heating Co. for plumbing work rendered to Southwestern Indiana Mental Health Center Inc., in payment of certificate # 12, in the amount of \$1,778.40. Commissioner Buthod moved that this claim be approved. So Ordered.

A claim was received from Municipal Engineering & Construction Corp., for heating, Ventilating, and Air conditioning services at the Southwestern Indiana Mental Health Center Inc. for payment #9, in the amount of \$5,574.00. Commissioner Buthod moved this claim be approved. So Ordered.

RE: SPECIFICATIONS....FURNISHINGS FOR MENTAL HEALTH CENTER

Mr. Robert Spear said that the specifications were ready, for the furniture and equipment needed for the Southwestern Indiana Mental Center Inc. Commissioner Buthod moved that the specifications be approved, and instructed the Auditor to advertise for bids,, in accordance with the request of Southwestern Indiana Mental Health Center Inc. So Ordered.

RE: EMPLOYMENT CHANGESAPPOINTMENTS MADECOUNTY HIGHWAY

Elwood Martin	1208 S.E.First	Ass't Hwy.Engr.	6,700 yr	1-25-71
Joseph Folz	2828 Egmont	Janitor	2.70 hr	1-25-71

COUNTY SURVEYOR

Dennis R. Spencer	1341 S.Alvord	Draftsman	3,000 Se. Yr	2-8-71
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VOTERS REGISTRATION

Agnes Stinnett	1155 Vann Ave.	Clerk	12.00 da	2-1-71
Helen Pipes	401 E. Iowa	"	"	"
Margaret H. Sallee	820 S. Elliott	"	"	"
Edith Johnson	917 N. Kelsey	"	"	"
Jeanne Salat	Boonville-N.Har.	"	"	"
Lorraine Rohner	2525 N. Heidelberg	"	"	"

SUPT. OF COUNTY BUILDINGS

James K. Shaffer	410 N. 9th Ave	Utility Man	179.16 Se. Mo	2-1-71
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RELEASEDSUPT. OF COUNTY BUILDINGS

Arthur F. Hotz	1750 S. Parker	Utility Man	179.16 Se. Mo	2-1-71
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RE: LETTER...STATE ELECTION BOARD

A letter was received from O. Wayne Davis, Law Clerk with the Indiana State Election Board, stating that the impounded voting machines cannot be released at this time, since the question of whether or not there will be a recount, is pending before the United States Senate and the United States Supreme Court. He said this matter is receiving constant attention and said the order will be rescinded as soon as possible.

Commissioner Stofleth said that if we don't have the machines by March 15th., or March 29th., at the latest, there is a good chance that they won't be available for the primary election. He has talked to Mr. O'Day about this and he said that if the machines aren't available, the money needed for supplies for paper ballots, won't have to be put on council call. They could mandate the County Council for the money needed, but Commissioner Stofleth said that he sure hoped the machines were released in time.

RE: MATERIALS...COURT HOUSE

Commissioner Stofleth said there was a list of materials available now, from the Court House, that are to be sold. Commissioner Buthod moved that these materials be declared as surplus property of Vanderburgh County, and that the County Attorney be authorized to proceed with the preparation of a contract, with the auctioneer. An advertisement will then be placed in the newspaper, and date set for sale of surplus property.

RE: LETTER...STATE OF INDIANA, AUDITOR

A letter was received from Mary D. Aikins, Auditor of the State of Indiana, saying that she was happy to return the application for distribution from the State of Indiana Local Road and Street Account, in the amount of \$49,139.85, and with \$16,379.95 from the Highway General fund of Vanderburgh County, the total cost of Project #2 for purchasing the Right-of-Way and constructing a four (4) lane signalized intersection at Oak Hill Road and Lynch Road, is \$65,519.75. The Auditor of the State said that the money would be sent in about a week and a half.

RE: AWARDED OF BIDS

Bids were received on #2 Fuel Oil, Diesel Fuel and Kerosene a couple of weeks ago, and have been under consideration. The bids were from Evansville National Premium Gasoline Co., Texaco Inc. and Lawrence Schlensker. National Premium's bid on Kerosene was \$.173 per gallon. Their bids on Fuel Oil and Diesel Fuel were rejected because of no signature on the proposals. Mr. Schlensker bid \$.1425 per gallon for Diesel Fuel and \$.1525 per gallon on Kerosene. Texaco Inc. bid on Fuel Oil at \$.1145 per gallon for Transport Delivery, and \$.1345 per gallon for Tankwagon Delivery. Texaco also bid on Diesel Fuel at \$.1345 per gallon for Tankwagon Delivery and \$.1445 for Crystalite. Commissioner Buthod moved that Texaco Inc. be awarded the bid according to the specifications. So Ordered.

RE: OPENING OF BIDS

One bid was received on voting machines, it was from the Automatic Voting Machine Division of the A.V.M. Corporation, with the bid price being \$2,375.00 per machine, F.O.B.. Commissioner Buthod moved that bid be accepted for 7 voting machines. So Ordered.

Two bids were received on posting machines, one from Singer Corp., Friden Division, on three different models, and one from Pitney Bowes. Commissioner Buthod moved that these bids be referred to the County Auditor, to take them under advisement for one week to see which machine would best fit the needs of the county. So Ordered. (Two alternate bids were received from Pitney Bowes.)

Mr. Volpe said that he had talked to Florence Bruck about looking at these machines, and said that they would like for the commissioners to go along if they so desired.

RE: CUT-INS

Two applications for cut-ins were received but since one was on Hayes Road, which the County has no record of, Commissioner suggested notation on application that the County does not, by granting permission, assume jurisdiction over the road and return it.

Also an application for cut-in from the Waterworks Dept. for permission to install three fire hydrants on Lynch Road. Commissioner Buthod moved that permission for this cut-in be granted. So Ordered.

RE: COMMENTS...MR. KOCH

Mr. Koch stated that on Lynch Road there won't have to be a very deep cut made, but suggested a plan that between the Plan Commission, the Engineer, and the Commissioners, so that when a line is to be laid, let them run a 25 or 50 foot extension out, whether it be done on sewer lines, on water lines, or gas lines with a shut-off valve, then when that area is developed the roads don't have to be torn up. He thinks this practise should be adopted here, in Vanderburgh County, as has been done elsewhere. Commissioner Stofleth told Mr. Koch to get with Mr. Biggerstaff and Mr. Althaus, also County Attorney, if there be a legal matter involved and see if something couldn't be worked out.

RE: LETTER...SOUTHERN RAILROAD

A letter was received on an agreement between Vanderburgh County and the Southern Railroad for crossing at Burkhardt Road. Commissioner Buthod moved that this agreement be referred to the County Attorney for review and recommendation. So Ordered

RE: NOTICE...COUNCIL CALL MEETING DELAYED

Mr. Volpe said that he is holding the Council Call up an hour or so until he puts in the transfer, of money, from the postage account to the equipment account, from the Commissioners budget. He thought he should now offer to transfer the maximum amount, with permission, and by the time the Council meets, he would know the specific amount. Permission granted.

RE: REQUEST...MR. ALTHAUS

Mr. Althaus had one request, that S & R Street Account to 7.8 gas tax money, Project #1, Eichoff Road, and Project #2, Lynch Road. He has had a request from Mr. Jim Rode of the School Board on a number of intersections which needs widening, before the next school year because of the number of buses, the new high school, etc. Mr. Althaus said that he and Mr. Biggerstaff believe that they could get the money on S & R 7.8 gas tax money and would like to make this Project #3. Commissioner Stofleth asked if this would cut into Project #1 on Eichoff Road. Mr. Biggerstaff said that he didn't think so, but that the intersections would have to be widened. Commissioner Buthod moved that the engineer be instructed to go ahead with the application for approval with these intersections for the S & R account improvement as Project #3. So Ordered.

RE: REPORT...MR. ROEHM

Mr. Roehm said that a heating bill for the Coliseum, was in error, in part, that the thermostat wasn't working right, for at least 15 out of 30 days the burner would not shut off.

RE: POOR RELIEF

HAROLD BARNES...1908 S. Fares Avenue, of Knight Township, was laid off at the City December 3, 1970. He is one month behind in his rent, and has two sons. Mr. Barnes said that he had been receiving food stamps, but needed help on his rent since his landlord was now out of work also. Mr. Barnes said he worked for awhile at Peerless Pottery but was laid off due to lack of work available, they later called him back, but in the meantime he had an accident, which is now pending, and his operators license was taken from him so he had no way of getting to work since the buses aren't running. Mr. Chaddock, the Knight Township Trustee that he was unaware of Mr. Barnes not having his drivers license, also that the rent money involved here was more than the Trustee could pay, but if the Commissioners had no objection, he could work something out with the landlord whereby part of it could be paid. Mr. Chaddock said that this is one of those cases where they are trying to follow the law, having been under criticism lately, but under the circumstances would continue to assist Mr. Barnes to the extent of their limitations. Commissioner Buthod said that he thought Mr. Chaddock had this case well in hand, and the Commissioners would continue to try getting a restricted license for Mr. Barnes so that he can go back to work, therefore Commissioner Buthod moved that this case be referred back to the Knight Township Trustee. So Ordered.

ROBERTA TALLEY ...1417 Cedar Street, of Pigeon Township, was to be heard today but failed to appear, so was unable to be helped.

JOHN NESLER...1000 Mary Street, of Pigeon Township, has been out of work for three weeks, has been in the hospital and is still under doctor's care, he is married and has four children. Mr. Nesler asked for clothes for youngest child, and for food, he was refused help since Mrs. Bolin, the investigator told him he should have saved his money for food and clothes instead of paying his bills. Mr. Nesler said that he has been helped on the clothes but needs food, also has a gas and electric bill which was an estimated bill, but isn't a month past due yet. The estimated utility bill is in the amount of \$88.00. Commissioner Buthod said that if he gets a food order now to carry the family through the week, at which time he will be due food stamps, they will cost more than, but with a welfare check for the children due at the end of the week, he could afford the few dollars extra, rather than doing without food. Commissioner Stofleth suggested that Mr. Nesler be given a food order now, so Commissioner Buthod so moved, by saying that Mr. Nesler has been self sufficient and spent his money by paying bills, thinking this was the right thing to do. So Ordered.

Commissioner Buthod said that something is going to have to be done about the estimated gas & electric bills that are sent out, he said that there is a real abuse going on by the Gas & Electric Co. He said that in January or February a person will get a moderate bill, then the next bill will shoot way up, and that it is very difficult for people with fixed incomes to be hit with one big bill. He said that if they are going to estimate these bills they should spread the extra amount in several payments.

RE: COUNTY CLERK...PANELS STILL NEED TO BE REMOVED

Mr. O'Day stated that this is the third week he has been before the commissioners, to see about the removal of panels in his office.

Meeting recessed at 11:05 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod

COUNTY AUDITOR

Lewis F. Volpe

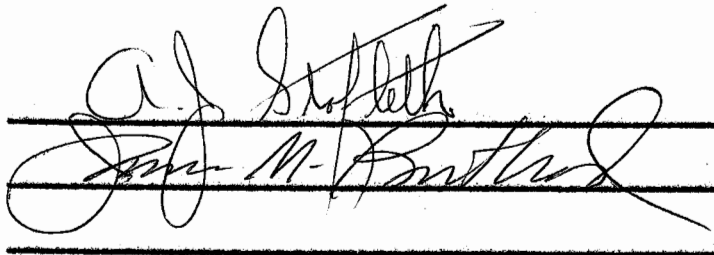
COUNTY ATTORNEY

Russell Lloyd
Thomas Lockyear

REPORTERS

C. Leach
R. Lyles
A. Jackson
S. Smith
G. Clabes

Secretary: M. Meaks



BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 8, 1971

The regular meeting of the Board of County Commissioners was held at 9:40 a.m. on Monday, February 8, 1971, with President A. J. "Ted" Stofleth presiding.

RE: COLISEUM LEASE

Commissioner Stofleth stated that the Coliseum lease was being prepared and would be ready for the meeting of the Vanderburgh County Veterans Council. He said that this would be a three year lease with an option to renew, and that he was not in favor of a long lease. This lease will be passed on, at the meeting of February 16, 1971.

RE: EMPLOYMENT CHANGES

APPOINTMENTS MADE

VANDERBURGH COUNTY HIGHWAY

Sylvester Whitledge	.....512 Meyer Ave.....	Laborer.....	2.70 Hr.....	Eff. 2-8-71
Robert White	.....R.R. 4--#6 School Rd.	"	"	"
Bobby Cobb	.....801 Taylor Ave.....	"	"	"
William Watkins	.....2713 Jeanette	"	"	"
Clarence Blue	.....1109 Chestnut.....	"	"	"
James Howell	.....216 John St.....	"	"	"
Harry Moore	.....506 1/2 St. Joe.....	"	"	"
Donald Besing	.....2031 Clayton.....	Tk. Driver....	2.80 Hr.....	"

KNIGHT TOWNSHIP ASSESSOR

V. Maxine Knight.....2058 ConlinDeputy.....12.80 Day.....1-25-71

RE: CLAIM

A claim was received from Ralph Brown Equipment Co. for 1 "Grade-More" Hydraulically Controlled Sloper-Ditcher for the County Highway, as per contract awarded on January 18, 1971, in the amount of \$5,178.00. The amount being in accordance with bid, Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: STATEMENT.....CONDUCT AND FOSSE ARCHITECTS

A statement was received regarding Evansville Association for Retarded Children, Architects compensation for services rendered in amount of \$72,500.00, and asking the amount of \$10,875.00 as partial payment at this time. Commissioner Buthod wondered where the Commissioners stood on this, and how the contract was entered into. Mr. Rupert Conduct of Conduct & Fosse said that he met with County Attorney, Russell Lloyd to enter into an agreement with the County Commissioners, but Mr. Lloyd hesitated on doing so until Mr. Volpe returned from the bonding company with money in hand. Mr. Volpe stated that he was at the bonding company, signed the bond and brought the money back with him. The County Attorney called Mr. Conduct and asked him to appear at the meeting today since this matter would come before the Commissioners at this time. Commissioner Stofleth said that since this was not in claim form, one will have to be made up. Commissioner Buthod said that if Mr. Lockyear felt that everything was in order, as far as signing the contract and okaying the claim, that the Commissioners would be happy to approve the claim. The County Attorney said that the appropriation was in order, that the appropriation was made subject to the bond sale, so with approval of the Commissioners, subject to the approval of Mr. Morey Keller, County Board President, Commissioner Buthod moved that upon submission of claim form in proper order that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER.....CITY-COUNTY DEPARTMENT OF HEALTH

A letter was received from the City-County Board of Health regarding the existing conditions on the property of Mr. & Mrs. Walter A. Hatfield located on Vienna Road. The department has received several complaints, regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on this property, and stated that it will be necessary for this area to be closed to all further dumping of any type, and in correcting the present unsanitary condition, it will be necessary either to remove all such material to the city landfill operation, or for the area to be compacted by a bulldozer, and covered with a minimum of twenty-four inches of earth or clean fill, to remove the possibility of this area becoming an insect or rodent harbor. A reinvestigation was made on January 27, 1971, and at that time this condition had not been corrected. The department has therefore ordered

these people, to eliminate this condition within fifteen days, that failure to do so will make it necessary to turn this case over to the Prosecuting Attorney. This copy of letter ordered received and filed.

RE: LETTER....REDEVELOPMENT COMMISSION

A letter was received from the Redevelopment Commission, stating that it was brought to their attention, that Vanderburgh County owns a number of properties in the Beverly Heights Urban renewal area, and they are in the process of having the lots appraised and intends to purchase these at a fair market value after urban renewal plans have been adopted for this area. There were originally 42 parcels to be appraised. An individual had given the Commissioners a check to have this done on 11 parcels, but since the work hadn't been started yet, was stopped as the individual said that it would be better to let the Redevelopment Commission buy them as the County would probably get a better price out of them, he was agreeable to take the other 31 parcels. Commissioner Buthod wanted to make it clear that there will be a public sale, in bidding on these parcels for anyone that is interested, but that this individual is guaranteed his appraisal and advertising fee. This letter ordered received and filed.

RE: MONTHLY REPORT....CLERK OF CIRCUIT COURT

The monthly report from the Clerk of Circuit Court was presented to the County Commissioners. Ordered received and filed.

RE: REPORT....VANDERBURGH COUNTY HOME

The report of the Vanderburgh County Home for the month of January, 1971, was presented to the County Commissioners. Commissioner Buthod moved that this report be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER....SOUTHERN RAILWAY SYSTEM

A letter to Mr. Biggerstaff, the County Surveyor, from the southern railway system, was presented to the County Commissioners, regarding the proposed widening and improvement of Burkhardt Road by Vanderburgh County, they asked that a draft of proposed agreement, concerning improvement of grade crossing, removal of existing bridge and culvert, and installation and maintenance of concrete box culvert and additional culvert at Evansville, be executed by the Board of County Commissioners. Commissioner Buthod moved that the contract be approved and executed subject to the approval and review of the County Attorney. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION ...PANELS IN MR. JOE O'DAY'S OFFICE

Mr. Dale Andrews said that he wanted to assure the Commissioners that the Building Authority hadn't forgotten about this matter, that they are in the process of studying the implications of this type of request, meaning the removal of panels in the clerk's office. Mr. Andrews said that they are discussing it with their bonding attorney to see where they stand on this legally. He also said that when the panels were put up, at their expense, he questioned whether the ventilation would be proper or not, they also took one wall down at that time, and doesn't think that the Building Authority should stand the expense of taking these panels down. Commissioner Buthod said that it seems to him that if the accounting system provides, as it should, for the integrity of the fixed component, he doesn't see where the bonding Company has any real concern with the matter. Commissioner Buthod said that it may be wise for the three tenants and the Building Authority should get together and agree on a common policy among them. Mr. Andrews said that he wanted to do what was right, but was waiting for instructions, as he didn't know which way to go. Mr. Andrews said that he would contact their attorney and set up a meeting as soon as possible.

RE: COMMENT.....PHONE CALLS

Commissioner Stofleth said that it has been called to the attention of the commissioners, that long distance phone calls have been made in various offices, by individuals, and charging them to these offices. He said that any personal calls made, must be charged to their home phones, and that a letter will be sent to all offices concerning this matter. Commissioner Buthod said that if it would save the county any money, the phone could be removed from his office, in the City-County Building. Commissioner Stofleth said that the two county attorney's phones could also be removed, since they are used very little, and suggested that office holders do likewise, if they find that they have excess phones that are seldom used.

RE: LETTER OF RECOMMENDATION...INDIANA STATE HIGHWAY COMMISSION

A letter was received from the Indiana State Highway Commission, of recommendation, in regard to the issues of the Federal Aid System, trying to get the federal aid routes designated, on roads in which money will have to be spent, such as St. George Road and Eichoff Road. Mr. Biggerstaff said that Vanderburgh County is allocated 155 miles of federal aid routes. Commissioner Buthod moved that the recommendation of the County Highway Engineer be adopted and approved, and that the Engineer be directed to follow up, and complete these changes. Commissioner Stofleth seconded the motion. So ordered. Voting unanimous.

RE: COMMENT...COMMISSIONER BUTHOD

Commissioner Buthod told Mr. Biggerstaff that he had received a letter from the Commissioners of Tippecanoe County asking that the Commissioners, here, give them waivers on their allocations, which brought to mind that our Commissioners had better get with Gibson and Warrick Counties, whom our waivers have been obtained from before Tippecanoe County contacts Gibson or Warrick County. Mr. Biggerstaff suggested sending them a letter.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had a letter from the State Highway Department in regards to the roads around Interstate 64, and since he wasn't real clear on this thought it should be looked over, since the state wants abandonment of these roads, and wants Vanderburgh County to take them and maintain them. He can't see why the County should take them since they don't connect with our County Roads.

RE: REQUEST...ROAD MAINTENANCE

Mr. Biggerstaff said that at the request of Mr. Melvin R. Lutterbach the following county roads were inspected by Mr. Charles Althaus and Mr. Lutterbach, and he found the construction acceptable and recommended that the roads be accepted for maintenance...Mel's Drive in Lutterbach Sub, Drexel Drive in Lutterbach Sub, Biddle Court in University Heights, and Crestmont Drive in University Heights. Commissioner Buthod moved that these roads be accepted for maintenance, subject to meeting specifications, upon recommendation of the County Highway Engineer. Motion seconded by Commissioner Willner. So ordered.

RE: LETTER...L & N RAILROAD

Mr. Biggerstaff received a letter from the L & N Railroad Co., asking for approval on a plan for detouring Darmstadt Road traffic, when and if construction begins on an underpass in the area on an alternate to the railroad's Division Street tracks. Commissioner Buthod moved that the contingent approval of plans be granted, subject to construction by the Railroad Co. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz stated that the final stages are under way for the auction of surplus materials at the Court House, and suggested a meeting for sale of excess materials from the Boehne Hospital Building. Commissioner Stofleth said that his understanding, after talking to Mr. Gilliam, was that the interior of those buildings be renovated, and the outside stay as they are. Commissioner Buthod said that he thought they should proceed with the inventory, then talk to Mr. Gilliam as to disposition of these things, since there is little re-sale value, Mr. Gilliam may be able to use some of the articles available. Commissioner Stofleth suggested that Doctor John Slaughter might be able to use some of the surgical equipment in his "Holidays for Humanity", he suggested contacting him. Mr. Curran Miller said that all the things they have to sell could be included in the auction, then what wasn't sold, would be free of advertising cost.

RE: LETTER...Mr. ED ROEHM ... COLISEUM FUEL BILLING

Mr. Ed Roehm said, in his letter, that the bill from the Gas & Electric Co., in the amount of \$1,050.14, was incorrect only in that the clerk distributed the bill inequitably for the period shown. Mr. Hotz now has a subsequent bill totaling \$1,362.69, which includes the original bill and a subsequent period. The investigation of this matter disclosed that it is possible to set the thermostat to 72 degrees and the burner will run without stopping. This is

because the equipment is sized only to heat to 68 degrees at outside temperature of zero. Mr. Roehm recommends that a stop be affixed to the thermostat so that it cannot be set past 68 or 70 degrees. He said that approximately \$400.00 of the initial billing can be attributed to this starting about the 18th of December until about the 28th of January and that the metering has been checked and found to be correct. Commissioner Willner moved that the Bill from the Gas & Electric Co., in the amount of \$1,050.14 be paid. Motion seconded by Commissioner Buthod. So ordered.

RE: MR. ROEHM

Commissioner Stofleth asked Mr. Roehm about the heating costs at the Boehne Convalescent Center. Mr. Roehm said that they were high but was looking at potentials of reducing it. He said that the Boilers there operated from pressure, not by thermostats. Commissioner asked if these buildings couldn't be winterized. Mr. Roehm said two of the homes possibly could be. Commissioner Buthod said that they probably weren't talking about enough money to save this year, that by the time something is done, warm weather will be here.

RE: MILEAGE OF MR. KOCH

Commissioner Buthod said that Mr. Koch brought up the question of his being paid for last year's mileage. Commissioner Buthod said that Mr. Koch is using his own car, and since the Commissioners haven't asked for money for mileage, which they are entitled to, he is very much interested in seeing that Mr. Koch gets his money. Mr. Volpe said that he was unaware of this problem, and for Mr. Koch to come to his office, and he will see what can be worked out.

RE: AGREEMENT...MR. CURRAN MILLER...COURT HOUSE AUCTION

Mr. Miller said that he and Mr. Lockyear thought that the auction should be on the 5th and 6th of March. He also said that a crowd could be held at the auction much better, if he had an organization, at no cost to the county, to be there to sell sandwiches and drinks, that at most of his sales, he has found this practice most profitable. He was sure that the Church organization would be available. He said that he would also like to display a few ads around town. Mr. Buthod thought this was a good idea, but thought that, "Vanderburgh County reserves the right to withdraw from sale any items above mentioned", should be noted at bottom of the ad. Commissioner Buthod said that we are not having this sale primarily to make money, but to get rid of surplus property, and to make sure that none of the county offices need any of these articles, before selling them. Commissioner Stofleth said the important point of this sale, is the date set for the sale and the proper advertising. The dates of advertising in the newspaper are set at February 10th, 17th, and the 24th., also March 3rd. Commissioner Buthod moved that this contract be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Buthod said it necessary to display ads, therefore moved that the auctioneer be authorized, at his discretion, to run appropriate display type ads, in addition to the legal advertisement. Motion was seconded by Commissioner Willner. So ordered.

RE: AWARDED OF BID

The bids received last week have been under consideration by Mr. Volpe, on a Mailing Machine. After Mr. Volpe and Mrs. Bruck examined the different mailing machines, recommended that Pitney-Bowes be awarded the bid on their offer of alternate #1, Model 4351 for the cost of \$1,826.00 with trade. Commissioner Buthod moved that the bid be awarded to Pitney-Bowes upon the recommendation of the County Auditor and Treasurer for alternate #1 machine, subject to availability of funds pursuant to council call, and that the bid is awarded on a contingent basis. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

Mr. Foster James of Pigeon Township, appeared before the County Commissioners, asking for rent money. He said that he hasn't been able to get a job, that he worked at one of the Red Bird Service Station's the first of the year. Mrs. Bowen, the investigator, said that since Mr. James collected unemployment, when he shouldn't have, he has to earn \$90.00 before he is able to collect unemployment again. She also said that the Trustee has been paying his utility bills, and he has been getting food stamps. Mr. James is raising his foster daughter's child, but has been unable to legally adopt the child, since the welfare said that the child has parents that can take care of it, but he won't give the child up. He applied for ABC but was denied. He rented a house with

two apartments, and the understanding was that if he cleaned the apartments, he could live there rent free, but he hasn't been cleaning the apartments, saying that they were too cold. Commissioner Buthod moved that this case be referred back to the Trustee, since the Trustee is doing all they can for Mr. James. Commissioner Willner seconded the motion. So ordered.

Mr. Fletcher was to appear before the Commissioners this morning, but failed to appear, so no action could be taken.

Commissioner Stofleth recessed the meeting at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod
Robert Willner

COUNTY AUDITOR

Lewis F. Volpe

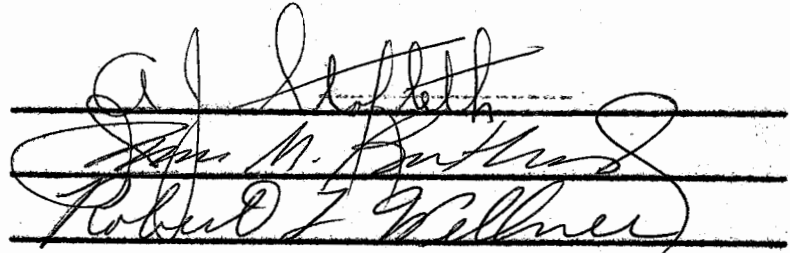
COUNTY ATTORNEY

Russell Lloyd
Thomas Lockyear

REPORTERS

R. Lyles
C. Leach
G. Clabes
A. Jackson

Secretary: M. Meeks



BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 16, 1971

The regular meeting of the Board of County Commissioners was held at 9:35 a.m. on Tuesday, February 16, 1971, with President A. J. "Ted" Stofleth presiding.

Minutes of previous meeting were approved, as engrossed by the Auditor.

RE: RE-ZONING PETITIONS

#71-5-PC - County Ordinance. Petition of Bussing Construction Corp. & Greencove Investments, Inc. They are requesting change of re-zoning premises from R-1 to R-2, the premises affected are situated a distance of 2040 feet north of the intersection formed by Theater Drive and 1,000 feet east of Stockwell Road and is a part of the Northeast Quarter of Section 14, Township 6 South, Range 10 West, Containing 29 acres more or less. Upon approval of this petition by the Area Plan Commission, Commissioner Buthod moved, said petition be approved. Motion was seconded by Commissioner Willner. So Ordered.

#71-6-PC - County Ordinance. Petition of Citizens Realty and Insurance Co. They are requesting change of re-zoning premises from A to C 1B, the premises affected are situated on the east side of Boehne Camp Road, a distance of 100 feet South of the corner formed by the intersection of State Road 62 and Boehne Camp Road. Upon approval of this petition by the Area Plan Commission, Commissioner Buthod moved said petition be approved. Motion was seconded by Commissioner Willner. So ordered.

#71-7-PC - County Ordinance. Re-zoning petition of Robert Winstead was withdrawn by request of the attorney and the petitioner.

RE: CLAIMS

A claim was presented from Mr. Thomas Lockyear, for expenses incurred while in Indianapolis, delivering bonds for Evansville Association for retarded children, in the amount of \$79.83. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim from Ice Miller Donadio & Ryan was presented in the amount of \$674.27, fee for legal services from November 18, 1970, to date, on community mental retardation center. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Three claims were presented, in favor of Mr. John Koch, the Road Inspector, for road mileage. One claim for Oct. 21 thru Oct. 30, 1970 in the amount of \$34.12. A second claim for Nov. 2 thru Nov. 30, 1970, in the amount of \$18.73. A third claim for Dec. 1 thru Dec. 31, 1970, in the amount of \$89.54. Commissioner Buthod moved these claims be approved. Motion was seconded by Commissioner Willner. So ordered.

RE: REPORT AUDITORIUM

A report was presented on the Auditorium and Convention Center including various schedules which presented the operational story of the Civic Auditorium, and the improvement in its usage, with the income up 46% in 1970, while the expenses were up only 9.8%. Commissioner Buthod said that he would like to compliment and congratulate Mr. Dressback, on an excellent performance, in management of the Auditorium. Report received and filed.

RE: REPORT.... CIVIL DEFENSE

A report was received from the Department of Civil Defense, Was ordered received and filed.

RE: LETTER....LEAGUE OF WOMEN VOTERS

A letter was received from the League of Women Voters of Evansville, commending the Commissioners for stating their opinion and position of insisting upon a master plan for Vanderburgh County, as they have had a long-held position for effective area planning and has supported a good enforceable master plan with a professionally trained planner for several years. Letter received and filed.

RE: MONTHLY REPORT....TREASURER'S

The monthly report of the County Treasurer was presented. Ordered received and filed.

RE: EMPLOYMENT CHANGES

The following appointments were approved.

COUNTY TREASURER'S OFFICE

<u>Name</u>	<u>Address</u>	<u>Position</u>	<u>Salary</u>	<u>Eff: Date</u>
Carolyn Seib	St. Joe & St. Wendell Rd.	Supr. Machines	218.75 Semi Mo.	2-16-71
Helen Krietemeyer	R.R.5, Box 61	Machine Operator	193.75 " "	2-16-71
Betty Burton	2812 N. Edgar St.	Extra Clerk	12.00 Per day	2-16-71

KNIGHT TOWNSHIP ASSESSOR

Janet Koonce	623 S. Englewood	Deputy	12.00 Per day	2-8-71
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VANDEBURGH COUNTY HIGHWAY

Robert Glass	1306 Marshall Ave.	Truck Driver	2.80 Per Hr.	2-9-71
William Badger	415 W. Camp Ground Rd.	Operator	3.10 Per Hr.	2-15-71

The following releases were approved:

COUNTY TREASURER'S OFFICE

Helen Krietemeyer	R.R.5, Box 61	Supr. Machines	218.75 Semi Mo	2-16-71
Betty Burton	2812 N. Edgar St.	Machine Operator	193.75 " "	2-16-71

VANDEBURGH COUNTY HIGHWAY

William Watkins	2713 Jeanette Ave.	Laborer	2.70 Per Hr.	2-15-71
Bobby Johnson	407 Olive St.	Laborer	2.70 Per Hr.	2-15-71
Sylvester Whitledge	512 Meyer Ave.	Laborer	2.70 Per Hr.	2-15-71

RE: LETTER....FRICK AND POWELL

A letter was received from Frick & Powell pertaining to the purchasing of property in the Deaconess Hospital area for the benefit of the Association for Retarded Children Inc., which is included in the Bond Issue, the cost of which is \$92,015.00. Commissioner Buthod moved that the contract be approved, also the appointment of James Pearson, Bob Richardt, and Vera Mae Taylor as appraisers for this property, and that this be placed on agenda for consideration by the County Council at their next meeting. Commissioner Stofleth seconded the motion. The vote being affirmative by the majority, with Commissioner Willner abstaining, the motion was carried.

RE: REPORT....MR. ALTHAUS

Mr. Althaus said that he would like to report, that after the snow storm we had, the crew worked on the county roads from 4p.m. Friday until 4 p.m. Monday. They cleared approximately 537 miles of county roads, about 75 miles of this amount was of where the snow had drifted over the roads. The cost of this to the County is approximately \$25,000.00. He said they used 400 tons of salt, he had eleven contractors, working with heavy equipment and a number of farmers who volunteered their services, and put in about 816 hours overtime among the county workers. Commissioner Stofleth told Mr. Althaus that he did a tremendous job, and wanted to compliment all his crew, for working all night to clear the roads.

RE: REPORT....MR. KOCH

Mr. Koch said that he had received complaints on a job contracted by Indiana Bell Telephone Co., he contacted their engineer, but since he didn't get any results, Commissioner Stofleth suggested he talk to Mr. John Street, at the Telephone Co., that he thought by contacting him, there would be some action. Commissioner Buthod said that if Mr. Street couldn't help Mr. Koch with this problem, Mr. Koch should ask him who to contact, that can help.

Meeting recessed at 9:50 a.m., until Monday, February 22nd., 1971.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert Willner

COUNTY AUDITOR

Lewis F. Volpe

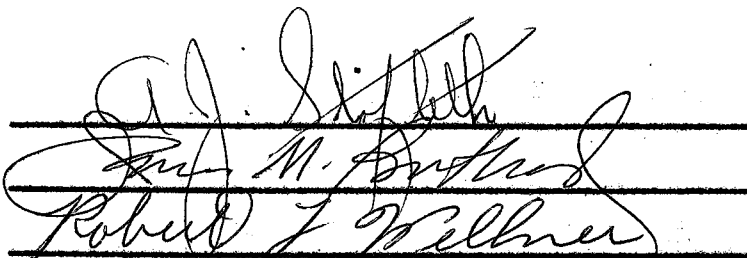
COUNTY ATTORNEY

Russell Lloyd

REPORTERS

C. Cooper
A. Jackson
R. Lyles
C. Leach

Secretary: M. Meeks



BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 22, 1971

The regular meeting of the Board of County Commissioners was held at 9:40 a.m. on Monday, February 22, 1971, with President A. J. "Ted" Stofleth presiding.

Minutes of previous meeting were approved, as engrossed by the Auditor.

RE: RE-ZONING PETITIONS

A re-zoning petition was presented for Michael H. Roberts...premises affected are situated on the east side of Speaker Road, a distance of 1/2 mile south of the corner formed by the intersection of Broadway Avenue and Speaker Road. Requested change from A to X1-2. Commissioner Buthod moved this petition be approved on the first reading and be referred to Area Plan Commission. The motion was seconded by Commissioner Willner. So ordered.

A re-zoning petition was presented for Russell & Delores Seiler...Premises affected are approximately 2640 feet east of the intersection of Oak Hill Road and Bergdolt Road, on the south side of Bergdolt Road. Requested change from A to R-3A. Commissioner Buthod moved this petition be approved on first reading and be referred to Area Plan Commission. The motion was seconded by Commissioner Willner. So ordered.

RE: SPECIFICATIONS...QUARTERLY BIDS

Commissioner Buthod made a motion that the quarterly bids for bakery, dairy, and grocery supplies for Hillcrest-Washington Home and the County Home be approved, and that the Auditor be instructed to advertise for bids on same. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF NEW SYSTEM...AUDITOR'S OFFICE

Commissioner Stofleth asked Mr. Volpe to say a few words about this new system. Mr. Volpe said that this is a new system of budgetary accounting, and would save seven or eight days a month for one girl. He said this is due to the larger machinery being put into use. He said that when he put in his budget last year, knowing full well how much additional work was required in the Auditor's Office, he did not request additional personnel, because he thought he would figure something out to save more time. The lease rental cost on this new machine is \$355.00 per month, which is \$30.00 per month less than is now being paid on machine rental, without the capability of the new machine. Mr. Volpe said that what he was trying to do was to take what he has, slowly and methodically, and work into E.D.T. Commissioner Buthod moved this equipment approval be granted, and also said that he wondered what happened to the committee on Data Processing, he thought it would be worth re-activating, as it should be functioning. The motion was seconded by Commissioner Willner. So ordered.

RE: CLAIM...MEALS FOR PRISONER'S

A claim from Sheriff Riney for the prisoner's meals in the amount of \$5,287.50 was presented to the Commissioners. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...AREA PLAN

A claim from Area Plan Commission in the amount of \$206.05 for rental of Singer Friden calculator, for a period of five months @ \$41.21 per month, from October 15, 1970 until March 15, 1971. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...CITY GARAGE

A claim was presented from the City Garage, the total amount of claim being \$253.70 for Gas & Oil furnished by the Central Garage. Commissioner Willner moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIM...SANDLEBEN PLUMBING & HEATING CO.

A claim was presented from Sandleben Plumbing & Heating Co. in the amount of \$4,439.70 for payment No. 13, work done for the Southwestern Indiana Mental Health Center Inc. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...DEIG BROTHERS

A claim was presented from Deig Brothers Lumber & Construction Co. Inc. in the amount of \$42,067.62, payment No. 15 on Southwestern Indiana Mental Health Center Inc. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...MONARCH INSURANCE CO.

A claim was presented from Monarch Insurance Agency Inc. in the amount of \$18.00, in payment of public official bond for the Surveyor. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...LAKE BANK NOTE CO.

A claim was presented from the Lake Bank Note Co. for Land Purchase, Construction and Equipment Bonds of 1970, in the amount of \$334.40, including other charges. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS...SNOW REMOVAL

The following claims were presented to the Commissioners, by various concerns, for the removal of snow due to snow drifts for the County Highway Dept. Commissioner Buthod moved that these claims be approved. Commissioner Willner seconded the motion. So ordered.

Farney's Body Shop.....\$ 61.50	Evansville Concrete Co.....\$ 198.05
J & W Tool Co.\$ 15.00	Wilbur Young\$ 307.50
John Mans Inc. ....\$2342.75	Jerry L. David .....\$1572.00
Bondall Excavating.....\$ 231.00	Koester Construction .....\$1062.51
Kenneth Adler\$ 85.00	J.H. Rudolph & Co. ....\$1207.03
Floyd I. Staub .....\$1047.50	Marset Corporation\$ 546.00

RE: EMPLOYMENT CHANGESAPPROVAL OF APPOINTMENTSVOTERS REGISTRATION

Elsie Saberton	824 Taylor Ave.	Typist	12.00 Per day	Eff:2-22-71
Sharon Rickard	1371 Pollack	"	" " " "	" " " "
Elizabeth Omer	1052 Madison	"	" " " "	" " " "
Aileen Holzwarth	925 W. Columbia	"	" " " "	" " " "
Esther Goodrum	5406 Kratzville Rd.	"	" " " "	" " " "
Stella Mangrum	712 Ridgeway	"	" " " "	" " " "
Florence Bramble	533 Lodge Ave.	"	" " " "	" " " "
Mildred Berning	10024 Up. Mt. Vernon Rd.	"	" " " "	" " " "
Helen Spencer	1600 Schutte Rd.	"	" " " "	" " " "
Mary Burch	1616 E. Division	"	" " " "	" " " "
Delores Hawkins	317 S. Willow Rd.	"	" " " "	" " " "

AUDITOR

Flora Rose	1105 Putnam	Clerk	12.00 Per day	2-22-
Lucille Musgrave	4304 Pennington	"	" " " "	" " "
Marjorie June Miller	1621 Wedeking Ave.	"	" " " "	" " "
Emma Jane Johnson	3815 Justus Ct.	"	" " " "	" " "

PIGEON ASSESSOR

Goldie Wilm	708 E. Louisiana	Deputy	12.00 Per day	2-18-71
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SHERIFF'S DEPARTMENT

Donald R. Humston	4106 Broadway	Part Time	134.40 Weekly	2-22-71
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RE: EMPLOYMENT CHANGES....RELEASES APPROVEDVOTERS REGISTRATION

Edith Johnson	917 N. Kelsey	Eff: 2-5-71
Jeanne Salat	Boonville-New Harmony	" " "
Loraine Rohner	2525 N. Heidelbach	2-3-71

RE: MONTHLY REPORT....CENTER FOR RETARDED CHILDREN

The monthly report of the Evansville Association for Retarded Children was presented. Ordered received and filed.

RE: LETTER....CONRAD BAKER FOUNDATION

A letter was received from the Conrad Baker Foundation, listing a number of items that the foundation wished to keep in the old court house, to preserve for the purpose of public interest, and to assist in restoration of same. Mr. Welborn, writing on behalf of the foundation, asked that this be considered a request from the foundation, for retention, under lease agreement, of items listed. Commissioner Buthod said that every consideration would be given for leaving the items of historical importance which would be compatible with restoration efforts. Commissioner Stofleth said that when several of the men visited the Conrad Baker Foundation, it was his understanding that the foundation was interested in keeping one court room in tact. Mr. John Karges said that this list represented only a small portion of items left in the building, that there is very little duplication of items listed on inventory, that he thought items of the original furnishings belonged to the Court House, and that they should remain the property of the County, and kept for historic preservation and displaying to benefit the public, then at a later date, if there is no interest in some items, they can then be sold by the County. Janet Walker said that she would like for one court room to stay intact, also since she feels an obligation to the community, thinks there should be a meeting to decide what pieces would be of historical value. Commissioner Buthod said that he thought the Commissioners should go to the Court House with Mr. Curran Miller to see just how much duplication there is. An interested person said that there are items of art value and knowing the value of antiques, thought they should stay in the Court House for people to view and enjoy. Commissioner Stofleth said that this matter had drag on for so long, and nothing was done, so the services of Mr. Curran Miller were employed, since this seemed to be the only way to move the surplus items, that he didn't want to keep the foundation from restoring some of the old furniture. He said that they must move rapidly, that the Commissioners, Mr. Hotz and representative from the foundation go through the Court House together and decide what should be sold and what items should be preserved, he also congratulated the Conrad Baker Foundation for the progress they have made. Mr. Karges said that a meeting would be very helpful, and that the foundation would serve as custodian to see that the preservation of items are made for the benefit of the community. Commissioner Buthod said that he was interested in leaving anything in the Court House that was agreed upon, so it was decided that the items be reviewed on Thursday afternoon for final decision of same.

RE: CUT IN

Cut-in from the Southern Indiana Gas & Electric Co. ...Easement for location of guy wire on south side of Petersburg Road. Commissioner Buthod moved it be approved. Motion seconded by Commissioner Willner. So ordered.

Cut-in for electric wire on Schmitt Road. Commissioner Buthod moved it be approved subject to the County Highway Engineer's recommendation as to additional terms on backfill. Commissioner Willner seconded the motion. So ordered.

RE: LETTER....NELSON CONCRETE PRODUCTS INC.

A letter was presented to the Commissioners from Mr. Joe Hughes, Vice-President of Nelson Concrete Products Inc., saying that it was with pride and pleasure that the company was able to assist the County in clearing certain roads of snow, after the snow storm. He said they feel that they have an obligation in time of emergency in helping other people.

Commissioner Stofleth commended Mr. Althaus and his crew on the job well done by them during the last snow storm, and noted that the schools in Vanderburgh County were open when schools had to be closed in other counties because of the snow.

Commissioner Willner said that the County workers did a wonderful job also, however he said, some of the equipment used, with steel wheels, did more damage than the good they did good, as they have torn the shoulders of the roads up. He recommended leasing rubber tire 4 Wheel drive tractors in the future.

RE: REPORT....COUNTY HIGHWAY...MR. ALTHAUS

Mr. Althaus presented his annual report on County Highway Dept., and asked permission to write to the State Board of Accounts, in reference to adding 2 pages in his report that the state doesn't have, since he feels these 2 pages should be inserted in the annual operating report, one page has to do with the distribution, in detail of payroll, a breakdown of where every penny is spent, the other page he felt, should have description of roads accepted as well as number of miles accepted by the county and entered on the inventory. Commissioner Buthod moved report be approved and permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: REPORT....MR. BIGGERSTAFF

Mr. Biggerstaff said that in regard to St. George Road, the L & N Railroad Co. is suppose to start raising the grade of their secondary railroad tracks, and the contractors would like to start with their concrete headers which are placed on both sides of the section of track that crosses the road. He said that the specifications read that the concrete has to cure for 15 days, and this is a problem that so many people use this crossing going to and from work, so he thought it best to do half at a time, even though it will be a difficult process, and probably cost the County a few more dollars, but by doing it this way, would be more convenient for the public, using this road.

RE: PERMISSION TO ATTEND MEETINGS....MR. ROEHM

Mr. Roehm asked the permission of the Commissioners to attend the Administrative Building Council meeting in Indianapolis, Indiana, on February 23rd., and a Federal Court meeting on February 25th. Commissioner Buthod moved permission be granted. Commissioner Willner seconded the motion. So ordered.

After a ten minute recess, meeting resumed.

RE: REPORT....MR. KOCH

Mr. Koch said that he attempted to contact Mr. Street, in reference to complaints received on a job contracted by the phone Co., but was unable to reach him since he was on vacation, but his assistant said that this problem came under the engineering department, so he gave Mr. Koch the name of the man to get in touch with, he did so and within an hour two men were out in the field. They assured Mr. Koch that the necessary changes would be made, they also had complaints from the Post Office on Green River Road, from Petersburg Road to Boonville Hwy. Mr. Koch got in touch with Mr. Brank, so they are now attempting to take care of this problem. Mr. Koch said that the Rural Fire Dept. has asked, if possible, during future snows, that the entrance to the fire stations be cleared immediately, and while doing so be careful of the fireplugs.

RE: POOR RELIEF

Mr. James Cook...603 W. Illinois St.....Pigeon Township....Mrs. Bolin, investigator. Mr. Cook applied for assistance and were given a food order of \$14.00 for two weeks. Mr. Cook is unemployed because of medical reasons. He asked for another food order and was refused. Mr. Cook has T. B., but arrested to where outpatient treatment is in effect. He received a disciplinary discharge from the Madisonville hospital where he was receiving treatment, since he twice walked out, and Mrs. Bolin said the trouble lies with the Health Department as they don't want to have to take him back. The Health Dept. told Mrs. Bolin that it would take about 8 weeks for the results of tests made on Mr. Cook. Commissioner Buthod said he thought it best to continue to work with the Health Dept. and the Welfare Dept., also give what assistance necessary to Mr. Cook,

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with food, and at a time when necessary, with utilities, and asked that Mr. Cook continue to co-operate, until he is able to go back to work. The Commissioners also voted to furnish Mr. Cook with some detergent.

MR. Lawrence Stahl said that he doesn't like the way the utility companies dig up the shoulders of the roads, that they should pack the material back when they are finished with a job, and not abuse our County roads.

Mr. Althaus said that the County doesn't have enough right-of-way.

If the County had more right of way, the utilities could run their lines on the other side of the ditches instead of between the shoulders and the ditch, which would take care of this problem.

Commissioner Buthod said that there is a state law on this, that the utilities are entitled to use any roads, and they can lay their right-of-way, without paying anything for it, the statute permits them to do it. This would be up to the legislature, he said.

Meeting adjourned at 11:15 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Russell Lloyd

REPORTERS

A. Jackson
K. Lyles
C. Leach
C. Cooper
G. Clabes
S. Clark

Secretary: M. Meeks

A. J. Stofleth
James M. Buthod

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 1, 1971

The regular meeting of the Board of County Commissioners was held at 9:40 a.m. on Monday, March 1, 1971, with President A. J. "Ted" Stofleth presiding.

The meeting was opened by Deputy Sheriff James Fravel.

Minutes of previous meeting were approved as engrossed by the Auditor.

Permission was granted to the County Attorney, to proceed with the bid opening while meeting was in progress.

RE: RE-ZONING PETITION

A re-zoning petition was presented for Waldemar Kissel...premises affected are situated on the west side of Harmony Way, formed by the intersection of Harmony Way and Rose Avenue. Requested change from R-1A to R-2. Commissioner Buthod moved this petition be approved on first reading, and be referred to Area Plan Commission. Commissioner Willner seconded the motion. So Ordered.

RE: COMMENTS.....SURPLUS.....COURT HOUSE

Commissioner Stofleth said that he had the list of surplus property from the Court House, and it was his understanding that the Conrad Baker Foundation wanted to keep one court room in tact, and they were told they could use any articles needed to make up this court room. They are now asking for the other court rooms to remain in tact. Commissioner Stofleth wondered if the use of the other rooms could be restricted if the foundation was allowed preservation of them. Commissioner Buthod said that if a number of items were removed from the list, he didn't know if there would be enough surplus items to have a large sale, and trying to avoid letting sentimentality coincide with good judgement, he had mixed emotions, but thought the foundation should pick out what they need to make up one court room for preservation, and sell the rest, as he thought this the sensible thing to do. Commissioner Willner said that he understood that eventually someone intended to make one of the rooms into a supper club. Commissioner Stofleth asked Mr. Curran Miller, the auctioneer, if he had any comments. Mr. Miller said that the sale would be more effective if there were a greater number of items to see, but personally it made no difference to him. Commissioner Stofleth asked the Commissioners if they could arrange a meeting with the Conrad Baker Foundation in order to make a final decision on the sale.

RE: SPECIFICATIONS FOR BID.....BURDETTE PARK

Specifications were presented on a truck for use at Burdette Park. Commissioner Buthod moved that the specifications be approved, and instructed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim from Southwest Engineering Inc. was presented in the amount of \$23,670.66, for Contract 4-70, Bridge 183 & 184, Project No. 191-51, for numerous items, and temporary roadway during the high water. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim from Welborn Memorial Baptist Hospital was presented in the amount of \$8,000.00, in payment for amount due on property for the adult Psychiatric Clinic. Commissioner Buthod moved this claim be approved. Commissioner Willner Seconded the motion. So ordered.

A claim from Don Cox was presented in the amount of \$1,400.00 for appraisal and negotiations on the Right-of-Way for widening St. Joe Avenue. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS..CON'T.

A claim was presented in the amount of \$1,400.00, from Robert Rickard Jr., for appraisal and negotiations on Right-of-Way for widening St. Joe Avenue. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented in the amount of \$1,400.00, from G. Mac Brown, for appraisal and negotiations on the Right-of-Way for widening St. Joe Avenue. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGESAPPOINTMENTS MADEVOTERS REGISTRATION

Ina Woerter	756 S. Harlan Ave.	*Clerk	\$12.00 per day	Eff:3-1-71
Jeanette Wissner	1209 W. Florida	Typist	\$12.00 per day	" 3-1-71

PIGEON TOWNSHIP ASSESSOR

Helen Pipes	401 E. Iowa St.	Deputy	\$12.00 per day	Eff:3-1-71
Alma M. Berry	1317 N. Fourth Ave.	Deputy	\$12.00 per day	" 3-1-71

Vandeburgh County Highway

Michael Nussmeyer	214 Hampton Dr.	Rod man	\$5,200.00 per Yr.	Eff:2-17-71
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VANDERBURGH SUPERIOR COURT - JUVENILE DIVISION

Ronald R. Goebel	2667 W. Iowa St.	Pro. Off.	\$7,400.00 per Yr.	Eff:2-17-71
Jimmie Tyus		Pro. Off.	\$7,400.00 per Yr.	" 3-1-71

RE: EMPLOYMENT CHANGES.....RELEASEDVANDERBURGH COUNTY HOME

Delmar Pound	700 Senate Ave.	Orderly	\$295.00 Se.Mo.	Eff:3-1-71
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RE: REQUEST.....INDIANA STATE HIGHWAY COMMISSION

A letter to the Indiana State Highway Commission was presented to the Commissioners, requesting the following revision in the Vanderburgh County F.A.S. Highway System:

1. Add as an extension to S-1444, St. George Rd from U.S. Highway 41 East from 3.55 miles to its intersection with Burkhardt Road, s-1447.
 2. Delete 3.55 miles of S-1443 described as such:
 - (A) That part of S-1443 from U.S. 41 to S-1220 (this is commonly known as Lynch Road between U.S. 41 and Oak Hill Road)
 - (B) That part of S-1443 from S-1220 to S-1447 (this is commonly known as Bergdolt road from Oak Hill Road to New Green River Road, the Hirsch Road from New Green River Road to Burkhardt Road)
- Commissioner Buthod moved that this request be approved, on recommendation of Mr. Biggerstaff. Commissioner Willner seconded the motion. So ordered.

RE: LETTER.....TO MR. BIGGERSTAFF

Commissioner Stofleth read a letter from the Indiana State Highway Dept. on the Indiana project, Green River Road, Vanderburgh County, stating, that in answer to Mr. Biggerstaff's letter of December 23, 1970, asking them to check on status of above project; due to the Penn Central Transportation Company's financial circumstances, it was necessary to delay the project. Mr. Wayne Cinder, with the Railroad Co. said that this project is programmed for construction, and installation of signals should be completed by April of 1971.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that the cut-in for electric wire on North Elm Avenue had been completed. He also said that the floor of bridges on Old Henderson Road had been completed and inspected last Wednesday. The work was done by the Southwest Engineering Co. Bid price being \$17,759.00 but with change order of 12/21/70 to replace and remove part of the bridge deck near the center of the bridge and remove what was left of the floor of the old bridge at flowline of the creek, the total cost is \$23,670.66.

Commissioner Stofleth stated that Mr. Althaus would not attend today's meeting, as he was checking on locations for trash pick-up, also that Mr. Hotz would not attend today's meeting.

RE: APPLICATIONS TO THE COUNTY HOME

Mr. Harness presented applications for admission of three people, to the County Home. They are Philmore Elliott, Margaret Elliott, and Claude M. Murphy. Commissioner Buthod moved that these applications be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. KOCH

Mr. Koch said that the St. Wendell Road project needed some correction work done on it.

RE: OPENING OF BIDS...SOUTHWESTERN MENTAL HEALTH CENTER

Mr. Lloyd had opened bids on furnishings for the Southwestern Mental Health Center. They are as follows:
 Guthries bid on Group #800 at \$12,371, also on Group # 1100 at \$481.50
 Risley's bid on group # 700 at \$2,885.40
 Brown & Hubert bid on Group # 200 at \$264.87, and #900 at \$1,974.49
 Smith & Butterfield bid on Group #1 at \$7,344.41, on #400 at 1,444.48, on #500 at 1,098.19, on #600 at 2,901.74, on #700 at \$2,723.28, on #800 at \$13,093.22, on #1200 at 1,077.12.
 Smith & Butterfield on second bid: Group #100 at \$9,165.31, on #400 at \$1,444.48, on #500 at \$1,098.19, on #600 at \$3,900.50, on #700 at \$2,710.92, on #800 at \$13,196.48, and on #1200 at \$1,077.12.
 Orr Iron bid on Group #900 at \$1,714.39.
 Helen Cooper Interiors bid on Group #100 at \$6,436.02, on #500 at \$2,271.20 with an alternate of \$1,634.72, on # 700 at \$2,091.22, on #1100 at \$172.08, and Group # 1200 at \$1,046.40. Commissioner Buthod moved that these bids be taken under advisement, since some of the bonds were not in order. Commissioner Willner seconded the motion. So ordered.
 Commissioner Buthod suggested we not re-advertise for bids until these bids can be examined.
 The bids were given to Mr. Spear to examine, for any recommendations he might have.

RE: POOR RELIEF

Pamela & Gus Roca....Perry Township. Mr. Roca said that they are two months behind in their rent, and have no way of paying it. Mr. Roca had been working but isn't now, he is also going to school. Pamela was working but has had pneumonia and had to quit work. Mr. Mosby, the Perry Township Trustee said that she didn't use her last pay check to pay any rent, she said that she had to pay the doctor and buy medicine. They have been getting food stamps, and the Trustee paid one utility bill. Mr. & Mrs. Roca were both to see about jobs today, but that doesn't bring in money needed now. Commissioner Buthod said that he thought they should be helped, since they are both trying to find jobs. Commissioner Stofleth referred this case back to the Trustee, and asked them to help these people on rent and food for a week, pending the outcome of their finding jobs. Commissioners agreed on this.

Shelbia Richmond....Pigeon Township...Pregnant...needs money for a doctor. Mrs. Bowen said that the clinic will not accept anyone for prenatal care if someone in the family is working, her husband is a car salesman but hasn't been making any money since he is on a commission basis. Mrs. Richmond said that no doctor will see her unless she has the money to pay him. Commissioner Stofleth told Mrs. Bowen to see if she couldn't help Mrs. Richmond to see a doctor, to determine if she is suffering from a normal pregnancy or if there are complications. Commissioners agreed.

Meeting recessed at 10:50 a.m.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Russell Lloyd

REPORTERS

A. Jackson
G. Clabes
R. Lyles
C. Leach
C. Cooper

Secretary: M. Meeks

James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 2, 1971

A special meeting of the Board of County Commissioners was held at 9:45 a.m. on Tuesday, March 2, 1971, with President A. J. "Ted" Stofleth presiding.

RE: DECISION ON SURPLUS ITEMS AT COURT HOUSE

The Conrad Baker Foundation had originally had been allowed to restore one court room in the old Court House, and the Commissioners had planned to sell the furnishings and fixtures in the other two rooms, then the Foundation, which is working to preserve the Court House, asked the Commissioners not to sell anything in the other court rooms. Commissioner Stofleth, at first, wondered if there was a legality problem here, since these items had been advertised for sale. He thought the Commissioners might be liable, but changed his mind on this after reading the ad, and quoted as follows; "Vanderburgh County reserves the right to withdraw from sale any items above mentioned", therefore the Commissioners could withdraw any items from the sale, that they so desired, so without further discussion, Commissioner Stofleth asked for a motion to let the Conrad Baker Foundation have recourse in selecting items needed to keep the other court rooms in tact. Commissioner Buthod so moved. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION.....TRASH CAN PROJECT

It was decided, by the Commissioners, that several trash containers are to be placed in rural county locations on Wednesday morning, in an experimental six month project. Commissioner Stofleth said that more containers are to be placed in other locations as soon as it can be worked out with the property owners. These containers are to be leased from the Indiana Disposal Service Inc. The cost to the County for the six month period will be \$4,728.00. The containers will be emptied once a week. Commissioner Stofleth said that in some instances, rock had to be placed where the containers will be located because of the heavy equipment used to pick up and empty containers, so the trucks won't bog down. He also said that letters would be sent to the property owners where containers are placed, also if this project proves successful, and more containers are needed, more money will have to be asked of the County Council, for extra appropriations.

Mr. J. Cole, President of Indiana Disposal Service Inc. said that he had just returned from visiting different cities where this service is performed, he found that by spending more time at these different locations he could better the services of his customers. He also said that the people that had containers removed, wanted them back. Some counties own their own equipment, but Commissioner Buthod said that he preferred that Vanderburgh County not own equipment, at this time, and since we are contracting for services, he thought a contract was in order. Commissioner Stofleth said that Mr. Althaus has signs made to install on roads, to designate location of containers, also at location site. Vanderburgh County will have a couple of men touring these roads to help keep the areas free of trash. Commissioner Buthod said that if this project proves satisfactory in less than the six month period, less pilot time will be needed, and the money could be used on improvements. Commissioner Willner asked if there is a disinfectant that could be used around these areas, if it was needed. Mr. Cole said that there was, that they would spray the areas of containers. Commissioner Stofleth suggested that the County Attorney, Mr. Cole, and others get together in order to draw up a contract with Indiana Disposal Service Inc.

Meeting recessed at 10:20 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEY REPORTERS

A.J. "Ted" Stofleth Wm. Wittekindt Jr. Thomas Lockyear C Leach R. Lyles C. Runyan
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
MARCH 8, 1971

The regular meeting of the County Commissioners was held on Monday, March 8th, at 9:35 a. m. with President A. J. "Ted" Stofleth presiding.

Minutes of previous meetings were approved as engrossed by the Auditor.

RE: LAND PURCHASE....BURDETTE PARK

County Attorney, Russell Lloyd said that Art Denton was unable, as yet to have draft on land being purchased for Burdette park, and asked that this be deferred until next week. So ordered.

RE: PRECINCT....IN WRONG TOWNSHIP

The County Attorney said that this concerns Precinct 21, in Ward 6. He said that at the time the precinct was re-drawn pursuant to the order of the Commissioners office, extensive examinations of the Commissioners records indicated that the present Precinct 21 of Ward 6, an area off Mesker Park Drive which was included in Pigeon Township since the 19th century, is in Perry Township. Mr. Lloyd suggested the Commissioners enter an order showing that Precinct 21 of Ward 6 is in Perry Township, and that Pigeon Township Assessor be authorized to convey any and all assessing records to the Perry Township Assessor, and that the Perry Township Assessor be authorized to include this 21st Precinct in his assessment records, and the Treasurer, and the Auditor make whatever changes are necessary.

Commissioner Stofleth said that after the findings of the County Attorney, a motion was in order.

Commissioner Buthod moved that the County Commissioners enter of records, as their findings, that the 21st Precinct of Ward 6, in the City of Evansville, is located in Perry Township of Vanderburgh County, rather than in Pigeon Township of Vanderburgh County, and that the Commissioners recommend strongly, to the assessors of their respective township's, that all necessary procedures be undertaken because of the property to be assessed and tax in the appropriate township's.

The Treasurer said that his office was starting to send out tax statements, and since there is a difference in the tax rates, he thought this problem should be corrected now.

Mr. Angermeyer, the County Assessor said that he would abide by the action of the Commissioners.

Commissioner Willner seconded the motion of Commissioner Buthod, and with the vote being unanimous, the motion was carried.

The location of this precinct has eastern boundary which runs from the intersection of Maryland St. & St. Joe Avenue, along St. Joe Avenue to the City limits, north, just north of Buchanan Road. It extends westwardly to Mesker Park Drive, then diagonally southeast along Mesker Park Drive to the intersection of Wimberg Avenue, then southwest to Barker Avenue, extended, and south of Barker Avenue, extended, jogging around the golf course down Harmony Way, then jogging around the golf course to Wessel Lane, then south on Wessel Lane to Maryland Street, and east to St. Joe.

RE: RE-ZONING PETITION

Re-zoning petition of Valley View Building was presented to the Commissioners. Premises affected are situated on the North Side of Schenk Road, East of Penn-Central Railroad and on both sides of Orchard Road, commonly known as R.R. #7, Box 83, Orchard Road. Requested change is from A to R1. Commissioner Buthod moved this petition be approved on first reading, and referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: LETTER...ON TYPEWRITERS...COUNTY ASSESSOR'S OFFICE

A letter was received by the Commissioners from Jim Angermeyer, the County Assessor, stating that the typewriters on loan to his office, that formerly were at the Boehne Convalescent Center, had been repaired and needed more work done on them at the present time, he felt that since he was keeping these machines repaired, they should belong to his office, with no strings attached. Commissioner Buthod moved these typewriters be assigned permanently to the County Assessor's office, and permanently assign other equipment, previously loaned to other offices, to said offices. He said that the reason

for reservations at the time this equipment was loaned, was because he felt that some of it would have to be moved about, and that one office might have had a greater need than another, but now thought it permissible to assign said equipment permanently. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented on land to be purchased for Association of Retarded Children. The County Attorney said that Mr. Lockyear and Mr. Powell are working on this, and he didn't know if the abstract had been examined as yet. Commissioner Stofleth said that the price of the land is \$92,015, an appraisal of \$96,200 minus \$2,500.00 for sight preparations making a total of \$93,700.00. Commissioner Butthod moved that the purchase of the land be authorized on price in draft Contract and the purchase be consummated, subject to approval of title, and examination of same by the County Attorney's and subject to approval by the County Council and appropriation of funds. Commissioner Willner Seconded the motion. So ordered.

Claims were presented by three appraisers for appraisal of real estate for the Association of Retarded Children. These claims were taken for signatures of authorized person, by Mr. Jones. Action will be taken on these claims at the next Commissioners meeting.

A claim was presented by Robert Kolker in the amount of \$1,000.00 for the appraisal fee of surplus property, for 25 parcels at \$40.00 each. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented by Robert Goff in the amount of \$1,000.00 for the appraisal fee of surplus property, for 25 parcels at \$40.00 each. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented by Lillian F. Caraghi in the amount of \$680.00 for the appraisal fee of surplus property, for 17 parcels at \$40.00 each. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented by W.E. Rich in the amount of \$1,680.00 for the appraisal fee of surplus property, for 42 parcels at \$40.00 each. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented by Vera Mae Taylor in the amount of \$680.00 for the appraisal fee of surplus property, for 17 parcels at \$40.00 each. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from American United Life Insurance Co. in the amount of \$8,231.84, for balance owed on annual premium, insurance for the County employees. Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered. 4

RE: BID RECEIVED LATE

A bid from The House Of Lighting was received at 11:00 a.m. last monday on equipment for Southwest Mental Health Center, by the Commissioners. It was to late to be considered. Since the bid is void, it is being returned to the House of Lighting, unopened.

RE: STATEMENT....MR. SPEAR

Mr. Spear stated that the bids that were opened a week ago, were still under advisement by the Board of Directors, for the furnishings at the Southwest Mental Health Center, and that the Commissioners would be informed when action has been taken.

RE: LETTER....HILLCREST HOSPITAL....COST INCREASE

A letter was received from the Hillcrest T.B. Hospital in Vincennes, Ind. It stated that since the census at the hospital is running low, they are forced to increase the per diem \$5.00 per day, therefore effective April 1, 1971, the cost to Vanderburgh County will be \$20.00 per day. Dr. Stewart noted in the letter that this amount is still the lowest rate in the state.

RE: MONTHLY REPORT....COUNTY HOME

The monthly report for February, from the Vanderburgh County Home was presented to the Commissioners. Commissioner Buthod moved this report be approved. Commissioner Willner seconded the motion. Report received and filed.

RE: LETTER....DR. JOHN SLAUGHTER

A letter was presented to the Commissioners from Dr. John Slaughter, written on behalf of Holidays For Humanity. It concerned old materials and equipment used previously by Boehne Hospital. Dr. Slaughter asked that the Commissioners consider donating anything possible to a government hospital at Coban, Guatemala. He will leave for this hospital on March 14th, on his eleventh trip there. He said that there are many beds in this hospital, having two patients to a bed so they could really use some as well as tables, lights, trays, containers and many more items. He said that all concerned would be very thankful. Commissioner Buthod said that this equipment is outdated for all practical purposes; and since no one else can use them, he thought this hospital could make good use of them. Mr. Harness said that there are a lot of old beds in the basement of the County Home, that he would like to get rid of, and Mr. Hotz said that there is a complete dental outfit available.

Commissioner Stofleth said that Mr. Gilliam, of Alcoholic Help Inc., would like to have some of the beds, so he suggested that Mr. Gilliam and Dr. Slaughter get together on this, to agree on a settlement of what is needed. Commissioner Buthod said that he thought it much better to donate these things to a good cause, rather than to sell them for little or nothing. Commissioner Willner moved that all equipment, not needed by Alcoholic Help Inc., be donated to Dr. Slaughter, for use in Central America. Commissioner Buthod seconded the motion. So ordered.

RE: OPENING OF BIDS

Bids were opened by Mr. Lloyd on Groceries, Dairy Supplies and Bakery Products for the Hillcrest & Washington Home and the County Home, for the months of April, May, and June of 1971. The only bid on Dairy Products was from Ideal Dairy Co. The only bid on Groceries was from Federal Produce Co. Inc. The only bid on Bakery Products was from the Lincoln Bakery, but this bid was rejected because the non-collusion affidavit was not executed. Commissioner Buthod moved that since there was only one bid on the Dairy and Grocery products, these two bids be approved and awarded to Ideal Pure Milk Co. and to Federal Produce Co. Inc. He moved that the bid on Bakery Products be rejected for failure to execute the non-collusion affidavit. Commissioner Willner seconded the motions. So ordered.

RE: SURPLUS COUNTY OWNED LOTS....AND SALE OF

Commissioner Stofleth said that the County of Vanderburgh had 63 lots that are considered as surplus. He said that two of these lots were sold and one was wanted by an individual. The Housing Authority thought that 18 of these lots could be used for their purpose, leaving 42 lots. The Redevelopment Commission took 7 lots which leaves a total of 31 lots. He said that the money for appraisal fee and advertising fee for lots sold has been placed in escrow. Commissioner Buthod moved that the 31 remaining lots be advertised, to be sold at auction, at appraised value plus appraisal and advertising fees. Commissioner Willner seconded the motion. So ordered.

RE: LETTER....CITY-COUNTY HEALTH DEPARTMENT

A letter was received from the City-County Health Department in regards to the conditions existing on the property of John & Viola Reisinger located at 5316 Daniels Avenue. After a reinvestigation was made, it was revealed that this condition still had not been corrected. If this condition isn't eliminated in 15 days, the Health Department of Health will forward this case to the Prosecuting Attorney's office for action. Letter received and ordered filed.

RE: EMPLOYMENT CHANGES....APPOINTMENTSAUDITORS OFFICE

Anna M. Fuhrer	1015 Lincoln	Part Time	\$12.00 per day	Eff: 3/3/71
Rebecca Heacock	27 W. Buje Dr.	Part Time	\$12.00 per day	" 3/3/71

COUNTY TREASURER'S OFFICE

Fred Henry	3901 Clement Ave.	Outside Deputy	\$200.00 semi Mo.	Eff. 3/1/71
Jeanette Wissner	1607 W. Florida	Extra Clerk	\$ 12.00 per day	" 3/9/71

RE: EMPLOYMENT CHANGES....APPOINTMENTS CON'T.

VOTERS REGISTRATION

Edna Henry	3904 Clement Ave.	Typist	\$12.00 per day	Eff: 3/8/71
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PROSECUTOR'S OFFICE

John D. Knight	1105 Oxford Sq.	Deputy	\$6200.00 per Yr.	2/1/71
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RE: EMPLOYMENT CHANGES....RELEASES....VOTERS REGISTRATION

Jeanette Wissner	1209 W. Florida St.	Eff: 3/5/71
Helen Spencer	1600 Schutte Road	"
Mary Burch	1616 E. Division St.	"
Delores Hawkins	317 S. Willow Road	"
Elsie Saberton	824 Taylor Ave.	"
Sharon Richard	1311 Pollack Ave.	"
Aileen Holzwarth	925 1/2 W. Columbia St.	"
Stella Mangum	712 Ridgeway Ave.	"
Florence Bramble	533 Lodge Ave.	"
Wandalee Cain	2601 Melrose Rd.	"
Elizabeth Omer	1052 Madison Ave.	"

RE: ELECTION BOARD SALARIES

Request received from Mr. O'Day, Secretary of the Vanderburgh County Board of Election Commissioners, that the County Commissioners make proper record and ruling regarding the payment of Election Precinct Boards in the Primary Election for May 4th, 1971 as follows:

Inspectors.....\$40.00	Judges.....\$15.00
Clerks.....\$15.00	Sheriffs....\$15.00

Commissioner Buthod moved that these statutorial amounts be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST.....MR. O'DAY

A letter was received from Mr. O'Day requesting the use of the Council Chambers, Room 301, in the City County Administration Building for the instruction and swearing in of the Sheriff's for Election Day. The Board of Election Commissioners would like the use of the Council Chambers on Sunday, May 2, 1971 at 1:30 P.M. and also on Tuesday, May 4, 1971 starting at 6:00 P.M. for the use of their Canvassing Board and until such time as the Canvassing Board completes the work. Commissioner Buthod moved that permission be granted subject to the permission of the City and Building Authority. Commissioner Willner seconded the motion. So ordered.

RE: -LETTER.....General Electric Co.

A letter was received from the Health Facilities Planning Committee of the General Electric Co. stating that they are evaluating alternate proposals for treatment of tuberculosis patients who require hospitalization, and since the closing of Boshne Hospital in Evansville arrangements have been made to send patients from Posey, Vanderburgh, Warrick and Spencer Counties to Hillcrest Tuberculosis Hospital in Vincennes, Indiana. The Planning Committee said that they would appreciate hearing the recommendations and opinions of the Commissioners. Letter received and filed.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had a legal description for permanent easement, and for a temporary easement to the County Inc. from the Bower Corp. He said that Mr. Pearson who is the Right-of-Way purchaser for the County, was unable to get together with the heirs of the Bower estate on the price of the land. Mr. Biggerstaff said that it was his recommendation that the County Commissioners condemn this property. The other for the structure on Buena Vista Road.

Commissioner Buthod moved that the County Commissioners authorize condemnation on necessary Rights-of-Way and be referred to the County Attorney for preparation of same. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS FOR BIDS

Mr. Biggerstaff also had specifications for reconstruction of parking lot adjacent to the skating rink at Burdette Park. Commissioner Buthod moved that we advertise for bids, according to the specifications prepared by the County Engineer. Commissioner Willner seconded the motion. So ordered. It was agreed that the bids be opened on March 29th. 1971.

RE: MR. ALTHAUS

Mr. Althaus presented the monthly report for the County Highway, for February. He said that tomorrow, the county will place 5 more trash cans in different townships, then will only have 2 more to put out. He also asked the permission of the County Commissioners for the services of Mr. Koch, to run the card files on the County roads, as they need to be brought up to date. Monthly report received and filed. Permission granted for the use of Mr. Koch's services. Commissioner Stofleth was pleased with results of trash can use.

RE: MR. HOTZ

Mr. Hotz said that the auction at the Court House, on surplus items, was a big success, that it grossed approximately \$7,900.00, and that about 750 items were sold. He also noted that expenses would have to be deducted from the sale money. The Commissioners agreed that the money be turned over to the Auditor, and a quietus written on it. He also said that the auctioneer had a date open for a Saturday in April, for a sale of any items left at the old Boehne Hospital. It was decided to wait a time on this, as it would be awhile before it could be decided just what could be considered surplus.

Commissioner Stofleth said that he read an article in the paper, on the Coliseum, and it read that the next project there would be the installation of wiring, of which he didn't recall hearing about. Mr. Hotz said that the Coliseum was inspected by the fire marshall and found to have faulty electrical wiring which is a fire hazard.

Commissioner Stofleth said he thought it a mistake when the Commissioners agreed on a three year lease for the Coliseum, but Commissioner Buthod said what it boils down to, is assuming the occupants get in there and perform, and subject to performance within a trial period, that they can have the building indefinitely as far as the Commissioners are concerned. A long term lease is not being granted at this time until the performance of the occupants has proved satisfactory.

RE: MR. ROEHM

The subject of the Coliseum doors was again brought up. Mr. Roehm said that something has to be done. The Commissioners agreed that bids would have to be advertised for, on a material and time basis. Mr. Roehm said that he will appear before the County Council on March 17th, to ask for additional funds needed. Commissioner Buthod said that he thought action on this should be deferred until after the meeting of the County Council. Mr. Roehm said that he and the County Electrical Inspector went to Burdette Park to take a close look at the new air conditioning system in the Bishea Building, after a detailed inspection, asked acceptance of same. Commissioner Buthod so moved. Motion was seconded by Commissioner Willner. So ordered.

RE: MR. KOCH

Mr. Koch said that an under cut had dropped where the S.I.G. & Elec. Co. had made a cut-in, that he had contacted them and they said that they would correct this problem. Mr. Koch said that he found them nice to deal with. He also said that when the County workers laid a culvert, they left a lot of mire and clay which is hazardous. This was on the Boonville-New Harmony Road. He said the neighbors asked if this couldn't be cleaned up. Mr. Althaus said his men worked until 4:00 p.m. that day, and had gone back today to clean this up.

RE: MR. HARNESS...APPLICATION TO COUNTY HOME

Mr. Harness presented to the Commissioners, an application for Normalee Wattam to be admitted to the County Home. Commissioner Buthod moved this application be approved upon recommendation of the County Home Superintendant. Motion was seconded by Commissioner Willner. So ordered.

RE: DATA PROCESSING

Commissioner Willner said that he read the article in the paper where Commissioner Buthod has recommended that the study commission be reinstated on data processing, that he would like to concur with this idea, and thought the Commissioners should proceed with haste to get this committee back in operation. Commissioner Buthod said that under the statute, the County Assessor is to head this committee, and the decision on whether this committee is needed or not, should be based on a positive study. The County Treasurer said that he was chairman of this committee in 1968, he said that he found it took considerable time to get the process in motion, also it was very expensive the first few years and due to the cost, the process died down. Commissioner Buthod said that every phase of this Data Processing should be explored.

RE: COMMENT.....MR. ANGERMEIER

Mr. Angermeier said that his office is winding up the reproduction of field sheets on three townships, and he hopes that they aid the assessors in doing a good job. He also said that the new xerox machine has done a wonderful job, and that it has saved the County a considerable amount of money. He offered the use of the machine to any of the office holders that could make use of it. Commissioner Buthod said that it would be a good idea for the offices in the county to see which forms they have that could be duplicated on the xerox machine rather than on printing bid. Mr. Biggerstaff said that he would like to make several copies of County accepted roads, as his records are pretty well beaten up. Commissioner Buthod said that he thought it would be very fruitful for the various office holders to have regular meetings to discuss their problems, therefore helping one another.

Meeting recessed at 11:05

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

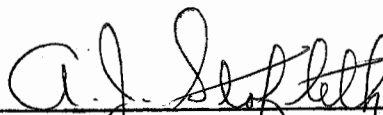
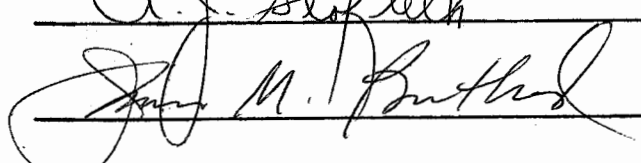
COUNTY ATTORNEY

Russell Lloyd

REPORTERS

B Allen A. Jackson
C. Leach G. Clabes
R. Lyles

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 10, 1971

A special meeting was held on Wednesday morning, March 10, 1971 at 11:15 a.m. with President Stofleth presiding.

The reason for this special meeting is to consummate the lease from Boehne Convalescent Center to the Alcoholic's Help Inc.

Commissioner Stofleth read a letter to Mr. Gilliam, the Chairman of Alcoholic's Help Inc., from Mr. Scholz of the Health facility division. He said that the senior Vice President had asked him to tell Mr. Gilliam that the criteria must be met in order for the Blue Cross plan to consider recognizing Alcoholic's Help Inc. as a participating hospital. He said that the approval of the health facilities planning council must also be obtained, and the institution must be inspected by the Indiana State Board of Health and a positive report received, and upon receiving documentation of these criteria having been met, they will be glad to discuss the feasibility of negotiating the participating contract.

Commissioner Stofleth said that he didn't think this had anything to do with the County Commissioners leasing the buildings to Alcoholic's Help Inc.

Mr. Carl Ahrens of Tri State Health Planning Council apologized for being late and said that the procedure on this plan being in, that it has to be licensed as a special facility in order to be covered by Blue Cross and insurance by the State hospital department. He said that he has met with Regional Planning and with Alcoholic's Help Inc., and what the Planning Council is interested in is the license situation.

Mr. Gilliam said that he and Mr. Fossit have visited the Blue Cross office and plan to follow through on this phase, they have also been working out arrangements with the Health Department.

Commissioner Stofleth asked Thomas Lockyear, the County Attorney for his comments on the subject, and asked if he thought the County Commissioners were involved, in any way, on this lease, if the qualifications are not met.

Mr. Lockyear said that he assumed the basic reason for the lease is for Alcoholic's Help Inc. to obtain federal funds, and if they do he assumed they would be used in the proper manner.

The lease provides for a five year term with Alcoholic Help Inc. paying \$1.00 the first year and up to \$40,000 a year for the last four years of the lease. The rental during those years would be determined by the profits the organization makes from fees it will charge patients. Any improvements made to the facility during that time may be counted as part of the rental payments, and all improvements must be approved by the Commissioners, on plans of such a project, also that any improvements and remodeling of the facility will be at no cost to the county.

Commissioner Willner asked Mr. Gilliam if this project would still be possible, if he were unable to obtain coverage from Blue Cross, since Mr. Gilliam had said that this project might still be possible, even if he were unable to get federal funds. Mr. Gilliam said that without the help of Blue Cross, he would not attempt this project.

Mr. Lockyear said that if for some reason the licensing is denied, then the lease is null and void, but that this is not in the lease, but that it can be added. The Commissioners agreed that this clause be added to the lease, they also agreed to add the clause stating that narcotic patients are banned from treatment at the facility.

The lease provides for a five year option, not to exceed 99 years, also states the barring of sale or sublease of any of the Boehne property, by Alcoholic Help Inc.

Commissioner Willner moved that the lease be adopted with the two additional writings attached. Commissioner Stofleth seconded the motion. Voting being unanimous, the motion was carried.

The County Attorney said that the lease would be ready for the signatures of the Commissioners as soon as it could be re-written.

Meeting recessed at 11:45 a.m.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

C. Leach
G. Clabes
B. Allen
S. Smith
B. Gladdish

Secretary: M. Meeks

COUNTY COMMISSIONERS MEETING
MARCH 10, 1971

A special meeting of the County Commissioners was held on Wednesday afternoon, March 10, 1971, at 3:00 p.m. with President Stofleth presiding.

This meeting was called for the purpose of consummating the lease of Boehne Convalescent Center to the Alcoholic Help Inc. with two supplements having been added to the lease, upon the recommendation of the Commissioners.

Commissioner Stofleth read the two supplements in their entirety. They are as follows:

#8.....It is expressly understood that Lessee is primarily engaged in helping people affected with the problem of alcoholism and the use of the premises in any connection therewith within the laws of the United States, State of Indiana, City of Evansville and County of Vanderburgh is encouraged. It being expressly understood that the said facilities shall not be used as a center for treatment of person or persons affected with the use or habit of narcotics or dangerous drugs.

#18....In the event that a license or any renewal thereof be denied by the Department of Mental Health of the State of Indiana based upon the inspection by the State of Indiana Board of Health then this lease shall be null and void.

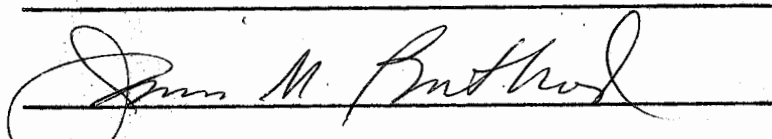

These supplements having been passed by both Commissioners present, at this morning's meeting, and the lease ready for authorized signatures, presently; The lease was therefore signed by the County Commissioners, Commissioner Stofleth and Commissioner Willner, by the County Auditor, Lewis F. Volpe, by the chairman of Alcoholic Help Inc., J.H. Gilliam and S.E. Faucett, as secretary. The lease was prepared by the County Attorney, Thomas Lockyear.

The meeting recessed at 3:20 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A.J. "Ted" Stofleth Robert L. Willner	Lewis F. Volpe	Thomas Lockyear	A. Jackson C. Cooper R. Lyles B. Bowers E. Knetzer S. Smith B. Gladdish

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 15, 1971

The regular meeting of the Board of County Commissioners was held at 9:40 a.m. on Monday, March 15, 1971, with President A. J. Stofleth presiding.

The minutes of the last three meetings of the past week, one on Monday, March 8th, and the two meetings on Wednesday, March 10th of 1971, were approved as presented. The reading of these meetings was dispensed with.

President Stofleth asked the County Attorney to proceed with the opening of the bids received on a truck for Burdette Park, while the meeting was in progress.

RE: DOORS AT COLISEUM.....MR. ROEHM

Mr. Roehm said that the doors at the coliseum are being examined to determine which can be salvaged and which ones have to be replaced, also that the County Council will act on the additional money needed for this project this Wednesday.

RE: LAND PURCHASE AT BURDETTE PARK.....MR. ARTHUR DENTON

Mr. Denton presented to the Commissioners, the affidavit for Real Estate, also the warranty deed for land purchased by the County from Ruth and Auston E. Royster, for the sum of \$48,655.00. He also presented a claim for this Real Estate, as follows:

RE: CLAIM...LAND PURCHASE BY COUNTY

Mr. Denton presented a claim for Ruth and Auston E. Royster for land purchased by Vanderburgh County in the amount of \$17,049.13 as final payment, the total amount of land being \$ 17,080.00. The code numbers of this Real Estate being 7-124-2 and 7-125-9. The amount of the sellers' share of real estate taxes amounted to \$30.87. Commissioner Buthod moved this claim, for final payment, be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS...FOR APPRAISALS OF REAL ESTATE

A claim for Real Estate appraisal, for Clinic of Mental retarded Children Center, from Vera Mae Taylor in the amount of \$800.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim for Real Estate appraisal, for Clinic of Mental retarded Children Center, from Rickard Realty, Inc. in the amount of \$800.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim for Real Estate appraisal, for Clinic of Mental retarded Children Center, from James R. Pearson in the amount of \$800.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: ILLEGAL DUMPING IN NEW TRASH CONTAINERS

Commissioner Stofleth said that good results have been obtained from the new trash containers, but there has been some illegal dumping in these containers, he said that the Commissioners have no arresting powers but could file charges. He said that the Commissioners wouldn't want to do this however, and that he had made the statement that private contractor's who hauls for various commercial places would not be allowed to dump anything in these containers. Commissioner Buthod said that the private collectors should be instructed as to the use of these containers, before other measures be taken. Commissioner Stofleth said that this is a pilot program, and if people abuse it the program will have to be discontinued. He also said that if more than one pickup a week is indicated, more funds will have to be appropriated from the County Council, but hoped, with cooperation that the dumping would level off, since more trash could be expected at the beginning of this program. The County Attorney read the statute prohibiting illegal dumping.

RE: OPENING OF BIDS

The bids on the truck for Burdette park having been opened, and examined, it was recommended that these bids be taken under advisement for a period of one week, since the amount of the bids were about \$100.00 apart. Commissioner Buthod so moved. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITIONS

A re-zoning petition was presented by Mr. Rawlings, for the petitioners, Russell and Delores Seiler and Robert J. Fenneman. County Ordinance # 71-11 PC. The premises affected are approximately 2640 feet east of the intersection of Oak Hill Road and Bergdolt Road, on the south side of Bergdolt Road. Requested change from A to R-3A. Mr. Rawlings spoke in favor of the plans for the mobile home development which would be the expansion of the Pleasant Ridge Estates. Mr. Rawlings said that the drainage in the area had been approved by the State Board of Health.

Mr. Thomas Swain spoke on behalf of the remonstrators. He said that this would be an entirely new mobile home court, and access to the area is inadequate, for the number of mobile home residents that would be added, also that there were no sidewalks or gutters.

Mr. Arthur Hempen, the operator of Midwest Homes, said that he had this area surveyed for its possibilities as a site for a mobile home area, but had turned it down because of access being inadequate, and lack of fire protection and water facilities.

Mr. Seiler said that they have tried to set an image for mobile home parks. He said that he had been in this business for 23 years and was trying to create something nice for the people. Mr. Swain said that this was not good planning. Mr. Richard Houghland, a teacher from North High School, said that the bad thing about it is that the concentration on mobile homes is the amount of them in one area. He agreed that they are needed, but more spread out. There were numerous remonstrators, several who own higher price homes in that area. Commissioner Buthod said that he knows that mobile homes are becoming more popular, and that areas must be available for them, but no one wants them in their area, but his concern here is the large area in question which includes 80 acres to the already existing mobile home park.

Mr. Rafferty said that the area developed by Mr. Seiler was done so without an ordinance.

Commissioner Stofleth, as President, with the approval of the other Commissioners, postponed decision on this petition until Monday, March 29th, at which time a final decision will be made.

A re-zoning petition was presented for Harold & Marthadell Hanning...premises affected are situated on the South Side of Wimberg Road, a distance of no feet East of the corner formed by the intersection of St. Joseph Avenue. Requested change from A to R-3A. Commissioner Buthod moved this petition be referred to Area Plan Commission, on first reading. Commissioner Willner seconded the motion. So ordered.

A re-zoning petition was presented for Michael H. Roberts, President of Roberts Associates...premises affected are situated on the east side of Speaker Road, a distance of 1/2 mile south of the corner formed by the intersection of Broadway Ave. and Speaker Road. Requested change from A to X1-2. Having been approved by the Area Plan Commission 10 to 1, Commissioner Buthod moved this petition for re-zoning be approved. Commissioner Willner seconded the motion. So ordered.

A re-zoning petition was presented for Waldemar Kissel....premises affected are situated on the west side of Harmony Way, southwest of the corner formed by the intersection of Harmony Way and Rose Avenue. Requested change from R-1A to R-2. Commissioner Buthod stated that this petition was denied by Area Plan, that it had to do primarily with easement for roadway, and that the Commissioners are not acquainted with Mr. Kissel's plans. Commissioner Buthod moved action on this petition be delayed for 2 weeks in order to study plans. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS MADEVANDEBURGH COUNTY HOME

James M. Greggs	700 Senate Ave.	Aid	\$280.00 Semi Mo.	Eff: 3-8-71
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COUNTY TREASURER'S OFFICE

Beatrice Phillips	R.4 Slate Rd.	Ex. Clerk	12.00 Per Day	3-17-71
Barbara Hedges	2238 E. Iowa	Ex. Clerk	12.00 Per day	3-17-71

VOTERS REGISTRATION OFFICE

Agnes Stinnit	1155 Vann Ave.	Clerk	12.00 Per Day	3-15-71
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RE: EMPLOYMENT CHANGES CON'T. APPOINTMENTS MADEVANDERBURGH COUNTY HIGHWAY

Robert Thornburgh	800 N. Boeke Rd.	Laborer	\$2.70 Per Hr.	Eff: 3-8-71
Aubrey Collins	R. 7 Box 18	Laborer	2.70 Per Hr.	3-10-71

EMPLOYMENT CHANGES.....RELEASESVANDERBURGH COUNTY HIGHWAY

Robert Glass	1306 Marshall	Truck Driver	2.80 Per Hr.	3-5-71
Roger Koester	319 E. Louisiana	Operator	3.10 Per Hr.	3-10-71
Robert Meredith	916 A. 8th St.	Operator	3.10 Per Hr.	3-10-71

VOTERS REGISTRATION

Ina Woerter	756 S. Harlan Ave.	12.00 Per Day	3-12-71
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RE: ADMISSION OF PATIENT TO HILLCREST

A letter was received from the City-County Health Department stating that a Mr. Tom W. Sircy was examined and found that his condition of Pulmonary Tuberculosis had become reactivated, so he was admitted to Hillcrest Tuberculosis Sanatorium in Vincennes, Indiana for isolation and treatment. The letter was to certify that Mr. Sircy is a resident of Vanderburgh County, is in need of financial assistance for his hospital bills. Commissioner Buthod moved that this admittance be approved. Commissioner Willner Seconded the motion. So ordered.

RE: MONTHLY REPORT.....EVANSVILLE ASSN. FOR RETARDED CHILDREN

The monthly report for the Center for retarded children was received by the Commissioners for the month of February, 1971. Received and ordered filed.

RE: MONTHLY REPORT.....CLERK OF THE CIRCUIT COURT

The monthly report for the month of February, 1971, from the Clerk of the Circuit Court, was presented to the Commissioners. Received and ordered filed.

RE: MONTHLY REPORTCOUNTY TREASURER

The monthly report from the office of the County Treasurer was presented to the Commissioners for the month of February, 1971. Received and ordered filed.

RE: RESULTS OF AUCTION.....COURT HOUSE SURPLUS

The Commissioners were presented with the final report on the auction held at the Court House, for purpose of selling all surplus items there. The report showed that the County received \$7,908.25 from the sale, but the auctioneer's pay and expenses still have to be paid.

RE: COMMENTS : ST. GEORGE RD. EAST OF HIGHWAY 41

Commissioner Stofleth said that a while back he had discussed the problem of the Penn Central Railroad, when the St. George bridge was being built and the road was closed, he asked Mr. Biggerstaff to again explain how to proceed to get something done. Mr. Biggerstaff suggested how to proceed by expanding St. George Road to hitch-Peters Road, he has plans to widen area and get back land that was given them, then ran into trouble with the Penn Central Railroad. He suggested building up the road to the Right of Way, then start on the east side of the road. Commissioner Stofleth asked the County Attorney this through. Mr. Biggerstaff said that Whirlpool has agreed to give the county, the Right of Way.

RE: CUT IN

An application was presented to the Commissioners for permission to drill under Outer St. Joe Ave., and install a water main to supply service to Fiberfil Corp. This location is just North of Illinois Central R.R. tracks, North of Mill Road Intersection, by the Waterworks Dept. Commissioner Buthod moved this application be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

Nellie Webb of 1308 Fulton Avenue.....Pigeon Township.....Mrs. Bowen, the investigator in this case. Mrs. Webb said that she went to the trustee's office, asked for help and was refused. Mrs. Webb had once owned two houses, but after she was divorced, she was unable to keep them up so her daughter took them over, therefore she now lives in her daughter's house. Her daughter owns a small restaurant, and Mrs. Webb had worked there for a time, so she was refused help. Mrs. Webb contends that she is now unable to work. Commissioner Willner moved this case be referred back to the Pigeon Township Trustee, for Mrs. Bowen to do what she could for Mrs. Webb in the way of food stamps. The motion was seconded by Commissioner Buthod. So ordered.

RE: XEROX MACHINE IN COUNTY ASSESSOR'S OFFICE

Commissioner Willner recommended that a decision be made as to whether the xerox machine in the County Assessor's office should be kept for further use, or if it should be sent back, since the time of lease that Mr. Angermeier had it for is expiring. The Commissioners agreed that this machine would be of great service to the County Office holders. Commissioner Buthod said that the contract is terminable at any time, that the company is to be notified seven days prior to termination of usage. It was agreed that decision on this machine be carried over until next monday's meeting.

RE: DISCUSSION.....DATA PROCESSING

Commissioner Willner wondered if there was any chance of setting up the committee on Data Processing. Commissioner Buthod said he was waiting to hear from the County Attorney as to whether the committee was to be reconstituted, or whether to reactivate the committee that has been appointed. Commissioner Stofleth asked the County Attorney to please check on this to see where the Commissioners stood, and to obtain a list of members that served on this committee.

Meeting recessed at 11:15 a.m.

PRESENTCOUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Russell Lloyd
Thomas Lockyear

REPORTERS

G. Clabes
A. Jackson
R. Lyles
C. Leach
C. Cooper
S. Smith
C. Runyan

Secretary: M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 22, 1971

The regular meeting of the County Commissioners was held on Monday, March 22, 1971, at 9:45 a.m., with President Stofleth presiding.

Minutes of the last meeting were approved as presented.

RE: DISCUSSION.....DATA PROCESSING

The Commissioners discussed the reactivating of the Data Processing Study and Advisory Committee. Commissioner Stofleth said that Mr. James Angermeier, by virtue of his office, will be added to this Commission, he also said he had talked with Mr. Harry Lukens, the Chairman of this Committee, who said he would soon call on the Commissioners. Commissioner Stofleth said that a motion should be made as to when a report should be due. The County Attorney suggested a new date for the meeting be set since it had been so long since this Commission had been active. Commissioner Buthod said this meeting should be by budget time, so that if any positive action is to be taken it can be done, not as an emergency matter, but in the regular consideration budget. Commissioner Buthod suggested June 15, as date of meeting, and moved that Mr. Harry Lukens who served on this Committee by virtue of his office, be added as an additional member, individually, so that he can continue to serve with five other members, and that the Commission be directed to report to the County Commissioners, the results of its findings on or before June 15, 1971. Commissioner Stofleth seconded the motion. With two Commissioners voting yes, and Commissioner Willner voting no, the motion was carried.

RE: RE-ZONING PETITION AMENDED

Mr. Waldemar Kissell was willing to amend his petition without the voting of the Commissioners. By filing this amended petition and on the basis of petition having been amended and not having been previously considered, as amended by the Area Plan Commission, Commissioner Buthod moved that the matter be referred back to the Area Plan Commission for further consideration. Commissioner Willner seconded the motion. So ordered.

RE: AGREEMENT.....MR. MARLIN

Mr. Marlin stated that he had an agreement which is known as "Topics Program", for the City and the County, which means any improvements at intersections which would be on a national basis of fifth-fifty, have processed the administrative requirements to the point of a second agreement will be made with the State and the National Bureau of Roads which is the maintenance, and the preparation of design and plans are done by a local agent and Mr. Marlin agrees to have an adequate, local staff which they have outlined the County Engineer, their office, and the City Engineer's office. He said that projects at such intersections will be advertised and the contract awarded by the state. Commissioner Buthod moved that the contract be accepted. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS.....MR. SPEAR

Mr. Spear said that in regards to the bids for the furnishings of the Southwestern Indiana Mental Health Center, after several meetings, the Committee has asked additional time from the County Commissioners, in order to re-bid on two items, #100 and # 600, for wooden desks, conference tables and accessory tables, the reason being, no competitive bid on #100, and no bid received on #600, and being in excess of \$2,000.00 would like to see some comparative prices before buying. On other groups, they also ask for comparative prices which include shop equipment, student desks, lamps etc. On group #700, stacked chairs and accessories and on #800 for office lounge and seating, bid will be accepted with full consent of the Board of Directors of the Center. Mr. Spear said that he wanted to bring the Commissioners up to date on the action of the Committee and asked for the re-bidding of the two items mentioned above and get comparative prices on eight of the items. Commissioner Buthod moved that further consideration of bids be deferred, pending completion of procedure for obtaining further bids. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO DELETE COUNTY OWNED PARCELS FROM SALE

Mr. Volpe said that one parcel had already been deleted from sale of surplus County owned property being advertised. Commissioner Stofleth said that Mr. Torgerson has requested the deletion of two of the lots which has mini parks on them, also that these lots had been bought through a Sheriff's deed, but ran into difficulty before the deed became finalized, so he requested the Commissioner's cooperation in deleting these two parcels from the sale. Commissioner Stofleth wondered if there wasn't some way that a resolution could be made to delete these lots so if the use of them stopped, the parcels would revert back to the County. Commissioner Butthod said that the title material could be formalized so that the use of the lots would be known, therefore moved that the two lots, code number's being 24-36-56, and 25-95-6, be deleted from sale, and that the County Attorney and the City Attorney get together to work out the legal complications. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITIONS

A re-zoning petition was presented for Lloyd H. & Ruth E. Burns...premises affected are situated on the northeast side of Harmony Way, a distance of 100' northwest of the corner formed by the intersection of Rose Avenue and Harmony Way. Requested change from R-1A to C-1B. Commissioner Butthod moved this petition be referred to Area Plan Commission, on first reading. Commissioner Willner seconded the motion. So ordered.

A re-zoning petition was presented for Kohre Bros. Inc... premises affected are situated on the west side of Darmstadt Road, and is designated as Agricultural so is requesting change from A to Industrial M-2. Commissioner Butthod moved that this petition be referred to Area Plan Commission on first reading. Commissioner Willner seconded the motion. So ordered.

RE: PROPOSAL.....XEROX CORPORATION

Mr. Fred DeWeese, of the Xerox Corporation said that since a proposal of some time ago, there have been numerous changes made in the number of machines available, and in the kinds of machines as well as prices for leasing these machines. He said that several offices are using these machines, such as the xerox machine in the office of the Building Authority, one in the County Clerk's office, the County Recorder's office, the County Auditor's office and one in Superior Court, also one in the library which is leased and maintained by the County Bar Association. Mr. DeWeese said that his objective of this proposal was to provide a self service duplicating facility for all County offices.

Mr. Appenmeier said that over 52,000 impressions were made on the Xerox machine in the County Assessor's office since last Thursday morning. In reproducing road maps, also some work for Jack Harness. He said that it has saved the County money.

Commissioner Butthod said that he thought the Commissioners would have to give this some study to see if the County needs a duplicator function as well as a reproduction function since they are two separate things and wondered if it wouldn't be wise, since Data Processing is a broad term, to continue this until a report is made by the Data Processing Committee, and let them study this proposal at that time, to see what forms need reproducing, also if funds are available.

Commissioner Stofleth asked Mr. DeWeese what the monthly lease rental would cost. Mr. DeWeese said that there were a number of leases available, and that the current lease could be cancelled. He explained these leases, and the cost of them to the Commissioners. Commissioner Butthod moved that the machine be leased for 60 days. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS...(6) FOR SOUTHWESTERN INDIANA MENTAL HEALTH CENTER INC.

1. A claim was presented to the Commissioners from the Municipal Engineering and Construction Co. Inc., in the amount of \$4,799.00, in payment of Certificate # 10, for work done for the Mental Health Center.

2. A claim was presented from Roettger Electric Co. Inc., in the amount of \$4,414.50, in payment of Certificate #6 for work done at the Mental Health Center.

3. A claim was presented from Daig Lumber and Construction Co. Inc., in the amount of \$14,440.63, in payment of Certificate # 16, for work done at the Mental Health Center.

4. A claim was presented from the Municipal Engineering and Construction Co. in the amount of \$5,501.00, in payment of Certificate #11 for work done at the Mental Health Center.

5. A claim was presented from Sandleben Plumbing and Heating Co., in payment of Certificate # 14 in the amount of \$799.47, for work done at the Mental Health Center.

6. A claim was presented from Condict & Fosse Architects in the amount of \$288.00 for services rendered to the Mental Health Center for the months of February and March of 1971.

Commissioner Buthod moved that these six claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: OTHER CLAIMS

A claim was presented to the Commissioners from Deig Bros. Construction Co. in the amount of \$17,597.29 for work done on Burkhardt Road. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from the Olivetti Corp. of America, in the amount of \$2,350.00 for the Electric Calucator in the County Surveyor's office. This machine was bought in an emergency when no emergency was declared, so to correct the records, Commissioner Buthod moved that the order be entered, June Pro Tunc, declaring emergency and order purchase authorized and approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from the Vanderburgh County Sheriff for prisoner's meals, in the amount of \$4,672.50 for meals served from February 15, to March 14, 1971. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Chem Spec, from 1970, in the amount of \$241.08 for janitorial supplies and chemicals for the Auditorium. Commissioner Buthod moved this claim be approved, subject to notation of explanation. Commissioner Willner seconded the motion. So ordered.

A claim, also for the auditorium, was presented from Superior Solvents in the amount of \$173.25. Commissioner Buthod moved this claim be approved, subject to notation of explanation. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BID

There were two bids submitted last week on a truck for Burdette Park that have been under advisement. The bid is now ready to be awarded. Both bids being in order and the bid of Vandever Inc. being the lowest bid, Commissioner Buthod moved that the low bidder, Vandever Inc. be awarded the bid. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS.....BURDETTE PARK

Specifications were presented for a tractor and a Station wagon from Burdette Park for approval. Commissioner Buthod moved that the specifications be approved and authorize the Auditor to advertise for bids, for these vehicles. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS.....MOVING VOTING MACHINES

Specifications were presented for approval of advertising for the moving of the voting machines for the Primary election to and from the voting places. Commissioner Willner moved that the specifications be approved, and that the Auditor be authorized to advertise for bids. Commissioner Buthod seconded the motion. So ordered.

SPECIFICATIONS.....SHERIFF'S OFFICE

Specifications were presented for four cars needed by the Sheriff's office, for approval. Commissioner Buthod moved these specifications be approved, and the Auditor be directed to advertise. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

CENTER TOWNSHIP OFFICE

Archie Earl Boyd	610 Jackson St.	Clerk	12.00 per day	3-22-71
Barbara Ann Coffey	2601 Holbrook	Typist	12.00 per day	3-22-71

C.O.G. TRANSPORTATION AND DEV. STUDY

Michael C. Fisher	Rockport, Ind.	Draftsman	5,000.00 yr	3-16-71
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CENTER TOWNSHIP ASSESSOR

Sherry L. Wheeler	5200 Happel Rd.	2nd Deputy	144.15 Se Mo	3-22-71
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RE: EMPLOYMENT CHANGES.....RELEASE

CENTER TOWNSHIP ASSESSOR

Peggy Posthor	3413 Saratford Rd	2nd Deputy	144.15 Se Mo	3-21-71
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RE: YEARLY REPORT.....COUNTY HOME

The yearly report from the County Home was presented to the Commissioners, for the year of 1970. Report received and ordered filed.

RE: MEETING.....HEALTH DEPARTMENT

A letter was received from the City-County Department of Health stating that they had received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on the property of Floyd & Phyllis Worthington in the 1700 block of Buchanan Road. The Health Department said that it will be necessary for this area to be closed to all further dumping of any type, also that they will make a re-investigation in about 15 days to determine if this condition has been corrected. Letter received and filed.

Commissioner Stoffelsch asked Mr. Elder to attend today's meeting, as he would like to hear from Mr. Elder as the litter and trash being dumped, as he is very much interested since the County has put out the new trash containers. Mr. Elder said that when a letter he sent to them the City, and to the County, but in the case of Mr. & Mrs. Worthington, they had planned to remove this area for housing but were unable to get and proper plans. Mr. Elder said that they were willing to let the County in contact, as Mr. Elder has agreed to correct this problem as soon as they take possession of it.

As to the trash, Mr. Elder said that the roads were much cleaner and better off the new trash containers a good thing, as the amount of trash and litter has been reduced.

RE: LEASE CONTRACT.....EVANSVILLE ASSN. FOR ORPHAN CHILDREN

A lease and farm contract was presented to the Commissioners between the Evansville Architects and the Evansville Association for the retarded children. Commissioner Stoffelsch said he thought this contract should have a special clause in it, subject to the opinion of the County Attorney, that nothing regarding anything, anything that concerning the contract, it's the responsibility of the architect to determine the power of the County to do things and not be depending to not in excess of their powers, they have no right to do the contract, that the architect obtain the rights of the County Commissioners. Commissioner Stoffelsch moved that the contract be referred to the County Attorney for modification. Mr. Elder seconded the motion. So ordered.

RE: LEASE.....LEASE OF COLLEGE

Commissioner Stoffelsch asked Mr. Elder and Mr. Hous to appear before the Board to hear the \$5,000.00 approved for the repair and replacement of the college home, in a way that events can be held, as the five month lease and then transfer of the home in the Veterans Home was brought to the attention of the Commissioners, which Commissioner Stoffelsch disagreed with, mainly paragraph two, which he read as follows:

The lessee understands that there is a need for certain repairs to said building on said leased premises, to bring such building to an operational state, the lessee promises and agrees to cause such improvements to be made at no cost or charge to lessee as are now set out in the paper attached hereto and made a part of this lease and marked exhibit "B" hereof...

Commissioner Stofleth said that exhibit "B" was a supplement with numerous repairs needed in the Coliseum, other than the doors to be repaired. He said that there is still about \$27,500.00 less the \$9,000.00 appropriation from the council, which was the last money the council will allow for repairs on the coliseum, and said that money made on any events held at the coliseum by the veterans should be used for other repairs needed, rather than the County pay for them. Commissioner said that the clause in question is a open end thing, and it could go on indefinitely, which just can't be done. Commissioner Stofleth suggested that this second paragraph be removed from the lease, and modified in some way, then if the veterans council wouldn't sign the lease, the Coliseum would revert back to the County Commissioners and that Mr. Dressback would be in charge of the Coliseum. Commissioner Buthod agreed that the lease would have to be modified, so moved that the lease be referred to the County Attorney, to further negotiate with the veterans organization. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had the project summary on Mesker Park Drive, Contract #13-69, also that the total overrun Contract price of \$56,656.95, Final estimated cost of \$61,045.10, and net overrun of \$4,388.15 of which \$2,152.50 was through change orders.

Commissioner Buthod moved that action be deferred on this until next week to give the Commissioners the opportunity to go over the figures. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm wondered what to do about the doors at the Coliseum, and asked whether or not he should proceed with specifications for bidding. Commissioner Stofleth said that even if the veterans didn't take the Coliseum, the County couldn't even use the building for storage unless the doors are repaired. Commissioner Willner said that another organization may be interested in the building, that the Commissioners position isn't clear at this time. Commissioner Stofleth moved action be deferred on this until the Commissioners have had an opportunity to find better sense of direction. Willner seconded the motion. So ordered.

RE: MR. KOCH

Mr. Koch said that he hadn't received any word from the Penn Central Railroad, on the Laubscher Road viaduct that was partially damaged by fire, and the farmers need the use of this road for their combines. Commissioner Stofleth said that he would send a tracer on this.

The meeting resumed after a short recess.

RE: POOR RELIEF

MISS SLAUGHTER--630 A Taylor Avenue--Pigeon Township--Mrs. Martin--Investigator. Miss Slaughter asked for food and utilities until a letter was received from Social Security, assuring her of help. She said that since she applied for Social Security, she couldn't take a job. The Trustee suggested that she apply for aid from the welfare, but she said that she would only get \$80.00 per month from Welfare, and for reasons of her own did not want to apply for aid from Welfare, but wouldn't say what the reasons were. Commissioner Willner moved this case be referred back to the Trustee's office and that Miss Slaughter apply for aid from Welfare. Commissioner Buthod seconded the motion. So ordered.

MITZI ROBINSON--16 years of age--1114 S. E. Riverside--Pigeon Township--Mrs. Russell, Investigator. Mitzi asked for rent and food when she was living with her mother and stepfather, her husband has been sentenced to the Indiana youth center for 1 to 5 years. Mrs. Russell felt that this was not a hardship case since both the mother and stepfather are working, but Mitzi can't get along with them and doesn't want to live there.

CHERYL PUTMAN--1114 S. E. Riverside--Pigeon Township--Mrs. Martin, Investigator. Cheryl asked for rent and food. Her husband was sentenced to the Indiana youth center for 1 to 5 years. Cheryl will be eighteen years old in two weeks, and is pregnant.

Two girls wanted the Trustee to set them up in an apartment, but the Commissioners said this wouldn't be the thing to do since these girls need older supervision, and only trouble could result. Commissioner Buthod said that he hoped that these girls husbands take advantage of the

chance they are getting at the youth center, to rebuild their lives and to become useful citizens.

Mrs. Gish, the mother of Cheryl, appeared before the Commissioners, and said that she could help with Cheryl's doctor bill, also that she had two rooms that she could make livable for the two girls. Commissioner said that if this could be worked out it might be a way for them to get by with a minimum amount of assistance, and at the same time provide an environment that is tolerable, and they will have some supervision. Mrs. Gish said that by doing this she would need some assistance on utilities, as she wouldn't want to take anything away from the children she has, at home. Commissioner Rutheford moved that these cases be referred back to the Pigeon Trustee, and the Trustee report back to the Commissioners next week, would be appreciated, as they would like to know what had been worked out.

RE: HEALTH LAW

Action by the Health Department, is authorized by the Indiana Public Health Law, Chapter 355, Acts of 1952, Section 20, which I neglected to put in the earlier part of the minutes, but thought it worthy to add, reads as follows: "Open dumps are hereby declared to be nuisances hazardous to human health, and as such are not suitable means of refuse disposal. Except as herein provided, on or after January 1, 1959, disposal of garbage, rubbish and refuse on lands in this state shall be made only through use of sanitary landfills or by means of incineration, composting, garbage grinding or other acceptable methods approved by the state board. No person, firm, association, corporation, city, town, political subdivision of the state, or unit of government shall establish, operate or maintain open dumps, whether or not the service is performed for compensation or gratis, on or after January 1, 1959; provided, however, that the state board may upon written application authorize for a limited period the continued operation and maintenance on or after January 1, 1959, of any existing open dump."

Meeting recessed at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Red" Stofleth
James M. Rutheford
Robert L. Wilbur

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

R. Lyles S. Smith
C. Cooper A. Jackson
C. Leach G. Clabes

Secretary M. Koeke

A. J. Stofleth
James M. Rutheford
Robert L. Wilbur

BOARD OF COUNTY COMMISSIONERS

0076

COUNTY COMMISSIONERS MEETING
MARCH 29, 1971

The regular meeting of the County Commissioners was held on Monday, March 29th, 1971, at 9:45 a.m. with President Stofleth presiding.

The minutes of the last meeting were approved as engrossed by the Auditor and the reading of the minutes dispensed with.

Commissioner Stofleth congratulated both the County Attorney's, as today was their birthday. A beautiful cake was presented to them, and was shared with those present, after the meeting.

Mr. Lloyd obtained permission to proceed with the opening of the bids on the parking lot at Burdette Park, while the meeting was in progress.

RE: RE-ZONING PETITION

The re-zoning petition of Russell & Delores Seiler which was first presented two weeks ago was brought before the Commissioners again, for decision, since they have had more time to study said petition. The Seiler's requested change from A to R-3A. The premises affected is approximately 2640 feet east of the intersection of Oak Hill Road and Bergdolt Road, on the south side of Bergdolt Road. Commissioner Stofleth said that if the petitioner or remonstrators had any questions or comments on this petition, they would be heard but would like to follow parliamentary procedure in doing so.

Mr. Rawlings, representing the Seiler's said that this petition was favorably passed on by the Metropolitan Planning Board, also that he had with him, the Executive Director of the Indiana Manufacturer's Housing Association who was familiar with this sort of planning, and would be glad to answer any questions. Mr. Rawlings said that since this petition had been explained before on the planned extension of Pleasant Ridge, which the Seiler's own, there was no need of repetition and asked if there were any questions.

Mr. Thomas Swain, representing the remonstrators, said that there is still a question of adequate fire protection, schools and streets. He also said that there is one mobile home area that is approximately half developed which the facilities are adequate for at the present time, and at this time he asked the remonstrators to stand. Commissioner Stofleth said that in his physical check of this particular area, he found the street to be narrow, and no fire protection. He said this involves the problem of sanitation and plumbing also, and asked the County Plumbing Inspector, Mr. Baird, if he would comment on the plumbing situation. Mr. Baird said that the slabs in area of discussion has not been inspected by the County, and that he had asked Mr. Seiler to appear in the office of the Plumbing Inspector, by registered letter, but he failed to do so. Mr. Baird also said that the sewage could back up in the water mains and cause a real health hazard, which should not be allowed. He just asks that Mr. Seiler comply with the law.

Mr. Seiler said that the pads and water connections have been approved by a plumbing inspector, and that he didn't go to the office of the County Plumbing Inspector because his plumber and Mr. Roehm said that they would work it out. He said that they are governed by the State Board of Health, but Commissioner said that since he hasn't taken out permits from the county, he is in violation of the law. Mr. Seiler said he isn't in violation because the County Building Inspector, before Mr. Roehm, said that the said that the State Board of Health and the County Board of Health control this. Commissioner Stofleth asked Mr. Elder, an agent for the State Board of Health, to comment on this. Mr. Elder said that all plans of mobile home courts must be submitted to the Indiana State Board of Health for approval, by registered architect or engineer, and that Mr. Seiler's plans were submitted to and approved by the Indiana State Board of Health, but that it is the responsibility of the City or County Plumbing Inspector to see that all connections etc. are installed in compliance with their requirements. He said that the State Board of Health does not check the plumbing installation and Mr. Seiler would be in violation of the State's approval by not complying with inspection by the County Plumbing Inspector. Commissioner Stofleth said that the Commissioners were very watchful of the filtration plant, and asked Mr. Elder if this plant carries a capacity and if it empties into the creek. Mr. Elder said it does empty into the creek, and said that if Mr. Seiler adds more homes to the area he would have to enlarge this plant and meet more stringent regulations when he applies to the State Board of Health. Commissioner Butthod moved that the petition be denied, and referred back to the Area Plan Commission, since the schools and area would be overloaded if the area is developed immediately, and if it is to be developed immediately, the zoning is premature. Commissioner Butthod seconded the motion. The vote being unanimous, petition denied.

RE: DOCUMENT ON LAND AT BURDETTE PARK - APPROVAL OF

A document was presented to the Commissioners from the Housing and Urban Development, relative to the County receiving 50% of the funding for the purchase of land for the Burdette Park expansion. Commissioner Buthod moved this document be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented to the Commissioners from Pyle Electric Enterprises, in the amount of \$3,851.20 for partial billing, #2, on installation of air conditioning at the Bishea building at Burdette Park. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Edward T. Hannan & Association Inc. in the amount of \$648.00 as engineer's fee for survey work at the Evansville Association for Retarded Children. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from George Ryan Co. in the amount of \$18,158.76, balance on estimate #5 and estimate #6, plus retainage fee for work done on Mesker Park Bridge, and a claim in the amount of \$3,907.65 which is an estimate of #7, as final payment on the Mesker Park Bridge Project. Commissioner Buthod moved that these two claims be approved. Commissioner Willner seconded the motion. So ordered, however the claim for \$18,158.76 has previously been approved and paid. Also in connection with this project, there was a problem in that the 10% retainage fee was far more than the cost of the edge striping, so in the meeting of November 9, 1970, a motion was made that the amount of edge striping be deleted from the contract and the retainage fee released, also that Mr. Latshaw do the edge striping when the weather permitted, now it seems that the County and George Ryan Co. both paid Mr. Latshaw, so Mr. Biggarstaff said that he would contact both Mr. Latshaw and George Ryan, to ask them to appear before the Commissioners next Monday's meeting. The Commissioners agreed to take this problem under advisement, until that time, in order to clear up this matter.

County Attorney Lloyd said that the expenditures are starting to come in now on the Bond Issue for services rendered in connection with the construction of the building for the Evansville Association for Retarded Children, and that he had talked with the architect and Mr. Jones of the Association, they agreed on a policy of having a certification of having a certification of the architect attached to the claim form so that the Commissioners will have a way to be assured that the services have actually been performed. Mr. Lloyd said that he thought that future claims should have a certificate attached to the claim form. Commissioner Willner so moved. Commissioner Buthod seconded the motion. So ordered.

RE: LETTER FROM MENTAL HEALTH...LAND PURCHASE

A letter was received, directed to Mr. Jones from Mental Health in reference to the land purchase at Deaconess Hospital. Mr. Lloyd said that before authorizing the County to purchase the land to make possible the site for the clinic for the Evansville Association for Retarded Children, the County wanted to be assured of State funds available for this project, and with that assurance Mr. Lloyd recommended to the Commissioners that the agreement between Deaconess Hospital and the County, be signed whereby the County will agree to purchase the land for the purpose of the construction of the clinic. Mr. Lloyd said he also received some NX abstracts of various parcels of land involved, from Deaconess, and asked permission to forward these abstracts to an abstractor, so that the County Attorney's can read them. Commissioner Buthod moved that the agreement be approved, executed and delivered, and that the abstracts be forwarded to an abstractor for extinction. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON CLAIM OF MRS. DeANGELES

On December 23, 1970, Mrs. DeAngelo had filed a claim against the County for paint damages to her car which was sprayed with paint while the Maryland Street Bridge was being painted. She was offered \$50.00 by her Insurance Co., but the lowest bid she received on having her car repainted was \$256.00. The claim was at that time referred to Mr. Biggarstaff, to follow up on the complaint. Mr. Lockyear said that he has talked with Mrs. DeAngelo and with Mr. Wood of Wood & Co. Mr. Wood thought the estimate high and that he was willing to pay 50¢ on the dollar, which she isn't willing to accept. Mr. Lockyear said that he also talked with Mr. Griffith who represents Mr. Wood in regard to a law suit involving the insurance policy, and he had advised Mr. Wood to pay the claim or try to work out a settlement. Mr. Lockyear didn't know how far the Commissioners wanted him to go, as far as representing Mrs. DeAngelo. What irritates Commissioner Buthod

is that the retainage was released, and the lien supposedly satisfied. Commissioner Buthod said that he thought as long as the County employs a responsible contractor, he didn't think there was any County liability. Mr. Lockyear said that he would talk with Mrs. DeAngeles.

RE: VIOLATION OF HEALTH LAW

A copy of letter was received by the Commissioners stating that Albert Baird has violated the health law, that the Health Department had received several complaints regarding what is apparently recent dumping and/or allowing the dumping of trash and debris on their property located at 5512 N. New York Ave. A reinvestigation will be made in approximately fifteen days to determine if this condition has been corrected. Letter received and filed.

RE: LETTER...HEALTH DEPARTMENT...T.B.PATIENT

A letter was received by the Commissioners, from the Health Department stating that a Mrs. Alice Woodruff has experienced two bouts of reactivated tuberculosis in less than two years and is scheduled for surgery on March 31, 1971, that her insurance will be utilized to the extent of its coverage, and the remainder of cost will be billed to the County Commissioners, as she is a resident of Vanderburgh County, and is eligible for financial assistance for treatment of her condition. Commissioner Buthod moved that the recommended medical and surgical procedure be approved. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION...SPACE NEEDED BY WELFARE DEPARTMENT

Mr. Dale Work, of the Welfare Dept., and Mr. Robert Morrison, the Pigeon Township Trustee, appeared before the Commissioners as they need more room due to the additional case load. Commissioner Stofleth said that he would like to hear some suggestions on what can be done to work out a solution between the Welfare Dept. and the Trustee, to make more room as both their offices are congested. Commissioner Buthod said that there is a room in the basement that hasn't been assigned, but didn't know their operation well enough to know whether there is some particular division or function that could be moved down there, as he thought it would be inconvenient to have operations on different floors. Commissioner Stofleth wondered if Mr. Morrison could possibly find space elsewhere, and Mr. Work use his present office. Commissioner Buthod suggested looking at the space that the Election Board now has, that this might be the answer, temporarily. The Commissioners agreed to see what could be worked out.

RE: LETTER...REQUEST PHONES FOR PRIMARY ELECTION

A letter was received from Mr. O'Day, requesting three (3) telephones be placed in the election office, and one (1) telephone be placed in the Parker Warehouse, where the voting machines are stored, for day of primary election, which is May 4, 1971. The need for a phone at the warehouse was questioned, so Commissioner Buthod moved that the three phones in the election office, for election day only, be approved for installation and that the other request be checked on. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS...PARKING LOT

Mr. Lloyd read the bids on the reconstruction of the skating rink parking lot at Burdette Park. There was a bid from Feigel Construction Corp. in the amount of \$25,169.36, a bid from Deig Brothers Lumber & Construction Co. Inc. in the amount of \$23,106.30. Both bids were proper as to form, and Mr. Lloyd suggested these bids be taken under advisement, as to compliance with the specifications. There was also a bid from Latshaw LotLiner Co. for striping only, in the amount of \$236.60, which is also proper as to form. Mr. Lloyd suggested that when these bids are examined as to compliance with the specifications, to take under consideration that both Deig Bros. and Feigel Constr. Co. bids include bid for striping, which is listed separately. The amount of bid on striping from Deig Bros. \$263.55 and from Feigel Constr. Co. \$236.60. It was noted that these bids could be awarded separately. The Commissioners agreed that these bids be taken under advisement.

Commissioner Stofleth announced, for the benefit of the news media, that there would be a meeting at 2:00 p.m. this afternoon, pertaining to the, to be held in the conference room. Commissioner Buthod said that he would be unable to attend this meeting as his daughter is getting married tomorrow, and his wife may need his help getting things in readiness.

RE: REPORT...MR. ROEHM

Mr. Roehm said that he had met with the plumber on the plumbing procedures, to do with the mobile home area of the Seiler's, and that everything was under control, barring further complications of the plumbing laws.

RE: CONTRACT...SOUTHERN RAILWAY COMPANY

A contract was presented to the Commissioners from the Southern Railway Company which is an agreement between them and Vanderburgh County, on the matter of repairing the tracks at Burkhardt Road. Contract received and filed.

RE: SPECIFICATIONS...FACILITIES AT BURDETTE PARK

Mr. Biggerstaff said that he attended the Burdette park Board meeting, and the discussion was on the need of repairing the facilities at the park, including the swimming, the bath house, the pavillion, cabin #8, the fence, and the utility building. He was asked to pick up the specifications for these repairs, which he did, and presented them to the Commissioners. He said the big problem was the pools, and after figuring the cost found that in order to repair both pools, an additional amount of \$32,000 will be needed. If only one pool is to be repaired, an additional amount of \$20,000 will be needed. He said that the specifications are set up so that the Commissioners can take their choice of which repairs can be made, that they can decide after bids are received. Commissioner Buthod said that he is well acquainted with the cost of pool maintenance, and that the County has only spent a fraction of what should have been spent on maintaining these pools, and now have the result of many years of inadequate maintenance. He also said that the decision on this should be made in consultation with the County Council. Commissioner Buthod moved that the Auditor be directed to advertise for bids, in accordance with the specifications as prepared by the County Engineer, subject to the availability of funds, and that the matter be placed on the Council Call for April. After the explanation of need for this amount of money, in detail, Commissioner Willner seconded the motion. So ordered. The bids on repair will be opened on April 12, 1971.

RE: APPLICATION TO COUNTY HOME ADMISSION

Mr. Harness had an application TO admit Clyde Stone to the County Home. Upon the recommendation of the County Home Superintendent, Commissioner Buthod moved that this application be approved. Commissioner Willner seconded the motion. So Ordered.

RE: PRESENTATION OF PICTURE

Commissioner Stoffleth presented Dr. Hartley Jr. with a picture that Dr. Hartley Sr. had loaned to the Boehne Hospital while he was the Superintendent there, years ago, the Commissioners thought that Dr. Hartley Jr. would like to hang this picture in his office. Mrs. McCoy had inquired as to the whereabouts of this picture, and with the efforts of the Commissioners and their secretary, the picture was found.

Meeting recessed at 11:05 a.m.

PRESENT AT MORNING MEETING

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
A. J. "Ted" Stoffleth	Lewis F. Volpe	Thomas Lockyear	A. Jackson-S. Clark
James M. Buthod		Russell Lloyd	E. Knetzer-G. Clabes
Robert L. Willner			B. Byler -S. Smith
			R. Lyles -C. Leach
			C. Cooper

Meeting resumed at 2:15 p.m.

President Stoffleth said that this session was called for the Building Superintendent and the Commissioners to appear before the County Council for the purpose of obtaining sufficient funds, hopefully, in order to repair the Coliseum, to where it could be in condition for use. The State Fire Marshall said that the Coliseum cannot be opened until the doors have been repaired or replaced. It is the desire of the Commissioners that a decision be made, as to whether the building should be sold, leased, or done away with altogether. Commissioner said that the County Council was very gracious in approving \$9,000.00, at their last meeting, for the repair of the Coliseum doors. The veterans had wanted to lease the building, but

When the Commissioners reviewed the lease, agreed to omit a clause in said lease, which in part, said that the lessor promises and agrees to cause such improvements to be made at no cost or charge to the lessee, as was explained in exhibit "B", which was a supplement to the lease which stated numerous repairs that were needed in the Coliseum, other than the repairing or replacing of the doors. After approving the \$9,000.00, the County Council said that no more money will be allowed for repairs to the Coliseum, that money made on any events held there, by the veterans, should be used for other repairs needed. Commissioner Stofleth had stated that if the veterans' organization decided not to sign the lease with paragraph two modified that it would revert back to the County. The Commissioners felt that they didn't want an open end policy. With the meeting open for discussion, Mr. Hotz said that the legal capacity of the Coliseum, as it stands, is thirty or forty people according to the stipulation of the Fire Marshall, so money couldn't expect to be made if the building doors aren't repaired, as the legal limit of occupancy is 212 people.

Mr. Roehm said that the building has not been inspected by the Fire or Plumbing Inspectors', but that there is quite a number of repairs needed on the wiring and the plumbing, also that there was a fire of the organ sometime ago, caused by corrosion of the wiring.

Attorney Russell Lloyd summarized that it was the veterans' desire maintenance control and operation of the building, and before they are willing to do that they must have some prospectus that if they do this, they must have some income from the building which will defer the maintenance and cost of operation, and in order for the veterans to do this they must have the building in operable condition for these type of events. He said that we know that before the building can be in operable condition, the doors must be fixed or repaired, and the question now is whether the wiring and plumbing work must be repaired or not, and if so, the approximate cost. This summarization was agreed upon by the Council. It

was noted that there is roughly \$27,000 less the \$9,000.00 appropriation from the Council, on hand, in that account, which isn't much in a 5 year period. Mr. Niethammer said that if the building is to be used at all, it needs an income to sustain it, because it would be foolish to keep the building up without any income, so he thought it should be repaired so it could be used, whether it was leased or kept by the County, so money could be made to meet expenses. He thought it too good a building to tear down, also that it is a veterans memorial and should be preserved for the veterans. He thought the veterans would be willing to take over the building when it is usable to bring in an income, and thought it should have repairs, regardless of who has the building, so money can be made from it. Commissioner Stofleth asked Mr. Reed if he had received any requests for use of the building. Mr. Reed said he had received weekly requests for the rental of the building, and he thought that about \$1,400.00 was lost in the month of February, when it could have been leased, a request was made this week again. Mr. Reed said he thought it would be agreeable for the veterans to take the building, and hold any income in order to start making necessary repairs immediately, but if money wasn't made to do the repairs, it would be a fatality. Judge Lensing said that the veterans could retain the income, if they took possession of the building, be in charge of the repairs and do as much as they wanted to do, when they wanted to do it, and make an accounting to the Commissioners periodically, he thought the County Council would go along with this. Mr. Niethammer said sooner the lease is signed, the better, before it costs the County more money. Commissioner Stofleth asked Mr. Roehm and Mr. Reed if they could find out if the repair of the doors qualified the veterans to open the Coliseum for events, and if so for what number of people. Mr. Work said that it was the intention of the veterans council, all along, of not needing more of the taxpayers money from the County after the doors were put into shape, they were then hoping to operate the Coliseum and make a profit in order to do the repairs needed. Everyone was in agreement.

Meeting adjourned at 2:55 p.m.

PRESIDENT OF AFTERNOON'S MEETING

COUNTY COMMISSIONERS	COUNTY COUNCIL
Stofleth	Robert Lutz
Willner	Dale Work
	Claude Holbrook
	Otto Niethammer

COUNTY ATTORNEY
Thomas Lockyear
Russell Lloyd

COUNTY AUDITOR
Lewis F. Volpe

REPORTERS
S. Clark - C. Cooper
G. Clabes - C. Leach
S. Smith - A. Jackson
R. Lyles - B. Byler
E. Knetzer

Commissioner - Ed Roehm
Bldg. - Herman Hotz
of Vets - Danzil Reed
Wendell Lensing

County Clerk: M. Meeks

COUNTY COMMISSIONERS MEETING
APRIL 5, 1971

The regular meeting of the County Commissioners was held on Monday, April 5, 1971, at 9:30 a.m. with President Stofleth presiding.

Sheriff's Deputy, James Fravel opened the meeting.

The minutes of previous meeting were approved as presented.

RE: COMMENTS ON COLISEUM...MR. DOCKERY

Mr. Dockery said that the City Building Commissioner was approached by the County Council in reference to making certain inspections of the Coliseum. The National Electrical Association was contacted and they have agreed to cooperate with the City Building Commissioner. Mr. Dockery has talked with Mr. Roehm and they have agreed to go to the Coliseum with the blue ribbon committee, at no cost to the County, and inspect the wiring and bring their findings back to the Commissioners on the wiring and plumbing repairs that need to be done, to bring the Coliseum up to par. He said that he hoped to have this report by next Monday.

County Attorney, Russell Lloyd obtained permission to open bids while the meeting was in progress.

RE: COMMENTS ON BIDS FOR FURNISHINGS AT S.W. MENTAL HEALTH...MR. CONDUCT

Mr. Rupert Conduct, the architect for the Southwestern Mental Health Center, appeared before the Commissioners. He said that after a period of review on the bids for the furnishings at the Southwest Mental Health Center, in which bids were received on 11 categories, no bids on 3 categories and several bids that were disqualified because of improper procedure, the Board of the Center voted and rejected all bids and that the architect be directed to prepare new specifications. Commissioner Buthod moved that new specifications be prepared and that the furnishings for the Center be re-advertised for. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM EVANSVILLE ASSOCIATION FOR RETARDED CHILDREN, INC.

A letter was received by the County Commissioners, from Mr. Thomas Jones, executive Director of the Evansville Association for the Retarded Children Inc. stating that they have been requested by the State Board of Health to receive a letter of intent from the County relating to the lease of the Evansville Comprehensive Mental Retardation Center, to be built in the Deaconess Hospital area, to the Evansville Association for Retarded Children Inc., that since the land and the building will actually be owned by the County, it would be necessary for it to be leased for operation, so requested a commitment for the lease of said building from the County. He also stated that because of ownership, the County will have to be a co-applicant on the construction grant, and that the necessary papers would be forwarded to the Commissioners. Commissioner Buthod moved that be resolved that the project construction application for the Evansville Association for the Retarded Children's Center, is hereby in all things approved and present of the Vanderburgh County Commissioners, hereby authorize and execute all documents necessary. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF PHONE IN WAREHOUSE...MR. O'DAY

Mr. O'Day who is the secretary of the Vanderburgh County Board of Election Commissioners, had requested last week for three phones to be placed in the Election office for Election day. These phones were approved for installation. He also requested that a phone be placed in the warehouse on Election day, but this request was deferred until the need for it could be checked. He also asked if possible, to have the same phone number. This phone was found to be very necessary so Commissioner Buthod moved that this phone be installed in the warehouse for Election day. Commissioner Willner seconded the motion. So ordered.

RE: REPORT ON ROAD...SHERIFF RINEY

Sheriff Riney stated in a letter to the Commissioners, that upon investigation of Bergdolt Road which was the only exit from the Pleasant Ridge Trailer Court, was a gravel road and would be dangerous, and not ample for the purposed Trailer Court. Letter received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVOTERS REGISTRATION OFFICE

Norma Jane Dickens 1719 S. Kerth Ave. Clerk \$12.00 per day Eff: 3-31-71

VAND. HIGHWAY DEPT.

Roger Koester 319 E. Louisiana Tk.driver \$2.80 per Hr Eff: 3-23-71

RE: EMPLOYMENT CHANGES...RELEASEDVOTERS REGISTRATION...

Betty Ruth Boyd 810 Judson St. Clerk \$12.00 per day Eff: 3-23-71

RE: REQUEST TO ATTEND MEETING....MR. DRESSBACK

A letter was received by the Commissioners, from Mr. Dressback, requesting permission to attend a District meeting in Cincinnati, Ohio on April 5, 6, and 7, and the Annual Convention in Vancouver, B.C. on July 25 to the 29. He stated that all members from this area will be in attendance at these meetings. Commissioner Willner moved that permission be granted. Commissioner Buthod seconded the motion. So ordered.

RE: QUARTERLY REPORTS....JUSTICE OF THE PEACE

The quarterly reports of two Justice of the Peace were presented to the Commissioners, from Paul W. Luster and Carl W. Zapp of Pigeon Township. Received and filed.

RE: SPECIFICATIONS ...STATION WAGON....BURDETTE PARK

The specifications for a Station Wagon for Burdette Park was presented to the Commissioners. Commissioner Stofleth suggested that this be postponed until an opportunity has been had to check, to see that specifications are such that everyone can bid on this particular piece of equipment. Commissioner Buthod said that it has been a steady policy of the Board of Commissioners, within his experience, to make certain that specifications were open, and recommended that Commissioner Willner have an opportunity to review them. Commissioner Buthod moved that these specifications be taken under advisement for a period of one week. Commissioner Willner seconded the motion. So ordered.

Specifications were presented to the Commissioners for a dog catchers truck also. Commissioner Buthod moved that these specifications be taken under advisement for a week. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF SURPLUS ADDING MACHINE...WILLIAM J. BRUNE

A letter was received by the County Commissioners from the Prosecuting Attorney, William J. Brune, stating that it was his understanding that there is a surplus Underwood adding machine at the County Home, which is not in use at this time. Mr. Harness said that Mr. Brune could have it with the permission of the Commissioners. Commissioner Willner moved that Mr. Brune have permission to obtain this machine. Commissioner Buthod seconded the motion. So ordered.

RE: OPENING OF BIDS

The County Attorney having opened the bids for the moving of the voting machines for the primary election, read them as follows: Belmont Moving and Storage Inc. bid on moving the machines in the second ward for 22 machines, in the amount of \$770.00. The bid was proper in form except for a personal check instead of a certified check or bond. Nunley Gardner bid on moving machines in Ward 5, for 25 machines at \$875.00. Adco Moving & Storage Co. Inc. bid on moving machines in ward 1, for 26 machines at \$910.00. Their Non-collusion affidavit wasn't notarized and their check not certified.

Shetler Moving & Storage Inc. bid on moving the machines in Ward 6, for 27 machines at \$945.00. Their bond is questionable.

Geiger Transfer & Storage Co. bid on moving the machines for Ward 4, for 24 machines at \$ 840.00. Evansville Transfer & Storage Co. bid on moving the machines for Ward 3, for \$840.00, 24 machines. All bids were the same unit price, \$35.00 per machine. Commissioner Buthod said that time would not permit these bids be re-advertised since some were not proper as to form. Mr. Volpe said that there is no legal requirement to advertise for bids on the moving of the machines since they are less than \$4,000.00 as no one company would have facilities to move all machines, also that the ad reads that the Commissioners may negotiate further, so this would enable the Commissioners to do what they wished. Commissioner Buthod moved that the bids be awarded with the understanding that the technical deficiencies will be corrected, and subject to the approval of the County Attorney as to the legality. Commissioner Willner seconded the motion. So ordered.

The County Attorney also read the bids received on 4 cars, for the Sheriff's Department. The specifications were for 3 cars of the color used by Sheriff's Department and for 1 car to be two tone other than those colors. Key Motors bid on the 3 cars was \$8,368.23 with trade, and on the 1 car with trade in the amount of \$2,689.20. Kem Motors bid on the 3 cars was \$8,100.00 with trade, and on the one car, with trade, in the amount of \$2,610.00. Cooke Chevrolet Co. bid on the 3 cars was \$8,438.00 with trade, and for the 1 car, with trade, in the amount of \$2,766.50. Commissioner Buthod moved that these bids be taken under advisement for one week. Commissioner Buthod seconded the motion. So ordered.

RE: SALE OF COUNTY OWNED PROPERTY

There was a sale this morning on surplus property owned by the County, in which 7 parcels were sold. Mr. Volpe listed them as follows:

Code 12-112-5	Purchased by Leo E. Beck Jr.	Price \$400.00
18-159-71	F.H.C. Corp.	\$ 95.00
18-93-48	" " "	\$120.00
28-87-8	" " "	\$ 70.00
2-265-49	" " "	\$ 95.00
18-121-8	Pearl L. Tibbs	\$245.00
2-266-6	Yewell & Nellie Raleigh	
	and	\$178.00
	Charles & Patricia Baize	

Mr. Volpe also said that several years ago a parcel, Code number 24-29-9, was sold to the Eastern Missionary Baptist Church, and a deed had never been issued. He also said that different people wanted a little time to decide on whether to purchase more of this property. The County Attorney said that this was allright but in the future, suggested that the ad should read the date of sale and include, "or as long thereafter as is necessary to sell property." Commissioner Buthod moved that the sale of these properties be approved. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS CON'T

The bids on the tractor for Burdette Park, having been opened, were read. There were three bids. One from Hallenberger Inc. in the amount of \$2,960.08. From Brandeis Machinery Corp. in the amount of \$3,190.00, and from Universal Tractor Sales Inc. in the amount of \$3,375.00. The County said that all bids were proper as to form. Commissioner Buthod moved that these bids be taken under advisement for one week for determination of compliance with specifications. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff had a claim from the Southern Gas & Electric Co. for Right of Way in moving gas regulators for re-location. The amount of claim for the Right of Way is in the amount of \$375.00. The amount of moving and re-locating the gas regulator station is in the amount of \$4,902.00. Commissioner Buthod wondered if there was anything to show that this was the full settlement of the damage, he therefore moved these claims pending a firm agreement with the utility company, that this will be the total cost. Commissioner Willner seconded the motion. This is for St. Joe Avenue.

Mr. Biggerstaff also had several claims from individuals for Right of Way on St. Joe Avenue. He said that the claims had been signed by these people, but they didn't want to sign new ones, so he thought that when Mr. Cox took the checks to the people, they would sign them at that time. The claims are for Chester & Dora Happe in the amount of \$750.00, Jasper & Anna Hayes in the amount of \$760.15, Charles & Marie Rayoum in the amount of \$1,700.00, Walter & Geneva Young in the amount of \$2,040.00, Nathan Hatfield in the amount of \$1,200.00, Gregory & Margaret Montgomery in the amount of \$3,100.00, and Samuel & Martha Keown Sr. in the amount of \$282.00. Commissioner Buthod

moved that these claims be approved and the Rights of Way accepted. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

An application for a cut in was presented to the Commissioners from the Southern Indiana Gas & Electric Co. to make the necessary excavations to install 430 feet of gas main at Mill Terrace Subdivision.

Also an application for a cut in from Mr. A.C. Elpers for permission to lay tile under Nisbet Road. Commissioner Buthod moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER

Mr. Biggerstaff also had a change order in the amount of ~~\$800.00~~ ^{\$630.00}. The extra work order #4 is for the St. George Road Project # S-818-2. This is for the traffic signal detection housings and the removal of an existing housing. Commissioner Buthod moved this change order be approved, on recommendation of the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BID

The bids for the skating rink parking lot re-construction were opened last week and have been under advisement. Upon recommendation of the County Surveyor, Commissioner Buthod moved that Deig Bros. be awarded the re-construction of the parking lot with the exception of the striping, at a cost of \$23,106.30, and that the striping be awarded to Latshaw Lot Liner at the cost of \$236.60. Commissioner Willner seconded the motion. So ordered.

RE: REQUESTING ROAD CLOSING

Mr. Biggerstaff said that they are ready to start paving operations on St. George Road and requested that the road be closed between Fares Avenue and Christ Road for three days, after the road is opened from Fares Avenue to Highway 41, so that section can be paved. Commissioner Buthod moved upon recommendation of the County Highway Engineer that request of closing that section of road be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm, after hearing that local Engineers were going to inspect the wiring at the Coliseum, questioned as to whether or not the building would get a fair inspection since officials of the group had previously stated that the structure needed a total rewiring. He also said that the City does not have the necessary devices or tools to do this sort of inspection, that last year the County provided some tools, and by adding a few each year, will eventually have necessary tools for this kind of inspection.

RE: MR. HARNESS

Mr. Harness presented to the Commissioners an application for admittance to the County Home of a Mr. Garland Seats. Commissioner Buthod moved this application be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness also asked permission for he and his wife to drive to Green, Castle, Indiana, to a Superintendent's meeting on April 16. Commissioner Buthod moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON SALE OF COUNTY OWNED PROPERTY

Commissioner Willner said that it seemed to him that the County would go in the hole on the sale of the surplus, County owned property, as there were only 7 parcels sold, and the amount for appraisal fee and advertising on each parcel is \$45.00, and the majority of parcels weren't sold. Commissioner Buthod said that it was his understanding that an individual who showed an interest in buying some parcels of land would stand the cost of appraisal fee and advertising cost, as the County was not going to undertake to advertise or appraise property unless there were substantial bidders.

Commissioner Stofleth said that maybe the appraisals could be lowered on these parcels in order to sell them. Commissioner Willner moved that the appraisers re-appraise the remaining property at no cost to the County, in order to sell it. Commissioner Buthod seconded the motion. So ordered.

RE: PERMISSION TO PREPARE CLAIMS

County Attorney, Lloyd said that on the St. Joe widening project, it became necessary to file three condemnation acts in Circuit Court against three property owners. The procedure in a court action is that the Court then appoints appraisers, they in turn make a report on value of land, the County then upon filing with the Clerks office, payment in the amount of appraisal is authorized to take the land. The Waterworks is pressing for quick action on this project because they have to clear the water way in this Right-of-Way area, so would like approval of the County Commissioners to prepare claim for approval so possession of the land can be taken by the County. Commissioner Buthod moved that the County Attorney be instructed to prepare claim forms with respect to the condemnation action to deposit with the Clerk of the Court, the amount of appraisers award in each case, and thereby enabling the County to take immediate possession. Commissioner Stofleth seconded the motion. So ordered. By majority since Commissioner Willner abstained from voting.

RE: MR. KOCH

Mr. Koch stated that a hit and run driver hit the bridge on Buena Vista Rd. He said that what debris there was in the road, he had moved, and that he was going to check with the traffic department to see if they had a call on this incident, if so would get their name and turn it over to the Commissioners to try to collect for damages, as he would be liable. Commissioner Buthod said that this should be a matter for the City Police. Mr. Koch also said that there was a bad washout on Lynch Road where the Penn. Central crosses, that he contacted the Waterworks Dept. and was informed that they would take care of this problem and hoped to be finished on this by noon today.

RE: POOR RELIEF

Arthur Gresham--3410 Igleheart--Perry Township--Mrs. Boyd Investigator--Mr. Gresham and his wife were both in the hospital in 1970. They still owe \$600.00 on hospital bill. Mr. Gresham owes back taxes. Their income is \$220.00 per month. They own their home. Mr. Gresham said that he pays \$31.00 a month for Blue Cross insurance, and that the Trustee has helped pay part of his bills but not all of them, and there is no way for him to pay them. Mr. Mosby, the Perry Township Trustee said that in November of 1970, Mrs. Gresham called him and said that her husband was in the hospital. He told her that she could file for the disabled through welfare, and later when he checked with welfare, they hadn't applied for aid. The Commissioners agreed that this was a case for welfare. Commissioner Stofleth asked Mr. Mosby to take Mr. Gresham to the welfare department so that he could apply for help. Commissioner Buthod said that if it were possible under the law, as much as he would hate to increase the public payroll, he thought a county officer needed to help people like this, in getting to the right departments. Commissioner Willner explained to Mr. Gresham that it is primarily the job of the Trustees' to help in a temporary situation, but for help needed by Mr. Gresham which isn't temporary, since he is retired, would be with the welfare department.

James Rogers was scheduled to appear before the Commissioners but failed to do so. Mrs. Bolin, the investigator said that the Trustee is paying the hospital bill for Mrs. Rogers as she just had a baby, that Mrs. Rogers had signed up for ADC, but Mrs. Welsh, in the welfare office, said this will take about 30 days, so Mrs. Rogers asked the trustee for food. Mrs. Bolin said that Mr. Rogers is a fugitive and was working in Dallas when he was shot, and is a fugitive from Terre Haute. The Rogers have been in Evansville for one month. Mrs. Bolin offered Mrs. Rogers a ticket back to where she came from. Mr. Rogers is supposedly in Chicago. This case was referred back to the Trustee until the time that both Mr. & Mrs. Rogers can appear before the Commissioners.

RE: REQUESTING INFORMATION ON USE OF AUDITORIUM

Joan Williams, from the University of Evansville, working with Mr. Tucker in forming a program for black relief, and wanted to know who to see, or how to go about getting the use of the auditorium. She said that this is

a non-profit program. Commissioner Buthod said that the Gold room has been made available for project commitments, at no cost, and would like to cooperate as much as possible, he suggested that Miss Williams work with Mr. Dressback at the Auditorium to see what could be worked out.

Commissioner Stofleth noted that the Civic Center Complex will be closed for Good Friday.

Meeting recessed at 10:55 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth James M. Buthod Robert L. Willner	Lewis F. Volpe	Russell Lloyd	A. Jackson C. Leach S. Smith R. Lyles G. Clabes C. Cooper

Secretary..M. Meeks

A special session was held on Monday afternoon at 2:45 p.m. in the Commissioners chambers with President Stofleth presiding. This meeting was held with members of the County Council and Denzil Reed, Chairman of the veterans Council, present, together with the County Commissioners for the purpose of trying to arrive at some decision between the Commissioners and the Veterans Council, on the lease for the Coliseum. Commissioner Stofleth again drew attention to paragraph 2 of the lease which read in part, that the lessor promises and agrees to cause such improvements to be made at no cost or charge to the lessee, as was explained in exhibit "B" which was a supplement to the lease stating numerous repairs that were needed in the Coliseum, other than the repairing or replacing of the doors. When the Commissioners reviewed the lease, they agreed to omit this clause since the County Council, after approving \$9,000.00 for the repair or replacing of the doors, would appropriate no more funds for the repair of the Coliseum.

The County Council thought that money made on events held, by the Veterans should be used for other repairs needed.

Commissioner Stofleth said that the Commissioners are for the Veterans 100%, also that there is a statute that states, the County will provide a place for the veterans.

Denzil Reed of the Veterans Council asked when the cut-off date would in reference to the utility bills, as there won't be many events held, going into the summer months. Most of the events are held in the winter months at the coliseum.

Commissioner Stofleth said that he supposed that if the lease were signed today, the lease rental would begin when the doors are opened.

Commissioner Buthod said that the only legal barrier is the repair or replacement of the doors.

Mr. Roehm said that even with the doors fixed, the building could only be rented for a limited number of people, if the electrical and plumbing fixtures hadn't been inspected.

Mr. Holbrook asked if the Veterans signed the lease now, if the utility bills would have to be paid by the veterans as of now.

Commissioner Buthod said there is no date set on lease as to when the veterans take possession, he said that they could sign with the provision that possession can be taken anytime within 90 days, and that they are not responsible for the utility bills until they take possession, which could be anytime within the 90 days, then if possession isn't taken within the 90 days, the lease would be null and void.

The Veterans were in agreement with this idea and after some discussion, The Commissioners called a special meeting for Thursday morning, April 8, 1971, for the purpose of signing the Coliseum lease.

Meeting recessed at 3:25 p.m.

COUNTY COMMISSIONERS MEETING
APRIL 8, 1971

A special meeting of the County Commissioners was held on April 8, 1971, at 9:00 a.m., with President Stofleth presiding.

The purpose of this meeting was to consummate the lease of the Coliseum with the Veteran's Council of Vanderburgh County.

Commissioner Stofleth stated that paragraph 2 & 4, of the lease, have been re-written and that paragraph 20 has been added to the lease. They are:

Paragraph 2 ...That Lessor recognizes that there is a need for certain repairs to said building on said leased premises to bring such building to an operational state and Lessor promises and agrees to furnish Nine Thousand Dollars (\$9,000.00) for repairs to the doors. Such other improvements and repairs, as the parties shall determine necessary shall be as the parties shall determine necessary shall be paid out of income derived from rental of the premises shall be used by Lessee to make additional repairs which parties agree need to be made to said leased premises. Lessee agrees to make the repairs set forth in "Exhibit B" attached hereto before making any other repairs or remodeling (other than emergency repairs). Such repairs to be made from income derived as above set forth.

Paragraph 4 ...That Lessee shall keep insured during said demised term the building that is devised herewith in a good and responsible company or companies designated by the Lessor to an amount of not less than Eight Hundred Thousand Dollars (\$800,000.00). If, in the opinion of the Lessor, the premises hereby leased shall be partially damaged by fire or other cause at any time during the said term, and, if in the opinion of the Lessor, the premises are repairable, then, in such event, they shall be repaired, provided there is sufficient insurance to repair the same. If the premises hereby leased shall be substantially damaged by fire or other cause at any time during the said term and if, in the sole opinion of the Lessor, the premises are not repairable, then, in such event, the lease shall become null and void and the responsibilities of the Lessor and the Lessee, each to the other, with reference to the unexpired term, shall cease.

Paragraph 20... Lessee shall have ninety (90) days from the date hereof within which to take possession of the premises described herein. Lessee shall notify Lessor of its intention to take possession in writing. Lessee shall be responsible for any and all utility expenses from and after the date of taking possession. In the event Lessee does not notify Lessor of its intention to take possession as set out herein, then in such event, this Lease shall be null and void.

Mr. Roehm gave a list of needed electrical repairs, to the Commissioners, and said that there were two particular phases of repairs needed to be done by skilled electricians but that other repairs could be done by volunteer's.

Commissioner Buthod moved that the Superintendent be authorized to spend, not to exceed \$200.00 for completion of repairs recommended by the Building Commissioner, he also moved that the adoption of this lease be approved, and the execution and delivery of same to the Veteran's Council of Vanderburgh County. Commissioner Willner seconded the motions. So ordered, the vote being unanimous.

Mr. Claude Holbrook, Commander of the Veterans Council, and Mr. Frank Wipf, the adjutant of the Veterans Council, came forward to sign the lease. The lease was also signed by the County Commissioners and the County Auditor.

Commissioner Stofleth said that Mr. Roehm would have the specifications ready soon on the repairs needed.

Mr. Holbrook said that the discussion on the lease has been going on for so long, that he is glad that it has finally been consummated.

The Commissioners wished the veterans a lot of success in this endeavor.

Mr. Denzil Reed said that this has to mean positive double plus for Vanderburgh County, in that the County is relieved of any operative or maintenance expense on the building, and for saving one of our fine old buildings.

Commissioner Buthod noted that this building will be used for the purpose that was intended, when it was constructed. That is, for the veteran's.

Meeting recessed at 9:15 a.m.

PRESENT:

COUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod
Robert Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Russell Lloyd

REPORTERS

A. Jackson
H. Marynell
C. Leach
S. Smith
C. Cooper
R. Lyles
B. Gladdish

Secretary: M. Meeks

A.J. Stofleth
James M. Buthod
Robert Willner
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 12, 1971

0083

The regular meeting of the County Commissioners was held on Monday, April 12, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of previous meeting were approved as presented and the reading of them dispensed with.

RE: APPROVAL OF VACATION REQUESTED.....MR. ALTHAUS

Mr. Althaus, the Superintendent of the County Highway Dept. stated that due to the fact that he has two weeks vacation due him, he would like to take it at this time, and to have Mr. Marvin Karch, the assistant Superintendent, take over during his absence. Mr. Althaus said he would instruct Mr. Karch, as to the work that needs to be done during the two weeks. The Commissioners granted approval.

RE: LETTER.....CHAIRMAN OF C.O.P.E.

A letter was received by the County Commissioners from Mrs. Ruthenburg, the Junior Chairman of the Project of COPE, asking that this organization may have permission to use the Auditorium parking lot on May 1, and 8, 1971, for debris, from 8 a.m. to 2 p.m., also that they would clear the lot of debris when they are finished. Commissioner Buthod moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS MADE

COUNTY TREASURER'S OFFICE

Helen Wink	1107 First Avenue	Ex. Clerk	\$12.00 per day	Eff:4-12-71
Kay Linville	3115 Hartmetz Ave	Ex. Clerk	12.00 per day	4-12-71

VANDERBURGH COUNTY HOME

Theodore Davis	700 Senate Ave.	Ex. Help	295.00 per Mo.	4-12-71
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COG Trans. & Dev. Study

Robert L. Fleming	1311 Lincoln Ave.	Draftsman	4,000.00 Yr.	3-20-71
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VOTERS REGISTRATION OFFICE

Aileen Holmeworth	925 1/2 W. Columbia	Typist	12.00 per day	4-12-71
Florence Brasole	533 Lodge Ave.	"	" " " "	" " "
Elizabeth Oler	1052 Madison	"	" " " "	" " "
Jane Cameron	957 S. Spring St.	"	" " " "	" " "
Juanita Roth	4604 Taylor Ave.	"	" " " "	" " "
Elsie Sabeyton	324 Taylor Ave.	"	" " " "	" " "
Helen Spencer	1500 Schutte Rd.	"	" " " "	" " "
Mabel Evans	1013 Grove St.	"	" " " "	" " "
Mary V. Ohl	2103 N. Heidelberg	"	" " " "	" " "
Coleen Hilgeman	2605 Hartmetz	"	" " " "	" " "
Faye L. Weightman	2301 Hicks Drive	"	" " " "	" " "

EMPLOYMENT CHANGES.....RELEASES

COG TRANS. & DEV. STUDY

Linda Barkentin	3205 Edgewood Ave.	Coder	2.30 Per Hr.	3-23-71
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VOTERS REGISTRATION OFFICE

Mildred Berning	10,624 Up. Mt. Vernon Rd.		408.00 So. Mo.	4-8-71
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RE: SPECIFICATIONS: STATION WAGON FOR BURDETTE PARK AND DOG CATCHERS TRUCK

The specifications on a Station Wagon for Burdette Park and on a Dog Catcher's Truck for the Health Dept. have been under advisement for the past week. Commissioner Stofleth had his secretary call various dealers on the specifications, since he didn't know if the specifications were open to all bidders. Mrs. Sauer, the secretary said that on the dog catcher's truck, one dealer said that he couldn't bid, that it would have to have 129 in. wheel base instead of 120 in. Another dealer said that he couldn't bid because of the color of truck that was needed. So only one person out of three could bid on this truck. Commissioner Stofleth recommended that the specifications be held for further advisement, he also told the other Commissioners that he would like to take the responsibility of contacting

The dealers and request their presence at the County Commissioners meeting next Monday, he said that he would have his secretary send them letters. Commissioner Buthod said that the Station Wagon was discussed at the Burdette Park Board meeting and it was thought that the small Station Wagon with 114 inch wheel base would not do the job on the hills at Burdette Park. It was thought that 116 inch to 118 inch wheel base would allow everyone to bid on an intermediate Station Wagon. One dealer couldn't bid on the Station Wagon because of the size of the wheel base. Commissioner Buthod said it was the unanimous opinion of the Park Board, in recommendation to the Commissioners, that the wheel base be fixed at 116 inches, that this would permit most major makes to bid. There feeling was, he thought, that they definitely did not want a compact size Station Wagon. Commissioner Stofleth said that if it was agreeable with the other Commissioners, in order to check with the dealers to see if they can furnish a vehicle with a 116 inch wheel base or larger, to hold bids for another week in order to clear this matter up. This was agreeable with the other Commissioners.

RE: CLAIM.....JOHN MANS INC.

Mr. Biggerstaff presented a claim from John Mans Inc. for balance due on Est. #7, in the amount of \$3,697.52, retainage fee on Koressel Road. Commissioner Buthod moved this claim be approved, subject to proper signature. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM.....CURRAN MILLER.....AUCTION EXPENSE

A claim was presented to the Commissioners from Mr. Curran Miller, in the amount of \$993.28, for auction expenses for the sale of surplus items at the Court House. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM.....U.S. SHEET METAL & ROOFING CO.

A claim was presented to the Commissioners from U.S. Sheet Metal & Roofing Co. Inc. in the amount of \$12,650.00 for the roofing of the Washington Children's Home and the roof of the Superintendent's residence. Mr. Roehm said that he had received a bond from the Bonding Co. on this work, so Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM.....VERA MAE TAYLOR

A claim was presented to the Commissioners from Vera Mae Taylor, a realtor, in the amount of \$1,000.00 for attempting to obtain easements for the work of the Carpenter Creek Ditch alignment. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER.....CITY BUILDING COMMISSIONER...

The Commissioners received a letter from the City Building Commissioner, on buildings that were ordered demolished and removed. He said that a recent re-inspection of these properties revealed that the buildings are still in a dangerous unsafe condition, also that this was the third notice for failure to raise these buildings and if they aren't raised in 60 days, legal procedures will be taken, after checking on this property, and found that it wasn't sold, referred this letter to Mr. Roehm.

RE: LETTER ON ROAD REPAIRS NEEDED.....EVANSVILLE ATHLETIC CLUB

A letter was received by the Commissioners from Mr. Parker, President of the Evansville Athletic Club, stating that a portion of Schenk Road leading off of Fischer Road is very narrow and in need of repair. Commissioner Stofleth referred this letter to the County Garage.

RE: MONTHLY REPORT.....CIRCUIT COURT

The monthly report of the Circuit Court was received by the Commissioners. This report was received and ordered filed.

RE: MONTHLY REPORT.....EVANSVILLE ASSOCIATION FOR THE RETARDED CHILDREN

The monthly report from the Evansville Association for the Retarded Children was received by the Commissioners. This report was received and ordered

RE: MONTHLY REPORT.....COUNTY TREASURER

The monthly report of the County Treasurer was received by the Commissioners. This report was received and ordered filed.

RE: RE-APPOINTMENT.....ALCOHOLIC COMMISSION

A letter was received from the Alcoholic Beverage Commission stating that the term of the Commissioner's appointment has expired. Commissioner Buthod moved that Mr. Oliver Basham be re-appointed to the Alcoholic Beverage Board. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER OF REQUEST.....MR. O'DAY

A letter was received from Mr. Joe O'Day, as Secretary of the Vanderburgh County Board of Election Commissioners. He said that the Election Commission would like to reserve the gold room in the Vanderburgh County Auditorium for May 2, 1971, from 2:00 p.m. until 4 p.m. for the purpose of non-partisan instruction of Primary Election workers. Commissioner Stofleth recommended permission be granted. Commissioner Willner so moved. Commissioner Buthod seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that several months ago he had told the farmers that the County would help clean the Cypress-Dale ditch which is blocked, also that he received a bid of \$125.00 for a needed drain. Commissioner Stofleth suggested that if this was a problem for the Commissioners, he recommend it be approved, if not, suggested it be referred to the drainage board.

Mr. Biggerstaff also had specifications for erosion control on the creek bank east of Bridge #177 on Koresel Road. Commissioner Buthod moved that these specifications be approved and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod asked Mr. Biggerstaff when he thought the job would be done at Stringtown Bridge. Mr. Biggerstaff said that he would inquire and bring the results back at the next meeting. Commissioner Buthod said that the situation there is even worse than it was last year, and that Mr. Biggerstaff should probably be asked to draw up specifications and re-advertise to get that mess at the bridge cleaned up.

Commissioner Willner said that he read an article in the paper on this mess, also that the Naval Reserve was still willing to clean it up if they had some help. He called the Vanderburgh County Volunteer Fire Dept. and asked if they thought they might be able to help the Naval Reserve, and was told that this would be brought up at their next meeting, which Commissioner Willner thought will be this Thursday. Commissioner Buthod said that this would be great, and moved that the Engineer go ahead with the specifications for the Stringtown Bridge, because even if it is done with voluntary help, there will have to have specifications on it. Commissioner Willner seconded the motion. So ordered.

RE: APPLICATION TO THE COUNTY HOME

Mr. Harness presented an application of a Mr. Louis Brown to be admitted to the County Home. Commissioner Buthod moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod said that he learned at the Burdette Park Board meeting, that there was quite a bit of painting that needed to be done, and asked Mr. Hotz if he thought the County Painter could find the time to help to get some of this work done. Mr. Hotz said that this is their busy time, and that right now they are starting their outside work, however, he said that there is some money in the extra help account. Commissioner Buthod said that some members of the Burdette Park Board felt that the County could save some money if they could get the County Painter to do some of the work. Commissioner Stofleth said that he agreed to this if the jobs were small, but if they were major jobs, he thought it should be advertised for bids.

RE: OPENING OF BIDS

The County Attorney opened the bids for the work at Burdette Park which included painting and repair of the Swimming Pool and related structures; painting of the open pavillion and installing new roofs on these structures. There were two bids, one from Connie Garnett Contractors Inc. in the amount of \$79,872.72, and one from Deig Bros. Lumber & Construction Co. Inc. in the amount of \$61,903.82. Commissioner Buthod moved that these bids be referred to the Burdette Park Board, since the amount of the bids are substantially more than was anticipated, and they may have to choose which of the work is more pressing. Commissioner Willner seconded the motion. So ordered.

RE: CONDEMNATION PROCEEDINGS

County Attorney, Russell Lloyd said that there are three condemnation actions pending on parcels of land on St. Joe Avenue, that the Circuit Court has now set the appraisers fees and asks that the amount of fees, atotal of \$225.00, be paid to the Court. Commissioner Buthod moved this be approved and the money be deposited into court. Commissioner Willner seconded the motion.

RE: BIDS UNDER ADVISEMENT

The bids were opened last week on a tractor for Burdette Park, there were three bids, one from Hallenberger Inc. in the amount of \$2,960.08. One bid from Brandeis Machinery Corp. in the amount of \$3,190.00, and one from Universal Tractor Sales Inc. in the amount of \$3,375.00. These bids were proper as to form, but no one from Burdette Park has as yet, checked these bids in order to make a recommendation to the Commissioners, so it was agreed to keep these bids under advisement for another week. The Commissioners asked the County Auditor to contact someone at Burdette Park to check the specifications on these bids.

RE: AWARDING OF BIDS

The bids were opened last week on the cars for the Sheriff's cars, and have been under advisement. The specifications were for 3 cars of the color used by the Sheriff's Dept., and 1 car to be two tone other than those colors. Key Motors bid on the 3 cars in the amount of \$8,368.23 with trade, and on the 1 car with trade in the amount of \$2,689.20. Kem Motors bid on the 3 cars in the amount of \$8,100.00 with trade and on the 1 car with trade in the amount of \$2,610.00. Cooke Chevrolet Co. bid on the 3 cars in the amount of \$8,438.00 with trade, and for the 1 car, with trade, in the amount of \$2,766.50. Sheriff Riney recommended the bid be awarded to the lowest bidder, which was Kem Motors. Commissioner Buthod so moved. Commissioner Willner seconded the motion. So ordered.

RE: MR. KOCH

Mr. Koch said that a problem came up on a cut-in on Nesbit Road, that the proper tools were not used, and they had a mess. He thought that the contractor's should be advised that a mechanical tamper should be used. Commissioner Buthod thought that the County should go into some sort of Bonding procedure for cut-ins, also have a standard form to use. He also said that when a road is being worked on, they should have some heavy timbers or heavy steel plates so that while they are working on half the road, the other half can be in use.

Ron Lyles, a reporter asked Commissioner Willner if he had changed his mind about the resignation of Mr. Althaus. Commissioner Willner said he hadn't, and if the Prosecucutor makes his check within the next two weeks, he would wait, however if it takes longer than that he will repeat his motion.

RE: COMMENTS.....MR. HAROLD PETERS

Mr. Peters said that the south end of the new Lynch Road by the Railroad tracks, that was recently repaired was fixed very poorly, also on Peters Road, Mr. Koch said that this is for the Railroad and the Waterworks Dept. to work out, and he will contact them, in order to have corrections made.

RE: POOR RELIEF...MRS. JAMES ROGERS

Mrs. James Rogers...815 S.E. Sixth St...Pigeon Township...Mrs. Bolin, the Investigator. Mrs. Rogers is asking for food, also for rent if she doesn't get aid from ABC, which she has applied for, but hasn't heard from them yet. She said that her husband's ex wife was trying to get him for non-support, and he was shot. He is in a cast. The police are after Mr. Rogers. Mrs. Bolin said that the trustee thought that as long as this man was living under the same roof, they shouldn't be helped. Mrs. Rogers just had a baby that was premature so she can't take a job at the present time. Mrs. Bolin said that they are not married and are renting an apartment under the name of "Smith". Mrs. Bolin said that there are two hospital bills pending, one for the man and the other one for the baby. The Commissioners agreed to the fact that Mr. Rogers living there had nothing to do with the mother and baby being helped, that Mr. Rogers being there was a police matter, and if they wanted him, they should pick him up. Commissioner Buthod moved that the trustee give this woman and baby the amount of aid legally possible, as they are entitled to assistance. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 10:55 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Russell Lloyd

REPORTERS

H. Marynell
S. Penneman
A. Jackson
C. Cooper
R. Lyles
S. Smith

Secretary...M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 19, 1971

The regular meeting of the County Commissioners was held on Monday, April 19, 1971, with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor, and the reading of them dispensed with.

RE: AWARDING OF BID...TRACTOR FOR BURDETTE PARK

The bids received on the tractor for Burdette Park were opened on April 5, 1971, and have been under advisement. There were three bids, one from Hallenberger Inc. in the amount of \$2,960.08, one from Brandeis Machine & Supply Corp. in the amount of \$3,190.00, and one from Universal Tractor Sales, in the amount of \$3,375.00. Commissioner Buthod stated that the Burdette Park Board had considered these bids and has recommended awarding bid to the lowest bidder, which was Hallenberger Inc., he therefore so moved. Commissioner Willner seconded the motion. So ordered, the vote being unanimous.

RE: LETTER OF THANKS

A letter was received by the Commissioners from the Publicity Chairman of the West Side Home Owners Association, stating that the clean up was quite successful and did need the assistance given by the County in collecting the waste. He said that they were astonished by the number of bags filled with roadside refuse. He thanked the Commissioners for their personal interest in the effort and appreciation for help that they authorized the County Garage to give, and also noted that one of the prime illegal dumping sites was on Peerless Road at the Railroad crossing and it has not yet been re-visited by the mass dumper. He thought a resume of location of waste bins, periodically in the newspaper would be appropriate. Letter received and filed.

RE: RE-ZONING PETITIONRUSSELL & DELORES SEILER

The premises affected on this petition are situated generally on Bergdolt Road in Vanderburgh County. The requested change is from A to R-3A. This petition was denied previously, on March 29th after being approved by the Area Plan Commission, by the County Commissioners and was before the Area Plan again on April 13, and approved by them. Mr. John Rawlings who represented the Seilers asked that this petition be delayed while waiting for an interested party to arrive, so the meeting continued. When the party expected, arrived, Mr. Rawlings continued saying that he recalled two reasons for which the Commissioners had previously denied this petition, one being that Bergdolt Road was not sufficient and the other reason, the lack of fire protection, and that he would like to present a verified petition from the petitioners stating that they would, at their own expense construct and establish a road from the area to be re-zoned to Green River Road and install water stand pipes and fire hydrants on such specifications as the County Commissioners shall require if this re-zoning petition be approved.

The County Plumbing Inspector had indicated deficiencies in the plumbing and sanitary facilities, Commissioner Buthod said he would like this problem discussed as he had a distinct impression that Mr. Seiler had defied the County plumbing ordinance and has refused to co-operate. Commissioner Stofleth showed pictures he had taken of a fire at the trailer court and was told that the Evansville Fire Department was there and ran out of water, and had they not secured help from the McCutchan Fire Department, more mobile homes would have been destroyed. Mr. Seiler said that there is a lake there and the Fire Department could have pumped all the water they needed.

Commissioner Stofleth read two letters from the Plumbing Inspector, on the violation of Vanderburgh County plumbing codes by the Seiler's, and done contrary to the law, the Inspector said that unless they comply with the law, he requested that no concession be made and to date they have not complied with any request to remove valves which could be a serious health hazard.

Mr. Rawlings said that Mr. Seiler had complied with the sanitation rules because at the time the work was done, it was approved by the Plumbing Inspector who held the job at that time, through the Master Plumber.

Mr. Bill Reising, the Master Plumber said that in the summer of 1968, Mr. Seiler had contacted him about constructing sewers and water mains on the trailer court, that he saw the plans, and the approval of them. He met one evening with Sam Biggerstaff, who was the designing Engineer at that time, and they went over the plans and Mr. Biggerstaff said that everything was okay to start construction. He said that all the materials complied strictly with the state code. After the first day of work Mr. Reising called Mr. Deifenbach who was Plumbing Inspector at that time and asked if there was anything he would like to inspect on this sewer project at the trailer court, and after checking on it, Mr. Diefenbach told Mr. Reising that this was strictly up to the Indiana State Board of Health and the man who designed the layout for the sewer. Mr. Seiler said that if there was any violation of a code or matter of permit, he was at fault, that it was due to his negligence and due to the fact that the plumbing inspector told him that he had no more to do with it. He got his permits from the Plumbing Inspector and nothing from the state. Mr. Reising said that since this matter has come up, he has been checking and he said he will agree 100% with the Plumbing Inspectors rules and on the way they should be hooked up at the ground. Commissioner Buthod asked Mr. Reising if the plans from the state included the hook up from the sewer terminant into the pad. Mr. Reising said he didn't think it did.

Mr. Baird said that he asked Mr. Seiler three different times to take out permits, also sent him a letter, with no answer. Mr. Baird also went to the site and placed a card on the work and Mr. Seiler removed it. Mr. Baird said that he is trying to enforce the law, and had only one request, that if this petition be approved and any epidemic break out, that he will not be responsible for negligence, as this could be a potential health menace, also that the pipes are at ground level and the chances of contamination is there, that there are valves down in the pit, and this is on a well and there is a chance of cross connection, where sewage water could get into these pipes, and could go back into the well.

Commissioner Buthod said that what concerns him is Mr. Seiler's attitude, and that he hasn't heard Mr. Seiler say that he intends to comply with valid ordinances, that he will co-operate with the Building Commissioner and Inspector.

Mr. Seiler said he states under oath that he would comply if the petition is approved.

Commissioner Stofleth asked Mr. Seiler if he removed the tag from the job, that Mr. Baird had placed there, as it shouldn't have been. Mr. Seiler said he took the tag, to give it to the Master Plumber. By doing this he violated the law. Mr. Baird said that ignorance of the law doesn't give him the right to violate it, also that he begged Mr. Seiler to take out permits and Mr. Seiler told him that he didn't have to. Mr. Baird said that if something happens out there, an epidemic or someone dies through cross-connection, he wants to be exonerated from any guilt.

Mr. Swain said that Mr. Seiler has proposed to build a bridge out there over the creek, and doesn't think Mr. Seiler has any idea of the cost involved, that it is a good quarter of a mile. Mr. Swain asked the remonstrators to stand, they don't want the problem of additional traffic, fire protection, sanitation etc.

Mrs. Hongland, a remonstrator, said that this land would be nice for permanent homes, also that this area is not covered by City Fire protection.

Commissioner Buthod said he is terribly confused on this and cannot get a clear cut feeling as to his understanding of this.

Mr. Arthur Hempen, also a remonstrator, said that he lives on the N.W. corner of the present mobile home park, and he said that his primary objection of another mobile home park is that Bergdolt Road is too narrow for the traffic they would have, also that there are two hills there. He said that the back up from the creek has flooded Oak Hill Road, and that Bergdolt Road has also been flooded, and if there were restrictions of a viaduct or landfill, backwater would get his home.

Commissioner Stofleth said the reason he voted against this petition before was because he cannot see re-zoning a piece of property for five or six years hence, also because of the lack of facilities.

Mr. Rawlings said that this was a logical location for housing, and the mobile homes would be of less cost than others.

Mrs. Lenting, a remonstrator, said that the Area Plan Commission approved this petition, then let someone else worry about it, and she was sure that these repeated re-zonings must be terrifically boring, but she thought it a way of unloading the mobile homes. She said that she lives in the area of these mobile homes and the residents are very much concerned about the facilities and thinks Mr. Sailer should finish the developing of the first park first, then wait till then and see how things go, she thought there should be a master plan.

After a short recess, the meeting resumed.

After more discussion on the mobile home petition of the Seiler's, Commissioner Stofleth made a motion that the petition of Russell & Delores Seiler be rejected. Commissioner Buthod seconded the motion. The vote being two votes aye, with Commissioner Willner abstaining, the motion carried.

RE: RE-ZONING PETITION....Waldemar Kissel

The premises affected are situated on the west side of Harmony Way, southwest of the corner formed by the intersection of Harmony Way and Rose Avenue. The requested change is from R-1A to R-2.

This petition was previously before the Commissioners, and after filing an amended petition, had been referred back to the Area Plan Commission, at which time the petition was denied by them. Commissioner Stofleth said that he has not had time to review this petition, therefore, as a representative of the Area Plan Commission, would like to ask time to make an investigation on it and report back to other members of the Commission. The other Commissioners agreed to take this petition under advisement for a week.

RE: RE-ZONING PETITION....HAROLD AND MARTHADELL HANNING

The premises affected are situated on the South side of Wimberg Road, formed by the intersection of St. Joseph Avenue. The requested change is from A to R-3A. The question on this petition was the possibility of it being in a flooded area, which was pointed out by the Area Plan Commission and by Mr. Biggerstaff.

Mr. Rafferty said that the flood map prepared by the Corp of Engineer's had a notation that some head water sometimes does go through this area beyond the area in question. He also said that there will be a meeting with the Department of Natural Resources possibly before the end of the month. He presented an affidavit signed by Harold Hanning to the effect that to his knowledge, in the past 50 years, he has never seen this property flooded, that Locust Creek has run full but has never spilled out over its banks in his time. Mr. Rafferty also had a petition from neighboring property owners giving their consent to the re-zoning.

Commissioner Willner said that there were some photographs taken recently by the Soil Conservation Service and that this data should be up to date.

Commissioner Buthod thought that this data would be available, and moved that this petition be deferred for two weeks, in order to permit the consideration of the Area Plan Commission time to complete their study of this petition, and further ask that in the abbreviated recommendations that the Area Plan Commission submits to the Commissioners in the form of a transmittal letter, to please note on it if there are stipulations, conditions or restrictions on the re-zoning.

Judge Lensing entered the meeting and said that the area in question is not in the flood plain. He said that the map that he displayed of that area was studied by the Area Plan Commission and was unanimously approved, and that the U. S. Corp of Engineer's, which is about the best Engineering Authority there is that drew this map of the flood plain, and the area in question is now in the flood plain. Mr. Lensing also had a consent slip from neighboring property owners approving this petition.

Commissioner Buthod understood Mr. Rafferty to ask for additional time on this petition, as the approval, even though unanimous was based on an agreement to have an additional meeting.

Mr. Lensing also said that Stucki Investment Inc. will be the developer and promises to plat this ground with a 100' wide park following the thread of the Locust Street Creek and promises to pull the banks of the

creek back, to provide a slope for easy mowing, and to raise the level of the lots.

Commissioner Buthod said the control point on this is the approval of Sub-division Plat.

Mr. Lensing presented the road easement affidavit from the Hanning's to the County.

Commissioner Buthod rescinded his previous motion deferring this petition, and moved first, to restore this petition on the agenda, then moved that the petition be approved. Commissioner Stofleth seconded the motion. The vote being unanimous, motion was carried.

RE: RE-ZONINGLLOYD & RUTH BURNS

Premises affected are situated on the northeast side of Harmony Way, a distance of 100' northwest of the corner formed by the intersection of Rose Avenue and Harmony Way. The requested change is from R-1A to C-1B. This petition is for an improvement of an Auto Repair Garage.

Mr. Charles Griffith, representing the Burns', which own the property at 2307 Harmony Way, said that Mr. & Mrs. Burns want to add 40 ft to the rear of existing property which is of non-conforming use. Mr. Griffith said that Mr. Burns is properly zoned in accordance with the law at that time.

Commissioner Buthod moved that this petition be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS....

A claim was presented from Sheriff Riney for the prisoners meals, in the amount of \$4,720.50. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Three claims were received by the Commissioners from different Companies, for work on the Southwestern Indiana Mental Health Center which money has been appropriated for. One claim from Sandleben Plumbing Co. in the amount of \$343.93. One claim from Deig Lumber & Construction Co. in the amount of \$33,850.35, and one from Municipal Engineer's & Construction Co. in the amount of \$2,652.00. Judge Miller having approved these bids, Commissioner Buthod moved that they be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented by Mr. Biggestaff from Deig Brothers Construction Co. for the installation of a storm sewer on Bujez Drive in the amount of \$27,429.70. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE

Louise Moore	1410 E. Maryland	Checker	\$12.00 per day	Eff: 4-14-71
Fannie Peugh	921 E. Iowa St.	"	" " " "	" "
Cornelia Gastenfeld	1213 W. Delaware	"	" " " "	" "
Mary Stewart	1719 Monroe Ave	"	" " " "	" "

COUNTY TREASURER

Carolyn Wittman	Meier Road	Extra Clerk	12.00 Per day	Eff: 4-20-71
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RE: EMPLOYMENT CHANGES....RELEASE

VANDERBURGH COUNTY HIGHWAY DEPT.

Clayton Jenkins	4124 Hogue Rd.	Laborer	2.70 Per Hr	Eff: 4-19-71
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POLLING PLACES....PRIMARY ELECTION OF 1971

The polling places for the May 4th Primary Election of 1971 were presented to the Commissioners. Commissioner Buthod moved that these polling places be established as the polling places for the May Primary and that they be duly advertised. The motion was seconded by Commissioner Stofleth. The vote being unanimous, motion carried.

RE: LETTER OF COMPLAINT....LACK OF AIR CONDITIONING

A letter from Sheriff Riney was presented to the Commissioners stating that during the extremely hot weather in the summer of 1970 there was an insufficient amount of air flow in the jail ventilation system that caused many complaints from the guards as well as the prisoners, that the offices in the jail and the kitchen were insufficiently Air Conditioned and on week-ends, the air conditioning was cut off from the jail operation and the administrative offices causing miserable conditions for the personnel that were working during those hours. The letter stated that they are on a twenty-four hour basis, seven days a week, and he hopes that for the benefit of his personnel, these conditions can be corrected for this summer.

Commissioner Stoffleth said that the meeting of the Building Authority will be held on April 28, and he will attend this meeting to see what can be done as he is in accordance with Sheriff Riney on this problem.

RE: SPECIFICATIONS FOR ADVERTISING....STATION WAGON....BURDETTE PARK

The specifications that were previously prepared on this station wagon didn't allow the majority of dealers to bid so with the specifications being changed, Commissioner Burthod moved that the new specifications be approved, and directed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS FOR ADVERTISING....DOG CATCHER'S TRUCK....HEALTH DEPT.

Specifications were presented on a truck for the Health Department. Commissioner Burthod moved that the specifications be approved as written and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: LETTER OF THANKS

A letter was received by the Commissioners from a Mr. & Mrs. James Bevers, speaking for the other residents as well, thanking the Commissioners for the guard rail which was recently installed on the sharp curve in the middle of the steep hill on Skyline Drive, as it was a safety measure that was long overdue. Letter received and ordered filed.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a copy of an extra work agreement to the Commissioners on the installation of detective devices for traffic signal on St. George Road. He said that last week the American Concrete Paving Co. called and would like for someone from his office to go to Chicago, at their expense, on April 28, 29, and 30, to view some concrete paving operations, and that he would like for Steve Smith to go. Commissioner Burthod moved that this request be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff also said that Mr. Peters had talked with him about a roadside ditch, saying that he would maintain it at 8 or 9¢ a foot per year. Commissioner Burthod said that this would be worth looking into.

RE: MEETING ON EXCISE TAX

Mr. Volpe said that the State Bureau of Motor Vehicles had a meeting scheduled for today in Jasper, on the problems of excise tax, and that two of his employees were attending the meeting.

RE: COMMENT ON AIR CONDITIONING

Commissioner Burthod said that everyone in the Building is suffering from the heat, since the weather has been unseasonably warm, and thought that the Commissioners should notify the Building Authority, of the problem that the air conditioning has been inadequate. Attorney Bowers said that the existing problem is in water cooling and water heat. He said that water is 160 degrees for heat, and 40 degrees for cooling, and when it is hot during the day and cool at night it is a problem. The Commissioners agreed to contact Dale Andrews.

RE: COUNTY HIGHWAY REPORT....MR. KARCH

Mr. Karch presented the Vanderburgh Highway Dept. work summary for work done in March of 1971. Report received and ordered filed.

Mr. Karch asked the Commissioners how he could get a car moved that was parked in a spot where they were working. Commissioner Buthod said that he thought if there was an obstruction, that the Sheriff would move it, that the Commissioners would check on this.

RE: RECREATIONAL USE OF COUNTY OWNED PROPERTY

Commissioner Buthod thought he should make mention for the benefit of the public and the news media, that there are scheduled, the bills authorizing the County Commissioners to make recreational use of surplus land at the County Home, which has now become law, and that tomorrow afternoon at 1:30 at the County Home, Mr. Biggerstaff, with the Commissioners will meet with Mr. Shrode and Mr. Hamilton to ascertain on a preliminary basis, whether they will be able to proceed with an agreement that can be submitted to public hearing.

RE: GUARD RAIL MOVED

Mrs. Lengsley said that someone has moved the guard rail at Green River Road and Boonville Highway. Commissioner Stofleth asked that this be checked into.

RE: POOR RELIEF

Becky Johns ...R.R.7, Box 233...Armstrong Township....Mr. William Hopler-Trustee Miss Johns has asked to have hospital bill paid, and was refused. She is 19 years of age. The boy with her, was 17 years of age. They have a baby, and are living with his father. Jack Hatfield's Father, it seems, doesn't want them to get married, as he is getting social security payments for the boy. The father is retired and gets a pension, he also draws social security, but apparently not enough to go around. The boy works in Elberfeld, and his take home pay is \$50.00 per week. He gives his father money each week. Miss Johns said that her hospital bill is \$305.00, and the one for her baby is around \$500.00. She also owes a doctor bill. She went to the Welfare Dept. and was told that she is not eligible for ADC. Mr. Hopler, the trustee, said that he knew these two had a problem, but thought they could work it out. The Commissioners agreed that maybe the hospital would go along with them, by letting him pay a few dollars each week on these bills. Commissioner Willner moved that this case be referred back to the trustee and with them trying to help themselves, the trustee would do what he could to help them. Commissioner Buthod seconded the motion. So ordered. The Commissioners asked Becky Johns and Jack Hatfield to keep in touch with them.

Charles Case, 4000 N. Fourth Ave....Asking for utility...Trustee is helping on food. Mr. Case has a shut off notice from the water Dept. He lives in Center Township. Mrs. Winiger is the investigator. Mr. Case is under the doctor's care and should have an operation. He has been in and out of the hospital for two years. They live in a house owned by Mrs. Case's mother, who told them that if they could make the mortgage payments, they could live there. They need utility bills paid but Mrs. Winiger said that the trustee could not pay them since they are in the name of the mother, and not in the name of Case. She suggested they have the water changed to their name, whereby they could be helped. Mr. Case has held several jobs, but could not continue to work because of his illness, he is to go to the Veterans Hospital on April 29, of this year. Commissioner Buthod said that the only way the trustee could pay utility bills would be to pay Mrs. Wilson rent for them, and she in turn could pay the bills. Mr. & Mrs. Case have two children so she can't go to work. Mr. Case said that he was told at Whirlpool, where he last worked, that when he was able to work again, he could come back. Mrs. Winiger said that she was told that he would not be re-employed at Whirlpool. The Commissioners agreed that Mrs. Winiger call the water Co. and ask them to hold off cutting their service for a week, and in the meantime would see what could be worked out.

Edward Bell...421 E. Gum St...Pigeon Township...Mr. Willis- Investigator. Mr. Bell has asked for food, rent, and medical help. He is getting medical help. Mr. Bell has been in the hospital, he has an ulcer, arthritis and sclerosis of the liver. He lacks 15 months of getting social security. He has applied for help for the disabled, from welfare. Mr. Olson, from the Trustee's office said that Mr. Harness would take Mr. Bell into the County Home but Mr. Bell said to forget it, that he had no intention of

going on. Commissioner Buthod told Mr. Bell that when we ask for assistance, it has to be done within the rules, also that he believed Mr. Bell had the wrong idea about the County Home, as it was a very nice place to live, and he could come and go as he pleased. Commissioner Stofleth said that the Commissioners have done what they could to help him, by offering the County Home as the place for him, but he refused to accept it. The Commissioners agreed that further investigation be made, as to eligibility of help, while his case for the disabled with the Welfare Dept. is pending, and to continue medical help.

Meeting recessed at 12:50 p.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Lockyear	S. Smith
James M. Buthod		Russell Lloyd	R. Lyles
Robert L. Willner			C. Cooper
			C. Leach
			G. Clabes

Secretary: M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

A special meeting of the County Commissioners was held on Friday, April 23, 1971, at 10:15 a.m. with President Stoffleth presiding.

President Stoffleth said that Commissioner Willner was unable to attend the meeting today, but that he was informed as to the purpose of this meeting.

RE: RESOLUTION ON TIME CHANGE

Mr. Russell Lloyd, the County Attorney said that everyone is concerned about the time situation, that he has been in contact with the office of Roger Zion concerning the federal position, and that of local unity, on the time situation. He said that this morning, Congressman Zion advised that the administrator of the department of transportation, of the uniform time act, has issued a position statement that the Federal Government will not interfere in any political sub-division with any of the States that wish to, by resolution or ordinance of any manner, establish time zones in conference with the uniform time act. Mr. Lloyd said that his suggestion would be, in best serving the community, for the Commissioners to adopt by resolution, a declaration to place Vanderburgh County on Central Daylight time, beginning at 2 a.m. on Sunday, April 25, and continuing for a period of six months.

Commissioner Euthod therefore moved that by resolution, the Board of County Commissioners of Vanderburgh County adopt Central Daylight Saving Time on the basis of a six month period beginning at 2 a.m. on April 25, and continue until October 24 at 2 a.m., at which time we would revert back to Central Standard Time. Commissioner Stoffleth seconded the motion. The vote being unanimous, the motion was carried.

Commissioner Stoffleth advised his secretary to write a letter to Mr. Rose of the School Board Corp. on the decision of the time change.

RE: XEROX MACHINE

In March of this year Mr. Fred Dewes, with the Xerox Corp. presented the Board of Commissioners with information on a Xerox duplicating machine for use by the County. Commissioner Stoffleth thought that the County Office holders should hear what the plan should be, therefore this special meeting was called.

Mr. Dewes explained to the office holders, the operation and uses of the machine, also the cost of copies to be duplicated. He said that the duplicating machine runs 60 copies a minute. The Commissioners decided to try this program for 60 days. Commissioner Euthod said the County could have some sort of revolving fund for the different office holders and set a price per 100 copies which the office holders would pay into a revolving fund with a pro-rated rebate at the end of the year. Mr. Volpe said that when office holders made copies they could mark it down, then send the Auditor a check for the amount, from his supply account for the remainder of this year, then set up a new account for the purpose, for next year. He thought it worth trying, to see if it could save the County money, also if any one needs copies right away, a supply can be duplicated in a matter of seconds.

Mr. Angermoler gave a resume of copies made for different office holders and said that he thought this xerox machine has done a great service for Vanderburgh County.

Commissioner Euthod thought someone would have to take custody of the machine in some office as there must be a control point. John Munger said that he wasn't familiar with what was being discussed as he had been away, and wondered if they were talking about one machine which would be used in common by offices that now use other kinds of machines.

Commissioner Euthod said "no" that the County now uses Commercial letter press printing which the machine would replace where possible, that the offices will keep and still use their copying machines, also explained that this Xerox machine is geared for duplication and the pricing schedule is geared for maintenance, a great number of copies of a single unit rather than a handful of copies of various masters.

Mr. said that some forms are quoted on the printing bids at 15 or 20¢ a piece can be duplicated on this machine for 2¢ through Xerography and perhaps even be able to modify the forms. Commissioner Buthod wondered if anyone has contacted the city to see if they would be interested in sharing the plan with the county.

Mr. Dewes said that at the present time the city has two duplicating machines of this class but quite a bit slower in number of copies per minute.

Commissioner Buthod said an arbitrary price could be set per 500 copies which would be enough to cover the paper, printing and supplies, and if necessary, the bookkeeping needed and at the end of the year to prorate back, as a little more would be charged to each account than actual cost, and at the end of the year keep back credit in that amount.

The Commissioners agreed that this machine would be advantageous if all County Offices participated in this plan.

Commissioner Stoffleth asked how it would affect the County legally with the contracts that have been let.

Mr. Volpe answered that the law says that if the County lets something out to a printer, they must use that particular printer.

Mr. Dewes said that after the 60 days period of trial, if need be, the Xerox Corp. would suggest an alternate machine or pricing plan.

Commissioner Buthod said he thought what is needed to be done now is check with the County Attorney as to the legality of doing this, and give a decision at next Monday's meeting.

The other Commissioners agreed.

Meeting recessed at 11:15 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stoffleth	Lewis F. Volpe	Russell Lloyd	John Manger
James M. Buthod		Thomas Lockyear	Chuck Leach
			Steve Smith
			R. Lyles
			A. Jackson
			H. Marynell

County Office Holders .
Mr. Fred Dewes of Xerox Corp.

Secretary: M. Meeks

A. J. Stoffleth

James M. Buthod

Robert S. Willman

BOARD OF COUNTY COMMISSIONERS

The regular meeting of the County Commissioners was held on Monday, April 26, 1971, with President Stoffleth presiding.

Minutes of last Monday's meeting were approved as presented and the reading of them dispensed with.

RE: AWARDING OF BIDS

The County Attorney explained that there were two bids opened last week on the repairs needed to be done on Burdette Park's pool and facilities. One bid was from Deig Bros. in the amount of \$61,903.12, the other bid was from Connie Garnett Contracting Inc. in the amount of \$79,872.72. Both bids were in order. Commissioner Butthod said that after an analysis of these bids, found that money is not available to accept either bid in it's entirety, so they have been checked item by item, and it was decided to dispense with the painting of the swimming pool, which on the bid forms were listed as 1-D-2. Mr. Biggorstaff also went over these items with Mrs. Devoy. It was the recommendation of the Burdette Park Board to award bids by priority. After checking the figures, the following bids were awarded to Deig Bros. Section A items - 2A, 2B, 4, 5, 6A, 6B, 7A, 7B, 7C, which pertains to the painting and/or repairing of the diving pool and related structures. Section B, which is the repairing of Cabin #8, restroom and utility building, the total amount on bids awarded to Deig Bros. being \$27,912.78, rejecting all other items and sections.

The following bids were awarded to Connie Garnett Contracting Inc. on item 1-D-1, which is for the painting of the diving pool, 3A, painting and/or repairing of the bathhouse, 3B, Concession buildings, all of section A in the total amount of \$6,435.14, for the bids awarded to Connie Garnett Contracting Co. with all other items being rejected.

Commissioner Butthod stated as a matter for record, that Construction Bonds may be reduced, not to exceed amount of bids. Commissioner Butthod moved that these bids be awarded. Commissioner Willner seconded the motion. So ordered.

RE: EMERGENCY APPROPRIATION

Mr. Volpe said that one thing that was discussed at the meeting of the County Council, was that of an emergency, that was never declared, in the amount of \$15,886.25 to Deig Bros. for work done at Burdette Park. Commissioner Butthod moved that an emergency be declared with respect to this claim, Nunc pro Tunc as of the time this work was done, that there was an emergency, and the minutes failed to reflect it, also that this motion be ascinded by the other Commissioners. Commissioner Stoffleth seconded the motion. Commissioner Butthod then moved this claim be allowed. This motion was also seconded by Commissioner Stoffleth. The vote being two in the affirmative with Commissioner Willner abstaining, the reason being, that he was not a member of the Board of Commissioners last year.

RE: OPENING OF BID...EROSION CONTROL

There was only one bid received on the Erosion Control on creek bank, East of Bridge # 177 on Kossusel Road, from Deig Bros. Construction Co., in the amount of \$8,265.00. Commissioner Butthod moved this be taken under advisement for one week. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS TO BE APPROVED

Specifications were presented to the Commissioners for the furnishings at the Southwestern Indiana Mental Health Center, by Mr. Spear. These furnishings were previously advertised for but some were not acceptable due to improper bonds and no bids received on some items, so it was thought best to re-advertise for bids. Mr. Spear said that the new specifications have been written to the satisfaction of the Board of Directors of the Southwest Indiana Mental Health Center, and thought that these new specs would bring in bids on all items. He asked for permission to re-advertise. Commissioner Butthod moved specifications be approved and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: TRANSFER OF FUNDS

A transfer of funds was presented to the Commissioners for transferring \$370,022.16 from 191-45 into 197-1 which is the County's share per application with the state, a matter of combining accounts. Commissioner Buthod moved this transfer of funds be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Mr. Diggerstaff presented a claim for balance due to the state, on the Oak Hill Road Bridge, in the amount of \$28,371.03. Commissioner Buthod moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Clyde Williams for aerial maps on Eichoff Road Project in the amount of \$2,948.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion.

RE: GARNISHMENT ORDER

A notice for garnishee of wages of Clifford Money, who works at the County Garage, was received by the Commissioners, in the amount of \$541.26. Commissioner Buthod moved this order be referred to the County Auditor so deductions could be made, stating that under the present Federal statute it is not possible to terminate a mans employment in such case. Mr. Money said that he has been paying on this loan, and had his receipts. He was advised to see the Auditor, as this garnishee must be honored. County Attorney Lockyear called Credithrift later in the meeting and was informed that this notice of garnishment was sent in error, so no other action was taken.

RE: MONTHLY REPORT...COUNTY HOME

The monthly report from the County Home was presented for approval. Commissioner Buthod moved that the report be approved. Commissioner Willner seconded the motion. So ordered.

RE: FISHING AT BOEHNE LAKE

Commissioner Stofloeth said that he has been receiving numerous calls about fishing in Boehne Lake. He received a letter that contained derogatory remarks for no reason, and in checking on it, found that this person did not receive a written pass, permitting him to fish there, that he has been permitting fishing there on a day to day basis, that fishing there necessitates the permission of the Commissioners, and should have stringent rules, if permitted. Commissioner Buthod said the thing that concerns him is when children are fishing without supervision, as Mr. Lawson, the custodian at Boehne, can't supervise all the time, and suggested that Mr. Lawson be given the power to issue limited amount of passes for particular hours of the day and post a sign that no fishing be allowed without a permit from custodian. He suggested a person be at least 15 years old, without an adult, to fish during the daylight hours, no boats, no alcoholic beverages, and that the permits be obtained from the custodian between the hours of 8 a.m. and 4 p.m. only. Commissioner so moved, subject to these limitations, and that Mr. Lawson be given the discretion as to the number of people to fish at any given time, on any particular day and be non-discriminatory in every way. Commissioner Buthod seconded the motion. So ordered.

RE: CHANGE OF POLLING PLACES

An important notice was presented to the Commissioners in that two voting places for the Primary Election of May 4, 1971, were changed. One was in Ward 4, Pct. 3, which has been changed to Fay Hastie, whose address is 778 Judson St. The other change is in Ward 4, Pct 9, which has been changed to Robert Thomas of 320 S. Evans Avenue. It was noted that voting places can be changed up until two days before election. Commissioner Buthod moved that the changes be advertised. Commissioner Willner seconded the motion. So ordered.

RE: LETTER TO MR. DRESSBACK

A letter was received by the Commissioners addressed to Mr. Dressback from the Co-operative Council of Women's Professional Organizations. Ruth Haas, the secretary, stated that on behalf of the organizations she wanted to thank Mr. Dressback for his kindness in their dealings with him and his staff at the County Home. The letter was appreciated. Received and filed.

RE: XEROX MACHINE

Commissioner Stoffleth summarized that a special meeting had been held on Friday, April 23, for the purpose of discussion on the use of a duplicating machine by the County. It was conceded that it was much needed by various offices, and it was discussed as to how this would be pre-rated. Mr. Volpe said that the County could save more than 50% on some items if this machine were employed by the County.

Commissioner Stoffleth, stating that we have awarded a contract on printing, wondered if we could take this printing to be done on the Xerox machine. The County Attorney said he would have to check on this. Commissioner Burthod said the statute would also have to be checked. Mr. John Christmas was present at the meeting, representing the Xerox Co. to answer any questions on the installation of this machine, as Mr. Fred Dawas was out of town. The County Attorney said that he would check the statute and relate results back to the Commissioners at next week's meeting.

RE: EMPLOYMENT CHANGES ... RELEASESVOTERS REGISTRATION OFFICE

Name	Address	Position	Salary	Eff.
Mary Stewart	1719 Monroe	Checker	\$12.00 per day	Eff: 4-19-71
Cornelia Gastenveld	1113 W. Del.	"	"	"
Aileen Holzwarth	925 W. Columbia	Typist	"	"
Elizabeth Omer	1052 Madison	"	"	"
Florence Bramble	533 Lodge	"	"	"
Faye Weightman	2301 Hicks Dr.	"	"	"
Wandalee Cain	2601 Melrose	"	"	"
Esther Goodrum	5406 Kratzville	"	"	"
Agnes Stinnott	1155 Vann	Checker	"	"
Jane Cameron	957 S. Spring	Typist	"	"
Louise Moore	1410 E. Maryland	Clerk	"	"
Fannie Peaugh	921 W. Iowa	"	"	"
Helen Spencer	1600 Schurte Rd	Typist	"	"
Mabel Evans	1013 Grove St.	"	"	"
Mary V. Ohl	2108 N. Haidelbach	"	"	"
Colleen Hilgeman	2805 Hartmetz	"	"	"
Edna Henry	3904 Clement Ave	"	"	"
Norma J. Dickens	1719 S. Kerth	Clerk	"	"
Juanita Roth	4804 Taylor	Typist	"	"
Elsie Sebastian	624 Taylor Ave	"	"	"

RE: DEEDS FOR EASEMENTS ... RIGHT OF WAY

There were a number of easements for re-construction, maintenance and widening of St. Joe Avenue to be approved for right-of-way grants, that were signed by the husbands, but not by the wives, so when Mr. Con delivered checks for these easements, he got the signatures of the wives. The easements were granted by Walter & Geneva Young, Charles & Marie Raymond, Jasper & Anna Hayes, Samuel & Martha Krown, Gregory & Margaret Montgomery, and Nathan Hatfield.

Commissioner Burthod moved these rights-of-way be approved, with the approval of the County Attorney, with the exception of Nathan Hatfield, since he has signed his signature only, and no notation of his marital status. Commissioner Willner seconded the motion. So ordered.

RE: ADMISSION TO HILLCREST

Two letters were received from the Health Dept., one stating that a Mrs. Dorothy Parks was admitted to Hillcrest Sanatorium in Vincennes, Indiana, on April 18, 1971 for isolation and treatment since she has Pulmonary tuberculosis and is in need of financial assistance for her hospital bill. Commissioner Burthod moved this admission be approved. Commissioner Willner seconded the motion. So ordered.

The other letter stated that Mary Ann Cole was also admitted to the Hillcrest Sanatorium on April 9, 1971, for isolation and treatment because of Pulmonary Tuberculosis, that although she has some insurance which will be applied to her hospital bill, the amount is not sufficient to cover her hospitalization and is in need of financial assistance for her hospital bill. Commissioner Burthod moved this admission be approved. Commissioner Willner seconded the motion. So ordered.

RE: PUBLIC HEARING...TO BE ADVERTISED

Commissioner Stofleth asked for a motion for the Auditor to be authorized to advertise, not later than Thursday of this week, for a public hearing with reference to a golf course, that at the Commissioners regular session of May 10, 1971, there will be a public hearing for the purpose of ascertaining the best public use of the property at the poor farm. Commissioner Buthod moved that the County Attorney be directed to prepare a notice in accordance with the statute, a public hearing to determine the best use of the County Home property, to be held at the regular meeting of the County Commissioners, at which time all persons can be heard, he said it will be necessary for the Commissioners to declare the property as surplus, and will have to decide how much of the property will be considered as surplus.

Commissioner Willner wondered if it wouldn't be a good idea to have an evening meeting when more could attend.

Commissioner Buthod said that it might be wise except for the fact that the statute reads this hearing must be at a regular session, but while we must hold a mandatory hearing at a regular session, there could be an additional meeting held if the Commissioners desired to do so.

Commissioner Stofleth had his secretary to check as to if the Council chambers will be available, as he thought the Commissioners regular meeting could be held there, then if an additional meeting was necessary, the regular session could be continued in the evening. Commissioner Willner seconded the motion. So ordered.

During the meeting, the County Attorney prepared a notice to be placed in the newspaper on this public hearing, and Commissioner Buthod moved that all of the property contiguous to the County Home, which is owned by the County, be declared surplus, except the S 1/2 of the NW quarter of the NE quarter of section 5, Twp. 6 south, Range 10 West, consisting of 20 acres more or less. Commissioner Willner seconded the motion. So ordered.

RE: CUT IN...MR. BIGGERSTAFF

Mr. Biggerstaff had an application for a cut-in from Indiana Bell Telephone Co. to cut a trench across pavement to place underground telephone conduit to allow street widening at Oak Hill Road and Lynch Road. Commissioner Buthod moved that this cut in be approved. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS TO BE APPROVED

Mr. Biggerstaff said that there was an accident over the week-end where someone had struck the bridge on Marx Road and damaged it. Commissioner Buthod moved Mr. Biggerstaff prepare the specifications for the repair of this bridge, which he did, and asked for the lump sum price to repair the structure, he also, he has the Sheriff's report on the auto and owner of the car that struck the bridge and thought the County due some compensation from the Insurance Co. Commissioner Buthod moved that the specifications be approved and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Commissioner Stofleth offered condolences for the loss of Mr. Roehm's father. Mr. Roehm said that he needed to be excused for his father's funeral. He said that he had inspected 18 locations of trailer courts and only 2 of these complied with the State Board of Health, the problem now is, he said, what to do about it, also that there has been a delay on the doors at the Coliseum. Commissioner Buthod suggested that Mr. Roehm get together with the State Board of Health and others concerned in order to decide what is to be done on these improper hookups between the terminal point of the sewer, water lines and the trailer pad, at the site of the trailer courts. Commissioner Stofleth suggested that Mr. Roehm take Mr. Baird, the plumbing inspector along for supervision when anything is done.

RE: DANGEROUS CONDITION EXISTS

Commissioner Buthod said that when he, Mr. Biggerstaff and Mr. Willner went to inspect the County Home property, they stopped by the St. George Bridge, it was pointed out that a dangerous condition existed in that the guard rails aren't up yet, he recommended that reflectors be put up.

RE: MR. KARCH

Mr. Karch said that they have been repainting the bars on the road at the Daylight crossing, also removed a sign and erected a Railroad sign in its proper place as required by State law.

RE: SUSPENSION OF COUNTY ROAD SUPERVISOR

Commissioner Willner made a motion that the Commissioners temporarily suspend Mr. Althaus, the County Road Supervisor at this time.

Commissioner Buthod seconded the motion.

Attorney Marion Rice said that he and Attorney Ole Olsen were representing Mr. Althaus, and said there are no reasons given as to why Mr. Althaus is being suspended, and thought this a most peculiar day that this type of action be taken since this is law day, a day that every lawyer and every judge undertakes to reaffirm his faith in our way of government.

Commissioner Buthod said that this was immaterial.

Commissioner Stoffleth said that he thought Mr. Rice should be heard.

Commissioner Buthod said that Mr. Rice has permission to speak before the Commission, but does not have permission to embark on argument of matter that is not in direct relationship.

Mr. Rice said he would come to the point, that there have been innuendoes made publicly and privately about Mr. Althaus, and that there has never been any complaints about his discharge of his official duties. He thought that before Mr. Althaus was dismissed he should know the reason for dismissal.

Commissioner Buthod said that he had already made that statement, that he no longer has confidence enough and he was sure Mr. Althaus doesn't have confidence enough in him, for a satisfactory working relationship to exist between the two of them which is the basis for his seconding the motion, that his action has nothing to do with innuendoes, his action has to do with his dissatisfaction with the performance of official duties, particularly in view of budget control and personnel control at the garage, that those are matters which he is formally charged by statute, with responsibility. He feels that he cannot accept responsibility for Mr. Althaus's conduct of official duties, nor is he satisfied with the way Mr. Althaus has carried out his duties in the past, that he does not feel that he can carry out his official duties with Mr. Althaus in a manner he wishes them to be carried out. He thought Mr. Rice was embarking on the wrong sort of assumption as to the reason for his own particular position.

Mr. Rice said that he was not individually charging Commissioner Buthod, that he was speaking generally to the Commission, as he thought this a matter of public interest, and said "but if the shoe fits, wear it). He also said "if you believe in law as it should be, to punish the man why you are doing it).

Commissioner Willner based his motion on his duties as public officer.

Commissioner Stoffleth asked Commissioner Willner if he was discussing this to Mr. Althaus.

Commissioner Willner said "certainly not", that his duties are to the County Garage and to the people that elected him to do the job.

Attorney Olsen said that it had come to his attention, that he didn't know if it was true, or not, that there has been an audit of the County Garage and that everything was in order, that if this is true, then it should be stated for the record.

Commissioner Stoffleth said he didn't know where he had heard it, but that he had heard that there were irregularities at the County Garage, which he is checking into and if this is true, he would say that the garage should be closed until after the hearing, also that if someone is directing something at Mr. Althaus, it is someone else, not him. He said that he is basing his decision on the fact that he cannot prejudge a person so he is voting "No", not to release Mr. Althaus until such time that he knows about the case.

The vote being two for suspending Mr. Althaus without pay, until further action of the Commissioners, with Commissioner Stoffleth voting against suspending him. Motion carried.

RE: MR. HARNES

Mr. Harnes presented an application for the admittance of Maggie Beshear to the County Home. Commissioner Buthod moved that this application be approved. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION

The re-zoning petition was to be taken up again today, of Mr. Waldemar Kissell, but he failed to appear so it was agreed by the Commissioners to take this petition under advisement for another week.

RE: MR. KOCH

Mr. Koch said that there has been a lot of Commercial dumping in the new waste bins, that have been distributed by the County, and that the National Disposal Co. had to use extra trailers to clean it up. He also said that the water line pipes are lying at an angle on St. Joe Road and are dangerous, as cars could hit them, and that someone should be advised to keep them away from the edge of the road. Commissioner asked Attorney Lockyear to see that the person responsible was informed of this hazard. It was thought that the Water Co. is probably responsible.

RE: POOR RELIEF

Gerald Case...400 N. Fourth Ave....Center Township.

Mr. and Mrs. Case were before the Commissioners last week, but continued until this week hoping that something could be worked out. The mother of Mrs. Case owns the house that they live in, so utilities are in her name, they have received a shut-off notice from the Water Dept. Mrs. Winiger, the investigator, said that she cannot help them unless the utility is changed to their name, and thought they would come to her office so something could be worked out, but they didn't go out there.

Commissioner Stofleth recommended that this case be referred back to the trustee for one more week, and asked them to go back to the trustee and work with Mrs. Winiger, then next week, to come back before the Commissioners. Mrs. Case said that she could but that Mr. Case was to be admitted to the Veterans' Hospital on April 29th. It was suggested last week that maybe the trustee could furnish rent to pay their mother, and she could, in turn, pay the utility bill.

The Commissioners agreed to take this case up again at next Monday's meeting.

Meeting adjourned at 11:15 a.m. until May 3rd., if there is no special meeting.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

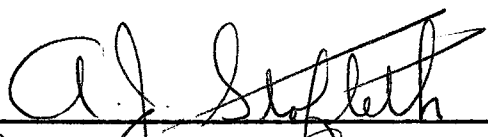
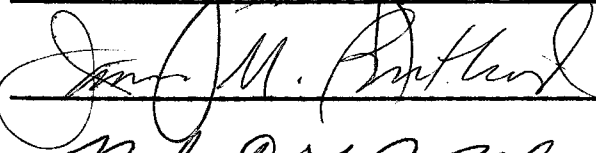

COUNTY ATTORNEY

Russell Lloyd
Thomas Lockyear

REPORTERS

A. Jackson
B. Flynn
G. Clabes
S. Smith
C. Leach
R. Lyles
C. Cooper
H. Marynell

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MAY 3, 1971

The regular meeting of the County Commissioners was held on Monday, May 3, 1971, at 9:35 a.m. with President Stofleth presiding.

The meeting was opened by Sheriff's Deputy James Fravel.

The minutes of the last two meetings were approved as engrossed by the Auditor, and the reading of them dispensed with.

RE: XEROX MACHINE VERSUS COUNTY PRINTING CONTRACT

Commissioner Stofleth noted that at the last meeting, the problem of a legal matter was discussed, in that whether this machine could be leased without conflict, with previous contracts let, to the Printing Corporations. County Attorney Lockyear said he could see no reason why the County could not lease this duplicating machine for duplicating their own material, that the only thing the County agrees to, when awarding a contract, is to agree to let that particular Company do their printing for them, and since the County will be doing it themselves, and not going to an outside party, this would not be in violation of the Contract.

Commissioner Buthod wondered if money needed to be transferred to a different account.

Mr. Volpe said he didn't think it necessary, as it could come from the Office Supply Account. He said that each office holder would pay a certain amount through the Central Committee out of his Office Supply Account. Commissioner Stofleth said that since this Xerox Duplicating Machine has been leased for 60 days, and there would be time, he would suggest taking this under advisement for another week, as some way has to be set up of a coordinated participation and some way of handling the funds.

Commissioner Willner thought they should also get prices on a comparable machine before the Contract is let.

Commissioner Buthod said he was willing to do this but didn't think there was a machine comparable with the Xerox machine.

Commissioner Stofleth appointed Commissioner Willner a Committee of one to check on this.

Commissioner Stofleth recommended this be postponed for one week. This recommendation was approved by other Commissioners.

RE: OPENING OF BIDS...STATION WAGON FOR BURDETTE PARK

The County Attorney opened the bids received for the Station Wagon for Burdette Park. One bid from Key Motors Ford was for a 1971 Ford Ranch Wagon in the amount of \$3,781.80, a Fleet Discount of \$784.23, the Net Price being \$2,997.57. Key Motors Ford also submitted another bid for a 1971 Ford Torino Wagon in the amount of \$3,455.20, a Fleet Discount of \$591.92, the Net Price being \$2,863.28. A third bid was received from Vandever Inc. for a 1971 Dodge Coronet 2 seat Station Wagon for \$3,016.64 Tax excluded. Commissioner Buthod moved these bids be taken under advisement for one week in order to check the specifications. Commissioner Willner seconded the motion. So ordered.

The Bid was opened on the truck for the Health Dept. to be used as a Dog Catchers Truck. There was only one bid, and this was from Key Motors Ford for a 1971 Ford F100 in the amount of \$4,190.50 with a Fleet Discount of \$799.29, the net price being \$3,391.21. Commissioner Buthod moved this bid be taken under advisement for one week. Commissioner Willner seconded the motion. So ordered.

RE: BID REJECTED

The bid was opened last week on the Erosion Control on Korressel Road, there was only bid and this was from Daig Bros. Construction Co. Inc., in the amount of \$8,365.00. This bid had been deferred for one week. The amount of this bid was considerably more than was anticipated. Mr. Biggerstaff said that he thought it a good idea to re-advertise and would add an alternate bid clause in the specifications.

Commissioner Buthod moved that the Contract submitted be rejected, as being over the estimate, and that the Auditor re-advertise on alternate specifications as prepared by the Engineer. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM THE HEALTH DEPARTMENT

A letter was received from the Department of Health stating that James T. Cook, of 508 E. Virginia Street became known to T.B. Clinic in Sept. of 1970, at which time he was AWOL from the Madisonville, Kentucky, Sanitorium. He was returned there at the expense of the Indiana State Board of Health, and re-admitted for the fourth time for treatment. In mid November he again left against medical advice, and returned to Evansville, which he considers his home. Mr. Cook has drug resistive T.B., as well as a history of uncooperative behavior. Efforts to treat him on an outpatient basis at the Clinic has been to no avail.

Dr. Stewart feels that surgery is now the treatment of choice and was referred to Dr. Ralph Carlson, and is scheduled for lung surgery on April 30th, 1971 at Deaconess Hospital. He is totally indigent and in need of help for his Hospitalization and medical care, and there should also be a bill submitted from the Anesthesiologist. Commissioner Buthod moved that the procedure outlined in the letter be approved by the Commissioners. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENT MADEVANDERBURGH COUNTY HOME

Veva R. Green	700 Senate Ave.	Cook	\$275.00 Mo.	Eff: 5-3-71
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RE: EMPLOYMENT CHANGES...RELEASESVANDERBURGH COUNTY HOME

Jeanette Hearin	5617 Stringtown	Aid	\$315.00 Mo.	Eff: 4-21-71
Geneva Sweeney	1716 N. 5th Ave	Cook	\$315.00 Mo.	Eff: 5-1-71

VANDERBURGH COUNTY HIGHWAY

Bill Badger	415 W. Campground Operator	\$ 3.10 Hr.	Eff: 4-23-71
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RE: LETTER ON ABANDONMENT...STATE HIGHWAY DEPT.

A letter was received from the Engineer's of the State Highway Dept., addressed to Mr. Volpe, stating that there was attached, a sketch of Indiana State Highway, Right-of-Way, of old State Road 66, and desires to abandon to Vanderburgh County, located S.W. of St. Joe Avenue and the new U.S. 460 intersection, also that after talking to Mr. Biggerstaff, it was their understanding that Vanderburgh County would accept this abandoned portion and will vacate it to the adjacent property owners of present record. The Right-of-Way was originally obtained from Fred W. Fisher and John P. Otto, as shown by the said property as Right-of-Way Grant, and if Vanderburgh County will accept this, they would like a statement to that effect, be sent to the district office.

Commissioner Buthod said that he didn't think the Commissioners had to accept this first, then go through the abandonment themselves, he thought this improper procedure, and thought if the Commissioners decline to accept it, they can abandon it.

Mr. Biggerstaff said that they told him that they can't abandon to anyone except the County.

Commissioner Buthod said that what he was cautious about was that it would take the Commissioners several weeks to go through an abandonment procedure and if they have to go through it during the intervening time that the Commissioners accept it back from the State and complete the abandonment, they would have liabilities for any accident that might occur and if the State can abandon it directly to the property owners, he would much prefer to do it that way. Commissioner Buthod moved this matter be referred to the County Attorney to determine what the proper procedure is. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was received from John Wams Inc. in the amount of \$300.31, for work done on St. George Road Bridge in ditch work to drain a bean field.

Mr. Biggerstaff said that the State Board of Accounts would like a change order for this amount, so he would bring it next week. Commissioner Buthod moved that this claim be deferred until next week pending preparation and approval of change order. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was received from the Secretary of State in the amount of \$5.00, for the Notary Fee of the County Surveyor's Secretary. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: NEED OF FEDERAL FUNDS...TIPPECANOE COUNTY

Mr. Biggerstaff said that Mr. Gingrich, the County Engineer from Tippecanoe County was present and wanted to go on record as to if Vanderburgh County doesn't use their Federal Allotment this year, that Tippecanoe County is in dire need of it.

Mr. Gingrich said that he was a Commissioner in Tippecanoe County for sixteen years, and is now with the Highway Department there. He stated that they have a Wabash River Bridge project now and they needed three-fourths of a million dollars for this project, of which they have received over one-half million dollars from other Counties, and that they still need a quarter of a million of Federal aid wavers to meet their part of the cost. The total amount of project being a Million and a half. Mr. Gingrich said that he was out beating the bushes, to get the Counties that aren't going to use all their Federal aid money to wave it to Tippecanoe County as it is needed very badly on this project and would certainly be grateful. Commissioner Buthod thanked Mr. Gingrich for coming, but said he anticipated that Vanderburgh County would be using their allotment of Federal aid money. Commissioner Stofleth assured Mr. Gingrich that if Vanderburgh County doesn't use the funds allocated, would give him favorable consideration. Mr. Gingrich thanked the Commissioners for their time.

RE: COMMENT...COMMISSIONER BUTHOD

Commissioner Buthod said that as he was backing out of his driveway this morning, he heard a tremendous crash, and looking around he saw that there was a bad accident at Lodge & Bellemeade Avenue's, that a young man had been thrown against the curbing, and he would like to say that in thirty seconds after the crash, there was a Police car on the scene and under five minutes the Fire Department Emergency was there and in less than ten minutes this man was on the way to the hospital. He thought this to be a superb performance by both the Police Department and the Fire Department, and would like to pass this information on, as he was extremely impressed.

RE: REQUEST FOR ROAD MAINTENANCE

A letter was received from the Building Development Inc. stating that all construction was completed on Pine Hurst Drive, Caranza, and Bob Court Drive, from Old State Road to Pinehurst Drive. It is their wish that the Commissioners accept these roads for maintenance, at this time. Commissioner Buthod moved that this be referred to the County Engineering Department for checking and for recommendation. Commissioner Willner seconded the motion. So ordered.

RE: EXTRA WORK AGREEMENT...MR. BIGGERSTAFF

Mr. Biggerstaff had an extra work agreement on Oak Hill & Lynch Roads for trimming the branches from Pine trees that lay over the County's Right-of-Way. Sterneman's Nursery did the work in the amount of \$141.94. Commissioner Buthod moved this be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff had a second extra work agreement for St. George Road for Contract # E-81-46, for winter maintenance of St. George Road in the amount of \$2,431.65, for keeping rock on the road all winter so the road could remain open. Commissioner Buthod moved this be approved. So ordered.

RE: DAMAGE TO GUARD RAIL

Mr. Biggerstaff said that there are two guard rails on Lynch & Oak Hill Roads. They had wanted to remove the guard rail and put it on the back side of the curb, as people might tend to go through it, however last week, a girl ran into it and now is beyond repair. Mr. Biggerstaff said that he has the Sheriff's report on the accident. Mr. Karch was going to re-locate this guard rail, but Mr. Biggerstaff told him to hold up on this until the Insurance adjustor looked at it. Commissioner Buthod moved that this matter be referred to the County legal department, and the County Insurance carrier for them to contact the Insurance carrier of the person who ran into the guard rail. Commissioner Willner seconded the motion. So ordered.

RE: NOTICE TO BIDDERS...CHANNEL REPAIR

Mr. Biggerstaff had the "Notice to Bidders" for Channel repair of North Bank of Pigeon Creek on Stringtown Road, and has the permission of the Country Club for the Contractors to use their property to drive down in under the Bridge and work from there. He said that all debris will be removed from the site and that the surplus material would be placed at the Northwest corner of the structure to fill a hole there. The bids on this will be opened on May 17, 1971.

Mr. Jesse Dunville said that he owns property on the Southeast corner of Stringtown Road, and that the County is welcome to use anything they need while working on the repair of this creek bank. Commissioner Stofleth said that the Commissioners appreciated his offer.

Commissioner Buthod said that he made a field trip on this, at his own expense, on Saturday afternoon.

RE: MR. KARCH

Mr. Karch said that the small trees on Lynch Road need to be removed for safety reasons, and for the guard rails to be reset. He said that he had obtained consent of the property owners to remove these trees. Commissioner Buthod said he would like a note from the property owner, giving their permission, for the files, to show in writing, that the County has their permission.

Mr. Karch said that concerning the log jam that is developing on Hogue Road, under the bridge, is being removed this morning, by the County. He has contacted the Penn Central Railroad Midwest Division manager, as the bridge was badly burnt and was told that their Bridge Supervisor would contact the Commissioners and that they have ordered material for repair which is to start around July 1st.

Commissioner Stofleth asked about the flasher light on Green River Road. Mr. Biggerstaff said he would check on it.

Mr. Karch said they put up the Railroad sign 700 feet back from the crossing, as required by law, and have repainted the warning signs on the pavement.

A reporter, Gene Clabes, asked the Commissioners if they had received a letter from Bob Orr on the Government Study Commission.

Commissioner Stofleth said that he thought members of this Commission must be appointed by May 15.

Commissioner Buthod said they would almost have to do this at their Commissioners meeting next Monday morning.

RE: AWARDING OF BID

The bid on the Dog Catchers truck had previously been taken under advisement during this meeting, for one week, but since this was the only bid, and having been checked, Commissioner Buthod moved the bid be accepted and awarded it to Key Ford Motors for the net price of \$3,391.21. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 10:20 a.m.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Russell Lloyd
Thomas Lockyear

REPORTERS

R. Lyles C. Coe
G. Clabes C. Lea
A. Jackson S. Smith

Secretary: M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
MAY 10, 1971

The regular meeting of the County Commissioners was held at 9:35 a.m. on Monday, May 10, 1971, with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor, and the reading of them dispensed with.

RE: EMPLOYMENT CHANGES...APPOINTMENTS MADE

VANDERBURGH COUNTY HIGHWAY DEPT.

Urban Kahre	11113 Darmstadt Rd.	Mower	3.10 Hr.	Eff: 5-5-71
Carl Feldhaus	613 N. Bell Ave.	Mo-Trim	3.10 Hr.	5-3-71

VOTERS REGISTRATION OFFICE (Saturday and Election Day Only)

Elizabeth Oger	1052 Madison Ave.	Clerk	12.00 Day
Agnes Stinnett	1155 Vann Ave.	"	" "
Lucille Mungrave	4304 Pennington	"	" "
Wandalee Cain	2901 Melrose Rd.	"	" "
Sharon Richard	1371 Pollack Ave.	"	" "
Fannie Peaugh	915 W. Iowa St.	"	" "
Mary L. Brady	1309 E. Indiana St.	"	" "
Mary V. Ohl	2108 N. Heidelberg	"	" "
Helen Spencer	3904 Clement	"	" "
Edna Henry	1600 Schutte Rd.	"	" "

VANDERBURGH COUNTY HOME

Lois V. Sanders	314 Jefferson Ave.	Aid	315.00 Mo.	5-10-71
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RE: EMPLOYMENT CHANGES.... RELEASES

VANDERBURGH COUNTY HIGHWAY

Urban Kahre	11113 Darmstadt Rd.	Truck Driver	2.80 Hr	5-5-71
Carl Feldhaus	613 N. Bell Ave.	Truck Driver	2.80 Hr	5-3-71

VOTERS REGISTRATION OFFICE

Eleanor Grimmeissen	1500 Akin Drive	Clerk	12.00 Day
Joyce Abshire	918 N. Helfrich Ave	Clerk	12.00 Day
Virginia Robinson	909 Meyer Ave.	"	" "
Charles Allender	3007 Division St.	"	" "
Vera Kingsbury	2120 E. Gum St.	"	" "
Jeanette Phillips	R.R. 7	"	" "
Delbert Staples	1510 E. Morgan Ave	"	" "
June Sawyer	5404 Cunningham Dr	"	" "
Betty Teague	501 E. Delaware St.	"	" "

VANDERBURGH COUNTY HOME

James M. Griggs	700 Senate Ave.	Aid	280.00 Mo	5-1-71
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PIGEON TOWNSHIP ASSESSOR

Goldie Wilm	708 E. Louisiana	Ex. Deputy	12.00 Day	5-1-71
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RE: AWARDING OF BID ...STATION WAGON FOR BURDETTE PARK

The bids on the Station Wagon for Burdette Park were opened last week and have been under advisement. There were three bids, one from Vandever Inc. in the amount of \$3,016.64, and two from Key Motors Ford, one in the amount of \$2997.57 for a Ford Custom Station Wagon, the other in the amount of 2863.28 for a torino Station Wagon. Commissioner Buthod moved, upon the recommendation of Mrs. Devoy, that the bid be accepted on the larger Ford Station Wagon from Key Motors Ford in the amount of \$2,997.57, which is net price after fleet discount. Commissioner Willner seconded the motion. The vote being unanimous, the motion was carried.

RE: OPENING OF BIDS...PAINTING MARX ROAD BRIDGE

The County Attorney opened the bids for the painting of the Marx Road Bridge. There were three bids. One was from Daig Bros. Lumber & Construction Co. Inc. in the amount of \$10,137.00, and one from Southwest Engineering Inc. in the amount of \$5,450.00, which is based on the use of present steel and the existing

truss with the members to be straightened by the use of jacks or other means. If new additional steel is needed, a unit price of 90¢ a pound is added to the bid price. The third bid was from Connie Garnett Contracting Inc. in the amount of \$2,850.00 for painting only. Commissioner Buthod moved that the bids be referred to the County Engineer for the specifications to be checked, and taken under advisement for the period of one week. Commissioner Willner seconded the motion. So ordered.

RE: LETTER OF RESIGNATION...RUSSELL LLOYD AS COUNTY ATTORNEY

A letter was received by the County Commissioners asking that they please accept the resignation of Russell Lloyd as County Attorney. He preferred that the resignation be effective immediately but would serve until such time as his successor is appointed. Mr. Lloyd's resignation is required as his nomination as republican candidate for Mayor of the City of Evansville, the demands of the forthcoming campaign, his law practice and his family will prevent his devoting the time required, as County Attorney. He said that he had enjoyed immensely in serving in government with the Commissioners, the other County Attorney's, and with the Commissioner's Secretary, Carolyn Sauer. Commissioner Stofleth said the Commissioners have been very appreciative of the cooperation that Mr. Lloyd has given, that he was always available when needed, also that he felt very privileged to have had Mr. Russell Lloyd as one of the County Attorney's.

Commissioner Buthod said he concurred with what Commissioner Stofleth said, and that he has been extremely pleased to have worked with Mr. Lloyd as a brother Attorney over many years time and understands that he needs to resign his post; therefore Commissioner Buthod reluctantly moved that the resignation be accepted. Commissioner Stofleth seconded the motion.

Commissioner Buthod then moved that Thomas M. Swain be appointed County Attorney to succeed Mr. Lloyd. Commissioner Stofleth seconded the motion. So ordered.

It was decided that Mr. Swain take over his new position as County Attorney on May 15, and Mr. Lloyd will serve until that time, as that is the end of a pay period. Commissioner Buthod asked Mr. Swain to step forward, and said that he has also worked with Mr. Swain and have complete confidence in him, and said that he was happy to have Mr. Swain aboard.

RE: GOLF COURSE...COUNTY HOME PROPERTY

Commissioner Buthod read a provision of amendment from the Statute, creating the general powers of the County Commissioners. He read that the Commissioners, in their respective counties, shall have the power at their meetings to make orders respecting the property of the County in conformity to law, to sell the public grounds of the County upon which the public buildings are situated and to purchase in lieu thereof in the name of the County, other ground in the County Seat on which such buildings shall be erected, to lease real estate belonging to the County and not being used for the benefit of the public, to any non-profit organization formed for the purpose of promoting a commercial, industrial or civic interest of the County for any period not exceeding 99 years.

Commissioner Buthod said this is the basis for the Coliseum, Court House and the Boehne proposals, to purchase other lands for the enlargement of the public square and to take care of and preserve such property, to lease surplus real estate belonging to the County, (part of provision added as follows) and to lease surplus real estate belonging to the County to any party for any public use approved by the Commissioners including constructing, maintaining and operating public recreational facilities such as public golf courses and public swimming pools, all at the lessee's expense for any period not exceeding 50 years, provided that all improvements made to the leased real estate shall become the property of the County on termination of lease, and provided further that any such lease shall not be assigned or sublet without the approval of the Commissioners, and further provided that prior to granting any such lease, the Commissioners shall cause such property to be appraised by at least two appraisers so as to have a guide for the fair market rental value thereof, taking into consideration improvements to be made to such real property and provided further that prior to granting any such lease the Commissioners shall hold a public hearing at one of their regular sessions to determine the best public use of such real property and the Commissioners shall order the Auditor to give notice of such hearing by one publication in at least two newspapers in general circulation printed in the County, or if there be not two newspapers printed in any adjoining County, which notice shall name a date not less than ten days after date of publication on which said Board of Commissioners shall hold such public hearing, but only in conformity with existing law.

Commissioner Buthod noted that this is the hearing that was set in accordance with the statute, duly advertised in two newspapers of general circulation in this County.

Commissioner Stofleth introduced three men who were helpful in advising the Commissioners of the erosion of the land at the County Home, and what they thought as the best use for this land. They were Mr. Tom Pugh, the District Conservationist. Mr. Herschel Whitham, the County Extension Agent, and Mr. Al Beach, the Area Extension Agent.

Commissioner Buthod said that what should be determined this morning was what the best public use of this land is, not to determine what procedure might be used in the event it is determined that a golf course is the best public use, who may bid, or the terms and conditions of the bid, also that appraisers have not yet been appointed and the entire purpose of this hearing is to determine what is the most appropriate and the best use of the surplus real estate at the County Farm, acknowledging that under current economic conditions, continuation of it as a farming enterprise is not within acceptable economic boundaries.

Commissioner Stofleth added that if this necessitates bidding, thought the Chamber of Commerce could help with the specifications and asked Mr. John Munger if they had any experience in this sort of thing. Mr. Munger said that several active members of the Chamber of Commerce have been closely alive with such efforts in the past, pertaining to financing and some structuring of golf courses, and would like to take this opportunity to offer the services of the Chamber of Commerce to assist the Commissioners in any way possible, whatever direction is taken, they stand to assist, advise, or counsel in any way in regard to the specifications or any other matters, as there are a few people in the Chamber of Commerce who can contribute some information and help solve this problem.

Commissioner Stofleth introduced Mr. Kenneth Marlin, the executive director of the Area Plan Commission, who assisted in making the examination of the County Home.

Commissioner Buthod read a letter to which was attached a copy of the notice of public hearing from the newspaper of April 27, 1971. It read that the undersigned would like to make a proposal for the County owned land that has been proposed for a golf course, that this ground should be put to a better use, the able bodied people on welfare here in Vanderburgh County could each have a garden of his own, to raise enough vegetables to help out in their homes and could compete for a prize for the best garden, as it would surely be an incentive for each individual to help himself just a little, and believes that the County Agent would tell anyone about what to raise and the know how to do the job. Letter received and filed.

RE: LETTER...JOHN FENDRICH GOLF CLUB

A letter was received by the Commissioners from Mr. Floyd Bullock, the President of the Fendrich Golf Club, stating that in an area of ever expanding and burdensome use of the tax dollar this Fendrich Golf Course welcomes the Hamilton proposal to build a golf course on surplus County Farm property. An opportunity such as his plan rarely occurs and should be acted upon promptly, having had the proper caution and study to insure its feasibility. The Hamilton concept combining private money with leased surplus Government property to develop and furnish needed facilities for our citizens at tax savings is a refreshing idea, similar plans presented in the future should find wide public support if they prove to be beneficial as a Hamilton proposal and again complimented the County Commissioners on the fairness in which they have probed this proposal, the time for final action has arrived and they have every confidence the Board will implement the Hamilton approval promptly for the benefit of all the citizens.

Commissioner Buthod said he thought it wise to hear anyone first, who has an alternate to the use of this land, but there were no remonstrators or opponents, so thought it time to hear from the professional consultants who have kindly given their time.

Mr. Beach said that he had been previously asked to make an economic study on the County farm by Mr. Whitham, which he did. He presented a copy of the report to the Commissioners and said that he set up a typical land use Farm program with this type of farm and looking at the total man days and labor cost with arbitrary figure of \$20.00 per day for labor, machinery investment, livestock equipment and capitol for livestock and feed come out with a projection of a return of about \$1,750.00 for 200 acres of land, which is a very low return. Letter received and filed with record of this proceeding.

Mr. Tom Pugh, the District Conservationist, said that they have interpreted the soil survey at the County Home Farm for three different purposes, on how it is suited for industrial uses, for light industry which would be the same as far as hazards and problems if it were to be used for residential development with private sanitary systems, and for the purposes found that along Petersburg Road plus the area of the County Home as about the only area's adopted to light industry, partly because perhaps 15 to 20 % of the land is too steep for this type of development and perhaps from 20 to 30% of the land is in a flood plain. For a purpose of golf courses and fairways he found that a high percentage has slight demoderate problems, only steep hills directly east of the buildings and a small area down along Petersburg Road would not be adopted for this purpose although the area along Petersburg Road has had severe problems because of drainage. In agriculture found that the agricultural land needs to have \$100.00 to \$150.00 an acre spent on it for agricultural drainage, this same type of drainage would be needed in a few areas for golf course uses, so he feels that since a high percentage of this land is adaptable for golf course purpose that perhaps this would be the best use for it.

Mr. Munger asked Mr. Pugh what percentage of land would be suitable for a golf course. Mr. Pugh said that an estimate of 20% of land would not be suitable because of the steepness of it.

Mr. Munger asked if this 20% part could not be used for a clubhouse or a structure of some kind. Mr. Pugh said it would have the same problems of land grading for any type of structural purpose although there could be plenty of room for this type structure.

Mr. Munger then asked if the figure of \$150.00 an acre that would put the land in shape for agricultural use, be duplicated if the land were to be put in shape by the County or by private developer for golf courses.

Mr. Pugh said probably so because there would be no worthwhile use unless it is well drained.

Commissioner Buthod asked Mr. Beach and Mr. Whitham if the installation of an adequate drainage system would materially increase the productivity of the land for agricultural purposes.

Mr. Beach said maybe a little, but not much.

Commissioner Buthod then asked if it would be a fair statement to say that with the installation of such drainage for agricultural purposes, the cost would be disproportionate to the benefits.

Mr. Beach said no, that with 10% increase, it will probably pay for the tiling for the low land over a ten year period.

John Munger said that it was discussed about the cost of getting the land ready for various potential uses, and presumed these costs would be those of the person who leases it under any conditions rather than the cost of the county, and asked if this was correct.

Commissioner Buthod said that any proposal for leasing to private individual would be based on, not only the individual lessee paying all the expenditures but a requirement that certain expenditures be made, certain minimum installations be made and that one having determined the rental value, that a certain percentage of capital improvement would be credited toward rental until development was completed, and after that the rental would continue. The lessee would then be given an opportunity to recoup a large part of the capital expenditure through the lease arrangement, but there is no thought that any county funds would be expended for any purpose.

Commissioner Buthod said that he might point out complete understanding with Mr. Hamilton and his attorney that improvements other than the land itself would be on the tax roles, but he thought that rehabilitation of the land itself should not be taxed, but thought this up to the County Assessor.

Commissioner Stofleth said that if this land is leased for a golf course he thought that an escalation clause should be added.

Commissioner Buthod said that many of these things mentioned would be in the field of specifications that would need to be developed if it is the general feeling that a golf course is the appropriate use. He said that one problem that has to be resolved is how much of an agricultural operation is to be continued and that will be part of what the Commissioners have to determine, also how much land for gardening purposes and for livestock feeding purposes will be retained, as there is some productivity on these programs.

Mr. Harness said that he is willing, as Superintendent, whatever decision the Commissioners make is okay. He wasn't certain of the economics on just how much agricultural activity should be continued, but probably none, he thought, in excep as so far as it provides an important therapeutic activity for some of the residents.

Mr. Munger said that it was recommended by the Blue Ribbon Committee that the agricultural activities be discontinued there and it was included in the report submitted to the Commissioners.

Mr. Ken Marlin, the executive director of the Area Plan Commission said that a survey was made, by request, which goes along with the overall study that is being done for the entire area and they feel very strongly in his office that open spaces and grain area's must be retained. He said that they were very much aware of the fact that this area has a flood plain condition and would definitely recommend against any type of density use. He felt that it should be kept an open area.

Mr. Harness, the Vanderburgh County Home Superintendent, said that the annual report for 1969 showed that items produced and consumed and items sold amounted to \$23,927.00, and for the year 1970 \$19,230.00, a less amount partly due to the corn blight. He said that the labor costs, repairs to machinery, purchase of livestock, depreciation on equipment, trucks, building repair and depreciation on the buildings amounted to some \$16,500.00 in 1970, leaving an estimate profit of \$2,730.00, and in his opinion this land is not profitable for farming, but thought it profitable for gardening as it provides therapeutic qualities to the residents at the County Home, so thought some ground should be retained for this purpose. He said that the County Home has been nearly self sufficient in meat, eggs and garden products.

Mr. Marlin said that the County Should retain sufficient acreage around the main building site for ample parking for employees and visitors, also for recreational area for the patients. In addition the acreage should be properly landscaped to provide pleasant surroundings, the County should also cease its farming operations disposing of the machinery and buildings although the County has had income from farm commodities and oil royalties, but the farm itself is a burden on the taxpayers when the investment and land is considered.

Commissioner Stofleth asked Mr. Harness what amount of acreage he would need at the County Home for future expansion. Mr. Harness said that he would like some counseling on this from his superior's before he would make an estimate, but thought that in advertising, 20 acres should be retained including the buildings, and that this amount would be pinning it down pretty tight.

Mr. Lloyd said that Mr. Biggerstaff could probably lay out a plot plan which would show not only the buildings but the needed parking, where the garden should be and all of the necessary land for the use of original purposes of the County Home and they could tell how much land was needed.

Mr. Dick Greenwell, President of the Indiana Golf Association had a petition to present to the Commissioners from people wanting a golf course on this land. He said all the golfers are in favor of a golf course and if Mr. Hamilton builds a course, it will be a first class one, and he thought the Commissioners were on the right track and that the County was getting a break and said they had better grab at the chance, that an opportunity like this doesn't come along very often and hopes that Bob Hamilton has the patience to stay with it as long as it is taking.

Commissioner Stofleth said that he was glad that Mr. Hamilton has been patient but that it was no fault of the Commissioners, that it is taking a while, as they had to have the State Legislature to amend a law.

Commissioner Buthod said that there is no doubt that golfing is the fastest growing activity in the United States, and what provision is needed is the golfing for the middle class or lower income golfers, there are to be no barriers and will be a totally public golf course operated by Mr. Hamilton. Mr. Buthod is hopeful that this course will be used by new golfers also. He then read the petition presented by Mr. Greenwell, stating that the people who signed the petition were unable to attend the meeting due to conditions of employment, and would like, wholeheartedly, through this petition, to request that the land at the County Home be developed into a golf course as proposed by Mr. Hamilton.

Commissioner Buthod moved that this petition be made part of the records of this proceeding. Commissioner Stofleth seconded the motion. So ordered.

Mr. Bullock, President of John Fendrich Golf Club, said he thought this to be the greatest opportunity that golf will ever have to expand, and it has been proven that if there are more golf facilities, there will be more golfers and said that the club is wholeheartedly behind the idea.

Commissioner Buthod offered the following resolution...Resolved that the County Commissioners, pursuant to a public meeting held at it's regular session held on May 10, 1971, has determined that the best public use of the surplus real property at the Vanderburgh County Home is for a public golf course to be developed by private capital and that the Commissioners appoint appraisers as provided by law, and instruct the County Attorney's together with all other interested persons to commence with preparations of the specifications for leasing of the surplus land, for development for golf and recreational use through private capital.

Mr. Munger said that in the proposed resolution, Commissioner Buthod included the phrase, "and recreation use", and said that he didn't think it would happen but the possibility always exists, that other recreational uses can be defined in almost anyway a person wishes, and perhaps a definition written into the resolution is in order, to insure that it is restricted to golf and related uses.

Commissioner Buthod said he thought Mr. Munger was getting ahead of them as what is being determined here is just in the language of the statute, and thought when reaching the point of determining the specifications, he would want to have a public hearing on the specifications as proposed, and thought the proper time for limitations would be at the time of the discussion of the specifications, as he didn't know if a bidder would want to put croquet grounds, swing sets, or a swimming pool, but he would be glad to include in the motion that at such time that the specifications have been approved by the Commissioners in a preliminary manner that a public hearing be held to discuss the specifications.

Commissioner Willner said that he is not prepared to be in favor of this motion at this time, that he would be in favor of one more meeting, of an evening, at which time the working people can attend, also that he was rather disappointed there were no alternatives for the use of this land to examine, he asked that the evening meeting be well publicized.

Commissioner Buthod said he had no objection to tabling this motion, or to continue the consideration of it to permit an evening meeting, as the Commissioners want to hear all segments of the public to be heard.

Commissioner Stofleth said he leaned toward the use of the land for a golf course but in the view of the number of people at this meeting, and in accord of some of the thinking, he would set an evening session for everyone concerned and set the time of the public meeting for Tuesday, May 18th, 1971, at 7:30 p.m. in Room 301, the Council Chambers.

Commissioner Buthod said his only feeling was that there were evening meetings before and so few people showed up, also he wondered if the potential demonstrators aren't somewhat overwhelmed by the sentiment of the golfers and reluctant to speak, so urge anyone who has strong feelings to indicate in advance, to let the Commissioners know so that they can be called on promptly.

Commissioner Stofleth asked if the statute kept the Commissioners from proceeding with the appraisers.

Commissioner Buthod said there is no priority established so nominated as appraisers, Mr. James Helfrich of Helfrich Realty Co. and Mr. Donald Rayburn of Citizens Realty and Insurance Co., and said that they are willing to serve. Commissioner Stofleth seconded the motion. So ordered.

Mr. Willard Shrode raised two points, one being if legal complications would be had by having a special meeting following the next regular meeting, and the other point was that even though he represented Mr. Hamilton and would like to see him get the lease, he knows that this is public land and the rights of the public must be safe-guarded, he is wholeheartedly in favor of the idea of specifications and bids so that the public gets the best possible deal, also that what Mr. Hamilton has in mind is an 18 hole course and two 9 hole courses which would facilitate play by the public and wondered if some progress could

be made tentatively on the specifications at the same time.

Commissioner Buthod said that we had the meeting this morning that was required by law and the evening meeting will have would be a supplementary meeting for the public, also that the specifications could be started concurrently with the waiting of the public hearing, as he didn't think there would be strong opposition, as there has been none since this proposal started.

Commissioner Stofleth said that at the meeting on May 18 he was hopeful that a decision would be arrived at, and asked Mr. Munger to assist on the specifications.

Mr. Munger said that they would be pleased to, but would first have to contact the prospective unofficial committee people, that the Chamber of Commerce would suggest several members for the committee, and was sure that the Commissioners would wish to add others, also it occurred to him that to start specification consideration prior to the conclusion of the hearing would put the people in a strange position, and didn't think they should be started until after next Tuesday's meeting.

Commissioner Buthod said that the Commissioners would not want anyone who had an interest, directly or indirectly, in bidding on the proposal to work on the specifications as a member of the group that will submit recommendations to the Commissioners, however, he thought it would be very productive if Mr. Hamilton and anyone else interested would make their thoughts and ideas known.

RE: CLAIM...COUNTY ATTORNEY'S

A claim was presented to the Commissioners from the County Attorney's Mr. Thomas Lockyear and Mr. Russell Lloyd, for fees for legal services in preparation of transcript for bonds for the Evansville Association of Retarded Children Inc., also for consultations, examination of abstracts, consumation for purchase of land etc. in the amount of \$6,000.00

Commissioner Buthod moved that this claim be approved. Commissioner Stofleth seconded the motion. Commissioner Willner said that he has one thought on this matter, that he did some checking and found that on the last bond issue, the amount was slightly under this amount and he thought this was a little high. Commissioner Stofleth asked the secretary to get the architects list of fees. County Attorney Lockyear said that he has made 6 trips to Indianapolis on this, and several trips to law firms, and was out of his office for 12 days getting this started, that he read several abstracts, had to vacate an alley for the building facility, prepared necessary documents, also worked on Sundays. County Attorney Lloyd said there were some 16 different parcels of land involved that Deaconess Hospital had acquired over the years that was dealt with. He made 4 trips to Indianapolis, also used his xerox machine making hundreds of copies needed in this issue.

Commissioner Buthod thought the amount reasonable and within the discretion of the Evansville Association of Retarded Children, as they approved the claim and submitted it. The vote being 2 to 1, with Commissioner Willner voting no. The motion was carried.

RE: XEROX DUPLICATING MACHINE

Commissioner Stofleth stated that the County Attorney's had been checking as to the legality of the duplicating machine, with the contract the County let for printing.

County Attorney Lockyear said that he had checked the contract that the County has with the printer, and saw no legal reason why the County can't lease the duplicating machine for the purpose of making forms to be used in the various County offices.

Mr. Volpe said he won't be here for the next Council meeting, but he thought this matter would have to be taken up before the Council and be done next week informally and can be taken up formally next month, after the meeting has been advertised, he suggested that a revolving fund be set up, also a schedule for each office whereby they would pay so much per copy into a fund from his office supply account and the fund be adjusted periodically.

Mr. Dewes said there is not in existence, as yet, a temporary lease on the duplicating machine, that it has been at the disposal of the County to prevent the added cost of removal, redelivery and re-installation of the machine.

Commissioner Buthod said that he thought since the machine was on a lease basis without an option to purchase, there would be no need of advertising, and the total obligation under the lease, would never exceed at any point for 15 days with pro-rating clause. He said he was concerned that Mr. Willner have sufficient time to investigate any other machine which might be capable of performing the same function.

Commissioner Willner said there are four popular machines that are similar to this Xerox machine, that they are Dennison, I.B.M. & A.M.C.D. and the smaller Xerox machine, he thought this smaller Xerox machine a little slower, but also lease rental is cheaper.

Mr. Dewes said the initial period of 60 days would be a trial period, that he was applying the duplicating plan, they monitor by log or by meter readings, just what is performed on this machine and can then determine, with the analysis sheet and determine whether the right pricing plan is being used. It would then be determined if the pricing plan isn't right, which plan would apply, If none apply, Mr. Dewes would advise the County that it is the wrong piece of equipment for their needs, the wrong pricing plan, and another piece of equipment would be suggested.

After more discussion on machines and type of paper, Commissioner Buthod said he has had such a long history with the Xerox and has tried other machines which were found unsatisfactory as compared to Xerox. He thought more time was needed to work out how the budget is going to be handles from the people using the machine as to the revolving fund, etc., and would like to hear Mr. Volpe's recommendation as to the location of the machine and the budgetary handling. He said that Mr. Angermeier has made a lot of use of the machine for limited number of copies, and using it as a copier rather than a duplicator. If it is used as a copier rather than a duplicator on duplicator pricing schedule, it is too expensive. It should be used almost entirely for duplicating and other copy machines in the building should be used to make copies.

Mr. Volpe said he thought the Commissioners should first get the various Department heads together and try to get a certain amount of money, about \$25.00, from each of them, to start a revolving fund. It was decided to set up a meeting on Thursday, May 13, at 2 p.m. for this purpose.

RE: CLAIM...MRS SIDNEY ALTHOFF

Mr. James Flynn, an Attorney said that he represented Mr. & Mrs. Althoff, that Mrs. Sidney Althoff was injured while she was going to the polls in November of 1970, to vote, that since the polling places were named by the County Commissioners, Mrs. Althoff is making a claim against the City of Evansville and of Vanderburgh County for personal injuries. He has been in contact with the County Insurance adjustor, and he suggested following the statutory procedure and that Mr. Flynn present a claim to the Commissioners, with the request that the Commissioners forward the claim, having been made a part of the record, to the Insurance Co. for further handling. Mr. Flynn assumed that the Co. Insurance adjustor would advise the Commissioners as to whether they should reject or approve the claim. Mr. Flynn then presented the claim to the Commissioners. The amount of claim was \$16,323.35. Commissioner Buthod moved that the claim be noted in the minutes, as being received and filed, also taken under advisement and referred to the agent of record for the County, for recommendation. Commissioner Stofleth. The vote being unanimous, the motion was carried.

Mr. Flynn also said that he represented Mr. Wayne Fehd, who would like to lease some ground off Oak Hill Road at or near the intersection of Oak Hill Road and Millersburg Road, for the installation of a water meter. Mr. Fehd resides in an area that is not served by a water utility and is in the water trucking business and in order to establish his water meter he must make a curb cut on Oak Hill Road and cross a drainage ditch. Mr. Flynn said that Mr. Biggerstaff has approved plans and specifications for installation of pipe and driveway over the ditch, and asked the Commissioners to accept these plans and permit the installation of curb cut and driveway over the ditch. Mr. Eifler said that the surveyor's office had prepared the drawing and checked out the drainage in that area, also recommended pipe size and ways for pipes to be laid. Commissioner Buthod moved that permission be granted in accordance with specifications approved by the County Engineer, subject to approval

on an ..as built basis..at the time construction is completed. Commissioner Stofleth seconded the motion, and the vote being unanimous, the motion carried.

Mr. Hotz said that he has a request on beds at Boehne Hospital, that there are approximately 70 beds set up in the wards at the Hospital and a number of of beds stored in the old carpenter shop and other places. He said that Dr. John Slaughter has requested the use of these beds in his project in South America, and wondered if he could have some of these surplus beds. The County Home also has some surplus beds that they want Dr. Slaughter to have. Commissioner Stofleth said he knew these beds would be going for a very worthy cause, but was afraid if these beds were shipped away, there would later be requests for beds. Commissioner Buthod said he thought an opinion was needed by the County Attorney's before any action was taken on this.

Commissioner Willner wondered if the idea of an auction was dismissed for the surplus materials at Boehne Hospital. Commissioner Buthod said "no", what was done was that some of the surgical equipment was determined as of no value, but there is a need for used beds and could be of monetary value, and what should be done is to proceed with an auction. This matter was taken under advisement until an opinion was given by the County Attorney.

Mr. Hotz said there are some surplus electrical supplies in the carpenter shop at the old Coliseum, used by the Electrician which we don't have at this time, and Mr. Harold Rader offered to buy these supplies, and said that he would pay wholesale price for them, but then this also comes under "surplus property". He has the items listed.

Commissioner Stofleth said he would give Mr. Hotz a copy of the statute to accept bids and an auction must be held for surplus property, as he doesn't want another happening as the culvert that the County owned, going to Henderson County, and didn't know how the County would get it back, but that was up to the County Attorney's .

Commissioner Buthod said that having been the administrator of the estate of an electrical contractor, if anyone would offer a wholesale price, it is a terrific deal because most of them make their suppliers carry their inventory for them.

Mr. Roehm said that he needed to be excused on Tuesday of this week, as he had business in Washington, also that he has a letter to send Mr. & Mrs. Seiler on the problems in the construction of their trailer court and have the approval of the County Attorney, and would like the approval to send the letter, from the Commissioners. He said not a single of the 18 sites inspected were in compliance with the approved plans which was forwarded to Mr Roehm's office. Others will be accepted by the State Board of Health as installed, but since they are not actually in compliance it will be necessary to obtain waivers from the State Board of Health on these if they are to continue occupancy of these sites. All other sites required work as well as waivers. He asked that they advise him by letter as to how they propose to correct the work and obtain the required waivers, also he told them to phone him if he could be of any help. Mr. Roehm said that Mr. Seiler brought a set of plans to his office which he said are the reports that were approved by the State Board of Health and what Mr. Roehm found was that the plans that Mr. Seiler reported were approved by the State Board of Health is not the way the work was installed and Mr. Elder pointed out that the State Board of Health will come back for a certificate that the work was done right. Commissioner Buthod moved that the Building Commissioner be authorized to send the letter to Mr. & Mrs. Seiler. Commissioner Stofleth seconded the motion. So ordered.

RE: MONTHLY REPORT...COUNTY HIGHWAY

Mr. Karch presented the monthly report to the Commissioners, of the County Highway for the month of April. Report received and filed.

RE: CUT-INS.

Mr. Eifler said that Mr. Biggerstaff was unable to attend today's meeting, that he had a cut-in from the Waterworks Department, an application to install 12 inch water line along Old Boonville Highway, starting 714 feet East of Green River Road and progressing to about Burkhardt Road. The County Engineer made certain recommendations of backfill across Brandis Ditch, he also had plans and a permit for the signatures of the Commissioners.

RE...CUT-IN...CON'T.

Mr. Eifler also had a cut-in from East to West to install water service to Golden Tower Subdivision along Red Bank Road, also an application concerning backfill and road replacement.

He also had an order for a 12 inch water line under St. Joe Avenue for fiber-fill, but there will be no road cut, this is in line with the work they are doing out St. Joe Avenue.

RE: PRICE SCHEDULE ON EXTRA WORK AGREEMENT

Mr. Eifler said that on the project at Burdette Parking Lot, they have run into conditions where various items have been installed and during the construction of the parking lot some of these have been dug up and he submitted a new price schedule for extra work agreements, and because of the nature of the work, they had to go ahead with their contract. He said that all of the prices were in line with what was on the bid, but he doesn't have an amount, as yet, for this extra work.

RE: CLAIM...BURKHARDT ROAD BRIDGE

Mr. Eifler presented a claim from Deig Brothers Construction Co. for the final payment. The total amount of payment being \$13,412.76 but with only \$10,855.02 left in the account, the Claim is for this amount, the balance of \$2,557.74 will come at a later Council call as he was told by Mr. Biggerstaff. Commissioner Buthod moved that this claim be approved. Commissioner Willner seconded the motion.

Rather than to hold up the claim for approval of the change order, Commissioner Buthod then moved that the change order be approved to the extent of available funds and that application on change order be restrictively endorsed to that effect. Commissioner Stofleth seconded the motion, and with the vote being unanimous, the motion carried.

Mr. Gene Clabes, a reporter, asked what the Commissioner's were going to do about the culvert that belongs to the County and was given to a man in Henderson County.

Commissioner Stofleth said as far as he was concerned, he was not going to send any County trucks across the state line nor any County employees on this man's land, and since this was a legal matter he would therefore refer it to the County Attorney's.

Mr. Clabes then asked about County property being given away without the approval of the Commissioners.

Commissioner Stofleth said that this also would be up to the County Attorney's, unless the other Commissioners had other ideas.

Commissioner Buthod said that this involves a civil suit, and in addition to any violations of the law which may have occurred, many violations give rise not only to criminal sanctions but also to civil suits and if there is one he thought, upon recommendation of the County Attorney as to whom and for how much the suit is to be filed and the recommendation would be followed.

Commissioner Stofleth said that with the information that he had it was a complete misunderstanding, the gentleman said that he went through the regular procedure and since that time he sent the gentleman a copy of the statute. The man said that the culvert was rusted but Mr. Karch said that it was still usable.

County Attorney Lockyear said he didn't think anything should be done until they have given the man an opportunity to return the culvert peacefully.

Mr. Clabes asked what would happen to the person that gave the culvert away.

County Attorney Lockyear said there is a grand jury investigation going on, and he doesn't think this matter should be commented on, and two of the Commissioners were subpoenaed and instructed by the court, not to reveal any testimony that went on in the meeting.

Commissioner Buthod said that the Commissioners action should not be construed as commenting one way or another, what the testimony was.

Meeting recessed at 12:05 p.m.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Russell Lloyd

REPORTERS

C. Leach A. Jackson
S. Smith J. Deckard
R. Lyles J. Munger
G. Clabes C. Cooper

Secretary: M. Meeks

COUNTY COMMISSIONERS

A. J. Smith
John M. Butler
Robert S. Melner

COUNTY COMMISSIONERS MEETING
MAY 14, 1971

A special meeting was held by the County Commissioners on Friday, May 14, 1971, at 3:15 p.m. with President Stofleth presiding.

RE: VANDERBURGH COUNTY GOVERNMENT STUDY COMMISSION

Commissioner Stofleth said that the County Commissioners have three members to appoint to the Government Study Commission, for the consolidation of Vanderburgh County and the City of Evansville. He then read the part of the law that pertained to the Commissioners, saying that of the three members forming this Commission, no more than two were to have the same political faith. One member to be an Attorney for the County, one a representative of the agricultural community, and the third, a representative of the general public. Commissioner Stofleth recommended Marietta Overbeck, Thomas Lockyear, and Lawrence Stahl as members of this committee. Commissioner Buthod said that he was ready to vote for Attorney Thomas Lockyear, but that he had not had time to study the qualifications of the other two people that Commissioner Stofleth had recommended. Commissioner Willner said that he was also willing to vote for Mr. Lockyear as a member of the Study Commission. Commissioner Buthod said that he knew that this Commission should be named by May 15, but that he had been out of the city and has not had an opportunity to study the qualifications of the other two people. With County Attorney Thomas Lockyear being the only member thus far named, this matter was postponed until next Monday's meeting.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

COUNTY CLERK'S OFFICE

Mary Alice Tapp	410 E. Parkland	Superior			
Estella Moss	209 S. Bedford	Crt. Clk.	\$5500.00 Yr	Eff: 5-16-71	
		Dep. Clerk	4650.00 "	" " " "	

COUNTY HIGHWAY

Bob Thornburg	800 N. Boeke Rd.	Trk. Driver	2.80 Hr	"	5-14-71
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KNIGHT TOWNSHIP ASSESSOR'S OFFICE

Juanita Roth	4606 Taylor Ave	Deputy	12.00 Day	"	5-12-71
Ruth Porter	508 S. New York	Deputy	12.00 Day	"	5-6-71

RE: EMPLOYMENT CHANGES...RELEASES

COUNTY CLERK'S OFFICE

Mary Alice Tapp	410 E. Parkland	Dep. Clerk	4650.00	"	5-15-71
Estella Moss	209 S. Bedford	Sup.Crt. Clerk	5500.00	"	5-15-71

COUNTY HIGHWAY

Robert Thornburg	800 N. Boeke Rd.	Laborer	2.70 Hr.	"	5-14-71
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RE: LETTER....MR. CHARLES MOORE

A letter was received by the Commissioners from Mr. Charles Moore asking the approval of the Commissioners to proceed in laying a 12 inch steel pipe and a 12 inch concrete pipe so that he can fill a ditch. Commissioner Buthod moved that request be approved, subject to inspection by acting County Road Superintendent. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER....MR. & MRS. LEO TEPOOL

A letter was received from Mr. & Mrs. Leo Tepool to acknowledge that they have given their permission to have three scotch pine trees removed from the front of their property in order to widen the road, with the understanding that when the road is widened, the County will install a suitable barrier to slow the traffic, as there are many accidents that occur in front of their home. This letter was referred to the County Highway Department.

RE: MONTHLY REPORT....VANDERBURGH COUNTY HOME

The monthly report was received from the Vanderburgh County Home for the month of April. Report received and ordered filed.

RE: MONTHLY REPORT...EVANSVILLE ASSOCIATION FOR RETARDED CHILDREN

The monthly report of the Evansville Association for Retarded Children was presented to the Commissioners for the month of April. Report was received and ordered filed.

RE: LETTER...CITY-COUNTY HEALTH DEPARTMENT

A letter was received by the Commissioners from the tuberculosis Control Officer stating that a Mr. Fred Steiner was seen in the Clinic on May 3rd and Dr. Stewart recommended immediate hospitalization since the patient has Pulmonary Tuberculosis, moderately advanced, and active. Mr. Steiner is a resident of Vanderburgh County, medically indigent for tuberculosis, and in need of financial assistance for his hospital bill. Commissioner Stofleth moved that financial assistance for Mr. Steiner be approved. Commissioner Willner seconded the motion. So ordered.

RE: REPORT...CLERK OF THE CIRCUIT COURT

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of April. Report received and filed.

RE: MONTHLY REPORT...COUNTY TREASURER

The report for the month of April was presented to the Commissioners, for the office of the County Treasurer. Report received and filed.

RE: CLAIM...HOOSIER ABSTRACT

A claim was presented to the Commissioners from Hoosier Abstract Corp. for the Extension of Abstract of real estate title of Ruth Klope Royster, for real estate purchased by Vanderburgh County for the expansion of Burdette Park, in the amount of \$50.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...JOHN MANS INC.

A claim was presented to the Commissioners from John Mans Inc. in the amount of \$300.31, for extra work on St. George Road, including ditch work to drain a bean field. Commissioner Buthod moved this claim be approved, with the recommendation of Mr. Biggerstaff. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...CONDICT AND FOSSE, ARCHITECTS

A claim was presented to the Commissioners from Condict and fosse, for architects fees, on the appropriation for Evansville Association for Retarded Children, in the amount of \$7,250.00. Mr. Rupert D. Condict signed for Condict and Fosse, as a partner, and Dr. Maurice J. Keller inadvertently signed on the front of the claim for the E.A.R.C. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. *SO ORDERED*

RE: LETTER FROM ATTORNEY LYSLE I. ABBOTT

A letter was received by the County Commissioners from Attorney Lysle Abbott, stating that Mr. Money has made arrangements to liquidate his account with Creditshift of America, Inc. therefore the Commissioners may disregard the Order of Payment that was previously served them, as long as Mr. Money keeps his promise to pay. Letter received and filed.

RE: VIOLATION OF HEALTH LAW

A letter was received from the Department of Health, stating that they had received several complaints of Albert Baird of 1804 Aviation Avenue, for dumping trash or debris on the property at 5512 N. New York Avenue, and it will be necessary for this area to be closed to further dumping and necessary either to remove all such material to the City landfill or for the area to be compacted by a bulldozer and covered with 24 inches of earth. On reinvestigation it was revealed that this condition still had not been corrected. The Health Department has ordered Mr. Baird to eliminate this condition within 15 days or this case will be forwarded to the Prosecuting Attorney. The copy of this letter was received and filed.

RE: REPORT....SCHOOL FUND

The annual report to the State Superintendent of Public Instruction was submitted to the Commissioners for their signatures. Commissioner Buthod moved this report be approved and that it be adopted as the report on the school fund. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING ...WALDEMAR KISSELL

Mr. Waldemar Kissell had amended his petition without the voting of the Commissioners, previously, then referred back to the Area Plan Commission. This petition is now before the Commissioners again. The requested change was from R-1A to R-2...premises affected are situated on the west side of Harmony Way, formed by the intersection of Harmony Way and Rose Avenue. Commissioner Stofleth recommended, and so moved, that this petition be denied. Commissioner Buthod seconded the motion. The vote being unanimous, the motion carried. The petition was denied.

RE: LETTER TO PROPERTY OWNERS

A letter was received from the Assistant Executive Director of the Beverly Heights Urban Renewal Project, to inform residents and/or property owners of a public hearing concerning the Amended Urban Renewal Plan for the Beverly Heights Urban Renewal Project, to be held at 3:00 p.m. in Room 303 of the City-County Administration Building on May 17, 1971. Letter received and filed.

RE: MR. BIGGERSTAFF ...EXTRA WORK AGREEMENTS

Mr. Biggerstaff presented two extra work agreements to the Commissioners for extra work done when working on the skating rink parking lot at Burdette Park. He said that when they were digging, they ran into wiring, also a sanitary sewer. The total amount of this extra work is \$4,859.50. Commissioner Buthod moved the extra work be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff also said that there was a Park Board meeting at which the problem was discussed, of the deck being cracked on the swimming pool at Burdette Park, also a water problem of seepage which they hoped to solve by filling with sand. Mr. Biggerstaff said that when specifications were made up for the repairs of the pool, they asked for alternate bids for a top rail and received three prices, a total of which was \$974.60, which would make the total price of painting and repairs \$35,321.74, instead of \$34,347.14. Commissioner Buthod moved that this extra work be approved. Commissioner Willner seconded the motion. So ordered.

RE: DEED PRESENTED

The deed was presented to the Commissioners for their signatures from Deaconess Hospital to Vanderburgh County, for land to be used for the Evansville Association of Retarded Children. Commissioner Buthod moved that this deed be accepted. Commissioner Willner seconded the motion. The vote being unanimous, the motion carried.

RE: PERMISSION REQUESTED...MR. TOM JONES

Mr. Tom Jones requested permission to use the property at 501 Oakley Street, in connection with the Evansville Association of the Retarded Children. Buthod moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

Mr. Jones also said that he had the plans prepared for the Evansville Association for the Retarded Children, which he has submitted to the Indiana Board of Health, and said that he would leave a set with the Commissioners as he would like for them to see the plans.

PRESENT

The meeting recessed at 3:50 p.m.

COUNTY COMMISSIONERSCOUNTY AUDITORCOUNTY ATTORNEYREPORTERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

Lewis F. Volpe

Thomas Lockyear
Russell Lloyd

C. Leach
G. Clabes
J. Munger
G. Swindell

Secretary: M. Meeks

COUNTY COMMISSIONERS

A. J. Smith
James M. Smith
Robert M. Smith

The regular meeting of the County Commissioners was held on Monday, May 17, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of last Monday's meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: GOVERNMENT STUDY COMMISSION

Commissioner Stofleth said that the State Act #432 allows the Commissioners to appoint three persons to the Government Study Commission. He then read the part of ruling that pertained to the Commissioners, stating that of the three members, not more than two may be of the same political faith. One shall represent an organization for the rural and agricultural interests of the County, one shall represent the general public of the County, and the other member shall be one of the County Attorney's which was appointed at last Friday's meeting.

Commissioner Willner moved that Marietta Overback be appointed to represent the general public, and Mr. Fred Stocker to represent the rural and agricultural interests. Commissioner Buthod seconded the motion. The vote being unanimous, the motion was carried.

RE: RE-ZONING PETITION....VALLEY VIEW BUILDING

The re-zoning petition of the Valley View Building was presented to the Commissioners. Premises affected are situated on the North side of Schenk Road, East of Penn-Central Railroad and on both sides of Orchard Road. Requested change is from A to R-1. The vote on this petition by the Plan Commission was 6 to 3, in favor of petition. This is the Commissioners first action on this subsequent to the decision of the Plan Commission, and should the Commissioners vote to revert the Plan Commission's decision, this petition would go back to the Area Plan for reconsideration, then come back to the Commissioners for final decision. If the Commissioners approved the petition, it would be the final disposition of it.

Mr. VanStone represented the petitioners, and spoke in favor of this petition, he also showed the Commissioners some drawings.

Commissioner Buthod said that he would like to take a look at the area, and in view of the fact that Mr. Carol who has represented the remonstrators could not attend the meeting, he would like to postpone the decision on this petition for one week, although he hated to inconvenience the people.

Commissioner Willner said he was familiar with this area and that he would like to see a soil survey map run on part of this zoning.

Mr. Van Fritchlie, who spoke on behalf of the remonstrators, presented an aerial map to the Commissioners and explained about the bad drainage problem, also said there is no fire protection.

Commissioner Buthod asked Mr. Biggerstaff if he could check on this drainage problem, through Mr. Smith.

Commissioner Buthod said that one thing that bothers him is that when the Commissioners get these petitions back from Area Plan, they get none of the evidence, none of the exhibits, nothing except the copy of the affidavit of mailing and the proposed ordinance, and thought it would be helpful if the information that the Area Plan had, would be sent back with the petition, since the Commissioners authority is really stronger than the Plan Commission, and after the Plan Commission examines the documents, the Commissioners have no opportunity to examine the documentary evidence.

Commissioner Stofleth asked Mr. Biggerstaff and Mr. Rafferty if they could make time available to look over this area with him. He then said that this petition would be postponed until May 24, 1971. Commissioner Buthod said that he hated to inconvenience the remonstrators, but they would like to know more about this.

RE: RE-ZONING PETITION....KAHRE BROS. INC.

The re-zoning petition was presented for Kahre Bros. Inc...premises affected are situated on the west side of Darmstadt Road, and is designated as Agricultural so is requesting change from A to Industrial M-2.

Mr. John Cox represented the remonstrators and requested a two week delay as there were some items he would like time to check out and pointed out that the petitioner had a month's delay from the Plan Commission which was granted. Mr. Roberts who represented the petitioners, objected to a continuance saying that the continuance that had been granted the petitioner in the Area Plan also gave the remonstrators time to plan evidence. He also said that there is a petition with 100 names of residents in favor of the petition, with certain limitations. He said that he feels duty bound as long as this petition has

been continued, to object to a continuance.

Mr. Cox said he has not had time to check out the petition and the proposed covenant that has recently been presented.

Commissioner Willner said he too would like to see a continuance, since there is new evidence, that there should be ample time to present it.

Commissioner Buthod said that he is confused about several things on this and as he understands it, there is an existing agricultural use which would certainly be of less tolerable use than proposed use, but he doesn't have that area clear in his mind.

Commissioner Buthod said he was inclined to grant a continuance.

Commissioner Stofleth said he was not against the petition, as he had voted for it, but would be willing to continue it since there is new evidence to study.

Commissioner Willner moved this petition be continued for one week.

Commissioner Buthod seconded the motion. So ordered.

Mr. Roberts said that he would give Mr. Rafferty a copy of the covenant on this.

RE: PERFORMANCE BONDS TO BE SIGNED

There were bonds from Deig Bros. Lumber & Construction Co. Inc. and from Connie Garnett Contracting Inc. presented to the Commissioners for their signatures, for jobs awarded them last week on the painting and repairing of the Burdette Park pool and facilities.

RE: OPENING OF BIDS

The County Attorney had opened the bids that were received for the furnishings of the Southwest Indiana Mental Health Center. One bid was too late to be considered, so Commissioner Buthod moved that the bid from King School Equipment Co. of Danville, Indiana be rejected. Commissioner Stofleth seconded the motion. The vote being two for rejecting the bid with Commissioner Willner abstaining, the motion carried.

There were five bids that were in order as to form, they were from Guthrie's Office Equipment, Inc., Helen Cooper Associates, H. Arnold & Co., Adams Office Machines Inc., and Bell Office Supply Co. Inc. Commissioner Stofleth, with the approval of the other Commissioners, took these bids under advisement for a period of one week, to give Mr. Speer time to examine the bids.

The County Attorney also opened the lone bid on the Channel Repair of Pigeon Creek, which included clearing the log jam at Stringtown Bridge. The only bid was from Robert F. Traylor Corp. of Newburgh, Indiana, in the amount of \$19,860.

Commissioner Willner wondered if this job couldn't be re-advertised, as they have no engineer's estimate and only one bid, so it would be hard to come to any conclusion.

Mr. Biggerstaff said he did not prepare an estimate because it would only be a guess on a project such as this.

It was decided to take this bid under advisement for one week.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS MADE

VANDEBURGH COUNTY HIGHWAY

Joseph H. Higgins	1512 Marbo	Laborer	2.70 Hr.	Eff: 5-14-71
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VOTERS REGISTRATION OFFICE

Matilda Vance	659 S. Governor	Typist	12.00 Day	Eff: 5-17-71
Madge Roehm	R.R.#1	Typist	12.00 Day	Eff: 5-17-71
Esther Goodrum	5406 Kratzville	Clerk	12.00 Day	Eff: 5-17-71
Wandalee Cain	2601 Melrose Rd	Clerk	12.00 Day	Eff: 5-17-71

RE: EMPLOYMENT CHANGES.....RELEASED

VANDEBURGH COUNTY HOME

Theodore R. Davis	700 Senate Ave.	Extra Helper	295.00 Mo.	Eff: 5-6-71
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RE: DAMAGE TO STORM DOOR

The Commissioners received a note saying that a storm door was damaged at the Home of Helen Groeninger of 504 N. Fourth Avenue, when a voting machine was being moved. This was the polling place for Ward 6, Precinct 25 of which Marilyn J. Bee was the Inspector. The County Attorney was asked to check this out, and refer it to the Insurance Co. of the moving concern that did the moving of this machine.

RE: INQUIRY ABOUT SCHMITT LANE....MR. H.L. SILK

Commissioner Stofleth said that Mr. Silk wants to talk on Schmitt Lane, and as to whether Schmitt Lane is a 50 ft. County Road, the status and length of road and whether hedges can be trimmed whether they are on County or private property there.

Mr. Silk said that he was interested in whether this road had become a County road or not, and was led to believe that some twenty years ago that everyone involved had agreed to sign, etc., to have this become a County road, also that the County Commissioners accepted, at that time, the information given, and approved that this become a County road. Since that time there has been controversy. Mr. Silk said that since he has retired, he has had time to look into this and noted the accidents in this area because of the dangerous conditions, and narrow roads. He said that he has apparently been following the wrong channel's on this, then was told to see the County Commissioners which could inform him of the present status of this road. The Commissioners records show this to be a 50 foot lane, however without checking further, can't tell if the County ever acquired the necessary easements.

Commissioner Stofleth asked Mr. Biggerstaff about this. Mr. Biggerstaff said that part of the property has never been dedicated to the County and it would be checked out.

Commissioner Buthod said that if something could be found in the records as to where a Mr. Wagner would have signed an easement and it could be brought to light, would help, but he thought that it sounded like something along the way must have been lost.

Commissioner Buthod said that by placing some traffic control signs in this area, the traffic problem may be helped while the other problem is being worked on.

Mr. Silk said that he had already gone to the County Garage, also made a drawing of layout that was submitted and approved to bring in a full radius with a culvert extended to accomodate the safety factor, also the evergreens are so high at the corner, a person driving has to get out in the intersection to see if anything is coming.

Commissioner Buthod said he believed the County has the authority to remove any obstructions, even if they are on private property.

Mr. Karch said that he had a call from the owner of these trees from Louisville, and the owner indicated that she did not want these trees cut so Mr. Karch referred this to Mr. Biggerstaff.

Commissioner Stofleth asked Mr. Biggerstaff, Mr. Karch, and Mr. Silk if they could meet with him and the other Commissioners to look over this situation. The gentlemen said that they would be glad to.

Mr. Koch said that for some unknown reason the culvert extends out on Oak Hill Road and Schmitt Lane, and he has made out an order for repairs to be made.

The County Attorney checked on the status of authority that the County has on removal of obstructions, and found in Burns Statute 30-301 which states that all hedges or high fences shall be trimmed to five feet and where trees are found to be 50 feet of intersections, shall be trimmed so as not to cause obstruction, that the County may remove any obstruction or growth. It also stated that the County Highway should examine all hedges, fences, etc., in the County, between the first day of January and the first day of April, and if any of them are more than five feet, the owner is to be sent a written notice informing them of this hazard.

RE: LETTERMR. HAROLD PETERS

Mr. Peters wrote that he has been a property owner in the area of Hitch-Peters Road and Lynch Road for some 60 years, and that in the past years this area has been rapidly developed with commercial and industrial businesses, and with it an increase in traffic, particularly large semi-trailers. He said the intersection at Lynch and Hitch-Peters Road has become a traffic hazard because the trucks cannot make the turn at the Northwest corner without going off the road and thought the culvert should be extended and a larger turning radius be provided. He said that that one corner on Burgdolt Road is blocked by the Southern Indiana Gas & Electric Co., also by signs, and that when the County put in a ditch, they did a poor job of smoothing the road back.

Mr. Koch said that at the corner of Burgdolt and Oak Hill Road, the shrubbery is so high that no one can see around the corner, that he had made three trips to the owner's home, but found no one there. He also said that trouble was had with this same corner last year.

Mr. Joe Kamman, who is with Evansville Food Distributors, said that he feels that the road is not wide enough at Hitch-Peters Road and Lynch Road, and the turning radius should be made larger as there is a bottleneck there and could cause a serious accident.

RE: MR. HOTZ

Mr. Hotz said he thought it was time to discuss the sale of surplus at Boehne, and said that he was unofficially informed that Alcoholic Help Inc. was to take over the building in July.

Commissioner Stofleth suggested the Commissioners use their own prerogative about this and if agreeable with the other Commissioners, would have Mr. Curran Miller, the auctioneer, to go out to Boehne and make an inventory. County Attorney Lockyear thought the surplus at Boehne could be combined with surplus at the County Home.

Commissioner Stofleth asked Mr. Harness if he would have some surplus at the County Home. Mr. Harness said that he would like to know what is going in out there, then he would know more about what surplus he would have. Commissioner Stofleth said that he was sure that Mr. Harness would soon know as there will be a special meeting, which will be a supplement to last Monday's meeting, on the subject of uses of this land.

Commissioner Buthod said that his schedule requires him to come home through Chicago, from Indianapolis tomorrow, so he doesn't know what time he will get back, or if he will get back in time for the meeting at all, or not.

Mr. Munger asked who was moving into the Boehne Hospital in July. Commissioner Stofleth explained to him that Alcoholics Help Inc. was taking over that building, and that the lease has been consummated.

Commissioner Buthod said that it would probably take a couple of weeks before the decision is made on how much farming land would be needed by the County Home, as this would have to be decided first.

Commissioner Stofleth asked Mr. Hotz to request the presence of Mr. Curran Miller at the Commissioner's meeting of June 1, 1971, as it should be known by then just how much surplus there will be for a sale.

RE: MR. ROEHM

Mr. Roehm said that he would have his list of surplus materials ready for Mr. Miller.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented an extra work agreement on the Buje Drive Storm Sewer, in the amount of \$825.30, for concrete pipe, replacing concrete curbs, etc., and he said this will raise the total cost of this project from \$30,447.45 to \$31,363.75. Commissioner Buthod moved this extra work agreement be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM.....FEIGEL CONSTRUCTION CORP.

Mr. Biggerstaff presented a claim to the Commissioners in the amount of \$3,341.38 for Estimate #1 on the widening and signalization of the Intersection at Oak Hill Road & Lynch Road, to be paid to the Feigel Construction Corp. Commissioner Willner moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: INVITATIONAL BID

Mr. Biggerstaff said that Mr. Harold Peters has offered to maintain an open ditch of drain in the NE quarter of Section 10-6-10 for the year of 1971 for the County at the cost of \$115.00.

Commissioner Buthod moved that Mr. Peters' maintenance of this ditch be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Buthod said that the Commissioners have understood all along that Mr. Peters was a very civic minded person about this area and that they appreciated his very generous offer.

RE: AWARDDING OF BIDS.....REPAIR AND PAINTING OF THE MARX ROAD BRIDGE

Bids were opened last week on the repair and painting of the Marx Road Bridge, and have been under advisement for the past week, and are ready to be awarded. Bids were received from Southwest engineering, Deig Bros., and Connine Garnett. Southwest was low with the bid price being \$5,450.00 to repair the bridge and 90¢ per pound for new steel needed, and it was figured

that about \$1,800.00 would be the cost of the new steel needed, which would make the total Bid in the amount of \$7,250.00. Deig Bros. Construction Co. bid \$8,597.00 for repairs, with all missing steel replaced at \$2.00 per pound, which makes Southwest Engineering have low bid. Commissioner Buthod moved that Southwest Engineering be awarded the bid subject to modification at a unit price of 90¢ per pound, for new steel, not to exceed 2000 pounds. Commissioner Willner seconded the motion. So ordered.

Deig Bros. bid \$1,540.00 for painting the bridge on Marx Road Bridge, and Connie Garnett bid on the painting of the bridge at the cost of \$2,850.00. Commissioner Buthod moved that Deig Bros. Construction Co. be awarded the painting of the bridge, their bid being lowest. Commissioner Willner seconded the motion. So ordered.

RE: BOND TO BE SIGNED...SOUTHWEST ENGINEERING CORP.

Mr. Biggerstaff presented a bond from Mr. Nussmeier of Southwest Engineering, to the Commissioners, hoping that their Corporation would be awarded the repairing of the Marx Road Bridge, which they did, so Commissioner Buthod moved this bond be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON DUMPING TRASH

Mr. Karch has suggested that on Orchard Road and other sites where people have dumped large items, he would have large trucks and front-end loaders available, and asked for volunteers to help load this debris onto the trucks. He had pictures that he had taken, of large items, such as a refrigerator and a car motor, as well as other items being strewn around the trash containers. Commissioner Buthod said he had a call, and was informed that Burkhardt Road has almost become an open dump and a person was observed shoveling debris out on the ground. The license number of this truck was taken. Commissioner Buthod said that Mr. Karch could probably use the money from the landfill for this purpose, as long as it lasted.

Commissioner Stofleth said that the Commissioners originated this program as a pilot program for a six month period, and if the use of the trash containers are abused, the program will have to be stopped at the end of that time.

Mr. Koch said that on two occasions, cranes had to be used to remove debris, there was a large slab of concrete, also someone had a large number of cedar trees there plus numerous bags of grass.

RE: POOR RELIEF

Mr. Alfred Crump...811 W. Indiana Street....Pigeon Township...Mrs. Bolin, investigator. Mrs. Bolin said that after they have helped a person for 10 years or more, they are being checked into, as their case load is overburdened. She said that they have had the Crump family on their active files since 1960, and have sent for their medical records. She said that according to the record that she received on Mrs. Crump, she is able to work. They are getting food orders. Mr. Crump said that he is 2 1/2 months behind in his rent, and if he doesn't pay it, he will have to move. The landlord said if he doesn't, there will be court proceedings. Mr. Crump is a diabetic and has heart trouble, but Mrs. Bolin said that she can't help until she gets his medical record back. Mrs. Bolin said that she would talk to the property owner to see if he won't hold off on the rent until something can be done.

Commissioner Stofleth referred this case back to the Trustee, and asked Mr. Crump to work with them.

Meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

C. Cooper S. Smith
C. Leach R. Lyles
A. Jackson G. Clabes

Secretary: M. Necks

A.J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
MAY 18, 1971

The meeting, a supplement to the meeting of Monday, May 10, 1971, was held on Tuesday evening, May 18, 1971, at 7:40 p.m., with President Stofleth presiding.

Commissioner Stofleth reconvened the meeting.

Commissioner Willner moved that the minutes of the meetings of May 10th and May 14th be dispensed with except the portion that pertains to the County Home.

Commissioner Stofleth said that he thought that the minutes that pertain to the County Home should be read by the County Attorney, but would first like to say that Commissioner Butthod, the other member of the County Commissioners, would have been present but was required to be out of the city so was not able to be present.

Commissioner Stofleth then asked the County Attorney to read the portion of the minutes that pertained to the County Home from the meeting of May 10.

County Attorney Lockyear read the following excerpts from that meeting.

Commissioner Butthod read a provision of amendment from the statute, creating the general powers of the County Commissioners. He read that the Commissioners, in their respective counties, shall have the power at their meetings to make orders respecting the property of the County in conformity to law, to sell the public grounds of the County upon which the public buildings are situated and to purchase in lieu thereof in the name of the County, other ground in the County Seat on which such buildings shall be erected, to lease real estate belonging to the County and not being used for the benefit of the public, to any non-profit organization formed for the purpose of promoting a commercial, industrial or civic interest of the County for any period not exceeding 99 years.

Commissioner Butthod said this is the basis for the Coliseum, Court House and the Boehne proposals, to purchase other lands for the enlargement of the public square and to take care of and preserve such property, to lease surplus real estate belonging to the County, (Part of provision added as follows), and to lease surplus real estate belonging to the County to any party for any public use approved by the Commissioners including constructing, maintaining and operating public recreational facilities such as public golf courses and public swimming pools, all at the lessee's expense for any period not exceeding 50 years, provided that all improvements made to the leased real estate shall become the property of the County on termination of lease, and provided further that any such lease shall not be assigned or sublet without the approval of the Commissioners, and further provided that prior to granting any such lease, the Commissioners shall cause such property to be appraised by at least two appraisers so as to have a guide for the fair market rental value thereof, taking into consideration improvements to be made to such real property and provided further that prior to granting any such lease the Commissioners shall hold a public hearing at one of their regular sessions to determine the best public use of such real property and the Commissioners shall order the Auditor to give such notice of hearing by one publication in at least two newspapers in general circulation printed in the County, or if there be not two newspapers printed in any adjoining County, which notice shall name a date not less than ten days after date of publication on which said Board of Commissioners shall hold such public hearing, but only in conformity with existing law.

Commissioner Butthod noted that this is the hearing that was set in accordance with the statute, duly advertised in two newspapers of general circulation in this County.

Commissioner Stofleth introduced three men who were helpful in advising the Commissioners of the erosion of the land at the County Home, and what they thought as the best use for this land. They were Mr. Tom Pugh, the District Conservationist. Mr. Herschel Whitham, the County Extension Agent, and Mr. Al Beach, the Area Extension Agent.

Commissioner Butthod said that what should be determined this morning was what the best public use of this land is, not to determine what procedure might be used in the event it is determined that a golf course is the best public use, who may bid, or the terms and conditions of the bid, also that appraisers have not yet been appointed and the entire purpose of this hearing is to determine what is the most appropriate and the best use of the surplus real estate at the County Farm, acknowledging that under current economic conditions, continuation of it as a farming enterprise is not within acceptable

economic boundaries.

Commissioner Stofleth added that if this necessitates bidding, thought the Chamber of Commerce could help with the specifications and asked Mr. John Munger if they had any experience in this sort of thing. Mr. Munger said that several active members of the Chamber of Commerce have been closely aligned with such efforts in the past, pertaining to financing and some structuring of golf courses, and would like to take this opportunity to offer the services of the Chamber of Commerce to assist the Commissioners in any way possible, whatever direction is taken, they stand to assist, advise, or counsel in any way in regard to the specifications or any other matters, as there are a few people in the Chamber of Commerce who can contribute some information and help solve this problem.

Commissioner Stofleth introduced Mr. Kenneth Marlin, the Executive Director of the Area Plan Commission, who assisted in making the examination of the County Home.

Commissioner Burthod read a letter to which was attached a copy of the notice of public hearing from the newspaper of April 27, 1971. It read that the undersigned would like to make a proposal for the County owned land that has been proposed for a golf course, that this ground should be put to a better use, the able bodied people on Welfare here in Vanderburgh County could each have a garden of his own, to raise enough vegetables to help out in their homes and could compete for a prize for the best garden, as it would surely be an incentive for each individual to help himself just a little, and believes that the County Agent would tell anyone about what to raise and the know how to do the job. Letter received and filed.

County Attorney Lockyear said that there was also a letter, in the same minutes, from the John Fendrich Golf Club, backing the proposal, also some discussion about the taxation of the facilities to be built on the County Home property. He said that there was also the appointment of two appraisers to appraise the real estate, who were Mr. James Helfrich of Helfrich Realty Co. and Mr. Donald Rayburn of Citizens Realty and Insurance Co.

Commissioner Stofleth asked if there were any deletions or additions to the minutes that the County Attorney had read.

Commissioner Willner moved that these minutes stand approved as read. So ordered.

Commissioner Stofleth then asked if there were any new proposals for the use of the County Home, and said if there were, he would set a policy for the Commissioners, in that they would hear anyone that would like to be heard, and would like to follow parliamentary procedure, but did not want discussion among those present in the audience. He said those that want to be heard would please raise their hand, come to the podium, address themselves in order for the secretary to have their name for the record.

County Attorney Lockyear suggested that the record show that this is a supplemental meeting to the meeting of May 10, 1971, to determine the best possible use of the surplus land heretofore declared by the County Commissioners, at the County Home.

Commissioner Stofleth then asked if there were any remonstrators, other than those proposed previously. There being no remonstrators, Commissioner Stofleth asked if there was anyone who would like to be heard.

Charles Schnute was present as a member of the Executive Committee of the United Tax Payers Association, representing this organization at this meeting tonight. He said that according to the newspapers for the past year, there have been some suggestions as to what the poor farm ground would be most suitable for and at the same time assure the County a fair return on it's investment in leasing this ground, that a very well known citizen of this community has already offered to construct and develop this ground into a golf course at no expense to the tax payer, and with this in mind, it is their opinion to accept such a proposal from a citizen of the community for such a project would very definitely add to the beauty of our County for several reasons, first..It would beautify the ingress and egress for the many thousands of people who enter and leave the City of Evansville. secondly..It would be an added plus for entertainment for those visitors who come to our City for conventions. third..This golf course is very badly needed in the County as the present facilities are not sufficient to accommodate our present population. fourth.. By allowing the leasing of this land to a private citizen, a golf course would be built without costing the tax payers of this community a single cent, but the golf course would still be used by

the general public. fifth.. It has always been stated that our present golf facilities are very expensive to maintain, but here again, this cost would not have to be paid for out of tax money. sixth.. He had recently read an article by an Ecology professor who stated the golf courses are a factor in helping to reduce air pollution, therefore the United Tax Payers Association wholly endorse the land in question to be developed into a golf course at the earliest opportunity.

There was great applause by the audience, and Commissioner Stofleth asked that this be refrained from as much as possible in order to get the meeting over with, then asked if there was anyone else who would like to be heard.

Mr. Willard Shrode, who represented Bob Hamilton then spoke. He said that Mr. Hamilton had asked him to make a statement for him and in his behalf, although he is vitally interested, he thought it might promote a freer discussion if he were not present as he knows many golfers and many people around, so asked Mr. Shrode to be present for him, and make the following statement... You Commissioners tonite are considering the advisability of utilizing certain surplus public ground for a public golf course, at the expense and risk of private capital. Bob Hamilton is interested in bidding on such a proposal. If he is the successful bidder, he will invest hundreds of thousands of dollars, hopefully, he will recover his cost and make a profit. If the venture is unsuccessful he will be bankrupt. This sobering thought leads him to the conclusion that he necessarily must have your co-operation and broad public approval. For this reason he has asked Mr. Shrode to make the following points clear so that the public, through the news media will know exactly how he stands. It is a matter of public record, on file at the park department, that the city golf courses have always operated at a loss, in spite of the fact, that they are taxfree operations. They pay no property taxes, they pay no income taxes, this matter can be verified as a matter of public record. The tax payers have to pay both, for the cost of constructing the golf courses, capital improvements and operating loses, year after year after year. For example, again this is a matter of public record, Wesselman Park golf course, which is only 9 holes, has already cost the tax payers over \$200,000.00, and is not yet completed. Let's take private clubs, even with substantial membership fees, dues, and assessments, they struggle to break even. In short, golf courses, to date, in this area, have not proved to be very profitable. Bob Hamilton, if he is the successful bidder, will be required to construct a first class golf course at a cost of hundreds of thousands of dollars to himself and not one penny's expense to the tax payer. He will be required to pay certain property taxes on his leasehold interest, including any buildings and structures he may erect on the property. He wants to make it clear that he wants some reasonable protection in this regard. If he is the successful bidder, he proposes to furnish one 18 hold golf course, 2- 9 hole golf courses, a practice range, two putting greens, a modern golf house facility, completely watered fairways, greens and tees, and all other pertinent facilities. The successful bidder will assume the risk of operating such a golf center for fifty years, again, without a penny's cost to the tax payer, moreover the successful bidder will be operating an industry in the Evansville area employing at least twenty persons with the attendant payrolls, substantial purchasing of goods, locally, thus providing an increase in cash flow to the community and helping it's economy. Bob Hamilton feels that the risk to him together with the benefits to the community can justify nothing more than nominal rental. If there is no need or desire by the public for such a golf center, this matter should be dropped. In a nut shell, Bob Hamilton feels that the successful bidder will do as much, if not more, for the tax payer and the residents of this community as the public, acting through the Commissioners will do for the successful bidder, in other words, this is definitely a two way street, and it involves a considerable risk of capital. Time is growing short, good construction weather and the planning and growing season waits for no one. If this matter is not written off promptly one way or the other, my client for one, is not interested, however in spite of the delay, he insists that this matter be put to public bid. This will completely demolish any argument that he has received any preferential treatment. If any other party whatever cares to make a better bid, he is free to do so, therefore we propose that if you desire to proceed further, you make provisions for advertising for bids tonite, you, of the public are adequately protected in as much as you will have the absolute right to reject all bids, if you so desire, or even change your mind about the use of the property, at any time before a bid is accepted. Bob Hamilton is as interested as you Commissioners in ascertaining that there is no public disapproval of such a proposal before any final lease is executed, for that reason he has made this very frank disclosure to you, and to all other persons who may be interested on bidding. You, the news media, and the public know his attitude fully,

reaction is invited, while this grinds away, and now, hopefully, lets proceed to determine this matter as soon as possible, one way or another, Thank You.

Dick Greenwell, President of Southern Indiana Amateur Golf Association, who said he didn't come to make a speech, but he said that they have so many people that they talked to about getting to this meeting tonite, and thought there would be three times as many present but most men think that they are going to be called on to speak, so all he had to say was that he hopes that Mr. Hamilton gets this deal, and quick, so would like for everyone, to quietly stand if they are for this deal. Everyone stood.

Commissioner Stofleth said that from the soil interpretation sheets, Mr. Pugh thought that the soil was pretty good for golf, also that some of the land is too rough for farming, and undesirable for industry. He said that the County Extension Agent, Mr. Al Beach, said it would not be economical to utilize the land as a farm. He said it seems that there are no dissenting votes. He said that Commissioner Willner had thought that there might be, and so did he. Commissioner Stofleth then asked County Attorney Thomas Lockyear if he had a bid tentatively prepared to submit, as this should be started, even though he doesn't play golf, he isn't opposed to it, and would like to see this land leased as soon as possible.

Commissioner Stofleth said that since Commissioner Buthod was out of the city, so unable to be here, if it was agreeable with Commissioner Willner, he would like to postpone this and definitely vote on it Monday, at the regular meeting of the County Commissioners, but in view of everything concerned, Commissioner Stofleth said that he is definitely in accord with a golf course at the County Home.

The County Attorney said that he didn't want to put Commissioner Willner on the spot, but if this matter can be determined tonite, he thought that the Commissioners could propose that the best use of the surplus land at the County Home is for a golf course or for some recreational facility, that this be done, if not, he proposed it be done at the next regular meeting, or at a special meeting to make this determination.

Commissioner Stofleth said that Mr. Ken Marlin, the Executive Director of the Area Plan Commission, was present, so asked him if he would like to make any comment, as to how he feels about the area at the County Home.

Mr. Marlin said that his office is in the course of making a survey on the area to the north and to the west, and are concentrating on the Evansville area simply because this is a populated center. He said that as a result they make a detailed study of the population base and the economic base, and land use base, recreation needs, which they do all the projection on, and the area to the north and west is definite area of growth, one of the things that they are concerned with and feeling that there is a need, is the retention of open area for future recreation, and with this in mind, they took a hard look at the County Farm, they had two alternatives, one was for housing, but with bad soil conditions and the flooding situation, this would put economic costs on it and therefore would not be conducive. They looked at this land for light and heavy industry, and with this in mind, had to look at the soil and through experience this soil was not very conducive, so if there is an open area in a park-like setting, for a recreational purpose that would answer an immediate need, also a future need, that seems to him the proper use and a logical use for Evansville and for Vanderburgh County, in particular, and for thirty or forty counties in the surrounding area.

Commissioner Stofleth said that he had previously made a statement that had come from the office of Mr. Herschel Whitham that expressed a feeling on this.

Commissioner Stofleth asked Commissioner Willner if he had a motion to make or if he has any comments, but he would personally like a motion made tonite for the benefit of everyone concerned.

Commissioner Willner said that he would like to make the motion that Commissioner Buthod had made on May 10, at which time Commissioner Willner had asked for this evening meeting to make sure there was no segment of the public that had a better idea than that of golf courses, so at this time, Commissioner Willner moved that with no better use for this land, to be found, to make a resolution that this surplus property is best suited for public recreational use, not to exceed fifty years. In the absense of Commissioner Buthod, Commissioner Stofleth asked for a vote.

Commissioner Stofleth instructed the County Attorney's to proceed with the necessary advertisement in the newspapers, so that the plans for recreation facilities can get under way, and asked when this ad would start and how long the ad had to run, as required by law.

The County Attorney suggested to Commissioner Willner that the motion read in the terms of the statute, in that the County Attorney's be authorized to prepare a notice to lease surplus real estate belonging to the County, to any party for any public use approved by the Commissioners, including construction, maintaining, and operating any recreational facilities, such as public golf courses and public swimming pools, all at the lessee's sole expense for any period not to exceed fifty years.

Commissioner Willner said that he doubted whether the Commissioners were prepared at this time to divide the property.

County Attorney Lockyear said that maybe by the time the ad is ready, it can be determined exactly how much of the land will be needed by Mr. Harness at the County Home, so the prospective bidders would know specifically what they are bidding on, and suggested a motion be made that the surplus land at the County Home be advertised for bidding for maintaining public recreational facilities, golf courses, and swimming pools, as the statute reads, not to exceed fifty years. Then it will have to be determined specifically what land at the County Home is surplus, and suggested this be done immediately, if the Commissioners want to see a recreational facility built at the County Home, as this is the time of year for building. He thought the County Surveyor should get with Mr. Harness to determine just which twenty acres Mr. Harness would want for gardening at the County Home, as he had said that he needed approximately that amount, or maybe a little more.

Commissioner Stofleth said that it is the Commissioner's prerogative to retain certain parcels of surplus land.

The County Attorney said that he was afraid that the Commissioners would get in a bind if not careful, as they have already declared what is surplus, and if they start backing up and declaring something else surplus, that wasn't previously declared as surplus, for the purpose of building a recreational facility, it would appear to him that it would have to be started all over again. As to a few more acres that might be needed, he thought the Commissioners could un-surplus property, but not add to the surplus list without having a hearing on it.

Mr. Harness said that there are 247 acres of land at the County Home, that 20 acres were excluded from this amount, and left the other 227 acres as surplus land, and in his opinion if the wish to retain an additional 5 acres, it will leave 222 acres available for recreational facilities.

Commissioner Stofleth said he thought that Mr. Harness mentioned something about an additional 20 acres for future expansion.

Mr. Harness said that he did at one time, but at that time he had also stated that he would like some counseling from land experts and from his superiors, if this was to be done, and he thought that Mr. Lockyear's suggestion was proper and that a meeting could be had by the Commissioners, the Surveyor, and himself, that they could determine exactly where the line is, which would be in the lease.

Commissioner Stofleth said they have arrived at a decision, as to the use of the property for recreational facilities, and now a mention is made of an additional 5 acres. If this acreage is leased for recreational facilities, he hoped that no one will come back later and say that they need more acreage for expansion, because once the land is leased, that's it, so now is the time for Mr. Harness to say how much land he needs.

After a short recess, the meeting resumed, after the Commissioners studied various courses of decision on this matter.

Commissioner Stofleth then moved that the County Attorney's prepare notice to bidders, to lease the surplus real estate at the County Home for Construction, maintaining and operating public recreational facilities such as public golf courses, public swimming pools, all at the lessee's expense for any period of time, not to exceed 50 years. Commissioner Willner seconded the motion. There being no questions, a vote was taken, and with the vote being unanimous, in the affirmative, the motion was carried.

The meeting recessed, then reconvened for the purpose of voting on the motion made by Commissioner Willner, as the surplus property being best suited for recreational use, which was omitted previously. The vote being unanimous, in the affirmative, the motion carried.

Commissioner Stofleth now repeated his motion, after previous motion had been voted on. He moved that the County Attorney's prepare notice to bidders, to lease the surplus real estate at the County Home for construction maintaining and operating public recreational facilities such as public golf courses, public swimming pools, all at the lessee's expense, for any period, not exceeding 50 years. Commissioner Willner seconded the motion. There being no questions, a vote was taken, with the vote being unanimous, in the affirmative, the motion was carried.

The meeting adjourned at 8:45 p.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Bill Wittekindt
(Deputy Auditor)

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

H. Wolfert
G. Clabes

Secretary: M. Meeks

A. J. Stofleth
Robert L. Willner
Bill Wittekindt
Thomas Lockyear
Thomas Swain
H. Wolfert
G. Clabes

COUNTY COMMISSIONERS MEETING
MAY 24, 1971

The regular meeting of the County Commissioners was held on Monday, May 24, 1971, at 9:40 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: RE-ZONING PETITION...VALLEY VIEW BUILDING..A to R-1

The re-zoning petition of the Valley View Building was again presented to the Commissioners, after having been postponed for the past week for study. The premises affected are situated on the North side of Schenk Road, East of the Penn Central Railroad and on both sides of Orchard Road. Requested change is from A to R-1. The vote on this petition, by the Area Plan Commission was 6-3 in favor of petition.

Commissioner Buthod said that he and Commissioner Willner spent time circling over this area involved in the petition and it left him with several reservations. He observed a potential serious water problem and was very apprehensive about the fact that much of the area would be in the direct path of any break in the dam on Kahre Lake. He said that he was very apprehensive about the capacity of the stream leading into Locust Creek and the bridge across Schenk Road, at that point, also curious as to where the lagoon area or field beds, to take care of the private sewer systems, would appear. He said it is true that a subdivision plat would have to be submitted to the Plan Commission, but as far as the Commissioners are concerned, it is only through the zoning that they have any control over whether the subdivision plat is subject to the Plan Commission only, so the Commissioners have time to defer this again in order to study it further. Commissioner Buthod said his principle concern is the water problem. He thought a portion of this area would be suitable for building, but a large portion, he thought unsuitable.

Mr. Van Stone had said that the engineer's have studied this problem, but Commissioner Buthod said he hasn't had time to review it, and according to the report on lake, points out that there is no particular existing hazard down the stream from the proposed dam site, and due to local respect for seasonal flooding, not contemplated, which indicated to him, the building of the lake contemplated was considered seasonably flooded and therefore would be unsuitable for building purposes.

Mr. Van Stone said that the engineer was not present today, that he was unaware of the engineer being needed, but had he been here could have better informed the Commissioners on the conditions in question.

Commissioner Stofleth asked Mr. Biggerstaff if he had Mr. Smith to go over this area. Mr. Biggerstaff said that he did, and that there are two pipes under Orchard Road, and one is a 36 inch pipe, the other a 48 inch pipe, and not considering the lake, a 78 inch concrete pipe or 102 inch corrugated pipe would have to be installed to carry the water. He said the present structure at Schenk Road is adequate, that the ditch is adequate to carry the water but the bottom of the ditch could be dredged out, and there should be no flooding problems here.

Mr. Griffith, representing the remonstrators said that they have had the United States Department of Agriculture, as well as the Soil Conservation District to make a study of this land and in doing so, have determined that 50 to 60% of the area is of the soil type, stendal, and he asked them for a report on the stendal series, and the characteristic of it in regard to drainage, which showed that it exists of somewhat poorly drained soil that had medium textured surface with a layer of subsoil.

Mr. Griffith said that he also asked them what this soil characteristic would mean as far as residential development, and it was found to be extremely poor for a foundation facility. He also asked what effect this soil type would have on a development in regards to sewage facility and found with regard to residential area with public sewer, severe subject to flooding and seasonal high waters, and residential area without public sewer, severe subject to seasonal highwater and subject to flooding, so he thought that over 50% of this land would be unsuitable for foundation of buildings, and another 20 to 30% of this land is made up of hosmer type soil, which would be unsuitable for building or for sewage facilities. He submitted a map showing the drawing of area sought to be re-zoned, different soil types and description of soil types for the Commissioners to study. Mr. Griffith then had remonstrators to stand. He also submitted a soil survey of the area and a petition from remonstrators.

Commissioner Buthod said that he would like to have a two week deferral on this petition, as he isn't sufficiently informed at this time. He so moved and apologized for the inconvenience this caused those involved.

Commissioner Stofleth asked Mr. Biggerstaff if he would please furnish the

Commissioners with any information that would help them on the study of this petition. He also told those concerned that the Commissioners would have a decision on June 7. Commissioner Willner seconded the motion of Commissioner Buthod. So ordered.

RE: RE-ZONING PETITION...KAHRE BROTHERS, INC...A to Industrial M-2

The re-zoning petition of the Kahre Brothers Inc., premises affected are situated on the west side of Darmstadt Road, and is designated as Agricultural, so is requesting change from A to Industrial M-2. This petition had been continued since there was new evidence and the extra time was given to give those concerned more time to study the petition.

Mr. Roberts represented the Kahre Brothers in this petition. He presented a map of the area in question, to the Commissioners. He said that he had presented the petition in three parts to the Area Plan Commission and names of some 100 petitioners who are neighbors of the Kahre's who agreed to the re-zoning providing there was a covenant presented as form of this petition, limiting the use of limited part of property. He said this building had originally been built as a poultry house. He said that the Kahre Brothers have a modern machine shop across the way from the land in question which is zoned M-2, and since they are outgrowing their present building, which can't be expanded, and with the covenant, asking that the re-zoning be approved, and not using the land for any other purpose, to permit them to expand their business. Mr. Roberts said that this area had no traffic problems.

Commissioner Buthod said that it seemed to him that this area was well screened by trees and the area remote to homes in the area.

Mr. Cox, representing the remonstrators, said that the Zoning Committee studied this area and decided this was not proper land use for this area. The Plan Commission overrode this recommended denial so Mr. Cox said something must have happened to change their minds, so he found that a petition was presented with 100 names, and of these 100 signatures, 13 of them had the name of Kahre. Twenty three signatures were from Wortman Road which goes quite a way down the road, he also had one affidavit from a Mr. Day, who said he didn't realize what it was when he signed it, and after Mr. Cox explained it to him, he was against the petition, so in final analysis, he said that there are about 26 signatures. He said the question is that the Plan Commission Zoning Committee who studied the best land use, rather than the denial and thought the Area Plan Commission overrode that recommendation because there were 100 signatures of people for the petition, and Mr Cox only had 2 remonstrators there. He said there are objectors and they do object to this re-zoning. Mr. Cox urged upon the Commissioners that this is not the proper use for this land. He also thought this might cause others in this area to seek re-zoning and urges denial of this petition.

There being no one else wanting to be heard, Commissioner Willner moved this petition be awarded with the covenant. Commissioner Buthod seconded the motion. There being no questions, a vote was taken. The vote being unanimous, in favor of petition. The motion carried.

RE: CLAIM...SHERIFF RINEY...FOR PRISONER'S MEALS

A claim was presented to the Commissioners from the Vanderburgh County Sheriff, in the amount of \$5,050.00 for meals of the prisoners, from April 15, to May 14. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

After a short recess the meeting resumed.

RE: AWARDING OF BIDS: SOUTHWEST INDIANA MENTAL HEALTH CENTER

Mr. Bob Spear said that after examination of bids, during the past week, by the Board of Directors for the Southwest Indiana Mental Health Center, the following bids were recommended:

Group 100	Desks	\$12,075.00	.....	Guthrie's Office Equipment
Group 400	Files	\$ 2,268.00	.....	Guthrie's Office Equipment
Group 500	Tables	\$ 1,250.00	.....	Guthrie's Office Equipment
Group 600	Acc.Tables	\$ 2,448.60	.....	Helen Cooper Associates
Group 700	Stk.Chairs	\$ 4,422.90	.....	Adams Office Machines
Group 800	Chr. Sofa	\$14,467.00	.....	Guthrie's Office Equipment
Group 1200	Lamps	\$ 1,017.00	.....	Guthrie's Office Equipment

These are the groups where bids were received on certain items. Some bids were not considered due to the fact that they didn't bid on all items in a group and some were rejected because they weren't received on time. On Groups 200, 300, 900,

1000 and 1100 which no bids were received, will be purchased on the open market.

Commissioner Buthod moved that these bids be awarded in accordance with the recommendation of the Board of Directors of the Southwest Indiana Mental Health Center and insofar as the Commissioners are concerned, permission be granted for remaining items to be purchased on the open market.

Commissioner Stofleth seconded the motion. The vote being unanimous, in favor of awarding bids as stated. Motion was carried.

County Attorney Lockyear said that a bid was received from Risley's Printing and Copy Service last week, on the furnishings for the Southwest Ind. Mental Health Center, but not in an envelope, so it wasn't considered, and through a misunderstanding, after Mr. Risley talked with Mr. Lockyear, thought it was allright to re-submit bid in sealed envelope, but Mr. Lockyear meant the bid had to be submitted in a sealed envelope on the day bids were due.

Commissioner Buthod moved the bid be rejected as it was not received at the proper time in the proper form. Commissioner Stofleth seconded the motion. The vote being unanimous for rejecting the bid. The motion carried.

Mr. Lockyear had another bid from Orr Iron Co. It was addressed to Condict & Fosse Architects. Someone took it to the Auditors Office, and asked the girl to put it on the Auditor's desk, which she did. Mr. Volpe was out of town for three days, and when he returned, the bid was on his desk, but from the outside of envelope, one could not tell that it was a bid, because it was not proper as to form. Commissioner Buthod said that there must be order in standard procedure of bidding and moved this bid be rejected. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: RE-ZONING PETITION...ROGER A. BACON...A to C-1B

A re-zoning petition was presented to the Commissioners from Mr. Roger A. Bacon. The premises affected are situated on the east side of Boyle Lane, a distance of 1/2 mile North of the corner formed by the intersection of Boyle Lane and Base Line Road. The requested change is from A to C-1B. Commissioner Buthod moved this petition be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: REJECTION OF BID ..ON CHANNEL REPAIR OF PIGEON CREEK

Last week, only one bid was received, for the Channel Repair of Pigeon Creek, and the log jam at Stringtown Bridge. This bid was from Robert F. Traylor Corp., in the amount of \$19,360.00. Commissioner Stofleth said that he and Mr. Biggerstaff and Mr. Karch went to look at the bridge but the water was high and they were unable to see much.

Mr. Karch said he went out there again to look the situation over, and said they could remove the trees that aren't necessary from the North side to the South side of the creek, then Sam Biggerstaff could make the cross sections. Commissioner Stofleth said that he hoped that this could be done rapidly.

Commissioner Buthod wondered where the money would come from.

Mr. Biggerstaff said that it could come out of the Highway Contractural Fund, he thought. Commissioner Buthod said he thought the funds would have to be transferred.

Commissioner Buthod moved the bid be rejected and authorized the Highway Department to proceed with portion of work that can be done with their own machinery. Commissioner Willner seconded the motion.

Mr. Munger said that there is a new law that permits the transfer of funds between departmental budgets, and thought this might help solve the problem here as it would be through them that funds would be transferred, he said he would check the law on this and bring a copy to the Commissioners.

RE: SPECIFICATIONS TO BE APPROVED...QUARTERLY BIDS

The specifications were presented for the quarterly bids for July, August, and September of 1971, for groceries, Dairy Products, and Bakery supplies for the County Home and Hillcrest-Washington Home.

Commissioner Buthod moved specifications be approved. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: EMPLOYMENT CHANGES...APPOINTMENTSCOUNTY RECORDERS OFFICE

Mary V. Ohl	2108 Heidelberg	Photo Copy Clerk	\$4250.00 Yr.	Eff: 6-1-71
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VOTERS REGISTRATION OFFICE

Marilyn Merchant	3113 E. Cherry	Typist	\$ 12.00 Day	Eff: 5-24-71
Elizabeth Omer	1052 Madison	Typist	\$ 12.00 Day	Eff: 5-24-71

VANDERBURGH COUNTY HIGHWAY

Roger Koester	319 E. Louisiana St.	Operator	\$ 3.10 Hr	Eff: 5-18-71
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RE: EMPLOYMENT CHANGES...RELEASESCOUNTY RECORDERS OFFICE

Cora M. Hasson	217 S. Bedford	Photo Copy Clerk	\$4450.00 Yr.	Eff: 5-31-71
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VOTERS REGISTRATION OFFICE

Esther Goodrum	5406 Kratzville	Typist	\$ 12.00 Day	Eff: 5-21-71
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VANDERBURGH COUNTY HIGHWAY

Roger Koester	319 E. Louisiana	Trk- Driver	\$ 2.80 Hr.	Eff: 5-18-71
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RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that there has been some complaints about some trucks loaded with fill dirt that have been tearing up Bergdolt Road. He suggested the Commissioners send Feigel Construction Co. a letter, to the effect that whoever they are sub-contracting this job to, are overloading their trucks, there is also a dust problem.

Commissioner Stofleth suggested the extension of St. George Road, and Penn Central said a letter had to be obtained from the Public Service Commission, of permission to cross their Right of Way. Mr. Biggerstaff said that during World War II this road was vacated instead of being closed and the airport put a fence down the center of the road and the Engineer proposes to remove this fence and straighten the road, that Whirlpool has used this road and it is pretty congested, as the only other access is Lynch Road.

Mr. Biggerstaff also said that on Fisher Road, North of Boonville-New Harmony Road, has been closed for sometime. There is a creek that crosses Fisher Road, and sometime ago Mr. Althaus was given approval to barricade the road off. He had said that he and Mr. Karch has been looking at this and Mr. Karch would like to remove this as the kids have been going around it and he is afraid that someone might get hurt. Mr. Biggerstaff said that it is his recommendation, since the road is closed at this point, to put up a permanent barricade and take the bridge out, as no one lived on the road there, and it isn't needed for travel.

Commissioner Willner said this road has been closed for about a year and there is nothing wrong with this bridge that a little maintenance won't take care of. He said the approach's have been washed out where rain water has run down the sides, and the side rails have been cut off. He said this has made a hardship on the farmers.

Commissioner Buthod said that he is very reluctant to close down any accepted County roads.

Commissioner Stofleth asked Mr. Biggerstaff to get some estimates on having this repaired.

Mr. Biggerstaff said that he had been on Graff Road and there are some big pipes there, with ponds on both sides and down the way there is a bridge, he said that he doesn't know why this was built the way it was, it has brick retaining walls, and he doesn't know what purpose they serve. He suggested filling the pipe with dirt, as it is causing the road to sink.

Commissioner Buthod said he had a call about the drilling rig and asked Mr. Biggerstaff about it.

Mr. Biggerstaff said that he talked to the chief of the drilling rig, and they already had it in, where they were inspecting a bridge. He told them to put planks across the bridge to get the rig out to protect the workers, and also the bridge itself.

RE: MR. HOTZ...AIR CONDITIONERS AT COURT HOUSE

Mr. Hotz asked about the air conditioners at the old Court House which the Conrad Baker Foundation has been using, that belongs to the County. Commissioner Stofleth said that there has been some reluctance from the foundation since the auction of surplus items at the Court House, that the Conrad Baker Foundation has assumed that the items left, belonged to them. Mr. Hotz wanted to remove these air conditioners and take them to the Boehne Convalescent Center to combine them with the surplus there, for a sale.

Commissioner Buthod said that all along he has understood that the County retain ownership of all these air conditioners, and permitted the Conrad Baker Foundation to use them temporarily until plans were made to dispose of them, and that they were never authorized to keep them.

Commissioner Stofleth, with the approval of the other Commissioners, asked one of the County Attorney's to write to Mr. Karges, the President of the Conrad Baker Foundation, and inform him of the problem of the air conditioners.

Mr. Hotz said that there were 10 or 12 air conditioners that he wanted to put with other surplus for the auction.

RE: MR. KARCH

Mr. Karch said that the Marx Road Bridge should be open soon. Commissioner Stofleth asked if the trash containers were as over littered as they were last week-end. Mr. Karch said there was some trash around the containers but not as much as there was before.

RE: MR. ROEHM

Mr. Roehm said that he had the specifications ready for the bids for the repair or replacement of the Coliseum doors. Commissioner Buthod moved that these specifications be approved. Commissioner Willner seconded the motion. So ordered. Bids to be opened on June 7, 1971.

RE: TIME DISCUSSED ON RECEIVING BIDS

It was discussed about setting the time up for bids to be received, so more time would be given in order for mail to be received by the time the bids are opened, so Commissioner Buthod moved that bids be received by 9:30 Central Standard Time. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness said that in deciding how much land to retain at the County Home, he would like counseling from the Commissioners. Commissioner Buthod said that he talked with Mr. Shrode, and said that he would like to help in preparing specifications, but couldn't do so before Wednesday, so set the time for Wednesday, May 26th, at 4 p.m., for the County Attorney and Mr. Shrode to meet in Commissioner Buthod's office, to try to work out some specifications to present to the Commissioners. He thought what would have to be done is to provide flexibility in the land that will be available. He thought perhaps the rental could be established and an application of percentage of capital improvements to rental for specified number of years, and he would much prefer if the lease forms be made with certain blanks in it because then they would have a better facet for comparing bids.

Commissioner Stofleth said that after looking at this land, thought a minimum of at least five more acres should be kept for garden purposes.

Commissioner Buthod said that in connection with the Editorial in the newspaper last week, there has apparently been some misunderstanding, there was no thought that anyone in Vanderburgh County with sufficient authority to give any assurances whatever for the respect of future taxation, as this is not a consideration.

Mr. Stanley asked if a public hearing had been had for determining the best possible use of this land.

Commissioner Buthod explained that the official meeting was held at a regular meeting of the County Commissioners, as required, then an unofficial supplement hearing was held of an evening, at which time there were no remonstrators, and it was decided that the best use for this land was for recreational purposes.

Mr. Munger asked if a representative could be present at the meeting on Wednesday, in the interest of the public.

Commissioner Buthod said he preferred that there not be, as he considered this a work session to develop something, so would suggest the County Attorney's and Mr. Shrode get together with him so the Attorney's can decide something to submit to the Commissioners, and to the public, and it would be fully reviewed, so at this stage, he said, he doesn't want anyone around to create distraction, but if anyone wants to sit in and listen, they would be more than welcome.

Mr. Munger said he would like to sit in at this meeting and was assured that he could do so.

RE: COMMENT OF BUILDING PERMIT...MR. ROEHM

Mr. Roehm said that a request is in the offing for a building permit, for an installation in an area that is subject to flooding, and he doesn't want to issue a permit where there is a water problem.

Commissioner Stofleth said that Mr. Roehm is the building Commissioner, and can make his own decision on this.

Commissioner Buthod said that what Mr. Roehm meant was that he really hasn't been given the power to deny a building permit based on the drainage pattern, and said that he would like for the County Attorney to review the existing ordinance, and review the powers of the Commissioners on this, and if it is found that the Commissioners have the power, that the ordinance be amended.

RE: MR. KOCH

Mr. Koch said that raw garbage is being dumped in the trash containers at the County Garage and in the container on Burkhardt Road and Old Boonville Hwy., and since this is a health hazard, especially with summer coming, thought some publicity would help this situation. The public was asked to place their garbage in a bag or something before disposing of it in the containers.

Mr. Koch also said that there is a hazardous corner at Oak Hill & Bergdolt Roads. He said that he has tried to contact the owner several times to get them to cut the weeds on another corner at this intersection.

He also said that Schroeder Road and Barton Road have not, as yet, been repaired.

Commissioner Stofleth said that he received a call from Mr. Lensing, asking the permission of the Commissioners, to block off the 5300 & 5400 block of Cunningham Drive, on Sunday, May 30, from 12:00 noon until 8:00 p.m. for a street party. This was agreeable with the Commissioners, and permission was granted.

The meeting adjourned at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Wm. Wittekindt Jr.
(Deputy Auditor)

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

G. Clabes R. Lyles
S. Smith C. Cooper
A. Jackson B. Stanley

Secretary: M. Meeks

[Handwritten signatures of A. J. Stofleth, James M. Buthod, and Robert L. Willner]

COUNTY COMMISSIONERS MEETING
JUNE 1, 1971

The regular meeting of the County Commissioners was held on Tuesday, June 1, 1971, at 9:45 a.m., with President Stofleth presiding.

Deputy Sheriff James Fravel opened the meeting.

The minutes of previous meeting were approved as read, and the reading of them dispensed with.

RE: DISCUSSION AND APPROVAL OF AD FOR PROPOSALS ON USE OF COUNTY HOME LAND

Commissioner Stofleth said he didn't know how many read the article in the paper, on the use of the land at the County Home, but that on Wednesday, May 26, 1971, there was a meeting at which time the County Attorney's drew up a proposal for advertising, to submit to the Commissioners so they could decide for what, and to whom, the surplus land at the County Home would be used.

Commissioner Buthod said that the meeting was held in his office, at 4 p.m., with County Attorney Lockyear, Mr. Shrode, Mr. Munger and himself. He said that the consensus of the meeting seemed to be that in-as-much as the statute authorizes any public recreational purpose, that in order to give the widest possible latitude to public use, what the Commissioners should do, rather than to specify a golf course, is to invite any kind of proposal within the range of permissible uses on the statute. He said that he has a personal preference of narrowing the use to a golf course, however thought the other point is very valid and he has modified his own way of thinking in that this is the best way to go. He said the Commissioners would advertise and invite proposals for any sort of public recreational use, which would be an invitation to negotiate. These proposals would then be weighed and examined in the opinion of the Commissioners as to their desirability. The Commissioners would expect to require some good faith money, something like \$2,500.00 proposal bond to assure the entering into good faith negotiations, if their proposal were given serious consideration to eliminate frivolous bids. A substantial performance bond would also be required, in the neighborhood of \$100,000.00 to \$150,000.00, depending on the type of proposal, to assure completion of the project.

Commissioner Buthod said that in order that the public can have every advantage, an ad will be placed in the newspaper stating that the Commissioners will receive sealed proposals for the use of surplus land at the County Home, for public recreational purposes including golf courses, swimming pools etc., and see what comes up. He said at that time, if a golf course is proposed he has some ideas, as to the specifications.

Commissioners Stofleth said that there should be an escalator clause added especially in the event of a golf course.

Commissioner Willner said he thought the ad should be placed for proposals.

Mr. Munger said that after proposals are received, and negotiated, he wondered how the negotiations would be considered.

Commissioner Buthod said it was difficult to say but thought the County Attorney's would get together and bring certain alternatives to the Commissioners and they, in turn, would negotiate with the principles of the proposed lessee, then when they had something that they felt was acceptable, would be aired in an open meeting. He said if the land is leased for golf, the lease should provide that the operators adopt reasonable regulations for play, subject to the approval of the County Commissioners.

Mr. Munger said in view of the fact of speaking of nominal fee, if it is reached, would like to suggest on behalf of the Chamber of Commerce, evaluation at the end of five years to see if the annual fee is reasonable or an equitable amount.

Commissioner Buthod said that he had formulated a thought where the rental would be fixed at a fairly substantial figure, and that there would be applied against that annual rental, a recoupment of capital expenditures, but not be reduced below the income.

Mr. Munger asked about the appraisal of the County Home property, and Commissioner Stofleth said the Commissioners were planning a meeting for tomorrow with the appraisers.

Commissioner Buthod moved that the County Attorney's be directed to prepare an advertisement to the effect that the County Commissioners will receive sealed proposals on June 14, 1971, for public recreational use such as golf course, swimming pool, etc., and that all persons making proposals be required to submit with their proposal a good faith deposit of \$2,500.00 in the form of a cashier's or certified check, or commercial bond, conditioned on their entering into good faith negotiations with the Commissioners and the approval of their proposals as accepted by the Commissioners. Commissioner Stofleth seconded the motion, the ad to run for two consecutive days in both newspapers, at the earliest time possible. Proposals to be opened on June 14, 1971. The vote being unanimous, the motion carried.

Commissioner Stofleth said that the ad should also read that the Commissioners may reject any and all proposals.

RE: SOIL SURVEY AGREEMENT

The final Soil Survey Agreement was presented to the Commissioners for approval. Commissioner Buthod moved this agreement be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Buthod said it might be in order to amend the County Zoning Ordinance to require that a copy of soil survey be submitted with any rezoning petition, that they are available at no cost, and he thought it would be very valuable to have the soil survey results available to the Zoning Board and the Commissioners.

County Attorney Swain said that two weeks ago there was a proposal to amend the County Building code, in reference to the flood plain, and he has received word from Mr. Biggerstaff that it is being worked on and if the Commissioners want this included, thought it would be a good idea to include this plus the soil survey to be included in the ordinance at the same time, as the original ordinance on the building code was proposed for subdivisions and not being subdivided, the code doesn't apply.

Commissioner Buthod said that it appears that the trend toward modular homes, either parallel with, or replacement for mobile homes is really a development of low cost housing and the building code now requires work done at the site, does not permit modular homes, he thought inconsistency in permitting mobile homes and not modular homes, also that this an economic rather than a safety measure, and he has heard some builders comment that they could build modular homes in the price range of mobile homes, so thought there would be difficult decisions to make on this in the next year or two.

RE: LETTER...CONRAD BAKER FOUNDATION

A letter was received by the Commissioners, addressed to Mr. Raymond Anderson, the Executive Director of the Redevelopment Commission, from Mr. Alexander Leich, the Treasurer and Director of the Conrad Baker Foundation, stating that the former Vanderburgh County Sheriff's residence, opposite the old court house on Fourth Street has been accepted by the National Cash Register, maintained by the U.S. Department of the Interior, as a building of unusual architecture and historic interest, but that they have no particular interest in the future preservation of the main jail building, but would put up quite a battle if the Sheriff's old residence were threatened, so urged the Commissioners that in the revision of their program, to mention the Sheriff's residence as an exception along with the Court House to avoid any controversy. Letter received and filed.

RE: LETTER...SOUTHERN INDIANA GAS AND ELECTRIC COMPANY

A letter was received by the Commissioners from the Southern Indiana Gas & Electric Company with drawings attached, stating that the drawings showed the location of proposed relocation of the St. Joe Gas Regulator Station, the necessary piping for the construction of the station, the plan to remove all underground gas facilities within the Right of Way of the County, and the only facility visible will be a valve box at ground level which will give the Gas Company access to the main distribution valve coming from the station, that no time table has been set for construction of the new station, however the plans are to have it completed by July of 1971.

Commissioner Buthod moved these drawings be approved. Commissioner Willner seconded the motion. So ordered.

RE: ADMISSION OF PATIENT TO HILLCREST SANATORIUM

A letter was received by the Commissioners from the City-County Health Department stating that a Mrs. Alma M. Kley was admitted to Hillcrest Sanatorium for isolation and treatment of reactivated pulmonary tuberculosis, and that she is medically indigent for Tuberculosis and in need of financial assistance for sanatorium care.

Commissioner Buthod moved this admission be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER OF COMPLAINT...SCHOOL CORPORATION

A letter was received from Mr. Rose, the Assistant Business Manager of the Evansville-Vanderburgh School Corporation, stating that when the moving Company took the voting machine to Fulton School for the Primary Election, the men were asked not to move the machine up the ramp that is covered with rubber runners, but they did anyway and tore two of the runners. He said that the Evansville Supply Company quoted a price of \$55.20 for the repair of these runners. This letter was referred to the County Attorney, so that he can contact the moving company responsible for this damage.

RE: LETTER OF COMPLAINT...GERALD AND LORETTA NIEMEIER

A letter was received from Gerald and Loretta Niemeier regarding the new bridge that was built last year on Mesker Park Drive and Folz Road. They wanted to know if the County intended to push the top soil back and reseed from where the topsoil was obtained to use for the bridge, as they get all the mud and dirt. They called George Ryan who had the contract, but got no where, and would like to see this job finished. They said that their mailbox was also set off their driveway and did not fix a place for it and the attention of the Commissioners, on this matter, would be greatly appreciated. Mr. Biggerstaff quoted the owners of the ground that the company used, as saying that Jerry David subcontracted the job from George Ryan, so this would be a private contractual agreement between Mr. David and the property owner. Commissioner Willner asked if the bond had been released on this project. Mr. Biggerstaff said he thought it had been released. Commissioners said they thought that they should help these people to get this problem straightened out but with the understanding that the County isn't assuming any liabilities. County Attorney Lockyear agreed to answer the letter.

RE: PETITION TO GET DITCH CLEANED

A petition was presented to the Commissioners with numerous signatures, to try to get Vanderburgh County to clean the ditch which lies between North 12th Avenue and St. Joe Avenue, from Allen Lane to Hobart. It stated that this matter was presented to the Commissioners in 1970, and that an inspector has checked and agreed that the ditch should be cleaned to give surface drainage. It has also been agreed that this is a health hazard, but as yet, nothing has been done.

Commissioner Buthod said that the subdividers should provide internal drainage, and he sees no reason for the County to assume this obligation. Mr. Karch said the County has no legal right in this matter, that it is up to the property owner. This matter was referred to the County Attorney.

RE: EMPLOYMENT CHANGES...APPOINTMENTS MADEVOTERS REGISTRATION OFFICE

Faye Weightman	2301 Hicks Dr.	Typist	12.00 Day	Eff: 5-26-71
Florence Bramble	533 Lodge Ave.	"	"	"
Mary Stewart	1719 Monroe Ave	Clerk	"	6-1-71
Virginia Robinson	909 Meyer Ave	"	"	"
Emma Morgan	651 Line St.	"	"	"
Virginia Daniels	3130 Arlington	"	"	"
Patricia Brandt	6401 Pollack Ave	Typist	"	5-26-71
Mabel Evans	1013 Grove St.	"	"	"

C.O.G. TRANS. & DEV. STUDY

Michael Shoulders	2202 E. Iowa St.	Draftsman	\$4,000 Yr	5-10-71
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VANDERBURGH COUNTY HIGHWAY DEPT.

Joseph Waltman	516 Lewis Ave.	TK Driver	2.70 Hr.	5-25-71
<u>VAND. CO. AUDITORIUM...MAINTENANCE</u>				
Wilbert Borum	620 Olive St.	Janitor	1.70 Hr.	6-2-71

RE: CLAIMS AGAINST THE COUNTY...COUNTY ATTORNEY

County Attorney, Thomas Swain said that he had 8 or 10 pieces of litigation with the County, of which most are claims for personal injury, and he wondered where the County stood on this, as he knew nothing about it. Commissioner Buthod said that this was a chore that shouldn't be dumped on the County Attorney's, and thought might be given to obtain outside counsel, as this curtails a specialized form of law practise. It was agreed that the Commissioners would select an attorney or firm to handle this matter.

RE: MR. BIGGERSTAFFCUT-IN

Mr. Biggerstaff had two cut-ins, one for Indiana Bell Telephone Co. to bury a telephone cable on Hogue Road, and one from the Southern Ind. Gas & Electric Co. to install a line across Vanderburgh County in line with Mill Road.

CLAIM ...SOUTHWEST ENGINEERING INC.

Mr. Biggerstaff had a claim from Southwest Engineering for final payment on Estimate #1 for the repair of Marx Road Bridge, west of Koresell Road. The base bid being \$5,450.00. They used 1697 lbs of steel at \$0.90 per pd. which amounts to \$1,527.30. The total of claim being \$6,977.30. Mr. Biggerstaff said that he and Mr. Karch inspected this bridge and said that Southwest Engineering Corp. did a very good job. He said that there will be a council call for \$10,000 to pay for this work, since it was an emergency, and rather than have Southwest Engineering Corp. to have to wait for their money, to pay them out of the Highway Contractural fund, then replace it. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

CLAIM ...CONNIE GARNETT...repair at Burdette Park

Mr. Biggerstaff presented a claim from Connie Garnett Contracting Inc. in the amount of \$5,791.92, for the painting and/or repairing of Burdette Park facilities. This was estimate #1. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. The vote being unanimous, the motion, carried.

CLAIM...CONNIE GARNETT...painting Nesbit Station Bridge

Mr. Biggerstaff presented a claim from Connie Garnett Contracting Inc. in the amount of \$2,163.00 for the labor and materials for painting of the Nesbit Station Bridge. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

CLAIM...STERNEMAN NURSERY

Mr. Biggerstaff presented a claim from the Sterneman Nursery, in the amount of \$141.94 to be paid out of the R&S account #2, for work done on pruning the pine trees on Oak Hill and Lynch Roads. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

CLAIM...DEIG BROS. LUMBER AND CONSTRUCTION CO. INC.

Mr. Biggerstaff presented a claim from Daig Bros. Lumber & Construction Co. in the amount of \$6,093.35, for final estimate on the Bujey Storm Sewer. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered. Mr. Biggerstaff said this job was completed and inspected.

CLAIM AND EASEMENTS...SO. IND. GAS & ELECTRIC CO.

The Commissioners were presented easements and a claim from the Gas & Electric Co. which was approved, in the amount of \$5,277.00.

RE: ESTIMATE ON BURDETTE PARK PARKING LOT

Estimate #1 was presented to the Commissioners from Daig Bros. Construction Co. Inc. with a run down sheet of work completed. The total amount being \$11,173.28. Commissioner Buthod moved this estimate be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that the water was still a little high but as soon as is possible, will get started on the job on Stringtown Road at the bridge.

RE: MR. KOCH

Mr. Koch said that he had talked to several people and they are very much concerned about the conditions on Schroeder Road and Barker Road. He said that the sod trucks and a log hauler are using these roads. The log hauler has the ditch stopped up on the north side of Schroeder Road, and was told before that if he was going to use this road to come out of the field, he would have to put a temporary culvert in, and as a result this has caused a bad drainage problem. He also said that the high grass there is causing a hazardous situation. Mr. Karch said that he talked to the log hauler and was told that he will take care of it.

RE: CHANGE ORDERS

Mr. Biggerstaff had two change orders. One, which is change order #12 is in the amount of \$6,035.70 for work needed to keep St. George Road open for the traveling public, during the winter months. It had to be graded and more rock was needed. The other change order #13 in the amount of \$143.50 for Traffic Control Devices and the double yellow lines, which the original plans did not consider. These change orders met with the approval of the Commissioners.

RE: MR. HOTZ

Mr. Hotz stated that he has Mr. Curran Miller at the meeting today, as the Commissioners had asked.

Commissioner Stofleth said that we now have another auctioneer that has offered his services, whose name is Jack Phillips.

The Commissioners agreed that they were satisfied with the services of Mr. Miller, they were pleased with the professional way the auction was handled, also the amount of money that was made, but thought that both Mr. Miller and Mr. Phillips should send a letter of proposal to the Commissioners.

Mr. Miller asked what date would be set for the sale. Commissioner Buthod suggested the dates of July 9 & 10, then changed it to 2 weeks later.

Mr. Miller said that he was not acquainted with this kind of sale, and that it might cause the time to run short, since there is a requirement of advertising for 4 weeks, and the later date set would not be open to him because of previous commitments.

Commissioner Buthod withdrew his previous motion, and said that a definite date for the sale would be set at next Monday's meeting.

Mr. Mynger asked who payed for advertising in a sale such as this, and was told that the County pays for it, but the Auctioneer places the ads.

RE: MR. HOTZ...

Mr. Hotz said that the money appropriated for the Custodian at Boehne will run out on July 1, 1971, and wondered if money could be transferred from his extra help account.

Mr. Volpe said that since the new law is in effect, money can be transferred within a department, with the approval of the County Council, but it doesn't have to be advertised, and suggested Mr. Hotz do this, then later replace the money.

RE: MR. HARNESS

Mr. Harness requested permission to motor to Indianapolis on June 12, 1971, in order to apply for his license as Health Facility Administrator. Commissioner Buthod moved that Mr. Harness's request be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: POOR RELIEF

ARNOLD GEPPNER - Failed to appear before the County Commissioners today, as was scheduled. Mr. Bob Olsen who is the Investigator in this case was present, but knew nothing of Mr. Gappner's whereabouts.

RE: POOR RELIEF...CON'T.

MRS. BEVERLY USSERY...13 S. Bedford Avenue...Pigeon Township....Mr. Bob Olsen and Mr. Ragsdale, Investigators. Mrs. Ussery has asked for help on utilities, and said that she was refused. She said that only partial payments have been made. Mrs. Ussery is unemployed, but said that she is trying to find a job. The Investigator said that she was carried on the relief rolls in 1969 and 1970, she then went on A.D.C. as she has one child. Her husband left them and contributes no support. The Investigator said that they only supplement A.D.C. in an emergency. Mrs. Ussery receives \$115.00 a month from the Department of Public Welfare, but said it doesn't go far enough as her husband left her with some bills to pay. The Investigator said that she spends the money for other purposes than it was intended, and that they paid her utility bill last month with the understanding that she not come back.

Commissioner Willner moved that this case be referred back to the Trustee. Commissioner Buthod seconded the motion. So ordered.

Meeting recessed at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

A. Jackson
R. Lyles
C. Leach
H. Marynell
S. Smith
C. Cooper

SECRETARY: M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING

JUNE 7, 1971

The regular meeting of the County Commissioners was held on Monday, June 7, 1971, at 9:30 a.m., with President Stofleth presiding.

The minutes of previous meeting were approved as engrossed by the Auditor, and the reading of them dispensed with.

RE: LETTER PERTAINING TO RE-ZONING PETITION

A letter was received from Johnson and Carroll, Attorney's for the group of remonstrators in the Re-zoning Petition of Valley View Building. This letter was to advise the Commissioners that they would be unable to attend the meeting this morning, at which time this petition was to come before the Board to be decided upon. They stated that they have been ordered to be present in Federal Court for a jury trial that will last for possibly five days. They asked that this petition be postponed until the next regularly scheduled meeting.

Commissioner Buthod moved that the continuance be granted, and the matter be reset for hearing on Monday, June 14, 1971, at 9:30 a.m.

Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

The County Attorney's were given permission to proceed with the opening of bids, while the meeting was in progress.

RE: MONTHLY REPORT: CLERK OF THE CIRCUIT COURT

The monthly report was received by the Commissioners, from the Clerk of the Circuit Court. Received and filed.

RE: VIOLATION OF HEALTH LAW

A letter was received from the City-County Health Department, the original of which was sent to Mrs. Edith Capps, stating that they have had several complaints regarding practice of dumping on the property at Bromm Road. They said that it will be necessary for this area to be closed to all further dumping of any type, that a reinvestigation will be made in approximately fifteen (15) days to determine if this condition has been corrected. Letter received and filed.

RE: LETTER FROM SENATOR ROBERT ORR

A letter was received from Senator Robert Orr, written to Theodore L. Sendak, the Attorney General of Indiana, in reference to House Enrolled Act No. 1648, which is now in the process of implementation here in Vanderburgh County as well as throughout the state. He said that the local officials became concerned as to whether the County Tax Adjustment Board still has jurisdiction over salaries of local office holders and their employees in the sense of being able to make reductions. They were in contact with Bryce Bottom, the Deputy State Examiner, who took the position that the County Council sets the salaries by ordinance and that, therefore, there can be no reductions by the County Tax Adjustment Board. He said that as one of the sponsors of the legislation in the Senate, it was certainly not intended that the position of the County Tax Adjustment Board be diminished in any way. The thrust of this legislation was in particular to remove the Legislature from further involvement in setting salaries of county office holders and to facilitate means by which agencies of local government could more conveniently operate in the annual establishment of personnel levels and salaries.

The State Board of Accounts thoroughly reviewed the legislation prior to passage and a number of changes were made on their recommendation to make the legislation more workable. It bothers him that if there was any question at that time as to the position of the County Tax Adjustment Board that the problem was not then voiced. He therefore requested an opinion from Mr. Sendak in this regard, specifically as to whether County Tax Adjustment Boards may cause reductions in personnel and salaries of county offices. Letter received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVANDERBURGH COUNTY HIGHWAY DEPARTMENT

		Student		
Michael Fleck	1229 Mesker Pk. Dr.	Help	2.25 Hr.	Eff: 6/7/71
Richard Paul	1312 S. Red Bank	"	"	"
Wm. J. McGregor	427 S. Kelsey Ave	"	"	"
Michael Long	2134 Ridgway Ave	"	"	"

RE: EMPLOYMENT CHANGES...CON'T..APPOINTMENTSVANDERBURGH COUNTY HIGHWAY DEPARTMENT..CON'T

James Becker	6151 Mt. Auburn Rd.	Trk Driver	2.80 Hr	Eff: 6/7/71
Mike Alvey	3112 Forrest Ave	Student Help	2.25 Hr	"
Steve Wesner	312 Tyler Ave	"	"	"
Thomas Lockyear	R.8 Box 429 A	"	"	"
Wayne Nicholson	506 Monros Ave	"	"	"
John Harrison	2527 W. Indiana St.	"	"	"
James Jackson	829 Ravenswood Dr	"	"	"
Nick Zenthosfer	2668 Mt. Vernon Ave	"	"	"
Barry Levine	2108 S.E. Blvd.	"	"	"
Thomas Norton	921 Canterbury Rd	"	"	"
John W. Ziccardi	1315 Terrace	"	"	"
Mike Runau	1604 Marbo Ave	"	"	"

VANDERBURGH COUNTY HOME

Helen C. Havens	6900 Old State Rd	Aid-Ex-Help	315.00 Mo	6/7/71
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SUPERIOR COURT

Mary A. DeVillaz	1325 Meskar Park	Crt Report	7500.00 Yr	6/1/71
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PIGEON TOWNSHIP ASSESSOR

Betty J. Hart	1310 Cross Gate Dr	Deputy	12.00 Day	6/7/71
Carol Frank	2200 W. Virginia St	"		

RE: EMPLOYMENT CHANGES...RELEASESVANDERBURGH COUNTY HIGHWAY DEPARTMENT

Joseph Waltman	516 Lewis Ave.	Trk Driver	2.80 Hr	6/7/71
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SUPERIOR COURT

Nadine Brady	530 S. Spring St	Crt Report	7500.00 Yr	4/30/71
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VOTERS REGISTRATION OFFICE

Aileen Holzwarth	924 W. Columbia St.	Typist	12.00 Day	6/4/71
Florence Bramble	533 Lodge Ave.	"	"	"
Elizabeth Omer	1052 Madison Ave	"	"	"
Faye Weightman	2301 Hicks Dr.	"	"	"
Wandalee Cain	2601 Melrose Rd.	"	"	"
Mary Stewart	1719 Monroe Ave	Clerk	"	"
Virginia Robinson	909 Meyer Ave	"	"	"

RE: LETTER FROM COMMISSIONER OF BUILDINGS

A letter was presented to the Commissioners which was written by Ed Roehm, the Commissioner of Buildings, to Mr. & Mrs. Seiler, stating that in a recent letter to them he had pointed out that the existing construction of their trailer park was not in compliance with the plans which had been approved by the Indiana State Board of Health, and that it is necessary to accomplish a reconciliation between the construction in fact, and the approved design, that there is evidence of construction being continued in a non-compliant manner. Mr. Roehm's letter stated that Mr. Seiler's only response to a previous letter was a telephone call stating that he was going to Indianapolis to try to effect the reconciliation by revision of the approved plans. Mr. Roehm also told Mr. Seiler if he has not produced satisfactory evidence of the Indiana State Board of Health revising, or at least having on hand for their consideration, a design which is likely to be approved by June 15th, 1971, it will be necessary to take the first formal step in condemning from use, those items which are not in compliance. Letter received and filed.

RE: CLAIMS FOR SOUTHWEST INDIANA MENTAL HEALTH CENTER

Claims were presented for 5% retainage fee in the following amounts. There was a claim from Deig Brothers Construction Co. for Payment Cert. #18, in the amount of \$26,681.30 on the General Construction Work. A claim from Sandleben Plumbing & Heating Co. for Payment Cert. #16, in the amount of \$2,820.35 on Plumbing Work. A claim from Municipal Engineering & Construction for Payment Cert. # 13, in

the amount of \$6,923.00 on the contract for Heating, Ventilating, & Air Conditioning work.

A claim from Roetter Electric Co. Inc. for Payment Cert. #7, in the amount of \$3,390.00, on the Electrical work.

Commissioner Buthod moved that these claims be approved. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: DISCUSSION ON SALE OF SURPLUS ITEMS

Mr. Curran Miller, the Auctioneer was present but the other Auctioneer that had previously expressed interest in holding a auction for the County has not been heard from. They were to have mailed the Commissioners a proposal which Mr. Miller had said he mailed last Friday. His proposal was delivered by the mail later in the meeting, so Commissioner Buthod moved that the County enter into an agreement with Mr. Miller, along the lines of the proposal, as he understands it to be the same as the auction which Mr. Miller had for the Court House Sale.

Commissioner Stofleth seconded the motion. So ordered

Commissioner Stofleth asked Mr. ~~Miller~~ ^{Roehm} about the Air Conditioners at the old court house which are owned by the County.

Mr. Roehm suggested the legal department send the Conrad Baker Foundation a letter giving them the serial numbers of these air conditioners in order to have them available for the auction.

Mr. Miller said that he would take inventory of the sale items at the County Home, and report back to the Commissioners when the list is completed.

RE: AWARDING OF BIDS.....QUARTERLY BIDS

The quarterly bids were opened for groceries, dairy products, and bakery supplies for the Hillcrest-Washington Home and the County Home, for the months of July, August, and September. The County Attorney said that there were three bids on Dairy Products. One was from American Dairy in the amount of \$1,598.10 for the Hillcrest-Washington Home, and their bid in the amount of \$756.00 for the County Home. There was a bid from Ideal Pure Milk Co. in the amount of \$769.00 for the County Home, but their bond was not valid, in his opinion, so he recommended that the Board reject this bid. Ideal also bid on the products for Hillcrest-Washington Home in the amount of \$1,620.00. This bond not being valid, in the County Attorney's opinion, recommended the bid be rejected. Holland Dairy also bid on the dairy products in the amount of \$143.25 which was the incorrect amount, because of error in figures, which was the bid for the County Home. Their bid for the Hillcrest-Washington Home was in the amount of \$1,663.50.

Commissioner Buthod moved that the American Dairy be awarded their proposal on bids for the Dairy Products for Hillcrest-Washington Home and the County Home for the months of July, August, and September, and that the bids of Ideal Pure Milk Co. be rejected because of improper bonds. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

There was only one bid on groceries, which was from Federal Produce Co., which was in the amount of \$3,504.93 for each of the two Homes.

There was also one bid on the Bakery Supplies, and this was from Lincoln Bakery, in the amount of \$397.00 for the Hillcrest Home and \$553.40 for the County Home.

Commissioner Buthod moved that the bid of Federal Produce be accepted for the groceries, and the bid of Lincoln Bakery be accepted for the Bakery Products. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: OFFER OF JUDGMENT ON COUNTY LAW SUIT

The County Attorney stated that the County Commissioners have a law suit in Vanderburgh Superior Court, a result from damage to the bridge on outer North Kentucky Avenue, and that there has been an offer of judgment filed in the amount of \$3,000.00. This law suit involved a crane going over this bridge and the bridge collapsed. Commissioner Buthod moved the settlement be approved. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

Commissioner Willner asked if this bridge has been repaired, and if the load limit of the bridge had been posted. He thought a survey should be made of all the County bridges to see that they are properly marked.

Commissioner Buthod said the bridge has been repaired at the cost of \$11,000.00 to the County and asked Mr. Karch to check on the posting of the load limit.

Commissioner Stofleth told Mr. Karch if he found that any of the bridges weren't marked, to contact Mr. Biggerstaff.

RE: LETTER FROM LAW FIRM

Mr. Lockyear said that he received a letter from a law firm in Indianapolis Indiana, stating that they had obtained judgment in a case involving inheritance tax refund, and that they were not going to require money from Vanderburgh County for Attorney fees.

RE: DISCUSSION ON COUNTY LAW SUITS

Commissioner Buthod said that a personal injury accident was filed against Vanderburgh County and he had previously suggested that outside counsel be employed as the amount of four law suits is \$300,000.00, and the accident occurred prior to the time that the County had insurance. He said that while several law firms were qualified, he would recommend that the law firm of McCray, Clark, Statham, and McCray be hired in the case, as they specialize in this type of case. The four suits were filed against the County by a family involved in an accident in 1968, in which a car struck a bridge on Stinson Avenue. The suits charge negligence in not properly posting warning signs.

Mr. John Munger, with the Chamber of Commerce, asked whether the Commissioners could take bids for law firms.

Commissioner Buthod said that bids cannot be taken for law firms because of the canons of ethics for lawyers.

Mr. Munger then asked if there is any precedent for the County to hire a law firm.

Commissioner Buthod said that it would be foolish not to spend several thousand dollars for experts in the field when so much money is at stake, and that there will probably have to be a special appropriation requested. It was agreed to have the County Attorney's talk with the law firm about handling the case, and Commissioner Buthod so moved stating that the Attorney's obtain the basis for fees to be charged, subject to the appropriation of the money needed to proceed.

Commissioner Willner asked on what grounds the family was suing the County, as he was not a Commissioner at that time of the accident, and he would like to know.

County Attorney Swain said that there were two allegations, one being negligence of posting signs, and the other of public nuisance.

Commissioner Willner said that he would like to have a copy of these allegations, the reason being that his vote on outside legal help would be on how complicated the case is, and since there are four cases and he doesn't understand how the County could have anything to do with this, and thought this case, in his opinion, would be simple to handle.

Commissioner Stofleth seconded the motion made by Commissioner Buthod.

The vote being two in the affirmative with Commissioner Willner voting no, the motion was carried.

RE: COMPLAINT...MRS. GERALDINE GRAY

Mrs. Gray said the traffic is bad on Mesker Park Drive and there needs to be speed signs posted out there, also that the corner of Barton Lane needs the brush removed as it obstructs the view and is a hazardous condition. Commissioner Buthod referred this to the Sheriff's Department for recommendation, and asked Mr. Karch to follow up on this matter.

RE: CLAIM...RIGHT OF WAY GRANT...MR. BIGGERSTAFF

Mr. Biggerstaff presented a right of way grant for St. Joseph Avenue, and the claim to purchase this right of way in the amount of \$510.00. This right of way was purchased from Bertha and Julius H. Krack.

Mr. Biggerstaff said that last week, a claim for right of way from the Southern Indiana Gas and Electric Co. was approved, and presented the deed for this right of way for the acceptance of same by the Commissioners.

Several weeks ago, a group of easements were approved and accepted by the Commissioners, but one was held up as there was only one signature. It was found that this man is single, so Mr. Biggerstaff again presented this easement from Mr. Nathan G. Hatfield, for the widening of St. Joe Avenue, to the Commissioners.

Commissioner Buthod moved that the claim be approved and the rights of way be accepted. Commissioner Stofleth seconded the motion.

Mr. Biggerstaff said that the pine trees on Oak Hill Road and Lynch Road had been trimmed by a Nursery as they were hanging over the right-of-way and would scratch the vehicles, since the road is being made into four lanes. He said that a Mrs. Brown called him last week and said that the trees were dying. She hired an attorney to contact the County Attorney.

RE: ACCEPTANCE OF STREETS

Mr. Biggerstaff presented a letter to the Commissioners stating that Mr. Louis Heuer, president of Building Development Inc. has requested acceptance of four streets in the Shady Hills Sub-division. The streets are Pinehurst Drive, Pleasant Drive, Caranza Drive, and Bob Court Drive. Commissioner Buthod moved, on recommendation of the County Engineer, that these streets be accepted. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: LETTER OF COMPLAINT

A letter was received by the Commissioners from a Mr. Miller on Bujey Drive, stating that when the drainage work was being done out there, his zoysia lawn was not replaced. He said that the Garden Center told him that it would cost around \$300.00 to replace the zoysia grass. Commissioner Buthod said that if the contractor got off the right-of-way and damaged the man's lawn, then he has a claim against the contractor, and if it is on the right-of-way, Mr. Miller shouldn't have put zoysia grass there. This matter was referred to the County Attorney.

RE: MR. ROEHM

Mr. Roehm said that a Mrs. Britton has a problem and thought that maybe the Commissioners could help her. Mrs. Britton said that she owns land near Little Schaeffer Road and a conditional permit allows a firing range, which is headed in the direction of her land. Commissioner Buthod said that this could constitute a private nuisance, and thought even if this land were zoned, if there were danger, and conditional use granted, that was causing a particular problem to her, a landowner, that her attorney could seek to restrain this use of the land. He said that the Commissioners have no appeal authority over the Board of Zoning Appeals that issue conditional permits, so have no authority to help her. Commissioner Stofleth suggested that she get a copy of the minutes from Area Plan, as they may have some information that would be helpful to her.

Mr. Roehm said that he was having a problem with a builder, and wondered what procedure to use to see that the building is built right. Commissioner Buthod said if the man makes an effort to correct what is wrong, he will be willing to see the dead line extended for the work to be done in an orderly fashion.

Mr. Roehm asked if there should be something done further on the problem at the mobile home site of the improper installation of the plumbing. The County Attorney said that he could get an injunction for violation of code.

RE: MR KARCH

Mr. Karch said that his men were starting to work on the cleaning up of the debris under Stringtown Bridge. He said that he was going to see about getting a variance from Mr. Clausheide, in order to burn the debris. He said that he would report to the Commissioners when they were finished with the clean up so the specifications could be drawn up for the balance of the work to be done.

Commissioner Stofleth mentioned the letter that was received from Mr. Dunville, stating that the men were welcome to use his land for anything it could be used for while they are cleaning up the debris under the bridge, and they might use it to burn the debris.

Commissioner Willner asked Mr. Karch if the contract for paving the roads was ready yet. Mr. Karch said that he will have it ready in a couple of days. Commissioner Willner said that he would like a copy.

RE: MR. HOTZ

Mr. Hotz wondered what will be done about the Coliseum doors being repaired, since there were no bids. Commissioner Buthod said that he thought the County Attorney's should look into this and see what can be done. Mr. Hotz said that there was a bill for \$2,000.00 so there is approximately \$7,000.00 left in that account.

RE: POOR RELIEF

A Mr. Lubbehusen appeared before the Commissioners on behalf of Mr. George Dorsey, saying that Mr. Dorsey lives in one of his apartments, and is having a little difficulty. He has applied for Social Security but it hasn't come through yet. Mr. Lubbehusen said that he is helping Mr. Dorsey by letting him live in the apartment, but he needs food. The Secretary was asked to call the Pigeon Township Trustee and ask the case worker of Mr. Dorsey to come to the meeting room.

After a short recess the meeting resumed.

Mr. Dorsey's case worker appeared. Commissioner Buthod said that Mr. Lubbehusen is perfectly willing to wait for his rent, so he thought that the Trustee could help with the food. Mr. Willett said that he could write a food order for Mr. Dorsey. Commissioner Buthod moved that a food order be granted to Mr. Dorsey, for two weeks and if the money hasn't come through from Social Security by then, Mr. Dorsey is to report back to the Commissioners. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

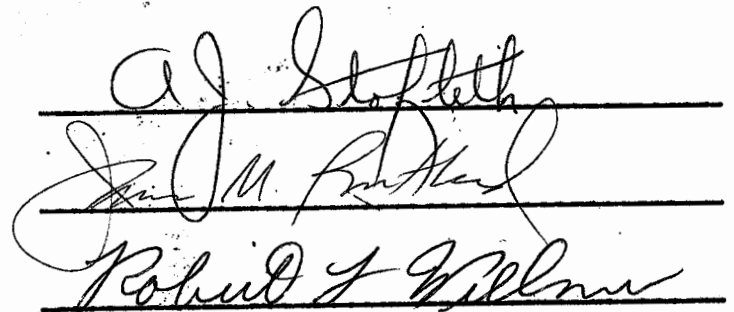
COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

D. Goodnow
J. Deckhard
S. Smith
R. Lyles
G. Clabes
C. Leach

Secretary: M. Meeks



0151

COUNTY COMMISSIONERS MEETING
JUNE 14, 1971

The regular meeting of the County Commissioners was held on Monday, June 14, 1971, with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor, and the reading of them dispensed with.

RE: RE-ZONING PETITION....VALLEY VIEW BUILDING

The re-zoning petition of the Valley View Building was again presented to the Commissioners. The premises affected are situated on the North side of Schenk Road, East of the Penn Central Railroad and on both sides of Orchard Road. Requested change is from A to R-1.

Commissioner Stofleth said that he would like to conclude action on this petition today.

Mr. VanStone presented brochures including a map showing the location of area to be re-zoned, and he had a previous report of the dam. The County Surveyor's office has made a drainage report and the drainage was to be found to be adequate, with one exception, and that is that the culvert at Orchard Road needs to be enlarged. The old creek also needs to be refilled.

Commissioner Stofleth asked when this area was flooded.

Mr. VanStone said there was only flash floods, as there would be at any intersection. Commissioner Willner said he had doubts as to whether this area was in the flood plain or not, that the map from Soil Conservation service showed that part of this area was in the flood plain.

Mr. VanStone said that the plans, which are the most recent, are drawn and redrawn, and have to be finalized before they are approved by the Planning Commission.

Commissioner Buthod said he thought the Commissioners were reluctant to overturn the decision of the Plan Commission as they are theoretically experts, and also they are interested in knowing if there is evidence presented or to be presented here which was omitted being presented before the Planning Commission, so they had an opportunity to make a decision on it but he thought the job of the Commissioners was to determine whether under a reasonable set of plans, this is a possibility, and assuming that a plan can be worked out. He said that he thought that it wasn't the function of the Commissioners to interfere with the economics of the development or decision of the Planning Commission, and also thought it rather silly for the Commissioners or the City Council to intervene in Plan matters and final decision when the Plan Commission has made a much more thorough investigation. Commissioner Buthod expressed his dissatisfaction of the fact that the Plan Commission does not send to the Commissioners, the briefing and basis for their findings, and thought it now appropriate to hear from the remonstrators.

Mr. Charles Griffith of the firm of Johnson & Carroll, speaking for the remonstrators, said what they were supposed to do was present some evidence not presented before the Area Plan Commission, and said he wasn't disputing the validity of their decision with the evidence they had, but since that time there has developed problems regarding drainage, problems with regard to soil and ability of this soil to handle foundation and sewage treatment. He said they had gone to Terre Haute, and brought back the chairman from the Civil Engineering Dept., of the Rose-Hulman Institute, who is Dr. Cecil Lobo. He consented to make a study of soil types of the area in question and agreed to come today to give a report to the Commissioners.

Dr. Lobo, on behalf of the remonstrators, made a series of maps and said that a large part of the soil proved to be of the stendal type soil, that this type of soil holds water by capillary action as it is very fine, and is hard to get the water out of the soil, also it is subject to frost and draws water from below and freezes. This causes the roads to crack, and would also cause problems with sewage and cause it to back up in residences. He found this soil was also subject to erosion. He said to sum it all up, in his opinion, he would keep from locating any structures in this area.

Mr. VanStone asked Dr. Lobo if he had made any bearing tests. Dr. Lobo said he hadn't, but that they would have to be made if one wanted to be exact.

Mr. Griffith asked Dr. Lobo if he thought this area unsuitable for building. Dr. Lobo said he thought it very unsuitable.

Commissioner Willner asked Dr. Lobo if he would be dubious about buying a home in this area. Dr. Lobo said that he would.

Commissioner Buthod thought that Dr. Lobo might change his mind, as to his opinion on the sewage treatment if knew that a aerator plant is being proposed, to be installed down stream on the southern portion of this land. Mr. Biggerstaff explained the type plant that would be used, and how it would operate.

Commissioner Stofleth asked Mr. Smith if he had any further comment to make. Mr. Smith said he didn't, as he didn't concern himself with the soil type.

Mr. Pugh, from the Department of Agriculture, said that the soil survey work is done by people that have been trained especially for this type of work, and that Dr. Lobo had told more about the report than he really knew, and that everything he had said was factual. He said that the fact that the soil survey goes about five feet deep, and also predicts about ten feet deep, the degree of flooding is not indicative, also that there has been very little construction on stendal type soil, and the F.H.A. requires that floor levels must be a certain level above road grades, generally two feet.

There were one hundred and five objectors represented here, who live in a two mile radius of this area.

Dr. John Bazall, who has lived in this area for eleven months, said that any rainfall has water laying in the fields, that he is a graduate engineer and knows that no matter how big the ditch is, it still won't carry the water. Mrs. Bazall said that the mailman said that there was always standing water in this area.

Mr. Griffith said that the points that have been made by Dr. Lobo and Mr. Pugh have made clear that this particular soil is not suited for foundation of buildings, and will have the possibility of having structures sinking and walls and foundations cracking, and that there is strenuous objections to this sub-division being placed there, having these kind of problems.

Commissioner Stofleth wondered if the water problem was the reason for objecting to this sub-division, or if it was that the sub-division just wasn't wanted there. Mr. Griffith said that they were fighting both.

Mr. VanStone said that all reports given were factual and not just someone's opinion. He also showed the elevation maps which showed at least eight or more feet difference between the creek and the elevation, and said that repairs would be made to assure proper drainage, and additional fire protection planned and where the fire hydrants would be located.

Commissioner Buthod asked Mr. Biggerstaff whether he had run into any problems in this area within the present road structure. Mr. Biggerstaff said that no problems were had with the roads present at that time, nor with the roads that were built since then, the only problem being with the fill behind the structure of the bridge.

Commissioner Buthod said that he is concerned about the bearing strength since Mr. Pugh made the statement that wherever homes have been built on stendal type soil, there have been problems.

Commissioner Willner said that being a resident of this area and knowing the area well, thought that the property between the south side of Orchard Road and Schenk Road is primarily what is being talked about here, and he believes this soil unsuitable for building.

Commissioner Buthod said that he is willing, if parties concerned would like to have a week to study whether or not an amendment is contemplated. He said that the more he learns about this situation, the more confused he becomes, also given the solution of the engineering problem, no other factors have been brought forth except that people like to live in the country and don't like neighbors to close, but unfortunately cannot pre-empt large areas of land from being re-zoned. He said he sees no social or governmental problems. His main concern is as to whether this would be good zoning.

Commissioner Buthod moved that the vote on this petition be deferred until next Monday, subject to the presentation of additional evidence by mutual agreement of the parties. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: LETTER...GEORGE RYAN CONSTRUCTION CO.

A letter in reference to the Mesker Park Bridge, Mr. Ryan said that on Nov. 9, the line striping was deleted from their contract which was done without their knowledge, or approval, and by the striping sub-contractor, Latshaw Lot Liner indicates that striping had been begun on Nov. 6, 1970.

The owners of the Construction Co. said that they were sure it was a misunderstanding, through discussing the problem of wet weather and deciding to defer the work until weather permitted, was his understanding. He said in this case a great percentage of their profit on the job was involved and this is the reason for objecting for the deletion from their contract, so requested that this be reinstated in the contract and further explanation of this is desired. The Commissioners agreed that the County Attorney's would have to determine whether a legally supportable departure from the contract was made, and it will then have to be determined on that basis. Commissioner Buthod suggested that the County Attorney's get together with Mr. Ryan's Attorney on this matter.

Mr. Biggerstaff said that what happened was, that he and Mr. Ryan and Mr. Latshaw were standing on the bridge discussing the problem of getting the bridge painted, as the weather was bad, and Mr. Ryan wanted to get it done as it was holding up the work on the bridge. Mr. Latshaw said that he would paint it and Mr. Ryan agreed to this.

The County Attorney's were asked to proceed opening the proposal for use of the surplus land at the County Home.

After a 5 minute recess the meeting resumed.

RE: CONTRACT ON SALE OF SURPLUS PROPERTY

The contract for the sale of property at Boehne Hospital and at the County Home, to be held on Friday and Saturday, July 9, and 10, 1971, was presented to the Commissioners, also the "Notice to Bidders", to be advertised. The Auctioneer, Mr. Curran Miller, will handle this sale. Commissioner Buthod moved this contract be approved. Commissioner Willner seconded the motion. So ordered. The "Notice to Bidders", to appear in the Evansville Courier and the Evansville Press on June 17 & 24, July 1 & 8, 1971.

RE: RELEASED CLAIM AND RESOLUTION ON DAMAGE SUIT

As a result from damage to the bridge on North Kentucky Avenue, a law suit had been filed, and an offer of judgment was filed in the amount of \$3,000.00. Last week the settlement was approved. The released claim and resolution are now presented to the Commissioners. Commissioner Buthod moved they be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT...MR. ARNOLD DEELEY-JONES

Mr. Jones said he would like someone to explain the logic of repairing blacktop roads. He said that the repairmen dump blacktop in the holes all over town, then the cars go over them and splatter the asphalt all over the roads, and on the cars, and he wanted to know why they can't throw some sand over the newly poured blacktop. Commissioner Willner said that this is what happens and it has been his contention for some time, and was sure that the engineer would agree, that sand should be spread over new asphalt in street repairing, and keep those holes from having to be repaired again in too short a time. Commissioner Buthod said that he thought the chuckholes should be dug out better before filling them, and asked Mr. Biggerstaff if he would make recommendations on what procedure to use in checking this problem, to Mr. Karch. Mr. Biggerstaff said that he thought sand would keep the asphalt from being thrown out of the holes.

RE: VIOLATION OF HEALTH CODE

There were copies of three letters presented to the Commissioners, to inform them that Leslie Martin of 1926 Helfrich Road, Claude Simpson of 1717 Shanklin Avenue, and Vernon Gibbs of 2100 S. Bosse Avenue, all received letters to the effect that the Health Department had received several complaints regarding what is apparently a recent practice of dumping and that it will be necessary for the areas to be closed to all further dumping, as it is a health hazard. Letters received and filed.

RE: PROPOSAL FOR USE OF SURPLUS LAND AT THE COUNTY HOME

The County Attorney said that there was only one proposal for the use of the surplus land at the County Home, and that was from Robert T. Hamilton, who proposed that the entire surplus land be leased for the purpose of constructing 36 holes of golf with fully watered fairways, tees, and greens, together with lake, a modern clubhouse and practice range, together with adequate parking

facilities. He said that the clubhouse would contain a pro shop with the usual services offered, including sale of equipment. Service for golf lessons would be offered. The clubhouse would also house at least a limited lunchroom or restaurant and bar. Golf carts would be made available for rental. He proposed that all of said approximately 220 acres be leased for a primary term of ten (10) years with four (4) additional ten (10) year options to renew at the option of the lessee. Commencement of said work would be on or before October 1, 1971, and would be entirely completed not later than May 1, 1973. Said facilities would be open to and made available to the entire general public, regardless of race, color, creed, religion or sex, subject only to usual reasonable regulations governing the use and operation of golf courses open to the entire general public. He would propose to form a charitable foundation consisting of at least himself and four other members. This charitable organization would lease the thirty-six holes of golf and the two practice greens. All greens fees would be paid to the charitable foundation. The charitable foundation would exclusively construct, maintain and operate the facilities leased by it. After recovering the cost of construction of the facilities leased by it together with the maintenance and operation thereof, all net profits would be paid to Vanderburgh County, Indiana. Mr. Hamilton said that he would lease the operation for the clubhouse facility, the practice range, and would have the privilege of operating the leasehold value of the clubhouse facility, parking facilities, carts, equipment and fixtures would be subject to taxation. As consideration for this, he would guarantee that the charitable foundation would pay for the facilities and that they would be operated and maintained at no cost to the taxpayers of Vanderburgh County during the entire lease. He would be entitled to all the net profits therefrom and would have the privilege of subleasing the restaurant and bar facilities to some responsible party. He would have the right to incorporate any or all of these concessions to provide for continuity in the event of his death or disability. Rental for this would be one dollar (\$1.00) per year. This entire proposal is contingent upon and subject to the condition that the proposed charitable foundation would be construed to be for a charitable purpose and that the real and tangible personal property held and used by the charitable foundation be exempt from taxation. He said that he understands that oil and gas rights are excluded. At present a portion of the subject land is in bad condition by reason of overflow of oil and salt water from oil and gas operations. It will be necessary to completely remove several acres of top soil and replace the same in order to make the grounds fertile and suitable for golf facilities. He would propose to make the necessary repairs to the grounds initially. However, after this, he would expect to be indemnified by the county against any loss or damage that he might incur by reason of the fact of subsequent oil or salt water overflowing on the land. This damage could be substantial, particularly if it became necessary to rebuild greens. In short, Mr. Hamilton said that he is not willing to assume the responsibility of either Vanderburgh County or oil operators, concerning the proper operation and plugging of oil wells and holes, other than to correct initially the damage now existing to the top soil. He also enclosed a cashier's check in the amount of \$2,500.00 as a good faith deposit.

Commissioner Burthod moved that the proposal for a golf course at the County Home be accepted in principle, as the best use for the land, that the appraisers be so informed and instructed that their appraisal is to be made in contemplation of that use, and to proceed as promptly as possible to follow on negotiations to determine whether or not an agreeable contract can be developed. He said that this type of quazar public activity has found a good deal of favor throughout the country, that he is in favor of this in principle and since there were no other proposals, lets get about the business to see if we can get together. Commissioner Stofleth seconded the motion. There being no questions, and the vote being unanimous, the motion carried.

RE: CLERKS CERTIFICATE...PAYMENT OF DAMAGES °

A copy of certificate was received from Joseph F. O'Day addressed to the Auditor of Vanderburgh County to certify to him that on the 28th day of May, 1971, the City of Evansville, Audrey N. Keil and Mildred M. Keil paid to the Clerk's office the sum of \$2,250.00, the amount of the award established by the Court appointed appraisers herein and that said award was paid for the appropriation of a certain easement by the City of Evansville, Indiana. Letter received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDERBURGH COUNTY SURVEYOR

Dennis Brand 105 S. Willow Rd. Inspector \$7,500.00 Yr Eff: 6/21/71

RE: EMPLOYMENT CHANGES...APPOINTMENTS...CON'T.SUPT. OF COUNTY BLDGS.

Rich West	2744 Hartmetz Ave	Helper & Utility man	\$2.00 Hr	Eff: 6/15/71
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VANDEBURGH COUNTY HOME

Evelyn Caudell	2031 Henz Ave	Aid	315.00 Mo	Eff: 6/14/71
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VANDEBURGH COUNTY HIGHWAY

John Appuhn	201 N. Lemcke	Student	2.25 Hr	Eff: 7/14/71
Richard Leach	6116 Weaver Rd	Help	2.25 Hr	7/14/71
Albert Gartner	Cypress-Dale Rd	MB Trim opr	3.10 Hr	7/14/71

COG. TRAN. & DEV. STUDY

Mark Todisco	5109 Warren	Supervisor	2.00 Hr	6/7/71
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PIGEON TWP. ASSESSOR

Evalyn Thomas	722 Prosperity	Deputy	12.00 Day	6/8/71
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AUDITORS OFFICE

Mary Theresa Fallen	2510 Conlin	Extra	12.00 Day	6/7/71
Shona Darrett	1667 S. Garvin	Extra	12.00 Day	6/7/71

VOTERS REGISTRATION

Barbara S. Hildebrandt	524 Parkland	Typist	12.00 Day	6/14/71
Jo Wellborn	312 Charmwood Ct "		12.00 Day	6/14/71
Elizabeth Omer	1052 Madison Ave "		12.00 Day	6/14/71
Wandalee Cain	2601 Melrose Dr		12.00 Day	6/14/71

RE: EMPLOYMENT CHANGES...RELEASES

Albert Gartner	Dale-Cypress	Trk Driver	2.80 Hr	7/14/71
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COG. TRAN. & DEV. STUDY

Michael Shoulders	2202 E. Delaware	Draftsman	4,000.00 Yr	6/5/71
Robert Eleming	1111 Lincoln	Draftsman	4,000.00 Yr	6/5/71

AUDITORS OFFICE

Jane Johnson	3815 Justice Crt	Clk	12.00 Day	5/30/71
June Miller	1621 Wedeking	Clk	12.00 Day	5/30/71

RE: REQUEST FOR POSTING OF SPEED LIMIT...SHERIFF'S OFFICE

Last week a Mrs. Geraldine Gray requested speed signs be placed on Mesker Park Drive as the traffic is bad, so a request was received today from the Sheriff's Department that a speed limit be fixed on Mesker Park Drive at 40 miles per hour from Hwy. 460 to Hwy. 65.

Commissioner Buthod moved that speed limit be so established in view of the fatal accident that occurred on that road last Friday night, and would suggest that pending preparation of ordinance, that ordinance be adopted today and that the County Garage be directed to immediately establish the signs pending preparation of formal ordinance for the County Attorney. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY TREASURERS MONTHLY REPORT

The monthly report of the County Treasurer was presented to the Commissioners for the month of May. Report received and filed.

RE: MONTHLY REPORT...COUNTY HOME

The monthly report of the County Home was presented to the Commissioners for the month of May. Commissioner Buthod moved the report be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER...DRAINAGE DITCH

A letter was received in reference to a ditch on Boonville-New Harmony Road. Commissioner Willner asked that this be referred to the County Surveyor to check it out as it is a drainage matter. So ordered.

RE: LETTER OF INTENTION REQUESTED

A letter was received from Cardinal Care Center Inc., stating that they had been verbally notified of the widening of St. Joe Avenue in front of the nursing home and would appreciate, in writing, the intentions concerning this project. This letter was referred to the County Engineer in order for him to respond to it.

RE: REQUEST FOR USE OF BURDETTE PARK

A letter was received from Thomas Swain, of a request from the Army Reserve for use of Burdette Park for the mobilization of the Army Reserve. This letter was referred to Burdette Park.

RE: CLAIMS

There were two claims received from the Building Authority. One claim was in the amount of \$306,315.50, the other one in the amount of \$203,907.50. Commissioner Stofleth said that there was \$510,223.00 in the account so the account is short, that when the budget was submitted last year, the Council cut the budget \$17,301.00, and that there was an increase in the rental that the Commissioners were not notified of, so he said if it was agreeable with the other Commissioners, thought this was between the Building Authority and the County Council, and it was up to them to arrive at this figure. Commissioner Buthod thought the fixed component should be paid because that is the fee for bond service, and that action be held up on the other claim. Commissioner Buthod moved that the claim in the amount of \$306,315.50 be paid, and the claim in the amount of \$510,223.00 be held up.

RE: CHEM-SPEC

A letter was received from Chem-Spec regarding expired bid deposits and asked the Commissioners cooperation in this matter of refunding their total of \$2,000.00. This letter was referred to the Auditor's office.

RE: REQUEST FOR DRIVEWAY

A letter of request was received from Frank Schmitt which was a request for a driveway and a necessary water drain on his property at the Oak Hill Project, also a request at 3719 Oak Hill Road for proper drainage of surface water from Fred F. & Margaret E. Schmitt whose property adjoins the property of Frank Schmitt. These requests were referred to the County Engineer and the Highway Department.

RE: LETTER...ROBERT ORR

A letter was received from Bob Orr on the matter of the authority of the County Tax Adjustment Boards. It stated that in the light of the reports which have appeared in the news media on this matter, it seemed important to re-emphasize that the legislature had absolutely no intention of reducing the authority of the County Tax Adjustment Board. In fact, the Authority of the County Tax Adjustment Boards should be enhanced as they recognize the fact that this agency is of immense importance in holding down taxes at the local level. Letter received and ordered filed.

RE: INTEREST SHOWN IN SUBMITTING BIDS ON REPAIR OF COLISEUM DOORS

Commissioner said that the Commissioners had two calls, one from Daig Brothers Construction Co., and the other from P & H Construction Co., both expressing interest in bidding on the repair of the Coliseum doors, that they had inadvertently missed the legal ad for bids that was in the newspapers. Commissioner Buthod said that this was something that was talked about when the Commissioners first took office, and he still thought it would be a good idea to ask the Building Commissioner to put a bulletin board in the County Commissioners office where a copy of all the specifications and legal ads could be posted and prospective bidders could check what ads were up for bids. It was suggested that Mr. Roehm contact both prospective bidders and tell them that the Commissioners were receptive to proposals, and that the time would be set as to when proposals would be received, after talking with the prospective bidders.

RE: BRIDGE SAFETY INSPECTIONS

A letter was received from the U. S. Department of Transportation, addressed to Mr. N. W. Steinkamp, the Indiana Chief Highway Engineer, submitting copy implementing the latest bridge inspection program, and that he wished to call particular attention to the rule which states, "The national bridge inspection standards apply to all structures defined as bridges located on any of the Federal-Aid highway systems." It was requested that all county and local governmental agencies be notified that have maintenance and inspection responsibility for bridges on this system of the inspection standards.

A letter was also received on the same subject addressed to all the County Commissioners, from Mr. Steinkamp of the State Highway Commission, to the Commissioners concerning bridge safety inspections and national bridge inspection standards, notifying the Commissioners of their responsibilities for bridges on the Federal Aid System, of the proposed inspection standards.

Mr. Biggerstaff said that when this was started in 1968, they had two students from Purdue University to inspect the bridges and that Federal regulations say that this inspection should be made every two years. He said that he has talked to Dennis Brand, a graduate of Purdue, who is now studying for his masters degree, and that he could be employed for the summer months to clear this up, with the yearly salary for this work being \$7,500.00 per year. Commissioner Buthod said that he didn't want to jeopardize any federal aid money by not complying with the request of having the bridges inspected, so the hiring of Dennis Brand for this job was approved.

Mr. Biggerstaff presented a copy of the load limits allowed on the County roads to the Commissioners.

RE: EXTRA WORK AGREEMENT

Mr. Biggerstaff presented an extra work agreement for Oak Hill and Lynch Road for pipe required to facilitate drainage on the north side of Lynch Road in the amount of \$882.00. Commissioner Buthod moved that this extra work agreement be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Biggerstaff said that in reference to a letter, previously mentioned in these minutes, from the Schmitt's requesting a driveway, that the Commissioners might want to look at this, as when a job is done if a person has a driveway, they go ahead and include the driveway, but in this case there is no visual evidence that there is a driveway at this location. Commissioner Stofleth said that he would like to go out and take a look at this situation.

Mr. Biggerstaff said that they do have a serious drainage problem out there and said that the condition caused from this may have something to do with this request.

RE: MR. ROEHM

Mr. Roehm said that he has a drainage problem on Darmstadt Road, and the people that live there must have approval of a permit. Commissioner Buthod said there should be something in writing to this effect. Commissioner Stofleth said that he would like to take a look at this situation.

RE: MR. HARNESS

Mr. Harness presented two applications for the admittance of Claude Bentley and Robert Springfield to the County Home. Commissioner Buthod moved that these two applications be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Harness also asked permission for he and his wife to motor to Frankfort Indiana, on June 18, to attend a meeting. Commissioner Buthod moved that permission be granted. Commissioner Stofleth seconded the motion. So ordered.

After a short recess the meeting resumed.

RE: MONTHLY REPORT...COUNTY HIGHWAY

Mr. Karch presented the monthly report of the County Highway for the month of May. Report received and filed.

RE: PETITION TO ESTABLISH GRADE CROSSING

Mr. Swain said that he has a petition in the matter of the Commissioners establishing a grade crossing over and above the proposed extension of St. George Road, it's extension of the Pennsylvania Railroad Right of Way with Vanderburgh County. He said that this must be filed with the Public Service Commission of the State of Indiana. Commissioner Buthod moved that the petition be filed and that the County Attorney's be directed to take appropriate steps to implement the petition. Commissioner Stofleth seconded the motion. So ordered. This matter of petition having been filed, will be set for hearing.

Mr. Swain also had five deeds for various purchases of property that was purchased at a tax sale, since no bids had been received when the sale was advertised. Commissioner Buthod moved that these deeds be approved and executed and delivered to the owners. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

WALTER JOHNSON...36 E. Powell Ave...Pigeon Township...They have asked for food and rent and were refused. Mr. Johnson just got out of jail. Mrs. Johnson is unable to work as she is pregnant. They did get a \$10.00 food order on June 4th. Mr. Johnson said that they asked for help at the Pigeon Township Trustee's office and that the employees in that office got smart with them. He said that he had been in jail and his case is now pending, that he intends to do right but can find no one to help them. The Commissioners asked Mr. Olsen from the Trustee's office to see if he can help, and see what can be worked out, and told Mr. Johnson to come back if he can't be helped.

MRS. SALLY M. OLDHAM...504 Wedeking...Knight Township...Mary Ellen Mueller, Investigator...Mrs. Oldham was in the hospital and Mr. Chaddock, the Knight Township Trustee said that they would pay Mrs. Oldham's hospital bill. Mrs. Oldham said that she went into the hospital in February, and was told to contact the Trustee's office after she was admitted into the hospital, so her husband then made application for help. The investigator said that they would try to help, and they sent a lady to their home to investigate them. When her husband was layed off, they went back to the Trustee to get a food order. Mrs. Oldham said that she owes three bills as a result of her illness. The hospital bill is \$310.55., also that they have lost their furniture and their car. Mrs. Mueller said that the Oldham's have since made two loans, one for a washing machine and the other to buy a house. Commissioner Stofleth suggested that the doctor be written a letter asking him the minimum amount that he would accept on the bill that Mrs. Oldham owes him. The Commissioners asked Mrs. Mueller if she would get a letter from the doctor at the hospital and from the credit manager at the clinic, and report back at next weeks meeting, as this case will require more checking.

RE: LETTER...MCCRAY, STATHAM AND MCCRAY

A letter was received from the law firm of McCray, Statham, and McCray, to advise the Commissioners that they are willing to accept such employment on behalf of the Commissioners in the case of Shannon versus the County Commissioners, on the same basis as they normally represent corporate non-governmental clients. The fee based on minimum Evansville Bar Association fee schedule in effect at time the services are performed. The charge is currently \$30.00 per hour for office work, and trial charge is \$250.00 per day for jury trial. Commissioner Buthod explained to Mr. Swain that Commissioner Willner thought that before employing outside counsel, that the potential of liability was so slight that the County might get out on a preliminary motion. The County Attorney said that he thought this should not have been filed in the first place. Commissioner Buthod suggest action be deferred on this matter.

RE: COMMENT...SCHMITT LANE

County Attorney Thomas Lockyear said that Mr. Biggerstaff has been contacted by a Mr. Silk a number of times concerning 50 feet that was accepted some 50 years ago as Right of Way, but never dedicated as such. Mr. Lockyear advised Mr. Silk that until a recorded easement is found nothing can be done, unless the Commissioners want to widen the road and condemn it.

RE: SETTLEMENT FOR EASEMENT

County Attorney Swain said that he can get a condemnation settlement for an easement on St. Joe Avenue for \$600.00, and that the assessed value is \$510.00. Commissioner Willner moved that this amount be approved. Commissioner Buthod seconded the motion. So ordered.

Meeting recessed at 12:20 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe
Wm. Wittekindt

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

R. Lyles
A. Jackson
G. Clabes
C. Leach
C. Cooper

Secretary: M. Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JUNE 21, 1971

The regular meeting of the County Commissioners was held on Monday, June 21, 1971, at 9:35 a.m. with President Stofleth presiding.

The minutes of previous meeting were approved without reading as engrossed by the Auditor.

re; re-ZONING PETITION ... GEORGE BARNES

The re-zoning petition of George Barnes was presented to the Commissioners. The premises affected are situated on the east side of Fuquay Road, a distance of 865 feet north of the corner formed by the intersection of Spry Road and Fuquay Road. The requested change is from R1-A to R3. Commissioner Buthod moved this petition be approved on first reading and submitted to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION ... VALLEY VIEW BUILDING

This petition had been deferred for one week at last week's meeting, subject to the presentation of additional evidence by mutual agreement of the parties. There was no agreement reached. Mr. VanStone said he had anticipated new evidence but prepared none since he thought no new evidence would be heard. Commissioner Buthod said that he thought any administrative hearing, such as this, very uncomfortable for lawyers who are testing the rules of evidence because administrative proceedings generally proceed on hearsay, rumors, inaccuracies, being presented to people in general, so it is a basically, an uninformed board making decisions on distorted and unreliable facts. He thought this brought to light, the whole idea of what the functions of the Commissioners should be in zoning, as he thought they should interfere with the natural workings of economics as little as possible. He wondered if the Board of Commissioners, as non-professionals, non-engineers, should examine into engineering factors, or whether they should, as representatives of the public, confine themselves to the social issues, and to necessary services. Commissioner Buthod said that the main thrust of this petition, so far, has been the problem of inadequately of this area for building structures. He thought that as to the soil bearing strength problem, the Commissioners were a little out of their depth, and perhaps that would more properly at a subsequent stage, be discussed.

Commissioner Buthod said that in this petition, he sees arguments on both sides so clearly, and was sure that whatever decision he made on his vote, would be subject to criticism from himself, as well as from others, because he wouldn't be satisfied with any decision on this re-zoning.

Commissioner Willner said that while looking over these problems, during the past week, the Commissioners saw some of the things that the prior Boards had created, and wished something could be done about them now.

Commissioner Willner moved that this petition be denied as it now stands.

Commissioner Buthod seconded the motion for the purpose of calling it to a vote, without indicating his approval of the motion. The vote being two for denying the petition. Commissioner Buthod so voted on the basis that this petition will go back to Area Plan to be examined, and is not final. Commissioner Stofleth voted "No" not to deny petition. Motion carried.

RE: SETTLEMENT OF SUIT BY L. E. MYERS COMPANY

County Attorney Thomas Lockyear presented the Commissioners with a draft from Aetna Life and Casualty Co. in the amount of \$3,000.00, as the settlement agreed on, as a result of damage caused by a mobile crane owned by the L. E. Myers Company, being operated over a North Kentucky Avenue bridge which collapsed. The Commissioners had approved the amount of \$3,000.00 last week for the offer of compromise and settlement of suit, which was pending.

Commissioner Buthod moved that the payment be noted received, and on the draft clearing the bank, that the final court proceedings be filed and delivered. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM...SHERIFF'S DEPT.

A claim was presented to the Commissioners from Sheriff Riney, for the meals of the prisoner's, in the amount of \$5,664.50.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...DEACONESS HOSPITAL

A claim was received from Deaconess Hospital in the amount of \$92,015.00, as full payment for the purchase of Real Estate by the County, for the Retarded Children's Center. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered, the vote being unanimous.

RE: CLAIM...DEACONESS HOSPITAL

A claim was presented to the Commissioners, from Deaconess Hospital, in the amount of \$147.75, for refund on abstract work done in March for the Evansville Association for Retarded Children. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: REQUISITION FOR GRANT PAYMENT

A requisition was received by the Commissioners in the amount of \$24,353.00, from Burdette Park for the reimbursement of federal half of purchases made for Burdette Park. Commissioner Buthod moved that request be made by the County Commissioners, and that all necessary documents and support thereof be submitted with application. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER... VANDERBURGH COUNTY AUDITORIUM

A letter was received from the Vanderburgh County Auditorium in regard to the reduction on the gas bill. Commissioner Buthod said that he had talked to Mr. Dressback on this, and had learned that by contracting for minimum amount, it will go on a different tariff which will reduce the amount of the gas bill at the Auditorium by 10%. Commissioner Buthod moved that the contract be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVANDERBURGH COUNTY HIGHWAY DEPT.

		Student		
Glenn Ingle	3015 E. Mulberry	Help	2.25 Hr.	Eff: 6-21-71
Wm. F. Jones	2463 Ravenswood	"	"	"
Fred Slaughter	644 E. Oregon St	"	"	"
Jimmie D. Stroud	1102 SE First St	"	"	"
John Niederhaus Jr.	Volkman Rd.	"	"	"
Thomas Rake	7201 Washington Ave	"	"	"
Thomas Buck	Peerless Rd.	"	"	"
Richard Schmitt	Boon-New Harmony Rd	"	"	"
Dave Thompson	204 Buckingham Dr.	"	"	"

RE: EMPLOYMENT CHANGES...RELEASEDVANDERBURGH COUNTY HIGHWAY DEPT.

		Student		
Richard Swonder	2700 Capital Blvd.	Help	2.25 Hr.	Eff: 6-21-71

RE: CUT INS

There were cut-ins presented to the Commissioners. These cut-ins were referred to the County Engineer to be checked out.

RE: LETTER...SCOTT TOWNSHIP VOLUNTEER FIRE DEPARTMENT

A letter was received from the Scott Township Volunteer Fire Department, stating that at a recent meeting, the members voted unanimously to request the County Commissioners to make the intersection of Boonville-New Harmony Road and Old Petersburg Road a four-way stop. Commissioner Buthod moved that this letter be referred to the Sheriff's Dept. for investigation and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...EVANSVILLE ASSOCIATION FOR RETARDED CHILDREN

The monthly report from the Evansville Association for Retarded Children was presented to the Commissioners. This report received and filed.

RE: LETTER...IN REPLY TO REQUEST ON POOR RELIEF

Commissioner Stofleth said that the Commissioners had requested certain information in reference to medical bills owed by Mrs. Sally M. Oldham of 504 Wedeking Ave, of Knight Township, who appeared before the Commissioners last week, and is scheduled to appear again today. Mrs. Mary Ellen Mueller, the investigator for Knight Township Trustee's office was asked to contact the doctor at the hospital and the credit manager at the clinic, to see what the minimum amount that would be accepted on her bill. Mr. Oldham is now working, but Mrs. Oldham thinks that the Trustee should pay her medical bills because they needed help at the time of her illness. They have since borrowed money to make a down payment on a home. Letter received and filed.

RE: MOVING OF WATER METERS

The water meters will be moved back along St. Joe avenue for the widening of the street. Commissioner Buthod said this will be checked out to see if there will be a charge imposed by the Waterworks Department for the moving of these meters, if so, it is a proper element of damages and compensating the people for the taking of their easement, and if the County had to pay for this it would have to come out of the highway fund.

Commissioner Buthod said the cost of relocating these meters should be a part of the people's damages.

Mr. Biggerstaff said this is a bridge project and the funds come from the accumulative bridge fund and in the past, have told the landowners that the moving of the meters would be at no cost to them, as it would be included in the utility contract, as is done in all Federal Aid jobs.

Commissioner Stofleth suggested letters be sent to the landowners involved, to the effect, that the water meters will be moved at no cost to them.

RE: CLAIM...FEIGEL CONSTRUCTION CORPORATION

Mr. Biggerstaff presented a claim for Estimate #2 on Oak Hill Road and Lynch Road project, in the amount of \$13,890.85. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER

Mr. Biggerstaff presented a change order, # 14 on S project #818 which is on the St. George Road bridge. The request is to delete the Cross Buck Signs from the Contract, as they will not be required since the crossing has flashers and automatic gates, so there is a decrease of \$500.00 on this job. Commissioner Buthod moved this change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON WATER PROBLEMS...MR. BIGGERSTAFF

Mr. Biggerstaff said that he went to look at St. George Road bridge, as there was a problem in that he thought there might be a need for rip rap, but this turned out not to be a problem. He also went to Buje and Sunrise Drive and here he found problems. He said the sewer worked as well as could be expected with the bad storms we had, but the sewer originally went through a man's back yard, and the waters force has washed out this yard. The man said that if he could have some rip rap, he would be glad to put it in.

Mr. Biggerstaff said there was another problem at the corner of Sunrise Drive and Old State Road, whereby the home of a Mr. Clark had about two feet of water in it and caused considerable damage. He thought that a lot of this damage was due to the fact that the County raised the road. Mr. Biggerstaff said that they put a release pipe in at that time. He suggested Mr. Clark contact the County Attorney, as he didn't know what legal technicalities would be involved here. He said that a storm inlet was put in at Sunrise Drive sometime ago, and it has undermined this man's whole driveway, and that it is probably the County's responsibility, and that he would ask the Commissioners about it at today's meeting, to see what can be done.

Mr. Biggerstaff said there were other area's where problems exist, that one was in the Haubstadt area where water was up to the man's windows and caused the house to move. In another case the lake on Larch Lane overflowed its bank, and a resident contacted Mr. Lockyear as he thought the County owned some interest in this lake. Mr. Biggerstaff said he would also check this out.

Commissioner Stofleth asked Mr. Biggerstaff if there wasn't another problem out by the Golf Course on Old State Road. Mr. Biggerstaff said there was a situation at the home of a Mr. Crook, where the County designed a culvert pipe at a small bridge, when constructing a section of Old State Road, and the culvert is too small, and will not take care of the water from the rain. This road was also raised. Mr. Biggerstaff and Commissioner Stofleth suggested Mr. Crook's Attorney contact the County Attorney. Considerable damage was inflicted on this property also.

Commissioner Buthod thought there was liability since it was clearly a mistake in the original installation. He said that Mr. Crook had called him and seemed reasonable about the whole thing, also that he thought the cost of repairs would be about \$200.00. Mr. Biggerstaff said he thought plans should be prepared for an additional culvert. The Commissioners agreed that damages should be allowed, at not more than \$200.00 and work on this should be done through the County Attorney's.

Commissioner Stofleth said he would like to talk with Mr. Biggerstaff about obtaining state money for resurfacing some of the heavily traveled roads, such as Boonville-New Harmony Road. Mr. Biggerstaff said that money from the R & S account cannot be used for resurfacing, that it is used for reconstruction of roads.

Commissioner Buthod said that it appears to him that the Boonville-New Harmony Road, Green River Road and others should be state highways. He said that he and Commissioner Stofleth talked with Mr. Karch and came up with the idea that as near as they can figure there is about \$180,000.00 left this year, and about \$880,000.00 of work that needs to be done. The Commissioners came up with the idea that perhaps Mr. Biggerstaff, Mr. Karch, and Mr. Lochmueller could get together and assign a weighted priority based partly on use, and secondarily, on the condition of need, as there is such a limitation of funds, that care will have to be taken in assigning these priority in order of their need.

RE: COMPLAINT ON LAKE OVERFLOW

Mr. Bob Dell said that he lives on Larch Lane and that he was very much concerned about the lake problem in his area, as the lake overflows when there is a hard rain. He said that the new construction has helped the drainage into the lake, but that nothing has been done to keep the lake from overflowing. Commissioner Buthod said that the spillway system may need to be examined, that possibly the normal level of the lake lowers by lowering the spillway a few inches, and thought the design in that area, which was probably thought adequate at the time, has since proven inadequate.

RE: NOTICE OF MEETING

County Attorney Swain said that there will be a meeting in Indianapolis on August 17, or the 24, for a Public Service Commission hearing on the crossing of the Penn Central Railroad tracks at St. George Road, and will probably require one County Engineer, one County Commissioner, and the County Superintendent of Roads to attend this meeting.

RE: APPOINTMENT TO THE LEVEE AUTHORITY DISTRICT

Commissioner Stofleth said that the Evansville Vanderburgh County Levee Authority District has an expiration of an appointment coming up on July 1, 1971, and Mr. William Buente is very familiar with the Levee Authority. Commissioner Buthod moved that Mr. William Buente be appointed for an additional term. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: MR. KARCH

Mr. Karch said that the storm of last Saturday night caused quite a bit of damage, and that it will take quite a while for repairs.

RE: LETTER...ALCOHOLIC HELP INC...Mr. Gilliam

A letter was received by the County Commissioners, from Alcoholic Help Inc. stating that Mr. Gilliam had read an article in the paper which referred to someone needing the beds from Boehne Hospital. He assumed that it was Dr. Owen Slaughter, who is working in a jungle hospital in South America. He said that Dr. Slaughter had talked to him about this when he was here, that he told Dr. Slaughter that all the beds would be needed by Alcoholic's Help Inc., and asked him to delay his request until more was known on this. He said there are other supplies which will also be needed by their program. Mr. Gilliam said, that with the permission of the County Co-missioners, he would like to

ear mark the items needed and that Dr. Slaughter is welcome to the other items, not needed by them. He said they would have already been in operation had it not been one delay after another, due to all the steps necessary to acquire Federal funds.

Commissioner Stofleth said that an inventory will be made of all the surplus items at Boehne Hospital and it would be his recommendation that if Alcoholic's Help Inc. needed any of those beds out there, they can go to the Auction and do the same as other people, by submitting a bid on them.

Mr. Hotz said that if all items were given to Alcoholic's Help Inc. that they wanted, there would be no sale, as they want most everything.

Commissioner Stofleth said that the properties were leased to Alcoholic's Help Inc, and sees no reason for giving them any of the furnishings.

County Attorney Lockyear said that he didn't think County owned items could be given away as the law is pretty specific as to what the County is to do with their surplus items, also that when the negotiations were made on the property, there was not mentioned a thing about the surplus items in the lease.

Commissioner Buthod said that he had reservations about the feasibility of Alcoholic's Help program and that was the reason he did not vote for the lease, nor did he sign it, so he was in accord with the items being surplus County property and should be sold to highest bidder at the sale, as this is the legal thing to do.

Mr. Roehm reminded the Commissioners that a year ago, they decided to save the citizens of Vanderburgh County \$460,000.00 annually from the tax roles by closing Boehne Hospital and he now proposes that whatever action necessary be taken, to prevent this from becoming a hospital because it is not eligible for licensing and is expensive to staff and maintain and would only add to the tax roles.

Commissioner Buthod said that he understood that Alcoholic's Help would remove their detoxification portion, and use it for rehabilitation, and he thought the reason for an alcoholic center was to provide detoxification facilities which are not provided by the local hospitals. He now understands that Deaconess Hospital and possibly St. Mary's Hospital is proceeding in the direction of providing these facilities and Hospital admission under a primary diagnosis of alcoholism which were the two things not available. He said that this is in keeping with his general thinking, his reservations about the entire project and no one knows better than he, the devotion and the tremendous effort that Mr. Gilliam has put forth.

Commissioner Stofleth moved that the County owned surplus items shall not be given to anyone with the exception of need for any of it in a county office, and to proceed with the auction. Commissioner Buthod seconded the motion. The vote being unanimous, the motion carried.

RE: MR. ROEHM

Mr. Roehm said that the previous County ^{attorney} ~~Commissioner~~, Morton Newman, reconstructed the Building Code to inspect all dams, and that one has not been inspected. Commissioner Buthod said that if there is a legal responsibility under the building code, and if that section of code is properly grounded in the statute, the Commissioners have a responsibility, and had better get started, and if it isn't their responsibility, not to assume the responsibility not imposed on them, and suggested that the County Attorney's check on this as it is a legal question, and that perhaps Morton Newman can help as he is more familiar with this problem, as it must be checked for reconstruction of code and the validity of section of code, and as being properly authorized by statute.

RE: MR. HOTZ

Mr. Hotz said that there is a lack of hot water at the Hillcrest-Washington Home and that he had a tentative resume of the work that needs to be done and wanted the Commissioners to go over it. Mr. Roehm said that the equipment has been repaired a number of times and now it is getting so that the parts needed for repairs are not available, so new equipment is needed. He said that two new water heaters are needed and they plan to relocate others, also that there was an inspection made on June 15, and will be re-inspected in 30 days to see that the water facilities are adequate. An appropriation has been made for this.

Commissioner Buthod moved that an emergency be declared to repair the hot water system and the boiler at Hillcrest-Washington Home, and the Superintendent of Buildings be requested to obtain invitational bids from two, preferably three contractors, based on specifications prepared by the County Building Commission. Commissioner Stofleth seconded the motion. So ordered.

RE: MOTION TO REPLACE HIGHWAY SUPERINTENDENT

Commissioner Willner moved that Mr. Althaus be replaced as Highway Superintendent. Commissioner Buthod seconded the motion. The vote being two in the affirmative with Commissioner Stofleth abstaining. Motion carried.

Commissioner Buthod moved that Mr. Marvin Karch be appointed Highway Superintendent to replace Mr. Althaus.

Commissioner Willner said that he is not ready at this time to second the motion made by Commissioner Buthod, as he would like to discuss the matter a little more thoroughly and also would like to see some other changes made, not necessarily in the personnel, but in the overall picture at the County Garage, so would refrain from seconding the motion at this time.

Commissioner Stofleth said that there was no doubt that Mr. Karch was doing a very good job, but that he isn't ready at this time to make a motion for a permanent replacement as he would like to give it more consideration.

Commissioner Buthod said that he would urge the Commissioners to make their reconsideration at the earliest possible time, in their disgression, so the situation at the County Garage can be stabilized and hope that this can be resolved by next Monday.

Commissioner Stofleth stated that the job would be done as well by Mr. Karch, as acting Superintendent, as well as if he were permanently appointed.

Commissioner Buthod said he didn't think so, as he thought there were rumors and until a permanent decision is made there is going to be a question of authority of Superintendent, and an acting Superintendent is not in the same position to come up with firm policies as a permanent appointee would, and he thought Mr. Karch well qualified for the position.

Commissioner Stofleth said that he had no doubt that a final decision would be made within a very short time.

Commissioner Buthod said he will renew his motion, for a lack of being seconded, next Monday, unless something happens to change the situation.

Commissioner Stofleth wanted to clarify that when Commissioner Buthod moved that Mr. Karch be appointed the Highway Superintendent, he and Commissioner Willner did not vote against it, the motion just died for want of a second, as they were unprepared at this time to make a decision.

RE: POOR RELIEF

A Mrs. Sally M. Oldham was to have appeared before the Commissioners again today. Her case was deferred last week pending more information. Letters of information were noted being received earlier in this meeting. Mrs. Oldham failed to appear at this time.

Mr. Pugh presented and explained a soil map to the Commissioners.

The meeting recessed at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe
Wm. Wittekindt Jr.

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

A. Jackson R. Lyles
C. Leach G. Clabes
S. Smith C. Runyan

Secretary: M. Meeks

[Handwritten signatures: A. J. Stofleth, James M. Buthod, Robert L. Willner]

COUNTY COMMISSIONERS MEETING
JUNE 28, 1971

The regular meeting of the County Commissioners was held on Monday, June 28, 1971, at 9:40 a.m., with President Stofleth presiding.

The minutes of previous meeting stood approved and the reading of them dispensed with.

RE: FREEZING OF FUNDS

Commissioner Stofleth asked Mr. Lockyear if he was familiar on the freezing of funds in connection with the Architects on the Evansville Association of Retarded Children's project.

County Attorney Lockyear said that after discussion with Mr. Tom Jones, thought that there shouldn't be any payments made from the Bond Issue money until the State of Indiana has been heard from, as to their willingness to provide the balance of money needed. He said that he had talked with Dr. Meyer and was assured that everything would be worked out, but that he hadn't received anything formal to that effect.

Commissioner Buthod said if there is any work that has previously been authorized but the claim hadn't been filed yet, he didn't think it would be proper to freeze it, so moved that all the Commissioners have determined that no further claims will be honored for work not authorized prior to the freeze. Commissioner Willner seconded the motion. So ordered.

RE: AIR CONDITIONING

Commissioner Stofleth said that a letter had been sent to Mr. Dale Andrews requesting his presence at the meeting today, also a representative from the Prosecutor's office. He said the air conditioning was on, in the City-County Administration Building over the weekend, and that it was very comfortable in the building. Since neither person that was requested to be here, was present, this matter was postponed to a later date.

RE: PROPOSED LEASE PRESENTED....GOLF COURSE

Mr. Willard Shrode presented a rough draft of the proposed lease for Bob Hamilton, in the leasing of the surplus ground at the County Home for a golf course. He stated that provisions in the proposed lease included one to insure the County that their interests are fully protected, also that there can be no liens, no charges or claims against the County, that capital improvements cannot be made in excess of \$10,000.00 per year, after the initial construction without the prior written approval from the Commissioners, also that this would be audited by the State Board of Accounts, and that there must be a certified audit annually. It also stated that the Commissioners will have the right, at any reasonable time, to inspect the books. Mr. Shrode said that there is a golf contractor standing by as they would like to get started as soon as possible, so would appreciate an answer on this as soon as possible, as to whether the proposed lease is accepted or rejected.

Commissioner Buthod said due to the time pressure here, he would make himself available at any time to resolve this matter.

The Commissioners agreed that there be a special meeting for this purpose, to be held on Wednesday, June 30, 1971, at 4 p.m.

Commissioner Buthod said that the Commissioners understand the time pressure, and thought copies of this proposed lease should be made for the news media, and to the appraisers, also that a report from the appraisers will be needed before final action can be taken. He said that subject to the thoughts of the other Commissioners, that he thought to ask the appraisers to furnish the Commissioners with an appraisal of the fair market value of the land if it were sold, and based on this, whether the proposed capital improvement, capital appreciation plus the annual rental is equivalent to a fair return to the County based on the land of equal nature in the Community. Further action will be taken on this at the special meeting on Wednesday.

RE: FAILED TO APPEAR

Mr. William Grubbs was to have appeared before the Commissioners, pertaining to his trailer hitting a bump on Old Petersburg Road and it went in a ditch. This complaint was postponed as Mr. Grubbs failed to appear.

RE: LETTER...MRS. J. T. TWEEDALL

A letter was received from Mrs. J. T. Tweedall, calling the attention of the Commissioners, to the deplorable condition that Mt. Pleasant Road is in.

She said that the condition of the road is getting worse with each hard rain, that the Waterworks Dept., the Gas and Electric Co. and the Telephone Company have all laid lines and the County has contributed their part of making the road treacherous by grading the ground down around the curves around the Howard Lake property and causing washouts on the shoulders. She said the promise was made to make the road wider, but looks as if the job just wasn't completed. She said that since Larch Lane has been cut through and since Old State Golf Course has opened there is more traffic, and wondered if something couldn't be done before serious accidents happen. This letter was referred to Mr. Marvin Karch, the acting Highway Superintendent.

RE: COMMENTS...MR. GILLIAM

Mr. Gilliam of Alcoholic's Help Inc. stated that he had a copy of the minutes from last weeks meeting, pertaining to the use of Boehne Hospital facilities. He said that Alcoholic's Help Inc. is for the benefit of the entire Community and is a non-profit organization, and that over the years he has been familiar with Boehne Hospital, and has known what was there, and therefore thought it an ideal situation for a recovery center, that there is a good deal of equipment that will have to be replaced. This replacement has kicked their cost factor up to, in excess of \$155,000.00. He said that he had talked with Tax Commissioner, Huett, who stated that the use of the facilities at Boehne Hospital was specifically discussed in a previous meeting. Mr. Gilliam agreed that the County property couldn't be given away, and said that he would like to negotiate for a lease on the use of the facilities needed. He said as to the reservations of the feasibility of this program, Alcoholic's Help Inc. has been adopted in seven other successful operations throughout the country, and spent a lot of time putting it together.

Commissioner Buthod said that his reservations had not to do with the feasibility of the program itself, but rather reservations with the difficulty of obtaining the monies and funding, as there is strong opposition, as he thought the program was very laudable and very practical.

Mr. Gilliam said that the opposition is coming from an agency that has recommended that Deaconess Hospital be put in position to set up a detoxification program, which is a proposal for seventeen beds. He also said the program would not add to the tax roles, in fact it is stated in the contract, that the County would get money out of whatever surplus there was, and that they are qualified as a recovery center by the State Board of Health. Mr. Gilliam said that they had no intention of altering the original program, and didn't know where the idea came from, that the detoxification portion would be removed.

Commissioner Buthod said that the report reached him from one of the Board members, that the possibility of removing the detoxification portion had been mentioned and was under consideration.

Mr. Gilliam said that if any portion of the program was removed, he would resign, also that there will be an Alcoholic Recovery facility here someplace, and thought this the logical place for it. He said that if equipment has to be replaced, with all the other expenses, they won't have enough money to open the facility.

Commissioner Stofleth said he feels that if there is any way that the beds can be furnished them, legally, and depending on the other Commissioners, he would like to do so but didn't know how this could be done.

County Attorney Lockyear said that he thought the beds could be leased to Alcoholic's Help Inc., as the ad for the sale of surplus equipment reads that the Board of County Commissioners reserves the right to withdraw items from the sale list.

Commissioner Willner said that he thought the very least the Commissioners could do, would be to help them get the facility started and if it is a question of selling or leasing the beds to Alcoholic's Help Inc., he would certainly be for the lease, or the permission for them to use the beds as they wouldn't be given away, and would still be County property. He said such is the case in that the Conrad Baker Foundation had permission to use the Court room facilities for as long as they desire.

Commissioner Stofleth said that a lease would have to be drawn up, if it was decided to lease the beds.

Mr. Hotz said that the auction is a week from Friday, and he would need a list of items to be removed from the sale, so Commissioner Stofleth, Commissioner Willner, and Mr. Hotz agreed to go with Mr. Gilliam, on a tour of the building in order to have a list of items needed by Mr. Gilliam, and have it ready for Mr. Hotz, by Wednesday.

Commissioner Buthod moved that the decision of last week be rescinded and reconsidered on the special meeting to be held at 4 p.m. on June 30, 1971. The motion was seconded by Commissioner Willner. So ordered.

RE: LETTER...MR. & MRS. EARL H. BROWN...COMPLAINT

A letter was received by the Commissioners from Mr. & Mrs. Brown. The letter stated that they live at 3819 Oak Hill Road, where the road is being widened. They said that in the process of widening the road, that thirteen pine trees fronting their property were drastically trimmed and due to damage from construction work some appear to be dying. It stated that if all the trees died, now or later, the removal of same could represent a great expense, and they thought they were entitled to compensation, in that the trees should be removed and similar smaller trees replace them. Mr. Biggerstaff said that he would suggest to the Brown's that their Attorney contact the County Attorney on this matter.

RE: LETTER...MRS. E. DA ROSA...NEED FOR STOP SIGN

A letter was received from Mrs. E. Da Rosa, requesting need for placing a stop sign at the northernmost intersection of Middle Mt. Vernon Road and the Vanderburgh - Posey County Line Road. She said that during the summer months, the young people turn this sharp corner without even slowing down, and she avoided a collision because she was moving very slowly, however her daughter hit her head. She urged the Commissioners to have a stop sign placed at this intersection, and to take measures necessary to discourage speeding in this area. This letter was referred to the Sheriff's Department for speed limit as well as a stop sign.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVoters Registration office

Tresa Ann Zinn	1303 Lodge	Typist	\$12.00 day	Eff: 6-28-71
Debbie Kingston	1317 Lodge	"	"	"
Florence Bramble	533 Lodge	"	"	"
Lucille Musgrave	4304 Pennington	"	"	"

VANDERBURGH COUNTY HOME

Edith P. Goins	1115 Jefferson	Nurses Aid	315.00 Mo.	6-24-71
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COUNTY BOARD OF REVIEW

Monida E. Mindrupp	2105 Hercules	Clerk	12.00 Day	6-7-71
Deborah Pfisterer	825 Stanley	"	"	6-21-71

RE: EMPLOYMENT CHANGES...RELEASEVANDERBURGH COUNTY HIGHWAY DEPT.

Dave Thompson	204 Buckingham Dr	Student Help	2.25 Hr.	6-23-71
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RE: SPEED LIMIT POSTED

A letter was received from the Sheriff's Dept., in that he requested that the speed limit on Allens Lane be fixed at 35 miles per hour, from the City Limits to St. Joe Avenue, and that signs be posted. Commissioner Buthod moved this be approved and the County Attorney be instructed to draw the ordinance and pending the actual signature of the ordinance, that the garage be instructed to post the sign. Commissioner Willner seconded the motion. So ordered.

RE: FOUR - WAY STOP POSTED

The Sheriff also submitted the request that the intersection of Boonville-New Harmony Road and Old Petersburg Road be made a four - way stop, and that signs be posted.

Commissioner Buthod moved this be approved and that the County Attorney be instructed to draw the ordinance and pending the actual signature of the ordinance that the garage be instructed to post the signs. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that he wanted to report the progress being made on repairs on Old Petersburg Road, also that they are progressing on the clean up at Stringtown Bridge, weather permitting, also some cross-sectioning and re-channeling is being done and are working on Marx Road Bridge. He said that last Saturday's storm

did quite a bit of damage, and caused several ditches to become clogged which need opening, and he has contacted contractors for invitational bids for repairs. He said that the money comes from Road Repairs Account or the Resurfacing Fund, that there are numerous ditches that need repair but that there isn't much money in their Contractural Account, so he suggested that the Commissioners investigate to see where the money could come from to do the ditch work needed. Mr. Karch said by taking the money from the Contractural Fund, it would cut down on the Contractural work.

Commissioner Stofleth said that there is a new statute on the books now whereby purchases can be made up to \$5,000.00 for materials and supplies without advertising for bids, and up to \$4,000.00 for equipment.

Commissioner Buthod said he would like to call attention to the figures that Mr. Karch furnished the Commissioners with, before the meeting, on roads proposed for repair and improvement for 1971. He said there are three categories. One is hot mix, one is motor pave, and one is chip and seal. The estimate of work that badly needs done is \$818,500.00, and after taking the traffic count for hot mix, roads with more than 1000 cars per day traffic, and taking for motor pave, roads with over 500 cars per day, and for chip and seal, roads over 200 cars per day, and just on this, the amount of repairs come to \$272,380.00, which are the heavily traveled roads alone.

Commissioner Buthod had one question, he had understood previously that the cost of hot mix was approximately \$12,000.00 a mile, and while one estimate was \$10,260.00 an estimate on motor pave is \$11,000.00. Mr. Karch said that on roads that has not been capped has to have a thicker layer of asphalt while a road that has been capped, need not be as thick a layer of asphalt.

Commissioner Buthod said that something has to give, as the County can only do about a quarter of the amount of work that needs to be done, and about 75% of what has to be done with the amount of money there is to work with.

Commissioner Buthod said he had figures available as to which roads have the traffic count if anyone wants to see them.

RE: DISCUSSION OF CONTRACT...MESKER PARK BRIDGE

Commissioner Stofleth said he had written a letter to Latshaw Lot Liner, requesting the presence of Mr. Latshaw at the meeting today. The problem of the edge striping at the Mesker Park Drive Bridge Project was to be discussed at the request of George Ryan, but Mr. Latshaw failed to attend the meeting. Mr. Jim Norris appeared for George Ryan Co.

Commissioner Buthod said that there was a discussion at the bridge site by Mr. Biggerstaff, Mr. Ryan, and Mr. Latshaw, at the time the work was being done, and at this time some verbal modification was agreed to which does not seem to have been understood in the same way by Mr. Ryan and Mr. Biggerstaff. He said that it would appear to him, that in the absence of a change order, that the contract itself, speaks for itself, yet it is quite possible that if an oral modification of a written contract is clear enough, is an enforceable change but it seemed to him that there was no clarity here and his information is that the claim is a legally enforceable one because of the absence of clear-cut evidence of a genuine understanding of what the modification was. He said that the question revolved around whether or not having a written contract to do the same work for \$2,000.00 as part of the total overall bid, whether Mr. Ryan agreed to remove from his bid only that amount which was to be paid to Mr. Latshaw, or whether he agreed to remove from the bid, the entire job, and that he thought there no question but that this a good faith disagreement, simply a question of what to do about it, as there was no meeting of minds on the change, and he realizes that it looks pretty awful to pay \$2,000.00 for something that someone else is willing to do for \$260.00, but that he can understand the context of an overall bid as a breakdown of items, that the contract enforced and enforced in effect and unless it was clearly modified by a mutual understanding of the nature of modification as the contract itself, it is a legally enforceable obligation of the County. Commissioner Stofleth read a portion of the minutes from meeting of November 9, 1970, where (Mr. Biggerstaff reported that the Mesker Park Bridge Project was almost completed with the exception of the edge stripes. Commissioner Stofleth made a motion the amount of edge striping be deleted from contract and retainage fee released. Mr. Latshaw to do the edge striping when weather permits. Commissioner Hewitt seconded the motion. Motion Carried.)

Mr. Ryan and the County both paid Mr. Latshaw but Mr. Ryan got his check back. Commissioner Stofleth said that he had confidence in Mr. Biggerstaff. He also said that he didn't know why Mr. Latshaw did not appear today, and he knew that Mr. Ryan was anxious to receive his money but would like to postpone this matter until Mr. Latshaw and Mr. Ryan could be available.

Commissioner Buthod said that the question, it seemed to him, was whether, not what Mr. Biggerstaff understood, but to enter into any agreement there must be a mutual understanding, a meeting of the minds, and if this modification did

not represent a meeting of the minds, then there has been no valid oral modification, and if it is the legal obligation of the Commissioners, then he thought they must pay the additional funds. Commissioner Buthod said that if it were clearly understood at the time, then he thought the Commissioners were bound by their duty to the County not to pay it.

Commissioner Stofleth said he would like to postpone this until Mr. Ryan returned. Mr. Norris said that Mr. Ryan would return the first week in August. Commissioner Willner asked Mr. Norris if Mr. Ryan had facilities to do striping, or if he usually sub-contracted this work. Mr. Norris said he usually sub-contracted it.

Mr. Norris quoted Mr. Ryan as saying that he and Mr. Biggerstaff had the discussion and that Mr. Latshaw should write a letter to the Commissioners saying that he would come back when the weather permitted to do the striping, and based on that letter, the County would then pay the Ryan Contract in full, including the 10%. Commissioner Stofleth postponed this matter until Mr. Norris notifies the Commissioners of the return of Mr. Ryan.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff had an ad for the structure on Boonville - New Harmony Road, and there are four pieces of property that the County has to acquire before the work on this can be started, as the Right of Way is needed. The property being in the amount of approximately \$10,000.00 each. He asked that the Right-of Way buyer be appointed, also the appraiser, and thought one person could do the job.

Commissioner Willner moved that the appointment be made of the appraiser and the buyer of these four pieces of property. Commissioner Stofleth seconded the motion. So ordered.

Mr. Biggerstaff also had a change order on Oak Hill and Lynch Road for additional work in the driveways from constructing curbs in the amount of \$548.10. Commissioner Buthod moved this change order be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he received a letter from Atlas Van Lines Inc. stating that Mr. Josey and his crew are erecting a large road sign at their property, and that it interferes with the landscaping, and of all the places that are available for the sign they see no good reason for placing the sign in present position. Mr. Biggerstaff said that the signs are supposed to be at certain distances and he was going to look into this. Commissioner Buthod said he disqualified himself from considering this particular point as he counsels for Atlas Van Lines. Mr. Biggerstaff said that they try to do their best not to hurt anyone on these jobs, but if a sign has to be placed in a certain, it has to be placed there. Commissioner Buthod said that he thought the people at Atlas Van Lines would be very reasonable about it, if they understand that it is compelled by regulations to be there.

Mr. Biggerstaff presented the Commissioners with a claim from Jim Mueller for work done on the Maddox and Cypress Dale ditch job, in the amount of \$453.72. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented from Deig Lumber Co. in the amount of \$28,488.50 for Estimate #1 and #2, in full, for the Paint and repair on swimming pool and related structures at Burdette Park. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

A claim was presented from Deig Bros. Lumber Co. in the amount of \$17,450.78, for the Parking Lot Improvements at Burdette Park. Estimate #1 and #2. Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

The following claims were presented to the Commissioners for the purchasing of easements for the reconstruction and widening of St. Joseph Avenue.

Joseph M. & Letitia F. Titzer.....	\$720.00
Carl M. & Betty M. Cates.....	\$700.00
James A. & Margaret Carter..	\$550.00
Albert J. & Thelma Kleitz ..	\$1,765.00
Wm. A. Skeels, Joseph M. & Letitia F. Titzer...	\$120.00
Palmer C. Blum...	\$800.00

Commissioner Buthod moved these claims be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Biggerstaff said that he had called Indianapolis inquiring about the County roads fund. He said an agreement was sent for Federal Aid Funds for St. Joe Avenue, and if agreement is signed and returned, the State will send \$71,753.00. Commissioner Buthod moved that this agreement be entered into and executed, and returned to the State Highway Department. Commissioner Willner seconded the motion. So ordered.

RE: DAMAGE TO DRIVEWAY...MR. GILL

Last week a Mr. Gill contacted Mr. Biggerstaff about damage done to his driveway on Larch Lane. Mr. Karch, Mr. Foster and Mr. Biggerstaff went out to look at it. Mr. Biggerstaff said that Mr. Gill's driveway was busted just above the storm sewer, and as a result of the sewer having too much water in it, overflowed, and cracked Mr. Gill's driveway. It is on public Right-of-Way, and in his estimation is the County's responsibility. Commissioner Buthod moved that the repairs be made by the County Garage. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness had an application for the admission of Pearl McGowan to the County Home. Commissioner Buthod moved that this application for admission be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said that he would also like to bring to the attention of the Commissioners that a resident of the County Home for many years, a James V. Miles. He had previously been at the State Hospital. Mr. Robert T. Dorsey was his legal guardian. In 1957 this man began receiving Social Security benefits, and since that time has lived at the County Home, and for some reason Mr. Dorsey has been withholding his payments, and as of June 30, 1971 Mr. Gill's bill will be \$2,067.94. Mr. Harness said that application has been made with the Welfare Dept. as he will be eligible, but Mr. Dorsey refuses to release the money that he has accumulated for this individual. Commissioner Buthod moved this be referred to the County Attorney to take the action necessary to collect this money. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

Mr. Harness also asked that in the leasing of the land at the County Home, that 22 acres be retained by the County.

RE: MR. HOTZ

There was a question by Commissioner Stofleth, on repairs made in the County Jail. Mr. Hotz said that they repaired a food warming cart for them, and now it seems that they have a dish washer and another food warming cart that needs repaired. Mr. Hotz said that he thought when these facilities are beyond repair, they need replaced and it is something that he needs an answer to. Commissioner Buthod said the money shouldn't come out of the account of County Building, but rather out of the Sheriff's account. Commissioner Willner suggested that the equipment first be inspected to see if it is repairable. Commissioner Stofleth asked Mr. Hotz to report back to the Commissioners on this, next week.

Mr. Hotz said that his men are now moving the air conditioners from Boehne Hospital for the sale, and wondered if they shouldn't hold up on this if Alcoholic's Help Inc. might want to lease some of them, as was agreed they might, by the Commissioners. The Commissioners agreed that Mr. Hotz hold up on moving the air conditioners until after the special meeting on wednesday.

Mr. Hotz said that there was one invitational bid on the repair of the Coliseum doors, and a couple more bids are anticipated. Commissioner Stofleth said that these are invitational bids and are not advertised, so suggested the opening of the bids be postponed until next Monday.

RE: LETTER...MR. ROBERT ORR

A letter was received from Senator Robert Orr which stated that he had learned the approximate dates of the Attorney General's opinion on the question of authority of the County Tax Adjustment Board might be. He stated that it would be at least a month and perhaps a bit longer before the fees are ready.

RE: LETTER...HILLCREST CHILDREN'S HOME

A letter was received regarding Hillcrest Children's Home about the number of bathing facilities needed there. The children's Home regulation states that one bathtub or shower will be provided for every eight children. It is their understanding that one bathtub may be removed to provide space for the water heater, and the removal of the bathtub will be acceptable if there remains an adequate number of bathing facilities, and that an anti-stall device be installed

at the water heater to control the proper temperature of water. Mr. Roehm said they didn't think they had room for the water heater, but since then they have found a way to install it without removing a bathtub. He had specifications with the possibility of saving the County money, also may be able to use the water heater at less cost. Commissioner Buthod said that the specifications should read, equal in performance, rather than, equal in all respects and to add the sentences, the Commissioners right to reject any and all bids, and the bids subject to the availability of funds.

Commissioner Buthod moved the specifications be approved subject to the change in wording and additions. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. KOCH

Mr. Koch had a few comments to make on the boys that he had working for him. He said that he had six boys working, and that they were very obedient and good workers. They worked for three weeks.

RE: CONSOLIDATION MEETING SET

County Attorney Lockyear said that the Consolidation Commission met on Saturday morning at the Civic Center, and that commencing on Wednesday July 7, 1971, these meetings will be held each Wednesday evening from 7 p.m. until 10:00 p.m., and at the first of these meetings, the previous Consolidation Commission will be heard from, and at 8:30 p.m. on July 7, 1971, they would like to hear from the County Commissioners. The meetings will be held in the Council Chambers.

RE: DISCUSSION OF NEW LAW

Commissioner Buthod said that he wanted to bring before the Board, the fact that there is a new law that no longer permits the appointment of the County Surveyor as the County Engineer. He said that in order to obtain the grant of \$7,500.00 it will be necessary that a County Highway Engineer be appointed, other than the County Surveyor, that there is another statute which was formerly available to only counties under 60,000 which provides for the establishment of a County Engineering Department with a division of Highway Bridges, a division of Traffic Safety, a division of Pollution Control, a division of Engineering, plus such other divisions as may be set up by the Commissioners.

Commissioner Buthod said that he would propose, as long as a change has to be made, under the law, as Mr. Biggerstaff can no longer be appointed the Highway Engineer, as he understands it, that in view of the fact that Consolidation seems only a few years off, in giving consideration in planning the budget we are advising the County Engineering Department of setting up a County Engineering Department with possibly a division of County Buildings operating under the County Engineering Department so that possibly the Building Commissioner would have the problem that was discussed last year with respect to the workmen's compensation, such as when they were told by their Insurance carrier to obtain a full time Safety Instructor, Inspector, for all County functions. He thought they need to study, very quickly, the availability of these new statutes that were only recently learned of, with the idea of setting up the various functions of the County.

Commissioner Buthod said one of the things this brings to mind particularly, is the problem had with the re-zoning of the Valley View Building, and it seems to him that this is a preliminary step toward Consolidation, that all Engineering functions and possibly purchasing under a single County Engineering Department set up pursuant to statute. He said he didn't know if this was a good idea or not as he hasn't thought about it enough. He also said that he strongly recommends the County Attorney's be asked to review the statutes as to what the County can do and make a decision as to whether the establishment of the County Engineering Department for next year, as all budgets must be in the Auditor's office by July 1. Commissioner Stofleth said that it is his candid opinion that the Engineering Department should be operating and functioning at the County Garage.

Commissioner Buthod said the Council should be advised of the possibility that they do have to make some change and it is going to cost some money because it is going to mean a Surveyor's salary plus an Engineer's salary, and that will be a big jump, even with the increased grant. He said the salary will have to be fixed for the Highway Engineer and the Council will have to fix the salary for Mr. Biggerstaff, and that they will have to establish a County Engineer and his salary for that position in the next three days in order to get it in for the budget for next year.

RE: MEETING CALLED

Commissioner Buthod asked, if possible, following this meeting that he meet with the other Commissioners to review what can be done to simplify and expedite the actual mechanical operation of the office of the Commissioners, he feels that there has been a lack of action among the three of them in some cases and would

like to discuss this with the other Commissioners, and that he would also like to discuss at that time, and to review the performance of the bridge foreman at the County Garage, as he is distressed with some of the occurrences that have been reported to him and would like to discuss this with Mr. Karch and the other Commissioners, and ask that this matter which has been brought to his attention be reviewed by the other Commissioners as to the desirability of retaining its employees, and he sees no point in doing this now and taking up everyone's time and is simply stating it now so subsequent meeting isn't misunderstood.

RE: POOR RELIEF...MRS. SALLY M. OLDHAM

Mrs. Sally Oldham lives at 504 Wedeking Ave. Knight Township...Mary Ellen Mueller, Investigator. Mrs. Oldham was in the hospital some time ago, and she said that Mr. Chaddock, the Knight Township Trustee, said that he would pay her hospital bill. Since that time Mrs. Mueller had said that the Oldham's have made two loans, one for a washing machine and another for a down payment on a home, but Mrs. Oldham said that they are buying no home, that they are leasing it and had to pay the first and last month's rent. This case was before the Commissioners on June 14, and was continued because more information was needed on the case. Last week the information was received but Mrs. Oldham wasn't present in time for the meeting. Mrs. Oldham owes \$310.00 at Welborn Hospital and \$177.00 at Welborn Clinic. Her little boy has to have an operation on his legs, and must wear corrective shoes. Mr. Volpe and Commissioner Willner said that they would go to the Shrine, a charitable organization, to see if they couldn't get help for the boy. The Hospital sent a letter to the Commissioners stating that they would accept weekly payments. Mrs. Oldham said that had she known that her hospital bill wouldn't be paid, she wouldn't have entered the hospital. Commissioner Buthod said that the limited amount of money that the Trustee's have to work with should be kept available for people who can't do anything to help themselves. Mr. Oldham is now working. Commissioner Buthod moved this case be referred back to the Trustee. Commissioner seconded the motion. So ordered. Mrs. Mueller will assist in setting payments.

MR. JAMES BELL

Mr. James Bell...651 Brower ...Pigeon Township...Mr. Ragsdale, Investigator. Mr. Ragsdale said that Mr. Bell had worked from job to job, and had previously been offered refuse at the County Home but he refused to go. He has told Mr. Ragsdale that he had a job and a home in Chicago. He failed to appear today.

MR. THEODORE WILSON

Mr. Theodore Wilson...1115 W. Maryland...Pigeon Township...Mr. Bob Olsen was present in this case as it had been closed. Mr. Wilson asked for help on Hospital bill for his stepson, to keep from hurting his credit rating, that he has mortgaged his home, that he was ill and not working... He is getting food stamps. His stepson was in the Hospital for a week with what was thought a virus, was then returned to the Hospital again and it was found that he had a ruptured appendix. Commissioner Buthod suggested this case be kept under review and have the Wilson's check with Mrs. Hagedorn of legal aid, as there is a question of negligence here. Mr. Wilson was refused help by the Trustee as they thought Mr. Wilson should apply his Social Security to the Hospital bill and they have Blue Cross-Blue Shield. Commissioner Stofleth asked Mr. Olsen to see what could be done and have Mr. Wilson report back to the Commissioners.

Mr. Volpe noted that for fees for the re-construction of ditches, it may be necessary to transfer \$50,000.00 from the General Drainage Improvement Fund to Harper Ditch.

Meeting recessed until Wednesday at 4 p.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

Secretary: M. Meeks

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

G. Clabes
R. Lyles
A. Jackson
S. Smith
B. Gladdish

COUNTY COMMISSIONERS MEETING
JUNE 30, 1971

A special meeting was held on Wednesday June, 30, 1971, at 4:10 p.m. with President Stofleth presiding.

RE: COMMENTS ON SALE OF SURPLUS COUNTY EQUIPMENT

Mr. Curran Miller spoke regarding the auction at the Boehne Convalescent Center. He said that his chief concern is as to whether or not a successful sale can be had since a great number of articles have been deleted from the sale. He said that the sale lists could not be used, that new ones would have to be made for the buyers as the main items have been deleted, also what is left is mostly specialized items and it would be hard to hold the people's attention for a sale.

Commissioner Willner said that the decision of the Commissioners must be as to whether they help Alcoholic's Help Inc. get started by leasing the equipment needed by them, or by not helping them and the County selling the equipment.

Commissioner Buthod said that he wasn't dead set against leasing the equipment to Alcoholic's Help Inc., but what he hated to see was the sale being badly hurt, and thought they should do Mr. Miller the courtesy of re-negotiating his agreement, as he has done a tremendous amount of work, and the agreement that was made was based on complete list of sale items.

Commissioner said that if the equipment is leased to Alcoholic's Help Inc. the lease should be terminated in a set period of time, and if the Center is not activated within the given length of time, he thought the equipment should be returned to the County.

Commissioner Stofleth suggested that the lease be for six months.

Mr. Gilliam said that as far as they, at the Center, are concerned, this equipment will have to be supplemented for approximately 1000 alcoholic's a year and that he anticipates a full house from the start and as a result of this, feels that they will have the money to supplement the equipment in question. He said that there have been three such programs completed in the last three months, and that he stands on his initial statement in that they would not ask for money from the City, County, or the State.

Commissioner Stofleth said that if Alcoholic's Help Inc. isn't a success, the County will have it all on their hands including the equipment, but if they are successful, the tax payers will realize a nice return.

Mr. Gilliam said that after the second or third month that the Center is in operation they will apply for Blue Cross-Blue Shield, then later start on Mental Health. He said that in the second year of operation they intend to apply for supplemental help.

Commissioner Willner moved that the list of items needed by Alcoholic's Help Inc. be leased to them for a period of six months. He told Mr. Miller if he would like to negotiate his lease, as the deletion of these items have put him in a bad light, he was agreeable to it. Commissioner Stofleth seconded the motion.

The vote being two to one with Commissioner Buthod abstaining. Motion carried.

Commissioner Buthod said that his abstention is in no way a criticism, that he just doesn't know what is right or wrong about this and he thinks the program is a good one.

Mr. Miller said that he certainly wished Alcoholic's Help Inc. all the luck in the world, and great success, that his only concern was of having a successful sale and thought it unfortunate that this wasn't taken care of sooner, then he wouldn't have been as far with the advertising as it does cause some inconvenience, and the ad will now need to be reconstructed but he said that he will do the best he can.

Commissioner Buthod said that Mr. Miller has the unofficial assurance of the Commissioners that expenses incurred by reason of this, will be considered legitimate expense of the sale.

RE: VIOLATION OF HEALTH LAW

A copy of a letter was received by the Commissioners that was sent to Mrs. James E. Capps from the City-County Department of Health. This letter was regarding the condition existing on their property on Bromm road. The Health Department has received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on their property. They said that a reinvestigation was made on June 11, 1971, and that at that time the condition has not been corrected, therefore they have no alternative other than to order Mr. Capps to eliminate this condition within fifteen days or the case will be forwarded to the office of the Prosecuting Attorney's office for such action as they deem necessary. Letter received and filed.

BOARD OF COUNTY COMMISSIONERS

A. J. Stapp
James M. Butler
Robert S. Millner

RE: EMPLOYMENT CHANGES...RELEASED

VANDEBURGH HIGHWAY DEPARTMENT

Richard Schmitt R. #7 Box 346 Student Help \$2.25 Hr. Eff: 6-28-71

RE: CLAIM

A claim was received from the County Commissioners for reimbursement for telephone calls made by the employees of the County Highway Dept. from the working trash pick-up detail..Petty Cash...In the amount of \$5.90. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON THE COUNTY HOME AND IT'S EMPLOYEES

Commissioner said that one thing that needs considered very quickly, he thought, is the matter of whether or not the employees at the County Home need to be put on a five day week or to receive paid holidays, that at the present time they receive no paid holidays while all other County employees do. He said that we also need to consider the proposed change in rates as the rates are going to obviously have to be raised somewhat, but one of the intriguing things, he thought, about the operation of the County Home is that prior to 1969 it was necessary to designate it as the ----County Home. In 1969 an amendment was passed saying that it would be designated a -----County Home unless the Commissioners would designate it by another name. He said he thought everyone has seen, in the relief cases, a great reluctance of people to go to the "County Home". Commissioner Buthod said that he would suggest changing the name, that it might be well worth while to change the name of the Vanderburgh County Home to something more in keeping with the kind of a fine facility it is, than to continue this name of Vanderburgh County Home. There. There is a total of 52 People living there now. There are still some 40 beds available while the Welfare Board has, as he was informed, toured the County Home. The welfare Department has consistently been putting people in private residential facilities, when there is room available at the County Home. The present rate for residential care is \$100.00 per Month, and he is informed that residential payments in other facilities are being made of \$175.00 upward while there are 40 vacant facilities in the County Home, and thought maybe the welfare Board was unaware what a fine facility the County Home is. He recommended that the Commissioners suggest to the County Board of Welfare that they tour the Vanderburgh County Home.

RE: GOLF COURSE LEASE

Commissioner Stofleth said that he was 100% in accord with the golf course at the County Home. He said that he had talked with Mr. Rayburn and Mr. Helfrich, the appraisers, and they were unable to be here so Commissioner Stofleth asked them about the appraisal of the County Home ground, and they said that they must have an accurate survey from the Surveyor's office. County Attorney Lockyear said that he had met with Mr. Shrode and they went through the proposed lease in it's entirety and it was agreed to add some terminology to protect the County and Mr. Hamilton. He said that the negotiations to be broken down on, are going to have to be determined on whether or not the amount that Mr. Hamilton has offered, in regard to rental, is adequate as far as the County is concerned, and if it isn't what amount the County wants. Mr. Shrode said that \$3,000.00 was the most rental Mr. Hamilton could agree to. He said that if this is not agreeable, there is no need to go further, that if they wanted more than this amount, the proposal would be dropped. He then repeated the proposal that was made previously by Mr. Hamilton. Commissioner Buthod said that his primary concern was the return on the property for the last 30 years of the 50 year lease estimating that it will take 20 years to recover the cost of construction, after which the county would receive all profits from the uses of the golf course. Commissioner Buthod said this would mean that during the first 20 years the County would be getting \$50,000.00 a year in terms of the value of the facility, which will eventually belong to the County. He said that the city golf courses do not produce a profit, and the County might not receive a return on the property during the last 30 years of the lease. He said that this is a problem, but that Mr. Hamilton knows his economics and projections. Commissioner Buthod said that there are two things that the Commissioners need to determine, does the Hamilton proposal represent a fair return to the County over the life of the lease and serve the County purpose in providing recreational and green space facilities, and are there sufficient assurances in the lease that Mr. Hamilton is going to do what he says he will do.

Commissioner Buthod said he is in favor of a golf course and thought it the best use for the property and that there are decisions to be made, one, as to the rate of returns and the appraisal of the land. He thought he had satisfied himself as to Mr. Hamilton's personal integrity, but down the line someone else will have to be dealt with so must see that agreement of mutual trust must be in the lease. He said that there are some changes in the lease that are going to have to be made, and that 90% of them were acceptable to Mr. Shrode. County Attorney Lockyear said the only problem was the question of amount of the rental.

Commissioner Buthod said that they were very, very close to an agreement, and that it would be a shame to flounder on things we can't agree on, that it would be a shame to see all of this work go down the drain. He also said that the statute is very unclear on what the appraisers are supposed to appraise this at. He said that the only thing that he can think of is that they appraise at the fair market value of the land, and in doing so can't appraise whether this represents a fair return until the lease agreement itself can be decided upon, he thought. He said that if we don't have an appraisal, we can't have a lease. He said that he didn't think it feasible for the County to continue with the oil wells on the property. Commissioner Willner said that this should be written in the lease, as he feels that he wants to know if the course is going to be built around the wells or if they are going to be plugged up.

The Commissioners agreed that if the appraisers say \$3,000.00 is a fair rental price, then they would go along with the proposal, but pointed out that they could make no final agreement because there had been no appraisal. Commissioner Willner said that he would wait for their opinion.

Mr. Shrode said that the County won't lose a thing as Mr. Hamilton is putting up all the money.

Commissioner Buthod said that the County is risking the income of this land and should have assurance that we don't have an unproductive facility.

Commissioner Stofleth said that there hasn't been sufficient time to get the bugs out of the proposed leased.

Commissioner Buthod said that the appraisers possibly had enough to go on from the draft of the formal lease.

Mr. John Munger asked the Commissioner for a 30-day delay to give the Commissioners time to study public opinion. He said consideration should be given to whether a lid should be placed on income to the operator and concessions, a percentage of concession income be given to the County, and a reconsideration of the lease after five years.

Mr. Shrode told Mr. Munger that if this was the feeling of the chamber and its 1,500 members, then the offer would be dropped, and there would be no hard feelings, as this has dragged on too long now.

Mrs. Russ spoke to the Commissioners saying that a group of women came, as citizens, to ask for a space of the ground to be reserved for the children to play, that they were against other proposals, but would rather see Bob Hamilton out there than what is there now.

County Attorney Lockyear said that he would talk to the appraisers Thursday to try to get an immediate appraisal, along with Mr. Shrode, and report back to the Commissioners, in order that a decision may be made at Tuesday's meeting.

Meeting adjourned at 6:10 p.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

R. Lyles
A. Jackson
C. Leach
S. Smith
H. Marynell

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY 6, 1971

The regular meeting of the County Commissioners was held on Tuesday, July 6, 1971, at 9:30 a.m. with President Stofleth presiding.

Minutes of previous meetings were approved as engrossed by the Auditor and the reading of them dispensed with.

Deputy Sheriff Terry Hayes opened the meeting.

RE: INVITATION TO ATTEND MEETING

Mr. Curt Huber, the chairman of the Government Study Commission, invited the Commissioners to attend their meeting to be held on Wednesday night at 8:30 p.m.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

REGISTRATION OFFICE

Travis Rayburn	1916 N. Fifth Ave	12.00 Day	Clerk	Eff: 7-6-71
Beth Miller	R.R. 8 Browning Rd	" "	"	"

COUNTY HIGHWAY DEPARTMENT

William Watkins	2713 Jeannette Ave	2.70 Hr	Labor	2-8-71
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RE: EMPLOYMENT CHANGES...RELEASED

REGISTRATION OFFICE

Barbara Hildebrandt	524 Parkland	12.00 Day	Clerk	7-2-71
Jo Welborn	312 Charwood	" "	"	"

PIGEON TOWNSHIP ASSESSOR

Alma Berry	1317 N. Fourth Ave	12.00 Day	Deputy	6-28-71
Helen Pipes	401 E. Iowa	" "	"	"

RE: LETTER...SHERIFF'S OFFICE

In answer to a letter received last week from Mrs. E. Da Rosa which stated a need for a stop sign at the Northernmost intersection of Middle Mt. Vernon Road and the Vanderburgh County - Posey County Line Road, the Sheriff's office sent a reply stating that they have contacted Mrs. Da Rosa and advised her to contact the Posey County Sheriff, as this intersection is in Posey County. The Sheriff's office has also contacted the Posey County Sheriff and suggested that he post a stop sign at this intersection. Letter Received and filed.

RE: ADMISSIONS TO HILLCREST TUBERCULOSIS SANITORIUM

A letter was received from the City - County Health Department stating that a Mrs. Versie Sircy of 1309 W. Virginia Street is a resident of Vanderburgh County, medically indigent for tuberculosis and in need of financial assistance for her hospital bill. The Clinic Physician recommended immediate hospitalization due to re-activation of Pulmonary Tuberculosis, far advanced and active. Mrs. Sircy was admitted to Hillcrest Tuberculosis Sanitorium in Vincennes, Indiana, on Thursday, June 17th, 1971, for isolation and treatment. Commissioner Willner moved admittance be approved. So ordered.

A second letter was received from the City - County Health Department stating that a Mr. Heber Seaton of 1902 S. New York Ave. was seen in the Clinic on June 9, 1971, and the Clinic Physician recommended immediate hospitalization since the patient has Pulmonary Tuberculosis, far advanced and active. Mr. Seaton was taken to Hillcrest Tuberculosis Sanitorium, Vincennes, Indiana, by ambulance on June 23, 1971. Mr. Seaton is a resident of Vanderburgh County and medically indigent for Tuberculosis and in need of financial assistance for hospital bill. Commissioner Willner moved this admittance be approved. So ordered.

RE: LETTER...NEVCO

A letter was received from the North East Vanderburgh County Committee of Property Owners, stating that at their regular meeting, the Executive Committee unanimously approved a resolution that they show their appreciation for the consideration the County Commissioners gave in regard to the expansion of the mobile home park on Bergdolt Road. They wished to commend the Commissioners for their stand concerning this matter. They said that their agreement with limiting the facility in light of marginal sewage treatment and remoteness from fire protection facilities, and that the recent action of the Commissioners supports one of their main objectives. Letter received and filed.

RE: LETTER...MR. DON HERT

A letter was received from Don Hert informing the Commissioners of the existing drainage problem at 8004 Pine Creek Drive, in that they have had flooding and excessive washing due to poor drainage. He said that he has spent many hours and dollars trying to seed and stop the problem without success. He said that he told the County workers, when they attempted to solve the problem, that the drain openings were not large enough to handle the water flow, but no changes were made in the drain openings, and he feels it is the responsibility of the County to fill in, reseed and fertilize. This letter was referred to Mr. Karch.

RE: LETTER...MRS. CLIFTON STONE

A letter was received from Mrs. Clifton Stone stating that there is a sycamore tree located at the end of her drive that is on the County line, that needs to be cut down before the broken limbs fall. This letter was referred to Mr. Karch.

RE: MONTHLY REPORT...COUNTY HOME

The monthly report of the County Home was presented to the Commissioners. Commissioner Buthod moved this report be approved. Commissioner Willner seconded the motion. So ordered.

RE: QUARTERLY REPORT...JUSTICE OF THE PEACE

The quarterly report of the Justice of the Peace was presented to the Commissioners. Report received and filed.

RE: CLAIM...MR. AND MRS. CROOK

A claim was presented to the Commissioners from a Mr. and Mrs. Crook, in the amount of \$230.40 for damages done by water. Commissioner Stofleth said that he thought the approval of this claim should be subject to a letter of release from Mr. & Mrs. Crook, and that the claim should be signed by both parties. Commissioner Buthod said he thought these people have been very reasonable and it being the fault of the County, moved that this claim be approved subject to release. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON ROAD REPAIR NEEDED

Commissioner Stofleth said that the deadline is near for doing road work and thought it time to advertise for hot mix, motor pave and chip & seal, based on unit price, and thought Mr. Biggerstaff should sit in on the meeting when the roads to be repaired are selected, also Mr. Karch. Mr. Biggerstaff said that the specifications for these materials would be ready for approval at next Monday's meeting.

RE: MR. KARCH

Mr. Karch said they are almost ready for the cross sectioning on Stringtown Road under the bridge. He said that his crew have the humps out of Old Petersburg Road, and are now working on the humps on Old Boonville Highway. Mr. Karch said that he had asked Mr. Biggerstaff about the painting of the Marx Road bridge, but hadn't had the opportunity to discuss it. He also said that there is a new law that will be in effect soon pertaining to the County Line Roads. This law assigns each County with full responsibility for the maintenance and operation. The north boundary road will be the responsibility of Gibson County, the west boundary road, Posey County, and the east boundary will be the responsibility of Vanderburgh County. Mr. Karch said that his men are still working on damage done by the storm.

RE: MR. BIGGERSTAFF

The Commissioners had a couple of cut-ins for Mr. Biggerstaff, and he had a cut-in from the Southern Ind. Gas & Electric Co. for Westchester Drive. They want to lay a pipe under the road. Mr. Biggerstaff suggested they tamp the backfill so they will not have the problem of erosion under the pavement.

He also had a request for a pipe to be laid at a driveway on Oak Hill Rd, but they are not in agreement on the easement. The Commissioners agreed the County should have the Right of Way for maintenance. Mr. Biggerstaff said that he would contact Harold Peters, to see what can be done and he would report back to the Commissioners.

Mr. Biggerstaff said that a Mrs. Hirm called on a problem on Lynch Road, as the banks there are steep and it has an erosion problem. He said that a pipe could be laid, then the banks laid back. He also asked the Commissioners if a buyer had been named for the Right of Way on Boonville-New Harmony Road. There will be two parcels needed. Commissioner Stofleth said that there are two more appraisers.

RE: NEW APPRAISERS NAMED

Commissioner Stofleth said that with the appraisers submitting their resignation on the appraisal of the surplus land at the County Home, the Commissioners have two more appraisers who have agreed to serve. They are Jewell L. Merritt, vice-president of the mortgage banking division of the Old National Bank and Mac Brown of Mac Brown Realty Co. They are to recommend the fair rental value of the county home property for use as a golf course.

RE: COMMENTS ON DUMPSTERS

Commissioner Stofleth said that he had been discussing the problems of the dumpsters with Mr. Karch. He said that the dumpster just south of Weinbach Avenue has been a deplorable mess. Mr. Karch said that they intend to move this dumpster in further where it can be better observed. Commissioner Stofleth said that the Commissioners are working with the Sheriff's office on this problem and if the new location doesn't prove satisfactory, they have other ideas which should be beneficial to the public.

RE: BUILDING COMMISSIONER EXCUSED

Commissioner Willner said that he had a call from Mr. Roehm who was in Indianapolis. He said that he had an emergency meeting with the Building Authority, and asked to be excused. Commissioner Willner told him that it would be perfectly alright.

RE: MR. HARNESS

Mr. Harness had an application to the County Home for admission of a Mr. William Bentley, and after re-examination of this applicant by Dr. Walters it was determined that Mr. Bentley is suffering from psychiatric illness, has hallucinations and could be dangerous. Mr. Harness therefore recommends that Mr. Bentley not be admitted to the Vanderburgh County Home. Commissioner Buthod moved that this application be denied on the findings of Dr. Walters. Commissioner Willner seconded the motion. So ordered.

Mr. Harness presented the Commissioners with a proposal for board rates at the County Home for the year of 1972. He proposed a rate increase for residence patients from \$100.00 per month to \$115.00 per month. Commissioner said that he agrees with a rate hike but bothers him due to the fact that the main impact will be on Pigeon Township, as he had a strong community feeling for the poor, as they are the responsibility of the community even though most of them live in Pigeon Township. He said that under consolidation, maybe the difference in funds could be paid from the County General Fund rather than cause a burden on any particular Township.

Commissioner Buthod said that he wondered why the Welfare Department is so reluctant to take advantage of the fact that the County Home has approximately 40 beds available and yet the Welfare are sending patients elsewhere.

Mr. Harness said that the reason is primarily that the facility is named the County Home also that welfare recipients do have the right to designate as to where they want to go, of places available.

RE: MR. MUNGER

Mr. Munger asked Mr. Harness if we are now out of the hospital care at the County Home. Mr. Harness said that the County Home is licensed and permitted to take in patients for hospital care but don't have the facilities, that they have residential and comprehensive care which is still a form of care but don't do anything that a nursing home doesn't do.

Commissioner Willner asked Mr. Harness to come up with a name suitable for the County Home and report back to the Commissioners.

Mr. Harness said that he would welcome suggestions from anyone on this.

Mr. Harness said that anyone that visits the County Home is amazed at what a fine place it is.

Mr. Harness asked the County Attorney what he had found out regarding the matter of Mr. Meyer that was discussed last week. Mr. Lockyear said that he talked to Mr. Olsen and was told that Mr. Meyer had no assets in the guardianship and the only reason the guardian is open is because he can't handle his affairs. Mr. Harness said that Mr. Meyer receives a Social Security check each month, that the County Home received a payment of \$100.00 from Mr. Dorsey in January, that no money was received for February, March, or April, that in May a check was received from Olsen & Niederhaus in the amount of \$94.56. He said that the case workers at welfare require that Mr. Meyer must show that he has no assets before the welfare will accept him, and the board bill as of last month was \$2,067.94. Mr. Harness said that the thing to do was to put this in the hands of the court and to have Mr. Dorsey come forward to account for these funds. Mr. Harness said that he has lost three employees because of this man, that he has been a problem for a number of years, and the problem is worse since Mr. Meyer is older. Commissioner Stofleth suggested Mr. Harness get together with the County Attorney's, and the information he has to see what can be done.

Mr. Harness asked where the title was for a studebaker truck that the County Home has, and asked that it be executed and mailed to him, so that he could turn it over to Mr. Curran Miller for the sale at the County Home.

Mr. Harness had an inspection slip from the State Fire Marshall Department which stated that the County Home had eight deficiencies, and reading in part, it stated that all health facilities housing thirty or more patients, shall be provided with an emergency lighting system. He suggested this be placed in next years budget as there is a year allowed to comply with this and it must be approved.

Commissioner Stofleth asked Mr. Harness to make a survey as to what is most economical and most suitable, then present it to the Commissioners.

Commissioner Buthod said that Mr. Harness was talking about paid holidays for his employees, also a five day work week.

Mr. Harness said that he was and that it would have to be approved by the Council, and if the Commissioners pleased, he would like for someone to speak of this matter when he appears before the Council. He asked for six paid holidays at \$15.00 per day, to be paid in addition to the wages of his employees. He noted that other County Employees get more paid holidays. His employees also work a six day week.

RE: MR. DALE WORK

Mr. Dale Work appeared before the Commissioners requesting additional space for the Welfare Department, and said that he would be present every time the Commissioners met from here on out, barring illness, and said that as the Commissioners know, the space for the Welfare Department was originally allocated in 1962, then in October of 1962 they started with the food stamp program when more space was automatically needed but nothing was done when he appeared before the Commissioners at that time. Mr. Work said that he now has 104 employees and contemplate about 15 more in the next few months, and with the lack of space, the situation is beyond efficiency and almost beyond endurance. Possibilities of space were discussed. Commissioner Buthod said that some temporary space could possibly be found but thought that in any event there is going to be a national change in Welfare, and until what change this will make in the whole Federal Welfare Program, is seen, would hate to do anything more than necessary. Mr. Munger said that perhaps by reassessing the use of space in the building, some open space may be found. Commissioner Stofleth said that he would contact Mr. Andrews and together with him and Mr. Work, the Commissioners would pursue this problem and see what can be worked out.

RE: INSURANCE

An insurance agent appeared before the Commissioners suggesting a cancer policy available for County employees, preferably on a payroll deduction plan. Mr. Volpe said that the machines were full of deductions now. Commissioner Stofleth said that he thought it was alright if any individual wanted to take this insurance and mail the payments direct.

RE: MR. KOCH

Mr. Koch said that at the Old Penn Central - Laubscher Road viaduct, only the rails are removed, and there is no new timber indicating any further work and it has been seven months since this was started, and the people out there say that the farmers drive eight miles out of their way due to the fact of this blocked road. He thought this a good time to repair the right side of this road and to clean the ditches, as people have been dumping here. Commissioner Stofleth said that Mr. Koch should get with the County Attorney and have him write Penn Central a letter. He also suggested that Mr. Koch contact the Sheriff's office to see what can be done about the dumping.

Mr. Koch said that there is a hazardous condition on Mt. Pleasant Road, that the County did some cutting down on a hill and no arrangements were made for drainage, there is a bad ravine there that is mostly filled and most of the guard posts have been knocked down. Commissioner Stofleth said that he would like to go with Mr. Koch to look at this.

Mr. Koch said there is also a problem on Creamery Road, that every time it rains the farmers have trouble getting their tractors over the road. He said that in Kirksville Addition there are two streets that the County has accepted, and there is grass growing between the crevices and thought it a good idea to have the clean up boys get rid of this grass and weeds.

RE: BUDGETS:

Mr. Harness reminded the Commissioners took no action on his rate proposal for the County Home. It was decided that this should be discussed by the Commissioners and be taken up at next week's meeting, in light of the budget.

The County Auditor has turned the budgets for salary increases over to the Commissioners.

RE: OPENING OF INVITATIONAL BIDS....COLISEUM DOORS

There were two bids received for the repair of the Coliseum doors, one from Deig Brothers Construction Co. and one from P & H Construction Co. These bids were referred to the County Building Commissioner for examination of the specifications and taken under advisement for one week. Mr. Lockyear noted that P & H Construction Co. failed to enclose a bid bond.

Meeting recessed at 11:15 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Lockyear	S. Smith
James M. Buthod			C. Cooper
Robert L. Willner			R. Lyles
			A. Jackson
			G. Clabes
			C. Leach
			J. Deckard

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY 12, 1971

The regular meeting of the County Commissioners was held on Monday, July 12, 1971, at 9:40 a.m. with President Stofleth presiding.

The minutes of the previous meeting stood approved and the reading of them dispensed with.

RE: LETTER...DENZIL REED

A letter was presented to the Commissioners, that was written to Mr. Jack Harness from Mr. Denzil Reed of the Hillcrest-Washington Home, thanking him for remembering the home in sending them garden vegetables, raised at the County Home.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

PROSECUTING ATTORNEYS OFFICE

Carol S. Funke	203 Brier Blvd.	Secretary	\$12.00 Day	Eff: 7/2/71
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VAND. SUPERIOR COURT...

Marianne Provost	411 S. Runnymede	Clerk	\$16.00 Day	6/30/71
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VOTERS REGISTRATION OFFICE

Elsie Robertson	824 Taylor Ave.	Typist	\$12.00 Day	7/12/71
Faye Weightman	2301 Hicks Dr.	Typist	\$12.00 Day	7/12/71

RE: CLAIM:

A claim was received from Aubrey Collins for the reimbursement for phone calls for special pick-ups for County Trash Containers for the month of June in the amount of \$1.70. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER...BOB ORR

A letter was received from Bob Orr in regard to the Retarded Children's Center, about the 75% state funding on the Center. The Commissioners had proceeded and sold bonds on the basis that the state would provide 75% of the fundings. It had previously been 50% Federal, 25% State, and 25% locally, and what the problem has apparently been is that there has been a complete change in continuity as the legislative members of the state budget committee so that now they are to go to a positive 50% funding, there being no Federal funds. Mr. Orr suggested that the Commissioners get a letter out to the State Budget Director and the representatives on the committee in recognizing their prerogative and establishing the policy of 50% funding as far as future commitments are concerned but in as much as Vanderburgh County has gone this far, that the State would supply 75% of the funds that we would hope that they now see fit to release the necessary money. The meeting on this subject will be on July 15, and it is believed that some decision will be made at this time. Commissioner Buthod said that a letter should be placed in the mail today in behalf of the Commissioners, requesting for the 75% funds, in view of the previous assurance of it, and maybe the progress of the Retarded Children's Center can get back on the road.

RE: LETTER...BOARD OF ANIMAL HEALTH

A letter was received from the Board of Animal Health in reference to an enclosed contract for Bovine Brucellosis and Tuberculosis Eradication Programs in Vanderburgh County. The Contracts are in the amount of \$1,000.00 which include both programs. The contracts are to be signed by at least two commissioners and returned to the State Office of the Animal Health Board. Commissioner Buthod moved that the contract be approved and entered into by the Commissioners. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...COUNTY CLERK

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of June. Report received and filed.

RE: MONTHLY REPORT...COUNTY TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for the month of June. Report received and filed.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented three claims of the same amount as a previous claim that was signed by the Commissioners. These claims were from Daig Brothers Lumber Company, in the amounts of \$18,079.69 on Est. #1, \$6,200.00 and \$4,208.81 on Est. #2 for the Burdette Park Swimming Pool. Commissioner Buthod rescinded his approval of previous claim and moved that these three claims be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff also presented an ad for the resurfacing of various County Roads, and said that the specifications would be ready by this Thursday. Commissioner Buthod moved that the advertising proceed, subject to the preparation of specifications by the Engineer's office and authorized the Auditor to fill in the dates for advertising for bids and the date the bids are to be opened. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mr. Biggerstaff as to the conditions of the ditches to be cleaned on Boonville-New Harmony Road and on Old State Road, if the contracts had been let. Mr. Biggerstaff said that the cleaning of the ditch off Highway 41 is now under progress, and that John Mans has been contacted and that Jim Mueller and Jerry Davis will be contacted today on the cleaning of the ditches.

RE: MR. KARCH

Mr. Karch said that Old State Road would be closed from Wortman Road to Hwy. 41 for three days while work on the Railroad crossing is being done. He said that he contacted the Division Supervisor for the Penn Central Railroad on the bridge at Laubscher Road and was told that the repairs would start today. Commissioner Buthod asked Mr. Karch to call Industrial Contractors and tell Mr. Brown that this work is being done.

Mr. Karch presented the monthly report of the County Highway for the month of June. Report received and filed.

Commissioner Stofleth asked Mr. Karch if the Bond from Olinger Construction Company could be released and asked what job this Bond was for. Mr. Karch said this was from when Olinger Construction Company was working on I-64, and they had torn up Barton Road and Schroeder Road by moving heavy equipment over them. He said that these two roads have been repaired satisfactorily. Commissioner Buthod moved that the Olinger Construction Company's Bond be released. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod asked about the dust problem on Burgdolt Road. Mr. Karch said that Feigel Construction Company was under \$5,000.00 Bond to repair this road but didn't know if the contract said anything about dust. Commissioner Stofleth asked the County Attorney to write to the Specifications Engineer of the State Highway Department in regard to this problem.

RE: MR. HARNESS

Mr. Harness reported that the sale that was held on Friday at the County Home was a success, and brought approximately \$4,000.00.

Mr. Harness had an application for admittance to the County Home of a Mr. Robert C. Harger, and recommended approval. Commissioner Buthod moved this application be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod asked Mr. Harness if he knew what the disposition was, of the Mr. William Bentley, that was denied admittance to the County Home due to psychiatric illness. Mr. Harness said that a court order is being obtained to commit Mr. Bentley to the State Hospital.

Mr. Harness said that he didn't know if the Commissioners were ready to act on the proposed rates for the County Home for the year of 1972, as yet, so presented it as follows:

(1) Residential Care rate \$115.00 per month - This shall include room and board, in-patient doctor care, medicine, also necessary clothing if resident has no funds available for such.

\$3.00 of above rate is to be returned to resident for personal needs if recipient is Welfare only.

Welfare and Social Security recipients shall receive money for personal needs as established by the Welfare Board.

Township Trustee recipients of Social Security and Township funds receive money for personal needs as per agreement with the Township Trustee.

The above mentioned rate (\$115.00) per month shall apply to all Township Trustees and Department of Public Welfare.

Private pay (\$115.00) per month shall be the same as above and shall be paid by guardian or responsible relative.

Each resident admitted shall be approved by the Administrator and Board of Commissioners. Also the County Physician shall examine all residents and certify they are free of communicable disease.

(2) Intermediate Care and Comprehensive Care: - Rate shall be \$12.50 per day or as allowed by Medicaid.

All other provision for intermediate Care and Comprehensive Care recipients shall apply as purposed for Residential Care.

Mr. Harness said that on Friday, he visited State Hospital, in regard to the number of empty beds at the County Home, and found that there are over 100 patients at the State Hospital who are ready to be released to some type of care and one type of care is called family care which is state funded. He said that the State is permitted to pay approximately \$200.00 per month, per patient, for expenses, also that a social worker would visit each individual at least once a month, usually twice. Mr. Harness said that the Director of the Family Care Program is to visit the County Home and to inform him of the amount that they will pay, according to the type care given.

Commissioner Buthod moved that Residential Care be fixed at \$115.00 per month, which includes room and board, in-patient, doctor care, medicine and necessary clothing, with \$3.00 to be returned to the resident for personal needs, if a Welfare recipient. Private pay to be fixed at \$115.00 per month. Intermediate and Comprehensive care at the rate of \$12.50 per day or if an increase is permitted by Medicaid, then to the maximum permitted by Medicaid.

Commissioner Willner seconded the motion. So ordered.

Mr. Harness had spoke to the Commissioners last week on the central fire alarm system at the County Home. He had as Electrical Technician come and check it out, and he found that someone had put a jumper on the system so it was inoperative. Mr. Harness said that it now operates and the man that checked it out said that this system is one of only seven such systems in the state.

Mr. Harness said that a means of emergency lighting has been provided for and thought that the generator would be the most economical, and will send plans to the State Fire Marshall to be approved by him.

Mr. Harness had three suggestions as to a new name for the County Home. They were Pleasant Acres, Hillview Home and Fairview.

RE: COMMENTS...COMMISSIONER BUTHOD...

Commissioner Buthod read the citation #26-653 of the statute in reference to a County Engineer, in that: In all counties of this state and the Board of County Commissioners of any county or any two or more counties acting jointly, may employ a full time County Highway Engineer, may also, by creating an ordinance of County Engineering under supervision of the County Highway Engineer. The Department, when created, may operate to perform engineering services by divisions as follows: A. A division of Highways, Bridges and Streets. B. A division of Traffic Safety. C. A division of Sanitation Control. D. A division of Pollution Control. E. A division of Sub-Division Development Control. The Board of County Commissioners may establish other divisions within the department of County Engineering to perform other Engineering services, authorized and approved by the Board of County Commissioners. They may employ and fix the salaries of the personnel. Commissioner Buthod thought the Commissioners should work toward this, even it won't be implemented before 1973, unless enough money is found in the budget as it is now set up, so that by appropriate transfers, could be implemented sooner. He thought that the County Engineering Department could help with specifications, with the re-writing of the Building Code, the housing problem in particular,

if there is a need to move into modular housing and there needs to be basic changes in the building code.

Commissioner Stofleth asked Mr. Biggerstaff when the \$7,500.00 supplement becomes effective. Mr. Biggerstaff said that the supplement becomes effective at the beginning of the year of 1972. Commissioner Buthod said that by having both, a county engineer and a county surveyor, it will cost the county a more considerable amount of money, to do this, because there will be two salaries to be paid instead of one, and will have to ascertain that the \$7,500.00 is worth what it costs the County because of the increased capabilities of the ensuing department.

RE: MR. HOTZ

Mr. Hotz said that approximately \$1,982.00 was taken in from the sale of surplus items at Boehne Hospital. He also said that Mr. Roehm has the bids for the emergency hot water system needed at the Hillcrest-Washington Home.

RE: MR. ROEHM

Mr. Roehm said that the hot water heater is now being installed at the Hillcrest-Washington Home, and that the cost of this water heater will be about \$500.00, also that he ordered a gas vent and an air supply for the heater. He said that there will also be some general construction needed, and that they will be ready to go back in service as soon as the job passes state inspection. The total cost estimated at close to \$1,000.00. It was agreed that Mr. Roehm take these bids under advisement and report back to the Commissioners when he has a recommendation to make on them.

RE: AWARDING OF BIDS...COLISEUM DOORS

Mr. Roehm said that Deig Brothers Construction Co. was the low bid on all items except one, in which there was an error made or the bid was considerably high, and recommended that Deig Brothers be awarded the repair of the doors with the exception of the one item, and that to be checked on. The amount of these repairs is around \$10,000.00 and there is only around \$7,000.00 in the account for the repair of these doors. Commissioner Buthod moved that Deig Brothers be awarded the job on the unit price, omitting the one item, work to be done to the extent, as directed by the Superintendent of Buildings, until the money runs out. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON COUNTY GARAGE

Commissioner Buthod said he wished that the Commissioners had as much certainty as the employees of the garage have as to what is going on in the Commissioners mind.

Cliff Arden of the Teamsters said that he heard a lot of rumors about the County Highway Department being done away with.

Commissioner Stofleth said that there were two programs being considered, one would be to have an Engineer in charge of the garage and a supervisor under him. The other program would be to contract all the work to be done, but keep a skeleton crew at the garage.

Mr. Arden said that the problem they have here is practically the same problem that was had at the waterworks garage and that when the report was made to the City Council, he thought parts of it should wake up the community and there is more work done in that department now, with less employees, than has ever been. He said that he thought before the Commissioners move, to do anything about the garage, they should stop and evaluate what is going to happen. He said that the teamsters would help in any way they could to get the productivity out of the employees, and he wanted to commend the Commissioners for the fine work they are doing.

Commissioner Buthod said he was sure that there was no thought of any of the Commissioners to eliminate the total function of the County garage and that the thing to be determined is what the function of the County Garage is and to study the managerial and supervisory set up to make sure it is working effectively.

Commissioner Stofleth said that the Commissioners are contemplating having a committee and assured Mr. Arden that he will be contacted before any move is made. He also said that the relationship that the Commissioners have had with the Teamsters has been excellent.

RE: POOR RELIEF...MRS. LINDA BELL

Mrs. Linda Bell...651-B Brower St...Three children...Husband won't work. Mrs. Sydney Berger, President of Friends of Welfare Rights Organization, and Mrs. Lucy Echols, a representative of the Welfare Rights Organization appeared before the County Commissioners on behalf of Mrs. Bell who went to the Trustee's office for Pigeon Township to make application, then waited for an investigator to visit her home, but none came. Mrs. Bell said that when no investigator showed up, she called the Trustee's office and asked when they would send someone to her home, they only read the law to her. Mr. Ragsdale was the investigator on this case but is on vacation so Mrs. Bowling appeared for him. Mrs. Bell said that the family was away from Evansville for two months, that they left here because her husband was sick with worry and they thought they might do better elsewhere. She said the Trustee's office had them sign a paper and that she just found out that the paper read that the Bell's would leave here and not return. She said that while they were away she received a call from her mother, saying that she thought she had a place for them to live in Morganfield, Kentucky, which is her home town. She said they moved to Morganfield and in a short time the house burned down, but while they were there, her husband rode back and forth to and from Evansville. When the house burned, the Red Cross called her husband to tell him of the fire and told him also that they could be better helped if they were all together, so they moved here together and the Red Cross found them a place to live. Mrs. Bell said that her husband is trying to get a job. She also said that Mr. Ragsdale wouldn't talk to them and they only wanted help with back utilities and rent until they can get on their feet.

Mrs. Bowling said that everyone has been working for the Bells', but that Mr. Bell will not work, that she had helped him get five different jobs and he quit every one of them. Mrs. Bowling said that when Mr. Bell said that he thought he could do better in Chicago, she bought tickets for them to go, that they went to Chicago, then came back here and that if everyone came back that the Trustee helped in getting transportation in leaving, they would have a traveling agency down there instead of a trustee's office.

Mrs. Echols said that when Mrs. Bell had come to her for help some time ago, she knew that Mr. Bell had a mental problem.

Mrs. Berger said that there will be a new group starting in Evansville and thought that a Mr. Woodward of Alcoa to be the head of this group, working through the Federal Government in helping people stay on the job. She said that people such as these need help but this organization hasn't started yet, but that Mr. Bell would be a likely candidate for a program such as this, but in the meantime there are three children here, and whether Mr. Bell can keep a job or not, the question is, can Mrs. Bell get food for her children?

Commissioner Buthod said this sort of thing happens and we are expecting more in the way of management here than Mr. Bell is capable of doing and is lacking in knowledge of the functioning of these agencies and it is almost impossible to know where to go to get help, and said that the County should have a benefit co-ordinator in an office where people can go for reliable information as to where to go for their various needs. He said that the problem here is that there are hungry children. Mrs. Bowling said that they can purchase food stamps. Commissioner Buthod said that these people are in very serious trouble, and he understands the concern of the Trustee's office as he knows that they don't have enough money to go around, also that Mr. Bell isn't in the position to evaluate himself.

Commissioner Buthod recommended they be given food for two weeks and pay past due utility bills, also a months rent. He also asked that psychiatric evaluation be found for Mr. Bell and that professional help concerning his problem of quitting jobs, so that he can help himself.

Commissioner Stoffleth seconded the motion. The vote being unanimous, the motion carried.

MR. STEVEN THOMASON...219 Oakley Street...Pigeon Township...Mrs. Bowling, Investigator. He is unemployed. They have two children and another on the way. They asked for food and rent and were refused. Only two weeks behind in their rent. They were told to go back to Michigan, they have been in Evansville for almost a year. Mr. Thomason said that he had worked as a buffer but can find no work, and goes to the unemployment office every day. He was fired from his last job because he was off two days with the flu. Mrs. Bowling said that she thought if they went back to their home town, he would have a better chance of finding work. Mr. Thomason's parents live here but are unable to help them. Mrs. Bowling said that she doesn't know what to do with these people, she has tried to find him a job but he only went to the eighth grade of schooling. Mrs. Steven Thomason said that if they could get partial payment of the rent, her husband could do some odd jobs and she could baby sit to make up the difference. They have received

one food order. Commissioner Stofleth said that he is always very sympathetic where children are concerned. Commissioner Buthod said that their problem is a long range one.

Commissioner Stofleth moved that the Trustee pay one months rent for these people and furnish them with food for one month. Commissioner Buthod seconded the motion. Commissioner Buthod told Mrs. Bowling that he wanted her to understand that the orders of the Commissioners, this morning, are no reflection on the job she is doing, as he thought she was doing a wonderful job.

Mrs. Ethel Johnson...36 Powell...Pigeon Township...Mrs. Martin, Investigator. Walter Johnson is in jail. Mrs. Johnson is pregnant. She has asked for rent as she is behind one month. She was given a food order, and can apply for ADC as soon as the baby is born. Mrs. Johnson has not been refused help. Commissioner Buthod moved that this case be referred back to the trustee. Commissioner Willner seconded the motion. So ordered. Mrs. Johnson was asked to work with the Trustee's office and that they would do what they could to help her.

RE: MR. WORK WANTS OFFICE SPACE

Mr. Dale Work appeared again before the Commissioners to let him know that he was still here and that the problem of lack of office space was still here, also that next years budget asks for forty-eight more employees than they have this year. Commissioner Stofleth suggested that Mr. O'Day, Mr. Ernest Winfield, Mrs. Mabel Lurker, Mr. Morrison and Mr. Work get together with the Commissioners and see if something can be worked out.

RE: CLAIMS

Two claims were presented, parcels of Rights of Way for easements to widen St. Joseph Avenue in the amounts of \$2,590.00 to Elsie R. Hahn and \$3,710.00 to National City Bank for Jerome D. & Barbara S. Latham. Commissioner Buthod moved the Rights of Way be accepted and the claims be allowed. Commissioner Stofleth seconded the motion. The vote being unanimous, the notion carried. The Rights of Way grants were presented to the Commissioners.

Mr. Olsen informed the Commissioners of the opinion of the court in the poor relief case of James L. and Linda Bell.

Mr. Lockyear said that he was going to meet with the appraisers, for the discussion of appraising the land at the County Home for a golf course, today, and the Commissioners will meet with them later in the week, also the Commissioners said that they wanted to see the lease several days before a decision is made.

After a short recess the meeting resumed.

RE: AWARDING OF BIDS.....HILLCREST-WASHINGTON HOME

On June 21, 1971, The County Commissioners authorized that invitational bids be advertised for, on the repairing of the hot water system and the boiler at the Hillcrest-Washington Home. An emergency was declared on this and the invitational bids were submitted today from Mecco, P & H Construction Co., Contractors Sheet Metal & Roofing Co., Sandleben Heating & Plumbing and Troutman & Sons Heating & Plumbing. After examining the bids, Mr. Roehm recommended that Mecco be awarded the bid for the plumbing in the amount of \$4,512.00, as this was the lowest bid, also Contractors Sheet Metal for the ventilation and P & H Construction Co. for the general construction work. The cost of materials would be added to amount of bid. Commissioner Buthod moved that these bids be awarded according to the recommendations made by Mr. Roehm. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried. It was agreed that there was no way to tell the total cost of these repairs but that a contract should be prepared, and the bonds be fixed in the same amount as normally fixed for advertised bids.

Commissioner Willner asked if an appraiser had reported on the Boonville-New Harmony Bridge as yet. There is property that the County had to acquire for the Right of Way needed before the job can be done. This will be checked into.

Mr. Karch said that he had talked to Steve Smith and learned that John Mans had been contacted, and that they were going to go out to look over the Boonville-New Harmony situation.

Meeting recessed at 11:50 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear

REPORTERS

R. Lyles
S. Smith
C. Leach
C. Cooper
G. Clabes
A. Jackson
S. Fenneman

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY 19, 1971

The regular meeting of the County Commissioners was held on Monday, July 19, 1971, at 9:30 a.m. with President Stofleth presiding.

Last weeks minutes failed to show that Mr. Thomas Swain, the County Attorney, was present at that meeting.

Commissioner Buthod moved that with this correction, the minutes stand approved, and the reading of them dispensed with.

RE: CLAIMS

A claim was presented in favor of Mr. Thomas Lockyear and Mr. Russell Lloyd in the amount of \$18,288.08 for legal services in securing inheritance tax refund.

Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. The vote being two in favor, with Commissioner Willner abstaining, the motion carried.

A claim was presented to the Commissioners in favor of Southwestern Indiana Mental Health Center Inc. in the amount of \$82,500.00, for the remaining 50% of the County's share of operational expenses for the Center. Commissioner Buthod moved that this claim be approved. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

A claim was presented from Sheriff Riney, for the cost of the prisoners meals in the amount of \$5,466.50.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from the Crime Control fund for training of additional and Prosecutor's personnel. Mr. Volpe said that this is a reimbursement from the Commissioners to the Federal Government.

Mr. Munger asked that this be explained to him. Commissioner Stofleth said that these people attended some seminar to be totally paid for by the government, upon the approval of the Commissioners but the government only had \$417.00 to pay of the \$472.97 owed. The amount of claim is for the difference of \$55.97. Commissioner Buthod moved that this claim be tabled and referred back to Mr. Davis to complete the form that is incomplete, and will be acted on at next week's meeting. Commissioner Willner seconded the motion. So ordered.

A claim was presented from the Evansville-Vanderburgh County Building Authority in the amount of \$203,907.50 as partial payment of rent.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Condict and Fosse Architects, for the Evansville Association for Retarded Children, in the amount of \$7,250.00 for services rendered.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod said that no official notification has been received as to the 75% funding from the state, on this project, and thought that in order to avoid delay, could approve the release of the funds of bond issue, at such time and subject to, the receipt of official confirmation of the state's obligation to pay. Mr. Jones said that the state should be heard from by next week.

Commissioner Buthod moved that the release of the bond issue for the Evansville Association for Retarded Children be authorized, subject to official receipt of official confirmation that the State of Indiana will defray 75% of the total cost. Commissioner Willner seconded the motion. So ordered.

A claim was presented by Mr. Biggerstaff, from Feigel Construction Corporation for the widening and signalization of intersection on Oak Hill Rd. & Lynch Rd. in the amount of \$13,963.23. This is for Estimate #3.

Commissioner Buthod moved this claim be approved upon recommendation of the County Engineer. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented two easements and claims for Rights of Way on St. Joseph Avenue. One in favor of Venita M. Murphy in the amount of \$1,250.00, Commissioner Buthod moved that the claim be approved and that the easement be accepted. Commissioner Willner seconded the motion. So ordered.

The other claim was in favor of David and Reba Bircher in the amount of \$1,005.00. Commissioner Willner moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: RE-ZONING PETITION...FLOYD E. & MARY E. DAMM

A re-zoning petition was presented from Floyd E. & Mary E. Damm. The premises affected are situated on the west side of New Harmony Road, a distance of 500 feet east of the corner formed by the intersection of New Harmony Road and Vienna Road. The requested change is from A to R-2. Commissioner Buthod moved this petition be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...JEROME M. & CATHERINE HUFNAGEL

A re-zoning petition was presented from Jerome M. & Catherine Hufnagel. The premises affected are situated on south and west side of Felstead Road, a distance of 2600 feet north of the corner formed by the intersection of Felstead Road and Broadway Street. The requested change is from R1-C to R-2. Commissioner Buthod moved this petition be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVANDERBURGH COUNTY SURVEYOR

Robert Royster III	1177 S. Main	Draftsman	\$6,000 Yr.	Eff: 7-20-71
	Henderson, Ky.			

VOTERS REGISTRATION OFFICE

Cynthia Jerrel	1529 Adams Ave	Typist	\$ 12.00 Day	7-15-71
Vickie L. Eli	4913 Stratford	"	"	7-14-71

SHERIFF'S OFFICE

Richard Bennett	2268 Jefferson	Pro.Pol.	7,000 Yr	7-9-71
Donald Humston	4106 Broadway	"	"	7-16-71

VAND. HIGHWAY DEPT.

Richard Schmitt	R.7 Box 346	Student Help	2.25 Hr	7-19-71
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RE: EMPLOYMENT CHANGES...RELEASESVAND. COUNTY SURVEYOR

Dennis Spencer	Lodge Ave.	Draftsman	6,000 Yr	6-30-71
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VOTERS REGISTRATION OFFICE

Debra Kingston	1317 Lodge	Typist	12.00 Day	7-13-71
Tresa Ann Zinn	1303 Lodge Ave	"	"	"

SHERIFF'S OFFICE

Edwin Bassemair	1906 Joyce Ave	County Policeman	8,000 Yr	7-10-71
Ermal C. France	921 N. Main St	"	"	7-31-71

VAND. HWY. DEPT.

James Gorman	723 Jefferson	Part Time	2.70 Hr	6-28-71
Rufus Hust(Deceased)	1812 N. Fulton	Watchman	2.70 Hr	7-12-71
Aubrey Collins	R.7 Box 18	Laborer	2.70 Hr	7-12-71

RE: INFORMAL MEETING...INVITATIONAL BIDS ASKED

Commissioner Stofleth said that the Commissioners had an informal meeting on July 14, 1971, and decided to ask for invitational bids from the banks for bids on certificate of deposit in regards to the inheritance tax rebate that Vanderburgh County received. He said that since all banks were not represented, this matter would be postponed for awhile, to give other banks a chance to appear.

RE: COMPLAINT...MR. CECIL KOONCE

Mr. Koonce appeared before the Commissioners with a complaint pertaining to conditions at the county jail. He said that it is being operated under unsanitary conditions. He said that one has to lean over the commode to get a drink of water. Commissioner Buthod said that this was a matter of design, and thought it a matter of the Building Authority, and thought Mr. Koonce could talk with Mr. Andrews and have the matter placed on the agenda for their meeting.

RE: LETTER...NOTICE OF PUBLIC HEARING

A letter was received from the Department of The Army giving notice of a public hearing to consider an application from Howell Dock Inc. for a permit to construct barge unloading facilities for the purpose of unloading diesel fuel and to place fill for an access roadway. The hearing will be held by the District Engineer at 7:00 p.m. C.D.T. on Tuesday, July 27, 1971 in Room 301, in the City Council Chambers. Letter received and filed.

RE: LETTER...INDIANA STATE HIGHWAY

A letter was received from the Indiana State Highway stating that they provide for the availability of certain standardized material. This letter was referred to Mr. Biggerstaff.

RE: MONTHLY REPORT...EVANSVILLE ASSOCIATION FOR RETARDED CHILDREN

The monthly report of the Association of the Retarded Children was presented to the Commissioners for the month of June. Report received and filed.

RE: CUT-INS

There were cut-ins presented which were referred to Mr. Biggerstaff. There was also a cut-in from the Waterworks. They had to make an emergency cut-in because of a break in the main and they want retroactive approval of same. This matter was referred to Mr. Biggerstaff. Commissioner Stofleth asked Mr. Karch to check to see that the work is done properly after a cut-in has been made.

RE: PURCHASE OF STANDARDIZED MATERIALS

With the recommendation of Mr. Biggerstaff, Commissioner Buthod moved that the standardized materials, previously mentioned, be purchased again this year. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: LETTER FROM SENATOR HAYES

A letter received from Senator Philip Hayes stated that his office had received an inquiry from Mrs. Mable Huff, of Evansville, in regard to Acts of 1969, Chapter 103, authorizing County Commissioners in Indiana Counties to appoint a Commission and establish a tax base for the purpose of restoration and maintenance of those cemeteries which were established before 1850, and explained that Vanderburgh County has such cemeteries, and that she would be interested in the described Commission being appointed in order that they might be properly maintained. Mrs. Huff was not at the meeting, but Commissioner Buthod said that this should be looked into by the County Attorney, to be sure that a function of the County isn't being duplicated. Letter referred to the County Attorney's.

RE: OPENING OF INVITATIONAL BIDS

Commissioner Buthod said that he called the President of each bank to inform them of the procedure that was being followed on these invitational bids, and he had indications from the Lamasco Bank and The Peoples Savings Bank that it was doubtful that they would want to bid. There were three bids, one from National City Bank, one from Old National Bank, and one from Citizens National Bank. The bids are as follows:

The National City Bank of Evansville...We the undersigned bank hereby submit a bid for \$1,100,000.00 or any part thereof in excess of \$100,000.00 to be deposited in this bank in a certificate of deposit and offer to pay the following various interest rates for the maturities set up below.

For a maturity of 90-179 days 5.25% per annum
 For a maturity of 180-269 days 5.625% per annum
 For a maturity of 270-359 days 5.85% per annum
 For a maturity of 360 days or more 6.00% per annum

It is a condition of this bid that the funds to be deposited shall be placed to the credit of the account of this bank at the Federal Reserve Bank of St. Louis, on the date of deposit.

Citizens National Bank...We, hereby, submit the following rates of interest to be paid for certificates of deposit on all or part of \$1,100,000.00 deposited for any of the specified maturities as listed below:

One month .. 5%	Six months .. 5 1/2%
Three months .. 5 1/4%	Nine Months .. 5 3/4%

Old National Bank...We hereby submit the following bid for the investment of \$1,000,000.00 County inheritance tax funds:

90 Day Savings Certificate...5 1/2%

180 Day Savings Certificate...5 3/4%

270 Day Savings Certificate...5 3/4%

This may be distributed in accordance with your wishes in any amount for the above days.

Commissioner Buthod moved that these bids be taken under advisement and that the Commissioners promptly consult with the Auditor to determine the needs of the investment. Commissioner Stofleth seconded the motion. Commissioner Buthod commended the bankers for cooperating with the Commissioners on such short notice. Motion was carried.

RE: TRANSFER OF 2 WAY RADIO REQUESTED

Mr. Markham asked that the 2 way radio be removed from the old dog catchers truck, and installed in the new truck, purchased recently by the County. He said the cost would be \$40.00. Mr. Volpe said he thought the truck was paid from the Highway Dept. account. There having been questions on this, Commissioner Buthod said that in view of there being a closed in fund in the Highway Dept., why something related to the department of health should be paid for from the Highway Department funds. The County pays for two employees and one truck and the City pays for five employees and two trucks. He said that this is a cooperative deal and he didn't know how this got started, and he thought it improper to be funded from the Highway Department. Commissioner Buthod said that he thought, in the budget for the coming year, anything that relates to the pound operation and to the Board of Health should be taken out of the Highway budget and put it where it belongs. Commissioner Buthod moved that the truck and the radio installation be paid out of the available Highway Department funds, and thereafter request reimbursement of the Highway Department fund from the County General Fund. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented copies of the various roads to be re-surfaced, to the Commissioners.

RE: MR. KARCH

Mr. Karch said that they have removed the humps from Old Boonville Highway, and are patching the road, and that the job on Laubscher Road Bridge is half done. He said that they have removed the disposal container from Weinbach Avenue, and placed it at Fickas and Old Green River Road. Commissioner Willner, having seen the release of men from the County Garage on the Employment Changes, asked Mr. Karch if this was a normal cut back. Mr. Karch said that they have men who are on Social Security, working part time. Commissioner Willner asked if this presented a problem with the operation at the County Garage. Mr. Karch said that sometimes it presents a problem, but that usually students take their places for a time. Commissioner Willner then asked Mr. Karch if the cleaning of the ditches on Boonville-New Harmony Road and Old State Road, had been started. Mr. Karch said that John Mans was to give a figure on the Boonville-New Harmony Road job, and will have to get some else to do the job on Old State Road. Steve said that no one seems interested but will contact other contractors.

RE: MR. HARNESS...APPLICATION TO COUNTY HOME

Mr. Harness had an application for the admittance of Mr. Willard Tooley to the County Home. Commissioner Willner moved the application be approved. Commissioner Buthod seconded the motion. So ordered.

Mr. Harness said that he had submitted three names last week to be considered in re-naming the County Home, that he had talked with several people, and of the three names, they liked the name, "Pleasant Acres Rest Home". This matter was postponed for a period of one week.

Mr. Harness asked the Commissioners to agree for the Administrator of the County Home to accept patients from the State Hospital, under the Family Care plan. He said that the State Hospital has over 100 patients who have been treated for mental disorders, but are now ready to re-enter society, but there is no one that will accept them, and they must be accepted by someone that will give them a home, and the State has promised to pay up to \$200.00 per month, per person, for this care.

Commissioner Buthod said he thought it very important to use the facilities

that we have and if Mr. Harness thought the environment suitable for these people, suggested a pilot program. If the program doesn't work, the State Hospital will take these people back on a moments notice. Mr. Harness said that the County Home will reserve the right to accept or reject patients referred to them.

Commissioner Buthod moved that the Administrator be advised to enter into such a contract, and that the Commissioners execute such a contract, subject to the County Attorney's, as to form approval, and a pilot program of five residents, subject of their approval, by the County Home Superintendent, the pilot period being until the first of the year and have a revaluation of the program at that time.

Mr. Munger asked Mr. Harness if there was a limited time for these people to stay at the County Home.

Mr. Harness said that there is no time limit stated.

Commissioner Buthod said that there is no specific agreement to take any number of patients for any particular period of time, that at the will of the Commissioners, they will re-accept the patients themselves, at the State Hospital, if the program becomes unsatisfactory. He said that this would be a good financial deal for the County.

Mr. Munger said that he thought this an unusual arrangement, there being no limitation of living at the County Home.

Commissioner Buthod said that he wouldn't know why it would seem unusual as it would be the same as the Trustee or the Welfare placing people in homes.

Mr. Munger thought the problem was that the people left the State Hospital to secure a home and funds.

Commissioner Buthod said he thought that these people no longer need the facilities at the State Hospital and that there are many people who do need these facilities, so the problem is in moving the people out to make room for those that do need the facilities, also that the people that are ready to leave State Hospital need Family Care. It isn't the idea that these people are even capable of making a living, but the idea of moving them from a high cost specialized facility to a lower cost facility that is adequate.

Commissioner Willner seconded the motion made by Commissioner Buthod, with the stipulation of the evaluation to be made the first of the year. The vote being unanimous, the motion carried.

Commissioner Buthod suggested that Mr. Harness keep the Commissioners posted on the progress of this program.

RE: LETTER...FROM F. WENDELL LENSING

A letter was presented to the Commissioners from F. Wendell Lensing, a member of the County Council of Vanderburgh County, stating that he understands that the Commissioners are considering authorizing the County Auditor to place the inheritance tax refund on time deposit. He wanted to call the attention of the Commissioners, the fact that special appropriations passed by the County Council have been tentatively approved by the State Tax Board, but not released or paid by the County Auditor because of a lack of funds in the General Fund of Vanderburgh County, and said that it is apparent that this inheritance tax money should be left in the General Fund to pay any additional appropriations for July, and the succeeding months during 1971 before the sum is determined for time deposit. Letter received and filed.

RE: LETTER FROM L & N RAILROAD CO.

County Attorney Swain said that the letter received from the L & N Railroad Co. was in regard to the County placing a pipe under the Railroad Right of Way for the Boehne Sewer and they can't find the "lease" for the County placing the pipe there. They are asking the Commissioners to enter into a lease, paying them \$134.00 annually plus an additional charge of \$25.00 for placing the pipe under their Right of Way. Commissioner Buthod thought this to be an absolute exhibition of lack of any part of citizenship, and thought a letter should be sent to them, saying that the Commissioners are shocked and distressed on their attitude on this.

RE: MR. DALE WORK NEEDS MORE SPACE

Mr. Dale Work of the Welfare Department was again before the Commissioners, reminding them of his need for more space for the Welfare Department. Commissioner Buthod suggested that this matter be placed on the next meeting of the Building Authority, together with all concerned parties. He then thought it better to have a preliminary meeting in order to have something to present to the Building Authority. Commissioner Stofleth said that he would set a meeting this week.

RE: BLOCKED DITCH

A Mr. Heath appeared before the Commissioners to complain of a blocked ditch in front of his home. He said that he had talked with Mr. Elmo Dockery who told him to come before the Commissioners to see if something could be done. Commissioner Buthod suggested that Mr. Heath get together with the County Engineering Department to work something out, if not, to come back as the County has a drainage Engineer, and if the problem were explained to him, there would probably be recommendations that could be made in solving this problem.

RE: STOPPED UP DITCH

Mr. & Mrs. Frank Ohl and Mrs. Wagner appeared before the Commissioners to complain of their ditches being stopped up. This is on Schmuck Road off Koring Road. A Mr. Gilbert Schmuck has been stopping the ditches up by crossing the road with his machinery and won't put pipes in like everyone else does. Mr. Karch said that Mr. Schmuck has stopped the ditch up in the past, so Commissioner Willner suggested that the County Attorney send Mr. Schmuck a letter and ask that this not happen in the future. The County Attorney will send the letter and Mr. Karch will go out to see that this is taken care of.

RE: MR. ROEHM

Mr. Roehm presented the specifications to the Commissioners, for the approval of the Corporation, on the installation of the Hot Water Heater at the Hillcrest Home. He also had the contract ready for the Commissioners to sign. Commissioner Buthod moved that the Contract be approved and entered into. Commissioner Willner seconded the motion. So ordered. M.E.C.C.O. was awarded the plumbing. Contractors Sheet Metal for the ventilation, and P & H Construction Co. for the general Construction work.

RE: AGREEMENT FOR APPRAISERS OF COUNTY HOME LAND

The agreement for the appraisers of the County Home land were presented for the approval of the Commissioners. Commissioner Buthod moved that the agreement be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

Marcus Rogers---112 W. Oregon St.--Pigeon Township--Mrs. Russell, Investigator--Mr. Rogers has been out of work for several weeks, and is asking for food and rent. Mrs. Russell said that when she talked to Creasey Co. where he had worked, they told her that Mr. Rogers could be making as much as \$100.00 per week if he would work, but that he was laid off for being absent from his job. Mr. Rogers said that he was absent from work because of illness. Mrs. Russell said that she could give him an emergency food order. He is a month behind in his rent. Mrs. Russell said that she thought Mr. Rogers should bring in a statement from the doctor if he isn't able to work, that she will make an appointment with the doctor, for him, to see if he is able to work. Commissioner Willner moved that this case be referred back to the Trustee. Commissioner Buthod seconded the motion. So ordered.

Meeting recessed at 11:05

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

S. Smith R. Lyles
G. Clabes C. Leach
A. Jackson

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY 19, 1971

A special meeting of the County Commissioners was held on Monday, July 19, 1971, at 4:00 p.m. with President Stofleth presiding.

This special meeting was for the purpose of awarding, on invitational bids from three banks, the investing of \$1,106,000.00, which is an Inheritance Tax rebate.

Commissioner Stofleth said that he contacted Allen County and St. Joseph County, to see what they were doing with their Inheritance Tax rebate, and he was informed by Allen County that the money would be needed to build a new Court House, and St. Joseph County is placing their money in their General Fund.

The bids are as follows:

THE NATIONAL CITY BANK OF EVANSVILLE...We the undersigned bank hereby submit a bid for \$1,100,000.00 or any part thereof in excess of \$100,000.00 to be deposited in this bank in a certificate of deposit and offer to pay the following various interest rates for the maturities set up below.

For a maturity of 90-179 days 5.25% per annum
For a maturity of 180-269 days 5.625% per annum
For a maturity of 270-359 days 5.85% per annum
For a maturity of 360 days or more 6.00% per annum

It is a condition of this bid that the funds to be deposited shall be placed to the credit of the account of this bank at the Federal Reserve Bank of St. Louis, on the date of deposit.

CITIZENS NATIONAL BANK...We, hereby, submit the following rates of interest to be paid for certificates of deposit on all or part of \$1,100,000.00 deposited for any of the specified maturities as listed below:

One month...5% Six months...5 1/2%
Three months...5 1/4% Nine months...5 3/4%

OLD NATIONAL BANK...We hereby submit the following bid for the investment of \$1,000,000.00 County inheritance tax funds:

90 Day Savings Certificate...5 1/2%
180 Day Savings Certificate...5 3/4%
270 Day Savings Certificate...5 3/4%

This may be distributed in accordance with your wishes in any amount for the above days.

Commissioner James M. Buthod moved that one million dollars be invested at 5.85% in National City Bank Certificates of deposits with maturity in 270 days and the balance or so much thereof as the Treasurer may determine, at 5 1/2% in Old National Bank Certificates of deposit with maturity in 90 days, and the Treasurer be granted authorization to make such investments, Commissioner Robert L. Willner seconded the motion. Commissioners James M. Buthod and Robert L. Willner voted yes, with Commissioner A. J. "Ted" Stofleth disqualifying himself.

The meeting recessed at 4:30 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth James M. Buthod Robert L. Willner	Lewis F. Volpe	Thomas Lockyear	C. Leach

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY, 26, 1971

The regular meeting of the County Commissioners was held on Monday, July 26, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of the previous meetings were approved and the reading of them dispensed with.

RE: VIOLATION OF HEALTH CODE

A copy of two letters was received by the County Commissioners on the violation of the Health code, from the City-County Health Department. One letter was to inform the Commissioners that Anita and James Lear has made a recent practice of dumping of trash on Shore Road and that it will be necessary for them to clean up the debris. A reinvestigation will be made in about 15 days to determine if this condition has been corrected. Letter received and filed. Commissioner Stofleth said he thought the Secretary should follow up on this matter with the Health Department. The second letter was received on the dumping of trash by Mr. Elmer Scales. Letter received and filed.

RE: LETTERS ON CUT-INS

A letter was received by the County Commissioners from the Waterworks Dept., stating that due to water line break, it was necessary to make an emergency cut-in on Folz Lane.

A second letter was received from the Waterworks Dept. saying that there had to be repairs made to a water service connection 37 feet to Detroy Road. These letters were referred to Mr. Koch and he was asked to let Mr. Karch know where these two cut-ins are, after he has checked them. Commissioner Buthod said he thought that the Waterworks should be requested to contact the County Commissioners, by phone, for emergency permission on these cut-ins.

Commissioner Stofleth said that he had been informed of these cut-ins and had given the Waterworks Dept. permission to go ahead with these emergency repairs.

RE: EMPLOYMENT CHANGES - APPOINTMENTS MADE

VOTERS REGISTRATION OFFICE

Debra Kingston	1317 Lodge Ave	Typist	Eff: 7-22-71
Lois Larkin	1008 N. Elliott	Clerk	7-26-71
Karen Staack	1401 N. Red Bank	Typist	"
Madge Roehm	1301 Williams Rd	Clerk	"

RE: EMPLOYMENT CHANGES - RELEASED

VOTERS REGISTRATION OFFICE

Elsie Saberton	824 Taylor	7-22-71
Beth Ann Miller	R.R. # 8	7-21-71
Travis Rayburn	1916 N. Fifth Ave	7-23-71
Debra Kingston	1317 Lodge Ave	7-23-71

VANDERBURGH COUNTY HIGHWAY DEPT.

Glenn Ingle	3015 E. Mulberry	Student Help	7-22-71
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RE: CLAIMS

A claim was received from Municipal Engineering & Construction Co. for payment # 14 for the Southwestern Indiana Mental Health Center Inc. in the amount of \$1,425.00.

Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

A claim was received from Mr. Curran Miller in the amount of \$791.31 for handling the sale of surplus items for the Boehne Convalescent Center and the County Home.

Commissioner Buthod moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented three Right of Way claims for the negotiation and appraisal for the widening of St. Joe Avenue. One from Mac Brown & Co. Inc. in the amount of \$775.00, one from Rickard Realty Inc. in the amount of \$2,175.00, and a third claim from Don Cox in the amount of \$1,175.00. Commissioner Buthod moved that these three claims be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from Deig Brothers Lumber Co. for balance of Estimate #5, on the Burkhardt Road project, in the amount of \$2,557.74, part payment of \$10,855.02 having been made in May of 1971. Commissioner Buthod moved this be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from Frank & Lucille Schimmel for the purchase of Right of Way Grant, on St. Joe Avenue, in the amount of \$900.00. Curbs are to be installed by the County with two curb cuts allowed, one on each side of the lot. Commissioner Buthod moved that the Right of Way Grant be accepted and that the claim be allowed. He also said that the proper legal procedure is to place the last name twice on the claim to read Frank W. Schimmel and Lucille Schimmel, husband and wife. Commissioner Stofleth seconded the motion of Commissioner Buthod. So ordered.

RE: APPOINTMENT OF APPRAISERS

Commissioner Stofleth said that he would like to nominate Mr. Bob Rickard and Mr. Don Cox, as appraisers for the Eichoff Road Project. Commissioner Buthod seconded the nomination. So ordered.

There was a cut-in presented by Mr. Biggerstaff from the Kinnaird Oil Co., but the Secretary of the Commissioners said that Mr. Kinnaird called and said that they did not have to make this cut-in. Application filed.

Commissioner Stofleth said that he was at the Sarto Retreat House, and he noticed that some work was being done out there, and asked Mr. Biggerstaff what was being done. Mr. Biggerstaff said that the bridge out there was on their four-year program and they were starting some of the ground work, by setting up some section lines so that it will be ready to be worked on in the fall.

RE: MR. KARCH

Mr. Karch said that he placed a man at Fickas Road and Old Green River Road, where a trash container is located, as the Commissioners had requested. He said this plan was successful until the week-end, when people didn't want to cooperate.

Commissioner Stofleth said he had a call from a Mrs. Edwards who lives in the area, to report that she thought the men were doing an excellent job in trying to keep the people from dumping trash on the ground. He said he would like to have these containers removed from this area until a new location can be found for them, and he would like to take one to the County Garage.

Mr. Karch said that he would like to move other containers to a more populous area.

RE: MR. HARNESS

Mr. Harness presented an application to the Commissioners for admission of a Mrs. Hannah M. Schissler to the County Home. Commissioner Buthod moved that the application be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: COUNTY HOME - RENAMED

A new name was again discussed for the County Home. Mr. Harness said he thought it a good idea to select a name with appeal, and thought the name "Pleasant View Rest Home" had such appeal and the name was self explanatory. Commissioner Buthod moved that effective August 1, 1971, the present Vanderburgh County Home be designated as the Pleasant View Rest Home. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

RE: PUBLIC LIBRARY BOARD MEMBER NAMED

Commissioner Buthod received a letter, reminding the Commissioners that the term of Dr. Morlock, as member of the Public Library Board, expires on August 26, 1971. He said that he has been very much impressed with a young Historian, Dr. Harold Bigham, who is doing the history of Evansville, and spends a great deal of time in the system Library system. Commissioner Buthod said that he has talked with Dr. Bigham, who has consented to accept the appointment. He therefore nominated Dr. Harold Bigham of Indiana State University, to succeed Dr. James Morlock, effective August 26, 1971, for a term of four years. Commissioner Stofleth seconded the motion. The vote being unanimous, the motion carried.

The news media asked if the rock spreader, that was purchased last year, would be used by the County, this year.

Mr. Karch and Mr. Biggerstaff said that the shoulders were omitted from the specifications for repair, as the County intends to do this work themselves.

RE: OPENING OF BIDS

There were two bids received on the resurfacing of various County roads. One was from Feigel Construction Co. for Hot Asphaltic Concrete Pavement. They enclosed an itemized proposal. The other bid was from J. H. Rudolph & Co. Inc. who bid on the resurfacing with Road Mix and Seal Coat.

Commissioner Buthod moved that these bids be taken under advisement for one week, and that they be referred to the County Engineer for the checking of figures. Motion carried, by consent.

The bids were as follows:

FEIGEL CONSTRUCTION CO.- BID

DESCRIPTION	UNITS	QUANTITY	UNIT PRICE	TOTAL
Prime	Gal.	30,304	\$0.31	\$ 9,394.24
Base	Tons	765	9.76	7,466.40
Surface "A"	Tons	15,202	9.76	148,547.20
				Total 165,407.84

SUPPLEMENTAL UNIT PRICES

DESCRIPTION	UNITS	UNIT PRICE
Patrol Grader (Caterpillar 12	1 Hr.	\$21.40
Gradall-Warner-Swasey	1 Hr.	41.90
Single Axel Dump Tr. Chev.	1 Hr.	10.40
12" Group D pipe 1' to 6'	1 L.F.	55.00
20' & over		19.50
15" Group D Pipe 1' to 6'	1 L.F.	57.00
20' & Over	1 L.F.	20.50
18" Group 1' to 6'		60.50
1' to 6'	1 L.F.	23.50
24" Group D Pipe 1' to 6'	1 L.F.	65.50
20' & over	1 L.F.	26.50
36" Group D Pipe 1' to 6'	1 L.F.	85.00
20' to 6'	1 L.F.	38.50
48" Group D. Pipe 1' to 6'	1 L.F.	96.00
20' and over		49.00
J. H. RUDOLPH & CO. INC.	ROAD MIX	

DESCRIPTION	UNITS	QUANTITY	UNIT PRICE	TOTAL
Prime	Gal	9,600	\$0.277	\$ 2,659.20
Aggregate	Tons	4,740.00	6.85	32,469.00
Bit. Material	Gal	55,400.00	0.283	15,678.20
				Total 50,806.40

SEAL COAT

DESCRIPTION	UNITS	QUANTITY	UNIT PRICE	TOTAL
Prime	Gal	44,000	\$0.277	\$ 12,188.00
Aggregate	Tons	6,020	6.85	41,237.00
Bit. Material	Gal	199,288	0.283	56,398.50
				Total 109,823.50

J.H. RUDOLPH CONSTRUCTION CO. INC. - CON'T.SUPPLEMENTAL UNIT PRICES

DESCRIPTION	UNITS	UNIT PRICE	
		1' to 6'	
Patrol Grader (Gallon)	1 Hr	\$ 22.00	
Gradall (Gradall Mobile)	1 Hr	43.50	
Single Axel Dump Truck	1 Hr	11.00	20 Ft. or over
12" Group D Pipe	1 L.F.	52.50	18.00
15" Group D Pipe	1 L.F.	55.00	19.00
18" Group D Pipe	1 L.F.	60.00	21.75
24" Group D pipe	1 L.F.	64.00	25.00
36" Group D pipe	1 L.F.	77.50	37.00
48" Group D pipe	1 L.F.	85.00	47.75

RE: MR. KOCH

Mr. Koch reported on road conditions that needed attention. He said that at the Railroad crossing of L & N, on Old State Road and on Stinson Road, the spikes protrude three and four inches above the wood floor.

Mr. Karch said that the County takes care of the road on the South side of the bridge, and that the City takes care of the North side.

Mr. Koch also said that there is a need for a 36" culvert as specified to cross Koring Road at Upper Mt. Vernon Road as clay covers the intersection three to five inches, every time it rains.

He also reported that a large wood barn on Stever-Handricks Road, North of McDowell Road, has fallen and is a fire hazard. Mr. Roehm was asked to check this at once. There is also a clogged ditch adjacent to Mrs. A. Morgan farm, on Old State Road and Browning Road, which causes the field to wash out.

Mr. Koch said that the Laubscher Road Viaduct work is 90% complete, and that the debris should be removed and the road graded for active use.

The County Attorney was asked to send a letter to the L & N Railroad to inform them of the protruding spikes on their crossings.

RE: MR. BERNHARD A. FALK

Mr. Bernhard A. Falk, a service representative for the Addressograph, Multigraph Corp., demonstrated a machine that would simplify the record keeping system, also these records would be more legible. Commissioner Buthod thought this worth looking into. The State Highway is using this type of machine at the present time.

Commissioner Stofleth thought it a good idea, if the decision was made to use this machine, to use it on a rental system for awhile, to see how it goes. Mr. Falk will go to the County Garage to talk to Mr. Karch.

The County Attorney presented a deed to the Commissioners, on property that was sold on tax sale. This deed was held up as it was incorrect, but is now corrected. The property was sold in April of this year.

Commissioner Buthod moved that the deed be approved, that it be executed and delivered to the owner. The deed was held for the signature of Robert Willner, The other County Commissioner, as he was out of town today. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said that according to Mr. Biggerstaff, the work on St. George Road will be finished in a couple of months and there is a house there that needs to be sold.

Commissioner Buthod asked Mr. Biggerstaff if he had changed his mind about using the house as a field office.

Mr. Biggerstaff said yes he had. He said that the field office must be on the job, and that if the County could buy an office trailer, it could be moved from job to job, and with the rent paid to the Construction Company's, a trailer could have been paid for.

Mr. Biggerstaff said that the corner of this house is on the Right of Way, and that maybe the house could be sold and moved off the lot or moved back. Commissioner Buthod thought that maybe the house could be used for a field office for the Engineer for the plans to be kept there so the men wouldn't have to come all the way back down town for them.

Commissioner Stofleth said that he liked the idea of an office trailer.

Mr. Biggerstaff said that he understands a playground is needed in this area and that there is land west of this house that is unsuitable for anything

except for a playground of picnic area.

Commissioner Buthod said that this matter will be placed on the agenda for next week.

A few weeks ago, some ladies were at the Commissioners meeting and expressed a need for a playground in this area. Commissioner Buthod said that maybe this is the answer.

RE: MR. DALE WORK

Mr. Dale Work appeared again, before the County Commissioners, as he still needs more room for the Welfare Office. The special meeting on this problem will be at 9:30 a.m. tomorrow morning.

The contracts that were approved last week for the hot water system replacement, were presented to the Commissioners for their signatures. Commissioner Buthod said that the Commissioners would sign the contract with Deig Brothers Construction Co. on the repair of the Coliseum doors as soon as it is ready.

Meeting recessed at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Wilner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

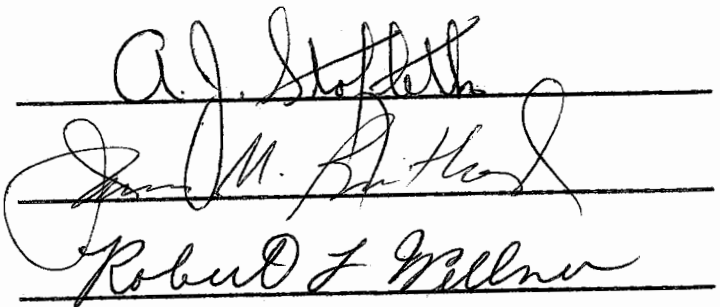
Thomas Lockyear
Thomas Swain

REPORTERS

C. Leach
G. Clabes
C. Cooper
A. Jackson

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS



COUNTY COMMISSIONERS MEETING
JULY, 27, 1971

A special meeting of the County Commissioners was held on Tuesday, July 27, 1971, at 9:35 a.m. with President Stofleth presiding.

The reason for this special meeting is to discuss and find more space for the Welfare Department as the space they now have is no longer enough for the present needs of the Welfare Department.

Commissioner Buthod asked Mr. O'Day what he had in the Election Office on the third floor.

Mr. O'Day said that all records are kept there and that the D.A.R. has been working with them getting the records in shape so that they will be available to the public. He said that abstractors and attorney's are often there to check the records for information.

The Welfare office is bounded by the Pigeon Township Trustee's office and Voters Registration Office.

One way for the Welfare to have more room would be for the Pigeon Township Trustee's office or the Voters Registration Office to move to the Election office on the third floor, and to move the Election office, temporarily, to the office of the Perry Township Assessor's office on the second floor which is unoccupied, and to store the records in the basement.

All concerned weren't willing to give their office up, and felt that they should be able to keep their offices since they had been assigned to them.

Commissioner Buthod said that it isn't the idea of what we want, the idea is to make do with what we have, and the Welfare Dept. is the responsibility of the people. He said that he thought if either the Trustee's office or Voters Registration office would be moved to the Election office on the third floor, it would be just as convenient and adequate for their needs. He said that the Welfare office is going to have to have more space on the first floor, and one office or the other is going to have to move to the third floor.

Commissioner Stofleth said that the Commissioners were only trying to help, and suggested that the affected offices try to work out something themselves, or the Commissioners would have to make a decision, and that they would make a study of the Perry Township's office to see if it can be made available for the Election office.

It was decided to continue this matter so that all concerned will have time to discuss it, to see if a solution can be arrived at.

The Pigeon Township Trustee reimburses the Auditor for rent on his office so Commissioner Buthod said that if there is a paying passenger, they wouldn't want to get rid of him.

Commissioner Buthod said that someone is going to have to make use of the office on the third floor, as they are going to have to use the space available.

The Commissioners are receptive to any ideas that anyone may have.

The decision on this matter will be made at the Commissioners meeting on August 9, 1971.

Meeting adjourned at 10:30 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth James M. Buthod	Wm. Wittekindt	Thomas Swain	S. Smith R. Lyles

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Wellman

COUNTY COMMISSIONER'S MEETING

August 2, 1971

The regular meeting of the County Commissioners was held, pursuant to adjournment, on Monday, August 2, 1971, at 9:30 a.m.,.....meeting opened by County Policeman, Terry Hayes, with Commissioner Stofleth, President, presiding.

The minutes of the previous meeting were approved as presented.

RE: POOR RELIEF

Mrs. Jerry A. Murry, of 2627 Helmuth Avenue, in Knight township appeared asking that hospital bill for her husband be paid. Commissioner Buthod made a motion that this matter be referred back to the trustee's office and try to get them into public housing.

Lee Sweeney, of 1716 N. Fifth Avenue, in Pigeon township, asked for help on hospital and clinic bill. This was referred back to the trustee's office.

RE: RE-ZONING PETITION OF VALLEY VIEW BUILDING

Attorney Van Stone appeared with an amended description for this petition. The Area Plan Commission has passed this petition. Commissioner Buthod moved this re-zoning ordinance be adopted. Commissioner Stofleth seconded the motion. Motion carried.

RE: CLAIMS

Two claims for Kor-X-All from Southwestern Indiana Mental Health Center.... taken under advisement for one week to be checked.

RE: EMPLOYMENT CHANGESClerk, Vanderburgh Circuit Court

Dorothy Lietz	Appt'd.	Bookkeeper	\$4,850	effect.	7-23-71
Dorothy Lietz	Released	Deputy	4,650	"	7-27-71
Carole Bozman	"	Bookkeeper	4,850	"	7-28-71

Voters Registration Office

Deborah Maynard	Appt'd.	Typist	12.00	day "	8-2-71
Sharon Johann	"	"	12.00	" "	8-2-71
Cynthia L. Jervel	Released		"	"	7-31-71
Vickie L. Eli	"		"	"	7-31-71

Vanderburgh County Highway Department

Thomas Buck	Released	St. Help	2.25 hr.	"	7/30/71
James R. Williams	"	Br. Foreman	7,200	"	7/30/71
Harry Moore	"	Laborer	2.70 hr.	"	8/7/71

RE: LETTER FROM TRI-STATE AREA HEALTH PLANNING COUNCIL, INC.

Letter was received from the Tri-State Area Health Planning Council, Inc., making the following recommendations:

1. That Detoxification take place in the General Hospital setting and that the proposal of Deaconess Hospital for a Detoxification unit be approved at this time with the possibility of additional units at other General Hospitals if need and proposals are presented. This would be a conversion of services and will not result in an increase of the bed compliment of Deaconess Hospital.

2. That Alcoholic Help, Inc., be approved to operate a rehabilitation oriented halfway house which could be located at the Boehne facility, Mills Building only, or at another more suitable and accessible location, with 10-15 beds initially and expand their services within the Health Planning Council objectives as need indicates.

Commissioner Buthod said there is still a possibility that Ivy Tech will be interested in part of the Boehne property....if so this would give some funds for the commencement of a Juvenile Rehabilitation Center. He also said there is a possibility that the Magister Noster Latin School could be bought or leased....could sell part of Boehne to the State of Indiana for Ivy Tech and apply the money to this Latin School for the Juvenile Rehabilitation Center.

Commissioner Stofleth said there will be an open meeting in the near future in regard to this.

RE: LETTER FROM SHERIFF'S DEPT.

Letter was received from the Sheriff's department asking that the speed limit be reduced from 45 miles per hour to 35 miles per hour on Allen's Lane, from the City limits to St. Joe Avenue. Commissioner Buthod moved this be adopted. Commissioner Willner seconded the motion. Motion carried.

RE: LETTERS FROM CITY-COUNTY DEPARTMENT OF HEALTH

Three letters were received from the Department of Health asking for financial help for Thema Lucille Moehler, Billy Vincent and Josie Jackson, who have been sent to Hillcrest Tuberculosis Sanatorium. Commissioner Buthod made a motion that this aid be granted. Commissioner Willner seconded the motion. Motion carried.

RE: AWARDING OF BIDS

Sam Biggerstaff, County Engineer, recommended the hot asphalt bid be awarded to Faiget Construction and the road mix and seal coat bid be awarded to J. H. Rudolph Co. Commissioner made a motion the bids be awarded as recommended by the County Engineer. Commissioner Stofleth seconded the motion.

RE: M. KARCH

Marvin Karch said the site for dumping has been closed on Fickas and Green River Road and has asked the Sheriff to patrol the area so that no one dumps anything there.

Last week all the signs on Old Henderson were stripped....they were placed and now are stripped again. Have asked the sheriff to patrol this road more often.

RE: CUT-INS

County Engineer presented cut-ins from the Water Department on Little Schaefer Road, from Brookdale to Springdale. Commissioner Buthod moved these cut-ins be approved, subject to approval of Mr. Biggerstaff and that cut-ins be done before the resurfacing of the road. Commissioner Willner seconded the motion. Motion carried.

RE: H. HOTZ

Mr. Hotz wanted to know what to do about a house on St. George Road. Commissioner Buthod said the first step is to declare it surplus and have it appraised. Commissioner Buthod ^{moved} that as of October 1, 1971 the house be declared as surplus property. If land and house be purchased by same person the house must be moved back 50 feet from the center of the road and built up higher than the center of the road. Commissioner Willner seconded the motion. Motion carried.

Reported weeds needed to be cut at 514 Bellemeade Ave. There is an abandoned car sitting on lot...question what to do with the car. The car is the city's responsibility to move then the County should cut the weeds.

RE: J. HARNESS

Mr. Harness presented an application for admittance of Ben Williams to the County Home. Commissioner Buthod moved that application be accepted. Commissioner Willner seconded the motion. Motion carried.

RE: E. ROEHM

Mr. Roehm reported on property on Spry Road. The property owner was notified in 1969 that the property was condemned....as yet the owner has not started to raze the property and county is asking to take bids to have the property razed. Since this the owner has come into the office with proposals to reconstruct the building. Commissioner said the owner has had 2½ years to do something about this and has not done it and he suggests that they not grant her any longer time but to proceed with plans for razing the building. Commissioner said he suggests that they wait until next week to decide and to check further on this.

RE: J. KOCH

Mr. Koch reported a complaint on stop sign on Boonville-New Harmony Road at Old State Road. Farmers, School bus drivers and others have asked that the stop sign be placed on Old State Road instead of Boonville-New Harmony Rd. Commissioner Willner was asked to check this and then make recommendation.

Reported L & N Crossing on Old State Road South of Hwy 41 North....of sound repair.

Laubscher Road and Penn Central Wood Viaduct. Viaduct about 98% complete. Some badly charred rail posts were left standing, new horizontal wood rails placed, wood floor laid diagonally already spike heads beginning to show above the wood.

Also, grading on Laubscher road needs to be done.

RE: ATTORNEYS FEES

Commissioner Willner said there were three questions he would like to ask.... said he had had numerous calls on these questions. How much the attorneys had done for the \$18,000? What account was this money coming from? Is the Judge's decision binding to pay the attorneys this fee?

Since neither of the attorneys were present that had received the \$18,000, County Attorney, Thomas Swain, said he would try to answer the questions. He said "yes, the Judges decision was binding," the money came out of the General Fund to pay the attorneys, but he could not answer as to how much work the attorneys had to do. Commissioner Buthod suggested that Mr. Lloyd be invited to a commissioner's meeting to answer this question. Commissioner Willner said he would like that very much.

Meeting recessed: 11:30 a.m.

PRESENT:

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

G. Clabes
C. Cooper
A. Jackson
C. Leach
S. Clark
R. Lyles

Secretary: M. Garrison

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
AUGUST 9, 1971

The regular meeting of the County Commissioners was held on Monday, August 9, 1971, at 9:30a.m. with President Stofleth presiding.

The minutes of the previous meeting stood approved and the reading of them dispensed with.

RE: ADDITIONAL OFFICE SPACE FOR WELFARE

Commissioner Stofleth said in his study of this problem, he finds that if they did move the Welfare Dept. and give them parts of the recreation office, after the first of the year, with all of his new employees he would certainly be crowded and looking for more space.

Mr. Buthod asked did any of the affected people have any new ideas since this came up before, as the Commissioners had asked them to try and work out something on it themselves.

Commissioner Stofleth said Mr. Andrews told him that he would be willing to move out of his office and make it available to some one else.

Commissioner Buthod said he has thought about this a good deal and that among equally innocent people that the one causing the problem should be the one to suffer the inconvenience. He feels they should make the room on the third floor available to Welfare, that to move Pigeon Twp. Trustee up on the third floor just isn't desirable to him. He suggested they go ahead and partition off a portion in the County Inactive Storage Room, downstairs, and move the things from the third floor room into it, to make the third floor room available to Welfare.

Commissioner Willner expressed his feelings that he too thought this would be the best way to go.

Commissioner Stofleth looked into the recreation office but he feels as though this room is too small. However, he did look into the Data Processing Room on the second floor, which is now being occupied temporarily by the State Board. He feels it will be a good while before we get to the point of using Data Processing. The room is 2,160 sq.ft., and is adjacent to the Treas. Office.

Commissioner Buthod wondered if there would be a possibility of somehow putting Pigeon Trustee and Welfare close together so that they could use combined waiting rooms facilities.

Commissioner Stofleth asked Mr. Andrews the size of the Election Office and he said 2,540 sq.ft.

At this time Mr. Andrews reminded the Commissioners that the Perry Township Office on the second floor is vacant and available for use. They didn't think that this office would be large enough.

Commissioner Buthod moved that the Data Processing Room on the second floor be assigned to the Welfare Dept., Commissioner Willner seconded it. So ordered.

Mr. Dale Work said he feels that he isn't at all sure this decision has helped them out, due to the set up of the building.

Commissioner Buthod said that they did what they could and what they felt was in the best interest of the County and if it doesn't work out they will have to try again and keep trying until they do solve it. He feels they cannot provide an ideal situation and they will have to do the best they can, and that if Welfare continues to grow as it has in the past in a few years they will have to get a new building for Welfare alone.

RE: POOR RELIEF

Mr. Lee Sweeney...1716 N. 5th Avenue...Pigeon Township...Mrs. Anslinger, Investigator- Mr. Sweeney came back again to ask for help on his hospital and Clinic bills. He said he has so many other bills that he cannot pay these two. Mrs. Anslinger said that Mr. Sweeney received a lump sum of some \$1300.00 from S. Sec. and he didn't pay any of these bills. He said no, that it was only about \$600.00 that he received, and that he had to pay some other bills. The hospital bill is \$122.00 and some interest on that, and he doesn't know for sure how much the Clinic bill is, somewhere around three or four hundred. Mr. & Mrs. Sweeney have a monthly income of \$ 361.70 and they pay \$70.00 a month rent with the utilities furnished. The hospital said they would accept \$12.20 a month as payment on this bill. The hospital can get \$16.00 to \$18.00 a month on a garnishment.

Commissioner Butthod told Mr. Sweeney that his wife could not be discharged because of a garnishment, as it is a Federal offense. They can take on a judgement 10% of everything over \$15.00 per week.

Commissioner Butthod moved that this case be referred back to the Trustee. Comm. Willner seconded it. So ordered.

RE: EMPLOYMENT..CHANGES....APPOINTMENTS and RELEASES

CLERK, VANDERBURGH CIRCUIT COURT:

Bettye Jean Hart 1310 Cross Gate Dr. Deputy \$4650 yr. Eff. 8-1-71

VOTERS REGISTRATION OFFICE:

Madge Roehm	410 Miller Rd.	Released	Eff. 8-6-71
Karen Staack	1401 N. Red Bank Rd.	"	Eff. "
Lois Larkin	1008 N. Elliott St.	"	Eff. "

VANDERBURGH COUNTY HIGHWAY DEPARTMENT:

Donald Basing (Resigned) 2031 Clayton Truck Driver \$2.80 hr. Eff. 8-4-71

COG TRANS. & DEV. STUDY (AREA PLAN COM.):

Helen Jackson 20 Shawnee Coder-Release 2.20 hr. Eff. 8-3-71

RE: LETTER...BOARD OF VOTERS REGISTRATION

The following letter was received from Voters Registration:

Gentlemen:

The Voters Registration Office is asking the Commissioners to take a close look before making a decision on moving the Registration Office.

It will decrease the number of people registering. The majority of people enter the building through the main lobby. During the last month of registration, a large sign is placed in the lobby, reminding them to register. Our registration has picked up greatly due to the fact that it was easily accessible to the public. On the third floor people will not come up to register. Remember, too, our potential registration has increased approximately 10,000 because of the law allowing 18-year olds to register.

If the Registration Office is moved to the third floor, it will require typists and checkers placed in the hall to work. There will be no room for the committeemen and vice-committeemen to check their books prior to an election. This is a vital part of the program for both political parties.

The Welfare Department, for years in the annex, had their files, etc. on three floors. Why can't a room, as was mentioned, in the basement be used. This would eliminate the disruption of other offices.

We in the Voters Registration Office, know what room was needed and asked for it. We were still out of some room, but have arranged our files, etc. to fit our needs. Now we are in jeopardy of having to take less space than we have now. Why didn't the Welfare Department look at their needs over a long range period and prepare for it? It is no fault of this office that they were not far-sighted enough to prepare for the future.

Please don't disrupt this very important office.

Sincerely yours,

BOARD OF VOTERS REGISTRATION

RE: LETTER...HANOVER INSURANCE COMPANY

A letter was received from the Hanover Insurance Company in reference to Deig Brothers Lumber and Construction Co. It was a bond status report on Deig Bros., and a form report to be filled out. Commissioner Stoffleth referred it to the County Surveyor, Sam Biggerstaff.

RE: CLAIMS

From Deputy Prosecutor, John F. Davis to Treas., Frank Tilford in the amount of \$ 55.97. Mr. Davis over spent in this account. The Federal Government will pay only \$41.700 of this, and he spent \$ 472.97. Commissioner Buthod said they are going to have to be doing some traveling themselves and they have only around \$ 16.00 in that account, and asked Mr. Volpe, Auditor, isn't there some other account it can be taken out of. Mr. Volpe said he would check into it and see if he could come up with some solution. It was reverted back to the Prosecutor's Office.

A claim was presented from the Kor-X-All Company, and an itemized duplicate invoice. Commissioner Stoffleth asked Mr. Spears from the Southwestern Indiana Mental Health Center if he could enlighten them on it. Mr. Spears explained these are claims that are actually part of the construction budget. This is no additional money, but the Commissioners hold all the construction money. This is for equipment such as scrubber, waxers, decks, etc. There will also be many additional claims like this coming in later on. Commissioner Buthod moved it be approved. Commissioner Willner seconded it. By consent.

RE: LETTER...HILLCREST TUBERCULOSIS HOSPITAL

The following letter was received and filed from the Hillcrest Tuberculosis Hospital.

There is a new drug Rifadin just recently released for an additional treatment for tuberculosis. It has promise of shortening the period of hospitalization and also clearing up some of our old resistant cases. Since this drug is extremely expensive (\$ 1.00 per capsule wholesale to the Hospital) there will be an additional charge of \$ 2.00 per day for any patient we feel who needs this drug.

RE: MONTHLY REPORT...COUNTY CLERK

The monthly report from the Clerk's Office was received and filed.

RE: LETTER...COUNTY CEMETERY COMMISSION

A letter was presented from Phil Hayes, State Senator, concerning cemeteries in the County which were in existence prior to 1850. He had received a letter from a Mrs. Huff asking if the Commissioners could be authorized to properly maintain these cemeteries.

The Commissioners also received a letter dated July 20th from Mrs. Huff and Mrs. Morgan, requesting these cemeteries be maintained. She stated they had a project going, where the Boy Scouts helped clean up some of these, and that the County Surveyor's Office provided them with county maps showing the different locations of the cemeteries.

Commissioner Stoffleth said this is the responsibility of the Trustees to maintain the cemeteries.

Commissioner Buthod said he feels it would be a slap in the face to the Trustees if they set up a Commission without first consulting with them. He felt that maybe some of these Trustees weren't even aware they are to be doing this.

Commissioner Willner recommended they write a letter to each of the Trustees requesting they appear before the Commissioners to talk this over.

RE: BUILDING COMMISSIONER

Mrs. Bargaret Behme received a letter from Mr. Ed. Roehm on Nov. 8, 1969, ordering her to move or demolish the building on tax code #6-31-14, and as of July 19, 1971, she has failed to do so. If this is not removed by July 31, 1971, Mr. Roehm will have them removed.

Mrs. Behme spoke at this time saying the vandels had torn up the place, but she had the outside fixed up as of the date of the letter she received from Mr. Roehm.

Commissioner Stoffleth said they could talk on and on about this to each other, but since Mr. Roehm could not be present they, the commissioners, could not make a decision and asked her would she be kind enough to come back next week, and if so, he would have her put on the agenda for Monday. She said yes.

RE: LETTER...SAM BIGGERSTAFF

Mr. Biggerstaff showed the Commissioners a letter from the project supt. at Oak Hill Rd. and Lynch Rd. and they have progressed to the point to installing the traffic signals and they would like to have the electric meter for the signals installed. The money is to come from the Highway Dept. account # 402. He was mentioning this to them only for the record. Commissioner Stofleth confirmed it.

Mr. Biggerstaff mentioned again about the trees being trimmed along Oak Hill, near Lynch Rd., and Mr. Swain, County Atty. said he told everyone involved to contact their attorney.

RE: CLAIM

A claim was presented in favor of Mac Brown for the negotiation of 3 parcels @ \$200.00 for a total of \$ 600.00. Commissioner Butthod moved that this claim be approved. Commissioner Willner seconded it. So ordered.

RE: LETTER...THE NATIONAL CITY BANK

The following letter was received from The National City Bank:

Dear Ted:

In our telephone conversation this morning I promised to forward to you an executed copy of the assignment made by G. Mac Brown. You should also receive from him a letter requesting this \$ 1,500.00 fee payment be made payable to him and the National City Bank.

Thanks very much for your help in this transaction.

Sincerely yours,

Melvin W. Wempelberg
Asst. Vice President & Manager

RE: DISCUSSION OF APPRAISALS:

Commissioner Willner said he would like to discuss how much the county will pay for appraisal fees this year. He wondered if the County Assessor and two Twp. Trustees couldn't handle the appraisals. He felt they could do as good a job as the private appraisers are doing and affect a savings to the county.

Commissioner Butthod agreed there is some merit to the proposal, but questioned whether the Assessors would do it free of charge. He said the law states an appraiser must be a "disinterested freeholder", and he didn't think the assessors would be, since he deals with taxes. However, he said he also has no objection to saving money for the county.

Commissioner Stofleth said he was also in favor of saving money, but he questioned whether the assessors could do as good a job as the private appraisers are doing.

Mr. Biggerstaff spoke up saying that there is a lot of work involved in purchasing rights-of-way, including sometimes, night work.

Commissioner Willner replied he knows this but thought the assessors would do the appraising only, with someone else to do the purchasing.

Commissioner Stofleth asked Willner whether he thought the assessors would drop their regular work to do the appraisals if they needed them real fast and Willner replied in some cases, they might act a little faster.

RE: MR. KARCH

Another R.R. bridge, located on Hwy. 65 was burned. When he arrived there, it was still burning and they set up a barricade, however it can still be used until they can make the repairs on it. They felt that it had been purposely done, since this is the second R.R. bridge to burn in six months. He asked the Commissioners to investigate steps to correct the situation.

Mr. Karsh had talked with Mr. Feigel and they are finished hauling dirt on Bergdolt Rd., and have repaired the damage to the road done by their trucks and have cleaned up all of their mess.

There has been quite a lot of mess at some of the trash containers. Commissioner Stoffleth asked Mr. Karsh if the sheriff's dept. knew where the trash containers are located, or not. Mr. Karsh said, yes, they do. When the container out at the Co. Garage gets full they dump all around it. The night watchman even talked to some of the people and he was told to mind his own business.

Commissioner Butthod suggested the county would investigate taking legal action against persons who openly dumps trash at county trash pickup points, when the container is full.

Commissioner Stoffleth said open dumping is becoming a problem and these persons should be prosecuted. However, Commissioner Butthod noted that if the county attempted to prosecute everyone who dumps trash in, or around the containers that are already full, it would only encourage others to take the trash to the nearest road and dump it there.

RE: SPECIAL MEETING

Commissioner Stoffleth announced there was to be a special meeting today, (Aug. 9th) with Alcoholic Help Inc., at 4:00 p.m.

RE: JACK HARNES

Mr. Harness had an application for the admittance of John Henry Morse to the Pleasant View Home. Commissioner Willner moved it be approved. Commissioner Butthod seconded it. So ordered.

Also, starting August 10th he and his wife are going on a two week vacation and one of his employees, a registered nurse, will be left in charge, with Mr. Herman Holz keeping watch over the buildings.

RE: MR. KOCH

The other day as he was driving down Laubscher Road, he saw a car parked there and he got the license number, and as he was leaving he saw three young boys coming with 22 rifles and he asked them did they know it was against the law to shoot so close to the highway. He feels if they could post signs out there stating the State law on hunting that it would sure help a lot.

He has received several calls about the intersection of St. George and Oak Hill Road, as there is a very bad view. He went out there and cut down some brush. There is a large tree there belonging to a Mr. Jim Rode and he told Mr. Koch that he would trim this tree.

Mr. Koch found a very serious situation on St. George Road near Whirlpool. There is 120 feet with a 10 inch drop off on the road. It had chat, but it is all thrown away from there and its very dangerous. Chip and Seal or blacktop should be put in it.

The limbs on the I.C. bridge, on Orchard Rd. need to be trimmed on the one side, as you come from Hwy. 65 on in. With school coming on he noticed a lot of intersections where limbs need to be trimmed as they sometimes rub the school bus stop signals and mirrors.

Also the County Attorney gave very prompt attention on the West Franklin Road damage suit. They are getting the data through and Mr. Karsh will have to give the damage done, to the Attorney.

RE: SAM BIGGERSTAFF

He presented a change order on the St. George Rd. project. In the winter, they put additional rock on this road to keep the traffic moving and it was still too low when they went to pave it, so they had to put more on it. This is for an increase of \$ 4,723.41, and they are asking that the state participate in paying for it. The county will have to pay \$ 2,370.75. Butthod moved that it be approved and Willner seconded it. By consent.

RE: DISCUSSION....COMMISSIONERS

Mr. Willner asked the other Commissioners if any of them had heard from Mr. Russell Lloyd, as they had asked him to appear this morning. Mrs. Sauer told him that he was on his way up.

RE: CHECK...WILL COACH LINES & OHIO VALLEY R.R.

County attorney, Tomas Swain presented the commissioners a check for \$ 500.00 from the Evansville Ohio Valley Railway Company and Will Coach Lines. This is money collected from a bankruptcy, for delinquent taxes. This will not pay it in full though. He said he would turn it over to the Treasurers Office.

RE: DISCUSSION...MR.RUSSELL LLOYD

Commissioner Willner said they were talking last Monday and he questioned just what was the amount of work done to receive the \$ 18,000.00 he and Mr.Lockyear received between themselves, for attorney fees on the Inheritance Tax. Mr.Lloyd said he had anticipated this question.

To start with, this situation first arose in October, 1969. The county commissioners decided the county attorneys should represent Vanderburgh County. The county had to be represented in order for it to be properly insured its share of the money. He explained that his participation in the suit consisted primarily of consultations with Mr.Lockyear, research and the preparations of briefs. He explained they kept no work time records because their fee had already been agreed upon, and the fee was set by the Shelby Circuit Court, where the case was handled. Vanderburgh County received \$ 1.1 million dollars and the attorney fee was set at 1.6584% of the award. Mr.Lloyd showed them all a copy of the court order. He agreed the fee was a large one but not an unusual one, as Vigo County attorneys received \$ 44,891.00. He stated had not the Vanderburgh County attorneys received the fee, it would have gone to an Indianapolis law firm. Commissioner Buthod said he would rather see the money come here than go to Indianapolis. Mr.Lloyd also explained there was additional burden on him because when Mr.Lockyear couldn't be here to attend all the meeting he had to be here.

Commissioner Willner said he would like to see the attorneys salary brought up to a proper level and it include all outside work done for the county, with no extra fee.

Commissioner Buthod agreed, because he said it does look bad to the public. He suggested perhaps they should go to one county attorney and an assistant, with the county attorney doing the heavy work.

Commissioner Willner asked did we pay Leiber and Heff a fee and Mr.Lloyd replied no, that Mr. Leiber testified and excluded Vanderburgh County, in class action, of any fees.

Mr.Stofleth asked Willner did that satisfy his questions and he said, yes.

Meeting recessed at 11:00 a.m.

Meeting reconvened at 11:05. Commissioner Stofleth called the meeting back to order after he invited Mr.West, publicity co-ordinator for the county's Demo. party to speak to them.

Mr.West said he did go to Shelbyville, and spent the better part of the day going through the whole court records. He said when checking the court docket it listed only two appearances for Vanderburgh County, and they were both by Mr.Lockyear. One entry was on Sept. 4, 1970 when he stated that Mr.Lockyear presented an answer to a previous state brief. The other entry was when Mr. Lockyear requested the fee from his participation in the suit. Mr.West felt we did not have to pay attorneys fees since Shelby County didn't, and they were in the same position as Vanderburgh County. He talked with Mr.Mobley, county attorney for Shelby County, and he told Mr.West that he did not receive any money above and beyond his regular salary.

Commissioner Buthod said this was an extraordinary thing and they didn't know how long it would take when it first came about and said that perhaps Mr. Mobley was being paid on an hourly basis. Mr.West said that may be so.

Mr.Lloyd said he was hesitant to speak, as Mr.West is the publicity co-ordinator for the county's Democratic party. Mr.Lloyd said West's information didn't include depositions, use of Mr.Lockyear's personal secretary and supplies in the matter. He felt that Mr.West's appearance was political and he called him "an angry young man"

Meeting recessed at 11:40 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stoffleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

G. Leach
H. Marynell
S. Clark
C. Runyan
J. Deckard
R. Lyles
C. Cooper
A. Jackson
B. Gladish

Secretary: Janice Decker

BOARD OF COUNTY COMMISSIONERS

A. J. Stoffleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
AUGUST 9, 1971

A special meeting of the Vanderburgh County Commissioners was held on Monday, August 9, 1971 at 4:00 p.m., with President Stoffleth presiding.

The purpose of this meeting was to discuss the Boehne Convalescent Center.

The following people were present to discuss this matter:

Jim Gilliam....Alcoholic Help Inc.
Bill Hamsley...Ivy Tech.
William Henry...Deaconess Hospital
David Johnson... " "
Carl Ahrens...Tri-State Health Planning Council
Steve Johnson " " " "
Robert Guloth...Concerned Citizens Association
Elmer Bruck..... " " "
Robert Spears...Southwestern Mental Health

The Tri-State Health Planning Council recommended that Deaconess Hospital assume the detoxification phase of the program, with Alcoholic Help to use only the Mills Building at Boehne for its recovery phase.

Commissioner Buthod said he wanted to find out if Ivy Tech. was still interested in using part of the Boehne property for a campus. Mr. Hamsley, Ivy Tech official explained the school has already obligated itself to other facility and is not interested in it at this time, however, should things not work out for them, then they would definitely be interested in Boehne.

Carl Ahrens of the Tri-State Health reported that his group's position was that the Alcoholic Help money could be better used rehabilitating people, than buildings. He explained if the detoxification beds at Deaconess are not enough, his group will work with the other two general hospitals to get more beds. He said the unit will start out with 18 beds.

Mr. Gilliam said that persons taken to Deaconess who are not in need of medical help would be taken to Boehne for detoxification. He also said he is happy that Deaconess set up detoxification, but he feels it is limited. He stated that his board agrees that it still needs all of the facility and definitely feels the program can work. They have been given a \$ 242,979.00 federal grant to get the program started.

Commissioner Stoffleth said that since Alcoholic Help already has a lease with the commissioners, his suggestion would be to let it go as is.

Commissioner Willner wished them good luck.

Commissioner Buthod suggested that they, Alcoholic Help, first fix up only the Mills Building and fix up the other buildings to the point of deterioration.

Everyone was thanked for being present to discuss this matter.

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
A.J. "Ted" Stoffleth	Lewis F. Volpe	Thomas Swain	C. Leach
James M. Buthod			R. Heiman
Robert L. Willner			C. Cooper

Meeting recessed at 5:30 p.m.
Secretary: Janice Decker

COUNTY COMMISSIONERS MEETING
August 16, 1971

The regular meeting of the County Commissioners was held on Monday, August 16, 1971, at 9:40 a.m. with President Stofleth presiding.

The minutes of the special meeting of August 9, 1971, were approved as enrossed by the Auditor, and the reading of them dispensed with.

RE: LETTER SENT TO ALL TOWNSHIP TRUSTEE'S *** REPAIR OF CEMETARIES

Commissioner Stofleth stated that letters had been sent to all Township Trustee's, requesting their presence at today's meeting to discuss the maintenance of the cemeteries.

Commissioner Stofleth said that the Act of 1969 of the new statute authorizes the County Commissioners to appoint five members of Vanderburgh County to a committee, to prepare a budget, 1/2 cent on one dollar, for the purpose of repairing graves, markers, etc.

Mrs. Martha Huff, a member of the Daughters of American Revolution, spoke on the restoration of the old cemeteries and said that our pioneer's and soldier's are buried in these cemeteries and thought they should be taken care of with help from those interested persons such as Mr. Oviatt, the Veteran's Officer.

Commissioner Stofleth asked Mrs. Huff if a survey had been made as to the number of these cemeteries.

Mrs. Huff said that there had been, that the boy scouts have been helping chart these cemeteries, and that there approximately 43, and approximately 30 of these need extensive work.

Commissioner Stofleth said that the idea of restoration was well accepted by the Commissioners, and that in one case in Union Township, the cemetery has a water problem and a skeleton was washed away.

Commissioner Buthod said that the Commissioners should make sure that a committee is appointed, with at least one of the Commissioners to be a member, and the committee be fully co-ordinated with the Trustee's efforts.

Mr. Louis Richardt, the Scott Township Trustee, said that he would rather take care of his own cemeteries in Scott Township, and thought he could get the money to do it.

Commissioner Buthod thought that one of the problems, if this is to be a community wide project, is, if it should be funded on a county wide basis rather than a township basis.

Mr. Clarence Winiger, the Union Township Trustee said that the ground shifts in Union Township, from the water and he didn't even know that a cemetery was in the area but while plowing he uncovered a skeleton. He then remembered his Grandfather telling him that there was a cemetery in this location. He said that there are no gravestones and no way of knowing who was buried in this cemetery.

Commissioner Buthod said that the records may reveal something on this.

Mr. Red Mosby, the Perry Township Trustee, said that he had been working on the cemeteries in Perry Township, that he had purchased some lawnmowers, but will have to have more money to continue this work, as the rain has washed away the soil and this work is hard on the lawnmowers.

Commissioner Willner said that he had found that spraying is the answer in killing the heavy brush, and if spraying is done twice a year, a lawnmower isn't needed.

Mr. Winiger said that he heard that the cemeteries in the bottoms were going to be fenced, but he thought it better not to fence them as it would catch driftwood and he thought it better to keep the trees cut and the ground clean.

Mr. Bob Morrison, the Pigeon Township, said that Oak Hill Cemetery is being taken care of.

Mr. Jack Chaddock, the Knight Township Trustee, said that the Boy Scouts had volunteered their services in keeping the cemetery clean, but that vandalism is the problem, and that he has burned out four lawnmowers on these grounds. He said that he is in favor of the Commissioners making recommendations and that he is willing to work with them.

Mr. William Hepler, the Armstrong Township Trustee, said that they keep their one cemetery clean and believed there to be a couple more if this committee is formed and they want to find them.

Commissioner Buthod, speaking for all the Commissioners, said that they were all in sympathy with the goals expressed by the ladies present, and are looking for the best means of implementing them, and that they will co-operate and assist in any way possible. He thought this matter should be kept under study as he isn't sure of the need for the Commission right now.

Mr. Chaddock said that he believed that he could speak for all the Trustees in saying that they would be willing to work with anyone in discussing the guidelines to follow in studying for a plan.

Commissioner Buthod said that he would like to have a joint recommendation from the Trustees and other interested groups so that a plan can be formulated and perhaps formulate standards for care. He said that he would be glad to appoint a Commission if it is found necessary.

Commissioner Stofleth told Mrs. Morgan and Mrs. Huff that he thought the Commissioners should work with the Trustees and the Organizations to see just what is needed, as he knew that this was a lot of work.

Mr. Clyde Oviatt, the Veteran's Officer, said that he knew the ladies did a lot of hard work on this project, and he would be glad to help in any way he could.

It was noted that the budgets are already in for next year, but if need be, a special appropriation can be asked of the County Council.

Commissioner Buthod said that there might be a way of getting the County Garage to do some of this mowing, as there is a provision in the statute to this effect, where they can do the work based on compensation set forth in statute.

Mr. Cletus Bittner, the German Township Trustee, said that there is two cemeteries in German Township and that he has the work contracted out, but there is a problem of vandalism. He has talked to the people out there, and they are in favor of placing a cable across and put a lock on it.

Commissioner Buthod said that this will be kept under study, and they will see what is needed and when it is needed to be done.

Commissioner Willner noted that it is no longer required that a veteran need to be buried in a cemetery, in order for the Trustee to take care of them.

Commissioner Stofleth said that he would avail himself to accompany the ladies in viewing some of these cemeteries.

RE: RE-ZONING PETITION ... FLOYD E. & MARY E. DAMM

A re-zoning petition was again presented to the Commissioners after having been approved by the Area Plan Commission. The requested change is from A to R2. Premises affected are situated on the West side of New Harmony Road, a distance of 500 feet East of the corner formed by the intersection of New Harmony Road and Vienna Road.

Commissioner Buthod moved that this petition be approved. Commissioner Stofleth seconded the motion. Commissioner Willner said that he had no objection against this petition, but he wasn't familiar with it.

Mr. Rafferty explained that Mr. & Mrs. Damm have an existing structure and want to make a multiple dwelling of the structure.

Commissioner Willner, after studying the petition, agreed to approve it. The vote being unanimous, the motion carried.

Commissioner Stofleth said that he thought Commissioner Willner made a good point here, as it is his opinion, that a person requesting the re-zoning should make a presentation in front of the County Commissioners as well as for the Area Plan Commission.

RE: AMENDMENT ESTABLISHED FOR THE PROCESSING OF MINERALS

Commissioner Buthod said that it had been brought to the attention of the Commissioners that there has been a great deal of activity in the purchase of coal in this county and surrounding counties and the present zoning ordinance does not provide for any control by the Area Plan Commission, of coal, sand, gravel, or stone. He said that Mr. Rafferty had contacted the Commissioners and suggested an amendment to provide that special use district be established for processing and mining stone, gravel, sand, coal and/or other minerals. Commissioner Buthod said that this is badly needed, so moved that this amendatory ordinance be passed. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report was received from the Evansville Association of Retarded Children. Report received and filed.

RE: VIOLATION OF HEALTH CODE

A copy of letter was received by the County Commissioners, from the City-County Health Department, stating that Arthur L. & Alice E. Ritchey has been dumping and/or allowing the dumping of trash and debris on their property at Hillview Drive, 500 feet north of Slate Road, and that it will be necessary for this area to be closed to further dumping, and all such material must be removed. It stated that a reinvestigation will be made in approximately fifteen days to determine if this condition has been corrected. Letter received and filed.

RE: MRS. MARGARET BEHME

Mrs. Behme again appeared before the commissioners, as she was asked to since Mr. Roehm could not be present last week. She had received a letter from Mr. Roehm that was dated Nov. 8, 1969, ordering her to move or demolish the building on tax code 6-31-14, and as of July 19, 1971, she had failed to do so. The letter stated that if this is not removed by July 31, 1971, Mr. Roehm would have it removed.

Mr. Roehm said that the building is in violation of the County Ordinance. Mrs. Behme said that the vandals had torn up the place, but that she had the outside fixed up.

Commissioner Buthod said that specifications are set that must be followed, and if Mr. Roehm and the Board of Health accepts her specifications, the Commissioners will be informed as to what they are, and if Mrs. Behme comes in with a bonified contract from a bonified contractor, that he will do the work within a certain time, they will let the work be done. He said that everyone has to comply strictly with the code and he doesn't think it fair or proper to make an exception in this case. He said that they didn't want to entertain anything less than strict compliance, so said that the matter would be deferred for two weeks to give Mrs. Behme time to come up with something in accordance with the code and the Health requirements. He said that he thought Mrs. Behme would be wasting her money, but that was her business. This matter was deferred for two weeks.

RE: MR. ROEHM

Mr. Roehm asked for the advice of the Commissioners, of the remnants of a building known as Ted Cole's Barbecue place, and wasn't sure that it was in Vanderburgh County. It was determined that it was in Vanderburgh County so Commissioner Buthod moved that he proceed with condemnation action. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER FROM HANOVER INSURANCE CO.

Commissioner Stofleth said that he had received a letter of inquiry from the Hanover Insurance Co. as to whether the paint and repairs of the Marx Road Bridge, by Deig Brothers Construction Co. had been approved. Mr. Biggerstaff said that this project had been inspected and approved.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVAND. CO. HIGHWAY DEPT.

Robert White	R.R. 4	Tk. Driver	2.80 Hr	Eff: 8-16-71
Paul Rebstock	3903 W. Maryland	Laborer	2.70 Hr.	8-13-71

VOTERS REGISTRATION OFFICE

Madge Roehm	410 Miller Rd	Typist	12.00 Day	8-16-71
Karen Staack	1401 N. Red Bank	"	"	"

Vand. Co. Veterans Serv.

Toni Shaffer	1613 Meadow Rd	Clerk		
		Typist	150.00 Se.Mo.	7-28-71

RE: EMPLOYMENT CHANGES...RELEASESVOTERS REGISTRATION OFFICE

Deborah Maynard	516 Oriole Dr			8-13-71
Sharon Johann				"

RE: EMPLOYMENT CHANGES...RELEASES...CON'T.

VAND. CO. HIGHWAY DEPT.

Robert White	R.R.4 # 6 School Rd.	Laborer	2.70 Hr.	Eff: 8-16-71
Barry Levine	2108 Southwest Blvd.	Summer Help	2.25 Hr.	8-16-71
Thomas Lockyear	R.R.8 Box 429A	"	"	"
Steve Wesner	2720 W. Virginia	"	"	"
Wayne Nicholson	506 Monroe	"	"	"
Mike Alvey	3112 Forrest Ave	"	"	"
Nick Zenthosfer	2463 W. Virginia	"	"	"
John Harrison	2527 W. Virginia	"	"	"
Thomas Norton	921 Canterbury	"	"	"
Mike Fleck	1229 Mesker Park	"	"	"
Richard Paul	1312 Red Bank Rd.	"	"	"
James Jackson	829 Ravenswood	"	"	"
William McGregor	427 S. Kelsey	"	"	"
Mike Long	2134 Ridgeway	"	"	"
Richard Leach	6116 Weaver	"	"	8-9-71
William F. Jones	2463 Ravenswood	"	"	"
Richard Schmitt	R.R.7 Box 346	"	"	8-11-71
John Niederhaus	R.R.8 Volkman Rd.	"	"	8-16-71
Thomas Rake,	7201 Washington	"	"	"
Fred Slaughter	644 E. Oregon	"	"	"

RE: CUT INS DISCUSSED

Commissioner Stofleth told Mr. Karch that the Commissioners had received a report from the Sheriff's office, that someone had hit a hole on Red Bank Road and knocked the bottom out of his car, that there were no barricades. He said that Mr. Biggerstaff gives permission for these cut ins to be made on our County roads and repairs should be made correctly. Mr. Karch said that he had talked with Mr. Wallace who had called the Construction Co. and told them to fill this hole with blacktop. Commissioner Stofleth asked Mr. Karch to contact Mr. Koch on this, in order that he might inspect it and report back to Mr. Karch.

RE: INDIANA STATE HIGHWAY COMMISSION

Commissioner Stofleth said that he had an Indiana State Highway Commission that needed to be signed, pertaining to the Penn Central Railroad.

RE: MONTHLY REPORT

The monthly report of the County Treasurer was presented to the County Commissioners. Report received and filed.

RE: COUNTY PROPERTY

Commissioner Stofleth said that a gentleman is interested in buying a parcel of County owned land which is located at 1920 W. Delaware St. He has agreed to pay for both appraisals that were made, also for the advertising. He said they would ask this gentleman to bring in a check for \$131.00 to cover these costs, which must be certified or a cashiers check. Don Cox will Appraise parcel.

RE: CLAIM

A claim was received from Key Motors for a 1971 Ford custom Cab & Chassis, in the amount of \$3393.71 which includes \$2.50 for the Safety Inspection. This truck will be used as dog catchers truck. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Vanderburgh County Highway Department was received, for the month of July, 1971. Report received and filed.

RE: MR. KARCH

Mr. Karch had pravioulsly complained about the trash build-up around the dumpster on Old Boonville Highway and said that the site is now kept clean due to the extra dumpster being placed there.

After a short recess, the meeting resumed.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had a verbal request from Mr. Leo Gumbel who plans to construct a driveway on #6 School Road, about a quarter of a mile west of St. Joe Road. He said that his recommendation would be to approve this and allow Mr. Gumbel to construct this driveway.

Mr. Gumbel was present and asked the Commissioners if the County would help with fill dirt after the pipes are laid for the spillway. He said that he would need about 300 yards of dirt. Mr. Gumbel said that if this isn't done, the County will soon have to repair it as the rain water is washing it away and it is partially on County Right of Way. He said that after it is inspected, he will maintain it. Mr. Karch said that he could get the fill from various jobs, in order to do this work.

Commissioner Buthod moved this request be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that several months ago the Southern Indiana Gas & Electric Co. had asked permission to lay a 15 inch line on Mill Road, but the permit had been misplaced. He now has the permit and is asking the approval of same.

Commissioner Buthod, upon recommendation of the County Engineer, moved that this be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUT-INS

Mr. Biggerstaff presented a cut in from the Water Department for a cut in the shoulder on Williams Road for a water line.

Commissioner Willner moved that this cut-in be approved. Commissioner Buthod seconded the motion. So ordered.

Mr. Biggerstaff had a request for another cut-in by the Water Department on Lynch Road for a cut into a 12 inch main for a fire hydrant to be installed. It was noted that the County Highway Dept. be informed when the Water Dept. is ready to do this work so that Mr. Koch can be there. Commissioner Buthod said that there is a need for these permits to be reworked and some printed up with a provision of notification so the inspector can be present. Commissioner Buthod moved that this cut-in be approved, subject to the modification. Commissioner Willner seconded the motion. So ordered.

Another cut-in request was presented from the Water Co. to lay a water line on Little Schaeffer Road Shoulder. Commissioner Willner moved that this cut-in be approved. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIM

Mr. Biggerstaff presented a claim from Deig Brothers Lumber & Construction Co. Inc. for the painting of the Marx Road Bridge, in the amount of \$1,540.00. Mr. Biggerstaff said that he and Commissioner Willner checked this project and he recommended it be approved and that Deig Brothers be paid. Commissioner Willner moved that this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: RIGHT OF WAY GRANTS

Mr. Biggerstaff presented a Right of Way Grant from Mary M. Eberhart in the amount of \$100.00 for the construction and widening of drainage structure on Boonville-New Harmony Road.

He also presented a Right of Way Grant from Wilbert & Norma Wortman in the amount of \$200.00 for permanent easement construction & widening of a drainage structure on Boonville-New Harmony Road. The account number on this work is 191-55 and Mr. Biggerstaff recommended that both of these claims be approved. Commissioner Buthod moved that the Rights of Way be accepted and the claims be approved. Commissioner Willner seconded the motion. So Ordered.

It was suggested that instructions be made for filling out claims.

RE: AUTHORIZED TO ADVERTISE

Mr. Biggerstaff presented information for advertising for bids on construction of reinforced Concrete Box Culvert located on the Boonville-New Harmony Road approximately one quarter mile West of the Darmstadt Road. The bids to be opened on August 30, 1971. Commissioner Buthod moved that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: RIGHT OF WAY

Mr. Biggerstaff presented a Right of way claim from the Southern Gas & Electric Co. for the Green River Road Right of Way in the amount of \$135.00 and for relocating existing gas system facilities in the amount of \$636.00. The total of claim being \$771.00.

Commissioner Buthod moved that the claim be approved and the instrument be accepted. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that it is a law to inspect County Buildings and that he has inspected the buildings at the old Boehne Hospital. He said that there are two of the buildings that are of no further use and are unsafe and should be burned down. He thought the fire department might want to be there to try out their equipment. He was advised to get a variance from Mr. Clausheida and to contact Mr. Guillian of Alcoholics Help Inc. as well, since he now occupies the hospital building.

Mr. Roehm presented a letter he had written to Municipal Engineers Inc., informing them that the Deputy Auditor had advised him that the \$7,000.00 appropriation for rehabilitation of the hot water supply system at Hillcrest Home had been approved. He also pointed out the need to keep account of the expenditures so as not to over-run this account, also they are to proceed under the direction of Mr. Hotz. This letter was also sent to P & H Construction Co. and Contractors Sheet Metal Co., since these will be the three concerns working on this system.

Mr. Biggerstaff said that the County will need about 45 feet of Right of Way on Green River Road in order to widen it, so will have to purchase some of the property there. Tom Swain suggested that the temporary Right of Way be acquired, tear the structures down and what is left over, revert back to the owner. Commissioner Willner moved that these parcels be purchased by the county. Commissioner Buthod seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that Feigel Construction Co. is under bond for work on Bergdolt Road, that the work of repairing the road has been completed and that the bond can be released.

RE: MR. DALE WORK

Mr. Work presented a drawing of the layout of room #214, also the probable amount of cost which would be \$23,140.00. Commissioner Buthod said he thought the Building Authority would go ahead and do the work needed to be done in order to make this room over for the needs of Welfare, and the cost be added to the rent next year.

Mr. Volpe said that he would ask the Tax Adjustment Board to take this into consideration.

Commissioner Buthod moved that this be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod suggested that the County Attorney get together with the Building Authority to see what can be worked out.

Meeting recessed at 11:45 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Swain	R. Lyles
James M. Buthod			S. Smith
Robert L. Willner			C. Leach
			H. Marynell
			A. Jackson

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

[Handwritten signatures of A. J. Stofleth, James M. Buthod, and Robert L. Willner over a horizontal line]

COUNTY COMMISSIONERS MEETING
AUGUST 23, 1971

The regular meeting of the County Commissioners was held on Monday, August 23, 1971 at 9:35 a.m. with President Stofleth presiding.

The minutes of the two previous meetings were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REZONING PETITION

A re-zoning petition was received by the Commissioners from the Oak Meadow Development Corp. The requested change is from A to R-1 and R-2. Premises affected are situated on the East side of Browning Road, a distance of three quarters of a mile South of the corner formed by the intersection of Browning Road and Boonville-New Harmony Road.

Commissioner Buthod moved that this petition be approved on the first reading and that it be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF ASSESSOR'S MAKING APPRAISALS

Commissioner Willner had wondered if the County Assessor and two Township Assessor's couldn't handle the appraisals for the County, with someone else to do the purchasing.

Commissioner Stofleth quoted an article in the paper by asking Commissioner Willner why he couldn't repair vehicles for the county and thereby save the taxpayers some money.

Commissioner Willner said that they appraise vehicles and give free estimates every day in the week, and would be most happy to do this for the County.

Mr. Bud Reid and Mr. James Kornblum, two Township Assessor's, were present to explain why they can't make appraisals for the County. They presented the Commissioners with a copy of their code of ethics and said that there are several reasons for their not being able to do this, and that the code of ethics list about fifteen reasons for their not being able to make appraisals for the County.

Mr. Reid said that he is a member of the Organization of Society of Real Estate Appraisers and said that he would probably do about \$10,000 more business if he weren't a Township Assessor.

Commissioner Willner asked Mr. Reid if what he was saying was that he was not a full time Assessor.

Mr. Reid said that is not what he said.

Commissioner Willner asked if we were going by the code of ethics for the Real Estate Appraisers, or the Code of Ethics for the Township Assessor.

Mr. Reid answered, the Code of Ethics for Real Estate Appraisers.

Commissioner Willner asked Mr. Reid if other counties go out on the open market to hire and pay the going rate to appraise county property.

Mr. Reid said that he would assume so., and he would be glad to help but is not allowed to do this work for the county as long as he is a Township Trustee.

Commissioner Stofleth wondered what would be done if there property to be appraised and could not obtain the services of the assessors.

Commissioner Willner said that he thought some other counties do pay for appraisals but a flat fee is set. He doesn't think that the County is getting its money's worth, by hiring outside appraisers.

Commissioner Stofleth stated that when the County has a tax sale, the purchaser bears the cost of appraisals and advertising fees.

Commissioner Buthod said one of the problems here is that the discussion is taking place without considering what the law is, or what is required, that there may have been too many appraisers.

Commissioner Willner said that he would like for this to be checked and that a maximum should be set.

Mr. Kornblum said that he is an associate member of S.R.A., also by being a tax assessor is automatically an advocate of tax assessments and wouldn't say that property is worth less or more than the assessment.

Commissioner Willner said that this may be true the first year but not after that.

RE: REPORT OF APPRAISAL ON COUNTY HOME PROPERTY

Commissioner Stofleth said that this appraisal report is available for the news media and thought it a masterpiece. He also said that the appraisal fee is \$4,500.00 for three appraisers in preparing this report. He said that no decision would be made on this today, but that based on a 35 year period, the market value on this particular parcel, with no improvements, is \$250,000.00. The rent is valued at \$24,300.00 per year for the 218 acres of surplus, County owned land at the County Home, which has been proposed for use as a golf course.

Commissioner Buthod said that the Commissioners must now decide on the value of a golf course here in the community, as they now have something to go on, and with the rent value being established, it can be figured as to what the best thing to do, would be.

Commissioner Stofleth said that since this appraisal report has been received, it will probably throw a different light on the proposal received. He also said that there could possibly be a public hearing on the appraisal report.

RE: CLAIMS

A claim was received from Sheriff Riney, for the meals of the prisoners, in the amount of \$5,328.00.

Commissioner Buthod moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Deig Brothers Lumber & Construction Co. for the checking and repair of the sewer and the water leak around the Olympic pool, also for the material and labor in repairing the pool, in the amount of \$15,886.26. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

PAUL KELLY...116 E. Illinois Street...Pigeon Township...Mrs. Anslinger, Investigator. Mr. Kelly failed to appear before the Commissioners today, so no action could be taken. Mr. Robert Olsen was also present on this case.

HELEN STEVENS...1670 S.E. Blvd...Knight Township...Mrs. Mueller, Investigator. Mrs. Stevens has six children and she is asking for food. There are divorce proceedings pending in this case. Judge Merrill disqualified himself in this case and a panel of judges were to be named. The Trustee refused to help Mrs. Stevens because after the children were awarded to her, the decision was reversed and the children were awarded to the custody of their grandfather, who can afford to feed them. The panel has been selected and Mrs. Stevens is waiting for the hearing date. She has physical custody of the children. The County Attorney called Mr. Lopp, Mrs. Stevens Attorney, to see what he had to say. Commissioner Stofleth suggested that food be given to Mrs. Stevens and the children for two weeks by which time the court should have this settled. Mr. Chaddock said that if it is the grandfather that has the custody of those children, then he must make the application for the assistance of the children. Commissioner Stofleth asked that this case be held up for a few minutes, until the County Attorney has finished talking to Mr. Lopp.

RE: LETTER FROM THE SHERIFF

Commissioner Stofleth read a letter from the Sheriff, stating that a cage was needed on the elevator door at the jail and requested a hearing at the meeting this morning so that he could be heard as to the need of this cage. He said that over \$1,000.00 has been paid out for repairs on the elevator, so far. He wanted a cage so that any of the men on the department can get off the elevator without running into a prisoner, and the cage can be purchased for \$969.00. Commissioner Stofleth asked which account this money would come from. Commissioner Buthod said that the Building Authority can do this work subject to reimbursement, and asked Mr. Bowers to explain this to the Building Authority. Commissioner Buthod moved this be approved. Commissioner Willner seconded the motion. So ordered. Mr. Bowers said that the Building Authority has a meeting this Wednesday night.

RE: COUNTY REFUSES TO PAY EXTRA RENT

Mr. Bowers spoke as Attorney for the Building Authority in saying that there was apparently a conflict as to the obligation of the rental lease and that last year the Tax Adjustment Board cut \$28,000.00 from the County's portion of various revenues. It is his opinion that the Tax Adjustment Board has no authority to review the budget of the Building Authority, or to cut it. Mr. Bowers then formally requested that this rental be paid.

Mr. Bowers also advised the Commissioners that if the rent was refused, this matter would have to go to court.

Commissioner Buthod said he hoped the matter was taken to court so a final decision can be made on whether the tax adjustment board has jurisdiction to cut the authority's budget.

The County Attorney said that the County Tax Adjustment Board has a right to review the budget and if so has the right to cut it and he doesn't believe it to be in violation.

Commissioner Buthod moved, upon the recommendation of the County Attorney, that this claim of \$28,000.00 be denied, and that the claim in this amount be denied so it can be put in situation in order for the Building Authority can take the case to court. Commissioner Stofleth seconded the motion.

Mr. Bowers said that the School Corporation has already paid their portion and that the City said that they would pay their portion.

The vote being unanimous, the motion carried.

RE: ALLOCATION OF SPACE FOR PUBLIC WELFARE

Mr. Bowers presented a letter from Mr. Elliott, the President of the Board of the Building Authority. It read in part that Mr. Elliott had discussed the request of the County Commissioners for the use of Room 214, that the Board has re-examined this request and have considered an alternate possible space. Room 214 is a joint use facility and designed specifically as a data processing facility. Although this space is not presently being used for the purpose for which it was designed, the board is of the opinion that this space will be needed in the future, therefore the board is reluctant to approve the use of Room 214, other than for data processing and it would appear that the Commissioners might well consider that the space now occupied by the Voters Registration office be turned over to the Dept. of Public Welfare and that the Voters Registration office be moved to Room 306. This solution would be less expensive and would also mean that the Welfare Office would remain on the same floor, therefore the Board respectfully requests that the Commissioners carefully reconsider the request for Room 214.

Commissioner Buthod said that the alternative plan of moving the Voters Registration Office had been discussed at some length, but the members of the Voters Registration Office were not in accord with this plan, also a fundamental change is possible for the Welfare Department set-up which was discussed, but in the meantime would like to find temporary quarters for them. He said he would like to attend the meeting of the Building Authority, if possible, in order to explain this matter to them.

RE: RE-ZONING PETITIONS

A re-zoning petition was presented to the Commissioners from petitioners, Theresa Schutte and Rosa Weber. The Requested change is from A to R-2 & C-1B. Premises affected are situated on the West side of Schutte Road, a distance of 370.1 feet South of the corner formed by the intersection of State Road 62 and Schutte Road.

A re-zoning petition was presented to the Commissioners from petitioners, Elizabeth F. Sachs. The Requested change is from R-1A to R-2. Premises affected are situated on the South side of Fuquay Road.

Commissioner Buthod moved that these petitions be approved on first reading, and that they be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF CON'T.

The County Attorney, after talking with Mr. Lopp on the phone, in the matter of Mrs. Stevens, who is asking for food from the Pigeon Trustee, said that there was a hearing on August 10th and Mrs. Stevens was granted custody of the Children and on the very next day Mrs. Hagedorn reversed the decision to the effect that custody was awarded to the childrens Grandfather, then Mrs. Stevens filed a change of venue. Mr. Lockyear said that from the legal standpoint Mrs. Stevens didn't have notice of the meeting of August 11th, so has custody of the children. Mr. Chaddock said with this explanation, he could now furnish them food, so the case was referred back to the Trustee.

RE: LETTERS OF CORRESPONDENCE

A letter was presented with information on Insurance for the Washington Home. This letter was referred to Mr. Roehm.

Letters were presented from Aetna Life Insurance Co., also a letter referring to Mesker Park Drive. These letters were referred to Mr. Biggerstaff.

RE: EMPLOYMENT CHANGES: APPOINTMENTSCOUNTY AUDITOR'S OFFICE

Lily LeBlanc	313 N. Morton Ave.	Addressograph Sup'r	5300.00 Yr	Eff: 8/23/71
Minerva Kolb	25 W. Louisiana St	Clerk	4650.00 Yr	8/23/71

VOTERS REGISTRATION OFFICE

Mary R. Baggett	1015 First Ave.	Typist	12.00 Day	8/23/71
Helen Middleton	510 Pfeiffer Rd.	Clerk	"	"
Agnes Stinnett	1155 Vann Ave.	Clerk	"	"
Lucille Musgrave	4304 Pennington Ave	Typist	"	"

RE: EMPLOYMENT CHANGES: RELEASESCOUNTY AUDITOR'S OFFICE

Minerva Kolb	25 W. Louisiana St.	Addressograph Sup'r	5300.00	8/23/71
Lily LeBlanc	313 N. Morton Ave.	Clerk	4650.00	"

VANDERBURGH COUNTY HIGHWAY DEPT.

Roger Koester	319 E. Louisiana St.	Equip. Opr.	3.10 Hr	8/21/71
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RE: LETTER FROM SENATOR ORR

A letter was received by the County Commissioners from State Senator Robert Orr in that: Relative the matter of jurisdiction of the County Tax Adjustment Board in the review and reduction of salaries of county personnel, today heard from Mr. Richard Johnson, Chief Deputy Attorney General, that the Attorney General opinion is now in the process of being drafted. Mr. Johnson assured Mr. Orr that he would have the official opinion by no later than Tuesday, August 24, and possibly sooner. He said that if he received the opinion anytime before this meeting of the County Commissioners, that he would communicate immediately, since he realizes from the attention given to this matter by the news media, that it is a matter of extreme public concern. Commissioner Stofleth said that he has received no information, as yet, on this.

RE: MONTHLY REPORT ... PLEASANTVIEW REST HOME

The monthly report of the Pleasantview Rest Home was received by the Commissioners. Commissioner Buthod moved that this report be approved. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS APPROVED FOR ADVERTISING

The specifications for the quarterly bids on groceries, bakery goods and dairy products for the Pleasantview Rest Home and the Hillcrest-Washington Home were presented to the Commissioners for the months of October, November and December. Commissioner Buthod moved that the specifications be approved and the Auditor be instructed to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM ... ~~PLEASANTVIEW REST HOME~~

A claim was received from Mr. Dressback for expenses incurred for trip to the International Association of Auditorium Managers Convention, in the amount of \$542.78. Commissioner Stofleth said that there seemed to be some controversy on this claim. Mr. Dressback said that he combined his vacation with the trip and that the tickets were handled by the traveling agency. He said that he picked up the tour in Chicago and went on his vacation when the convention ended. The amount of the claim is only for expenses for the convention. Mr. Dressback was asked to send some sort of letter to this effect so that it will be on file when the State Board of Accounts come in and wonder why there is no plane ticket. Mr. Dressback itemized all expenses and deducted all but the cost of expenses for the trip. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MORE LIGHT NEEDED ON AUDITORIUM PARKING LOT

Commissioner Stofleth said that he took it upon himself, because of the darkness of the parking lot at the Auditorium, to have the Commissioners vote on getting invitational bids for additional lights. Mr. Dressback said that the dark area where lights are needed are between the Auditorium and the parking lot, that he will get invitational bids and present them to the Commissioners.

RE: MR. KARCH

Mr. Karch said that he had requests from farmers and other people for the relief of trash dumping in their areas. He said it was suggested to get permission from the city to place a dumpster at the pumping station. Commissioner Stofleth said that he would like to go out there with Mr. Karch and inspect this location and if it is suitable, place the amount of dumpsters needed in this area.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a Right of Way claim for \$600.00, for St. Joe Ave. from Arthur Hutchinson and Belva Hutchinson. Commissioner Buthod moved that the claim be allowed and the easement be accepted. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim for Estimate #4 from Feigel Construction Co. in the amount of \$2,315.25, for the traffic control signals on Oak Hill and Lynch Roads.

Commissioner Buthod moved, upon the recommendation of the County Engineer, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that one resident lives on Lynch Road where it dead ends, and the lines he has there will probably have to be burned out and new ones in as the way this drive is situated, makes it hard to get into.

He also said that another resident on Lynch Road complained of the steepness of the slope on their bank. Mr. Feigel was asked for an estimate on this and he said that it would cost approximately \$1,048.00. Mr. Biggerstaff said if the Commissioners agree to have this work done, he believed it could be done on the same project through S & R and possibly pick up 75% out of the S & R account. He also said that if this is done, the resident should grant the County the additional Right of Way on the back side of the slope. He asked the Commissioners to let him know what to do about this.

Mr. Biggerstaff presented a report on the final inspection on St. George Road, and asked for the signatures of the Commissioners to release the final inspection. Commissioner Buthod moved that this report be confirmed. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that a Right of Way buyer is needed to purchase property on Middle Mount Vernon Road west of Schutte and Fearless Road. He said that there is a very dangerous curve at this point, and that he doesn't know if he can or not but will try to get this as R & S pavement project.

Mr. Biggerstaff had the plans for the Volkman Road Bridge that he would like to be approved and would also like a buyer for Right of Way.

RE: MR. HARNESS

Mr. Harness said that he had a nice vacation, also that the reaction of people has been favorable on changing the name of the County Home to Pleasantview Rest Home.

Mr. Harness also had two applications to the Pleasantview Rest Home, one for Mr. Donald Woods and the other for Mrs. Elizabeth Olga Ferguson. He also said that the State Hospital has had two meetings and that he is going to take in five of their patients this week. Commissioner Buthod moved that the applications be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM DON COX...APPRAISER

Mr. Cox sent the Commissioners a letter stating that he had inspected the property at 1920 W. Delaware St. the legal description being Lot #6 Block 25, in Lamasco Addition, an addition to the City of Evansville, Indiana, and the tax code being 30-9-6. He state that after his inspection and analysis, he is of the opinion that the Fair Market Value of this property as of August 16, 1971 is Fifty dollars. Commissioner Stofleth said that the Commissioners have a certified check in the amount of \$131.00 from a person who has shown in purchasing this property. This check covers the cost of appraisal fees and advertising. Commissioner Willner moved the appraisal be approved and authorized the Auditor to re-advertise. Commissioner Buthod seconded the motion. So ordered.

MR. HOTZ

Mr. Hotz had a claim for work done in the Sheriff's Office and felt that the Sheriff's Office should pay on some welding done. The Commissioners felt that Mr. Hotz should contact the Sheriff on this .

RE: MR. HAROLD PETERS

Mr. Peters wondered if anything is being done on the corner of Peters Road and Lynch Road. Mr. Biggerstaff said that they had the plans are being drawn up on this at the present time.

Mr. Peters asked the Commissioners to look at the County ditches and legal drains as some of them are being sprayed and some aren't.

Mr. Biggerstaff said that they are in the process of bidding on the cleaning of ditches and that the smoke commissioner has been allowing burning in the past as long as the fire was out by four or five o'clock in the afternoon. Mr. Biggerstaff said that the County Attorney's could check on this.

RE: COMMENTS ON APPRAISAL OF LAND FOR GOLF COURSE

Gene Clabes, a reporter asked the Commissioners if there would be a meeting concerning the appraisal of the land at the Pleasantview Rest Home that was submitted.

Commissioner Stofleth said that there could be reasons for having a public meeting so the public will know what the bids are, and if there isn't an open meeting, the community would have reasons for objecting to it.

Commissioner Buthod said he is in favor of studying the appraisal very carefully and he is willing to accept it as an accurate reflection of the rental and he is willing to have a public meeting but doubted that there would be much response, also that anyone is welcome to view the appraisal.

Meeting recessed at 11:15 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Lockyear	A. Jackson
James M. Buthod		Thomas Swain	C. Cooper
Robert L. Willner			S. Smith
			G. Clabes
			B. Stanley
			J. Deckard

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
AUGUST 30, 1971

The regular meeting of the County Commissioners was held on Monday 30, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: GOLF COURSE

Commissioner Stofleth reviewed the process of having advertised for proposals for the County Owned surplus land and stated that he had made statements to the news media that he probably would call for a public meeting but after studying the file found that there were two public meetings held, and no remonstrators that he recalled. He said that thing has drag on for two years and that he was ready to take action it.

Commissioner Buthod said that he has worked with this for a good while, and would like to call attention to something in the appraisal report which he thought important and may tend to be overlooked, that this appraisal was based on the fair market rental value, assumes an arms length negotiation between an informed lessor and lessee, that is, it is a business deal between two private individuals, such assumption would not preclude the owner and potential lessor from considering any intangible benefits that might accrue as a result of the proposed lease, as an offset or balance of economic trend or portion thereof is reported herein. He explained that this meant that two business men operating with no other factor except with making money, as stated by the appraisers. He thought the appraisers did a very good job, although he thought the method in which they reached the value of the diversionary interest was a little unrealistic because the discount factor used was predicated on discount factors used with depreciable equipment and actually, the golf course, as it matures, becomes more and more valuable. Commissioner Buthod said that he thought this golf course would bring more people into Evansville and thought this a bargain for the County. He thought the economics acceptable, costing the County a maximum of \$5,000.00 a year per nine holes. He said that there are technical suggestions on the clarification of the lease agreement, as was mentioned by the County Attorney.

Commissioner Buthod moved that the proposal of Robert T. Hamilton and the Bob Hamilton Charitable Golf Foundation be accepted subject to the approval of the County Attorney's, as to the language contained in the lease.

Commissioner Willner said that he neither agrees or disagrees with the statements made on the proposal, however he did not feel that he had sufficient time to study the proposal, as he just received his copy this morning, so he only knows what he read in the paper and would like at least a week to evaluate the proposal.

Mr. Shrode, Mr. Hamilton's Attorney, said that this project has been before the Commissioners for 22 months, that the first proposal was for a 35 year lease, it was changed by the legislature to a 99 year lease and subsequently changed to a 50 year lease. The nominal rental fee offered previously had been \$3,000.00. Mr. Hamilton is now proposing a guarantee of \$4,600.00 per year over a 35 year period. He said that the Chamber of Commerce had asked a 30 day delay, to give ample time for any objections, and there were none. He urged that the motion made by Commissioner Buthod be approved as he saw no reason to delay this any longer, that it was now up to the Commissioners.

Commissioner Buthod explained that any title examination or work on same would be at the cost of the lessee, also that he had studied all materials on the National Golf Foundation and found a lot of good ideas. He hoped that they would be incorporated here.

Cliff Arden of the Teamsters asked if the green fees had been set. He said that he feared the general terms in which the lease was written might allow the corporation that will operate the course to price some individuals out of using the facility which is supposed to be public.

Mr. Shrode said that the green fees will be set by the foundation and cannot be changed without the approval of the County Commissioners, that the course will be open to the public regardless of color, race or creed.

Commissioner Buthod said that this has been worked on for so long that he would like to take some kind of positive action.

After Commissioner Stofleth asked several times if there were a "second", Commissioner Stofleth seconded the motion made by Commissioner Buthod. The vote being two in favor, with Commissioner Willner abstaining.

Commissioner Stofleth said that the lease will be ready for signatures at next Monday's meeting, subject to the approval of the County Commissioners, the County Attorney's and Mr. Bob Hamilton.

Commissioner Willner was assured that there will be another vote taken on the final form of the lease at next week's meeting.

RE: CUT-INS

Cut-ins were presented and referred to Mr. Biggerstaff. Commissioner Willner asked if one of the cut-ins was from the Telephone Co. for Old Owensville Road. He said that the telephone pole there is in a very bad location, and thought it should be set back so as not to obstruct the view.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Robert Duerson	St. Joe Ave.	Tk Driver	2.80 Hr.	Eff: 8/30/71
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VOTERS REGISTRATION OFFICE

Travis Rayburn	1916 N. 5th Ave	Clerk	12.00 Day	8/30/71
Faye Weightman	1710 Hicks Dr	Typist	12.00 Day	8/30/71

PIGEON TOWNSHIP ASSESSOR

Carol Frank	2200 W. Franklin	Deputy	12.00 Day	8/30/71
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VANDERBURGH COUNTY HOME

Mildred Bockelman	3501 W. Mill Rd	Ex Help	315.00 Mo	8/21/71
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RE: EMPLOYMENT CHANGES...RELEASES

VANDERBURGH COUNTY HIGHWAY

Michael Runau	1604 Marbo Ave	Student Help	2.25 Hr	8/20/71
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VANDERBURGH COUNTY HOME

Helen C. Havins	6900 Old State Rd	Ex. Help	315.00 Mo	8/21/71
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COG TRANS. & DEV. STUDY

APPOINTED	Charles Hohman	105 Mary St	coder	1.80 Hr	8/23/71
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RELEASED	Mark Todisco	5109 Warren Dr	Field Supr	2.00 Hr	8/18/71
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RE: CLAIM AND RELEASE FOR DAMAGES

The Commissioners received a release agreement from Kenneth and Betty Crook for damages done to their home and furniture during a rainstorm on June 15, 1971, and the claim was in the amount of \$230.47. The County was liable due to a mistake they made when it was found that the culvert they installed in the area was too small and couldn't take care of the rain water. It was agreed that the damages be allowed, in the Commissioner's minutes of June 21, 1971.

Commissioner Willner said that whoever cleaned the ditch out there really did a good job.

Commissioner Buthod said that he received a letter from a Mrs. Relleke on a problem in this area, but thought it was being taken care of.

Commissioner Willner said that Mr. Biggerstaff was making a survey on this, and Commissioner Stofleth said that the County, under the supervision of Mr. Karch, has done some black top work out there.

RE: LETTER FROM COUNTY ASSESSOR

A letter was received from Mr. Angermeier, the County Assessor, stating that in view of the fact that the Commissioners and the County Council approved funds to be used from account # 19-106, (Board of Review) to pay for use of xerox machine and supplies for same is requesting \$1,450.00 to supplement this account to pay salaries for the Board of Review. Commissioner Stofleth said that this letter was presented so that this matter can be placed on the agenda of the County Council.

RE: CLAIMS FOR APPRAISAL OF COUNTY HOME PROPERTY

Claims were received on work done in appraising the County Home property as follows.

From Mac Brown for appraisal in amount of \$1,500.00 plus steno service of \$90.00.
 From John T. Slade for appraisal in amount of \$1,500.00 & steno service of \$66.50.
 From Jewell Merritt for appraisal of County Home in amount of \$1,500.00
 From Raymond Grefe in amount of \$120.00 for aerial photo's for appraisal.
 From Robert Eberle in the amount of \$100.00 for oil and saltwater damage.

The amount that was agreed upon by the Commissioners for the appraisal of the County Home property was \$1,500.00 per appraiser and all incidentals should be paid from this amount.

Commissioner Buthod moved that the claim of John T. Slade be approved in the amount of \$1,500.00 and the item of \$66.50 be denied, seconded by Commissioner Willner. In the claim of Robert Eberle, he moved it be denied, seconded by Commissioner Willner. In the claim of Mac Brown, he moved that it be allowed in the amount of \$1,500.00 and the amount of \$90.00 be excluded. Commissioner Willner seconded the motion. Commissioner Buthod then moved that the claim of Jewell Merritt in the amount of \$1,500.00 be approved. Commissioner Willner seconded the motion. Commissioner Buthod moved that the claim of Raymond Grefe, in the amount of \$120.00 be denied. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that the County has been working on the removal of humps from State Road 460, and that the Rudolph Co. work with them in their spare time. He also said that he was asked that an inventory be made on old machinery in order that it might be disposed of. He thought that a better price may be obtained by using some equipment as trade-in and said that a mechanic said that one truck could be repaired, to be used for hauling salt.

RE: MRS. BEHME

Mrs. Behme again appeared before the Commissioners. She was ordered, previously, to remove or demolish the building on tax code 6-31-14 and failed to do so.

Mr. Roehm said that this building is in violation of the County Ordinance. She was told that specifications are set and must be followed, and if she would bring a bonified contract from a bonified contractor, and the work be done within a certain time, she would be allowed to do so. Mrs. Behme was given two weeks time to come up with something in accordance with the code and the Health requirements. Mrs. Behme said that she had been informed, over the weekend, that she would not require a bond to fix up this building since she was the landowner and there was nothing to keep her from getting a permit.

Commissioner Buthod told Mrs. Behme that the best thing for her to do then would be for her to employ an attorney to compel the Building Commissioner to issue a permit, as the Commissioners do not agree with this.

Mr. Behme also said that the structure does not come under the new ordinance since the structure was there before the ordinance came in.

Commissioner Buthod said that the Commissioners do have the right to disagree and rely on the Building Commissioner and the County Attorney's for advice, and that he would welcome her filing suit in order for this problem to be clarified.

Mr. Roehm asked permission to advertise for bids in order that this building might be torn down. Commissioner Stofleth said to let the record show that both Mr. Roehm and Mrs. Behme were present, and that on the advice and request of the County Attorney, this matter will be postponed until the next meeting which will be held on September 7, 1971.

RE: LEASE ON PARKING LOT SUBMITTED

The Mayor submitted a lease on the Civic Center parking lot. The City wants to operate the parking lot and receive 60% of the profits, with the remaining 40% to go to the City-County Building Authority. Commissioner Stofleth said that the parking lot is also to be used for the shuttling of buses.

Commissioner Buthod said he is concerned about the city taking 60% of the profits on the parking lot. He said the city is the logical government agency to operate the lot, but would be opposed to this unless there is an awfully good reason for the city taking off 60%. He said that he favored the 60% going back to the Building Authority to help cut the rent costs of the city, county and school system. Concerning the change in rent payments, Commissioner Buthod told the other Commissioners he feels they should resist the increase, that the County pays all of the rent for the large Welfare Department, but feels that Welfare is primarily a city problem. He said that the space study gave the county all responsibility for the Area Plan Commission and City-County Health Department. He said these are offices operated by both the city and the county. The Commissioners agreed to ask the Mayor to attend their meeting to discuss the proposals.

Concerning the proposal of rent increase for the County, Mr. Volpe said that August 4 was the last day to change the budgets for the coming year. Commissioner Buthod said that it could result in the County not being funded for it but still be chargeable for it and will owe it the following year.

Commissioner Willner asked that Mr. Andrews explain the proposal on rent, as he didn't understand it.

Mr. Andrews said that an initial study was made, at the request of the Mayor, as there has been no review of space allocation. He said that all offices have been identified and the floor space of each scaled off.

Mr. Bowers said that Mr. Matthews wrote up the lease and that the Commissioners might have the County Attorney to contact him.

Commissioner Buthod said that he thought it would have been very gracious of the Building Authority, in working this up since the County is affected, to consult with the County Attorney's in the Court's preparation of the lease, he also said that the lease, in its present form, is unacceptable.

Mr. Bowers said that the lease is subject to negotiation, to be worked out with the City. He said that he didn't know what the City is contemplating, whether they will charge for parking or place parking meters on the parking lot, that this lease is merely an outline for negotiations.

RE: MR. HARNESS

Mr. Harness presented an application to the Commissioners for the admission of a Harold Knepper to the Pleasantview Rest Home. Commissioner Buthod moved, upon recommendation of the superintendent of the Pleasantview Rest Home, that the application be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said that in July, the motion was made and seconded on the approval of raising the fee at the Pleasantview Rest Home to \$115.00 per person, per day, and that the Welfare Department and the Trustees should have been notified. Commissioner Stofleth told Mr. Harness to see that the Commissioners secretary received this information, and they would be informed.

Mr. Harness said that he will presently be getting four or five patients from the State Hospital.

Mr. Harness asked the permission of the Commissioners for he and his wife to motor to Wabash Indiana, to the County Home Association meeting, to be held on September 10, 1971.

Commissioner Buthod moved that the trip be approved. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS APPROVED FOR PRINTING

The specifications for printing supplies and office supplies for the year 1972, approved on motion made by Commissioner Buthod, seconded by Commissioner Willner and carried. Auditor to advertise for bids at time set by law.

RE: COMMENTS...MR. ROEHM

Mr. Roehm said that the printing record book will soon be filled and wondered if the books could be made smaller, and by being smaller, will cost less. This matter was referred to the County Attorney.

RE: OPENING OF BIDS ON BOX CULVERT

There were three bids received on the construction of reinforced concrete Box Culvert (Structure No. 17-A) located in the Boonville-New Harmony Road approximately one-quarter mile west of the Darmstadt Road. One bid was from Industrial Contractors Inc. in the amount of \$43,420.61. One bid was from Deig Brothers Lumber and Construction Co. in the amount of \$30,955.09. One bid was received from Municipal Engineering and Construction Corp. in the amount of \$39,868.16.

The County Attorney said that all bids appeared to be in proper form. Commissioner Buthod moved that the bids be referred to the County Engineer for checking in compliance with the specifications and tabled for one week. Commissioner Willner seconded the motion. So ordered. County Attorney Tom Swain wanted it noted that he accidentally tore the bid of Deig Brothers in opening it.

RE: NOTIFICATION OF SUIT BEING FILED

Mr. Swain informed the Commissioners that the Auditor and the Treasurer of Vanderburgh County was sued by Clarence Winiger for a declaratory judgment on seminary land in Union Township.

Mr. Volpe said that there are a couple of technical methods by which this has to be handled and would like to discuss the matter with the County Attorney. He said that the exemption should be allowed with Mr. Winiger paying the County and being reimbursed by the Township Trustee from their seminary fund, since the Trustee is set up to do this.

RE: MR. ROEHM

Mr. Roehm said that he and Mr. Hotz went to the old Boehne Hospital to look at the two old buildings there that are no longer in use. He said that Mr. Gilliam of Alcoholics Help Inc. would like to make use of the boiler room, by using it for therapy. Mr. Roehm said that part of one building can be saved and parts of it should be taken down and that the other building should be done away with. The County Attorney said that he would talk to Mr. Gilliam and report back to the Commissioners, as it wasn't known which boiler building he meant.

RE: NEED OF FUNDS

Mr. Biggerstaff said that he will have to ask the County Council for another \$20,000.00 for the construction of the box culvert on the Boonville-New Harmony Road. Mr. Volpe told him to bring his request to the Auditor's office.

RE: DALE WORK

Mr. Work said that he still needs more space for the Welfare Department. Commissioner Buthod said that Mr. Work would need the approval of the Mayor, since the Commissioners had already approved the space on the second floor for this purpose. Mr. Work said that he thought it the responsibility of the Commissioners to get the Mayor's approval. Commissioner Stofleth suggested that the County Attorney do it. The County Attorney said that this was the responsibility of Mr. Work, and that if he wanted the space, he should go after it. Mr. Work disagreed. Approval will also be needed from the School Board. Commissioner Buthod said that the Commissioners will send a letter to the Mayor, making the request.

Meeting adjourned at 11:25 a.m.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

A. Jackson G. Clabes
C. Leach H. Wolfert
S. Smith C. Cooper

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
SEPTEMBER 7, 1971

The regular meeting of the County Commissioners was held on Tuesday morning, September 7, 1971 at 9:30 a.m. with President Stofleth presiding.

Deputy Sheriff Terry Hayes opened the meeting.

The minutes of the previous meeting were approved and the reading of them dispensed with.

Commissioner Buthod said that it was brought to his attention by Mr. Volpe that the action taken on December 14, 1970, by the Commissioners, was not reflected in the minutes of that meeting, in that the Commissioners resolved to pay all but 1% on the Hospitalization and Group Life Insurance of the County Employees. Commissioner Buthod moved that the minutes of December 14, 1970 be corrected to show the action of the Commissioners, at that time, in authorizing payment by the County in all but 1% in premiums for Hospitalization and Group Life. Commissioner Willner seconded the motion. So ordered.

RE: MAYOR McDONALD...LEASE ON CIVIC CENTER PARKING LOT

The Mayor had submitted, to the Commissioners, a lease on the Civic Center Parking lot, in that the City wanted to operate the parking lot and receive 60% of the profits with the remaining 40% to go to the City-County Building Authority. The mayor said that the reason for this action is that the lot at the back of the City-County Building is a state of confusion, that he would propose additional parking spaces for the public who need to transact business in the building. He said that another thing proposed, which would be new in Evansville, would be to have all buses come in at the back of the parking lot and have shuttle buses taking people down town which would eliminate the tie-up of buses. The mayor said that this was the real purpose for wanting the lot and he does not anticipate making money. He said that the Building Authority is very much in favor of the city taking over the lot as they can properly police it, also there will be some two hour parking. He said that any revenue, over and above expenses, will go to the Building Authority on the sixty-forty basis, which he hopes will help arrest the rental for both the City and the County. The Mayor said that the lot will need some work done on it, some construction and striping needs to be done, and he isn't sure that taking it over would be a bargain.

Commissioner Stofleth told the Mayor that there was some questions on the sixty-forty basis.

The Mayor said that the Building Authority had first asked him why he didn't take the lot over at \$1.00 per year, but he said he would not, as he didn't believe in that kind of lease and that he believed in something where every one could benefit from revenue.

Commissioner Buthod said that it is clear that the Commissioners have no objection of the City policing the lot as the City now polices the County lot and have no objections to the administration of the lot by the City, and as far as the meters are concerned, he had previously suggested that the City take over the lot and installing some two hour meters and further back install some eight hour meters, also some remaining free parking. He also agreed with the idea of a central terminal for the buses, so is agreeable in the matter of principle. He said that what bothers him is with the price freeze, not knowing what is going to happen, the County and City employees have had free parking and if they don't get their raise, it will amount to a wage cut and this concerns him. He also thought that the County should get its proportionate share of revenue.

The Mayor then asked why the County didn't take over the parking lot.

Commissioner Buthod answered by saying, that as he understands it, the County does not have policing authority.

The Mayor said that he is not interested in a lot of money but is trying to do something to improve conditions. He asked if the charge would be lowered if the County employees didn't get their raise.

Commissioner Buthod said that the parking charge there would not be lowered as parking there is voluntary.

Commissioner Stofleth asked the Mayor, if the lease were signed, could it be revaluated in one year as the proposed lease reads that the lessee shall have five one-year options.

Mr. John Munger, of the Chamber of Commerce, said that he would like to support the concept proposed by the Mayor and urged that something be done along these lines. Commissioner Stofleth suggested that the County Attorney meet with the City Attorney not later than Friday of this week.

Commissioner Buthod moved that the two Attorneys get together, after referring the lease to the County Attorney, to see what can be worked out, and present it at next week's meeting for final action. Commissioner Willner seconded the motion. So ordered.

RE: SPACE ALLOCATION

The Mayor said that he recently asked the Building Authority for a re-valuation of the space allocation on rental. He said that it was discovered that the County was paying the health Department facility rent and the County is only responsible for their proportionate share of the budget, on this rental. The amended 1972 Budget Participation then is \$848,161.00 for the City, \$1,178,508.00 for the County and \$192,566.00 for the School Corp. The indicated difference in rental payments as between the City and County is \$159,341.00. This could be adjusted downward, depending upon agreements affecting departments whose budgets are shared jointly by the City and County.

Section 2.02. Allocation of Space provides in part as follows:
 "During the term of this lease, the City and County may, by agreement approved by the Authority, reallocate the space assigned to them. Whenever any such adjustment of space is made, the liability of the City and the County for the rentals provided for in Sections 3.01 and 3.02 shall likewise be adjusted ratably to reflect the change in the amounts of space allocated to them."

RE: SPACE ALLOCATION FOR WELFARE DEPARTMENT

Commissioner Buthod explained that Mr. Dale Work is anxious for a decision on space allocation for the Welfare Department. The Mayor said that it appears to him that it would be economically feasible, as well as much more functional, if the Welfare Department is given space adjacent to their present office instead of giving them the facility on the second floor that was especially prepared for data processing and it would cost three times as much to prepare another room for data processing, then to move a facility to the third floor where records are stored and put the records in the storage room. Commissioner Buthod said that the Commissioners have studied all alternatives and he isn't in favor of spending a lot of money for any remodeling as he feels that there will be a rather fundamental approach to the whole Welfare Dept. and that something dramatic will happen within a year, depending on what Congress does next year. He reviewed the original plan of vacating the voters registration office for the Welfare Department since the Welfare Dept. and the Pigeon Trustee's office should be close together, but this wasn't agreeable as Voters Registration said that the number of drop in registrations that they have had is many many times more than they have had in the past and both members feel that they will be greatly hampered by being moved to the third floor. In conclusion, the Commissioners felt that since Mr. Work wanted the space, he would have to put up with whatever inconvenience there would be, so thought of moving his office to the third floor, then Mr. Work had some reasons for not doing this and wanted room 214, the data processing room. Commissioner Buthod said that when he approved this, he had no idea that Mr. Work was going to come up with all of the remodeling costs. It was decided that the Mayor, Mr. Work and the Commissioners would get together to see what can be done about finding more space for the Welfare Department.

RE: LEASE FOR THE GOLF COURSE

Commissioner Buthod said that he had reviewed the lease proposal that was consummated between Mr. Shrode and the County Attorney and had two further suggestions to make, one that the words "prior to the commencement of any construction" be inserted in paragraph 19, page 9 of the lease, which entered a time factor and to add that the lessee agree to submit an annual written report of all costs. Commissioner Stofleth asked about what it would cost to cap the wells that are on this land. Commissioner Buthod said that it would cost approximately \$600.00 per well but this would be the cost of the lessee. County Attorney Lockyear said that he had spent considerable time going over the lease and that he was satisfied with it from a legal standpoint but he thought the green fees most important. Commissioner Stofleth said that he thought this land was in the City. Mr. Shrode said that he was told it was in the County. After checking with Mr. Stucki, the Center Township Assessor, it was found that this parcel of land is in the City so it will have to be rezoned for recreational use by the City Council and Area Plan Commission before a golf course can be constructed since the property is zoned residential and is located in the City.

Ms. Elizabeth Rust, a resident in the area of the proposed golf course, presented a letter to the Commissioners that she was releasing to the newspaper. It read as follows:

Dear Mr. Kreuger,

I would like to take this opportunity to commend the County Commissioners on their recent vote to lease the county home property to Bob Hamilton.

We, the residents of Skydeal Terrace had contacted the park department and recreational department in August of 1969 and indicated that it may be possible to use this land for recreational purposes. They responded by building more recreational facilities in many other areas. We know they had no intention of attempting to use this land or any land in this area for recreation.

We, the residents of Skydeal Terrace appeared before the County Commissioners on June 30, 1971 to request that some green space be reserved for the youth on the North side, but due to architectural plans this was not feasible. We could not and would not want to interfere with the golf course which will provide many tangible and intangible assets to Southern Indiana and our immediate community. Since this land is located in a watershed area, if any other use is made of this land other than a recreational area, then residents in the immediate area will suffer more than they already have due to poor planning.

I believe too often we only come to meetings to ask for something that concerns our own wishes and wants, or to criticize the actions of elected and appointed officials. I think we should also let our officials know when we appreciate their actions. For those people who are only thinking of monetary gains, the citizens of Evansville will be making twice what they have ever made from this land, and it will not be costing \$300,000.00 that McDonald Golf Course cost to build. But if monetary gains are all we are looking for, then it is about time we re-examine our values. If we do not, Evansville will always be a second class city, with first class taxes. My commendations to Mr. Stoffleth and Mr. Buthod, men with integrity and first class values.

The letter was signed by Elizabeth Rust, Carolyn Brothers, Elizabeth Abell, Clara Russell and Marietta Blythe.

Mr. Shrode said that he had corrected parag. 2 and three since he was informed that the land was in the County and made other changes including setting the green fees at a maximum no higher than 50 percent above what is charged on the municipal courses in the city now, providing the course would be constructed by Hamilton without stocks being sold to help finance construction and added that completion of course be done by July of 1973. He also added a clause stating that the Hamilton Foundation will furnish a certificate showing that the insurance is in effect also that detailed specifications will be presented to the Area Plan Commission and the Board of Commissioners prior to any final action.

Commissioner Willner said that he had a question of Parag. 31, which had to do with personal taxes. He asked Mr. Shrode if he was saying that he or the foundation will not be liable for any taxes on the real estate or the building. Commissioner Buthod said no, just the opposite, that he is saying that he will take it, whatever the taxes may be.

Commissioner Willner asked if it meant that they would pay taxes on the real estate and building over and above the \$4,600.00. Mr. Shrode said that whatever the amount, it would be paid.

Mr. Shrode said that with the exception of one branch of the news media, he thought this proposal was generally accepted and predicts that within the next five years we will see this concept spread, because the taxpayers can no longer afford to build these recreational fringe benefits. He said that the City has not been able to operate a golf course at a profit; also that he hoped the improvement would be tax exempt and that all profits from it must go to charity. Commissioner Willner said that he didn't understand why Mr. Hamilton intended to operate this golf course under two corporations, also why he thought he could make money from it and the county couldn't.

Mr. Paul Prickett raised the question of whether another golf course is needed as it seemed to him that there are enough and that there were more useful things this land could be used for.

Commissioner Buthod said that this has been under review for nearly two years and have had public meetings on it and with due respect to Mr. Prickett, there were no objections that appeared, that the Commissioners have gone into this thing at great length and have made a judgment. He said that the golf course, as such, will be leased to the foundation while the club house, the locker room, concessions, restaurant and the parking lot will be leased to Mr. Hamilton. He said that the

foundation agrees to pay a flat \$600.00 a year and with respect to the other improvements, they are leased on a minimum of \$4,000.00 a year, either in taxes or rent.

Mr. Prickett said that he appreciated the Commissioners looking into all aspects of this as he didn't like giveaways.

James Angermeier, the County Assessor, told the Commissioners that if the foundation came before the county board of review for a tax-exempt status on the property he would vote against it because he doesn't feel it would be the type of organization that should be exempt.

Commissioner Willner said if he owned the property he wouldn't lease it for \$4,600.00 a year.

Mrs. Rust said that \$4,600.00 is quite a bit of money and thought if the land were farmed, it wouldn't gross \$2,000.00 per year.

Commissioner Buthod said that he is pretty sure that he isn't as careful with the county's money as he would be with his own although he tries to be, and subconsciously thinks this is true with most in public office.

Mr. Angermeier said that he took exception to the statement of Commissioner Buthod as he watched every dime spent, of the County's money.

Commissioner Buthod said that he was speaking primarily to the point that it's quite possible for private enterprise to show a profit where public enterprises do not.

Commissioner Buthod moved that the lease be approved as presented and executed by the County Commissioners. After asking for a "second" three times, Commissioner Stofleth seconded the motion. There being no further questions, the vote was taken, with two of the Commissioners voting in the affirmative and Commissioner Willner voting no. The motion carried.

RE: MRS. BEHME

Mr. Roberts appeared for Mrs. Behme and asked for a continuance until Sept. 20, 1971, with the assurance that no further continuance will be asked, and that Mrs. Behme be permitted to present a proposal on the property that has been ordered condemned.

Commissioner moved that this matter be continued until Sept. 20, 1971, and at that time Mrs. Behme be permitted to present a proposal. Commissioner Willner seconded the motion. Commissioner Buthod asked Mr. Roberts to inform Mr. Roehm of this action.

RE: POOR RELIEF

VICKI SMITH....1932 S. Hathaway...Perry Township. Betty Boyd, Investigator. She lives with her father and was to have asked for help on rent and food but she failed to appear before the Commissioners, so no action could be taken.

RE: CONTRACT AWARDED ON BOX CULVERT

Bids were opened last week on the construction of reinforced concrete box culvert located in the Boonville-New Harmony Road approximately one-quarter mile west of the Darmstadt Road. There were three bids presented, one from Deig Brothers in the amount of \$30,955.09, one from Municipal Engineering in the amount of \$39,868.16 and one from Industrial Contractors in the amount of \$43,420.61.

Commissioner Buthod moved, on recommendation of the County Engineer, that the bid be awarded to the low bidder, Deig Brothers. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM HANOVER INSURANCE CO.

A letter was received from the Hanover Insurance Co. in connection with the reconstruction of the skating rink parking lot at Burdette Park. This letter was referred to Mr. Biggerstaff, as there was a form for him to fill out.

RE: CLAIM

A claim was received from Deig Brothers asking for an additional 2% retainage fee of \$16,243.19 on the project of the Southwestern Indiana Mental Health Center. They have already received 5% retainage fee so it was agreed to table this claim until next week when a representative of the Southwestern Indiana Mental Health Center can be present, as well as other claims on this.

RE: AWARDED OF BIDS

The bids were to be opened today on Groceries, Bakery Products, and Dairy Products for the Hillcrest-Washington Home and the Pleasantview Rest Home, but there were only two bids received and both on Dairy Products. One bid

was from American Dairy in the amount of \$1,598.10 for the Hillcrest-Washington Home and in the amount of \$756.00 for the Pleasantview Rest Home. The bid from Ideal Pure Milk Co. was in the amount of \$769.00 for the Pleasantview Rest Home and \$1,620.00 for the Hillcrest-Washington Home. Commissioner Willner moved that the Groceries and Bakery Supplies for the Pleasantview Rest Home and the Hillcrest-Washington Home be purchased on the open market. Commissioner Buthod seconded the motion. So ordered. Commissioner Buthod moved that American Dairy, the low bidder, be awarded contract on the milk products for both the Pleasantview Rest Home and the Hillcrest-Washington. This is for the months of October, November and December. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT....

The monthly report of the Evansville Association for retarded children was received by the Commissioners. Report received and ordered filed.

RE: FINANCIAL STATEMENTS

The financial statements were received from the Evansville Association for Retarded Children for operating expenses ending December 31, 1970. Statements received and ordered filed.

RE: LETTER OF OFFICIAL OPINION FROM ATTORNEY GENERAL

A copy of a letter addressed to Senator Robert Orr, from the Attorney General was presented to the Commissioners, in response to a request for the Attorney General's opinion concerning the authority of the County Tax Adjustment Board specifically on whether or not County Tax Adjustment Boards still have jurisdiction over salaries of local office holders and their employees in the sense of being able to make reductions. He stated, in conclusion, that the 1971 amendment neither vests additional authority, nor negates any authority or responsibility vested in the county Tax Adjustment Board is still authorized to make reductions on a "budget classification" basis. Letter received and filed.

RE: VIOLATION OF HEALTH LAW

A letter was received from the City-County Department of Health informing the Commissioners that Arthur L. & Alice E. Ritchey of 101 Evergreen Road has violated the Health Law, in that they had made a reinvestigation of their recent practice of dumping of trash and debris on Hillview Drive, east side, 500 feet north of Slate Road. It was revealed that this condition still has not been corrected, therefore leave the Health Department no alternative other than to order these people to eliminate this condition within fifteen days, or the case would be forwarded to the Prosecuting Attorney. Letter received and ordered filed.

RE: INVITATIONAL BID ON USED ROLLER

A quotation of an invitational bid was received from Fred Malotte Machinery Company Inc. on a used roller needed by the County Highway. Their rental price is \$500.00 per month for 4 months, the rental to be applied on purchase price if the County decided to purchase the roller. It was agreeable with the Commissioners that a second invitational bid should be acquired by Mr. Karch but would hate for this roller to get away from them. Commissioner Stoffleth said that if this roller were leased for 4 months we would run into cold weather and wouldn't get much use from it. Commissioner Willner said that he thought Mr. Karch meant to lease it for one month and within that time would determine whether he would want the County to purchase it. The Commissioners agreed to rent this roller for one month.

RE: REQUEST TO DISPOSE OF SURPLUS EQUIPMENT

Mr. Karch presented a list of surplus items that he would like to get rid of, including a distributor, pulverizer, also steel sign posts, obsolete metal signs, several old grader blades and other items. Mr. Volpe said that he had a T-1500 Burroughs bookkeeping machine to get rid of. Commissioner Buthod moved that all these items be declared as surplus and offered for sale. Commissioner Willner said that at this time, it should be looked into to see if any other office holders have surplus items to dispose of. Mr. Harvass said that he probably has a few lawn mowers to dispose of. This matter will be held off until possibility of more surplus is found to dispose of.

RE: MR. KARCH

Mr. Karch said that he knew of no damage from the storm as he had been on vacation, but after finding what damage had been done, has taken care of it.

Mr. Karch said that he received a call from the City Traffic Division telling him that the City has placed no-parking signs on the City side of Rodenburg Avenue and he wanted the permission of the Commissioners to place no-parking signs on the county side of the road.

Commissioner Buthod moved that permission be granted to erect the signs. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...HIGHWAY DEPARTMENT

The monthly report for the month of August from the Vanderburgh County Highway Department was presented to the Commissioners. Report received and ordered filed.

RE: INSURANCE CHECK PRESENTED

The County Attorney said that there was an accident on July 27, 1971 at Millersburg and Green River Road at which time a stop sign was damaged. He presented a check for \$23.85 from the insurance company to cover the cost of the sign, damaged by a Raymond H. Schmitt. Commissioner Buthod moved that the claim be settled in the amount of \$23.85. Commissioner Willner seconded the motion. So ordered.

RE: SALARY OF MR. KARCH

Commissioner Buthod said that there was one matter he would like to take up, in that Mr. Karch has been acting superintendent with no raise in pay and he had assumed that Mr. Karch would have drawn superintendent's salary during this time, but does not appear to be in evidence of record.

Commissioner Stofleth has talked to the State Board of Accounts and they have agreed that the pay of superintendent could be effective as of August 1, 1971, but has not authorized payment for the period prior to that time, subject to the resignation of Mr. Althaus.

Commissioner Buthod said that he would like to exhaust every possibility, since Mr. Karch has been doing the work, that the oversight might be corrected, that his salary of superintendent since the resignation of Mr. Althaus, be explored, since he hasn't been getting it.

Commissioner Buthod moved that Marvin Karch, as acting superintendent, receive the superintendent's pay from August 1, 1971 and from such earlier date as can be approved by the State Board of Accounts, subject to the termination of Mr. Althaus. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth said that he had talked to the State Board of Accounts on the phone so he has nothing in writing, that he didn't know if they understood or not, that he tried to explain the situation properly and they both agreed on the date of August 1, 1971 as date effective for Mr. Karch to receive superintendents salary.

Commissioner Buthod said that he would now move that the superintendent's salary, for Mr. Karch, begin at the latest, on August 1, 1971. He said that he would also like to explore the possibility of going back to an earlier date, and report back to the Commissioners as to whether or not, subject to the Commissioners approval, anything can be done under the applicable regulations, after talking to the State Board of Accounts.

Commissioner Willner seconded the motion. So ordered.

Commissioner Willner had the payroll schedule in hand and said that he saw that his stamp had been used on the schedule and was disappointed to see that as he had asked repeatedly that his stamp not be used on anything that was not customary to do so, and feels that he doesn't want to leave a stamp to be used on anything that comes along.

The Commissioners Secretary said that she normally checks every sheet in the payroll and every claim that is brought to her office but she neglected to check this sheet so it is her error, but she had contacted Commissioner Willner to ask permission to use his stamp on the payroll schedule.

Commissioner Buthod said that he was in the same position, that he did not know that this extraordinary item was on this payroll. Commissioner Stofleth said that it was an oversight on his part also.

Commissioner Willner said that it was okay if it was an oversight as anyone can make a mistake.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff had a claim from Althoff-Howard Electric Co. for the installation of traffic signal at intersection of Lynch Road and Oak Hill Road in the amount of \$8,079.00 less 10% retainage fee making the total to be paid \$5,471.10. Commissioner Buthod, upon the recommendation of the County Engineer, moved that this claim be approved, subject to certification by the Auditor. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented two claims from Donald Cox, one for the appraisal and purchasing right of way for the construction and widening of bridge and drainage structure on Boonville-New Harmony Road in the amount of \$400.00. The other claim was for the appraising and purchasing right of way for the construction and widening of Green River Road, and securing permanent easement from the Southern Indiana Gas & Electric Co. in the amount of \$200.00. Commissioner Buthod, upon the recommendation of the County Engineer, moved that these two claims be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented four claims for Rights of Way for the widening of Green River Road and the easements for same. One claim was from Ada & Emil Voight and F. Raymond & Ruby M. Hancock in the amount of \$55.00. One claim was from Ada & Emil Voight in the amount of \$307.08. Another claim was from Ada & Emil Voight in the amount of \$480.20. The fourth claim was held for rechecking.

Commissioner Buthod moved that these three claims be approved, that the easements be accepted and the other claim be held back for rechecking. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness wanted to report that he took in four residents from the State Hospital last week and are, so far, pleased with them and have had no problems. He would like advise from the Commissioners as the new Pleasantview Rest Home and the account which still is in the name of the County Home. Commissioner Buthod said there is no difference since they are of County function. Commissioner Stoffleth said Mr. Harness could note, Pleasantview Rest Home, formerly Vandenburg County Home, and he could drop a note to the businesses he deals with to have them bill him correctly.

RE: MR. WORK

Mr. Work now appeared before the Commissioners to check on his need of more space for the Welfare Department. Commissioner Buthod reported to him that the mayor was in earlier in this meeting and that the Commissioners are going to meet with him as he was quite unwilling for the Welfare Department to move to the data processing room and thought he might get space in the Pigeon Trustee's office.

Mr. Work said that this is the first time that he has had money to hire more help and doesn't have the room.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDERBURGH COUNTY HOME

Sheryl Lunkenheimer	R.R.7 Box 165	Aid	\$295.00 Mo.	Eff: 9/6/71
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VANDERBURGH COUNTY VETERANS SERVICE

Norma J. Dickens	1719 S. Kerth	Clerk-Typist	150.00 Se.Mo.	9/8/71
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VOTERS REGISTRATION OFFICE

Mildren Burning	10030 Up.Mt.Rd.	Typist	12.00 Day	8/31/71
Lorena Grambel	913 W. Maryland	Clerk	12.00 Day	9/7/71
Naomi Staples	1510 E. Morgan	Typist	12.00 Day	9/7/71

RE: EMPLOYMENT CHANGES...RELEASES

VANDERBURGH COUNTY HOME

Bonnie Goodge	Chandler, Ind.	Aid	\$315.00 Mo.	9/1/71
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VANDERBURGH COUNTY VETERANS SERVICE

Toni Schaffer	1619 N. Hendon Rd.	Clk-Typ.	150.00 Se.Mo.	9/3/71
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RELEASES...CON'T.

VOTERS REGISTRATION

Mary Ruth Baggett	1015 1st Ave	Clk or Typ.	12.00 day	Eff: 9/3/71
Helen Middleton	510 Pffioffer	" "	" "	" "
Madge Roehm	510 Miller Rd	" "	" "	" "
Karen Staak	1401 N. Red Bank	" "	" "	" "

RE: MR. KOCH

Mr. Koch said that he is about to complete his survey on the bridges and culverts. He said signs are missing on load limits or culvert and bridge metal markings, ditches in the area are in bad condition, inlets and out-flow clogged and in many cases locate the culvert because of high weeds. He said that it is urgent to put the portable brush cutters to work to cut heavy brush in the ditches, to cut at base, with moto trim as stubs clog the ditches. He said that these operators need to be trained to use these units. He said that there had been more vandalism, the road and stop signs have again been removed. The stop signs at spry and polaris is gone and the road sign at browning and baumgart road was twisted off at the base.

He said that there was rifle shooting at Laubcher Road and Penn Central Viaduct. Two young men with rifles and automatics were in the area and had been shooting them. They told Mr. Koch that they didn't know that this was against the law. There were signs of the Sheriff's notice that were shot to pieces. Dr. & Mrs. Bruner live in this area and said that they heard the shots and that sometimes they whiz through their yard. Farmers complain of bullets flying through their fields. He said that signs in such areas naming penalty and fines, with the Sheriff following through, would do much to curtail this vicious set up. He said that the license of the car was 82 F 5190. The Gas Co. is vitally interested as the lines there carry some 69,000 volts. Mr. Koch said that this vandalism has happened all too often and rigid steps need be taken to stop it. He said that the best of service cannot be obtained under such vicious conditions.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that sometime ago he had a call from the Indiana State Highway Dept. regarding the highway mileage in regards to the gasoline tax revenue, and have received the maps now and the state wants one map sent back to them with all roads marked, also the name of the roads and the mileage. Mr. Biggerstaff said that he would like for Mr. Koch to help him.

Commissioner Buthod he thought it a good idea for the Commissioners to obtain plat books from soil conservation.

Meeting recessed at 12:25 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Lockyear	R. Lyles
James M. Buthod		Thomas Swain	G. Clabes
Robert L. Wilner			C. Cooper
			A. Jackson

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Wilner

COUNTY COMMISSIONERS MEETING
SEPTEMBER 13, 1971

The regular meeting of the County Commissioners was held on Monday September 13, 1971 at 9:30 a.m. with President Stoffleth presiding.

The minutes of the previous meeting were approved and the reading of them dispensed with.

RE: CLAIMS

Mr. Spear and Mr. Condict were present, representing the Southwestern Indiana Mental Health Center, explaining the following claims as an additional 2% retainage fee of the \$16,243.19 project.

Sandleben Plumbing and Heating Company.....	Plumbing Work.....	\$ 1,692.21
Roettger Electric Company.....	Electrical Work.....	2,034.00
Municipal Engineering and Construction Company Inc.....	Heating, Ventilating and Air Conditioning.....	4,288.94
Deig Brothers Lumber and Construction Company Inc.....	General Construction Work.....	16,243.98

Mr. Butthod moved these claims be approved. Mr. Willner seconded it. So ordered.

RE: LETTER FROM AREA PLAN

President Stoffleth read a letter from Area Plan recommending consideration be given to providing access of Oak Grove Road to S.R. # 62 as illustrated on the sketch he presented to each of the Commissioners.

The TOPICS improvement at Greenriver Road and Morgan Avenue will necessarily close Oak Grove as an access.

To provide coordination and ease of future traffic movement in the area to the East of Greenriver Road, it is further recommended that center lines and set back lines be established to provide for the proposed extensions of Vogel Road and Virginia to the East. Plus, a North-South segment of Montclair.

Mr. Marlin explained they would have to build either a box culvert or bridge. The whole thing would be a bridge project.

Mr. Willner said he thought it would be a very good idea.

Commissioner Butthod moved that it be approved in principle and referred to the County Engineer for further plans and specifications and determination of availability of finances for these changes. Commissioner Willner seconded it. So ordered.

RE: POOR RELIEF

ROY FENWICK....1505 Judson St.....Pigeon Township.....Mrs. Martin, Investigator.

Mr. Fenwick asked for help on his rent, which is \$75.00 a month. His income is \$49.00 a week. Mr. Fenwick worked for Russ Construction for fifteen years, but this company is now out of business. Mr. Fenwick is ill with sugar in his blood, which causes his feet to swell when he walks very much. Mrs. Fenwick is also ill. They have two children which both have a rheumatic heart disease and are under a doctors care. Mrs. Martin said she has tried to get Mr. Fenwick to go to Dr. Rosenblatt but he has refused to do so, as he goes to Dr. Moehlenkamp. Commissioner Butthod said Dr. Moehlenkamp is not on the staff, and if Mr. Fenwick should have to go to the hospital, he wouldn't be allowed to doctor him in there. Therefore, since Dr. Rosenblatt is on good terms with the trustees he seemed to think that Mr. Fenwick could go to him and get his medical opinion of his illness that it may help to make a decision, so that it may be evaluated.

Commissioner Willner asked Mr. Fenwick how much is owed on his water bill and he replied somewhere around \$200.00, and he is two months behind in his rent. Commissioner Willner moved they allow \$50.00 per month on last two months rent and if he doesn't go to see Dr. Rosenblatt, they won't help him, because he felt they must have a doctors report. Mr. Butthod seconded it. So ordered.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

Cynthia Lynn Dempsey.....113 Euclid Dr.....Typist.....\$12.00.....9-8-71

RE: LETTERS....JOSEPH O'DAY

The following letters were received from County Clerk Joseph O'Day, with the first one to be advertised.

Gentlemen:

We hereby request that you extend an invitation to the various transportation companies of Evansville, to bid on hauling the following:

- 1 Voting Machine
- 1 Fifty foot rope
- 3 Iron stakes
- 1 Ballot box

for each of the One Hundred Forty-eight precincts in Evansville, Indiana.

This hauling is to be started on Saturday, Oct. 30, 1971 and to be completed not later than Monday, Nov. 1, 1971.

Joseph O'Day

Gentlemen:

We would like to reserve the Gold Room in the Vanderburgh County Auditorium for October 31, 1971 from 2:00 p.m. to 4:00 p.m. for the purpose of non-partisan instruction of General Election worker.

Thank you for your consideration

Joseph O'Day

Gentlemen:

We respectfully request the use of the Council Chambers and the Commissioners Hearing Room, City County Administration Building. We would like the use of the Council Chambers on Sunday, October 31, 1971 at 1:30 p.m. for the instruction and swearing in of the Sheriffs for Election Day. We would also like the use of both rooms Tuesday, November 2, 1971 starting at 6:00 p.m. for our Canvassing Board and until such time as the Canvassing Board completes the work.

Thank you for your consideration.

Joseph O'Day

Gentlemen:

We hereby request that your Board connect the telephone service in the warehouse where the voting machines are stored, located in the Parker Building, Main and Pasco. If possible we would like the same number. (464-2171)

We also request that your Board install four phones in the Election Office, Room 306 for use Election Day only, November 2, 1971.

Joseph O'Day

Gentlemen,

We hereby request that your Board hand over to the Vanderburgh County Board of Election Commissioners all voting machines at your earliest convenience for use in the General Election to be held on November 2, 1971.

Joseph O'Day

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precinct Boards in the One Hundred Forty Eight precincts for the November 2, 1971 General Election.

Joseph O'Day

Mr. Butthod said that since these are all routine matters he moved they be approved. Mr. Willner seconded it. So moved.

RE: LETTER....DR.KELLER...RETARDED CHILDREN

A letter was received by the commissioners from Dr.Maurice Keller, President of the Evansville Association for Retarded Children, Inc., stating that on October 9,1961, a ground lease agreement between the Board of Commissioners of The County of Vanderburgh and The Evansville Association for Retarded Children, Inc. was signed. Said lease was for 99 years at the rate of \$1.00 a year.

The ground mentioned in the lease pertains to 7.2 acres of county farm property in the southeast quarter of section thirty-two, township five south, range ten west.

The Executive Committee of EARC met on September 3,1971 with seven members being present. By a vote of 5 to 1 with one abstention, the following action was taken.

In view of the purchase, by the county, of the property in the Deaconess Complex for the construction of a Community Mental Retardation Center, The Board of Directors of the Evansville Association for Retarded Children, Inc. does hereby relinquish all rights and title to the county farm property mentioned in said lease of 1961. Further, in no way does this indicate an endorsement by EARC of the proposed subsequent use of said property by the county commissioners.

Also received was the minutes taken at the Sept. 3,1971 meeting. Received and filed.

RE: LETTER.....DAVE JORDAN

The following letter was received by the commissioners.

To:Vanderburgh County Commissioners

I have had the County Surveyor-Engineer's office to inspect the placement of the tile for a driveway at 3615 Booneville New Harmony Rd.

They have approved the placement, also the type and size to be used (12inch reinforced concrete pipe)

They also said that I should request the permission of the County Commissioners. So at this time I would like to formally request permission to install said pipe.

Dave Jordan

Upon the recommendation of the Drainage Engineer, Steven Smith, Commissioner Buthod moved that it be approved. Commissioner Willner seconded it. So moved.

RE: CUT INS.

President Stofleth gave some cut-ins to Steven Smith for his recommendation.

RE: MONTHLY REPORT

The monthly report of the County Clerks office was received by the Commissioners. Report received and ordered filed.

The monthly report of the Pleasantview Rest Home was received by the Commissioners. Report received and ordered filed.

RE: MR.KARCH

Mr.Karch said that Feigel has started putting the hot cap on Pollack Ave. out to the Warriek County Line.

RE: MR.ED ROEHM

It was again mentioned that Mrs. Behme had asked for a continuence until Sept.20th when she would present a concrete proposal on the property that has been ordered condemned.

The State Building Commission is having ten formal meetings between now and the middle of Dec., and Mr.Roehm requested that himself and three inspectors be allowed to attend these meetings, which will be in Indianapolis.

Commissioner Buthod moved that these men be allowed to attend these meetings and travel at county expense. Commissioner Willner seconded it. So ordered.

RE: MR. HERMAN HOLZ

Mr. Holz reported to the commissioners that the Administrator for Alcoholic Help Inc. flew in today, to take over out there.

The Coliseum doors should be completed by the end of the week.

RE: JACK HARNESS

Reporting from the meeting he attended at the Wabash County Home he said there are 74 homes in the state of Indiana. The following is some news from some of them:

Purdue.....is closing and will have to sent their patients to neighboring homes.

Tippecanoe.....is building a new home with their inheritance tax money.

Vigo.....a new wing will open the first of the year.

St. Joseph.....using some inheritance tax money to repair their home.

He talked with several of the other county home administrators about the different procedures used to run the homes, and he felt like it was very beneficial that he went.

Mr. Buthod complimented Mr. Harness on the way he is running our Pleasantview Home, saying he is certainly doing a fine job.

Meeting recessed at 10:25 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stoffleth
James M. Buthod
Robert L. Wilner

COUNTY AUDITOR

Dep. Wm. Wittekindt.

COUNTY ATTORNEY

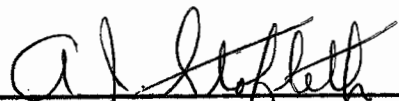
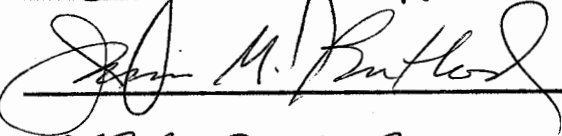
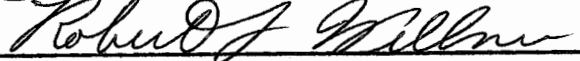
Thomas Lookyear
Thomas Swain

REPORTERS

R. Lyles
C. Cooper
A. Jackson
C. Leach

Secretary: Janice Decker

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
SEPTEMBER 20, 1971

The regular meeting of the County Commissioners was held on Monday, September 20th. 1971 at 9:30 a.m., with President Stofleth presiding.

The minutes of the previous meeting were approved and the reading of them dispensed with.

RE: LETTER FROM INDIANA STATE HIGHWAY COMMISSION.

The following letters were received and filed by the commissioners:

Reference-Project: Vanderburgh Co. R & S 5
Location: Hitch Peters and Lynch Rd.

Gentlemen:

The Indiana Arterial Road and Street Board in their meeting of Sept. 9, 1971 approved your above referenced application for distribution from the Local Road and Street Account. No commitments should be made on this project on the basis of this approval.

Your application will be forwarded to the office of the Auditor of State for consideration. You will be notified by the Auditor of State of the disposition of your application and when you may expect distribution of funds if approved.

Yours truly,
Charles D. Miller
Chief, Division of State Aid.

The second letter read just like the one above except the heading read as follows:

Reference-Project: Vanderburgh Co. R & S 3
Location: Schutte Rd.

RE: LETTER FROM RESIDENTS ON JAMES AVENUE

A letter along with a signed petition was received by the commissioners requesting Vanderburgh county to takeover the maintenance and repairs to the 5200 block on James Avenue.

This was referred to the County Engineer for his recommendation on the matter.

RE: APPRAISAL'S AGREEMENT

Recently the commissioners rejected claims from appraisers, because they weren't sure if it was in the lease, or not. Commissioner Stofleth read paragraph four from the agreement and these claims should be paid. Commissioner Willner asked didn't they think the appraisers would disregard this paragraph. Commissioner Buthod said he feels the claims should be filed again and they could talk to them about it again next week.

RE: RE-ZONING PETITION OF PAUL K. NEVILLE

Commissioner Buthod moved it be approved on first reading and referred to Area Plan.

They are asking for a change from A Agricultural to C-1-B.

Commissioner Willner seconded it. So ordered.

RE: MRS. BEHME

Mr. O.H. Roberts Jr. spoke for Mrs. Behme, stating that she is doing all she can to remodel this house. He said they need two weeks to get the plans to submit to the Commissioners. Buthod said he certainly doesn't want to see any house torn down that can be repaired, and if something is being done, then he feels they should give them another two weeks, since they have already waited two years. Mr. Roberts said if these plans can't be ready in two more weeks they won't ask for any more additional time. Mr. Buthod said on the basis of Mr. Roberts they will be glad to allow the additional time, but if they aren't given a contract at that time, they will have to continue with the demolition.

RE: APPLICATION FOR CONDITIONAL USE OF GOLF COURSE

Application was filed by Commissioner Stofleth on behalf of the board and the minutes do not reflect the authorization to the filing of this application, and at this time Mr. Butthod moved the commissioners ratify the action of the President in filing of the application of condition with the Area Plan Commission, with respect to the proposed lease of the County Farm surplus land. Commissioner Willner seconded it. Questions.....none, Vote.....all three voted yes.

RE: MR. JACK HARNESS

Mr. Harness said in July he had reported to the commissioners that the Fire Marshall had made an inspection and made eight recommendations, and seven of them have been taken care of. It is the emergency lighting that has to be done yet, to comply with the state regulations. He quoted the following prices, which included the furnishing of the generating plant and installing it on site. A sheet metal company would have to install the vents.

Evansville Auto Parts.....\$1,263.00,.....Operates on natural gas....has an automatic time devise.....3 kilowatt system.

Yesco Engineering and Sales Co.....\$1,199.85....Operates on natural gas....has an automatic time devise.....4 kilowatt system.

Commissioner Butthod moved to accept the lowest bid subject to the money being transferred and subject to the State Fire Marshall's approval, and the Building Commission's approval. Commissioner Willner seconded it. So ordered.

RE: CLAIM FROM JERRY RINEY

President Stofleth presented a claim from Sheriff Jerry Riney, for meals for prisoners, in the amount of \$5,690.50. Commissioner Butthod moved it be approved. Willner seconded it. So ordered.

RE: MONTHLY REPORT.....Treasurer

The monthly report of the County Treasurer was received and filed by the commissioners.

RE: RE ZONING....OAK MEADOW DEVELOPMENT

Attorney John Cox spoke to the commissioner's on this petition. Commissioner Butthod said he is familiar with this property and he feels it would be a great asset to the community and it has his approval 100%. Commissioner Willner said he wasn't familiar enough with this to vote on it. Commissioner Butthod asked Mr. Cox if they had solved their water problem out there yet and Mr. Cox said no, adding there are no fire hydrants out there yet either, but they will solve this problem. The water company told them if they have a water problem they can't tap in. The request is to change it from Agricultural to, Parcel 1 to R-1; Parcel 2 to R-2. Commissioner Stofleth asked Wayne Rafferty if it wasn't true they have to file for certain permits and he answered, yes.

Mr. Cox pointed out that they will have their own sewage plant. He also said that they have had no objectors.

Commissioner Butthod moved this be approved. Commissioner Willner seconded it. So ordered.

RE: RE ZONING.....ROGER BACON

The petition is to change the land from Agriculture to C-1 B. Mr. W. Rafferty stated that the first time they submitted the plans they failed to show just what was going to be done. When they re-submitted the plans to Area Plan they approved them. There was suppose to be a water problem, but that was a drain and not on the land.

Commissioner Butthod said he is very much in favor of the plans and he moved they be approved. Commissioner Willner seconded it. So moved.

RE: MR. SAM BIGGERSTAFF

Mr. Biggerstaff presented the following claims to the commissioners with one of them being discussed because it was for \$10,500.00. Commissioner Butthod moved the following claims be approved, subject to the approval of County Engineer and easements be accepted.

Margaret Rueger...800 Rueger Drive....for easement, widening of St. Joseph Avenue.
Parcel #41-E of the St. Joe ritht of way
Project #S-396 (4)

Part of the Southwest quarter of the Northwest quarter of Sec. Twelve, Twp. Six, Range eleven, lying in Vanderburgh County, Indiana.

Area consisting of 15,522 sq. ft. of .356 acre.....\$1,070.00

Alice K. Rueger....N.St.Joe Avenue....for easement, widening of St. Joe Ave.
Part of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. Twelve, Twp. Six South, Range Eleven West, lying in Vanderburgh County, Indiana.

Land Area: 110 FF x 30' = 3,300 SF

Improvements Taken: 300 SF, 3,000 SF Lawns \$0.08, Trees

Damage to Residue of Land, Other Damages, Special Benefits=0.....\$2,000.00

Clarence J. Rueger and Rosa E. Rueger.....3901 N.St.Joe Ave.....for widening of St. Joseph Ave.

Parcel #38-E-2 of the St. Joe Right of Way

Project #S- 396 (4)

Part of the Southwest quarter of the Northwest quarter of Sec. Twelve, Twp. Six, Range Eleven, lying in Vanderburgh County, Indiana. Area consisting of 2,235 sq. ft.....
:.....\$1,000.00

Edward E. and Millrie Jane Baughn.....3720 N. St.Joe Ave.....on account of appropriation for 191-22

Parcel #23-W of the St.Joe Right of Way. Part of the Northeast quarter of the Southeast quarter of Sec. Eleven, Twp. Six, South, Range Eleven, West in Vanderburgh County. Containing 19,770 sq.ft. more or less.

Commissioner Buthod said he would like to discuss this one because this seemed like an awful lot, with the rest of them running only between one and two thousand dollars. Mr. Biggerstaff said they must purchase these right-of-ways and they don't come cheap. He stated the house alone is worth around \$13,000.00 and he feels this is a fair price to get this for. Mr. Buthod said that Bob Richard did this work and he is real conservative, so he guessed it wasn't too much.

Joseph W. and Dorris Gatewood.....Widening of St.Joe. Rd.

Part of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ Sec. 11 Twp. 6 South, Range 11 W.....\$919.20

Edward J. and Aline R. Schaffstein.....3817 N.St.Joe Ave....easement, widening of St. Joe. Ave.

Part of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Sec. 12, Twp. 6, South, Range 11 West, lying in Vanderburgh county, Land Area...218.8 FF x 30' = 6,565 SF.

No curb and Gutter, Two entrances as now existent with any new tile required to be furnished and installed by County. Water meter to be moved at no expense to owner. Main sign and telephone booth will not need to be moved. Contract between Vanderburgh County and Construction Contractor will require access to owners property thruout construction.....\$2,500.00

Mr. Willner seconded these. So ordered.

Commissioner Buthod also moved that a claim from Mac Brown & Co. Inc. for negotiations, widening of St. Joe Ave. be approved in the amount of \$ 600.00, for 3 parcels at \$200.00 each. Commissioner Willner seconded it. So moved.

Mr. Biggerstaff told the commissioners he had a check for \$50.00 from Jerry David's Insurance Co., for damage done to a transit. Commissioner Stoffleth told him to deposit it with Treasurer's Office and get a quietus and let Evansville Blue Print file a claim so we have a record of it.

At 8004 Pine Creek Dr., property owned by Mr. Hut, a different pipe was installed. They said it had all been seeded and it keeps washing away. Mr. Biggerstaff said it is all our fault and he had contacted the Colonial Garden Center and they said they would re-do it for \$85.00.

Also, Mr. Dill, at 3122 Larch Lane, had a water line under his driveway to blow up. Mr. Feigel said it would cost \$185.00 to repair it. Commissioner Stoffleth disqualified himself from this because he said he does work for them. Commissioner Stoffleth said he has seen this and he said to let the county attorney, Thomas Swain prepare a release of damage and let them sign it before going ahead with it.

Mr. Biggerstaff presented plans for Slate Rd. and St. Joe Ave. He had received a complaint from the school bus driver, Mel Barchet, on this intersection. This is a school bus turn-a-round and needs to be widened about 10 or 12 feet. The plans submitted will cost \$3,500.00. Commissioner Buthod asked Mr. Biggerstaff to prepare specs to submit for bids, including land needed for right of way. Mr. Buthod also moved that County Highway Supt. be instructed to make temporary repairs while Mr. Biggerstaff is preparing these specs. for advertisement. Commissioner Willner seconded it. So ordered.

RE: MR. MARVIN KARCH

Mr. Karch reported that the rain for the last few days has delayed any road work.

RE: CHECKS.....THOMAS SWAIN

Attorney Thomas Swain presented two checks to the commissioners, along with the following covering letter. Commissioner Butthod moved they be accepted and given to the Auditor's Office. Mr. Willner seconded it. So ordered.

Dear Ted:

As I will not be at the County Commissioners meeting on Monday, please inform the other members of the Board of Commissioners that I enclose to you now check no. 967 of Geboja General Contracting, Inc. in the amount of \$107.80 in full payment of the invoice of the Vanderburgh County Highway Department for damages to the bridge on West Franklin Road. In addition, I enclose Check No. 1-18-561-042-J of State Farm Insurance Company in the amount of \$375.00 in payment of the invoice of the Vanderburgh County Highway Department for an accident which occurred on July 9, destroying guard rail of the county on St. George Road.

I would appreciate it if you publicly thank the Sheriff of Vanderburgh County for noting on his accident report damage to county property, and ask him to continue to inform the County Commissioners of damage to county property.

Of the last three received from Jerry Riney and John Koch, we have received full payment of each, totaling approximately \$500.00. These checks should be forwarded to the Auditor of Vanderburgh County. I do not know whether they are deposited to the Highway Fund or the General Fund, but, since the money was paid out of the Highway Fund, it would be nice to reimburse that fund, as it is a captive fund supported by gasoline tax only.

Best regards.

Yours very truly,
Thomas Swain

Mr. Swain would also like permission from the county commissioners to negotiate with Whirlpool and the Airport Authority to negotiate right-of-way for St. George Rd. Commissioner Butthod thought action on it should be deferred until they know what will be done, but Tom said no, because we need right-of-way. Butthod asked couldn't they take conditional grant and Tom said no, that so far he will just have a letter. Authority was granted.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

Supt of County Buildings:

William C. Shelton.....811 E. Columbia St.....Extra Help...\$2.00 hr.....Sept. 20, 71

Pleasantview Rest Home:

Joanne Buchanan....1110 Beale.....L.P.N.....\$516.67.....9-16-71

Madge Roehm.....410 Miller Rd....Typist..... 12.00.....9-17-71

RE: EMPLOYMENT CHANGES....RELEASES

Pleasantview Rest Home:

Lois Kolb.....2304 Wedeking....R.N.....\$558.33.....9-15-71

Voters Registration:

Lorene Grambrel.....910 W. Maryland St.....Clerk.....\$12.00.....9-17-71

Supt. of County Building:

Oliver Lawson.....Boehne Camp Rd.....Caretaker.....\$200.00 Semi Mos.....10-1-71

Knight Township Assessor:

Juanita Roth....4606 Taylor....Deputy.....\$12.00 day.....9-3-71

Vanderburgh County Surveyor:

Ronald Ludwig.....2409 S. Weinbach....Draftsman...\$6,800.00 yr.....8-31-71

RE: DISCUSSION.....MR. DON BILDERBACK

Mr. Don Bilderback said they have a very serious problem on outer Pollack Ave. at the corner of Fuquay Rd. and Pollack Ave. He said that Mr. Lockyear and Mr. Karoh are both familiar with the corner and they have had cooperation from the county garage on it, but the trees are on private property. They have talked with the property owner and he said they can do whatever they want, with as many as they want, for a sum of \$200.00 each. Mr. Buthod asked Mr. Bilderback what the speed limit on outer Pollack is and he said he thinks it is 50. Buthod then asked him did he think if they lowered the speed limit out there, did he think it would help. Mr. Bilderback said he thought it would help, but not solve the problem.

Commissioner Buthod said he doesn't think \$ 800.00 is too much to solve a very serious traffic problem.

Mr. Biggerstaff said he felt like one of the big problems is the box culvert at the intersection. There has been several deaths there in the last several years. The traffic is terrible, as all of Alcoa's workers use this as a short cut.

Commissioner Buthod asked Sam to study it and make a recommendation and suggested that perhaps we should buy the land, and that would completely eliminate the problem.

Commissioner Buthod moved the problem be referred to County Highway Engineer for his study and recommendation. Commissioner Willner seconded it. So ordered.

RE: DISCUSSION.....MR. DALE WORK

Mr. Work said he was just wondering if they had solved any of the problems of his space.

Mr. Buthod said he has voiced his opinion that they will never want to go to Data Processing.

Mr. Dale Andrews was there and he said regardless where Mr. Work is moved to, he will have to have furniture, and he would like to go ahead and get it.

Mr. Work said he will have the money in his budget next year to pay for the furniture if Tax Adjustment Board doesn't cut his budget anymore.

Mr. Buthod moved the Building Authority be instructed to go ahead and order the furniture, subject to no repayment be made by Welfare until the first of 1972.

Commissioner Willner seconded it. So ordered.

RE: MR. ED ROEHM

Mr. Ed Roehm said the Southwestern Chapter considered a request from Mr. Tom Pugh. Mr. Pugh has gone to several professional organizations concerning the use by Planning Agencies of the Soil Conservation for determination of orderly growth pattern in urban and suburban areas. A formal letter concerning this will be received by the county commissioners later on.

At this time Mr. Swain stated that time was given to the builders to look over the sub-division ordinance and it is time to take some action.

RE: BURDETTE PARK.....DISCUSSION

Commissioner Buthod said we are just going to have to have Burdette Park surveyed to establish the lines. They have had several complaints from people who live in that area, that children are straying onto their property. Mr. Buthod said they don't have money to fence it, but they do need to post the boundary lines, because he doesn't feel these kids intend to trespass. He asked Mr. Biggerstaff could they do it, and he said yes, they could. They said especially the North West part needs surveyed.

RE: CLAIM....SOIL CONSERVATION SERVICE

Commissioner Stoffleth moved the following claim be approved for payment:

To: USDA- Soil Conservation Service, for Soil Survey Service.....\$2,375.00.

Commissioner Willner seconded it. So ordered.

RE: POOR RELIEF

Mrs. Betty Saum....203 Oakley....Mrs. Bolin, Investigator.

Mrs. Saum is asking for rent, as they are one month behind. Mrs. Saum said her husband is layed off from work now. Mrs. Bolin said Mr. Saum has had ten jobs since she has had them, which is since 1965, and he hasn't kept one of them. He just simply walks off the job. Some of these have been good paying jobs but regardless what they pay, he will not stay with it. Mr. Buthod asked did Mr. Saum have a health problem, and Mrs. Bolin said they have tried to get him to go the Mental Health Clinic to be evaluated, but he refuses to go. Mrs. Bolin said they also got one of their sons, Michael, a job at the zoo, and he worked only one or two days a week, and with such attendance they couldn't keep him.

Commissioner Stoffleth asked Mrs. Saum why she was approaching them for rent, when she hadn't applied for it, and she said that she thought the Catholic Charity had made application.

Mrs. Bolin said Mr. Saum was working for the City, County Building and just walked off the job leaving the machines running. Mrs. Saum said he left because their boy was in the hospital having his tonsils taken out. Commissioner Buthod said if Mr. Saum won't go and be evaluated then he is the problem and not the county of the trustee. Commissioner Stoffleth referred it back to the trustee. Commissioner Willner seconded it. So ordered.

PHYLLIS JEAN CHAMBERLAIN...Pig.Twp.....121 W. Indiana St.....Mrs. Sallee, Investigator. Mrs. Chamberlain is divorced, and has a six year old daughter. She said if she could just get some help on her rent, as she is five months behind. She is a hostess at Joe Larvo's. She receives \$60.00 a month allotment from the government for her daughter, as her ex-husband is in the Air Force. Her Father lives with her, so she was refused A.D.C. Her dad is 49 years of age and has been in the psychiatric ward at Welborn twice in the past year. He is divorced and she feels she has to take care of him. He has lived with her for seven weeks and can't go back to work until two doctors release him. He is suppose to draw sick pay, but they haven't heard from them for eleven weeks. Mrs. Sallee said on Aug. 25th. they applied for food and rent and she was rejected because of her income. When asked how much rent she pays Mrs. Chamberlain replied \$37.00 a week, which she knows is way out of her range, and she is looking for another apartment. Commissioner Buthod asked Mrs. Sallee would she contact Mrs. Hagadorn...Legal Aid, and see what she can find out about the father's money coming in. She said yes, she would be glad to. Commissioner Stoffleth authorized the trustee to pay two weeks rent. Commissioner Willner seconded it. So ordered.

CLYDE TINSLEY....Pig.Twp.....517 S. Evans.....Mr. Ragsdale, Investigator. Mr. Tinsley is 64 years old and draws 70.84 a month S.S. He is eligible and certified for food stamps. He pays \$4.00 for a months supply of food. He pays \$40.00 a month rent. Mr. Ragsdale said they had him a job and he goofed off and they kicked him out. Mr. Tinsley said he did not do what they accused him of but he got the blame just the same. President Stoffleth asked him did he have his application in anyplace and he said no. Mr. Ragsdale said he also has a drinking problem. Commissioner Willner said he sees no real need here and moved it be referred back to the trustee. Commissioner Buthod seconded it. So ordered.

ROY FENWICK....Pig.Twp....1505 S. Judson.....Mr. Fenwick just presented to the commissioners a receipt for payment on his water bill. which Stoffleth had asked him to do.

RE: REAL ESTATE TAX SALE....COUNTY

The following described real estate owned by Vanderburgh County has been declared "surplus" and was offered for sale by County Commissioners, on September 20, 1971, at 8:30 a.m. in the Auditor's Office.

Lamasco--Lot 6 Blk. 35
Tax code--30-9-6

Property went to highest bidder, Mr. Roy Romine....1930 W. Delaware St. for....\$350.00

Any action and legal papers to be signed on this will come before the county commissioners on Monday 27, 1971.

Meeting recessed at 11:47 a.m.

PRESENT:

COUNTY COMMISSIONERS

A.J. "Ted" Stoffleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Dep. Wm. Wittekindt

COUNTY ATTORNEY

Thomas Swain

REPORTERS

C. Leach
J. Deekard
R. Lyles
A. Jackson
G. Clabes

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A.J. Stoffleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
SEPTEMBER 27, 1971

The regular meeting of the County Commissioners was held on Monday, September 27, 1971, at 9:40 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

POOR RELIEF:

JAMES GOODWIN...619 W. Illinois Street...Pigeon Township...Mrs. Bowling, Investigator. Neither one works. They have no children at the present time but Mrs. Goodwin is expecting. They are three weeks behind in their rent and have received an eviction notice. Mrs. Bowling said that she was told by Whirlpool that Mr. Goodwin's temper caused him to quit work. He was on probation from the Federal Youth Center in Kentucky, and the probation officer is disgusted with him. Their apartment rents for \$120.00 per month. Mrs. Bowling said that the Trustee would help them on rent in a less expensive apartment. This case was referred back to the Trustee.

FAILED TO APPEAR...POOR RELIEF

CHARLES SUGGS...316 E. Sycamore Street...Pigeon Township...Bob Olsen, Investigator. Needs help on water bill. Mr. Suggs was told that he owes \$370.00 more on his water bill even though he paid \$50.00 on this bill several weeks ago, and when he wanted to pay another \$20.00 they wouldn't accept it. His water was shut off on Friday, September 17. Mr. Suggs failed to appear. No action was taken.

MILDRED MARSH...504 E. Sycamore Street...Pigeon Township...Mr. Ragsdale, Investigator. She has asked for medical help, but Mr. Ragsdale said that too much money is coming into the home. Dr. Newsome wants Mr. Marsh to go to a specialist, which she says she cannot afford. Mrs. Marsh failed to appear. No action was taken.

RE: CLAIM...

A claim was presented to the Commissioners from Jack Slade, Mac Brown, and Jewell Merritt, appraisers, for \$220.00...\$100.00 for expenses incurred for estimate of oil and saltwater damage in appraising County Home property and \$120.00 for aerial photographs in appraising the property. The amount of \$156.00, a secretarial item, has been dropped from claim by agreement.

RE: AGREEMENT FORM FROM INSURANCE CO.

A form from the Aetna Insurance Co. was received pertaining to a bridge on Masker Park Drive at Folz Road, and the painting of it. This form was referred to Mr. Biggerstaff.

RE: LETTER...from Joe Hughes

A letter was received from Mr. Joe Hughes, a resident of Vanderburgh County who lives on Oak Hill Road. He said that in the past he had enjoyed the privacy of no heavy through trucks operating on Oak Hill Road by U.S. 41 to Lynch Road to Oak Hill Road to Morgan Avenue or by Oak Hill Road from Indiana 57 to Lynch to Highway 41, from Indiana 57 by Oak Hill Road to Morgan Ave. and points east, west or south. He said that it has become a common practice late at night and early morning for trucks passing through the city to use these roads to bypass certain construction areas and police scales located on U.S. 41. He requested that signs be installed banning trucks and it be enforced by the proper authorities.

Commissioner Buthod said that something should definitely be done about this, he therefore moved that the Commissioners direct the County Attorney's to prepare an ordinance banning semi-trailer traffic on Oak Hill Road from the intersection of Boonville Hwy. to the intersection with U.S. 57, and on Green River Road from Theater Drive northward to U.S. 57, and that the County Attorney's should meet with the City Attorney before drawing up this ordinance because portions of the roads are in the city. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth said that copies of the ordinance should be sent to the Police Department, the Sheriff's Office and the Trucking

0415

RE: CLAIM

RE: EMPLOYMENT CHANGESAPPOINTMENTS

Amelia Tornatta.....1411 Reiter Drive...Deputy.....\$4650.00 Yr. Eff:9-27-71.

Edith Johnson.....	917 N. Kelsey.....	Typist.....	\$12.00	Day.....	Eff:9-22-71
Linda Delanto.....	1514 E. Illinois...	STPP	00	00	00 00 00
Peggy Roehm	1100 S. Parker ...	STPP	00	00	00 00 00
Gladys Graul.....	818 N. Main St....	STPP	00	00	00 00 00

Monica E. Mindrup....2105 Hercules.....Extra Help....\$12.00 Day....Eff:9-13-71

Janet Koonce..... 623 S. Englewood...Deputy.....\$12.00 Day....Eff:9-13-71

Claude B. Lynn.....1930 Carol Dr.....Judge.....\$9500.00..Yr...Eff:10-1-71

Nadine Triggs.....	1313	Stinson....	Extra	Clerk.....	\$12.00	Day.....	Eff:9-27-71
Barbara Hedges.....	2238	E. Iowa ...	"	"	"	"	Eff:9-20-71
Jeanette Wissner....	1209	W. Florida St	"	"	"	"	"
Helen Wink.....	1107	First Ave ...	"	"	"	"	"

CLERK OF CIRCUIT COURT

VOTERS REGISTRATION OFFICE

BOARD OF REVIEW

AUDITORS OFFICE

VANDEBURGH SUPERIOR COURT

Benjamin Buente.....1930 Carol Dr.....Judge.....\$9500.00 Yr....Eff:9-30-71
 Marianne Provost.....Temp. Cler. Asst...16.00 Day...Eff:8-31-71
 Mary E. Devillez.....Court Reporter.....7500.00 Yr. " " " "
 Gary Chesser...Newburgh...Juvenile Div. Prob. Officer...7550.00 Yr.. " " " "

RE: CUT-IN

A cut-in was presented to the Commissioners from Jack Lavins for permission to cut underneath the road from the south portion of Ralph Reuter's property to the north portion of same property on Orchard Road. Commissioner Buthod moved this cut-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: ADMISSION OF PATIENT TO HILLCREST SANATORIUM

A copy of letter was presented to the Commissioners from the City-County Health Department stating that a Mr. Paul West was admitted to the Hillcrest Tuberculosis Sanatorium in Vincennes, Indiana on August 18, 1971, and it was recommended that he be admitted for isolation and treatment for Pulmonary Tuberculosis, far advanced, active, with cavitation and needs financial assistance as he is medically indigent. Commissioner Buthod moved this admittance be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch told the Commissioners that emergency repairs were needed on the Ohio Street Bridge that crosses Pigeon Creek near the Ohio River. He said that a large hole has developed in the floor of the bridge and needs to be repaired before a car hits it and is damaged. He said the mesh has broken loose from the beams, that mesh has been ordered but was told that it would be approximately a month before it arrived. He also said that the bridge would have to be closed when repairs were made. Commissioner Willner moved that Traylor Brothers get the plate welded, which must be done immediately, on time and material basis, then open for bids in normal procedure by presenting specifications and suggested that Mr. Karch get with Mr. Judd in order to close the bridge temporarily and reroute traffic while emergency work is being done. Commissioner Buthod seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had a letter from Mr. Marlin of the Plan Commission, to the Commissioners, asking them to open Oak Grove Road to Hwy. 52 and about the same time this letter was received, Mr. Bernhardt had tried to get a permit but was turned down by the Transportation Committee as he had wanted access to his driveway. Commissioner Buthod said that a box culvert and railroad crossing will be needed on this. Mr. Bernhardt said that he would like temporary access. It was suggested that he talk to Ken Marlin to see if this can be done at a reasonable cost. Mr. Biggerstaff was told to go ahead with the plans for this project and maybe the work could be done next year.

PERMISSION TO ADVERTISE

Mr. Biggerstaff presented a "Notice to Bidders" for the reconstruction of a structure on Mill Road, approximately 800 feet west of Mesker Park Drive, in Vanderburgh County. He also presented a drawing of this project for the approval of the Commissioners. Commissioner Buthod moved, on recommendation of the County Engineer, that this be approved and ordered the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff also said that a culvert north of Boonville-New Harmony Road needs repaired and he first needs letters of approval from the owners of the land that must be gotten on to do the work. He said that he would present the specifications for this work next week.

RE: CLAIMS...AND EASEMENTS

Mr. Biggerstaff presented the following claims to the Commissioners for approval.

HERBERT W. GRADY, for easement in widening St. Joe Avenue in the amount of \$800.00.

GEORGE AND MYRTLE ARHELGER, for easement in widening St. Joe Avenue in the amount of \$3,000.00

AUDREY AND ERMA COLLINS, for easement in widening St. Joe Avenue in the amount of \$1,200.00

0251
RICHARD & BERTHA PEAK, easement in widening St. Joe Avenue in the amount of \$2,000.00

ADA & EMIL VOIGHT, & F. RAYMOND HANCOCK, for easement for reconstruction and improvement of Green River Road in the amount of \$2,200.00, (subject to two school bus turn arounds.)

Commissioner Buthod moved that the claims be approved and the easements be accepted, subject to the approval of the County Engineer.
Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that he had inspected the doors at the Coliseum and that with a few exceptions, he is ready to recommend their acceptance.
Commissioner Buthod said that they should have a written acceptance from the veterans on accepting the Coliseum. The County Attorney's were instructed to prepare an appropriate form for this purpose.

RE: RIGHT OF WAY BUYERS NAMED

Commissioner Willner asked Mr. Biggerstaff what the status was of the bridge on Volkman Road. Mr. Biggerstaff said that Right of Way buyers were needed. Mr. Willner also asked the status of the bridge on Boonville-New Harmony Road. Mr. Biggerstaff said that the Telephone Co. has been contacted on this as they have an underground line there.

Commissioner Buthod moved that Jack Slade be appointed as Right-of-Way Buyer for the Volkman Road Bridge project. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod moved that Jim Pearson be appointed as Right-of-Way buyer for Mill Road. Commissioner Willner seconded the motion. So Ordered.

RE: MR. HARNESS

Mr. Harness said that he had complied with all of the Fire Marshall's recommendations except for the emergency lighting system. He was advised to confer with Mr. Roehm to see what recommendation is needed.

Meeting adjourned at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stoflath
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY


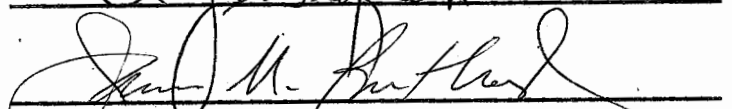
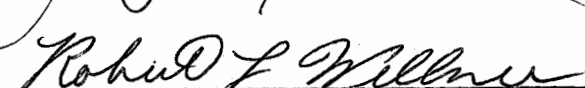
Thomas Lockyear

REPORTERS

C. Cooper
G. Clabes
C. Leach
R. Lyles

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
OCTOBER 4, 1971

The regular meeting of the County Commissioners was held on Monday, October 4, 1971, at 9:30 a.m. with President Stofleth presiding.

The first meeting of the month was opened by Deputy Sheriff, Terry Hayes.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

President Stofleth stated that in reference to the reconstruction work on Eagle Slough, he had talked to the Attorney, Harry Dees, who is preparing the transcript. Three banks, National City, Old National and Citizens National bank have agreed to each pick up a third of the \$225,000.00 bond issue on this project. President Stofleth said that Mr. Dees would deliver the transcript sometime tomorrow, and that as soon as it is received, a special meeting will be called.

RE: QUARTERLY REPORT...PIGEON TWP. J.P.

The quarterly report of the Pigeon Township Justice of the Peace was presented to the Commissioners for the quarter ending September 30, 1971. Report received and ordered filed.

Commissioner Buthod said that he didn't know if the Commissioners had the authority to inquire into it but that he found where a judgment has been rendered and the Justice of the Peace has been quite slow in forwarding money to the creditor. He said that he was displeased with this kind of performance.

RE: REQUEST FROM DALE ANDREWS

A request was received by the Commissioners, from Mr. Dale Andrews, asking for a letter in order to proceed with the ordering of furniture for Mr. Work of the Welfare Department. President Stofleth said that he would write to Mr. Andrews, after getting approval of other Commissioners, to proceed in ordering this furniture, with the understanding that the Welfare Department will reimburse him.

Commissioner Willner asked if a decision had been made as to which space Mr. Work would occupy for additional needs of the Welfare Department. Commissioner Stofleth said no but that Mr. Andrews did inform him that no matter where Mr. Work found additional room, he would need the furniture.

RE: PUBLIC NOTICE FROM CORPS OF ENGINEERS

A letter was received by the Commissioners from the Louisville District Corps of Engineers, in that the Western Engineering Inc., in behalf of the Evansville Terminal Co., has applied for a permit to construct additional barge loading facilities. The proposed facilities will be used to load sand, gravel, and grain and will be located on the right bank of the Ohio River. It read that the decision as to whether a permit will be issued will be based on an evaluation of the impact of the proposed work on the public interest, also that written statements on the factors will be accepted in their office until the close of business on October 27, 1971, and it will become part of the record and will be considered in determining whether it would be in the best public interest to grant the permit. Commissioner Buthod moved that the Commissioners request the County Engineer make recommendation as to a statement being made to the Corps of Engineers. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM TRAYLOR BROS., Ohio Street Bridge

A letter was received from Traylor Bros., Contractors, stating that in accordance with verbal instructions received from the Commissioners, they are proceeding with temporary repairs on the Ohio Street Bridge over Pigeon Creek, that these temporary repairs will consist of bolting a light plate over the hole in the grating near the west end of the bridge and welding down the existing floor grating to the cross beams. They will determine with Mr. Biggerstaff and Mr. Karch the extent of the floor grating to be replaced, which they feel will probably be limited to a single piece. Some of the existing field splices will have to be removed and welded and all the welds will have to be rewelded.

Traylor Bros. has been instructed to order the plate and proceed with the repairing of the Ohio Street Bridge. Commissioner Buthod moved that Traylor Bros. be employed on the basis as submitted in their letter to repair the bridge. Commissioner Willner seconded the motion. So ordered.

RE: RESOLUTION...PUBLIC RETIREMENT FUND

President Stofleth said that a representative of the Public Employees Retirement Fund, John Murphy, discussed this fund with Mr. Volpe, the County Auditor, who was told that 11.30% is to be paid by the County. Mr. Murphy thought it might be in order for the Commissioners to sign the resolution. The County Council must sign this resolution for all full time employees and the elected officials. Referred to the County Attorney's.

RE: LETTER..REQUESTING ROAD TO BE CLOSED

A letter was received from Russell & Land Inc. in reference to the Utility Line Construction on Mill Road at Kratzville Road, in that a new 16 inch Gas Main is to be installed for SIGECO at the reference location will pass under Mill Road, then proceed West along the South Side of Mill Road toward St. Joseph Avenue. They are requesting that Mill Road be closed for three days, during working hours only, between Kratzville Road and St. Joseph Avenue Road. Since this section of Mill Road lies partially in the city limits and partially in the County, an identical request is being made of the City Engineer's Office. At the request of Mr. Karch, road barricades shall be arranged to allow traffic access to the refuse disposal facility located near the Mill Road/St. Joe Road intersection. This project is now planned for the period of October 4th to 15th. The exact date will be determined by progress of preceeding work and weather conditions, but 24 hours notice will be given to all affected authorities prior to the actual closing. Commissioner Buthod moved that permission be granted in accordance with the request, subject to the 24 hour notice given to Mr. Karch. Commissioner Willner seconded the motion. So ordered.

RE: INSURANCE FORM ON SKATING RINK & PARKING LOT

An Insurance form was received from Hanover Insurance Co. pertaining to the skating rink at Burdette Park, also the parking lot, etc. This form was referred to Mr. Biggerstaff.

RE: TRANSFER OF ACCOUNTS

Mr. Volpe said that the check signing machine, used by the entire County, is worn out and will cost about \$1,350.00 to replace it. He also said that in order to facilitate getting requests on this month's Council Call, he has looked into some of the accounts and found that there has been a surplus this year as change of venue has been light and he would like to take \$10,000.00 from this account. The examination of records has been paid this year and found there is \$6,030.00 left, more than was anticipated. Brucelosis vaccine & Bovine T.B. account has over \$6,000.00 left and last year only \$36.00 was spent and none this year so thought that \$5,000.00 of this could be repealed. Mr. Volpe said that the County has had a lot of good sized emergencies this year. He said that money is needed by the County Surveyor, County Home for Improvements, the German Township Assessor. The Circuit Court needs money for jurors as a result of a full time prosecutor and the County Agent needs money for office supplies and transportation so the surplus above the minimum funds required is only about \$5,200 to \$5,300.00 so money is going to have to be found, as it is every year at this time. Commissioner Buthod moved that the Auditor advertise to repeal these funds and that they be placed on Council Call. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM STREAM POLLUTION CONTROL

A letter was received from the Stream Pollution Control, stating that in the past few years, some counties have utilized aerial spraying of herbicides for the control of weeds and brush along county drainage ditches. Presumably this is an effort to improve their hydraulic capacity. However, since much of the brush is overhanging and often nearby power lines or trees prevent close-in flying, direct application of some

herbicide to the water is almost certain. They have investigated a number of fish kills which have been directly caused by such aerial spraying. While this method of brush and weed control is quick and easy, and perhaps the least expensive method, it is not satisfactory because of the adverse effects on the environment. The letter was to request that the County discontinue this method of brush control, if used and to use alternate methods and further advised that persons responsible for fish kills are subject for damages to the State for any fish killed.

Mr. Biggerstaff said that Vanderburgh County does not use this method of brush control. Letter received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

SUPT. OF COUNTY BUILDINGS

Cecil E. Phillips.....2201 N. Heidelbach...Extra Help....\$200.00 Hr. Eff:10-4-71

VAND. COUNTY HIGHWAY DEPT.

William Boring.....1828 Glendale.....Laborer.....\$2.70 Hr...Eff: 10-4-71

PLEASANTVIEW REST HOME

Janice Childers.....916 Read St.....Cook.....\$315.00 Mo.....Eff: 10-1-71

RE: EMPLOYMENT CHANGES...RELEASES

VANDERBURGH COUNTY SURVEYOR

Ories Douglas.....1191 W. Louisiana..Party Chief..\$7150 Yr.....Eff: 10-1-71

RE: MR. BIGGERSTAFF...AUTHORIZED TO ADVERTISE

Mr. Biggerstaff explained that one pool at Burdette Park had been sand-blasted and painted but the other pool still needs to be repaired and painted. Also, Deig Bros did some emergency repairs of pipes with still more repairs to be done. There is also a leak that needs to be fixed and wondered if repairs could be made until the money ran out. He presented the Commissioners a "Notice To Bidders" for bids in having this work done.

Commissioner Buthod moved that specifications be approved and that the Auditor be instructed to advertise for bids.

Commissioner Buthod brought the Commissioners up to date, he said that for acquisition of the new land, the Park Board thought an architect for Burdette Park should be obtained, and on a very preliminary basis, he and Mr. Condict went out and toured the Burdette Park. Mr. Condict was the choice of the Park Board. He will give the Commissioners generalized recommendations. One thing that was discussed was the buildings or cabins. It was thought that they were not used being utilized for proper purpose and possibly canvass and aluminum shelters could be used instead of the cabins as this would hold the maintenance cost down and hopefully will develop camping sites as they would be put to good use.

Commissioner Willner seconded the motion made by Commissioner Buthod. Motion carried.

Mr. Biggerstaff said that signs should be posted at Burdette Park. Mr. Karch thought that he might have some at the County Garage.

RE: PROJECT APPROVED

Mr. Biggerstaff said that the intersection of Mann and Owensville Roads is too narrow for school buses, that Mr. Karch has done some Preliminary work on this but thought it should be a contractual job and would like to make an R & S project out of it.

Commissioner Buthod moved that project be approved and that we proceed upon the recommendation of the County Engineer and that Mr. Biggerstaff submit an application for an R & S allocation on this project.

Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he has applied for R & S account on various projects.

Commissioner Stofleth asked what the status was on the bridge at Skyline Road.

Mr. Biggerstaff said that the farmers have approved the temporary easement and the material will be given to the County Attorney for it to be put in legal form, then will request to advertise for bids.

CONDEMNATION ACTION APPROVED

Mr. Biggerstaff said that the Right of Way is needed to extend St. George Road from U.S. 41 to Oak Hill Road. He said that the County has been negotiating with the Penn Central Railroad for permission to cross its tracks but efforts to reach an agreement has failed.

Commissioner Buthod explained that the PSC will not give its permission on the railroad right-of-way until Whirlpool Corp. which also has right-of-way involved, gives its final approval. Whirlpool will not approve the move until it is sure the county will go ahead with the extension.

Commissioner Buthod moved that the Commissioners instruct the County Attorney to use condemnation proceedings, if necessary, to obtain the Right-of-Way. After asking for a second to the motion, several times, Commissioner Stofleth seconded the motion. The vote being 2 to 1, with Commissioner Willner voting "nay". The motion carried.

County Attorney Swain said that he would go as far as he could before filing the condemnation proceedings.

Commissioner Stofleth said that he feels that Whirlpool will be reluctant unless the condemnation suit is filed.

Commissioner Willner said that he felt that the County should continue to negotiate without going to court.

RE: GREEN RIVER ROAD RIGHT-OF-WAY

Mr. Biggerstaff asked the Commissioners to authorize buyers for the Green River Road Right-Of-Way, also said that he has been having trouble finding the deeds to this property. He said that a Mr. Edward Hanson owned some of this land and sold part to Arthur Lambert but can find nothing on this and asked that an abstract be run on this property. Commissioner Buthod moved that the County Engineer obtain an abstract on this property.

Commissioner Willner seconded the motion. So ordered.

RE: MRS. BEHME

Mr. O. H. Roberts Jr. spoke on behalf of Mrs. Behme, stating that they have percolation plans, that the property of Mrs. Behme is being worked on but not quite completed. County Attorney Lockyear told them to get a building permit. Mr. Roehm said that since they are working on the repairs he thought it reasonable to give them more time.

Commissioner Buthod moved that this be continued until the first of November. Commissioner Willner seconded the motion. So ordered.

RE: ATTORNEY FEES DENIED

Mr. Roehm said that the Tax Adjustment Board has denied the Attorney Fees which are needed in condemnation proceedings and wanted to know how to go about appealing it. Mr. Volpe said that Mr. Roehm should just give him a note with the information on it, that the Commissioners appeal to the state but that he is collecting the information.

RE: MR. ROEHM

Mr. Roehm said that he is a poor estimator as he over estimated the amount needed to repair the Coliseum doors but he underestimated the cost of completing the repairs at the Hillcrest Home which must be done in order to obtain license.

Commissioner Buthod moved that the Building Commissioner be instructed to complete the work. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that some center line striping needs to be done on re-

surfaced roads, and asked Mr. Biggerstaff to prepare the specifications in order to advertise for bids on the striping. Commissioner Willner asked Mr. Karch if he didn't have some paint at the garage. Mr. Karch said that he did. Commissioner Willner wondered if bids could be advertised for the work to be done and use up the paint at the garage. Commissioner Stofleth suggested that Mr. Karch have Mr. Biggerstaff also prepare alternate bids specifications.

Mr. Karch said that there wasn't much damage done during the storm we had on Sunday night but that there was a tree blown down on Old Henderson Road.

LEGAL HOLIDAY

Commissioner Stofleth noted that the Civic Center will be closed on Monday, October 11, 1971, as it is Columbus Day.

RE: MR. HARNESS

Mr. Harness presented an application for the admittance of Mr. Harvey A. Sutherland to the Pleasantview Rest Home, to the Commissioners. Commissioner Buthod moved that this application be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said that Inspectors were at the Pleasantview Rest Home and were very pleased with the cleanliness and pleasant surroundings.

He also said that he was a guest on the TV show, "It's Your Money", hosted by Bill Gladdish. He explained the budget of the Pleasantview Rest Home and what the money is spent for.

Mr. Harness also asked permission to motor to Turkey Run on October 26 & 27 for a meeting. Commissioner Willner moved that permission be granted. Commissioner Buthod seconded the motion. So ordered.

Mr. Roehm asked for permission to attend a state meeting to be held in Indianapolis on October 28. He said that Senator Borche is conducting an investigation as to how the State Agencies should be listed, also that he needs to use a county car. Commissioner Buthod moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: DALE WORK

Commissioner Stofleth told Mr. Work that the Commissioners had authorized Mr. Andrews to proceed with the purchase of furniture that he will need in the Welfare Department. Mr. Work wondered if the Commissioners had decided where he would get the extra space he needed. The Commissioners agreed that Mr. Work take over Room 306, the Election Office, move the Election Office to the Office of Perry Township Assessor on the second floor, since Mr. Bockstege isn't using it and store the old court records in the basement. Some construction will be required in the basement in order to store records and make them accessible. Mr. Work was told that the Mayor will not approve his taking over the data processing office.

RE: VISITING GUESTS

Mrs. Ball, a teacher, and a group of students from Central High School visited the Commissioners meeting this morning to observe proceedings.

Mr. Biggerstaff presented plans for the Mann and Owensville Roads project, for their signature, in order to apply for R & S account.

Meeting recessed at 10:55 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

A. Jackson
G. Clabes
R. Lyles
C. Leach

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

A. J. Stofleth
James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
OCTOBER 12, 1971

The meeting of the County Commissioners was held on Tuesday, October 12, 1971, at 9:35 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: POOR RELIEF

There were two cases scheduled to be reviewed by the County Commissioners in poor relief, from Pigeon Township, that of Mr. John Shane of 724 Cherry Street and Mr. Joseph Foster of 1307 Harriet Street. Both failed to appear so no action was taken.

RE: CLAIMS

A claim was received from Guthrie's Office Equipment Inc. for payment #1 on furnishings for the Southwestern Indiana Mental Health Center, in the amount of \$18,745.10.

Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. Motion carried.

A claim was received from Adams Office Machines Inc. for payment #1 on furnishings and equipment for the Southwestern Indiana Mental Health Center, in the amount of \$3,980.61.

Commissioner Butthod moved this claim be approved. Commissioner Willner seconded the motion. Motion carried.

RE: LETTER FROM G. H. ROBERTS, JR.

The following letter was received by the County Commissioners:

Attention: Mr. Ted Stofleth

Dear Ted:

I have been in conferences with Marvin Karch concerning some road problems in Pine Ridge, which is a subdivision which is west of Schutte Road. Pine Ridge Drive angles off of Schutte Road and after the original plat was filed in April of 1949 with the County Plan Commission the road was accepted and was black-topped by the county up to the point and including a circular turnaround. The road then angles in a Northeastern direction past property owned by Mr. Charles Wade, property by Mr. William Yancey and property owned by Mr. & Mrs. Arvis Hunt who are our clients. It could probably be used by property owners which are adjacent to Mr. Hunt on the North.

For some reason this section from Pine Ridge Drive to the Hunt property and passing by the other properties was never finished by the county. Because of the slope of the last part of Pine Ridge Drive to Schutte Road water has for years flowed into the circle and into the entrance of this road past the property I have mentioned. In addition, the adjacent property owners have built fences and have permitted the road to be used on part of privately owned property and water drains off the private property and septic tanks flow into the road which causes problems, for at times, Mr. Hunt cannot gain access to his property.

I have a copy of the original plat of Pine Ridge which was accepted by the County and frankly I am at a bit of a loss to understand why the entire drive was not completed after the plat was recorded. It was explained that part of this area was accepted by the County and part was not. The Commissioners agreed to get with Mr. Biggerstaff and Mr. Karch to see what can be done.

RE: LETTER FROM JOHN MANS INC.

A letter was received from John Mans Inc. requesting permission to use Old River Road through Section 15 and 16 in Knight Township to Highway 41 to haul borrow for the new Highway 41 project. He said that the Old River Road is partly graveled and partly paved, and the part used by the trucks will be continuously maintained while hauling borrow, also that a damage bond is posted and on file in the Auditor's office.

Commissioner Butthod moved permission be granted subject to approval of County Highway Superintendent. Commissioner Willner seconded the motion. Motion carried.

RE: PENSION PLAN

The pension plan had been discussed previously for all full time County employees and the County elected officials of which the County will pay 11.30%. This matter was postponed until the County Attorney draws up a form for the Commissioners to sign.

RE: LETTER FROM THE SHERIFF'S OFFICE

A letter was received from the Sheriff's office requesting that the speed limit be changed on Upper Mt. Vernon Road, from the City Limits to Red Bank Road. The speed limit to be changed to thirty-five (35) miles per hour. Commissioner Butthod moved this speed change be adopted and instructed the County Attorney to prepare proper papers to this effect. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM CHAMBER OF COMMERCE

The following letter was received by the Commissioners, from the Chamber of Commerce:

As you are well aware, the Chamber and the Industrial Foundation have re-intensified their efforts in economic development activities in Evansville and Vanderburgh County. We are not only examining areas of the county very closely as our need for new industrial sites increases, but we have also engaged in a very active and aggressive program to carry our story to industrial prospects around the country.

We very much appreciate your making available certain Planimetric maps of the Evansville area which will greatly assist us in evaluating site potentials, as well as in showing these sites on the maps to prospects. The quality and detail of the maps are excellent in every respect for our purposes. Letter received and filed.

RE: CUTS-IN

Cuts-In were presented and referred to Mr. Biggerstaff.

RE: EMPLOYMENT CHANGES....APPOINTMENTSVAND. SUPERIOR COURT

Jane Griffith.....1125 S. Lombard....Crt. Rep....\$7500.00 Yr...Eff:10-1-71
Ruthetta Graves.....380 Shamrock....." " ...\$7500.00 Yr...Eff:10-1-71

VAND. PROSECUTOR'S OFFICE

Jerry A. Atkinson.....1924 S.Spring.....Deputy.....85.00 Se.No...Eff:10-1-71

KNIGHT TWP. ASSESSORS OFFICE

M. Knight.....2058 Conlin Ave....Deputy.....\$12.00 Day....Eff: 9-27-71

PLEASANTVIEW REST HOME

Bonnie Goodge.....501 N. First Ave...Aide.....\$315.00Pay....Eff:10-11-71

VOTERS REGISTRATION OFFICE

Frances Schwartz.....5307 Winding Way..Typist.....\$ 12.00 Day....Eff:10-7-71
Florence Bramble.....533 Lodge Ave....Typist.....\$ 12.00 Day....Eff:10-7-71
Lois Bootz1208 Burdette....Typist.....\$ 12.00 Day....Eff:10-7-71
Marjorie Keeny.....2013 Ridgeway....Typist.....\$ 12.00 Day....Eff:10-7-71
Marcile Grahn.....1608 N. St. Joe..Typist.....\$ 12.00 Day....Eff:10-7-71
Helen Spencer.....1600 Schutte Rd..Typist.....\$ 12.00 Day....Eff:10-7-71
Nancy Kleinman.....4807 Norbourns...Typist.....\$ 12.00 Day....Eff:10-7-71
Luzetta Freeman.....4 Chestnut St....Checker.....\$ 12.00 Day....Eff:10-9-71
Emma Morgan.....651 Line St....Checker.....\$ 12.00 Day....Eff:10-9-71

SHERIFF'S OFFICE

Probationary

John R. Bailey.....3262 W.Virginia..Co. Policeman..\$7,000.00 Yr.Eff: 10-1-71

VAND. COUNTY HIGHWAY DEPT.

Shirley T. Stever.....R.R.8 Box 21.....Dog-Catcher.....\$ 2.30 Hr...Eff:10-12-71

RE: EMPLOYMENT CHANGES: RELEASESVAND. SUPERIOR COURT

For Judge Merrell

Jane Griffith.....1125 S. Lombard....Crt. Rep....\$7500.00 Yr..Eff:9-30-71
 Ruthetta Graves.....380 Shamrock Ct...Crt. Rep....\$6000.00 Yr..Eff:9-30-71

PLEASANTVIEW REST HOME

Janice Childers.....916 Read St.....Cook.....\$315.00Mo....Eff:10-8-71
 Lois Sanders.....314 Jefferson Ave..Aide.....\$315.00 Mo...Eff:10-11-71

VOTERS REGISTRATION

Travis Rayburn.....1916 N. 5th. Ave...Clark.....\$ 12.00 Day..Eff:10-6-71
 Cynthia L. Dampsey.....113 Euclid Dr....Typist.....\$12.00 Day..Eff:10-6-71
 Edith Johnson.....917 N. KelseyTypist.....\$12.00 Day..Eff:10-6-71

VAND. COUNTY HIGHWAY DEPT.

James A. Smith.....4000 Evergreen Ave..Dog Catcher..\$2.80 Hr. Eff:10-10-71

RE: MONTHLY REPORT....CLERK OF CIRCUIT COURT

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of September, 1971. Report received and filed.

RE: MONTHLY REPORT....PLEASANTVIEW REST HOME

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of September.
 Commissioner Stofleth questioned the amount owed to the Rest Home by the office of the Pigeon Township Trustee.
 Commissioner Buthod moved this report be approved with the understanding that Mr. Volpe check with Mr. Morrison about this outstanding amount.
 Commissioner Willner seconded the motion. Motion carried.

RE: LETTER FROM COUNTY AUDITOR

A letter was received by the County Commissioners from Mr. Volpe as follows:

Gentlemen:

This is to inform you that \$3,416.11 remains unexpended and available for improvements to the Civic Auditorium from the Remodeling and Improvement bond issue of 1966.

Commissioner Stofleth said that the Commissioners had been concerned about lights needed in the Auditorium's parking area and asked if the Commissioners were agreeable in moving on this or if they wanted to wait.
 Commissioner Buthod moved that the installation of lights on the building be awarded to the lowest bidder. Commissioner Willner seconded the motion. Motion carried.

RE: MR. BIGGERSTAFF:

Mr. Biggerstaff presented a "Notice to Bidders" to the Commissioners, for the striping of Highway's.
 Commissioner Buthod moved, on the recommendation of the County Engineer, that the specifications be approved and instructed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: RIGHTS OF WAY

The following Rights-of-Ways and easements have previously been approved by the Commissioners but the Real Estate broker failed to add an acceptance page and has now done so. These are for the widening of St. Joe Avenue.

Margaret Rueger...Parcel #41-E at \$1,070.00
 Clarence J. & Rosa E. Rueger...Parcel #38-E-2 at \$1,000.00
 Alice Rueger...Part of the SW NW 1/4 Section 12/6/11 at \$2,000.00

RE: CLAIMS

Mr. Biggerstaff presented a claim from Feigel Construction Corp. for the widening and signalization of Intersection of Oak Hill and Lynch Roads, Estimate #5 in the amount of \$31,719.48.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff also presented a claim from Deig Brothers Lumber and Construction Corp. for the final estimate on the Burdette Park parking lot improvement in the amount of \$11,997.16.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EXTRA WORK AGREEMENT #1

An extra work agreement was presented to the Commissioners by Mr. Biggerstaff the bridge on Boonville-New Harmony Road. A box culvert will have to be placed there and according to the contractor the extra amount of \$361.06 will be needed.

Commissioner Buthod moved that the extra work order be approved. Commissioner Willner seconded the motion. So ordered.

STRIPING OF SKATING RINK PARKING LOT APPROVED

Mr. Biggerstaff asked the Commissioners if they thought the striping should be done now on the skating rink parking lot at Burdette Park, or wait until spring. The Commissioners agreed that the striping should be done now as the skating rink will be greatly used during the winter months.

Commissioner Buthod moved that the striping of the skating rink parking lot be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that Engineer's Associates had presented a plan for a sewer to be installed by Peyronnin Construction Co. which would go through private property. The previous owners of the property agreed to this plan but the new owners won't so they want to put it in the Right-of-Way of the St. George Road project.

Commissioner Buthod moved approval be granted. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that they had been using the house on St. George Road as their Project Engineer's office, that John Mans has been renting it from Vanderburgh County, and in turn is charging rent from the County Engineer. He said that the County Engineer's office would like to continue to use this office for other projects for a couple more months. John Mans has paid rent through the month of July only. Commissioner Buthod said that he thought the County should use the building for something as the only thing they would be out would be for the utilities.

Commissioner Buthod moved that termination date be set at October 1, 1971, and that John Mans pay the County rent until that time. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch presented the monthly report of the County Highway Dept. to the Commissioners. Report received and filed.

Mr. Karch said that they were preparing a new site for the dumpsters on Boonville-New Harmony Road and on Burkhardt Road.

RE: MR. ROEHM EXCUSED

Commissioner Stofleth said that Mr. Roehm called and asked to be excused from today's meeting as he was attending a meeting in Indianapolis.

RE: MR. HARNESS

Mr. Harness said that there was a resident of the Pleasantview Rest Home who died on August 28, 1971. His name was James Meyers. He had a guardian who only made two months payment on Mr. Meyers bill and had made application for him to go on welfare. The application was dated two days after the guardianship was closed. The application was denied. The amount owed is \$2,792.34. Mr. Harness said that he didn't know if this should be referred back to the Trustee or not. The County Attorney said that he will talk to Mr. Work about this.

Mr. Harness said that Welfare has a plan called A.D. (Aid to the Disabled) which pays \$80.00 and the cost of this care is \$100.00. Mr. Morrison said someone should search the law to see if he has to pay the difference of \$20.00. Mr. Harness said that he would need a motion from the Commissioners to just charge a fee of \$80.00 since this is all that is allowed. Commissioner Buthod said that he thought the Trustees should pay the difference. The County Attorney said that application should be made for the extra \$20.00 from the Trustees, that he can appeal and if denied, mandate it. Commissioner Buthod said that he thought the Trustee had a bargain. Mr. Harness was instructed to file an application for the money owed him.

RE: PENSION PLAN

Commissioner Buthod moved that the Pension Plan be adopted in the form as submitted by the County Attorney, so that it can be placed on Council Call. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BIDS

The bids were opened for the moving of the voting machines for the fall election along with other equipment needed. The following bids were submitted:

Evansville Transfer & Storage Co. Inc....Unit-\$35.00.....24 machines at \$840.00	Ward 3
Geiger Transfer & Storage Co....Unit \$35.00.....24 machines at \$840.00	4
Belmont Moving & Storage Co....Unit \$35.00.....22 machines at \$770.00	2
Kinder Moving & Storage Co....Unit \$35.00.....26 machines at \$910.00	1
Nunley Gardner -Mayflower.....Unit \$35.00.....25 machines at \$875.00	5
Shetler Moving & Storage Inc...Unit \$35.00.....27 machines at \$945.00	6

There were a few irregularities in some of the bids but Mr. Volpe said that these bids are used more as a guide line rather than bids. Commissioner Buthod moved that these bids be approved. Commissioner Willner seconded the motion. So ordered.

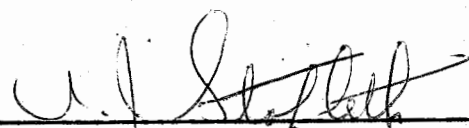


It was suggested that next year, a joint bid be advertised for, from the moving concerns for the moving of these machines.

Meeting recessed at 10:35 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth James M. Buthod Robert L. Willner	Lewis F. Volpe	Thomas Lockyear Thomas Swain	R. Lyles C. Leach G. Clabes

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
OCTOBER 18, 1971

The regular meeting of the County Commissioners was held on Monday, October, 18th at 9:35 a.m. with President Stoffleth presiding.

The minutes of previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REZONING PETITIONS

Commissioner Buthod moved that the re-zoning petitions of John R. & Grace A. Heugel and that of Warren and Mary Clutter be taken up first, in the interest of time, since this is the first hearing on them and will automatically be referred to Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

Re-zoning petition of John R. & Grace A. Heugel, change requested is from R-1B to C-1B. The commonly known address is Highway 62 West. (R.R. #1, Middle Mt. Vernon Road.)

Re-zoning petition of Warren & Mary Clutter, change requested is from A to C-1B. Premises affected are situated in the Southwest quadrant of the intersection of Indiana State Route #57 and Vanderburgh-Gibson County Line Road.

Commissioner Buthod moved approval on each of these petitions and on the referral of them to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: POLLING PLACES FOR GENERAL ELECTION

Commissioner Stoffleth presented a list of polling places for the Nov. 2 General Election of 1971. Commissioner Buthod moved that the list of polling places that has been compiled, be approved and adopted by the Board of Commissioners and that the Auditor be directed to advertise in accordance with law. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION

A re-zoning petition was presented, the petitioner being Elizabeth Sachs. The owner being Kathryn F. Hironimus. The requested change is from A to R-2 which is Multi-family Residential. Premises are situated on the South side of Fuquay Road.

Mr. Ted Ziemer Jr., attorney for the petitioners in requesting the approval of their amended petition of approximately 80 acres of real estate lying between Newburgh Road and Outer Lincoln Avenue, east of extended Fuquay Road. Mr. Ziemer presented plans of area being proposed by the petitioners. Mr. Ziemer said that they propose a construction of 64 two story townhouse type apartment buildings. Thirty-two of these buildings would contain 8 units each, and ten units each in the other thirty-two buildings. The rent would be between \$160.00 and \$200.00 per unit per month.

Commissioner Stoffleth asked Mr. Rafferty as to what zoning an R-2 calls for. Mr. Rafferty explained that this zoning would permit them to build, without a conditional use, four units per structure. Anything more than that would need a conditional use through the Planning Commission. He said that the R-2 must first be approved.

Commissioner Buthod said that at this point the County Commissioners have relinquished all control over the situation because the conditional use requires only the action of the Plan Commission.

Mr. Ziemer said that steps were taken to alleviate protests made on original proposal. He also explained the purposed parking area as well as the area to be made into a park and recreation area. He discussed the traffic problem and the plan to extend streets in that area. He also said that the larger population would rely on the ability of the schools to handle the number of children in the area.

Mr. Ziemer said that the developer intends to construct buildings that will harmonize with the surrounding areas. He said that the vote on this petition was 6 to 3, to recommend to the Commissioners, the approval of these plans. He said that there is only one matter to be considered by the Area Plan and the County Commissioners and that is whether the proposed re-zoning is good or not at this location in Vanderburgh County.

Mr. Roehm, the County Building Commissioner, but appearing in this matter as a private consulting engineer and not in his capacity as the County Building Commissioner, as he is entitled to do this, appeared to explain the sanitary and storm sewers, the water lines and the electric facilities.

Commissioner Buthod said that Mr. Roehm would not advance opinions as that of

the Building Commissioners office or that of the County Commissioners. Mr. Roehm said that to the best of his knowledge, the petitioners have not proposed any plans at all for building construction but only with the feasibility of being able to develop the area of the proposal. He said that the question of conflicting interest had been raised and he thanked Commissioner Buthod for explaining his position.

Mr. Roehm said that the report from the Conservation Service showed that the ground in question is not adequate for use for single family dwellings, that it will not support septic tank construction and sand filter bed use for sewage disposal in the area and it is too low for drainage by gravity as it is now situated. He said that flooding would be greater with single family dwellings than with the proposed multiple family dwellings but in either case that problem will be costly.

Commissioner Stoffleth asked Steve Smith what progress has been made on the Nurrenbern ditch. Mr. Smith said that they have the basic plans about finished, all the way to Pigeon Creek, that the money is budgeted for next year and should start having hearings on the reconstruction of this entire drainage system sometime after the first of the year.

Commissioner Buthod asked Mr. Smith if this reconstruction would increase the flow capacity of the Nurrenbern ditch. Mr. Smith said that they plan to make the ditch adequate to handle all the run-off that would get into it.

Mr. Pugh presented pictures of the area in question showing the flooding problems and lack of proper drainage. He said that we will continue to have trouble as long as development is allowed in valuable agricultural land.

Commissioner Buthod explained the County Commissioner's position on the Drainage Board by saying that although the Drainage Board sits as a separate board with its separate meetings and its separate minutes, the County Drainage Board is composed of the County Commissioners plus the Surveyor as a non-voting member. Commissioner Buthod is President of the Drainage Board while Commissioner Stoffleth is President of the County Commissioners. He explained this so the public would know why the Commissioners had knowledge of Drainage Board problems.

Mr. Gerling reviewed the petition of Elizabeth Sachs and Kathryn Hironimus from the time it was filed until the present time and said that if this petition is sent back to Area Plan, they should look at it again with the information of the Drainage Board Engineer's and from the other Engineer's in the project because the professional staff relied on the opinion of the Engineer for the project who is probably in agreement with the other Engineer's but their goals were different at the time.

Mr. Gerling, the attorney speaking for the remonstrators said that he thought the drainage problem would defeat this petition and it was physically impossible for him to secure the professional help he needed before Area Plan had their meeting due to the holiday and the offices closed. After explaining many disadvantages, asked the Commissioners to reject this petition and send it back to the Area Plan Commission. He suggested the proper procedure to follow, is to present a plan that is feasible and the suggestion has been made for developers to present a full plans, as he sees no way that this project can be supported in its present state.

Commissioner Buthod stated that there are no guide lines for a Master Plan. He thought the Plan Commission's time has been consumed by re-zonings, such as this and he doesn't see how this county should be developed without a Master Plan which is absolutely necessary. He said that he does not mean to be critical of the Area Plan Commission or its staff. He also explained that he has many friends who are clients. Many have contacted him who are against this re-zoning, so he finds it very difficult to convince himself that any vote he makes would be made on his own judgement rather than that of the influences of his friends and associates. He had originally had planned to disqualify himself from voting in this matter but said if there was a split vote between the other Commissioners he might then be taking action by his inaction.

Commissioner Stoffleth said that what he had learned from all the discussion, that there are three main problems in the area of requested re-zoning and they are drainage, traffic and schools. There being no questions, Commissioner Stoffleth asked the remonstrators to stand. Practically all of the audience stood up.

Commissioner Stoffleth said that he had voted for the re-zoning at the Area Plan meeting but thought it the prerogative of a person to be able to change his mind so he moved that the petition be rejected and that it be sent back to the Area Plan Commission.

Commissioner Willner said that by sending the petition back to the Area Plan, he doubted that it would alleviate any of the problems but for the sake of letting them try he would second the motion. There being no questions, the vote was taken. Commissioner Buthod said that he would prefer to abstain from voting, for reasons that he has explained. The other Commissioners voted "yes" that the petition be rejected. Motion carried.

The County Attorney was given permission to proceed with the opening of the bids.

After a five minute recess, the meeting resumed.

RE: COUNTY TREASURER

Commissioner Stoffleth asked that the County Treasurer make a recommendation, as there is a \$100,000.00 certificate with the Old National Bank that expires on October 20, 1971. Mr. Tilford said that the interest is \$1,375.00. He thought it best, if this meets the approval of the Commissioners, to reinvest the money for another 90 days which would be his recommendation.

Commissioner Buthod moved that the County Treasurer be granted authority to re-invest the \$100,000.00. Commissioner Willner seconded the motion. So ordered. Mr. Tilford asked if the money should be invested at the same bank. Commissioner Buthod said that he might check the treasury bills prices, he thought it should be invested for the best possible yield. Commissioner Buthod recommended that Mr. Tilford make the investment, then report back to the Commissioners as to what has been done.

RE: RE-ZONING PETITION

A rezoning petition was presented to the Commissioners. The petitioner being Theresa Schutte and Rosa Weber, requesting a change from A to R-2 & C-1B. The premises affected are located on the West side of Schutte Road. Commissioner Buthod moved that this petition be approved. Commissioner Stoffleth seconded the motion. The vote being unanimous, the motion carried.

RE: RE-ZONING PETITION

A re-zoning petition was presented to the Commissioners. The petitioners being Jerome H. & Catherine Hufnagel, requesting a change from R1-c to R-2. The premises affected are located on the south and west side of Felstead Road. Attorney, James Flynn, appeared for the petitioners and stated the petition was unanimously approved by the Area Plan Commission. Commissioner Buthod moved that this petition be approved. Commissioner Willner seconded the motion. The vote being unanimous, the motion carried. Mr. Flynn thanked the Commissioners for their approval.

RE: RESOLUTION FROM AREA PLAN COMMISSION

Commissioner Buthod said that this resolution is a step toward the remarks he previously made in reference to a master plan, he thought it a good step and that he had read the plan and that it is a segment of the master plan. He strongly recommended that the Commissioners approve and adopt this proposal. Commissioner Buthod that in accordance with the resolution here-to-fore adopted by the Area Plan Commission, he would move that be resolved by the Commissioners that the general plan entitles the Mid-America University Center, dated August 27, 1971, as prepared by the Southwestern Indiana and the Kentucky Regional Council of governments and the staff of the Area Plan Commission of Evansville and Vanderburgh County, be adopted by the Board of County Commissioners. Commissioner Stoffleth seconded the motion. Commissioner Willner said that he had not had time to study this proposal. Commissioner said that he just assumed that everyone had time to become familiar with it and would be very happy to defer action and suggested that his motion be tabled for one week before voting on the approval of the proposal. So ordered.

RE: RE-ZONING PETITION

A re-zoning petition was presented to two Commissioners, the petitioner being Paul K. Novilla. He is requesting a change from A to C-1B. The premises affected are situated on the South East corner of the intersection of Green River Road and Pollack Avenue. Mr. Stephen Haas, attorney for the petitioner,

said that the petition for re-zoning had been unanimously passed by the Area Plan Commission and that Mr. Neville has an option to buy this land from Mrs. Hodges. He said that the Planning Commission has requested a 40 foot Right-of-Way on Green River and on Pollack Avenue. Mr. Haas said that he would have the grants prepared right away, and wanted to go on record that the 40 feet will be given for Right-of-Way, on Green River Road and on Pollack Ave. Commissioner Burdod moved, subject to granting the easement, that the re-zoning be approved. Commissioner Willner seconded the motion. So ordered.

RE: PUBLIC EMPLOYEES' RETIREMENT FUND

The resolution electing to join the public employees' retirement fund, as follows:

WHEREAS, The Board of Commissioners of the County of Vanderburgh County, State of Indiana, and

WHEREAS, the actuary for the Public Employees' Retirement Fund has furnished such governing bodies with certain cost estimates to become a participant in such Fund as established by the Acts of 1945, Chapter 340 and all Acts amendatory and supplemental thereto, and

WHEREAS, such governing bodies are fully cognizant that the percentage of cost of gross annual payroll of covered employees has been set at 11.30% by the actuary of the Fund, and that at five year intervals, or more often if directed by the Board of Trustees of the Public Employees' Retirement Fund, the actuary will review the status of the employees covered and shall adjust the cost percentage accordingly so that the fund will remain on an actuarially sound basis, and

WHEREAS, such governing bodies acknowledge its liability and that, pursuant to law they and their successors in office, must appropriate sufficient funds each year to retire the employees' prior service liability in an orderly manner and also fund the current costs accruing annually.

NOW, THEREFORE, BE IT ORDAINED by the governing bodies of Vanderburgh County, State of Indiana:

SECTION ONE: That Vanderburgh County elects to become a participant in the Public Employees' Retirement Fund as established by the Acts of 1945, Chapter 340 and all Acts amendatory and supplemental thereto.

SECTION TWO: The Board of Commissioners of Vanderburgh County and the Vanderburgh County Council agree to make the required contributions under the Public Employees' Retirement Fund Act which is the Acts of 1945, Chapter 340, and all Acts amendatory thereof and supplemental thereto, including specifically the Acts of 1955, Chapter 329, commonly designated as "The Indiana Public Employees' Social Security Integration and Supplemental Retirement Benefits Act".

SECTION THREE: The following are declared to be covered by the Fund: All Full Time appointed Employees and Elected Officials.

SECTION FOUR: It is hereby declared that none of the classifications or positions specified in Section Three are compensated on a fee basis or of an emergency nature, or in a part-time category.

SECTION FIVE: The active participating membership of Vanderburgh County shall begin on January 1, 1972.

SECTION SIX: This resolution shall be in full force and effect from date of passage and upon approval of the Board of Trustees of the Public Employees' Retirement Fund of Indiana, except that active participation membership shall begin on the date set forth in Section Five.

Dated this 18th day of October, 1971.

Commissioner Burdod explained that this is a modification and restatement of the resolution that has already been passed in principle.

Commissioner Burdod then moved that this resolution be adopted. Commissioner Willner seconded the motion. So ordered.

Let the record show that the Commissioners find the changes in accordance with the prior resolution and it shall be executed.

RE: LETTER

A letter was received from the State Board of Health with reference to the Evansville Retardation Center. Commissioner Stoffeln said that the County Attorney, Tom Swain, knows about this. Letter received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVANDERBURGH COUNTY HIGHWAY DEPT.

Kenneth A. Byers 1120 Washington Dog Catcher 2.80 Hr. Eff: 10/18/71

PERRY TOWNSHIP ASSESSOR

Darle Stewart 719 Kloymeyer Clerk 12.00 Da Eff:

RE: EMPLOYMENT CHANGES...RELEASESVANDERBURGH COUNTY HIGHWAY DEPT.

Shirley Stover K.R.8 Box 21 Dog Catcher 2.80 Hr. Eff: 10/12/71

COUNTY SURVEYOR

Robert Royster Henderson, Ky. Draftsman 250.00 Se.Mo. 10/8/71

RE: MR. RAFFERTY

Mr. Rafferty said that he had hired a class of about 40 students for a week or two, from the University of Evansville to do some studies for his department, and he will have some employment changes. He said that the money has been appropriated for this.

RE: MONTHLY REPORT

The monthly report of the County Treasurer was presented to the Commissioners for the month of September. Report received and filed.

RE: LETTER FROM INSURANCE CO.

A letter was received from the U.S. Fidelity Insurance Co. pertaining to the plumbing work at the Hillcrest-Washington Home. This letter was referred to Mr. Roehm.

RE: LETTER FROM RUSSELL & LAND

A letter was received from Russell & Land Inc. pertaining to Utility line construction. They had previously requested a three day closure of Mill Road from October 4, to October 15, 1971 and since construction has not proceeded as originally planned has asked that the closing date to fall with-in the period of October 16th to October 30th. Commissioner Butthod moved that the change of date for closing Mill Road be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM THE SHERIFF'S OFFICE

A letter was received from the Sheriff's Office requesting that the speed limit on Boehne Camp Road be changed to 35 miles per hour, from Upper Mt. Vernon Road to Middle Mt. Vernon Road. Commissioner Butthod moved that this speed limit be adopted. Commissioner Willner seconded the motion. So ordered. The ordinance was approved and signed by the Commissioners.

RE: LETTER FROM TEACHER AT CENTRAL HIGH SCHOOL

A letter was received from Dave Koshler, a teacher at Central High School, enclosing one of the reports made by a student after visiting and observing the meeting of the County Commissioners last week. He said that there were oral reports made by other students. Mr. Koshler said that he feels that the students now have a better idea of the Commissioners work and thanked the Commissioners for their time and the gracious way they were welcomed. The letter was also signed by Mrs. Hall, who accompanied the students last week. Letter received and filed.

RE: MONTHLY REPORT

The monthly report of the Evansville Association for Retarded Children was received from the Indiana Department of Health for the month of September. Report received and filed.

RE: REQUEST TO BE PLACED ON COUNCIL CALL

A request was received asking that the Law Library be placed on Council Call. Commissioner Buthod moved that request be granted. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Cuts-in were presented to the Commissioners and referred to Mr. Biggerstaff.

RE: SUMMONS FROM JUSTICE OF THE PEACE

A summons was received by the Commissioners from Carl Zapp, the Justice of the Peace in Pigeon Township. Commissioner Buthod moved that this summons be referred to the County Attorney's for such action as they deem necessary. Commissioner Willner seconded the motion. So ordered.

RE: PETITION OF APPEAL

A petition of appeal of the Board of Commissioners of the County of Vanderburgh to the State Board of Tax Commissioners of Indiana was received. Commissioner Buthod moved this petition be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

A letter was previously received from the Dept. of the Army regarding the Western Engineering proposed dock on the Ohio river in Knight Township and Mr. Biggerstaff said that Mr. Bruce of the Western Engineering Corp. had a question which was whether the River Road is a continuous road from Highway 41 over to Lynn-Becker Road, since their map shows part of it as not being a county road and the County Highway Superintendent does not maintain it in that area but the Commissioners records show that floods washed this road into the river and the County purchased additional land and moved the road. Commissioner Buthod said that it will have to be determined whether the Right-of-Way of the County still exists.

RE: CLAIMS

Mr. Biggerstaff presented a claim from Floyd I. Staub Inc. for work done on Highway 41 North (Ditch job), in the amount of \$2920.00, to be paid from the Highway account. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from Greenwell Photographers in the amount of \$20.00 for pictures taken of the new St. George Road bridge. He also noted that the photographers have file numbers for pictures taken in case other copies are needed. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from John Mans Inc. for extra work done on the St. George Road bridge. The total cost of this job was \$801.40. The Indiana State Highway Commission allowed \$630.00 so the balance owed by the County and amount of claim is \$171.40. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that several weeks ago the Plan Commission asked the County Commissioners to consider the extension of Oak Grove Road on into State Road 62. Mr. Bernhardt had requested the construction of access into State Road 62. Mr. Biggerstaff said that he looked up the descriptions and it appears that the County has the Right-of-Way and anything he is constructing to Highway 62 would either be on Vanderburgh County property or on the Southern Railroad property. He said that they can now proceed the other plans on this.

Mr. Biggerstaff presented a net over-run - under run of contract to date on the contract of the Oakhill-Lynch Road project of S & R #2 in the amount of \$11,607.14 for the approval of the Commissioners. He said that this should have been with the claim presented last week. Commissioner Buthod moved this claim be approved in accordance with the recommendation of the County Engineer. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he had the matter of Right-of-Way on Mill Road, west of Mesker Park Drive. Mr. Jim Pearson was the Right of Way purchaser on this property and he offered owners of property \$2,000.00 an acre for their land. Only a ten foot strip was needed from a Mr. Melton which amounted to \$49.00 which Mr. Melton didn't think was enough as he said that the whole acre of ground would be ruined by taking the ten foot strip for the bridge. Mr. Biggerstaff said that he talked to the County Attorney and was told the quickest way of doing this would be to condemn this property as it appears that no agreement will be made with Mr. Melton. Commissioner Buthod moved this matter be referred to the County Attorney for the institution of condemnation procedure. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS ON REPAIR AND PAINTING OF BURDETTE PARK POOL

There were two bids on the painting and one bid on the repair of the Burdette Park pool. Connie Garnat Contracting Inc. bid on the painting only in the amount of \$26,005.75. Deig Bros. Lumber & Construction Co. Inc. bid on the painting of the pool in the amount of \$28,793.47 and on the repair of the pool in the amount of \$6,770.00. Commissioner Buthod moved that these bids be taken under advisement for the checking of specifications by the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS ON RECONSTRUCTION OF MILL ROAD BRIDGE

There were bids from three concerns on the reconstruction of Mill Road Bridge. They were from Deig Bros. Lumber & Construction Corp, Municipal Engineering & Construction Corp. and Southwest Engineering Inc. the bids are as follows.

<u>Deig Bros. Lumber & Construction Corp.</u>	<u>Southwest Engineering Inc.</u>
Reinforced Concrete---\$9,145.75	Reinforced Concrete---\$11,620.90
Concrete Box Beam-----\$10,562.90	Concrete Box Beam---\$11,194.10
Structural Steel Decking--\$10,476.90	

Municipal Engineering & Construction Co.
 Reinforced Concrete---\$8,650.25
 Concrete Box Beam-----\$9,907.50
 Structural Steel Decking--\$9,922.50

Commissioner Buthod moved that these specifications be referred to the County Engineer's office to check specifications. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said that he would like some direction from the Commissioners in regard to the repair of equipment at the jail. He said that Hillcrest-Washington Home has their own repair of equipment account and the jail only has an account that is used for supplies. Commissioner Buthod said the money for repairs of the jail should be in their budget. Commissioner Buthod moved that the request be put on Council Call at \$2,000.00 from the Brucellosis and the Examination of records account and that at budget time next year this should be investigated and a possible reconstruction of it. Commissioner Willner seconded the motion. So ordered.

Mr. Hotz also reported that his department has constructed and delivered 200 ballot boxes to the Election Board at the warehouse for absentee ballots. He said that 150 of these boxes were made with plywood from the Court House Annex, that the other 50 boxes were made from plywood bought by the Election Board which cost close to \$100.00, so he has saved the County a good sum of money for which he was congratulated.

RE: MR. HARNESS

Mr. Harness reported, in reference to the resident of Pleasantview Rest Home that died and owed a bill of \$2,792.94, that was discussed last week, that he and Mr. Lockyear went to Mr. Work's office and from there went to the Judge's office. Mr. Lockyear is going to try to execute some paper work in order to collect this money if possible.

Mr. Harness said, in answer to a question last week of the outstanding amount on the report of the Pleasantview Rest Home owed by Pigeon Township Trustee, that he had checked with Mr. Volpe and that Mr. Volpe said that Mr. Morrison had paid \$13,500.00 through the month of May and the next time that he pays into the fund is in November.

RE: MR. KARCH

Mr. Karch said that they just finished cutting off the humps on old 460, also that they opened the ditch on Wainbach Avenue last Friday and today the beavers are building up a dam again. Mr. Karch said that he had talked with the Game Warden and was told that trapping season of beavers opens on November 15, also that the Game Warden would see if he could do something to discourage them from building dams.

Mr. Karch also said that Rudolph Co. is about done with the motor paving and the chip and seal job they have been doing. Commissioner Stofleth said that they had received compliments on work being done on various roads in the County.

RE: LETTER FROM FORREST LETT JR. (Mrs.)

A letter was received from Mrs. Forrest Lett Jr. asking the Commissioners to reconsider the truck ban on Boeke Road to Boonville Highway, that the traffic is so bad now that it is almost impossible to get out of the Boeke and Vogel crossroads as it is. She said that the street will not take constant abuse as it stands and the neighborhood does not need trucks on this heavily traveled thoroughfare now. Commissioner Buthod asked the Commissioner's secretary to answer this letter to the effect that it has been received and referred to the City Attorney since the area is in the city.

RE: LETTER...ALCOHOLIC HELP INC

The following letter was received by the Commissioners from Martin O. Greaney, Jr., M.D., President of Alcoholic Help, Inc.

Dear Mr. Stofleth:

In compliance with guidelines referable to the federal grant which Alcoholic Help, Inc. has received, the Boehne Building at the Boehne Hospital complex will not be used. It is felt that the building should be closed, particularly since closing the building would save an estimated \$400.00 per month in gas, electricity and water. In order to protect the property as much as possible, we have been advised that all the water lines should be drained.

This letter of information is in accordance with the policy of the Board of Directors of Alcoholic Help, Inc. to keep the County Commissioners fully informed of all activities concerning the property. The Commissioners are in agreement with this decision.

RE: RESOLUTION PRESENTED

Mr. Richard Holtz, representing the Southwestern Chapter, Indiana society of professional Engineer's, presented a resolution which this society had passed at their October meeting. He said that the title of the resolution is "The Resolution on Land Development". The resolution contained the problems of flooding and storm drainage. It is the recommendation of the Southwestern Chapter of the Indiana Society of professional Engineer's that a representative of the Soil and Water Conservation District, be appointed to serve on the Area Plan Commission as a member of the technical review committee. Commissioner Buthod said that he appreciated the interest that the society has shown in this matter and that the Commissioners can communicate with the Area Plan to the effect that they desire a representative of the Soil and Water Conservation District be appointed to serve on the technical review committee.

Mr. Roehm said that the problem doesn't exist in the Commission, itself, but in the staff as they don't want another member of the technical review and until the staff can be convinced that this is wanted, they will continue to oppose it.

Five minute recess

RE: POOR RELIEF

DONALD TEMME of 112 W. Oregon St. in Pigeon Township was to appear before the County Commissioners today but failed to do so. No action was taken. Mrs. Cova Russell, the investigator in this case, was present.

RE: POOR RELIEF...CONTINUED

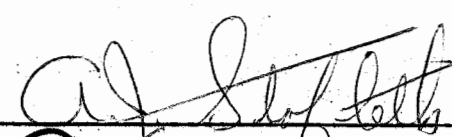
JOHN SHANE...724 Cherry Street...Pigeon Township. Mr. Shane wants glasses and was told that the Trustee doesn't have the money. The Trustee bought him one pair of glasses but Mr. Shane said that they were stolen. Mr. Shane was to have appeared last week but failed to do so while the investigator, Mrs. Sallee was present. Today Mr. Shane appeared. Mr. Olsen appeared for Mrs. Sallee who was unable to attend today's meeting. Mr. Olsen said that on the 4th of October, 1971, Mr. John Shane made an application for eye glasses and Mrs. Margaret Sallee, Investigator #3 made the investigation. Mr. Shane was in the office at that time and he had been drinking. He was advised to see the veteran's representative. Mr. Olsen said that he would take Mr. Shane to the veteran's representative so that an application can be made and if they refuse to supply a pair of glasses for Mr. Shane, the office of the Trustee will consider supplying them. This procedure was agreed to by the County Commissioners.

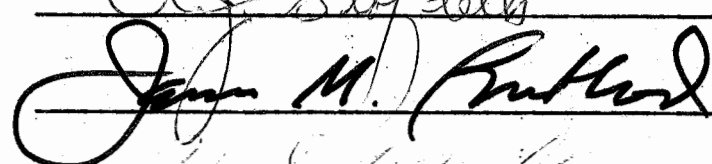
Meeting recessed at 12:15p.m.

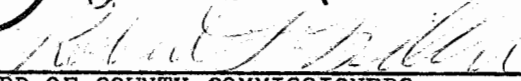
PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stoffleth James M. Buthod Robert L. Willner	Lewis F. Volpe Wm. Wittekindt Jr	Thomas Lockyear Thomas Swain	A. Jackson

Secretary: Margie Meeks







BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
OCTOBER 26, 1971

The regular meeting of the County Commissioners was held on Tuesday, October 26, 1971 at 9:40 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved and the reading of them dispensed with.

RE: PRESENTATION OF AWARDS

Dick Greenwell, the President of the Southern Indiana Amateur Golf Association, presented Commissioner Buthod and Commissioner Stofleth plaques, in appreciation for their efforts in the advancement of golf. Mr. Bullock stated the following:

In a public meeting sponsored by the Junior Chamber of Commerce and held at the Whirlpool Credit Union Building in November of 1968 for the purpose of pursuing a third eighteen hole public golf course, a promise was made. Although the intention of the meeting was to show City Officials the need and interest in additional golf facilities, the promise was offered by the newly elected County Commissioners, Buthod and Stofleth.

The promise was to look into the possibility of leasing the surplus property at the County Home to the City at a nominal fee for development and use as a public golf course. The offer was not acted upon.

The Hamilton Proposal, later advanced made the beneficial use of this land a possibility. With the backing of the general public (through opinion polls) the taxpayers association and the property owners adjacent to the proposed golf course, the proposal was accepted after a thorough investigation by the Commissioners and signed into contract.

This presentation by the Southern Indiana Amateur Golf Association is the first of many awards to be given to persons or organizations that contribute to the advancement of Golf. This first award, we feel is especially deserved. The creation of public golf facilities without use of the tax dollar is original and we hope will set a precedent.

Commissioner Stofleth said that he and Commissioner Buthod appreciated this award and hopeful that this golf course project can be consummated favorably at the Area Plan Commission meeting, after which Mr. Hamilton can proceed with his plans.

RE: CLAIM...SHERIFF'S OFFICE

A claim was received from Sheriff Riney for the meals of the prisoners, in the amount of \$4,796.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FROM MEMORIAL HIGH SCHOOL FOR VOTING MACHINE

A letter of request was received by representatives in the senior class of Memorial High School, as follows:

Gentlemen:

On behalf of the senior Government classes of Memorial High School, we are requesting the use of a voting machine on Tuesday, November 2.

We feel that the use of a machine would be a valuable learning experience for us, especially in the light of the 26th Amendment.

This request is for one day only, and we are willing to undertake the expenses of transporting the machine to and from school.

Your careful consideration of this request will be deeply appreciated by our class. This letter was referred to the Election Board.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

C.O.G. TRANS. & DEV. STUDY

Mike Woods	Newburgh Ind.	Traffic Survey	\$2.00 Hr.	Eff: 9/29/71
Robert Floyd	703 E. Blackford	" "	" "	" " "
Allen Mounts	1649 Division St.	" "	" "	" " "
Kenneth Measner	2853 Edgewood	" "	" "	" " "
Roger Griffin	52 Herndon Dr.	" "	" "	" " "
Larry Wildt	1909 E. Illinois	" "	" "	" " "

RE: EMPLOYMENT CHANGES...APPOINTMENTS...CON'T.C.O.C. TRANS. & DEV. STUDY

David Boardman	509 S. Kerth	Traffic Survey	\$2.00 Hr.	Eff: 9/27/71
Thomas Wargal	428 Lodge Ave	" "	" "	" " " "
Jerry Powers	1105 N. Boske	" "	" "	10/8/71
Richard Kreitenstein	3709 Justus Crt	" "	" "	10/12/71
Wm. Austin Jr.	2684 W. Maryland	" "	" "	10/7/71
Douglas Knies	Celestine Ind.	" "	" "	" " "
George Sutherland	405 S. Villa	" "	" "	" 9/27/71
Larry L. Farmer	519 E. Mill Rd	" "	" "	" 9/28/71
Frank Studer	Mt. Vernon Ind.	" "	" "	" 9/29/71
Larry Morgan	1027 St. George Rd	" "	" "	" 10/12/71

PLEASANTVIEW REST HOME

Ruth Leslie	914 First Ave.	Aid	\$315.00 Mo.	Eff: 10/25/71
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SUPT. OF COUNTY BLDGS.

Michael C. Burdette	1724 Irvington	Helper	\$2.00 Hr.	10/22/71
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RE: RESOLUTION FROM AREA PLAN

The Area Plan Commission presented the Commissioners with a resolution for the west side of town bound by Upper Mt. Vernon Road on the north, Red Bank Road on the East, Muckler Road on the South and County Line Road on the West. Mr. Ludwig, a resident of the area said that he became aware of this plan recently and asked Mr. Rafferty if this was a master plan. Mr. Rafferty said that this was a part of the master plan. Mr. Ludwig said that this resolution lacked enough detail. Commissioner Butted said that he thought Mr. Ludwig was looking for a master plan of zoning, that it is necessary to have a master plan and would prefer to see detailed zoning plan.

Mr. Carl Robins, also a resident of the area, said that he is very concerned, also that he doesn't feel that a shopping center is necessary in this area as there is one within driving distance and it would just create more traffic problems and would affect his children. He also said that commercial should be kept south of the highway so that the students at the University wouldn't have to cross the road.

Mr. Thayer said that he understands that Eichoff Road is to be widened and thinks Middle Mt. Vernon Road should also be widened. He said that he was perfectly content to shop at the present shopping center.

Commissioner Willner said he was happy to have a resolution and agrees that there should be a master plan but not just for the one area so would not approve this resolution at this time, also that the public should study the plan.

Mr. Rafferty said they chose a specific area with impact that is growing by leaps and bounds. He said that they intend to prepare more in time for all areas.

Commissioner Butted said that it is almost necessary to have a master plan as it is a general guideline to re-zoning and helpful to the re-zoning authorities and although he approved the plan last week, there should be a public meeting as he would like to give the members of the community an opportunity to study it, but he thought this a real step forward.

Mr. Angermeier said that he built his home in this area two years ago but wouldn't have, had he known that this area would be made commercial. He said that Mels Drive and Agathon are the only streets with entrance and exit and that he has asked for signs to slow down the traffic there. He said that the Commissioners should view the situation, as there is no city water, no sewers and there are drainage problems. He said that there are hazardous conditions on Highway 62 and that a traffic count is to be taken there. He thought the plan premature.

Commissioner Butted said that he had a man in, this morning, asking about speed enforcement on Old State Road.

Commissioner Willner recommended that the master plan be kept in mind but that no official action be taken until the plan in the entire County is completed.

Commissioner Butthod said that this plan has no legal impact, that it is a policy statement simply giving information and requires no action of the Commissioners.

Mr. Rafferty said that this is a general plan for the area, to serve as a guide line.

Mr. Thayer asked if there was any way that the residents could work with Area Plan, to help develop a master plan.

Commissioner Stoffleth said that he would be happy to represent that part of the city and that he would contact Mr. Thayer when anything comes up for this area. Mr. Thayer.

Commissioner Butthod thought that no action be taken, other than to tell the Area Plan Commission that this is a step in the right direction. The other Commissioners agreed.

RE: POOR RELIEF

Mr. Charles Jewell of 428 Lincoln Ave. was to appear before the Commissioners today, but failed to appear, so no action was taken. Mr. Willett, the investigator in this case, was present.

RE: LETTER FROM STATE BUDGET AGENCY

A letter was presented to the Commissioners that was written to Mr. Volpe, the County Auditor by the director of the State Budget Agency, as follows:

The State Budget Agency, on July 16, 1971, upon the recommendation of the State Budget Committee approved the allocation of cigarette tax funds for the following Community Mental Retardation Center:

Mental Retardation Center, Evansville.....\$626,500.13

This is in addition to the previously approved \$313,247.00. The total State allotment is now \$939,747.13. It is understood that the State's allotment will not exceed 75% of the total cost of construction, excluding the cost of site acquisition. Letter received and filed.

RE: CUTS-IN

There were cuts-in presented to the Commissioners which were in turn referred to Mr. Biggerstaff.

RE: ROAD ABANDONMENT

A letter was received by the Commissioners from the State Highway Commission. The letter read as follows:

Gentlemen:

This is to inform you that the Indiana State Highway Commission has abandoned portions of R/W Adj. to I-64, Section 32, Vanderburgh County for a total distance of about 2.07 miles as follows:

R/W Adj. to I-64, Section 32

See Relinquishment Item Sheet dated May 7, 1971 for Locations and Descriptions

In accordance with Section 17 of the Indiana State Highway Law, enrolled Act #40, approved February 14, 1933, as amended under Chapter 238, approved March 1935, Chapter 214, approved March, 1949, Chapter 44, approved March, 1957 and Chapter 294, approved March, 1965; These portions of R/W Adj. to I-64, Section 32, for a total distance of 2.07 miles, are being abandoned as a State Highway and is hereby turned back to Vanderburgh County, Indiana.

Commissioner Butthod moved this be referred to the County Highway for recommendation. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM PEYRONNIN CONSTRUCTION CO.

The following letter was received by the Commissioners, from Peyronnin Construction Co.

This letter is being written with reference to the Construction of the Little Pigeon Creek Sanitary Sewer in the area adjacent to your property located at 1039 St. George Road.

Peyronnin Construction Company, Inc. hereby guarantees that any damage to your property located at 1019 St. George Road that might occur while constructing this sanitary sewer will be repaired and/or replaced to its present condition. Letter received and ordered filed.

RE: LETTER FROM UNDERWRITERS ADJUSTMENT CO.

A letter was presented to the Commissioners from the Underwriters Adjustment Co. addressed to Kahn, Does, Donovan & Kahn Law Firm pertaining to a client's loss, in that they thought the insured not responsible. Letter received and filed.

RE: LETTER FROM JOHN R. NEIDIG

A letter was received from John R. Neidig, Realtor, as follows:
Gentlemen:

This letter is to advise the Commissioners that the construction of the streets in West Haven Hills Subdivision, Section C will confirm to the plans submitted by the Ohio Valley Engineers corporation. Mr. Biggerstaff said that they haven't said, in this letter, that they wanted to build concrete streets and they should spell out what they want approved. Commissioner Butthod said that the Commissioners can adopt a policy, that unless they do confirm the plans, the roads will not be accepted. Mr. Biggerstaff consented to contact Mr. Neidig, in order for a correct letter to be submitted.

RE: LETTER: ADMITTANCE TO HILLCREST SANATORIUM FOR T.B.

A letter was received from the City-County Department of Health stating that John and Mildred Hile of 1515 Dresden Ave. of Evansville, were admitted to Hillcrest Sanatorium, Vincennes, Indiana for isolation and treatment of far advanced, active, pulmonary tuberculosis, that they are medically indigent for T.B., and in need of financial assistance for their hospital bill at Hillcrest. Commissioner Butthod moved that these admissions be approved. Commissioner Willner seconded the motion. So ordered.

RE: ADJUSTMENT FROM INSURANCE CO.

A check was received by the Commissioners, for the boiler at Burdette Park, in the amount of \$1,435.42. Commissioner Butthod moved that it be accepted. Commissioner Willner seconded the motion. So ordered.

RE: AWARDDING OF BIDS

There were three bids for the reconstruction of a structure on Mill Road approximately 800 feet West of Masker Park Drive. They were from Deig Brothers Lumber & Construction Co., whose bid was \$9,145.75 for "Poured in Place Reinforced Concrete. Municipal Engineering & Construction Corp. bid \$8,550.25 for the same material and Southwest Engineering Inc. bid was \$11,620.90. Commissioner Butthod moved that #7-69, Project 191-53 be awarded to Municipal Engineering & Construction Corp. as they submitted the lowest bid, in the amount of \$8,550.25. Commissioner Willner seconded the motion. So ordered. These bids were opened on Oct. 18, 1971.

The bids were opened last on the painting and repair of the Burdette Park swimming pool, also, and there were bids from Connie Garnett Contracting Inc. and from Deig Bros. Lumber & Construction Co. Deig Bros. bid \$28,793.47 for Section A, which is the painting and repair of the pool. They bid \$6,770.00 for Section B, which is repair to piping. Connie Garnett bid was \$26,005.75 for Section A, which was all they bid on. Commissioner Butthod moved that Section A be awarded to Connie Garnett for the price of \$26,005.75 and that Deig Brothers Lumber & Construction Co. be awarded Section B at the price of \$6,770.00. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM COUNTY TREASURER

The Commissioners received a letter from Mr. Tilford, the County Treasurer, stating that he had re-invested \$100,000.00 for a period of 90 days in lieu of treasury notes. Commissioner Butthod moved that the record show that this was done at the direction of the County Commissioners, was ratified and approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Claims were presented to the Commissioners from Condict and Fosse, for Architects fees in the amount of \$7,975.00 and from Robert K. Morse, the Engineer in the amount of \$1,389.69, both for work done on the Center for the Retarded Children. Commissioner Buthod moved these claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST...TOM JONES

Mr. Jones, of the Association for Retarded Children, appeared before the Commissioners, requesting that they unfreeze the money that was froze, on the Association for Retarded Children's Home, in June, since the letter was received earlier in this meeting from the State Budget Agency approving the money for construction. Commissioner Buthod moved that the request of Mr. Jones be approved. Commissioner Stoffleth seconded the motion. So ordered.

RE: CHANGE IN POLLING PLACE

The Commissioners received word of a change in polling place for the General Election to be held on November 2, 1971. The change is for Ward 2, Precinct 13 to be moved from the Piano Exchange to Glenwood School of 901 Sweetser Ave. Commissioner Buthod moved that the polling place be changed and that the change be advertised. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS TO BE APPROVED

The "Notice To Bidders" and the specifications were presented to the Commissioners for various items for the County Highway, Auditorium, Burdette Park, County Home and the Sheriff's Office, for the year of 1972. Commissioner Buthod moved that the specifications be approved and directed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS FOR STRIPING

There were two bids received for the striping of various highways. One bid was from Chemi-trol Chemical Co. of Gibsonburg, Ohio, in the amount of \$14,698.60. The other bid was from Latshaw Lot Liner, in the amount of \$17,443.00, with the work to be performed within 25 working days. The Commissioners agreed that these bids be taken under advisement for one week and asked Mr. Karch to call the Chemi-trol Chemical Co. to see in what number of days they can complete the job.

RE: CUTS-INMR. BIGGERSTAFF

Mr. Biggerstaff presented two cut-ins to the Commissioners. One was from the Waterworks Dept. to make a cut-in on Hogue Road, North to South, and install an 8" water line on Summertime Lane. The other cut-in is from Southern Ind. Gas & Electric Co. to make the necessary excavations to install 130 feet of 1 1/4 inch M.P. main east on Elma Key Drive from the end of the existing main to the southeast property line of Lot #16 in Elma Key Subdivision. Commissioner Buthod moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS TO BE APPROVED

Mr. Biggerstaff presented the "Notice to Bidders" for furnishing and installing reinforced elliptical concrete pipe across Vanderburgh-Warrick County Line approximately one mile North of Beaverville-New Harmony Road in Vanderburgh County. Commissioner Buthod moved that the specifications be approved and instructed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: RIGHT OF WAY CLAIMS

Mr. Biggerstaff presented the following claims for approval, and the acceptance of easements.

From William H. & Hilda Coghill of 3600 N. St. Joe Ave. for St. Joe Right-of-Way, in the amount of \$925.00

From Raymond E. & Flora L. Manning for St. Joe Right-of-Way in the amount of \$3,984.24.

Commissioner Buthod moved that these claims be approved and the easements be accepted. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented to the Commissioners from Newman Plumbing Co. in the amount of \$1,480.90 for work done on Burdette Park Pool. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was made to the County Commissioners from Mac Brown & Co. Inc. for Negotiation of 2 parcels @200.00 each. Parcels 2-E and 6-E in the amount of \$400.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was made to the Commissioners from Rickard Realty, Inc. for appraisal and negotiations for Right of Way in widening St. Joe Ave. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that Russell & Land called him to say that when the gas main is finished on Mill Road, Feigel Construction Co. will be paving it. He also asked Mr. Hotz to raise a gate and asked that the road be paved up to the gate. The Commissioners agreed to this. Mr. Karch said that they will be cutting off the humps on Green River Road.

Commissioner Buthod said that something should be done about the weight limit, allowed on Green River Road.

Mr. Karch said that he had talked to Traylor Brothers Construction Co. about a guard rail for Oak Hill Road where a car hit it, and was told there was a special guard rail that comes in two sections and that they will have to order it.

The County Attorney said that he had a call from the adjustor in this case and was told that it was impossible for his client to have done the damage that was done to the guard rail.

RE: MR. WORK

Mr. Work said that he still needs more space for the Welfare Dept. Commissioner Buthod said that he is willing to approve about anything that is approved by the City, in getting more space for Mr. Work. He said that the records can be moved to the basement after the repairs that are necessary, are made in the basement but hesitates on the repairs until it is known, for sure, what will be done. The Commissioners suggested that Mr. Work check to see if he can set up a meeting between himself, the Commissioners, Dale Andrews and the City.

RE: MR. ROEHM

Mr. Roehm suggested that a short meeting be had with the Veterans Council, due to the fact that they don't want the utilities in their name. It was agreed by the Commissioners that the County Attorney send them a letter.

RE: AUTHORIZED TO ADVERTISE FOR VOTING MACHINES

A representative for the A.V.M. Corp. said that he would like the order for new voting machines by Dec. 15, or he would not be able to deliver them in time for the election next spring. There is \$15,000.00 available. Commissioner Buthod moved that the Auditor advertise for the machines. Commissioner Stoffleth seconded the motion. So ordered. Meeting adjourned at 11:45 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Burthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Lockyear
Thomas Swain

REPORTERS

R. Lyles
A. Jackson
C. Leach
R. Heiman
E. Gladdish

Secretary: Margie Meeks

A. J. Stofleth
James M. Burthod
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
NOVEMBER 1, 1971

The regular meeting of the County Commissioners was held on November 1, 1971, at 9:35 a.m. with President Stofleth presiding.

Deputy Sheriff Terry Hayes opened the meeting, this being the first meeting of the month.

The minutes of the previous meeting were approved and the reading of them dispensed with.

RE: AWARDING OF BID ON THE STRIPING OF VARIOUS HIGHWAYS

Commissioner Stofleth noted that the bids were opened last week for the striping of various highways, that there were two bids, one from Chemi-trol Chemical Co. in the amount of \$14,598.60 and one from Latshaw Lot Liner, in the amount of \$17,443.00; with the work to be performed within 25 working days, that the Commissioners agreed, at that time, to take the bids under advisement for one week and asked Mr. Karch to call the Chemi-trol Chemical Co. to see in what number of days they could complete the job. The letter was received from Chemi-trol Co. today, stating that they can begin the work, if desired, on Wednesday, November 3, 1971 and that the work can be completed within 5 working days after the construction is completed.

Commissioner Stofleth asked Mr. Karch to explain why Feigel Construction Co. has not, as yet, finished the construction.

Mr. Karch explained that there was a culvert on the Boonville-New Harmony Road that badly needed repair so Feigel Construction Co. did this work. Mr. Karch has contacted Feigel, and was told that they could be back on this job and have it completed by November 15, 1971, at no increase in cost. In the completion of acting on these bids, after being satisfied with the number of days this job can be completed, the Commissioners agreed that Chemi-trol Chemical Co. be awarded the striping of various highways, this being the low bid at the cost of \$14,598.60. So ordered.

RE: THE PROPERTY OF MRS. BEHME

Mr. O. H. Roberts appeared for Mrs. Behme again today, after having appeared on October 4, 1971 with the information that plans were underway to rebuild property owned by Mrs. Behme that was to be condemned. A motion was made and seconded at that time to continue this until the first of November. Mr. Roberts said that a building permit will be applied for and that the work is moving along normally, in his report, today. Commissioners Stofleth thanked Mr. Roberts for keeping the Commissioners posted.

RE: NEED OF OVERPASS OR UNDERPASS

Commissioner Stofleth said that he had talked to Mr. Biggerstaff about this very important situation because of the railroad tracks in the West Side. He said that he continually reads in the paper, that there is going to be an underpass or overpass on Darmstadt Road. He said that he wanted to go on record, as Commissioner, that he will vote that there must be an overpass or underpass on Old State Road so as not to have the same situation there that they are now having on the West Side.

Mr. Biggerstaff said that they must get a permit to build on Right-of-Way and he will have the Engineer check into this.

Commissioner said that the Commissioners should have the recommendations of the transportation committee, to stay on solid ground, as there is an argument of traffic being tied up.

Mr. Biggerstaff said that the old Right-of-Way off of Old State Road should be open from there to the Boonville-New Harmony Road.

Commissioner Buthod said, from what he read, that they were going to acquire the Right-of-Way and perhaps build an overpass later.

Commissioner Stofleth said that Mr. Ken Marlin, the Director of the Area Plan Commission agreed that there should be an overpass or underpass.

Mr. Biggerstaff said that it might be well for the County Attorney to check to see how much the County will have to pay on this.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

SUPERINTENDENT OF COUNTY BUILDINGS

Roger J. Kissel 3908 Clement St. Halper \$2.00 Hr. Eff: 10-27-71

VOTERS REGISTRATION OFFICE...SATURDAY AND ELECTION DAY ONLY

Name	Address	Extra Help	12.00 Day	Eff: 10/30/71
Fannie Peaugh	921 W. Iowa St.	"	"	11/2/71
June Sawyer	5404 Cunningham	"	"	"
Edna Henry	1304 Clemen	"	"	"
Helen Spencer	1600 Schutte Rd	"	"	"
Mildred Berning	10030 Up Mt Vernon	"	"	"
Vera Kingsbury	2120 E. Gum St.	"	"	"
Jeanette Phillips	1010 Negley	"	"	"
Marie Davis	2066 E. Gum St	"	"	"
Donald Jude	3017 Mesker Pk.	"	"	"
Agnes Stinett	1155 Vann Ave	"	"	"
Betty Omer	1052 Madison	"	"	"
Eleanor Grimmeissen	1500 Akin	"	"	"
Lucille Musgrave	4304 Pennington	"	"	"
Wanda Lee Cain	2601 Melrose	"	"	"
Virginia Robinson	909 Meyer	"	"	"
Joyce Abshire	918 N. Helfrich	"	"	"
Charles Allender	3007 Division	"	"	"

RE: POOR RELIEF

THOMAS BOND...920 W. Illinois Street...Pigeon Township...Mrs. Sallee, Investigator.

Mr. Bond said that he asked for help on rent and was refused. The Investigator said that he should go to work. They are one month behind in their rent. Mr. Bond said that he would work if he could find a job, that he had been working as a body shop repairman and was to go to M & M Motor's today to see about a job. Mrs. Sallee said that Mr. Bond had a job but was in a fight. His landlord asked him to move. Mrs. Sallee found a house for them, paid the rent, and gave them food stamps, also made an appointment for him with Epi-Hab, which he did not keep. She said that Mrs. Bond, according to a phone call she received, was trying to sell food stamps to buy beer for her husband. Mr. Bond denied this. Mrs. Sallee also said that Mr. Bond was arrested for being drunk and was jailed, so was refused more help by the Trustees.

Mr. Bond said that he was not drunk, that he was having a seizure from epilepsy. Mrs. Sallee said that Mr. Bond asked for medicine and was told to bring a letter from the doctor but failed to do so.

Commissioner Stoffeth moved that this case be referred back to the Trustees as they have been trying to help the Bond family but Mr. Bond has not been cooperating. Commissioner Willner seconded the motion. So ordered. Commissioner Buthod told Mr. Bond that Mrs. Sallee would try to help them and see what could be worked out but that he would have to cooperate.

MARGARET YATES...209 Division Street...Mr. Ragsdale, Investigator...Pigeon Township. Margaret Yates failed to appear so no action was taken. Mr. Ragsdale, the Investigator was present.

RE: CUTS-IN

Cuts-In were presented and were referred to Mr. Biggerstaff.

RE: SPECIFICATIONS APPROVED

The Specifications were presented for the Chemicals for Burdette Park for the year of 1972. Commissioner Buthod moved that the specifications be approved and instructed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: LETTER

The following letter was received by the Commissioners:

Gentlemen:

Written approval is requested from your office for the installation of twelve inch steel pipe in front of the property of Chester H. & Ethel Korff, on Boonville and New Harmony Road in Scott Township, which is presently a ditch.

The Vanderburgh County Surveyor's Office personnel were at this location today surveying for this pipe. It will be put in to their specifications. Thanking you in advance.

The letter was signed by Chester & Ethel Korff.

Enclosed was a photocopy of the legal description.

Commissioner Butthod moved that permission be granted for this installation, subject to the approval of the Engineer, as to plans and construction. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented an easement and claim in the amount of \$1,370.00 from Marathon Oil Co. Marathon Oil Co. presented a resolution unanimously adopted at meeting of the Board of Directors, granted a permanent easement for construction and maintenance and widening of St. Joe Avenue.. Parcel No. 2-E. Commissioner Butthod moved that the easement be accepted and the claim be paid. Commissioner Willner seconded the motion. So ordered. Commissioner Butthod noted that the corporate resolution should be filed with the easement, in the Auditor's office.

RE: CUTS-IN

Mr. Biggerstaff presented a cuts-in from the Waterworks Dept. for permission to cut into rock shoulder of street to gain access to leaking water service and make necessary repairs. This is on Reitter Drive, north of the intersection with Broadway (Old Lower Mt. Vernon Road), on west side of street. Commissioner Butthod moved this be approved, subject to modification by the Engineer. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff stated that Municipal Engineering was low on the bid for the construction of the Mill Road bridge at a cost of \$8,650.25 which was awarded to them on October 18, 1971 and since then found that it can be widened from 21 feet to 24 feet at the additional cost of \$800.00. The Commissioners agreed that this would be a good deal and asked Mr. Biggerstaff to make up a change order so they could have it in writing. Mr. Biggerstaff said that he would bring a change order to the meeting next week on this.

Mr. Biggerstaff presented a permit for the construction of drain tile under the Vanderburgh County - Warrick County Line Road. The drain tile will be located within the Right-of-Way of County Line Road on the Real Estate owned by Herbert & Thelma Walte.

Commissioner Butthod moved that the permit be accepted and that it should be recorded. Commissioner Willner seconded the motion. So ordered.

RE: SUIT FILED

Commissioner Butthod said that a suit has been filed against the County for \$45,000.00 damage, the thing that has concerned him is that the County Commissioners have been sued individually by a Mr. Clark for damages incurred on Sunrise Drive and Old State Road and he hated to take the blame for something that happened before he was County Attorney, twelve years ago. There was inadequate planning and bad drainage which caused water damage in his home. Mr. Biggerstaff said that some \$30,000 had been spent trying to correct this problem.

Commissioner Butthod said that the County Attorney will appear, he also thought that the Insurance carrier should be checked with, to see if they have any obligation to stand under.

Commissioner Butthod said that Mr. Tom Jones was in earlier and asked that the matter be brought up, in that, the Commissioners had never formalized the County's agreement with the Architect on the Retarded Children's Center as it has been approved. The Commissioners agreed that the County Attorney draw up the contract on this.

RE: MR. HARNES

Mr. Harnes reported that he and his wife motored to Turkey Run State Park for a meeting of Administrators and assistants and that he was elected Vice President of the organization for the coming year of 1972. The Commissioners congratulated him. He said that they have had five patients from the State Hospital at the Pleasantview Rest Home for a couple of months now and that it has worked out very well, with no problems, and that officials from the State Hospital has visited at the Pleasantview Rest Home and were amazed at what they find and how the attitude's of these people have changed. Mr. Harnes said that if the Commissioners so desire, he would like to ask permission to accept five more patients from the State Hospital on the family care plan.

Commissioner Stofflet asked Mr. Harnes if he felt that these people would eventually be able to re-enter society. Mr. Harnes said they could if a

February 26, 1971

Board of Commissioners
Vanderburgh County
Evansville, Indiana

Dear Sirs:

In accordance with your request, we have inspected the real estate known as Part of Lot 165, in Eastwood Terrace addition, an addition to the City of Evansville, Indiana. The property is commonly known as 1715 Eastwood. The tax code is: 12-18-13.

For the purpose of this appraisal, Market Value is considered to be, "the highest price estimated in terms of money which a property will bring if offered for sale in the open market allowing a reasonable time to find a purchaser who buys with knowledge of all the uses to which it is adapted and for which it is capable of being used".

This lot is 15 feet in width and 128 feet in depth. No sidewalks, curbs or gutters. This lot has a drainage problem and should be filled in.

After our inspection and analysis, based on Market Data, we are of the opinion that the Fair Market Value of this parcel is:


Two hundred twenty five (\$225.00) dollars.


This appraisal is based on the following assumptions and/or limiting conditions:

- (1) That title to subject property is good and marketable;
- (2) That there are no encumbrances or encroachments affecting value;
- (3) That the legal description is correct and matters of a legal nature have not been considered.

We hereby certify that to the best of our knowledge and belief, the statements and opinions contained in this report are true and correct, that we have no present or contemplated interest in subject property, and the compensation is not contingent on the amount of value reported herein.

Sincerely,


Robert A. Goff


Robert Kolker


W.E. Rich

W.E. Rich

responsible person would be responsible for them.

Commissioner Buthod said that this has apparently been an excellent program. He therefore moved that Mr. Harness be permitted to accept five more patients from the State hospital. Commissioner Willner seconded the motion. So ordered.

A gentleman asked what had happened on the rebuilding of the house owned by Mrs. Behma that he was interested in. Commissioner Stofleth said that Mr. Roberts spoke on this, earlier in the meeting, and said that he was going to ask for a permit to do more construction work on the house.

Meeting recessed at 10:10 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR


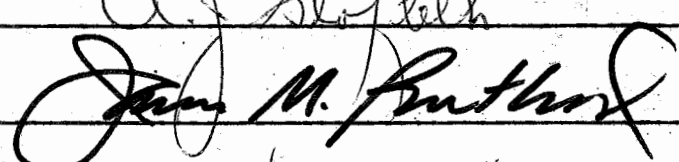

Lewis F. Volpe

COUNTY ATTORNEY

REPORTERS

A. Jackson
C. Leach
G. Claes
R. Lyles

Secretary: Margie Meeks




BOARD OF COUNTY COMMISSIONERS

0252
COUNTY COMMISSIONERS MEETING
NOVEMBER 3, 1971

The regular meeting of the County Commissioners was held on Monday, November 8, 1971 at 9:30 a.m. with President Stofleth presiding.

Commissioner Stofleth introduced the Memorial High School senior, Jack Powless, who is the youth Commissioner, this being Youth Appreciation week.

The minutes of the previous meeting were approved without the reading of them.

County Auditor Lewis F Volpe, introduced the Auditor for the day, Steve Bennett, from Reitz High School.

The County Attorney's received the permission of the Commissioners to proceed with the opening of the bids.

RE: REQUEST FROM SHERIFF RINEY

Sheriff Riney presented a request for bids on 4 Station Wagons and 2 Sedans for the Sheriff's Department. The money for these vehicles is in the 1972 account. He said that he usually waits until the first of the year but that the vehicles they now have are in such bad shape, that he is hoping he can get the new ones by the first of the year since they are so badly needed. Commissioner Bathod moved that the specifications be approved, subject to their being checked by Commissioner Willnar, as to the determination that the specifications will not eliminate any major bidders and instructed the Auditor to advertise for bids. Commissioner Willnar seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of letter sent to Mr. Rufus Moore, was received by the Commissioners, from the City-County Department of Health, stating that the Health Department has received several complaints regarding the dumping of trash on the property of Mr. Moore, at Old River Road. The letter stated that this practice must be eliminated and that a reinvestigation will be made in approximately fifteen days to determine if this condition has been corrected. Letter received and ordered filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

SURVEYOR

Michael Hussmeyer	Gum Street	Party Chief	\$5200.00 Yr.	Eff: 11/16/71
Edward Martin (S+R)	Old State Rd.	Assoc. Hwy. Eng.	6750.00 Yr.	11/16/71

CLERK, VAND. CIRCUIT COURT

Marsha Clark	2543A E. Michigan	Juv. Crim. Clk.	5500.00 Yr.	11/1/71
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VAND SUPERIOR COURT & JUVENILE DIV.

Rosemary Nothbury		Riding Bailiff	6000.00 Yr.	11/1/71
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COUNTY TREASURER

Bea Phillips	Slate Road	Extra Clerk	12.00 Day	11/8/71
Lorraine Gambel	913 W. Maryland	"	"	"

C.C.C. TRANS. & DEV. STUDY

Roger Hansen	1817 Marie Ave.	Traffic Survey	2.00 Hr.	11/1/71
Wanda Carter	810 Jackson St.	"	"	10/26/71
Bernice Marshall	506 Bayard Pk.	"	"	"
Deborah Hunter	515 S. Bedford	"	"	"
Theresa Ling	1341 Shanklin	"	"	"
Nary Guthrie	1326 E. Spencere	"	"	10/27/71

RE: EMPLOYMENT CHANGES...RELEASES

SURVEYOR

Michael Hussmeyer	Gum Street	5200.00	Eff: 11/15/71
Edward Martin	Old State Rd.	6750.00	

RE: EMPLOYMENT CHANGES...RELEASES...CON'T.

CLERK OF CIRCUIT COURT

Robertta Burkart	507 Herndon	Dep. Clerk	\$4650.00 Yr.	Eff: 11/1/71
Rosemary Norbury	3012 Chestnut	Juv. Crt. Clk	5500.00	"

VAND. SUPERIOR COURT & JUVENILE DIVISION

Marsha Clark	Cler. Asst.	\$4750.00 Yr.	11/1/71
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SUPT. OF COUNTY BUILDINGS

William C. Shelton	811 E. Columbia	Extra Helper	2.00 Hr.	11/5/71
Roger Kissel	3908 Clements	"	"	"
Michael Burdette	1724 Burdette	"	"	"

RE: LETTER FROM Melvin P. Lutterbach

The following letter was received by the Commissioners:

Gentlemen:

The undersign owner of an unrecorded plat request an inspection be made of the following described road therein, for the purpose of acceptance and maintenance by the County.

This road, to be known as Lemay Drive, is approximately 1000 feet long and a minimum of 50 feet in width, located in Perry Township (Outside), Vanderburgh County, lying adjacent to and west of University Heights Subdivision.

Ohio Valley Engineers has been authorized by me to lay off and dedicate the necessary right-of-way of this new road to the public and they will forward the legal description to the Vanderburgh County Surveyor's Office. Commissioner Butthod moved that this request be referred to the County Engineer's Office for inspection for inspection and termination as to compliance with the specifications. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM FRICK & POWELL

A letter was received by the Commissioners, from Frick & Powell, Attorney's at Law, as follows:

Dear Sirs:

Enclosed herein you will find a map of the area surrounding the Indiana State University, Evansville Campus, which map contains an outline of a ten acre tract in which re-zoning from agricultural to R-2 zoning will soon be filed. In our preliminary investigation of this matter, including a conference with President David Rice of Indiana State University, Evansville, it has come to our attention that there has developed a traffic flow problem, particularly during the morning rush hour which causes many school buses to have difficulty crossing State Road 62 on Schurte Road and Felstead Road in their efforts to reach West Terrace Grade School. We are informed by President Rice that I.S.U.E. now owns a one hundred foot wide strip of land, which is in line with Felstead Road and which extends from Schurte Road into the main campus area. We are further informed by President Rice that within the next year or so an overpass will be constructed at the Highway 62 entrances to the I.S.U.E. campus which will allow traffic to pass to and from the campus across Highway 62 on Eichoff Road without incurring the traffic hazards of Highway 62. President Rice tells me that the University contemplates building a roadway along the above mentioned one hundred foot strip into I.S.U.E. which could be used by school buses as soon as the overpass is built and thereby avoid the traffic hazards of the Highway.

In seeking to re-zone the ten acre tract which is outlined on the enclosed map we are in a position to propose the granting, by our clients to the County, of an easement of right-of-way along which Felstead Road could be extended which would allow school bus traffic and other vehicles traveling on Felstead or Reaser Road to pass along the northern boundary of our property to reach Schurte Road and thereby enter I.S.U.E. campus via the road which President Rice is planning to build into the campus.

We are interested in determining whether the County would be interested in granting such an easement, and whether Felstead Road could then be extended to Schurte Road along said easement by the County.

I would ask that you give us some preliminary answer in this regard as soon as possible since our clients are anxious to proceed with the re-zoning and plan the layout of an apartment type development, on their property.

Commissioner Buthod said that as he understands, in reading this letter, they want the County to build the connecting link, but thought the developer should build it.

Commissioner Buthod therefore moved that this letter be referred to the County Engineer with directions to discuss the matter with the Technical Transportation office. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was received by the Commissioners for the month of October. Commissioner Buthod moved that this report be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM FROM DEIG BROS.

A claim was presented to the Commissioners from Deig Brothers Lumber & Construction Co. in the amount of \$16,112.60 which is the total due on the Boonville-New Harmony Project, account number 191-55. The total amount of the project was \$17,902.89 less a 10% retainage of \$1,790.00. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A second claim was presented from Deig Brothers Lumber & Construction Co. in the amount of \$6,383.39 for the repair of the Coliseum doors. The total of the cost was \$7,092.65 less 10% retained in amount of \$709.26, until some minor adjustments are made on work performed. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Cuts-In were presented and referred to Mr. Biggerstaff by the Commissioners.

RE: OPENING OF BIDS

The following bids were submitted for various supplies for 1972.

Evansville Materials, Inc.....Crushed Stone and Gravel
J. H. Rudolph & Co. Inc.....Cold Mix Asphalt Patching Material
J. H. Rudolph & Co. Inc.....Bituminous Materials

Commissioner Buthod moved that these bids be taken under advisement and referred to Mr. Karch. He thought it would be helpful if Mr. Karch let the Commissioners know how the present prices on bid compare with the current years prices. Commissioner Willner seconded the motion. So ordered.

Kares.....paint

Commissioner Buthod moved that this bid be taken under advisement for one week and that they be referred to Mr. Hotz & Mr. Karch for comparison of existing prices. Commissioner Willner seconded the motion. So ordered.

Kor-x-all Company Inc.....Sanitary Supplies in the amount of \$5,158.70
Commissioner Buthod moved that this bid be accepted and approved. Commissioner Willner seconded the motion. So ordered.

Reis Tire Sales.....Tires & Tubes

Commissioner Buthod moved that the bid of Reis Tire Sales be approved and accepted, subject to the completion of the specifications in that the bids are for the year 1972. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod moved that the paint for 1972 be awarded to Kares Paint Co., this being the only bid and was previously taken under advisement. Commissioner Willner seconded the motion.

Commissioner Buthod said that the Commissioners could request that a bulletin board be placed in the Commissioners office so that when there are ads for bids, they can be posted on the bulletin board, in the hope that there will be more bidders.

Commissioner Stofleth suggested that the ads for bids be posted in the lobby of the Civic Center as well as in the Commissioners office. Commissioner Buthod said there is a reasonably good chance for the city purchasing arrangements after the first of the year, which would eliminate some of the requirements.

Texaco Inc.....Bid on Petroleum Products.
Nelson Concrete Products Inc.....Metal Pipe

Commissioner Buthod moved these bids be referred to the County Garage and the County Auditor in order to compare with the current years prices, this being the only bid on specific items. Commissioner Willner seconded the motion. So ordered.

RE: BIDS OPENED FOR CONCRETE PIPE ACROSS VAND.- WARRICK COUNTY LINE

The bids were opened for furnishing and installing reinforced alliptical concrete pipe across Vanderburgh-Warrick County Line approximately one mile North of Boonville-New Harmony Road. Project No. 191-57--Structure No. 105. The following bids were submitted:

Industrial Contractors Inc.....\$21,917.51
Southwest Engineering Inc.....\$17,970.75
Municipal Engineering & Construction Corp.....\$14,732.10
Deig Bros. Lumber & Construction Co. Inc.....\$16,152.75
Robert F. Traylor Corp.....\$18,363.75

Commissioner Buthod moved that these bids be taken under advisement for one week to give the County Engineer time to check the specifications. Commissioner Willner seconded the motion. So ordered.

All bids submitted were in order, as to form.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff introduced Mark Coomer from Reitz High School, who is the Student County Surveyor for the day.

Mr. Biggerstaff presented a claim from Faigel Construction Corp. for the widening and signalization of Intersection, Oak Hill and Lynch Roads-Estimate No. 5. The total cost was \$72,477.89 with a 10% retainage fee of \$7,247.80. Previous payment was made of \$33,510.71 leaving a balance of \$31,719.48. There isn't enough money in the account to pay this balance so Mr. Biggerstaff asked if he could pay \$25,000 and hold balance of \$6,719.48 until Highway Department adds to this account. Commissioner Buthod moved that the claim be approved in the amount of \$25,000.00. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Mr. Biggerstaff presented the following cuts-in:

Evansville Ind. Waterworks Dept.... make a cut, such as necessary, in the rock shoulder only on the West side of Koring Road so as to make emergency repairs to a leaking water line.

So. Ind. Gas & Electric Co.... to install gas mains as follows, according to print on temporary by-pass, 4 inch HP gas main. All work required due to the Maidlow Ditch Bridge 17A, on Boonville-New Harmony Road.

So. Ind. Gas & Electric Co.... to make the necessary excavations to install 1178' of 2" HP main in West Haven Hills, on Magnolia Drive and Birch Drive.

Commissioner Buthod moved that these cut-ins be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENT ON ROAD ABANDONMENT

A letter had been received from the State Highway Commission dated October 14, 1971, stating that the Indiana State Highway Commission had abandoned portions of R/W Adj. to I-64, Section 82, Vanderburgh County for a total distance of 2.07 miles and that this portion of road is being turned back to Vanderburgh County. The County had sent a request to the State Highway, not to have maintenance of one particular road. A letter was received last week stating that they went over the request and decided they would collect gasoline tax money for the abandonment to Vanderburgh County. Commissioner Buthod said that as he remembered the statute, he didn't think they could do this.

He said that before a road is abandoned by the state, it must be offered to the County and if the County refuses to accept it, it would then be abandoned and revert back to the property owner. That is, unless the law has been amended.

RE: MR. BIGGERSTAFF...CLAIM

Mr. Biggerstaff presented a claim from John Mans in the amount of \$2,424.91 for work done on St. George Road. He said that he had submitted an extra work agreement to the State Highway Dept. in the amount of \$8,332.45 for maintenance of St. George Road through the winter months. Mr. Biggerstaff said that John Mans has moved out of the building on St. George Road and had the utilities disconnected, that Mr. Hotz has had the utilities connected again so future billing will be made to the County.

Commissioner Buthod moved that the claim be approved, subject to the settlement of two months rent that John Mans owes the County. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS FOR RIGHT OF WAY

The following claims for Right of Way and easements were presented to the Commissioners for their approval:

In favor of Ada & Emil Voight in the amount of \$307.08 for Right of Way on Green River Road.

In favor of Robert & Mary Reutter in the amount of \$2,120.00 for Right of Way on St. Joe Ave. and for improvements.

In favor of Robert & Mary Reutter in the amount of \$745.00 for Right of Way on St. Joe Ave. and for improvements.

Commissioner Willner moved that these claims be approved and the easements be accepted. Commissioner Buthod seconded the motion. So ordered.

A claim was also presented for Right of Way, from Trustees of the Baptist Church in the amount of \$2,000.00. This claim was held until a certificate is received from the Church Secretary as to the names of the duly authorized Trustees of the Church.

RE: EASEMENT PRESENTED

An Easement was presented to the Commissioners for their approval, from Heugel Realty & Construction Co. on property proposed for re-zoning near Indiana State University.

This easement is being held, subject to the re-zoning as the segment of the Master Plan for this area hasn't been approved and Commissioner Buthod thought it was the responsibility of the subdivider to put in the road.

RE: MR. KARCH

Mr. Karch stated that there are drainage problems on Boonville-New Harmony Road and will re-locate ditch while construction is being done there and asked approval to lay 24 inch pipe in place of the 12 inch pipe that the property owners put in. He also said that there is a need to relocate the electric poles and has contacted the Gas & Electric Co. to do this.

Commissioner Buthod moved that the laying of the 24 inch pipe be approved, subject to the recommendation of the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT....COUNTY HIGHWAY

The monthly report of the County Highway was presented to the Commissioners by Mr. Karch. Report received and ordered filed.

Mr. Karch reported that Chemi-trol Chemical Co. went as far as they could on the striping of various county roads and were rained out but that they will be back to finish the job.

RE: CORRECTION

Last week's minutes stated that Feigel Construction Co. repaired a culvert on Boonville-New Harmony Road. It should have read that Feigel Construction Co. did the road work while the County replaced the pipe.

Commissioner Buthod moved that this correct the minutes of last week.

Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that on the Boonville-New Harmony project they had a certain area that was part of the bridge contract. This was on a curve and he had Feigel Construction Co. working further from this point. He said that he could get Feigel to come back out and pave a little part on each side unless unless he could get the same price from Midwest Construction Co. and let them do the work, outside of their contract.

Commissioner Buthod said that if Midwest does the work, a letter should be obtained from Feigel Construction Co. giving their approval.

RE: MR. ROEHM

Mr. Roehm said that he had talked to Mrs. Behne's contractor and told him that he must show how he will supply sewage and drainage facilities. He also said that the paper work isn't finished in order for them to get a permit.

RE: MR. VOLPE

Mr. Volpe said that a year or so ago, Mr. & Mrs. Arthur Sr. brought a certificate to a piece of property and thought they paid \$1300.00 for it on a tax sale and in the meantime this piece of property was purchased by the L & N Railroad. The Railroad are going to start construction on it, so they settled with the Walling's. Mr. Walling has since passed away. Mr. Volpe said that his records do not show where L & N paid the \$1300.00 to the Walling's individually and he doesn't think that Mrs. Walling quite understands that his records must show this. He said that he needs an affidavit from her stating that there is no lien on this property and asked the County Attorney to look into this matter.

RE: TIME SET ... FOR BIDS TO BE RECEIVED

There was much discussion as to the time bids must be received. Commissioner Stofleth said that a definite time must be set. Mr. Biggerstaff said that he thought that 9:30 a.m. was too early as the bidders take care of their bonds on Monday morning and they don't have enough time to do this. Commissioner Willner moved that aa bids be received by 10:00 a.m. Commissioner Buthod seconded the motion. So ordered.

Meeting recessed at 10:45

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
Thomas Lockyear

REPORTERS

A. Jackson
C. Leach
G. Clabes
R. Lyles

Secretary: Margie Heeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
NOVEMBER 15, 1971

The regular meeting of the County Commissioners was held on Monday, November 15, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: LETTER FROM ROBERT MATTHEWS

A letter was received from Robert Matthews requesting permission to lay a water line. He appeared before the Commissioners and said that Mr. Elliott wants to build to the Elberfeld water system and will appear at the meeting next week to explain the request. Mr. Matthews presented a map showing area of discussion.

Commissioner Buthod moved this be approved and referred to the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION ON BID

Bids were opened last week on supplies for 1972 and among them the bid for Corrugated Pipe. Mr. Bivins of Aluminum Culverts Inc. said that Margaret Phelps, the secretary for the company, was told that the bid for pipe was to be opened on November 15, instead of on the 8th of November.

The Commissioners agreed that this was probably a misunderstanding. Only one bid was received and there are ordinarily more bids on pipe.

Commissioner Stofleth said that there will be a bulletin board installed in the Commissioners office so that all ads. for bid can be posted.

Commissioner Buthod said that he would like to get more bids in order to get the most for the money.

Commissioner Buthod moved the one bid be rejected and instructed the Auditor to readvertise for bids on Corrugated Pipe and return rejected bid to Nelson Concrete Products Inc. Commissioner Willner seconded the motion. The vote being unanimous, the motion carried.

RE: RE-ZONING PETITION OF ELIZABETH SACHS & KATHRYN HIRONIMUS

The re-zoning petition of Elizabeth Sachs and Kathryn Hironimus was again presented to the Commissioners. The premises affected are situated on the South side of Fuquay Road. The requested change is from R-1A to R-2.

Mr. Ted Ziemer Jr. appeared, representing the petitioners. The vote on this petition by the Area Plan was 10 to 1, to disallow it. Mr. Ziemer said that this area will not be developed until the drainage problem is solved. He said that this drainage problem is caused primarily by the lack of capacity of the Nurrenbern ditch. He said that it has been recommended by the drainage engineer's that larger pipe should be installed to increase capacity and that this improvement is in process. He said that Mrs. Sachs and Mrs. Hironimus stated that they were willing to petition the County Drainage Board and County Engineer to be included within the watershed area and also to pay their part of the additional cost that would be necessitated by further increasing the capacity of Nurrenbern ditch, so as to handle the additional flowage that would accrue from their proposed development of this area.

The County Attorney, Tom Swain read from the statute, as to jurisdiction, and he recommended that this petition be rejected. He said that if the Commissioners approved this petition, there would be a real hassle as to jurisdiction.

Commissioner Buthod had previously disqualified himself in this matter and noted his continued disqualification of acting on this re-zoning. In making a general comment, Commissioner Buthod said that it seems to him that there has been much merit in what has been said about where the determination of engineering problems should occur. He thought it a little bit absurd for the Commissioners, without a special staff of experts, to be put in a position of determining these matters. Mr. Gary Gerling, an attorney, who was at the meeting on another matter was surprised to find this re-zoning petition before the Commissioners again, as he was the attorney who represented the residents in objecting to this petition. He said he felt that the Commissioners had no jurisdiction on this re-zoning petition. Mr. Gerling was under the impression that when this petition was rejected by the Plan Commission, it would be laid to rest and no other action be taken. He raised questions of the problems of drainage, sewer and traffic in the area of proposed petition.

Commissioner Willner moved this petition be denied. Commissioner Stofleth seconded the motion. The vote being two for denial of petition. Commissioner Butthod abstained.

RE: RE-ZONING PETITION OF WARREN & MARY CLUTTER

The Re-Zoning Petition of Warren & Mary Clutter was presented to the Commissioners. The Premises affected are situated in the Southwest quadrant of the intersection of Indiana State Route #57 and Vanderburgh-Gibson County Line Road. The requested change is from A to C-1B.

Attorney Joa Harrison appeared for the petitioners.

Commissioner Butthod disqualified himself and said that it is up to the other Commissioners to appoint someone to sit in for him, on this petition.

Commissioner Stofleth appointed Mr. L. A. Parker to temporarily take the seat of Commissioner Butthod.

Commissioner Stofleth moved that this temporary replacement be approved.

Commissioner Willner seconded the motion. So ordered.

Commissioner Willner then moved this re-zoning petition be approved.

Acting Commissioner Parker seconded the motion. The vote being unanimous, the motion carried. The Commissioners thanked Mr. Parker for sitting in.

Short recess

RE: RE-ZONING PETITION...JOHN R. & GRACE A. HEUGEL

The re-zoning petition of John R. & Grace A. Heugel was presented to the Commissioners. The tract affected is an irregularly shaped parcel of land lying north of State Road #62 and south of Middle Mt. Vernon Road. The requested change is from R-1B to C-1B.

Commissioner said that a motion was made and seconded, in the meeting of the Area Plan Commission, to amend this petition. The members unanimously agreed to amend this petition. It was then moved that this petition be continued until December 14, 1971, at which time the next meeting will be held. The motion was seconded.

The reason for the continuation of this petition was that there was some discussion because the County Commissioners were told by their legal advisors that there was nothing to accept and the Area Plan Committee said that if the Commissioners did not accept or delete the 80 acres contemplated for use as a shopping center, there was no need in their voting on it.

Commissioner Stofleth asked Mr. Swain, the County Attorney to comment on this.

Mr. Swain said that it is in the form of a resolution, not in the form of an ordinance and would recommend that it be received and filed and made a part of the meeting.

Mr. Rafferty agreed that this was a resolution and has been developed as a guide line for the Commissioners and the Area Plan Commission, and gives the body who is acting on a petition, the right to either approve or reject any re-zoning for any particular area.

Commissioner Willner said that the Commissioners just finished with a controversial petition which was turned down and now there is one on the west side and there is a master plan. He asked if the Commissioners weren't being a little facetious in saying that they have a master plan for the west side and not for the east side.

Mr. Rafferty said "no", that he thought that he had explained this, as a plan is being worked on for the entire area and he hoped to have it finished by July 1, 1972. He said that the commercial area is established in the east side and no further need for any commercial development in that area so what is needed there is a development plan for residential areas. He said that the University has made the west side an impact area.

Commissioner Butthod said he thought without adopting this resolution or the specific provisions of this resolution, the Commissioners could adopt their own resolution, saying that they applaud efforts of the plan Commission in getting these recommendations together but he didn't think there was anything before them to officially act upon and that if any action is taken, it will be voluntary.

Commissioner Stofleth said that something was mentioned in the Area Plan meeting about a public hearing. He said that the Commissioners had no public meeting or hearing, as this was their prerogative. In commenting on the proposed re-zoning, Commissioner Stofleth said that very few people were within walking distance of the shopping center in the west side. He asked Mr. Rafferty how the area in the west side was designated as commercial.

Mr. Rafferty said that it is their understanding that it was designated as such because the Commission, itself, desires the development of a small neighborhood type shopping center, and this type of development would be needed by density created in the west side and also for the University.

There was discussion on access roads in connection with this proposed development on the west side and Mr. Rafferty said that he realized this would cause traffic problems and as there is no access onto Hwy. 62 so all access would be on Middle Mt. Vernon Road and as it is very narrow, will have to be widened and can and will be done at the expense of the developers if the parcel in question is either re-zoned or developed for commercial use.

Commissioner Buthod said he is willing to use these guide lines, in considering any re-zonings in this area, also that he is extremely jealous of the type of development that goes into the area of Indiana State University because he thought it could be a marvelous addition to the community if it is properly developed.

Commissioner Stofleth asked Mr. Rafferty if he wasn't correct in saying that the Area Plan Commission commented that they could't vote on this particular commercial area until the Commissioner approved it.

Mr. Rafferty thought the Area Plan wanted some recognition for it, either for or against the guide lines.

Mr. Garling presented pictures showing the width of the streets in question of re-zoning proposal and said that there were remonstrators present who live across from this area. He said that he wanted to be at the right place at the right time to present the facts and wanted to cooperate and give any information that he could to the Commissioners in order for them to make a decision. He also said that his goal is that the area here, proposed for commercial zoning be rejected as it is not good zoning.

Mrs. Catherine Guthrie appeared and complained that she has a bad drainage problem in the same area and does not want re-zoning on the west side. She said that the homes in the area are over \$20,000.00, most of them \$30,000.00 homes and the re-zoning would decrease the value of these homes. She said that the ground in this area is of clay type soil and the water does not soak in the ground. The water stands in the yards, it is also a health problem as the water smells, which is sewage. Mr. Biggerstaff said that some construction is going on in this area now.

Mrs. Guthrie has 12 inch pipe instead of 24 inch pipe under her driveway. Mr. Biggerstaff said that the pipe in the intersection is also too small. Mrs. Guthrie thought the County should lay a closed pipe in here so there is no odor.

Mr. Biggerstaff said that when they go to get the permit, the Building Commissioner had no record of the 12 inch pipe, he didn't think and this is what has been asked for in a proposal and if approved, all information would be shown and problems such as this would not happen.

Commissioner Buthod said that in all fairness to the property owner, even though this is a concrete driveway, the county would lay the pipe and do the work but asks the property owner to buy the pipe.

Mr. Biggerstaff said that the county could change the pipe at Huls and Draxel Drive and place a new pipe under her driveway and see that the ditches are properly open. Mrs. Guthrie asked what step to take now.

Commissioner Buthod said that she should get together with Mr. Biggerstaff, find out how many neighbors want this done and get a cost estimate.

Mr. Julian said that he lived on the west side and would like to make a couple of comments. He said that he would like to commend the Commissioners on their attitude in this instance, also that he thought the Area Plan has been unresponsive to the citizens of the west side and to citizens in general. He said that at the Area Plan meeting, last week, Mr. Becker named the governmental agencies that attended but not once mentioned that the public had been invited, and in the interest of serving the public, he thought

the Area Plan Commission should be more responsive. He thanked the Commissioners for being "watchdogs" for the public.

Commissioner Butthod moved that the resolution together with the accompanying plan for the Mid America University Center area be noted received and filed, and the Commissioners take no action, none being required or permitted by statute. Commissioner Willner seconded the motion. So ordered.

The County Attorney was given permission to proceed with the opening of bids.

RE: LETTER OF RESIGNATION from COUNTY ATTORNEY THOMAS LOCKYEAR

The following letter, dated November 9, 1971, was presented to the Commissioners:

Please accept this letter as my resignation as County Attorney effective November 11, 1971.

May I take this opportunity to thanking you and tell you how much I really enjoyed working with the Board and hope that I did make some contribution towards the betterment of government here in Vanderburgh County, signed Thomas Lockyear.

Commissioner Butthod moved that the Secretary of the Commissioners be directed to acknowledge Mr. Lockyear's service and thank him for his services to the Commission during the period that he was County Attorney.

Commissioner Stoffleth said that Mr. Lockyear called and said that he had several cases started for the County and that he would be happy to consummate these cases without any charge to the county.

Commissioner Butthod said that this brings up a question about the County Attorney's office. He had a couple of comments to make. First of all, he said, the business of having two County Attorney's is historical so at this time it might be well to consider a possibility of Mr. Swain taking the primarily responsibility as County Attorney with an assistant whose salary would be adjusted accordingly.

He also mentioned the possibility of the concept of consolidating the County and City legal departments as this area needs to be explored. He said that one thing that might be explored also is the asking of Mr. Swain to continue as County Attorney for the rest of this year and that additional compensation be asked of the council for him, for taking on the entire load for this period of time.

Commissioner Stoffleth said that he thought the statement of Commissioner Butthod had much merit and that he would like to see the consolidation of the legal departments come in concurrently with the consolidation of the City and the County, also that he would be happy to discuss the possibility of an assistant attorney.

Commissioner Butthod said that they must have some divisions of work accordingly as to category and as there is no immediate pressure, he thought this should be thought about for another week.

Commissioner Willner said that he would like to explore the possibility of the legal department. It was thought that something should be developed by the first of the year.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPT.

Roger J. Kissel	3908 Clement St.	Laborer	2.70 Hr.	EFF: 11/11/71
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COUNTY SURVEYOR

Edward Martin	Old State Rd.	Asst. Hwy. Engineer	281.25	11/1/71
Michael Hussmayer	Gum Street	Parcy Chief	216.60	"
Dennis Spencer		Draftsman		"

VOTERS REGISTRATION

Virginia Robinson	909 Meyer	Clerk	12.00 Day	11/15/71
Ina Woertter	755 S. Harlan	"	"	"
Alma Berry	1317 N. 9th Ave	"	"	"
Mary Stewart	1719 Monroe Ave	"	"	"
Helen Pipes	401 E. Iowa St.	"	"	"

RE: EMPLOYMENT CHANGES...APPOINTMENTS...CON'T.VOTERS REGISTRATION...CON'T.

Mary Lou Brady	1309 E. Indiana	Clerk	12.00 Day	Eff: 11/15/71
Louise Moore	1418 E. Tennessee	"	"	"
Bernadine Cannon	612 S. Harlan Ave	"	"	"
Jeanie Edwards	400 S. Barker Ave	"	"	"
Ruth Wolf	2451 W. Franklin	"	"	"

PLEASANTVIEW REST HOME

Faye N. Kohlmeier	700 Senate Ave.	Cook	295.00	11/10/71
Robert L. Kimmel	Poseyville, Ind	Aide	315.00	11/15/71

SUPT. OF COUNTY BLDGS.

Keith L. Quinney	731 1/2 Gum St.	Helper	2.00 Hr.	11/11/71
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RE: EMPLOYMENT CHANGES...RELEASESCOUNTY SURVEYOR

Edward Martin	Old State Road	Inspector	281.25	10/31/71
Michael Mussweyer	1133 Gum St.	"	216.50	"

COUNTY COMMISSIONERS

		County		
Thomas Lockyear	1409 S. Plaza Dr.	Attorney	7750.00	11/11/71

PLEASANTVIEW REST HOME

James A. Choate	700 Senate Ave.	Aide	295.00	11/12/71
Ruth Leslie	314 1st Ave.	Nurse Aide	315.00	11/12/71

RE: POOR RELIEF

THEODORE WILSON...1115 W. Maryland St...Pigeon Township...Mrs. Anslinger.. Investigator. They need help on their medical bills and haven't been allowed to talk to Mr. Morrison, the Pigeon Trustee, so Mr. Wilson said. Mrs. Russel and Mrs. Anslinger, Investigators, both appeared and the Pigeon Township Trustee, Robert Morrison was also present. Mrs. Wilson was present and said that her husband was unable to come as he had just come home from the hospital. She said that she was trying to get the trustee to help on the medical bills that their Blue Cross-Blue Shield wouldn't take care of. She said that her husband has twice had surgery and needs another operation as soon as he is able. She said that the employees of the Pigeon Trustee wouldn't let them see Mr. Morrison. Mrs. Russell said that the Wilson's came in on the 29th day of October for a food order. They are drawing \$175.00 a month, Social Security. Mrs. Wilson was advised to buy food stamps as she would benefit from this. Mrs. Russell said that Mrs. Wilson said that she didn't have the money to buy stamps so was given an emergency food order. Mrs. Russell said that Mrs. Wilson has two children and can apply for A.D.C. but Mrs. Wilson refuses to do so. Mrs. Wilson said that they didn't want to go on welfare and if her husband is able, in time, will go back to work, if not, she thought that her husband could get disability from Social Security. Commissioner Butthod said that the Commissioners respect the pride of this lady but when a person needs help, they have to go where the help is as the Trustee is limited to what he spends, that Mrs. Wilson will almost have to apply for A.D.C. and advised her to go to welfare to do so. Commissioner Butthod moved that this case be referred back to the Trustee. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS APPROVED...SHERIFF'S VEHICLES

Last week the specifications were presented to the Commissioners on the vehicles needed by the Sheriff's office. The Sheriff asked that these ads be placed early for the vehicles in order to get them the first of the year as their present vehicles are in bad shape. Specifications were checked. Commissioner Butthod moved that the specifications be approved and instructed the Auditor to advertise. Commissioner Willner seconded the motion. So ordered.

RE: REPORT OF COUNTY TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for their approval, for the month of October. Received and filed.

RE: REPORT OF CLERK OF CIRCUIT COURT

The report of the Clerk of the Circuit Court was presented to the Commissioners for their approval, for the month of October. Received and filed.

RE: CONTRACT APPROVED

An architects agreement had been presented previously from the American Institute for Conduct & Fosse but hadn't been passed on because it wasn't certain that the state funds would be forthcoming. It is assured now that they will be.

Commissioner Buthod moved that the contract be approved and entered into by the county. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM ATTORNEY'S...EAGLE SLOUGH

A letter was received from Kahn, Dees, Donovan & Kahn, Attorney's, on the Eagle Slough Bond Issue. It read in part:

"After having reviewed these documents, in light of the Indiana Statutes, we initially noted a number of problems, many of which were mechanical and a number of which involved obtaining additional documents. We have conferred with the County Attorney and we are advised that most of these steps can be remedied without particular problem."

The County Attorney said that this is a drainage matter, that he has talked to Mr. Biggerstaff about this and have reached some agreement as to what steps should be taken.

RE: CLAIM AGAINST VANDERBURGH COUNTY FOR INJURIES

A letter was received from the law offices of Stone, Keck & O'Connor, serving notice of a claim against Vanderburgh County on behalf of Mrs. Kenneth Wilcomin, relating to an accident occurring on October 16, 1971, in the area of 5620 Twickingham Drive. Commissioner Buthod was personally served with claim by Maurice O'Connor and this service has been made on the date of November 5, 1971.

RE: REPORT...EVANSVILLE ASS'N FOR RETARDED CHILDREN

The monthly report of the Evansville Association for Retarded Children for the month of October, was presented to the Commissioners for their approval. Report received and filed.

RE: LETTER FROM STATE HIGHWAY COMMISSION

A letter was received from the State Highway Commission relating to their abandonment of portions of Right of Way adjacent to I-64, Section 82, of Vanderburgh County, for a total distance of 2.07 miles. The County Attorney referred to the Statute on the legal aspect and after reading the act, it is his opinion that the County must accept maintenance of this portion of road.

RE: AWARDED BID FOR CONCRETE PIPE ACROSS VAND. WARRICK COUNTY LINE

The bids for the concrete pipe across the Vanderburgh - Warrick line were received and opened last week and were deferred for a week in order to check specifications. This was for Project No. 191-57...Structure No. 105. Bids were as follows:

Industrial Contractors Inc.....	\$21,317.51
Southwest Engineering Inc.....	\$17,970.75
Municipal Engineering & Constr. Corp....	\$14,752.10
Daig Bros. Lumber & Constr. Co. Inc.....	\$15,152.75
Robert F. Traylor Corp.....	\$18,383.75

Commissioner Buthod moved that the low bid of Municipal Engineering & Construction Corp. be accepted and the contract be entered into. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BID...CHEMICALS FOR BURDETTE PARK

There was only one bid received for the chemicals at Burdette Park for the year of 1972. This bid was from Ulrich Chemicals Inc. The bid was in order as to form.

Commissioner Buthod moved that this bid be taken under advisement for one week and to contact Mrs. Devoy in order for her to check prices previously bid. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BID...VOTING MACHINES...AWARDED

There was one bid received on Voting Machines. This bid was from Ries Equipment Co. Inc., a division of A.V.M. The unit bid price is \$2,375.00 per machine, F.O.B. A total of \$14,250 for six machines. This price is the same as last year. The delivery is for next year. Commissioner Buthod moved this bid be approved. Commissioner Willner seconded the motion. So ordered.

RE: AWARDED OF BID FOR CRUSHED STONE..BITUMINOUS MATERIALS & COLD MIX

The following bids were received last week and taken under advisement so that Mr. Karch could compare prices:

Evansville Materials, Inc.....Crushed Stone and Gravel
J. H. Rudolph & Co. Inc.....Cold Mix Asphalt Patching Material
J. H. Rudolph & Co. Inc.....Bituminous Materials

Commissioner Buthod moved that these bids be awarded. Commissioner Willner seconded the motion. So ordered.

RE: REJECTION OF BID ON PETROLEUM PRODUCTS

Only one bid was received last week on Petroleum Products and this was from Texaco Inc. The bid was referred to the County Auditor and Mr. Karch in order that specifications and prices could be checked. They didn't bid on all categories, and isn't in compliance with the specifications. Commissioner Buthod moved that this bid be rejected and authorized the Auditor to readvertise for bids.

Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that a semi had hit the bridge on First Avenue and that he and Mr. Biggerstaff were going out there to see what damage was done. He also said that he received notice from the Diamond Crystal Salt Co. that they have a better plan for the County getting salt from them. Instead of the County having to pick it up, it could be delivered to the Mead Johnson Terminal in large quantities, thus saving the County money. Commissioner Buthod wondered if anyone had any idea as to how many Federal statutes were being violated by salting the roads. He said that in the future some serious problems will have to be faced on this.

Mr. Willner said that he is working on a location for a dumpster in Daylight.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that last week he had received a letter from Frick and Powell which was presented to the Commissioners at that time. They were interested in granting an easement and would like for Felstead Road to be extended to Schurte Road along said easement by the County. Mr. Biggerstaff said that he had talked with Mr. Morlin and checked on the Highway need study. He presented a map showing location and said that if they wanted to grant the Right of Way to Vanderburgh County and build the road, the county would be glad to accept it but Mr. Biggerstaff didn't think that Vanderburgh County should accept the responsibility of making this connection because this would be no different than any other subdivision. Therefore he did not take it before the Transportation Committee and if The Commissioners would like, he would do so next month.

Commissioner Buthod moved that the Engineer be directed to notify the office of Mr. Powell that Vanderburgh County has no plans to build any such connecting roads, that if it is built according to county specifications by the subdivider or developer, that it will be accepted as any other county new road. Commissioner Willner seconded the motion. So ordered. So ordered.

Mr. Biggerstaff said that the question of cost was brought up on the Oak Hill Road and Lynch Road at the last meeting and he had a new application to submit to the Arterial Road & Street Board for reapproval of the project so that this extra money could be picked up for this contract. This application is to be signed by the Auditor and it will be forwarded to the Road and Street Board.

RE: CHANGE ORDER

Mr. Biggerstaff presented a change order for the structure on Boonville-New Harmony Road, west of Darmstadt Road, in the amount of \$440.00, this is for additional tonnage required to meet Indiana State Highway Standards for Super elevation.

Commissioner Buthod moved this change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: RIGHTS OF WAY

Mr. Biggerstaff presented a Right of Way claim that had been presented before but the extensions weren't proper although total cost was proper. He has had the Right of Way buyer to correct error and is now presenting this claim to the Commissioners for their approval, in the amount of \$2,000.00. This claim is in favor of Alice K. Rueger for easement in widening St. Joe Avenue.

Mr. Biggerstaff presented another claim for easement in widening St. Joe Ave. in favor of Clarence J. & Rosa E. Rueger in the amount of \$2,015.05. Commissioner Buthod moved that these easements be accepted and the claims be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a Right of Way claim for the project on Mill Road for Edgar Willis in the amount of \$59.80. Commissioner Buthod moved this easement be accepted and the claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented three claims in favor of Mr. James R. Pearson for negotiations in the purchase of property for the Mill Road Project. The amounts of claims are \$75.00, \$75.00 and the third claim is for \$100.00. Commissioner Buthod moved these claims be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff had correspondence from the Engineer's in Georgia, regarding the design of a highway bridge across the L & N tracks on the Darmstadt Road of an overpass. He said that he would go over this design and bring it before the Commissioners again next week.

RE: MR. HARNESS

Mr. Harness presented an application for the approval of the Commissioners, for the admission of Mr. James M. Griggs to the Pleasantview Rest Home. Commissioner Buthod moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said that he was told by the County Attorney, to be on the safe side, when groceries, bakery products or dairy supplies are to be purchased on open market, that he should be appointed the administrator in order that he be able to purchase such supplies. Commissioner Buthod moved that Mr. Harness be appointed administrator of the Pleasantview Rest Home. Commissioner Willner seconded the motion. So ordered.

RE: MR. KOEHM

Mr. Koehm presented three bonds to the Commissioners, one from P.M. Construction Co. Inc., one from Municipal Engineering & Construction Corp., the other was from Contractors Sheet Metal & Roofing Co. Inc. These three bonds are on work done in connection with the water system at Hillcrest-Washington Home.

Mr. Koehm said that in the process of Mrs. Behme having her property re-modeled, everything is in order and they are just waiting for her to come in with the money for her permit.

RE: TRAFFIC PROBLEM

Mr. Gene Clabaz asked the Commissioners what they were going to do about the traffic on Green River Road. Commissioner Buthod said that the Commissioners were trying to approach this from both, the views of the City and the County, as both Oak Hill Road and Green River Road are partly in the City and partly in the County and it is a question of getting together with the City Attorney. He said that he doesn't see any objection, subject to approval of the County Attorney, to do something about this.

Mr. Clabaz said that there had been an order to prepare an ordinance on this some time ago but then the subject was dropped.

Commissioner Buthod moved that the Commissioners direct the County Attorney to prepare an ordinance restricting traffic of semi-trailers on those portions of Green River Road and Oak Hill Road which lie within Vanderburgh County and outside the corporate limits of the City of Evansville. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mr. Biggerstaff if there is a rebuilding program for Green River Road as yet. Mr. Biggerstaff said no, that they have their projects that they want to finish this year and that next year they want to complete the Eichoff Road project and by that time the transportation study may start on Green River Road.

Commissioner Stofleth read a portion of the minutes of September 2, 1970, that the following requests are submitted by the City Traffic Engineer, Sheriff's Department, Vanderburgh County Highway Department Superintendent, Load limit on Oak Hill Road...15 tons, reduce the speed limit on Oak Hill Road to 40 miles per hour, from Booneville Road to Hwy. 57. It was noted that the speed limit on Oak Hill Road is now 35 miles per hour.

Mr. Biggerstaff said the Commissioners approved two appointments in the County Highway Department and he thought they were to be placed on the payroll as of the 15th of November but the Highway Department meant for them to be paid starting the 15th of November, so there are two boys who got no pay check last Friday, and wondered if it would be possible for the Auditor to issue checks to these boys today. This was approved.

Meeting recesses at 12:25 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY ATTORNEY</u>	<u>COUNTY AUDITOR</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Thomas Swain	Lewis F. Volpe	C. Leach
James M. Buthod			R. Lyles
Robert L. Willner			S. Smith
			A. Jackson

Secretary: Margie Neaks

[Handwritten signatures of A. J. Stofleth, James M. Buthod, and Robert L. Willner]

BOARD OF COUNTY COMMISSIONERS

0297

COUNTY COMMISSIONERS MEETING
NOVEMBER 22, 1971

The regular meeting of the County Commissioners was held on Monday, November 22nd at 9:30 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: CLAIM FROM SHERIFF'S OFFICE

A claim was presented from the Sheriff in the amount of \$5,474.75 for the meals of the prisoners. This account was checked and it was found that this exact amount is what is left in this account. Commissioner Buthod moved that this claim be approved to the extent of the amount available in the fund. This is a partial payment. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...CITY OF EVANSVILLE

A claim was received from the City of Evansville in the amount of \$8,400.00, which is due for the account of Civil Defense. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION....FOLZ

A re-zoning petition was filed by Joseph, Oscar, Emma and Josephine Folz. Premises affected are situated on the East side of Green River Road, a distance of approximately 1,200 feet from the Southeast corner of the intersection formed by Bergdolt Road and Green River Road. There are three parcels. The requested change is from A to C-1B, R-2 and RS. Commissioner Buthod moved that this petition be approved on first reading and forwarded to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BID ON CHEMICALS FOR BURDETTE PARK

The bid was opened last week, submitted by Ulrich Chemical Co., on the Chemicals for Burdette Park Pool and was taken under advisement in order to compare the prices. The amount of bid of \$4,275.00 was identical to prices of last year. Commissioner Buthod moved now that the bid of Ulrich Chemical Co. be accepted. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

KNIGHT TOWNSHIP ASSESSOR

Juanita Roth	4606 Taylor Ave.	Deputy	\$12.00 day	Eff: 11/15/71
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PLEASANTVIEW REST HOME

Flora B. Zick	1111 California	Nurses Aide	\$315.00	11/16/71
Evelyn M. Blythe	Mt. Vernon Ind.	" "	"	11/22/71

RE: COMPLAINTS ON BUILDINGS

Commissioner Stofleth said that he had received word from the Building Commissioners Office on complaints of the buildings on 503, 507 and 509 Oakley Street. Mr. Swain said that this is part of the E.A.R.C. development and the County purchased these parcels for this project and he thought that these buildings should be torn down. He said that the bond money will pay for them being torn down but it is up to the Commissioners to see that it is done. Mr. Tom Jones said that there is about \$7,500.00 in the account for demolition. Mr. Swain said that he had complaints that there is vandalism and people going in and out of these buildings. Commissioner Buthod moved that the Building Commissioner get invitational bids for the demolition of these buildings. Commissioner Willner seconded the motion. So ordered. Commissioner Buthod said that it would be a good idea to check to see if there were more of these houses that should be demolished.

RE: COMPLAINTS ON AREA OF DUMPSTERS

Commissioner Stofleth said that he had received numerous complaints of trash being dumped outside of the dumpsters at the County Garage and on St. Joe Ave.

He said that the Commissioners have constantly requested that people show some kind of gratitude for what is being done for them but apparently they don't pay any attention. The statute reads that it is illegal to dump on the Right of Way or in any lake or stream or on private property without permission. Also that for this type of dumping, there is a fine of from \$25.00 to \$100.00 with 5 to 30 days in prison.

Commissioner Buthod said this needs to be called to the attention of the prosecutor, get license numbers and ask the prosecutor to move on this, or the Sheriff who has the authority to do so.

He said that one thing that should be done is to inform the public that these dumpsters are only for household refuse only and not for commercial refuse and that signs should be posted.

Mr. Karch said that he could construct and post these signs. The Commissioners agreed that it should also be posted as to maximum fine of \$100.00 and 30 days in prison.

Mr. Karch said that he had asked people at daylight as to placing the dumpsters there, with no results. He did get permission from Hoffman's grocery store, near Gaptown, to place a dumpster on their property.

He was also asked to fill an abandoned cistern that is on the County Right of Way. He said that the County has some surplus pea gravel that can be used for this. Mr. Karch was instructed by the Commissioners to go ahead with this.

RE: LETTERCOMMUNITY COUNCIL OF SOUTHWESTERN INDIANA INC...REQUEST

A letter was received by the Commissioners from the Community Council of Southwestern Indiana Inc. It noted that during the last General Assembly, the Community Council and the Council of Churches co-sponsored a Saturday morning program called, "The People Meet Their Legislators." They felt it was a successful method of communication between the legislators and the citizens. They requested the permission of the Commissioners to use the Council Chambers (Room 301) in the City-County Building on Saturday mornings beginning January 8, 1972 and continuing through March 11, 1972. These sessions would begin each Saturday at 10:00 a.m. and run until 11:30 a.m. The letter was signed by Joseph J. Dunne, the Executive Director of the Community Council.

Commissioner Buthod said that permission will also have to be asked of the City and the Building Authority. The Secretary of the Commissioners having checked to see that the Council Chambers were available on the dates requested, Commissioner Buthod moved that the Commissioners grant their approval. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS APPROVED.....QUARTERLY BIDS

The specifications for quarterly bids were presented to the Commissioners for the groceries, bakery goods and the dairy products for the Pleasantview Rest Home and the Hillcrest-Washington Home for January, February and March of 1972. Commissioner Buthod moved that these specifications be approved and instructed the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

It was noted that Mr. Harness was named administrator of the Pleasantview Rest Home and in case there were no bids on certain of these items, this would make it possible for him to buy such products on the open market.

RE: POOR RELIEF

There were two gentlemen present to appear before the Commissioners, a Mr. Meade and Mr. McBride. They were told that they must have representation from the office of the Trustee in order to be heard.

Mr. McBride said that there should be an investigator at the meeting to represent him so the Commissioners secretary called the Trustee's office to inform them that the investigator was needed. Mr. Willlett then appeared.

ROGER MCBRIDE...610 Ravenswood...Pigeon Township...Mr. Willlett, Investigator. Mr. Willlett had asked for rent and was refused. He was two months behind on his rent. He is layed off from Whirlpool. They have three children, ages 4, 2 & 9 months. They are expecting again. Mr. McBride said that he had talked to the Landlord about weekly payments on his rent but the landlord would not accept it. His rent is \$80.00 per month. Mr. Willlett said that Mr. McBride came into the office on Nov. 1, 1971, and asked for food, utilities and medical help, what he had just been layed off and until a person uses up his last check, the Trustee's office is not allowed to help but he was given a food order at this time. Mr. Willlett told Mr. McBride to sign up for unemployment. Mr. McBride returned to the office later and asked about his rent. Mr. Willlett said that until he was a monthend in his rent with an eviction notice, there was nothing that could be done for him. He said that it is doubtful that he

will be called back to Whirlpool, that he has tried to get other jobs but hasn't been successful. Mr. McBride is now receiving his unemployment checks. Mr. Willett said that when a person collects unemployment, it is a substitute for their pay and they will have to cut down on expenses, also if the landlord won't take weekly payments, he will have to find a less expensive place to live. He is now on food stamps. Mr. McBride is looking for a cheaper place to live. Commissioner Buthod moved that this case be referred back to the Pigeon Trustee and asked Mr. Willett to contact the landlord and try to assist Mr. McBride in working out the problem of the rent. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF...CLAIMS

A claim was previously presented to the Commissioners and was approved subject to a letter of authorization as to the duly authorized trustee of the Trinity Baptist Church. This claim was again presented with the letter requested. The claim was in the amount of \$2,000.00 for Right of Way for St. Joe project. Also easement was presented and approved. The acceptance form was then signed by the Commissioners.

A claim was presented in the amount of \$2,979.00 from Gladys Alexander, also easement for the reconstruction and widening of St. Joe Avenue. Commissioner Buthod moved this claim be approved. Commissioner Stoffeth seconded the motion. So ordered. Project 191-22

A claim and easement was presented also in favor of Gladys Alexander. The amount of this claim being \$5,799.00 for improvements and land for the widening of St. Joe Avenue. Project 191-22. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim and easement was presented to the Commissioners from Donald G. Davis. The claim being in the amount of \$1,285.00 for Right of Way in widening St. Joe Avenue. Project 191-22. 3 Parcels.

A claim was also presented with easement from Donald G. Davis, in the amount of \$3,615.00 for St. Joe Right of Way. Project 191-22. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim and easement was presented, also in favor of Donald G. Davis, the claim in the amount of \$2,850.00 for easement in the widening of St. Joe Avenue. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Cuts-In were presented and referred to Mr. Biggerstaff.

RE: REQUEST PERMISSION TO ATTEND MEETING

Mr. Biggerstaff asked the permission of the Commissioners, for Mr. Dan Hartman to attend a seminar on November 29, 1971, that the registration fee for the seminar is \$25.00 and also requested per diem for one day. Commissioner Buthod moved this request be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff asked permission to attend a meeting the first of December for the subdivision control of water and sewer problems. Commissioner Buthod moved that not only permission be granted but the County Engineer be instructed to attend. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCH

Mr. Karch said that the cost would probably be pretty high in the making of signs to post at the site of the dumpsters. Commissioner Buthod said that this could be paid out of the highway fund, then the highway could be reimbursed from the general fund. Mr. Karch said that he couldn't give an estimate, off hand, as to the cost of the signs. Commissioner Stoffeth requested that Mr. Karch get some invitational bids to get some idea of what the cost would be.

Mr. Karch said that Feigel Construction is back on the job on striping at the Beonville-New Harmony Road.

0300

RE: MR. ROEHM

Mr. Roehm said that Mrs. Eshme has taken out her building permit.

Mr. Roehm asked permission to attend a meeting in Indianapolis on November 29, 1971. He said that he would pay his own expenses except for transportation. Commissioner Buthod moved that permission be granted. Commissioner Willner seconded the motion.

Commissioner Buthod told Mr. Roehm that before he arrived, there was a matter of certain buildings at 503, 505 and 509 Oakley Street, which are part of the Retarded Children's Center, that the Commissioners have been requested to have these buildings demolished and that a motion was made and seconded that Mr. Roehm secure invitational bids for the demolition of these three buildings. Commissioner Buthod said that there is \$7,500.00 in the E.A.R.C. demolition fund. Mr. Roehm was advised to check these houses as people may still be living in them. Commissioner Buthod so moved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod said that he was advised that Mr. Harness was unable to attend today's meeting as he was having trouble with the Laundry at the Pleasantview Rest Home.

RE: MR. PUGH

Mr. Pugh said that it was customary with the state to have a party when mapping the final acre in the water and soil conservation study and have a ceremony to celebrate the occasion and asked the Commissioners if they could come out on the afternoon of the sixth or seventh of December around 1:30 p.m., also Mr. Biggerstaff, Mr. Marlin and others. The Commissioners said that either day would be okay and those available would attend, but to let them know which day he decides on.

RE: ORDINANCE PRESENTED

Mr. Tom Swain, County Attorney, submitted an ordinance banning semi-trailer trucks on Green River Road and Oak Hill Road, in the County. The ordinance carries a penalty for violation of a \$300.00 fine and-or up to 180 days in jail. The Sheriff's office will enforce the new ordinance and the county highway garage is to begin placing road signs immediately. Commissioner Buthod moved that the ordinance be approved. Commissioner Stofleth seconded the motion. Mr. Swain wanted it noted that he got the ordinance last Monday. The vote being unanimous, the motion carried.

Meeting recessed at 10:20 a.m.

RE: NIGHT MEETING PROPOSED

During the Drainage Board meeting it was proposed by Commissioner Stofleth, that a night meeting be held once a month, that he had been contacted by four or five persons who would like to attend the Commissioners meetings but can't because they work during the day. Commissioner Stofleth said that he would like to try it for a month or two to see if anyone would attend. Commissioner Buthod said he would be willing to attend but that he wasn't convinced that the night meetings were necessary. He said that the Commissioners do hold night meetings when a controversial matter is before the panel, and indicated that he favors this policy. Commissioner Willner said that he would like a week to think about the proposal. Commissioner Buthod said that this would be an inconvenience for the county employees that were required to attend. This proposal was tabled, for study, until next week.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

C. Leach
S. Smith CLARK
G. Clabes
R. Lyles A. Jackson

Secretary: Margie Weeks

A. J. Stofleth
James M. Buthod
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

0301

COUNTY COMMISSIONERS MEETING
NOVEMBER 24, 1971

A special meeting was held by the County Commissioners on Wednesday, November 24, 1971 at 9:30 a.m. with President Stofleth presiding.

RE: THE CLOSING OF THE HILLCREST SANATORIUM IN VINCENNES, INDIANA.

Dr. Brockmole, the Health Officer for the City and the County, stated that the problem is that Hillcrest Sanatorium has been going down as most T.B. Sanatorium's throughout the country have and he understands that Silver Crest Sanatorium in Terre Haute is also closing.

He said that they now have six patients at Hillcrest Sanatorium at the present time and that he has received notification from Hillcrest that they are operating in the red and feel that they can no longer continue to operate so will close their doors on December 31, 1971, and the patients that are still there at that time will be transferred to the Good Samaritan Hospital in Vincennes.

Commissioner Stofleth asked if there would be a change in the cost of caring for the patients by transferring them.

Dr. Brockmole said, "very definitely" as the patients will be going into general hospital care.

Commissioner Buthod said that the County had as many as twenty to twenty-five patients at Hillcrest Sanatorium three or four years ago so in terms of gross dollars, general hospital care isn't going to cost the county any more than it did three or four years ago.

Dr. Brockmole said that he wanted to bring out the fact that now there is more home care and less hospital care and under home care, the conditions have to be right for them to be allowed to enter the home and even if the cases are non-infectious, the patient must still be under treatment for a two year period.

Mildred Knodel, R.N., the Tuberculosis Control Officer for the City and County, said that they have treated 21 patients so far this year whose total treatment has been given in the home and this type of treatment has been on the increase. She said that the number of patients who have been admitted to Hillcrest this year has been eighteen and of these eighteen, two have passed away. She said that the period for the stay of the patient in the hospital has been running four to five months but some can be released in as little as thirty days. She said that another problem that they are confronted with is that some patients have no home to return to when they can be released from the hospital.

Mrs. Knodel said that there were forty-two active T.B. cases last year and only twenty-five so far this year, also that the reactivation of old inactive cases make up 1/3 to 1/2 of the active cases this year, and last year, in addition to forty-two new cases, had twelve reactivations.

Dr. Brockmole said that many of these patients are in moderately or far advanced stages and infectious, thereby spreading this disease around among the younger generation.

Commissioner Buthod wondered if the doctor found any economic parameter that generally applied, and if the cases found were generally with poor nutrition or poor surroundings and if there were environmental factors that seemed to be generally prevalent.

Mrs. Knodel said that these factors are usually present among the more impoverished groups but not necessarily as stress plays a big role in the breakdown of causes.

Commissioner Buthod wondered if it would be conceivable that any portion of the Pleasantview Rest Home could be remodeled to provide accommodations and what the cost would be for remodeling and for adequate care for the T.B. patients in extended care during the infectious stage when definite control is needed.

Dr. Brockmole didn't think a qualified staff could be found and said that there would also be the problem of a license which the home would have to qualify for in providing comprehensive care.

Commissioner Buthod said that despite the efforts of many years, the difficulty of early detection of less serious cases, the total community's participation is such that we are never going to reduce it to the point as has been done in other diseases and thought some minimal facility can be planned as it cannot be afforded in a general hospital. He also thought this problem to be that of Southeastern Indiana Region, or on a statewide basis.

Commissioner Stoffleth said that he thought the best thing to do would be to wait until the information is received by Dr. Brockmole, that he is seeking, in order for him to make a recommendation to the County Commissioners.

Commissioner Buthod asked if there were any privately operated extended care centers with any kind of T.B. facilities in this area.

Dr. Brockmole said that there was such a hospital in Madisonville, Kentucky, which he thought offered the best care and the cost per day would be \$30.00 including doctor's fees, per diem.

It was noted that if a patient were cared for in the general hospital, they could take advantage of their medicare and medicaid.

Commissioner Buthod suggested that the efforts be approved and if possible, authorize the admission of patients to the hospital in Madisonville, Ky. if this can be worked out, and in the mean time transfer patients to the Good Samaritan Hospital in Vincennes.

Mrs. Knodel said that the Good Samaritan Hospital is new and they plan to use private rooms on the sixth and seventh floors to accommodate these patients and the rates will run from \$37.50 to \$42.00 per day plus the doctor's fees and extra's. She also said that with Dr. Stewart's initial and follow-up care, they are assured of continuity of care, as this is important.

Commissioner Buthod said that with no more patients than are involved, they could be acted on individually upon the recommendation of the physician.

Dr. Brockmole said that he liked the idea that was suggested as to extended care at the Pleasantview Rest Home, if this could be worked out.

Commissioner Stoffleth invited those present to visit the Pleasantview Rest Home.

Kathy Freidenberger of the Health Department said that she was in the process of writing to the hospital in Madisonville, Ky. and that she would refer them to the County Commissioners.

Mrs. Knodel said that of the six patients that remain at the T.B. Hospital in Vincennes, two are being discharged and possibly only one will remain by the end of the month but there is also the possibility of new patients being admitted.

Dr. Brockmole thanked the Commissioners for their time and their excellent co-operation.

Commissioner Stoffleth said that the Commissioners would see what could be worked out at the Pleasantview Rest Home.

Meeting recessed at 10:20 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stoffleth
James H. Buthod
Robert L. Willmer

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

C. Leach
W. Lyles

Secretary: Margie Hooks

A. J. Stoffleth
James H. Buthod
Robert L. Willmer

0302

COUNTY COMMISSIONERS MEETING
NOVEMBER 29, 1971

The regular meeting of the County Commissioners was held on Monday, November 29, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of the meeting of November 22, 1971, were approved as engrossed by the Auditor and the reading of them was dispensed with.

RE: POOR RELIEF

DEBORAH K. APPEL...1816 S. Garvin...Pigeon Township...Mrs. Martin, Investigator. Mrs. Appel had asked for food and rent. She and her husband have gone back together. Her husband hasn't worked since August. They have three children, ages of one year, two years and five months. Mrs. Martin said that she was told by Mr. Hatcher of the Sweetser Housing Project, that the Appel's had loud parties, had men there and that the home was filthy and that he had served the Appel's with a notice to move.

Mrs. Appel said that they played cards and the neighbor complained of the noise. She also said that her home was clean and anyone could inspect it. They have been receiving help from the Pigeon Township Trustee on food and rent periodically since May of 1970. Mr. Appel has been looking for work with no success. He has applied for unemployment.

Commissioner Willner said he thought an investigator should be sent to the home and that someone should talk to the landlord to see what can be worked out.

Commissioner Stofleth recommended that Mrs. Martin talk to Mrs. Scales about the Appel's staying there and that they receive one month's rent and food for the children.

Commissioner Butthod said that he couldn't see or understand the position of Mr. Hatcher in wanting to put these people out in the cold. He then moved that rent be paid and food be provided these people for one month but didn't know what could be done if the housing authority refuses. Commissioner Willner seconded the motion. So ordered. Commissioner Stofleth told Mrs. Appel if Mr. Hatcher refused them after Mrs. Martin talked to him, to report back to the Commissioners and they would see what could be done.

RE: PERMISSION TO OPEN BIDS

The County Attorney was given permission to proceed with the opening of bids that were received.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

AUDITORS OFFICE

Lucille Musgrave	4304 Pennington	Extra	\$12.00 day	Eff: 11/22/71
Ione Hayes	1609 Ewing	=Dra. Brd. Clk.	\$5000.00 Yr	12/1/71

AUDITORIUM

Archie Briggs	616 E. Mulberry	Maintenance	1.70 Hr	11/16/71
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VOTERS REGISTRATION OFFICE & PIGEON TWP. ASSESSOR

Gertrude Sutherland	2204 N. Fifth Ave	Clerk	12.00 Day	11/22/71
Haraloyd Stansberry	300 Olmstead Ave	3rd Deputy	\$200.00 Yr	12/1/71

RE: EMPLOYMENT CHANGES...RELEASES

AUDITORS OFFICE

Janice Decker	4609 Pollack Ave	Dra. Brd. Clk.	\$5000.00 Yr	11/30/71
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PIGEON TOWNSHIP ASSESSOR

Phyllis Ford	532 S. Grand	Third Deputy	\$5200.00 Yr	11/30/71
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RE: LETTER FROM DEPARTMENT OF THE ARMY

A letter was received by the Commissioners from the Department of the Army, stating that applicants have applied for extensions of time to their existing Department of the Army permits, subject to Section 10 of the River and Harbor Act of 1899, to dredge sand and gravel for commercial purposes from the Ohio River, Namely: Evansville Materials Inc., Nugent Sand Co. Inc. of Louisville, Ky. and E.T. Slider Inc. of Jeffersonville, Indiana.
Letter received and filed.

RE: LETTER OF REQUEST..PERTAINING TO LYNCH ROAD

The following letter was received by the Commissioners:

Gentlemen:

The undersigned are firms doing business on/or adjacent to Lynch Road. Our Awareness to the needs for safety features pertaining to Lynch Road is based on our everyday use of the road.
We would like for you to take action on the following:

1. Install guard rails along Lynch Road. Every year during the winter months numerous cars slide into the deep ditches.
2. Restripe the center line and stripe solid white lines down the sides of the pavement.
3. Place Lynch Road on the top of the priority list for salting and sanding and removal of snow and ice. Lynch Road is extremely slick with the first sign of ice or snow.
4. Place warning signs along the road to indicate slick conditions when wet.

The traffic is very heavy on Lynch Road under normal conditions. Traffic has increased because of the re-location work being accomplished on Hwy. 41.

Our request is made of you on behalf of safety. The time to react is now before a tragedy occurs.

Very truly yours,
Creasey Co. Inc.
Custom Tool & Mfg. Inc.
Dale Sales Co.
Evansville Food Distributors Inc.
Federal Produce Co. Inc.
Flair Molded Plastics
Inland Container Corp.
Moll Tool Plastics Corp.
National Material Corp.

Ralston Purina Co.
Smith & Butterfield Co. Inc.
Office Product Division
Snap Photo Division
Tri-State Racquet Club
Springfield Wire of Ind. Inc.
Tims
Ulrich Chemical Inc.
Wayne Supply Co.

Commissioner Buthod moved this request be referred to the County Engineering Department and to the County Highway Department for recommendation.
Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM NEW YORK LIFE INSURANCE CO.

Letter was received by the Commissioners from the New York Life Insurance Co. on hospitalization. It stated that they were submitting to the Commissioners, for their consideration, the following information which was discussed with them on November 23, 1971. They stated that accrued claims during the past nine months have been substantial. Accrued claims plus the factor of increased medical care costs. If the trend continues for 1972, accrued claims would amount to 113% of the premiums. This does not take into account, expenses. They said that New York Life is not attempting to recover its losses, setting rates to cover expected claims for 1972 was based on past experience. Due to the foregoing statement beginning on Jan. 1, 1972, New York Life premium will be \$17.26 for single coverage, an increase of \$5.36. The premium with dependent will be \$28.54, an increase of \$8.85. The Insurance Co. now has coverage on 491 employees of which 164 are covered with dependents. This shows an increase of \$2,631.78 per month which means an increase per year of \$31,580.12 for single coverage. If \$40.00 deductible is desired for hospital benefits, then for employees it would be \$16.03 and dependent unit \$23.77. They stated that they would discuss this further with the Commissioners, at their convenience.

Commissioner Skoffeth said in his opinion, if this Insurance was taken with another company, the same problems would exist with the new company, and if the County continues with this Insurance Company, a special appropriation would have to asked of the County Council.

Commissioner Buthod said that he saw no alternative, also that he has very little confidence in an Insurance Company that misses the amount of premiums this far. He said that it seemed to him that this is an increase of right at 40%. He said that he would vote to continue this program with certain funds that we have.

Commissioner Stofleth said he was informed that the claims were 98% of the premiums up to the present time.

Commissioner Willner wondered if their rates were based solely on the policy of the County or based on their entire operation.

Commissioner Stofleth suggested the Commissioners and representative from the Insurance Co. have a meeting for discussion. This was agreeable with the other Commissioners.

RE: LETTER....PUBLIC EMPLOYEES' RETIREMENT FUND

The following letter was presented to the Commissioners, addressed to the County Auditor:

Dear Mr. Volpe:

Enclosed is our "Acceptance and Approval" of your unit's Resolution electing to participate in the Public Employees' Retirement Fund. We have assigned account number 900 to your unit and this number should appear on all reports submitted to this office.

Reports and payments are due on a quarterly basis. Your first report for the period of January 1, 1972 to March 31, 1972 is due in this office on April 10, 1972.

We Request that the employee responsible for the quarterly reports and enrolling your employees under PERF make a personal visit to this office. In a personal visit, we can familiarize this employee with PERF forms and procedures.

Your Cooperation in this matter will be appreciated.

Mr. Volpe said that he would like for two employees to go to the office of PERF to become acquainted with the procedures. He said that the record must be retained, of the date of rank of each employee.

Commissioner Buthod moved that permission be granted for two of the Auditor's employee's to attend PERF for conference and that the County defray expenses for transportation and meals, per diem. Commissioner Willner seconded the motion. So ordered.

Mr. Volpe then excused himself, as he had to return to the meeting of the State Tax Commissioners.

RE: COMMENTS ON BRIDGES

Commissioner Stofleth stated that it had been brought to the attention of the Commissioners that bridges have previously had plaques of some nature, such as the year that they were built and wondered why this isn't still being done. Mr. Biggerstaff said that the dates were engraved in concrete of old bridges but would now have to attach a metal plate to the bridges today and he would have to find out what the cost would be.

Commissioner Buthod said that he thought the date that the bridge was completed and any identification number that it might have should be posted on the bridge. Commissioner Stofleth thought the date most important.

Mr. Biggerstaff said that he would look into this.

RE: NIGHT MEETINGS DISCUSSED

Commissioner Stofleth said that he had had requests from county residents who wanted to attend the meetings but could not because they work during the day.

Commissioner Buthod said he felt it would be difficult to conduct the general, routine business at night because the officials they need to talk to are not in the building. He said that he personally has reservations about the benefits of night meetings, but would go along and added that it would be more convenient for him to attend night meetings as it wouldn't conflict with his office hours.

Commissioner Stofleth recommended that an evening meeting be held, once a month, for three months, in order to see what the response will be, from the public. He said that if no interest is shown, these meetings will be omitted. Commissioner Buthod and Commissioner Willner said that they were willing to try the evening meetings, on a trial basis.

Commissioner Stofleth said that the City Council have evening meetings and next year, plan to have town hall meetings.

In checking the statute, it was found that the first meeting of the month must be during working hours.

Commissioner Stofleth moved that the County Commissioners have a night meeting,

once a month for three months, to be on December 13, 1971, January 10, 1972, and February 14, 1972, to see how much public interest is shown for night meetings. These meetings will be on the second monday of each month for three months. Commissioner Buthod seconded the motion. The vote being unanimous, the motion carried. *7 PM - Time of meeting.*

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had mentioned last week, that he had received the preliminary plans from the Engineer's regarding the structure over the L & N Railroad on the Darmstadt Road. He said that they have gone over the plans which meet with the requirements and they are satisfactory as far as the office of the County Surveyor is concerned.

Commissioner Willner stated that there is now a four lane on First Avenue and wondered if it wouldn't be feasible to have a four lane on Darmstadt Road for future expansion.

Mr. Biggerstaff said that there isn't that much traffic there. He recommended approval of these preliminary plans. Commissioner Buthod so moved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Mr. Biggerstaff presented three cuts-in to the Commissioners.

Two were from the Waterworks Dept. One to make a cut as is necessary to remove an old fire hydrant on Upper Mt. Vernon Road, the other to cut into the shoulder and edge of pavement to install water service to a house on the West side of Redbank Road.

One from So. Ind. Gas & Electric Co. was to perform open cut excavation across Pollack Avenue for the purpose of making a 6-inch H.P. gas piping tie-over, and asked that Mr. Koch pay particular attention to this.

Commissioner Buthod moved these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented from Connie Garnett in the amount of \$11,360.65 for sandblasting the swimming pool at Burdette Park.

Mr. Biggerstaff recommended approval of this claim.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he didn't think the concrete would suffer, in waiting until next year to paint the pool.

A claim was presented from Robert Rickard Jr. of Rickard Realty Inc. in the amount of \$600.00 for Right of Way purchases on St. Joe Avenue. Mr. Biggerstaff recommended approval of this claim. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered. #191-22

A claim was received from William W. Herrall in the amount of \$5,100.00 for Right of Way purchases on St. Joe Avenue. #191-22. Also easement. Commissioner moved, upon the recommendation of Mr. Biggerstaff, that this claim be approved. Commissioner Willner seconded the motion. So ordered. Easement accepted.

A claim was presented from Annie Hall in the amount of \$500.00, also for Right of Way purchases on St. Joe Avenue, #191-22. Also easement. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered. Easement accepted.

A claim was received from Andrew, Harold, Venita, Alvin, and Luella Schmidt and Glen & Amanda Shelton in the amount of \$100.00 and these people want all seven names on the check. Commissioner Buthod moved that this Right of Way purchase for Mill Road be approved and the easement be accepted. Commissioner Willner seconded the motion. So ordered. 191-53.

A claim was received from James Pierson in the amount of \$75.00 for the Right of Way purchase on Mill Road, 191-53, and easement. Commissioner Buthod moved this claim be approved and the easement accepted. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Bower Corp. in the amount of \$5,016.00 for the Right of Way and easement on Buena Vista Rd. 191-32. Commissioner Buthod moved that this claim be approved and the easement be accepted. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked about the Ohio Street Bridge. Mr. Biggerstaff said that they are starting to work on this project, this morning, also that they are starting work on the Warrick County Line Road Bridge on Wednesday.

Mr. Biggerstaff said he had talked to Mr. Niederhaus on Volkman Road and that John Mans has gone over the project with him, on the amount of damages due him because of a ditch through his property. Mr. Biggerstaff said that he would bring the plans for the bids to the Commissioners.

RE: MR. KARCH

Mr. Karch said that the bridge on Ohio Street will be closed for approximately ten days, that it will take a little longer because of the bad weather.

Mr. Karch also stated that the Commissioners had asked him to find out the cost of signs to be placed in location of the dumpsters. He said that the cost would be approximately \$400.00 for 14 signs if the County does the work. He thought this was too high. He called Burkert Walton and found that signs approximately 18 by 24 inches with the ordinance on them would cost approximately \$50.00 per 100 signs. The plastic bags to cover the signs can be purchased extra. The second 100 signs could be purchased for an extra \$15.00.

Commissioner Butthod moved that Mr. Karch get with the County Attorney and get the language for the signs worked out and proceed with the purchase of them and the necessary plastic sheathing for them. Commissioner Willner seconded the motion. So ordered.

Mr. Karch said they are putting the water line on Red Bank Road between Upper Mt. Vernon Road and Hogue Road. He said that they called and asked that the road be closed from 8 a.m. until 4:30 p.m. for two weeks to install the water line from Upper Mt. Vernon Road to Hogue Road. Commissioner Stoffleth asked if there shouldn't be a bond for the protection of the road during this time. Mr. Biggerstaff said that this road is in poor shape, he thought it a good idea to look at the road. It was agreeable with the other Commissioners for Commissioner Stoffleth, Mr. Karch, and Mr. Biggerstaff to decide on the amount of the bond after looking at this road.

RE: MR. HOTZ

Mr. Hotz said that there are three small structures at Pleasantview Rest Home and they should be removed. Mr. Harness agreed, as they are eyesores. This work would be done by the county forces.

Commissioner Butthod moved that this work be authorized. Commissioner Willner seconded the motion. So ordered.

Mr. Hotz said that the plans for the emergency lighting system at the Pleasantview Rest Home is in the Fire Marshall's office awaiting his approval.

Mr. Hotz said that a number of cities have eliminated the burning of their Christmas trees and have set up a gathering point and shredded the trees and the public was invited to take the shreds to use for compost for mulching and wanted the Commissioners opinion as to doing this sort of thing in Vanderburgh County.

Mr. Karch thought this a good idea but didn't think the trees would go through the mulching machine very well as they would clog it up and this would be dangerous.

Commissioner Stoffleth asked Mr. Karch to see what information he could get together on this.

RE: MR. HARNESS

Mr. Harness presented four applications for admittance to the Pleasantview Rest Home of a Frank Benadict, Carl Blue, Leona Hunt and Kurnie Sanders. Commissioner Willner moved these applications be approved. Commissioner Butthod seconded the motion. So ordered.

Mr. Harness said that on Thanksgiving day, F's Steak House hosted about forty-five people from the Pleasantview Rest Home to a delicious Thanksgiving dinner with all the trimmings. They were entertained by the clowns from the Shrins Circus. He thought a note of thanks would be appropriate, sent to Mrs. Crow and Mrs. Effinger for this gesture.

Commissioner Butthod moved that a letter of appreciation be sent them.

Commissioner Willner seconded the motion. So ordered. He said that they also furnished the bus to transport these people.

Mr. Harness said that he had talked about a James C. Meyers, sometime ago, who was previously at the Pleasantview Rest Home and has since expired on August 28, leaving a debt of \$2,792.94, and since that time Mr. Lockyear was to look into this to see if some of this money couldn't be gotten from Welfare. He said that he didn't think anything was done on this. He said that he contacted Social Security and found that there was a check in the amount of \$713.30 and now has it. He said that this leaves a total due of \$ 2,079.64.

RE: COMMENTS ON MEETING WITH HEALTH DEPARTMENT

Commissioner Stofleth related to Mr. Harness that there had been a special meeting with the City-County Health Department and during the discussion, Commissioner Buthod made mention that perhaps some of the patients could be transferred to Pleasantview Rest Home since the T.B. Hospital in Vincennes will be closing. He said that other hospitals are being checked on for the active patients. Commissioner Buthod said that what is needed is post-convalescent care for those people who have had T.B. and the disease is arrested but have no place to go, and who might require some supervision. He suggested that Mr. Harness get together with the Health Department to see what the isolation requirements are. Mr. Harness said that he would check this out.

RE: MR. KARCH

Mr. Karch said that he had a request from his men in that since Christmas falls on Saturday this year, as does New Year Day. They requested that the Commissioners grant permission for them to have a holiday on the Monday after each of the two holiday's. It was noted that the holiday's are set on a county-wide basis, also that all offices close on the eve of New Year and of Christmas, at noon.

Commissioner Buthod said that he thought that a policy should be set on this and that the Commissioners should think about it to see what they are going to do, however he favored a whole day off rather than a half day as he thought this totally unproductive.

Commissioner Buthod noted that last year, the Commissioners had given the Teamsters notice that they were re-opening the negotiations on memorandum of agreement, nothing has been done and since it is coming up again and it should be reviewed. He said that if Mr. Karch had any recommendations, he should get with the County Attorney and the Commissioners to formalize this.

RE: VISITORS

Commissioner Stofleth recognized the visitors that attended the meeting today, Mrs. Warner brought a class from the Clara Barton School. The Commissioners said that they were glad this group attended the meeting.

RE: OPENING OF BIDS...CARS FOR SHERIFF'S DEPT.

There were two bids on the cars for the Sheriff's Dept. One from Kem Motors for 4 Station Wagons and 3 Sedans at the cost of \$18,715.90. The other bid was from Key Motors at the cost of \$20,565.63. Commissioner Buthod moved that these bids be taken under advisement for one week to give Commissioner Willner a chance to check the them. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS...PETROLEUM PRODUCTS

There were three bids submitted on the Petroleum Products for 1972. They were from Gulf Oil Co., Texaco Oil Co., and Busler Enterprises Inc. Commissioner Buthod moved that these bids be taken under advisement for checking by the County Attorney. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS...PIPE

There were two bids received on pipe for the year of 1972. They were from Aluminum Culvert Inc. and Nelson Concrete Pipe Co. Commissioner Buthod moved that these bids be referred to the County Highway Superintendent for a period of one week for evaluation. Commissioner Willner seconded the motion. So ordered.

RE: MR. WORK

Mr. Work said that there was n't any meeting set up with the Mayor and his problem hasn't changed, that he still needs more room for the Welfare Dept. Commissioner Burthod said that he didn't think anything would be done before the first of the year, that there will be several things to work out when the Commissioners meet with the new administration and this can be discussed at that time.

RE: POOR RELIEF...CON'T.

DEBORAH K. APPEL...Mrs. Martin, the investigator said that Mr. Hatcher would not accept the rent from the Appel's and that Mrs. Scales would not go over his head.

Commissioner Burthod said that the Welfare Rights or someone should take this matter up.

Mrs. Appel said that they have to be out of the house today.

Commissioner Burthod said that if they wanted the Appel's out, they could get a court order to put them out, and they should see the County Attorney and he would tell them what to do.

The previous motion stands.

Meeting adjourned at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Burthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

A. Jackson
C. Leach
R. Lyles
J. Deckard
H. Marynell

Secretary: Margie Meeks

A. J. Stofleth

James M. Burthod

Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

RECEIVED

OCT 23 1971

VANDERBURGH COUNTY

FILED

OCT 20 1971

PUBLIC EMPLOYEES'
RETIREMENT FUND

RESOLUTION ELECTING TO JOIN THE PUBLIC
EMPLOYEES' RETIREMENT FUND

Lewis F. Volpe
AUDITOR

WHEREAS, The Board of Commissioners of the County of Vanderburgh and the Vanderburgh County Council are the governing bodies of Vanderburgh County, State of Indiana, and

WHEREAS, the actuary for the Public Employees' Retirement Fund has furnished such governing bodies with certain cost estimates to become a participant in such Fund as established by the Acts of 1945, Chapter 340 and all Acts amendatory and supplemental thereto, and

WHEREAS, such governing bodies are fully cognizant that the percentage of cost of gross annual payroll of covered employees has been set at 11.30% by the actuary of the Fund, and that at five year intervals, or more often if directed by the Board of Trustees of the Public Employees' Retirement Fund, the actuary will review the status of the employees covered and shall adjust the cost percentage accordingly so that the fund will remain on an actuarially sound basis, and

WHEREAS, such governing bodies acknowledge its liability and that, pursuant to law they and their successors in office, must appropriate sufficient funds each year to retire the employees' prior service liability in an orderly manner and aksi fund the current costs accruing annually.

NOW, THEREFORE, BE IT ORDAINED by the governing bodies of Vanderburgh County, State of Indiaan:

SECTION ONE: That Vanderburgh County elects to become a participant in the Public Employees' Retirement Fund as established by the Acts of 1945, Chapter 340 and all Acts amendatory and supplemental thereto.

SECTION TWO: The Board of Commissioners of Vanderburgh County and the Vanderburgh County Council agree to make the required contributions under the Public Employees' Retirement Fund Act which is the Acts of 1945, Chapter 340, and all Acts amendatory thereof and supplemental thereto, including specifically the Acts of 1955, Chapter 329, commonly designated as "The Indiana Public Employees' Social Security Integration and Supplemental Retirement Benefits Act".

SECTION THREE: The following are declared to be covered by the Fund: All Full Time appointed Employees and Elected Officials.

SECTION FOUR: It is hereby declared that none of the classifications or positions specified in Section Three are compensated on a fee basis or of an emergency nature, or in a part-time category.

SECTION FIVE: The active participating membership of Vanderburgh County shall begin on January 1, 1972.

SECTION SIX: This Resolution shall be in full force and effect from date of passage and upon approval of the Board of Trustees of the Public Employees' Retirement Fund of Indiana, except that active participation membership shall begin on the date set forth in Section Five.

Dated this 18 day of October, 1971.

THE BOARD OF COMMISSIONERS OF THE
COUNTY OF VANDERBURGH

A. J. [Signature]
President

[Signature]
Vice-President

[Signature]
Member

ATTEST:

Lewis F. Volpe
Auditor

Dated this 20th day of October, 1971.

VANDERBURGH COUNTY COUNCIL

Paul R. Finney
President

William E. Miller
Member

Irene E. Mooney
Member

Otto P. Melthammer
Member

Arthur B. Aarstad
Member

Robert Lutz
Member

F. Wendell Jensen
Member

ATTEST:

Lewis F. Volpe
Auditor

ACCEPTANCE AND APPROVAL

The Board of Trustees of the Public Employees' Retirement Fund of
Indiana accepts Vanderburgh County in
Vanderburgh County, in the State of Indiana, as a
participant in the Public Employees' Retirement Fund and hereby approves
a resolution entitled "A Resolution Electing to Join the Public Employees'
Retirement Fund", which was adopted by the Governing Body of such
Vanderburgh County on the 18th
day of October 19 71.

Adopted at the regular meeting of the undersigned Board of Trustees
held on the 17th day of November 19 71.

BOARD OF TRUSTEES OF THE PUBLIC
EMPLOYEES' RETIREMENT FUND OF INDIANA

Chairman	<u>[Signature]</u>
Vice-Chairman	<u>Allen C. [Signature]</u>
Member	<u>[Signature]</u>
Member	<u>[Signature]</u>
Member	<u>[Signature]</u>

ATTEST:

[Signature]
Executive Secretary

COUNTY COMMISSIONERS MEETING
DECEMBER 1, 1971

A special meeting was called by the County Auditor, it was held on Wednesday, December 1, 1971, at 9:40 a.m. with President Stofleth presiding.

Sheriff's Deputy Charles Gibbs opened the meeting.

Commissioner Stofleth said that Commissioner Buthod was out of the city, so was unable to attend this meeting.

The purpose of this meeting is to discuss the premiums of the accident and health insurance for the County employees for the year of 1972.

The Commissioners were told last week that New York Life were increasing its rates on individual employees from \$11.90 to \$17.26 a month, a raise of \$5.36 and on a dependent from \$19.16 to \$28.54, a raise of \$8.86.

Commissioner Stofleth said that the extra amount has not been budgeted and would have to come from a special appropriation from the Council.

The following representatives were present:

David Stumpf...Blue Cross - Blue Shield
Lloyd Southwood...New York Life
Gary Simpson...New York Life
Peter Barkley...Golden Rule
Bob Pfingston...Mutual of Omaha

Commissioner Stofleth said that the Commissioners, last week, had a question of whether the bid of New York Life made low purposely, to get the contract, knowing that the increase would be forthcoming next year.

Mr. Simpson said that the Company did not bid low last year so as to get the contract and then raise the rates this year. He said that the plan the county purchased this year provides 100 per cent coverage. Each time hospital costs go up, the county's costs go up. He said that when New York Life took over the coverage of the county, it had no past experience on which to base the policy. He said that they made a "guesstimate" and were obviously wrong.

Commissioner Willner asked if our premiums are based on the overall picture of the policy holder or just on our policy holders.

Mr. Simpson said that with the size of this case, they figure roughly 90% experience and 10% overall.

Commissioner Stofleth said that it was told to the Commissioners that 98% of the premiums have been used up in claims, and asked what the average was in claims per year.

Mr. Simpson said that this was correct and that 75% is the average they hope for, also that they did the best they could in estimating bid as there was no past experience to base it on.

He said that the health care costs here ranked fourth highest in the country for the third quarter of 1971, according to the American Chamber of Commerce Researchers Association.

Mr. Stumpf of Blue Cross-Blue Shield, asked the Commissioners to seek bids on the Insurance since this is the taxpayers money and they should seek the lowest possible retention cost.

Commissioner Willner asked if the County didn't, at one time, have Blue Cross-Blue Shield, he understood that they did and were cancelled.

Mr. Stumpf said they did but there wasn't enough participation, that they didn't have enough percentage, so it was terminated allowing each individual to participate on his own.

Mr. Barkley of the Golden Rule Insurance Co. said that if the County pays for 100 per cent coverage, their costs are going to go up every year. He said that they carry the policy on the City employees and this costs \$15.82 a month for the police and firemen, and \$15.43 for other city employees. Of this, the City pays \$13.00. He also said that under this policy, the company sets an amount it will pay per day on a room. As a result, the employees will shop around for a room because they don't want to pay any more than the policy covers.

Mr. Pfingston with Mutual of Omaha, said that he agreed with Mr. Barkley in that the costs would go up yearly with 100 per cent coverage, and he thought the fixed dollar program the answer.

Mr. Simpson of New York Life said that they could change the plan and write up any type plan that was wanted. He said that the County could save \$7,400.00 per year by taking the \$40 deductible but this would mean less benefits for the employees.

Mr. Southwood of New York Life said that they submitted two plans last year, the lesser plan was thrown out because it was considered not adequate. The best plan was accepted because it was considered the one that paid the most in benefits.

Commissioner Stofleth said he did not believe the County Council would be receptive to approving an additional \$31,000.00 for the program next year which is the estimated additional amount the county would have to pay next year under the present proposal. He thought that perhaps the employees could pay half of the raise requested with the county paying the other half.

County Attorney, Thomas Swain, said that he thought it easier to remain with the same company and switch plans than to contract with a new company as this would invite more problems.

Mr. Southwell said that about 100 people under this policy have applied for their drug benefits during the last three months and in doing so they have taken care of their deductible therefore won't have to pay anything next year on their deductible.

Five minute recess

The Commissioners asked the representatives of the New York Life Insurance Co. to draw up an alternate plan which would eliminate the increase, as soon as possible.

Mr. Swain said that if this isn't possible, for them to lower it as much as possible and the employees can share in the expense.

This was taken under advisement. Commissioner Stofleth said that he appreciated the presence of the representatives and that when an alternate plan is presented, a decision will be made.

Meeting recessed at 10:20 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth Robert L. Willner	Lewis F. Volpe	Thomas Swain	C. Leach R. Lyles B. Gladdish A. Jackson H. Marynell

Secretary: Margie Weeks

A. J. Stofleth
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

9315

COUNTY COMMISSIONERS MEETING
DECEMBER 6, 1971

The regular meeting of the County Commissioners was held on Monday, December 6, 1971, at 9:30 a.m. with President Stofleth presiding.

The minutes of two special meetings and the previous regular meeting was approved subject to the addition of the time for next week's meeting to be held next Monday, December 13, at 7 O'clock p.m., the first of the evening meetings to be held by the County Commissioners. The reading of the minutes were dispensed with.

RE: APPOINTMENT OF COUNTY ATTORNEY

Commissioner Stofleth stated that there was a complete resume in the newspaper on Mr. William D. Stephens, an attorney who served as assistant City Attorney from 1952 until 1954 and was also deputy Prosecutor in 1953. Mr. Stephens was introduced.

Commissioner Burdod said that it was with great pleasure to move that Mr. William D. Stephens be appointed as County Attorney. Commissioner Stofleth seconded the motion. So ordered.

RE: PERMISSION TO OPEN BIDS AT 10:00 A.M.

The County Attorneys were given permission to proceed with the opening of the bids received at 10:00 a.m. which was the time set as deadline.

RE: AWARDING OF BID ON SHERIFF'S CARS

Bids were opened last week for seven vehicles for the Sheriff's office. There were two bids received. One from Key Motors in the amount of \$20,665.63. The other bid was from Ken Motors in the amount of \$18,715.90. Mr. O'Risky of the Sheriff's Department appeared and said that he had made an error in the specifications in advertising for four station wagons and three cars as the cost of them exceeded the amount of appropriation for the year of 1972.

Ken Motors was the low bidder so in order to facilitate the budget of the County Sheriff's Department, one new 1972 car has been deleted from the original proposed bid less one trade in which is a 1969 Ford sedan.

They will furnish:

- 4 - 1972 - 9 passenger Station Wagons..Sheriff's colors
- 1 - 1972 - 4 door Sedan..Sheriff's colors
- 1 - 1972 - 4 door Sedan....Two tone color

Trade in of 5 cars with Net Difference being \$16,406.62

A paper of confirmation of this change was presented to the Commissioners by Ken Motors.

Commissioner Burdod moved that this bid be accepted with respect to six units rather than seven. Commissioner *Stofleth* seconded the motion. So ordered.

RE: DEEDS TO COUNTY PROPERTIES

A list of properties that have been forfeited to the County, for taxes, having remained unsold for two years are as follows:

Dec. 8, 1971

Center Out

2-141-13	Drake, Truman	Pt. N.W. N.E. IMP. ONLY	\$338.33	1-A
		33-5-10		

Pigeon Out

8-2-2	Stout, W. R.	Pt. N.E. 1/4 Sec. IMP. ONLY	427.13	2-A
		35-6-11		

City Pigeon

21-55-17	Eaker, Mary	Elliott's Enl. L.6 Blk.3	356.36	3-A
21-55-22	Davis, Dorothy	Elliott's Enl. L. 18	465.96	4-A
26-37-15	Johann, Albert & Sons	Northern Enl. 29 by 124 Ft L.16 Blk.3 29 by 124 Ft. L.17 Blk.3 29 by 124 Ft. L.18 Blk.3 6 by 67 Ft. Lts. 16 to 18 Blk. 3	6,394.41	7-A
		(State Board Correction)	649.21	
28-7-27	Huber, Henry W. & Mary	German Bldg. Assn.	357.25	8-A
28-56-5	Dansby, Evelyn S.	Blankenburgh L. 4 Blk.15	157.40	9-A

Received and filed.

RE: TAX CERTIFICATE'S BID INTO COUNTY 12/6/71

34-165-34

Avondale Sub Lts, 7,8,9, & 43 Blk. B	\$154.64	1-A
18-145-8		
Wilton Place L. 8	199.86	2-A
21-59-7		
Youngloves Enl. L. 12 & 15 1/4 ft. L13 Blk.2	379.01	3-A
21-67-3		
Southern Enl. 19 1/2 ft L. 4 Blk. 16	306.76	4-A
22-70-6		
Oakdale 23 ft. L. 7 Blk.4	337.54	5-A
22-73-2		
Oakdale L.22 Blk.1	229.12	6-A
22-73-10		
Oakdale L. 31 & 32 Blk. 1	635.48	7-A
22-73-12		
Oakdale L. 35 Blk. 1	260.44	8-A
22-76-19		
Kronenbergers Add. L. 25 Blk. 1	170.99	9-A
23-91-68		
Journal News Place L. 18 Imp Only	422.24	10-A
24-29-5		
Bullens Sub A. Walnut St. Add. L. 5	270.79	11-A
24-30-5		
Walnut St. Add. L.15 Adj. 15 ft. L. 16	540.00	12-A
24-35-8		
Rietman & Schulte's Add. 5 ft L.6 Blk.5	39.77	13-A

Oil Production

95115 Center O. Laubscher Comm. Lease 1902		
W.I. 8750000	447.56	14-A
Perry Out		
95625 .28750 W.I. Elizabeth Maske Lease		
No. 40092 6-7-11 68.75 acres	48.90	15-A

Received and filed.

RE: AUTHORIZATION OF TREATMENT BY DR. STEWART

A note was received by the Commissioners from J. Frank Stewart M.D., Superintendent and Medical Director of the T.B. Hospital in Vincennes, Ind. The Hospital is closing its doors and Dr. Stewart said that he assumed that the authorization for services of outpatients of the County will continue treatment in his private office.

Commissioner Burdod moved that the authorization, as far as the Commissioners are concerned, be granted, that the County patients receive out patient treatment from Dr. Stewart. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSCLERK OF CIRCUIT COURT

Ethel Wardrip	2709 Forrest Ave.	Bookkeeper	\$4,850.00 Yr.	Eff: 12/1/71
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RE: EMPLOYMENT CHANGES...RELEASESCLERK OF CIRCUIT COURT

Dorothy Lietz	1504 Adams	Bookkeeper	\$4,850.00 Yr	Eff: 12/1/71
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VANIERBURGH COUNTY SURVEYOR

Dennis Spencer	1341 S. Alford Blvd.	Draftsman	\$6,000 Yr	11/30/71
Robert Brown Jr.	1151 E. Columbia St.	Redman	5,100.Yr	11/30/71

RE: CLAIMS FOR THE SOUTHWEST INDIANA MENTAL HEALTH CENTER

Three claims were presented to the Commissioners for work done on the Southwest Indiana Mental Health Center. Mr. Spear said that these claims are accounted for and the money is accounted for in the construction grant. The claims are from Orr Iron Co. in the amount of \$1,000.00, from Helen Cooper & Associates in the amount of \$1,000.00 and from Grimm Lumber Co. in the amount of \$1,000.00.

Commissioner Burdod moved that all three claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER

Mr. Spear presented a change order for the reduction of \$142.50. Commissioner Buthod moved this be approved. Commissioner Willner seconded the motion. So ordered.

RE: EVENING MEETING

Commissioner Stofleth stated, for the sake of the news media, that the meeting next Monday will be held in the evening at 7 p.m. Commissioner Buthod noted that if there are bids coming in next week, there will have to be a morning meeting, as bids must be opened during working hours, he said if there is, the evening meeting can be a continuation of the morning meeting.

RE: CHECK RETURNED TO KEY MOTORS

The County Attorney instructed the Auditor to return the check to Key Motors that was submitted with their bid on the vehicles for the Sheriff's Department, as Ken Motors was awarded the bid.

RE: CUTS-IN

Cuts-in were presented to the Commissioners and referred to Mr. Biggerstaff. Commissioner Stofleth asked that Mr. Biggerstaff see to it that Mr. Koch gets these cuts-in in order to check them out.

RE: PETROLEUM BIDS

Last week the bids were opened on petroleum bids from Gulf Oil Co., Texaco Inc. & Buslar Enterprises. The County Attorney said that these bids needed to be extended in order to make them out. Commissioner Willner said he believed that there was a question on whether these bids could be understood so they were referred to the County Attorney. Commissioner Buthod moved these bids be deferred until later. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BID...PIPE

The bids for pipe for 1972 were opened last week. Bids received were from Aluminum Culverts and Nelson Concrete Products Inc. as follows:

QUANTITY: 5,000 feet or less:	CORRUGATED METAL PIPE AND ALUMINUM CULVERT	
	Aluminum Culverts	Nelson Concrete Prod.
All sizes from 12"	1.98	2.25
15"	2.35	2.63
18"	2.75	3.05
21"	3.13	3.49
24"	4.41	4.79
30"	5.39	5.83
35"	8.90	9.72
42"	10.58	11.83
48"	12.13	13.37
54"	14.60	16.70
60"	20.96	22.84
66"	22.75	24.98
72"	24.94	28.48

Commissioner Buthod moved that Aluminum Culverts be awarded their bid since they were low on all categories. Commissioner Willner seconded the motion. So ordered.

RE: BURDETTE PARK CONCESSIONS

Commissioner Stofleth asked if the Burdette Park Concessions shouldn't be voted on at this time. Commissioner Buthod said that he has been quite satisfied with past operations there by Lea Foods, that he could speak on behalf of the Burdette Park Board. He said that there were a couple of things that were wanted and Lea foods said they would furnish them with the coming season, one of which was ice, the other was soft ice cream. He said the contract could stand a little tidying up. Commissioner Buthod said that he thought that the minutes of the Burdette Park Board meeting will reflect that the desire of the Board members is to retain Lea Foods. He said that he didn't know if bids should be taken or not. Commissioner Buthod recommended

that the County Attorney's review the contract and submit it for renewal with the addition of the ice and soft ice cream. He said that Lea Foods owns their own equipment out at Burdette Park and any other bidder would have to furnish comparable equipment. He understands that there is another person who would like the contract at Burdette Park and the Park Board, as he understands it, they are not very impressed with the alternative's order and since there is no rush on this, he would like for the County Attorney's to submit the contract at next weeks meeting and it can be awarded at that time. Commissioner Buthod then moved that the County Attorney's prepare a contract for the concessions at Burdette Park, incorporating the soft ice cream and the ice services. Commissioner Willner seconded the motion. So ordered.

RE:

VOTING MACHINE REQUESTED

Commissioner Stoffleth said that he had been requested by Central High School that they be permitted the use of a voting machine. He said they had one at the old School but that it didn't operate. He said that the other High Schools have a machine in their political science classes. Commissioner Buthod moved, if a machine is available, that the replacement be sent to Central High School. He said that he had talked with Mr. Kaylor who told him that the present machine that they have is one of the old kind and does not operate. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF...CUTS-IN

Mr. Biggerstaff presented three cuts-in for approval. Two were from the Waterworks Dept. One to replace a broken fire hydrant at the Southwest corner of Peters Road and St. George Road, the other to cut into rock shoulder only to repair a water service leak. One was from So. Ind. Gas & Electric Co. to install a gas main for which excavation needs to be done. Commissioner Buthod moved these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...DEIG BROTHERS

Mr. Biggerstaff presented a claim from Deig Brothers, Estimate #2 for 191-55, in the amount of \$11,056.37 for the Boonville-New Harmony Bridge. Commissioner Willner moved this claim be approved, he also said that a very good job was done on this bridge. Commissioner Buthod seconded the motion. So ordered.

RE: REQUEST FOR PERMIT

Mr. Biggerstaff said that Mrs. Ida Kracht of R.R.8, Petersburg Road, wants a permit to build a spillway structure in the county Right of Way on the Old Petersburg Road approximately one-fourth mile south of Fisher Road. Mr. Biggerstaff said that he has checked this out and presented a sketch, that he wanted to present to the soil conservation, as to the location and he recommended that this be approved. Commissioner Buthod moved that this be approved, on recommendation of the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: STATE MEETING

Mr. Biggerstaff said that on December 6, 7, 8 & 9, the County officials have their meeting in Indianapolis and he would like for Steve Smith and himself to attend the meeting on December 8, which is a seminar on explaining the drainage laws and state aid for local projects and would like the permission of the Commissioners to attend. Commissioner Buthod moved that permission be granted for them to go, at the expense of the County. Mr. Biggerstaff said that he would like for Commissioner Stoffleth to go also, if possible. Commissioner Willner seconded the motion. So ordered.

RE: COMMENT ON GUARD RAIL

Mr. Biggerstaff said that in regard to the guard rail that was requested on Lynch Road, he had looked at this and estimated a cost of \$15,000 or \$16,000 for the guard rail. He said that under State Highway standards, they aren't usually installed unless the ditches are a certain depth and thought the Commissioners could have a meeting with those people who are concerned and discuss it as to an alternate solution. Commissioner Buthod suggested that those people concerned about this be contacted, informing them that this will be on the agenda and discussed at the meeting next Monday night. He thought this an appropriate item to be discussed at the evening meeting.

RE: MR. HOTZ

Last week, Mr. Hotz suggested the possibility of setting up a collection for Christmas trees, mulching them and allowing the public to use the shreddings for compost.

Commissioner Willner asked if anything further had been done on this.

Mr. Hotz said that he is checking into possibilities on this and will have something to report next week.

RE: OPENING OF QUARTERLY BIDS

There were two bids received on the Dairy Products for the Pleasantview Rest Home and the Hillcrest-Washington Home for January, February and March of 1972. One was from Ideal Pure Milk Co. in the amount of \$1,620.00 for the supplies at Hillcrest-Washington Home and in the amount of \$769.09 for the Pleasantview Rest Home. The other bid was from American Dairy in the amount of \$1,598.10 for the Hillcrest-Washington Home and \$756.00 for the Pleasantview Rest Home.

Commissioner Butthod moved that the low bid of American Dairy be accepted. Commissioner Willner seconded the motion. So ordered.

Only one bid was received for Groceries for the Pleasantview Rest Home and the Hillcrest-Washington Homes for January, February and March of 1972 and this was from Federal Produce Co. Inc. The amount of the bid for each is \$3,595.95.

Commissioner Butthod moved that the bid of Federal Produce Co. Inc. be accepted. Commissioner Willner seconded the motion. So ordered.

No bids were received for Bakery goods, therefore the administrators of the Pleasantview Rest Home and the Hillcrest-Washington Home are authorized to purchase the bakery goods on the open market.

RE: OPENING OF THE PRINTING BIDS

The printing bids were opened for Books, Blanks, Stationery and Printing for the year of 1972. There were four bids received from Atlas Office Supplies, Smith & Butterfield, Moser Printing Co. & Burkert & Walton Inc. Commissioner Butthod moved that these bids be referred to the Auditor's Office for attention and comparison. Commissioner Willner seconded the motion. So ordered.

RE: MR. KARCHCOUNTY HIGHWAY REPORT

Mr. Karch said that a drainage ditch in Bayor Creek is clogged and needs work done on it, that it will cost approximately \$3,000.00 to dredge the ditch, that the work will be done and taken out of next years budget. Commissioner Butthod said that he thought it a good idea to get a letter of memorandum or proposal for him to accept. Commissioner Willner seconded the motion. So ordered. He presented the County Highway Report, also. Report received and filed.

RE: MR. HARNESS

The possibility of transferring patients from the T.B. Hospital whose disease is arrested but needs post-convalescent care and have no place to go, be taken care of in a wing of the Pleasantview Rest Home was discussed last week. Mr. Harness said that he had talked with Mrs. Knodel of the Health Department who said that a variance must be obtained, in order to place these people in the home, from the Health Department. Mrs. Knodel said that they were exploring several outlets and if it deemed necessary to place any of the patients in the Pleasantview Rest Home, Mr. Harness would be contacted.

Commissioner Stofleth told Mr. Harness that Mrs. Knodel, Dr. Brockmole and he were going to visit the Pleasantview Rest Home sometime soon.

Commissioner Butthod said that the Commissioners should be firm in this matter, if the facility is suitable as it is the taxpayers money that is being used.

RE: MR. PUGH

Mr. Pugh presented a proposed Co-operative agreement between the Soil Conservation District and the Commissioners and the Soil Conservation Service pertaining to the budget which was approved for next year, whereby the county would be providing 50% of the salary for the third man in Soil Conservation. He would like for the County Attorney's to look at it to see if it is agreeable and he will be back next week to see if there are any questions.

Commissioner Butthod moved that this agreement be taken under advisement, to be reviewed by the County Attorney's and re-submitted for consideration at the next meeting. Commissioner Willner seconded the motion. So ordered.

0520
RE: ACCIDENT AND HEALTH INSURANCE

On December 1, 1971, there was a special meeting for the discussion of the premiums of the accident and health insurance for the County employees for the year of 1972. The Commissioners were told that New York Life were increasing its rates. Commissioner Stofleth said he did not believe the County Council would be receptive to approving the additional amount of money required.

The Commissioners asked the representatives of the New York Life Insurance Co. to draw up an alternate plan which would eliminate the increase or lower it as much as possible and the employees can share in the expense.

A representative from New York Life Insurance Co. submitted a proposal or proposals today in the hope of solving the problem of a policy for the County Employees.

Commissioner Butthod said that as he understands it correctly, the premiums will probably be adjusted every year on the basis of experience of the County group, alone and it may be that all that could be provided would be the coverage on a self insured basis with the group of 491.

Commissioner Butthod moved that the proposals be taken under advisement for one week. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON SPACE NEEDED FOR WELFARE

Judge Miller appeared before the Commissioners and said that he was in the Welfare Department and saw the crowded conditions. He said that he came to urge the Commissioners to do their utmost to provide Mr. Work more space that is badly needed for the Welfare Department. He said that clerks were sitting in the hallway, and this condition is bound to cut down on efficiency, also that he knew that this placed the Commissioners in a predicament.

Commissioner Butthod said that the first thing that must be done is to get the Circuit Court records out of the Election Office and to store them in the basement, however fencing will first have to be put up in the storage space in the basement. He said that for practical purposes, he would prefer that Voters Registration be moved to the third floor and the Welfare occupy the Voters Registration's present office space.

Commissioner Willner submitted a diagram of work to be done in storage room. He then made a motion that \$420.00 be spent to cage a portion of the basement off for the Circuit Court records to be stored. Commissioner Butthod seconded the motion. Commissioner Stofleth was concerned as to who would do this work and that the cost wouldn't go higher.

Mr. Work said that a door will also have to be installed.

Commissioner Butthod moved that the fence and the door be erected at the cost not to exceed \$500.00. If the cost would exceed \$500.00, it would be reviewed by the Commissioners again.

Commissioner Willner seconded the motion. So ordered.

RE: COMMENT ON INSURANCE

Mr. Whobrey with the Teamsters Union said that he was concerned about the possible changes in the insurance benefits and understood that it had been taken under advisement. Commissioner Butthod said that the Commissioners want to keep the same amount of benefits but the question is, "What do the people want?" If they want to keep the same benefits and pay the additional premium or not. Commissioner Stofleth said that he would be glad to get with Mr. Whobrey in order to discuss the policy.

RE: PETROLEUM BIDS

The petroleum bids for 1972 were opened last week. Bids were received from Texaco Oil Co. Gulf Oil Co. & Busler Enterprises Inc. The bidders didn't all bid on all categories.

Commissioner Butthod moved that the bids be taken under advisement and that they be extended by the Auditor's office so prices can be compared.

Commissioner Willner seconded the motion. So ordered.

RE: PETITION TO VACATE AN ALLEY

The County Attorney said that he had a petition to vacate an alley for the Evansville Association for Retarded Children at Deaconess Hospital. This matter will be taken up at 10:00 a.m. on Monday morning of next week.

Meeting recessed at 10:45 a.m. until 10:00 a.m. on Monday, December 13, 1971.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stoffleth
James M. Butchard
Robert L. Willner

COUNTY AUDITOR

Wm. Wittekindt Jr.

COUNTY ATTORNEYS

William Stephens
Thomas Swain

REPORTERS

A. Jackson
C. Leach
G. Clabes
R. Lyles

Secretary: Margie Meaks

A. J. Stoffleth
J. M. Butchard
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

1342

PETITION OF APPEAL OF THE
BOARD OF COMMISSIONERS OF THE
COUNTY OF VANDERBURGH TO THE STATE
BOARD OF TAX COMMISSIONERS OF INDIANA

Appeal from the action of the Vanderburgh County Tax Adjustment Board with respect to the tax levy for 1971 for taxes payable in 1972, heretofore established by the Vanderburgh County Council for this petitioning Board.

STATE OF INDIANA)
)SS:
 COUNTY OF VANDERBURGH)

BEFORE THE STATE BOARD OF)
)
 TAX COMMISSIONERS OF INDIANA)

DOCKET NO. _____

PETITION OF APPEAL
OF THE BOARD OF COMMISSIONERS
OF THE COUNTY OF VANDERBURGH

The Board of Commissioners of the County of Vanderburgh, pursuant to a unanimous vote of the members of said Board present at a meeting of said Board duly held on the 18th day of October, 1971, respectfully appeals to the State Board of Tax Commissioners of Indiana from an action heretofore taken by the Tax Adjustment Board of Vanderburgh County, with respect to the tax levy for 1971, for taxes payable in 1972, heretofore duly established by the Vanderburgh County Council for this petitioning board, and for its appeal says:

1. That on the 6th day of July, 1971, your petitioner, in pursuance of the statutes of the State of Indiana having to do with such matters, duly reviewed the salary ordinance for the fiscal year for the petitioning Board beginning January 1, 1972 and ending December 31, 1972, and on July 31, 1971, the Vanderburgh County Council finally adopted said salary budget for this petitioning board and on September 10, 1971 the Vanderburgh County Council finally adopted the working balance and also fixed the tax levy and rate to be made by it for the year 1971, for taxes payable in 1972, to raise revenues to defray the expenditures provided for in said budget.
2. That on the 10th day of September, 1971, the Vanderburgh County Council filed a statement for its tax levy for 1971, for taxes payable in 1972 with the Auditor of Vanderburgh County, Indiana, and filed also with said Auditor copies of the budget and working balance of the Board of Commissioners of the County of Vanderburgh, upon which said levy is based. Said Auditor thereafter duly laid said budget and tax levy and rate before the Tax Adjustment Board of Vanderburgh County, which Tax Adjustment Board proceeded to consider and act upon such budget and levy. The Tax Levy so fixed by the

Vanderburgh County Council for this petitioning Board was in the amount of One Dollar Two Cents (\$1.02) on each One Hundred Dollars (\$100.00) of taxable property in said County of Vanderburgh. Said Tax Adjustment Board of Vanderburgh County reduced said total tax levy and rate so established for this petitioning Board, to the sum of Ninety-eight and one-half Cents (\$.985) on each One Hundred Dollars (\$100.00) of such taxable property, that being a reduction of Three and one-half Cents (\$.035) in the levy on each One Hundred Dollars (\$100.00) of taxable property.

3. Your petitioner says that if said reduction made by said Tax Adjustment Board of Vanderburgh County in the tax levy and rate fixed by the Vanderburgh County Council for this petitioning Board, is permitted to stand, such reduction will result in the production of less revenue than the minimum amount which, when added to other funds and revenues available or to become available to your petitioning Board, is necessary to conduct and carry on the work committed to your petitioning Board by law and which it is the public duty of this petitioning Board to carry out in conformation with the best interest of the County of Vanderburgh and the citizens and residents thereof; and that said reduction will jeopardize and materially curtail the proper performance of the petitioning Board.

4. Your petitioner objects specifically to the cuts in the various items of the budget as suggested by the Tax Adjustment Board, as follows:

		COUNTY COUNCIL APPROVAL	TAX ADJUSTMENT BOARD APPROVAL	DIFFERENCE
<u>COUNTY AUDITOR</u>				
101	Salary of Auditor	\$ 16,850.00	\$ 15,750.00	\$ 1,100.00
<u>PIGEON TOWNSHIP ASSESSOR</u>				
101	Salary of Assessor	\$ 11,500.00	\$ 10,000.00	\$ 1,500.00
<u>CENTER TOWNSHIP ASSESSOR</u>				
101	Salary of Assessor	\$ 7,000.00	\$ 6,300.00	\$ 700.00
<u>VANDERBURGH COUNTY AUDITORIUM</u>				
101	Salary of Manager	\$ 12,000.00	\$ 11,200.00	\$ 800.00
200	Operating Expenses	\$ 51,750.00	\$ 51,500.00	\$ 250.00
<u>COUNTY COMMISSIONERS</u>				
101	Salary of County Commissioners (3)	\$ 26,400.00	\$ 22,050.00	\$ 4,350.00
102	Salary of County Council (7)	\$ 16,800.00	\$ 10,500.00	\$ 6,300.00
107	County Tax Adjustment Board (4)	\$ 800.00	\$ 400.00	\$ 400.00

119 Salary of Township Assessors Dep. & Supplies

A	Armstrong Township	\$ 1,820.00	\$ 1,620.00	\$ 200.00
B	German Township	\$ 6,390.00	\$ 6,125.00	\$ 265.00
C	Scott Township	\$ 6,265.00	\$ 5,925.00	\$ 340.00
D	Union Township	\$ 2,081.00	\$ 1,912.50	\$ 168.50
408A	Law Library Vac. Clerk	\$ 140.00	\$ 0.00	\$ 140.00
437	Trash Container Lease	\$ 50,000.00	\$ 44,000.00	\$ 6,000.00
507	Social Security	\$ 120,000.00	\$ 112,000.00	\$ 8,000.00
601B	Burdette Park Imp.	\$ 50,000.00	\$ 40,000.00	\$ 10,000.00

DRAINAGE BOARD

102	Attorney Fees	\$ 4,000.00	\$ 0.00	\$ 4,000.00
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PLEASANTVIEW NURSING HOME

101	Salary of Superintendent	\$ 7,100.00	\$ 6,900.00	\$ 200.00
102	Food Service Supervisor & Ass't Admstr.	\$ 4,500.00	\$ 4,300.00	\$ 200.00
107	Aids, Cooks, & other employees	\$ 47,700.00	\$ 47,000.00	\$ 700.00
108	Extra Help	\$ 4,000.00	\$ 3,000.00	\$ 1,000.00

BUILDING COMMISSIONER

104	Attorney Fees (Condemnation Suits & Utility Co. Suits)	\$ 1,000.00	\$ 0.00	\$ 1,000.00
201D	Transportation, Mileage, Auto Expense & Inspector Schools	\$ 2,500.00	\$ 2,082.50	\$ 417.50

AGRICULTURAL AGENT

101	Salary of Area Extension Agent	\$ 7,100.00	\$ 7,000.00	\$ 100.00
102	Extension Agt.-Youth	\$ 3,900.00	\$ 3,800.00	\$ 100.00
102	Extension Agt.-Youth	\$ 3,900.00	\$ 3,800.00	\$ 100.00
102	Extension Agt.-Family Living	\$ 3,900.00	\$ 3,800.00	\$ 100.00
102	Extension Agt.-Youth & Horticulture	\$ 4,000.00	\$ 0.00	\$ 4,000.00
201D	Transportation (5 Agents)	\$ 5,000.00	\$ 4,500.00	\$ 500.00
205	Repairs to Equipment	\$ 400.00	\$ 300.00	\$ 100.00
211	Office Supplies	\$ 2,500.00	\$ 2,300.00	\$ 200.00

COUNTY SURVEYOR

101	County Surveyor (Civil Engineer)	\$ 15,400.00	\$ 14,700.00	\$ 700.00
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COUNTY SERVICE OFFICER FOR VETERANS

102	Clerk-Typist	\$ 4,200.00	\$ 0.00	\$ 4,200.00
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PERRY TOWNSHIP ASSESSOR

101	Salary of Assessor	\$ 5,500.00	\$ 5,200.00	\$ 300.00
103	Extra Deputies	\$ 9,900.00	\$ 9,500.00	\$ 400.00

COUNTY SHERIFF

102	Compensation of Deps.	\$ 557,351.85	\$ 519,283.85	\$38,068.00
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COUNTY CORONER

101	Salary of Coroner	\$ 8,400.00	\$ 7,875.00	\$ 525.00
103	Vacation Clerk	\$ 150.00	\$ 0.00	\$ 150.00
104	Per Diem of Autopsy	\$ 8,000.00	\$ 7,000.00	\$ 1,000.00
201D	Transportation	\$ 800.00	\$ 700.00	\$ 100.00

COUNTY ASSESSOR

101	Salary of Assessor	\$ 15,750.00	\$ 15,225.00	\$ 525.00
102	Chief Deputy-Inheritance	\$ 7,850.00	\$ 7,500.00	\$ 350.00

BURDETTE PARK

205A	Repairs to Buildings & Structures	\$ 7,500.00	\$ 6,000.00	\$ 1,500.00
301	Materials, Hardware & Lumber	\$ 3,200.00	\$ 2,500.00	\$ 700.00
601	Building Structures & Improvements	\$ 8,000.00	\$ 7,000.00	\$ 1,000.00
TOTALS		\$1,134,437.85	\$1,031,548.85	\$102,889.00

And, Your petitioner further petitions a restoration of each of said suggested cuts insofar as an increase of said total tax levy and rate on each One Hundred Dollars (\$100.00) of taxable property by the sum of Three and Twenty-two Hundredths Cents (\$.0322) over the amount as fixed by the Tax Adjustment Board of Vanderburgh County will permit; and further represents to the State Board of Tax Commissioners of Indiana that there exists in Vanderburgh County and among the citizens thereof a compelling necessity for the performance of the service of this petitioning Board represented by the items mentioned which were cut out of or deleted from said budget.

Dated this 18th day of October, 1971.

THE BOARD OF COMMISSIONERS
OF VANDERBURGH COUNTY, INDIANA

A. J. Stofleth
A. J. "Ted" Stofleth, President

James M. Buthod
James M. Buthod, Vice-President

Robert L. Willner
Robert L. Willner, Member

ATTEST:

Lewis F. Volpe
Lewis F. Volpe, Auditor

RESOLUTION OF VANDERBURGH
COUNTY COUNCIL OF VANDERBURGH COUNTY, INDIANA

Whereas, this council has, according to law, approved the 1972 budget for Vanderburgh County General Fund, among others; and

Vanderburgh County Tax Adjustment Board has, during 1972 Budgets, made certain reductions in appropriations for several funds, among them the Vanderburgh County Tax Adjustment Board; and

appropriate administrative Boards of Vanderburgh County and appealed certain of such reductions made by the County Tax Adjustment Board; and

appeals cannot be acted upon by the State Board of Tax Appeals without the appeal of this Council;

Therefore, be it resolved that the Vanderburgh County Council, Indiana, having inspected the aforementioned appeals, approves such appeals and urges the State Board of Tax Appeals to approve them, as indicated in the margin and the acting officer of Vanderburgh County Council.

Done at the County of Vanderburgh, Indiana, this 10th day of October, 1971.

Attest:

Lewis F. Volpe, Auditor

Phase - Oct. 1971

Chairman - Marked

C. D. Clark

4/13 Service Bureau

RESOLUTION ELECTING TO JOIN THE PUBLIC
EMPLOYEES' RETIREMENT FUND

WHEREAS, The Board of Commissioners of the County of Vanderburgh and the Vanderburgh County Council are the governing bodies of Vanderburgh County, State of Indiana, and

WHEREAS, the actuary for the Public Employees' Retirement Fund has furnished such governing bodies with certain cost estimates to become a participant in such Fund as established by the Acts of 1945, Chapter 340 and all Acts amendatory and supplemental thereto, and

WHEREAS, such governing bodies are fully cognizant that the percentage of cost of gross annual payroll of covered employees has been set at 11.30% by the actuary of the Fund, and that at five year intervals, or more often if directed by the Board of Trustees of the Public Employees' Retirement Fund, the actuary will review the status of the employees covered and shall adjust the cost percentage accordingly so that the fund will remain on an actuarially sound basis, and

WHEREAS, such governing bodies acknowledge its liability and that, pursuant to law they and their successors in office, must appropriate sufficient funds each year to retire the employees' prior service liability in an orderly manner and aks i fund the current costs accruing annually.

NOW, THEREFORE, BE IT ORDAINED by the governing bodies of Vanderburgh County, State of Indiaan:

SECTION ONE: That Vanderburgh County elects to become a participant in the Public Employees' Retirement Fund as established by the Acts of 1945, Chapte 340 and all Acts amendatory and supplemental thereto.

SECTION TWO: The Board of Commissioners of Vanderburgh County and the Vanderburgh County Council agree to make the required contributions under the Public Employees' Retirement Fund Act which is the Acts of 1945, Chapter 340, and all Acts amendatory thereof and supplemental thereto, including specifically the Acts of 1955, Chapter 329, commonly designated as "The Indiana Public Employees' Social Security Integration and Supplemental Retirement Benefits Act".

SECTION THREE: The following are declared to be covered by the Fund: All Full Time appointed Employees and Elected Officials.

SECTION FOUR: It is hereby declared that none of the classifications or positions specified in Section Three are compensated on a fee basis or of an emergency nature, or in a part-time category.

SECTION FIVE: The active participating membership of Vanderburgh County shall begin on January 1, 1972.

SECTION SIX: This Resolution shall be in full force and effect from date of passage and upon approval of the Board of Trustees of the Public Employees' Retirement Fund of Indiana, except that active participation membership shall begin on the date set forth in Section Five.

Dated this 18 day of October, 1971.

THE BOARD OF COMMISSIONERS OF THE
COUNTY OF VANDERBURGH

[Signature]
President

[Signature]
Vice-President

[Signature]
Member

ATTEST:

[Signature]
Auditor

Dated this 20th day of October, 1971.

VANDEBURGH COUNTY COUNCIL

President

Member

Member

Member

Member

Member

Member

ATTEST:

Auditor

COUNTY COMMISSIONERS MEETING
DECEMBER 13, 1971

The regular meeting of the County Commissioners was held on Monday, December 13, 1971, at 7:00 p.m. with President Stoflath presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor, subject to omitting tax code 18-145-8 from County owned lots that were listed last week, as the taxes that was owed on this property was paid on November 1, 1971 and payment wasn't posted. The reading of the minutes were dispensed with.

RE: EVACUATION OF T.B. PATIENTS APPROVED

Mrs. Knodel of the T.B. Clinic said that Dr. Stewart has requested that all T.B. patients be evacuated from the T.B. hospital in Vincennes by December 15, 1971, as the hospital is closing. She said that there are four patients left, that two will leave tomorrow and the other two, Mr. & Mrs. John Hile need further hospitalization.

Commissioner Buthod moved that permission be granted to evacuate Mr. & Mrs. Hile from Hillcrest Nursing Home to Good Samaritan Hospital in Vincennes, Ind. and admission be approved effective on or before December 15, at the convenience of the Department of Health.

Mrs. Knodel said that these people do have major medical which will be applicable in a general hospital. Commissioner Willner seconded the motion. So ordered.

Mrs. Knodel said that the hospital in Madisonville, Kentucky, has been contacted and a meeting will be arranged to discuss possibilities of placing our T.B. patients there.

RE: CONTRACT FOR CONCESSIONS AT BURDETTE PARK...LEA FOODS

Mr. Stephens, the County Attorney, said that the contract proposed an agreement for one year with an option of three additional years of one year each, that the option of Lea Foods will furnish to the County for Burdette Park, all concessions necessary to operate from January 1, 1972, through December 31, 1972. He said that Lea Foods agrees to pay the County 25 % of the gross receipts from the operation of the concession for each month during the term of the lease. He said that he found the contract to be in good order.

Commissioner Buthod moved that this contract be entered into. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR COUNTY TO ACCEPT MAINTENANCE OF GILLES LANE

A letter was received by the Commissioners from Kahre Bros. Inc. stating that they have recently completed a road in Charbert Acres called Gilles Lane, that they would like to have a road marker at Gilles Lane and Boonville-New Harmony Road and road inspection for County maintenance. Commissioner Buthod moved that this request be referred to Mr. Foster of the County Highway for the road marker, also to the County Engineer for road inspection for County maintenance.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

PLEASANTVIEW REST HOME

Nettie Whitaker	700 Senate Ave.	Cook	\$295.00	Eff: 12-13-71
Robert Tapp	700 Senate Ave.	Aide	295.00	12-9-71

VANDERBURGH COUNTY COMMISSIONERS

William Stephens	915 Canterbury Rd.	County Attorney	\$6,000	12-6-71
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VANDERBURGH SUPERIOR COURT...PROBATE

Georgia Williams	10510 Merrihill Dr.	Clerical Ass't	4,650	12-1-71
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VANDERBURGH SUPERIOR COURT...JUVENILE

Carl A. Miller	619 Herndon Dr.	Prob. Officer	7,400	12-1-71
Wayne Miller	2301 Culverson	" "	7,035	12-1-71

RE: EMPLOYMENT CHANGES...RELEASES

Pleasantview Rest Home...	Robert Kimmel..	700 Senate...	Aide...	\$295.00..	Eff: 12-5-71
Vand. Supr. Crt..Probate..	Ronnie Beaven....	Clerical Ass't..	4,650.00..	Eff: earlier	
Vand. Supr Crt..Juvenile..	Wayne Miller..	2301 Culverson..	Bailiff..	\$6,000..	12-1-71

RE: EMPLOYMENT CHANGES...RELEASES...CONT.

Supt. of Co. Bldgs. Keith Quiniman ... Helper	\$2.00 Hr.	Eff: 12-9-71
Kn. Twp. Assessor. Maxine Knight Deputy	12.00 day	12-9-71
Vand. Hwy. Dept. William Watkins Laborer	2.70 Hr	12-8-71

RE: MONTHLY REPORT...CLERK

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of November.
Report received and filed.

RE: REQUEST FOR COUNTY TO ACCEPT MAINTENANCE OF NUNNING ROAD

A letter was received from C. W. Durachta wanting the County to take over possession and maintenance of Nunning Road.
Commissioner Buthod moved that this request be referred to the County Engineer and to the County Road Superintendent for inspection and determination of whether it is in appropriate shape for acceptance and maintenance.
Commissioner Willner seconded the motion. So ordered.

RE: CONTRACTS AWARDED ON THREE CLASSES OF PRINTING FOR 1972

The following bids were submitted for Blank Books, Blanks, Stationery and Printing:

	Extension of Company	Extension of Auditor
CLASS I ...Burkert Walton	\$25,461.00	\$25,473.00
CLASS II...Burkert Walton	18,848.10	18,868.10
CLASS III..Smith & Butterfield	14,504.71	14,484.46
Atlas	14,832.68	14,830.42
CLASS IV...Moser	2,843.98	4,801.77
Burkert Walton	7,872.90	7,725.65
CLASS V Moser	42,057.85	24,181.60
Burkert Walton	22,364.00	32,731.00

Commissioner Buthod said that he got the breakdown on the printing bids and in the extensions there are some great differences in amounts. He said that in Class III, Smith & Butterfield had bid on units instead of boxes. He had discussed this with Mr. Latham of Atlas Office Supplies and it appeared to him that Atlas is much cheaper than extension of Smith & Butterfield as it is done on different quantities than those set forth in the specifications and it appears to him, without examining it thoroughly, that Atlas Office Supplies is about \$2,000 cheaper on basis of same extension. Bids were made on different quantities.

Mr. Latham spoke on Class III and said that he thought they submitted a rather good bid so had permission to look at the bids in the Auditor's Office to see what was wrong. He presented information in comparing bids and explained them showing that the price of supplies in Class III were cheaper than those of Smith & Butterfield and 15% in the overall bid.

Commissioner Buthod asked Mr. Latham if Atlas Office Supplies had a financial statement on file. Mr. Latham said there was one on file with the state.

Commissioner Buthod moved that Class I be awarded to Burkert-Walton in the amount of \$25,473.00, and Class II also be awarded to Burkert-Walton in the amount of \$18,868.10 and that Class III be awarded to Atlas Office Supplies Co. in the amount of \$14,830.42. Commissioner Willner seconded the motion. So ordered, the vote being unanimous.

There were such great differences in the extensions on Class IV and Class V that the Commissioners agreed that they should be studied further.
Commissioner Willner moved that Class IV and V be taken under advisement.
Commissioner Buthod seconded the motion. So ordered.

RE: AWARDING OF BIDS ON PETROLEUM PRODUCTS

The following bids were submitted on the Petroleum Products for 1972.

	TEXACO	BUSLER ENTERPRISES	GULF
Gasoline...Transport..60,000 Gal. more or less	.1929	No Bid	.1984
Tankwagon.. 5,000 Gal. more or less	.2085	No Bid	22.0
Diesel Fuel #2...10,000 Gal. more or less	.1350	No Bid	No Bid
Kerosene Gal	.16	No Bid	No Bid
Motor Oil Gal		S-3 .76	.53 Prem.
		High Vol..49	.77 Sup. Duty
Hydraulic Oil		.68	.53
Transmission Gear Lubricant		.145	.12
Automatic Transmission Fluid		1.15	1.10
Greases		.148	15.5

Commissioner Willner, having studied the bids, moved that the following be awarded:

Texaco---Gasoline, Diesel Fuel and Kerosene
 Busler Enterprises---Motor Oil, ~~Hydraulic Oil~~ & Grease
 Gulf---Transmission Fluid, Hydraulic Oil & Transmission Lube
 Commissioner Burthod seconded the motion. So ordered.

RE: CUT-IN

A cut-in was presented to Mr. Biggerstaff

RE: MR. KOCH ON VACATION

Commissioner Stofleth said that Mr. Koch is leaving for Florida so the cuts-in will have to be given to Mr. Foster at the County Garage.

RE: DISCUSSION ON INSURANCE FOR COUNTY EMPLOYEES

New York Life Insurance Co. had submitted alternate proposals last week for the consideration of the Commissioners, since the present policy rates were being increased greatly.

Commissioner Willner wondered if there would be time to readvertise.

The other Commissioners agreed that this should be done.

Mr. Wittekindt said that there wouldn't be time to advertise.

Commissioner Burthod wondered if invitational proposals couldn't be taken.

He said that the trouble with advertising for bids on something like this is that you don't get comparables, that each company submits a proposal but they can't be compared.

Commissioner Stofleth said that if specifications are needed, he had been informed by an Insurance Co. that they would be glad to assist with them.

Commissioner Burthod said that with the number of County employees, if the Insurance Co. is going to set their premium on the basis of the experience of our improvements, then we might as well be self insured.

Commissioner Burthod moved, after much discussion on the subject, that the Commissioners contact Ray Becker, the agent of record and Paul Torian to investigate this right away. Commissioner Willner seconded the motion. So ordered.

RE: CHRISTMAS HOLIDAY

Commissioner Stofleth said that according to the information he had received, the Mayor had been contacted and had said that he was in favor of the City offices closing for a three day holiday which meant to close on Monday, if the County was in favor of it.

Commissioner Burthod said that he was in favor of closing on Christmas Eve, as he was sure no one would do much work on that day. Commissioner Willner agreed with this.

Commissioner Stofleth noted that there was a party on Christmas Eve and if the offices were closed on that day there would be a number of people that would be unable to attend.

Commissioner Willner moved that the County offices close on Friday.

Commissioner Burthod seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a cut-in from the Southern Indiana Gas & Electric Co. to make the necessary excavations to install a main north on North 12th Avenue in St. Joseph Terrace.

Mr. Biggerstaff said that he was suppose to notify the people on Lynch Road of the meeting this evening, but failed to do so. He said that he would notify them of the next meeting so that they could attend.

Mr. Biggerstaff said that the specifications for the work on State Road 62 has been received by his office. He noticed that in the specifications, it was noted that the County Commissioners has a right to set a load limit on all roads. In the state specifications, it reads that the bidders attention is consistently drawn to the fact that McDowell Road, Eichoff Road and Schutte or Middle Mt. Vernon Road will be open at all times also that Boehne Camp Road or Red Bank Road will not open at the same time.

Commissioner Burthod said that if the County required a bond, they could cover it into their cost.

RE: CLAIMS

Mr. Biggerstaff presented a claim from Hoosier Abstract Corp. in the amount of \$122.50 for abstract in buying Right of way from Edward Hansen property on Green River Road.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from the Southern Railway System in the amount of \$296.44 for the repairing of the Burkhardt Road crossing.

This claim has been presented before but had to be returned for signature. Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim for his trip to Indianapolis, to attend a meeting and seminar of the U.S. Dept. of Agriculture, for expenses in the amount of \$66.99.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim for expenses incurred by himself and Steve Smith in attending the 13th annual State Conference of Indiana Counties Inc. The amount of the claim is \$114.02.

Commissioner Buthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he had received a letter from the L & N Railroad concerning the crossing on St. George Road. He said that originally, when the traffic gates were put up at that crossing, Vanderburgh County paid half of the bill, that the gates were put up before the road was constructed because he knew that it would be several years before the St. George Road would be completed. He said that for the protection of the people, at that time, flashers were installed, knowing that they would have to be re-located. At that time the Board of Works agreed to pay for the re-location of the gates and signals. He said that the cost for the crossing is around \$20,000 and the cost of re-location of the gates and signals will be somewhere around \$4,000. He said that he can get federal aid on this project, also that if the City is charged the \$4,000 there will be no recoup to the city for their half, so wondered if this should be paid by Vanderburgh County and run it through as part of the regular job.

Commissioner Buthod said that this brings up the question of who the County Commissioners represent and if they assess the City, the City people will be paying double of what the County residents pay, so he isn't sure where the responsibility lies. He thought everyone should contribute equally so he felt that the city shouldn't contribute.

This was taken under advisement for the Commissioners to study and when a decision is made, Mr. Biggerstaff will present claim or claims.

RE: Mr. KARCH IN HOSPITAL

The Commissioners wish Mr. Karch well on his recent surgery.

RE: DISPOSAL OF CHRISTMAS TREES

Mr. Hotz has set a tentative plan starting January 3, through Saturday, January 8, when all Vanderburgh County residents can bring their Christmas trees to the Pleasantview Rest Home and their will be signs posted as to direction. He said that on the 8th of January, 1972, they will grind these trees up and the residents are welcome to the mulch and he hopes this will be an annual affair. He would like to extend an invitation to all groups in the county that would like to participate in this project.

Commissioner Stofleth said that the Gas Co. has one of the chipping machines to rent and asked Mr. Hotz if he had any prices on this. Mr. Hotz said that he didn't have the figures yet but would soon. He said that his men would do the labor and asked the Commissioners to consider this plan.

Commissioner Willner moved that this plan be approved at time set, subject to agreement on rental price. Commissioner Buthod seconded the motion. So ordered.

RE: MR. FOSTER...COUNTY HIGHWAY

Mr. Foster of the County Highway, said that Mr. Karch was doing just fine, that he would be out of the hospital in a few days and will recuperate at home. He said that Mr. Karch had arteries rerouted in his leg.

Mr. Foster said that he had a request for more guard rail to be installed at the new junction at Oak Hill Road & Lynch Road.

He said that a car hit and tore up the edge of a house and hit the guard rail and that he has the man's name and his Insurance Co. said that he would take care of it.

Commissioner Buthod moved that the guard rail be extended. Commissioner Willner seconded the motion. So ordered. This would be about 30 feet.

Mr. Foster said that Mr. Harness has some old buildings at the Pleasantview Rest Home to be removed and has permission to burn them. He said that he would like to know if it would be possible to burn them under controlled circumstances, rather than to have to first tear them down.

Commissioner Buthod said that he thought permission from the State was required to do this.

Commissioner Stofleth asked the County Attorney to check this out.

Commissioner Buthod said that the County can contract with the Highway Dept. if out of the Building Superintendent's budget, the Highway fund is reimbursed. He said that he was apprehensive about using highway equipment or personnel unless the appropriate subdivision of the General Fund reimburse the Highway Fund.

Mr. Hotz said that there two large oak trees by the chicken house cut there and if this building is burned as it stands, the trees will be ruined. The Commissioners agreed that the County Attorney look into this and will go from there.

RE: PETITION TO VACATE ALLEY

Mr. Swain said that he had a joint petition to vacate an alley for Deaconess Hospital for the property that is to be leased to the Evansville Association of Retarded Children.

Commissioner Buthod moved that the petition be filed on behalf of the County Board of Commissioners for the vacation of the alley for E.A.R.C. in accordance with the prepared petition.

Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON RE-ZONING RECEIVED

Commissioner Buthod received a letter from Mr. James Shaw said that he read in the paper that there was a meeting of the County Commissioners to be held at 9 a.m. on Thursday, December 16, 1971, for an appeal hearing for rezoning of the property north of Newburgh Road, East of Fuquay Road, for their consideration for rezoning. He has a drainage problem and was misinformed into thinking the Board of Zoning Appeals was a function of the County Commissioners. He asked Mr. Biggerstaff to refer this complaint to Mr. Smith.

RE: MR. PUGH

Mr. Pugh said that he had examined the Soil Conservation agreement and the obligation of the County is \$6,000 a year to be paid semi-annually. He said that this grant allows \$6,000 for an extra man and the Soil Conservation Service is involved in this salary.

Mrs. Sauer said that there had been money cut out by the County Council, of which some of it was for this person.

Commissioner Buthod moved that this matter be referred to the Auditor, to determine whether appropriations are available to execute this.

Commissioner Stofleth said that if he remembered correctly, the State Board of Accounts said that they must stop paying the salaries but that they could be paid in the form of a grant, renewable annually.

Commissioner Buthod moved this be approved. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 8:13 p.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Wm. Wittekindt Jr.

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

G. Clabes J. Perkins
A. Jackson J. Croft
H. Wolford

Secretary: Margie Meeks

A. J. Stofleth
James M. Buthod
BOARD OF COUNTY COMMISSIONERS

AGREEMENT

THIS AGREEMENT made and entered into this 13 day of December, 1974, by and between THE BOARD OF COMMISSIONERS of Vanderburgh County, Indiana, hereinafter referred to as "Board" and LEA FOODS, INC., an Indiana corporation with its principal place of business in Evansville, Vanderburgh County, Indiana, hereinafter referred to as "Lea Foods", WITNESSETH:

That for and in consideration of the mutual covenants and agreements contained herein the parties hereto do hereby agree as follows:

1. The Board hereby grants to Lea Foods the sole and exclusive concession to provide services including, but not limited to the sale of food, refreshments and novelties at Burdette Park Stand, Burdette Park Swimming Pool and Burdette Park Skating Rink, all hereinafter referred to as the "Concession", and agrees to furnish to Lea Foods space at said Burdette Park Stand, Burdette Park Swimming Pool and Burdette Park Skating Rink to operate the concession, such space being hereinafter referred to as the "Concession area", for a term of one (1) year commencing on the first day of January, 1972, and terminating on the 31st day of December, 1972, inclusive.
2. Lea Foods shall pay to the Board, in payment for the rights granted hereunder, 25% of the Lea Foods' gross receipts from the operation of the concession for each month during the term of this lease, said gross receipts to be computed on the basis of books and records maintained by Lea Foods and said payments to be made on or before the 10th day of the month following the month for which such payment is due. The Board shall have the right at any and all reasonable times to examine the books and records of Lea Foods for the purpose of determining the correctness of each month's computation of said gross receipts. Lea Foods shall have prepared and submit to the Board, on or before thirty (30) days after the date of the expiration of the term of this agreement, an audited financial statement.
3. Lea Foods shall not make any repairs, do any painting, or cause any alterations or additions to the concession area without the prior consent of the Board and any and all such repairs, painting, alterations or additions shall, on the termination or expiration of

0330
this agreement become the property of the Board and Lea Foods shall not be entitled to any compensation, reimbursement or remuneration therefor. The Board reserves the right to at any time make such repairs or alterations to the concession area as it deems necessary, the expense for such repairs and alterations to be shared by the Board and Lea Foods pursuant to mutual agreement to be arrived at between the Board and Lea Foods from time to time.

4. Lea Foods shall not permit any lewd or immoral conduct in or about the concession area. No liquors shall be handled or allowed and no slot machine or gambling devices of any kind shall be allowed in or about the concession area.
5. Lea Foods shall keep the concession area clean and in good order and, without limiting the generality of the foregoing, shall keep all bottles, papers and refuse picked up and removed from the concession area. In the event of the failure of Lea Foods to keep the concession area clean and in good order, then, after due notice, as provided for herein, the Board shall have the right to clean the concession area and to charge the labor for such purpose to Lea Foods.
6. Lea Foods agrees to furnish all of the personnel necessary to operate the concession, which employees shall be neat and clean in appearance at all times and shall be clothed in neat and attractive uniforms.
7. Lea Foods shall provide such counters, screens, fixtures and other equipment necessary to operate the concession in the concession area.
8. Lea Foods agrees to install one (1) coin-operated ice vending machine on a trial basis. Should the operation of such ice-vending machine prove to be profitable, then Lea Foods shall install such additional ice-vending machines as appear to be justified on a profitable basis.
9. The Board shall have the right to object to and prohibit any inferior service.
10. Lea Foods shall submit to the Board for its approval, current schedules of prices to be charged by Lea Foods for all service to be provided in the operation of the concession. The Board shall approve such schedules if the prices are consistent with prices charged for similar service at similar operations in and around Vanderburgh County, Indiana.
11. No advertisements, notices, signs, posters, or other advertising material of any kind or character, excepting schedules of prices for services, shall be placed, affixed, distributed or used in or about any part of the concession area.

12. Notwithstanding any provision in this agreement to the contrary, it is understood and agreed that the public shall have the right to use chairs and tables on and around the concession area for resting or eating at any time that Burdette Park is open to the public, whether or not services are purchased from the Lea Foods in the operation of the concession.
13. Neither this agreement nor any of the rights granted herein shall be assigned, transferred or sublet, without the prior written consent of the Board being first had and obtained.
14. Lea Foods agrees to operate the concession in the concession area during such hours as are prescribed by the Board from time to time and to comply at all times with all laws and ordinances of the City of Evansville, County of Vanderburgh, State of Indiana, and the United States of America.
15. Lea Foods agrees to save the Board harmless from any and all liability for personal injury or death to any person or for damage to any property, which may result from the sale of service by Lea Foods in the operation of the concession or which may in any way result from the activities of Lea Foods in the operation of the concession and Lea Foods agrees to obtain insurance against any such liability in amounts of not less than \$100,000.00 per person for injury or death, not less than \$300,000.00 for injury or death for each accident and \$50,000.00 per accident for property damage. In addition to insuring Lea Foods, said policy of insurance shall name the Board as an additional insured as its interest may appear and a copy of said policy shall be delivered to the Board.
16. Lea Foods agrees to waive and it does hereby waive any and all claims against the Board for or on account of any personal injury or death sustained by Lea Foods or any employee of Lea Foods, and/or any loss or damage to property of Lea Foods caused by fire, water, deluge, overflow or explosion, or in any other manner and/or any loss of any property by theft or otherwise from the concession area.
17. Lea Foods agrees that the Board and any duly appointed officer, agent or employee of the Board shall have the right to free access to the concession area at any and all times that the concession is being operated.
18. In the event of default on the part of Lea Foods in any of its obligations or duties hereunder, the Board shall give Lea Foods written notice of any such default by mailing said notice to Lea Foods at 301 East Columbia Street, in Evansville, Indiana, or at such other address as Lea Foods may supply to the Board from time to time and Lea Foods shall then have thirty (30) days within

which to cure said default. In the event of the failure of Lea Foods to cure the default specified in any said notice within thirty (30) days from the date of the receipt of said notice by Lea Foods, then all of the Lea Foods' rights and privileges hereunder shall terminate at the end of such thirty (30) day period; provided, however, that any such termination shall not serve to relieve Lea Foods from the performance of any duties or obligations required to be formed by it under the terms and provisions of this agreement or any applicable law.

19. It is expressly understood and agreed that this agreement shall terminate if for any reason Lea Foods shall cease to operate the concession during the term of this agreement; provided, however, that any such termination shall not serve to relieve Lea Foods from the performance of any duties or obligations required to be formed by it under the terms and provisions of this agreement or any applicable law.
20. It is mutually agreed between the Board and Lea Foods that Lea Foods shall have the option to renew this agreement for three (3) additional terms of one (1) year each, under all of the same terms and conditions as contained herein, on the serving of written notice by Lea Foods to the Board that it intends to exercise said option to renew, which notice shall be served not less than sixty (60) days prior to the expiration of any term then in effect.
21. This agreement and the terms and provisions hereof shall be binding on the parties hereto, their heirs, successors, personal representatives and assigns.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

BOARD OF COMMISSIONERS OF
VANDERBURGH COUNTY

(1) X L. P. H. H.
John M. Fink
Robert J. Miller

ATTEST:

LEA FOODS, INC.

By Lewis F. Volpe By P. A. Kielemeyer
Its County Auditor Its President

0339

COUNTY COMMISSIONERS MEETING
DECEMBER 20, 1971

The regular meeting of the County Commissioners was held on Monday, Dec. 20th, 1971, at 9:35 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REQUEST THAT RE-APPOINTMENT NOT BE MADE

Mr. Mike Ellenstein spoke as an interested citizen, in requesting that the Commissioners give the matter their serious consideration in not re-appointing Don Davis to the Plan Commission. He said that Mr. Davis was instrumental in the K Mart facilities and is the manager of the Lawndale shopping area. Mr. Ellenstein said that there was no question but that Mr. Davis was qualified to serve on the Plan Commission but that he also thought that Mr. Davis could not be objective enough to serve. He said that Mr. Davis has been opposed to past projects that he has thought to be vital to the downtown area. Mr. Ellenstein said that he was sure that the Commissioners could find someone that was more objective, to serve on the Plan Commission and asked that they consider this before making an appointment.

RE: DISCUSSION ON INSURANCE FOR COUNTY EMPLOYEES

New York Life Insurance Co. had submitted alternate proposals a couple of weeks ago, for the consideration of the Commissioners, since the present policy rates were being increased greatly. The motion was made last week, and seconded, that Mr. Ray Becker and Mr. Paul Torian be contacted in order to investigate this problem right away.

Mr. Becker was present today so Commissioner Stofleth asked for his recommendation.

Mr. Becker said that he had talked to New York Life Insurance Co. and that they had re-negotiated and have now quoted the rate as \$16.54 for single coverage and \$43.90 for the family plan.

Mr. Becker stated, that due to the late date, he would recommend to continue with the program that we now have, but that it be understood, that if they want a rate increase in the future, that they let the Commissioners know at least 90 days ahead of time. He also said that the agent of record for the City and County should get together for exploration of the possibility of consolidation of the entire program for Vanderburgh County.

Commissioner Stofleth strongly urged that the County pay full coverage for the individual plan as he was against the employee having to pay any of it as this would be considered as a reduction in pay.

Commissioner Buthod felt that a 90 day notice wasn't enough.

The representative from New York Life said that they would get a notice to the Commissioners, if warranted, as early as possible.

Commissioner Stofleth said that he wanted something from the Insurance Co. in writing. He then asked if there were any other Insurance men present that would like to make comment.

Mr. Glenn Linville from Farm Bureau Insurance Co. said that he would like to submit a bid on Insurance for the County but would be unable to submit it by the first of the year, that it would probably be the latter part of the first week in January.

Commissioner Buthod said that this came so late in the year that the opportunity for re-examining the program was so limited and by the calendar year of 1973, more will be known about the consolidation program. He also said that there will have to be a provision that the contract is subject to the proper appropriational funds, by the County Council.

Commissioner Buthod moved that the proposal of New York Life Insurance Co. on Group policy #41-297 has been re-negotiated with Mr. Becker at rates of \$16.54 per single employee or combined total of \$43.90 for employee plus dependant, be accepted for the calendar year of 1972, subject to cancellation in the event that proper appropriations are not made by the County Council, to continue the program throughout the year, also that there be at least a 90 day notice of any rate increase and that the entire program be studied with the agent of record and any interested Insurance Co. during the year.

Mr. Becker said that he isn't the agent of record, that he is serving in an advisory capacity.

Commissioner Buthod spoke for the other Commissioners as well, in thanking Mr. Becker for his help.

Commissioner Willner seconded the motion. So ordered, the vote being unanimous.

RE: RE-ZONING PETITIONS

A re-zoning petition was presented to the Commissioners. The petitioner being Busler Enterprises Inc. and the Owner of Record is Frances Stucke. The Premises affected are situated on the East side of St. Joe Ave. formed by the intersection of St. Joe Ave. and Diamond Ave. The requested change is from A to C-1B.

Commissioner Buthod moved that this petition be approved on first reading and that it be referred to Area Plan. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON COUNTY ORDINANCES

Commissioner Stoffleth read a letter on County Ordinances that were considered in an executive session of the Area Plan Commission which was held on Dec. 14, 1971.

In the Re-zoning Petition #71-55 PC of John F. & Grace Heugel, a request was granted that it be continued at a later date.

In the Re-zoning Petition #71-59 PC of Joseph, Oscar, Emma & Josephine Folz, the motion was made and seconded that parcel I be amended as requested and the zoning be changed from A to C-1B, also that Parcel II be changed from requested R-2 to conditional use to be combined with Agricultural zoning, and that Parcel III from requested R S to R-I zoning. The petition was approved by Area Plan as amended.

Mr. Schroeder, attorney, said that the original plans were requesting commercial zoning which is needed for enclosed tennis courts but the Area Plan Commission didn't think this was good zoning so they are now asking that zoning stay agricultural for parcels I & II with conditional use for the construction of outdoor tennis courts and a duplex in parcel II and that parcel III be changed to R-1. He said that the remonstrators were satisfied with the amendments.

Commissioner Buthod moved that this petition be approved according to the modification and amendments, as approved by the executive session of the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: ORDINANCE TO RE-ZONE CERTAIN REAL ESTATE IN VAND. CO.

Mr. Rafferty presented an ordinance for the Commissioners to review. He said that sometime ago it was suggested that amendments be made which was done. The ordinance was then returned to the home builders and they had a meeting with the Plan Commission and further amendments were suggested and now the ordinance is being presented to the Commissioners for their approval.

Commissioner Buthod said that he would like to have time to look it over. He said that in the environmental geology section, the geological survey has prepared soil type maps on a larger scale and Dr. Gray has offered to furnish the county with duplicates and they should be ready in a week or so and that he also has a Southwestern Indiana regional map if anyone would like to see it.

Commissioner Buthod moved that the ordinance be taken under advisement for one week. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM VALLEY WRECKING CO.

Mr. Scales of the Valley Wrecking Co. sent a letter to the Commissioners in reference to the demolition of buildings for the Center for Retarded Children, in that he is protesting the opening of any bids that weren't stamped before 9:30 a.m. on December 13, 1971, as this was the date advertised.

Mr. Roehm said that there were some trees that needed to be removed so the specifications had to be changed which was in the nature of a change order.

2.

RE: LETTER FROM SCOTT VOLUNTEER FIRE DEPARTMENT

A letter from the Scott Volunteer Fire Department was received by the Commissioners. It read that they wanted to express their appreciation and thanks for two recent actions taken by the Commissioners. One was for designating the heavily travelled intersection of the Boonville-New Harmony Road and the Old Petersburg Road to be a 4-way stop and erecting the appropriate signs. The other action was the resurfacing of the Boonville-New Harmony Road from the above intersection west to its intersection with outer St. Joe Ave. as this road is the main east-west artery of travel and for the fire trucks..

RE: LETTER FROM CITY-COUNTY DEPARTMENT OF HEALTH

A letter was received from the City-County Department of Health, in reference to the two remaining Vanderburgh County Tuberculosis patients at Hillcrest Sanatorium who will need further hospital care when the Hillcrest facility closes this month. It stated that Good Samaritan Hospital in Vincennes has facilities for caring for active tuberculosis patients, and has agreed to accept patients from Hillcrest under Dr. Stewart's care, that Mr. & Mrs. Hile have Blue Cross - Blue Shield, major medical insurance which will be utilized to the extent of coverage for their hospitalization at Good Samaritan Hospital, and the physician's fees and the remainder will be billed to the Vanderburgh County Commissioners. Mr. & Mrs. Hile are both residents of Vanderburgh County and are medically indigent for tuberculosis, and are eligible for financial assistance for treatment of their tuberculosis conditions.

Commissioner Buthod said that in accordance with prior action, approving the removal of these patients, he moved that this letter be received and filed. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM L & N RAILROAD

A letter was received referring to previous action taken, at which time the Commissioners were asked to co-operate and participate with L & N in a project to modernize obsolete leadway signals at the crossing of Hogue Road and Creamery Road and is now advised that this matter has been presented to the Highway Commission and was told that this road is not on the Federal aid system and therefore not eligible for federal funds. They understand that funds are available from cigarette tax and wondered if some money would be available under this program and if the Commissioners would be willing to enter into an agreement with L & N in sharing the cost.

Mr. Biggerstaff said that they are apparently going by the old laws, that the new law states that the County shall co-operate and under federal aid, the County pays 40%, the Railroad pays 50% and Federal Aid pays 10%. He said that L & N wants to put up modern lights (signal) at crossings, that 7 or 8 are needed.

Commissioner Buthod moved that the County Engineer be directed to get together with L & N Railroad Co. in order to come up with plans, estimates and specifications. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT OF THE COUNTY TREASURER

The monthly report of the County Treasurer was presented to the County Commissioners for the month of November. Received and filed.

RE: REPORT OF ERRONEOUS TAXES

A report of erroneous taxes were presented to the Commissioners. Mr. Volpe said that this is a report that is filed with the Auditor's tax settlement every December, of taxes which have been paid back. He said that most of it has to do with state board orders of reductions from the last assessments or state board orders having to do with charitable organizations. Commissioner Buthod moved that this report be signed, confirmed, approved and filed. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANCES

Appointment...Kaith Quinney.....Extra Help...\$315.00.....Eff: 12/17/71
Released.....Flora Zick...Nurses Aide.....\$315.00.....Eff: 12/17/71

RE: AWARDING CLASS IV & V CONTRACT ON PRINTING SUPPLIES

Class IV & V of the Printing bids had been taken under advisement. There were two bids. They are as follows:

	Extension of Company	Extension of Auditor
Class IV...Moser	\$2,845.98	\$4,801.77
Burkert Walton	7,872.90	7,725.65
Class V....Moser	42,057.85	24,181.60
Burkert Walton	22,664.00	32,731.00

Commissioner Buthod moved that Class IV & V of printing bids be awarded to Moser Printing Co. Inc. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF CONTRACT FOR DEMOLITION OF BUILDINGS

There were four bids submitted for the demolition of buildings on the site of the proposed construction of a training and development center for the Evansville Association of Retarded Children at 501, 503, 505 and 509 Oakley Street and 621 W. Virginia Street. They are as follows:

Valley Wrecking Co...Buildings-\$2,850..Trees not on City Property-\$50.00 each.
Trees in City Sidewalk- Large- \$350.00...Small-\$250.00, includes replacing walk

Deig Bros. Lumber & Construction Co. Inc.....Buildings-\$4,600.00
Trees- \$9.00 per inch diameter of tree.

Floyd I. Staub Inc...\$5,585.00 which includes tree removal cost of \$520, which is at rate or unit price of \$3.06 per one inch diameter.

Ed. Siebert & Sons Contracting...Buildings-\$3,949.00

Valley Wrecking Co. submitted the low bid.

Commissioner Buthod moved that these bids be taken under advisement in order that Mr. Roehm might check and extend them.

Mr. John Bunner who lives across the street from the houses to be demolished said that these houses were being vandalized and that kids have been in them, also that they create a health hazard. He thought the Commissioners should act on this problem right away.

Mr. Roehm said that he could check the bids right away.

Commissioner Buthod withdrew his motion and Mr. Roehm was asked to check the bids and report back as soon as he was finished.

RE: CHECKS FROM MANFRED STAHL

Two checks had been presented to the Commissioners, from Manfred Stahl, for their endorsement. The Commissioners asked Mr. Volpe what they were for. Mr. Volpe said that the checks were probably posted for jobs that Mr. Stahl had performed for the County and now had been returned to him. Mr. Volpe said that he would take care of this matter.

RE: PENSION PLAN

Mr. Volpe said that he had information on the pension plan for the County and that he would send a copy to all chief deputies of all County offices. He said that he would then have to check the records of all employees.

RE: CHRISTMAS VACATION

Commissioner Stoflath said that all County offices will close at noon on Friday, December 24, 1971, for Christmas vacation and will also be closed on Monday, December 27, 1971. He said that the meeting of the County Commissioners will be held on Tuesday, December 28, 1971, at 9:30 a.m.

RE: POOR RELIEF

Lee Golden....1408 N. Fifth Ave....Pigeon Township...Mrs. Bowling, Investigator. Mr. Golden asked for help on rent as he is one month behind and has been given an eviction notice. Mr. Golden explained that he expects to go back to work tomorrow but has been unemployed since August. He said that he quit his job because of conflict with other workers.

Mrs. Bowling said that Mr. Golden made application on November 22, 1971 and that the Trustees paid his utilities and hospital bill. He was told to talk to his landlord. The Golden's have three children. They are getting food stamps.

Commissioner Willner moved that this case be referred back to the Trustees and that Mrs. Bowling call Mr. Korn, the landlord and talk to him after contacting Lensing Brothers to see if he has a job. Commissioner Buthod seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that he had an appointment at 1 p.m. on the Lynch Road.

He presented a claim in the amount of \$18.00 from the Monarch Insurance Agency for his Public Official Bond for next year.

Commissioner Buthod moved that the claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM MARATHON OIL CO.

Mr. Biggerstaff presented a letter from the Marathon Oil Co. that he had received in reference to an island that was built in location of a Gas Station, they said that the island is too high. Mr. Biggerstaff said that Marathon Oil Co. had been given a complete set of plans for approval. He was advised to get with the Plan Commission on this problem.

RE: MR. FOSTER

Mr. Foster said that Mr. Karch is out of the hospital now but is only allowed to be up for a couple of hours at a time.

Mr. Foster said that he had placed a letter from L & N Railroad Co. on Tom Swain's desk, as he didn't know what it was about. Mr. Swain said that it should have been filled in by L & N.

The letter was referred back to Mr. Foster and he was instructed to check with L & N to see what it was about.

RE: MR. HARNES

Mr. Harnes said that the employees and residents at the Pleasantview Rest Home want to wish everyone a Merry Christmas and a Happy New Year. He said that he has had 26 visitors at the home this month and will have a Christmas dinner next Monday at a church and that an assortment of gifts have been donated by various groups for the residents to open.

Commissioner Buthod said that the Commissioners are deeply appreciative of all donors and of their help to the Pleasantview Rest Home.

RE: MR. HOTZ

Mr. Hotz had previously suggested that all County residents bring their Christmas trees to Pleasantview Rest Home and that on the 8th day of January, 1972, they would grind these trees up and the residents would then be welcome to the mulch. This plan was approved, subject to an agreement on rental price of a chipping or shredding machine.

Mr. Hotz checked on this and said that the Gas Co. has offered to furnish the shredder and an experienced operator to shred the trees at a cost of \$75.00 for 8 hours on January 8, 1972.

Mr. Hotz said that the cleaning up of the County Home lots were taken out of other operating expense money, also the burning of the old buildings. He wondered if the money could be taken from this account for the rental of the shredding machine, he said that he has talked with Mr. Karch on this, and was told that he would check on it.

Mr. Hotz said that he obtained a permit from Mr. Clausheide for the burning of the buildings. He said that the trees at the site of the buildings were sure to be lost if the buildings are burned as they stand. The Commissioners said that they would look into this.

Commissioner Willner moved that the \$75.00 be paid to the Gas Co. for the rental of the shredding machine. Commissioner Buthod seconded the motion. So ordered.

Mr. Biggerstaff said that the plans for the construction of the Lynch Road project has been submitted to the Road account Dept. and the County should get the money. He suggested that in the meantime, the money should be taken from another account, then reimburse it.

RE: MR. WORK

Mr. Work has been asking for extra space for the Welfare Dept. for some time and said that in the spirit of the season, thought the Commissioners might have a gift of this extra space. Commissioner Buthod said that no further action can be taken unless the City agrees.

Mr. Work said that if no action is taken, the Department will have to move out of the Civic Complex.

Commissioner Buthod said that he didn't like it, that Mr. Work is on the Commissioners all the time, that he should also talk to the City.

Commissioner Stofleth asked Mr. Work if he was ready to move to the Election Office on the third floor.

Mr. Work said that they would, if they must, under protest.

The City feels that the Data Processing room will be needed, so the only agreement that can be reached is to move the old records from the Election office to the basement in order that the Welfare Dept. might have the Election office.

Mr. Winfield, member of the Registration office, said that they were asked, before they moved in as to how much space they would need and were designated this space and don't see why they should be punished by being asked to vacate their space.

Commissioner Buthod said that a time must be worked out for the moving records from the Election office, Room 306. He said that a meeting will be set for next Tuesday and a decision will be made no later than next week.

Meeting Recessed at 11:10

Meeting re-opened at 11:20

RE: AWARDING CONTRACT FOR THE DEMOLITION OF BUILDINGS..CON'T.

Mr. Roehm reported back to the Commissioners, that he had examined the bids from Valley Wrecking Co., Ed Seibert & Sons Contracting, Deig Brothers Construction Co. and Floyd I. Staub Inc. on the demolition of buildings on the site of the proposed construction of a Training and Development Center for the Retarded Children and the low bid was that of Valley Wrecking Co. Commissioner Stofleth asked if there shouldn't be a bond set for injuries. Commissioner Buthod moved, with addendum, that Valley Wrecking Co. be awarded the contract for the demolition of the buildings. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

A.J. "Ted" Stofleth
James M. Buthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

A. Jackson
R. Lyles
C. Leach
G. Clabes

Secretary: Margie Meeks

A. J. Stofleth
James M. Buthod
Robert L. Willner

BOARD OF COUNTY COMMISSIONERS

The regular meeting of the County Commissioners was held on Tuesday, December 28, 1971, at 9:45 a.m. with President Stofleth presiding.

The minutes of the previous meeting were approved and the reading of them were dispensed with.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

KNIGHT TOWNSHIP ASSESSOR

Richard A. Reid.....330 Tyler Avenue...Deputy...\$12.00 Day.....Eff: 12/23/71

VANDERBURGH SUPERIOR COURT

Temp.

Kathryn E. Flittner..753 S. Alvord Blvd...Asst. Clk...\$16.00 Day.....12/13/71

Roy G. Shrote....1005 Cullen Ave.....Bailiff...\$6,300.00 Yr.....1/1/72

PROSECUTING ATTORNEY'S OFFICE

Mary Laugel....2204 W. Michigan St...Secretary.. 12/20/71

James M. Redwine...R.R.3 Frame Road...Dep. Prosecutor 12/20/71

David Young.....214 Congress Ave...Investigator 12/20/71

AREA PLAN COMMISSION

Lear J. Brooks.....718 N. 7th Ave...Transit Surveyor...\$2.00 Hr.....12/15/71

Patricia A. Clay...766 Cherry St... " " ... 2.00 Hr.....12/15/71

Pauline Anderson...426 Lincoln Ave. " " ... 2.00 Hr.....12/15/71

Barbara A. Finch...1718 Governor St... " " ... 2.00 Hr.....12/15/71

Darlene Y. Malone..961 Evans Ave..... " " ... 2.00 Hr12.15.71

Michael F. King...448 S. 11th St... " " ...-2.00 Hr.....12.15.71

RE: MONTHLY REPORT

The monthly report of the Evansville Association for Retarded Children was presented to the Commissioners for the month of November. Report received and ordered filed.

RE: LETTER FROM THE RIVER TERMINAL

A letter was received by the Commissioners from Mr. Hubert R. Bruce of the River Terminal, dated December 4, 1971, stating that Mr. Arthur Karch has filed charges to keep them from using the road which they have been using for access to the land they use in order to reach a river terminal. He said that the amount of \$390.00 was paid to the owner, Mrs. Elizabeth Akin and the deed was recorded on March 7, 1893. They thought the Commissioners should look into this matter.

Mr. Biggerstaff thought the attorney's of those concerned in this matter should get together to solve this problem.

Commissioner Butthod said that this seems to be a private matter and a letter should be sent them, to this effect, as the Commissioners are not involved.

RE: ADDITIONAL SPACE NEEDED FOR WELFARE DEPARTMENT.

Mr. Work is asking for more space and would like the space adjacent to his present office but this idea has been discussed and decided against. The registration Board members were very much against this. They submitted a signed statement to the effect that each office was interviewed before plans were drawn for the building, to see how much space would be needed and said that some space was still cut from the voters registration office. They also listed the rough draft of the working year schedule for their office, and asked that their office not be disrupted.

Mayor McDonald said that he knows there is a problem here but didn't think that he should participate in a decision since he is going out of office in a few days. He said that his only thought was to protect the Data Processing Office as he felt that this office will be needed as it was special built for this purpose. He thought the decision of extra space for the Welfare Department should be at the prerogative of the new Mayor, in conjunction with the County Commissioners.

Commissioner Butthod thought that some long range plans will have to be made for the Welfare Department and he would prefer to see the Voters Registration Office to remain where it is.

Commissioner Buthod moved that as soon as the Clark's records are transferred to the basement, that the Election Office on the third floor be made available for the Welfare Department and the Office of Voters Registration to stay where it is. Commissioner Stofleth seconded the motion, himself, after three times asking for a second.

Commissioner Buthod asked Commissioner Willner what his feelings were, on this.

Commissioner Willner said that if part of Welfare was to move on the third floor, he didn't think they would be happy nor did he think their operation would be convenient or economical so he is at odds as to what can be done.

Mayor McDonald said that realistically he thought this a controversial thing and suggested that it be postponed, that everyone concerned should get together with the Commissioners and talk with the people to see if a satisfactory arrangement can't be worked out that will be beneficial to everyone.

Commissioner Buthod said that this has been tried for a year, with no success, but that he would be willing to withdraw his motion. He therefore withdrew his motion, to give more time for a decision to be made and for the approval of the incoming Mayor.

Commissioner Stofleth withdrew his second and said a decision will be made at the meeting of January 3, 1972.

The Mayor wished everyone a Happy New Year and said that it has been a real pleasure working with everyone.

The Commissioners wished the Mayor and his family a Happy New Year, with good luck and continued success in all his private affairs.

RE: COUNTY OFFICES OPEN ON MONDAY, JANUARY 3, 1972

Commissioner Stofleth said that at a conference with the necessary people, the Commissioners agreed that the County offices will remain open on the Monday following New Years which will be January 3, 1972.

RE: RIGHT OF WAY CLAIM

O. S. Dana L. English
in granting to the County, a permanent easement for the re-construction & Widening of St. Joe Avenue in the amount of \$2,101.50. Mr. Biggerstaff said that he knew that the girls were busy in the Auditor's office but he would appreciate it if this check could be written right away as it must be paid by December 31, 1971.

Commissioner Buthod moved that the claim be allowed and the easement be accepted, subject to the correction of the notary date. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM WESTINGHOUSE ELECTRIC CORP.

The following letter was received by the Commissioners from Westinghouse Electric Corp.:

Gentlemen:

We are required by court to notify you that in connection with any invitation you issue for a sealed bid on any lightning arrester product, any distribution transformer, or any instrument transformer, Westinghouse, upon request, will submit with its response to such invitation a statement in the form of the attached sample affidavit.

This is sent to you for your information only. If you desire to receive such a statement, please inform us in your future invitations for sealed bids for any of the above products.

Yours Very Truly,
J. O. Campbell

Letter received and filed.

RE: LETTER FROM NEW YORK LIFE INSURANCE CO.

The following letter was received by the Commissioners from the New York Life Insurance Co:

Dear Ted:

Per your request, I have confirmed with the Home Office that we will notify you at least ninety days prior to renewal date if there is to be any increase of rates regarding the County Group insurance with us.

In addition, attached is a copy of a recent letter that was sent to me restating the negotiated rates for 1972 and a brief description of the benefits of our counter offer regarding a change in plan which the commissioners decided not to accept.

Sincerely,
Michael J. Petrovich, General Manager

Letter received and filed.

RE: CLAIMS AND EASEMENTS

Mr. Biggerstaff presented a letter from Slade Realty & Appraisal Co. explaining that the three following claims and easements are for Bridge and Road relocation for Volcan Road. Right Of Way agreements enclosed. Parcel No. 3 from Raymond H. & Lillian E. Scherer in the amount of \$400.00. Parcel No. 4 from Mrs. Elsie Silke in the amount of \$150.00. Parcel No. 5 from Raymond S. & Donna J. Rauter in the amount of \$50.00. Commissioner Ruthod moved that the easements be accepted and the claims be allowed. Commissioner Willner seconded the motion. So ordered.

Mr. Slade stated that there are two easements in connection with this project that are still in process of negotiation, Parcels Nos. 1 and 2, land owned by John H.E. Niederhaus and Clear Creek Farms, Inc. respectively. These will be presented as soon as they are negotiated and executed.

A claim was presented to the Commissioners, in favor of Harold J. Peters in the amount of \$115.00 for the cleaning of a ditch in Section 10-6-10, yearly maintenance approved by the County Commissioners on May 17, 1971. It was the cleaning of the ditch around Blossom Lane off Bergdolt Rd. Commissioner Ruthod moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EXTRA WORK AGREEMENT

Mr. Biggerstaff presented an extra work agreement #1 for Project 191-57 which is for the structure on Vand. Warrick County Line Road. The amount of the extra work agreement is \$182.00. This work is being done for fear of erosion and recommended by Mr. Biggerstaff. Commissioner Ruthod moved that the extra work agreement be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that he had received a letter from Mr. Kahre about accepting Gilles Lane in Charbert Acres, pertaining to poor drainage. He was advised to first drain the ditches. He was also advised that if he sold any lots, the minimum pipe size as required by the County for under the driveway is 12 inches. He was asked to contact Mr. Biggerstaff when he has this drainage finished.

Mr. Biggerstaff said that they were out at Smith & Butterfields last week and went over Lynch Road and marked on map where guard rail is proposed and mailed copy to Mr. Butterfield. He thought the cost would be \$14,550.00 plus \$2000.00 not including the installation. He said that the County might be able to get state aid, possibly 75%, that they will probably contact him for another meeting. Mr. Biggerstaff said that he had asked Ken Marlin to check to see if the striping could be included in the topics program. Commissioner Ruthod said that he thought that perhaps Latshaw could do the striping.

RE: MR. KARCH

Commissioner Stoffeth asked Mr. Karch how he was feeling after his recent operation. Mr. Karch said that he was doing okay.

RE: LETTER OF RESIGNATION

The following letter of resignation was received by the Commissioners from Mr. Marvin Karch:

Dear Sirs:

I wish to resign as acting Superintendent of the Vanderburgh County Highway Department, resignation effective December 31, 1971.

I have accepted an offer from our newly elected Mayor, Russell Lloyd, to become the Superintendent of the Metropolitan Levee Authority. I am happy to become a member of the dynamic new administration.

I have tried to serve the citizens of our county to the best of my ability, in every way possible. This service could not have been performed without the

hard work of the men and women working with me, who were dedicated to their jobs. I leave in good capable hands the future work of the Vanderburgh County Highway Department.

I have enjoyed working under the supervision of Mr. Stofleth, Mr. Buthod and Mr. Willner. Thank you for your co-operation with me, and consideration for my position. Sincerely, Marvin G. Karch.
Mr. Karch was congratulated on his new job and Commissioner Stofleth said that Mr. Karch has been very conscientious in his work and that the Commissioners enjoyed working with him.

Mr. Karch said that a couple of weeks ago, Jerry Davis had made a proposal to clean the ditch on Bayou Creek and at that time the Commissioners asked for more information from Mr. Davis. Mr. Davis has now sent a map and proposal which is recommended for approval by Mr. Karch, and Mr. Biggerstaff thought it to be reasonable.

Commissioner Buthod moved that the proposal be approved, subject to the specifications being prepared for Mr. Davis to sign. He also thought that a contract should be drawn up as well as a bond. Mr. Biggerstaff was asked to go over this with the County Attorney's. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth said that he would like to go out to the portion of River Road between Weinbach Ave. and Hwy. 41, as he was told that the \$5000 bond that the county has will not cover the damage that was done to this road. Mr. Biggerstaff said that there was quite a bit of damage done.

Mr. Karch said that John Mans has been working on it but won't finish the job until spring, also that he had told other haulers that if they traveled over that road, they would have to be under bond to repair any damage that is done.

RE: MR. ROEHM

Mr. Roehm said that Mrs. Behme has not proceeded with the work that is supposed to be done on her property and he wondered the amount of time she should have to get this done.

Mr. Roehm said that he has a problem on a gas main on Darmstadt Road and has given an extension for time of test to be made.

Mr. Swain said that if the test is approved, the gas main can remain but if not, should be condemned.

RE: MR. HARNESS

Mr. Harness presented an application of a Kenneth Griffith to the Pleasantview Rest Home which he recommended be approved.

Commissioner Willner moved that this application be approved. Commissioner Buthod seconded the motion. So ordered.

RE: LICENSE GRANTED

Mr. Harness said that the State Board of Health has sent him a letter to the effect that a license has been granted for the operation of the Pleasantview Rest Home for the year of 1972.

Commissioner Buthod said that he was a little curious as to the application for admittance to the Pleasantview Rest Home as he was offered a job at Fleigeltaub's. Mr. Harness said that the application was reviewed and could be outdated, that the caseworkers assume that it is cheaper to send this man to the Pleasantview Rest Home than it is to assume his bills.

Commissioner Buthod thought that they were getting pretty careless about the way the applications were being filled out.

RE: PETITION FOR VACATION OF ALLEY

Mr. Swain presented a petition for the vacation of an alley, which has been corrected, to the Commissioners.

Commissioner Buthod moved that the petition with the vacation of alley, as corrected in accordance with the recommendation of the County Attorney, be approved, executed and filed. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said that when the ditch across from Fruehauf was cleaned, they stacked some dirt aside of the ditch which has blocked the drainage. Mr. Biggerstaff and Mr. Karch said that they will look at this.

RE: COMMENT ON CONTRACT FOR DEMOLITION OF BUILDINGS

Mr. Roehm stated that the contract was awarded to Mr. Scales for the demolition of buildings for Center for the Retarded Children last week and said that Mr. Scales has asked the Commissioners to wait for him as the Contract has to be signed.

Meeting recessed for 5 minutes.

Commissioner Ruthod moved that the Contract for the demolition of buildings for Center for the Retarded Children be approved, as directed by the County Attorney, to be signed at a subsequent time. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 10:55 a.m. until 9:00 a.m. Friday, December 31, 1971.

PRESENTCOUNTY COMMISSIONERS

A. J. "Ted" Stoflath
James M. Ruthod
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

G. Clabes
H. Marynell
R. Lyles
C. Leach

Secretary: Margie Meeks

A. J. Stoflath
James M. Ruthod
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
DECEMBER 31, 1971

A special meeting of the County Commissioners was held on Friday, December 31, 1971, at 9:20 a.m. with President Stoffleth presiding.

Minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: CLAIMS

A claim was presented to the Commissioners from Sheriff Riney for the meals of the prisoners in the amount of \$5,613.75.

Commissioner Butch moved that the claim be approved. Written approval will be sent from State. Commissioner Willner seconded the motion. So ordered.

Two claims were received from the Building Authority. One was for additional rent due for the first six months of 1972 which is for operating expense in the amount of \$250,360.50. The other claim is for fixed rental in the amount of \$306,315.50 which pays for the bond and the check is to be made out the National City Bank.

Commissioner Butch, after talking to the Building Authority, that an adjustment may have to be made on the second half of the year and in view of the law suit that is pending. He said that these claims would be paid with the understanding that it does not prejudice the position of the Commissioners in the law suit, now pending. An agreement was reached with the Building Authority that the County would pay the first six months installment on the basis of prior allocations and any adjustments that are to be made will be made in the second six months.

This matter was delayed until Tom Swain, the County Attorney, arrives at the meeting.

RE: ADMITTANCE OF PATIENT TO THE GOOD SAMARITAN HOSPITAL

A letter was received from the City-County Department stating that Mr. Paul Butch of 1911 S. New York Avenue of Evansville was admitted to Good Samaritan Hospital, in Vincennes, Indiana, on December 27, 1971 for isolation and treatment of reactivated tuberculosis. It also stated that he has Blue Cross-Blue Shield insurance which will be utilized to the full extent of coverage for his hospitalization and physician's services and the remainder will be billed to the Vanderburgh County Commissioners.

Commissioner Butch moved that the application be approved.

Commissioner Willner seconded the motion. So ordered.

RE: RESIGNATION OF WM. BUENTE

A letter of resignation was received from Wm. Buente, as member of the Levee Board. He stated that he hasn't been in good health and that the Doctor has advised him to give up some of his work. He therefore felt that he must resign.

Commissioner Butch said that the resignation of Mr. Buente shouldn't be accepted without noting his long and dedicated service on the Levee Board and his knowledge of the Levee system. He asked that a letter be sent to Mr. Buente and tell him of the appreciation of the Commissioners for his services.

Commissioner Butch therefore moved that the resignation of Mr. Buente be accepted. Commissioner Willner seconded the motion. So ordered.

RE: PRICES REDUCED ON ROAD & CRUSHED PEA GRAVEL

A letter was received from Mulzer Crushed Stone Co. informing the Commissioners of reduced prices on Road & Pea Gravel. They were awarded the contract on these items on 11/15/71. The change of price in Road Gravel is from \$1.85 to \$1.00 per ton, and Crushed Pea Gravel from \$2.40 per ton to \$2.35. Commissioner Butch said that a copy of these changes should be sent to the County Garage.

RE: RESIGNATION OF WM. BUENTE...CON'T.

Mr. Buente appeared and Commissioner Stoffleth told him that his resignation was accepted reluctantly but that he must first think of his health, that the Commissioners hated to see him go but wished him well..

RE: SALARY INCREASES

The following letter was sent to all County Auditors from the Indiana State Board of Accounts.

We have been informed by Mr. Floyd G. Worrell, Federal coordinator for the State of Indiana and local governmental units, under Phase 2 of the President's Economic Stabilization Program, that increases in salaries and wages negotiated prior to November 14, 1971, to become effective on and after that date, may be paid and are not affected by the 5.5% average increase under the regulations of the Cost of Living Council.

The following is the effect of this ruling as it applies to salaries, rates of wages and other compensation fixed by or pursuant to law prior to November 14, 1971:

1. Salaries and wages of officers and employees fixed by the County Council to become effective January 1, 1972, may be paid and not be in conflict with Federal regulations.

2. Salaries payable to county officials under the County Officials' Salary Law where classifications have changed, including those counties in classes 11, 12 and 13, where the law permits payment of salaries fixed for a class 10 county, effective January 1, 1972, may be paid.

New Pay increases negotiated on and after November 14, 1971, will be judged against a general standard of 5.5% per year. We hope to receive more specific instructions in the near future with respect to future pay increases and at that time will advise local officials.

Received and filed.

RE: MONIES TO BE ENCUMBERED

Commissioner Buthod moved that the money in respective accounts appearing from the list furnished by the County Auditor including County Revenue, Vanderburgh County Highway, Crime Control, Bond & Sinking, Accumulative Bridge Fund, Area Plan and Area Transportation, be encumbered, the amount of encumbrance, the total being :

County Revenue...\$90,395.75 plus such additional amounts as may be determined by the County Auditor, as having been encumbered.

Vanderburgh County Highway...\$99,262.33

Crime Control...\$13,310.91

Bond & Sinking...\$331.75

County Cumulative Bridge Fund...\$329,484.80

Road & Streets Fund...\$836,400.76

Area Plan...\$1,154.82

Area Transportation...\$43,620.41

Commissioner Willner seconded the motion made by Commissioner Buthod.

Motion carried.

RE: DISCUSSION OF 40 HOUR WORK WEEK

Commissioner Stoffeth stated that the City was starting to work a 40 hour work week as of the first of the year and discussed with the Commissioners, as to whether the County Employees should do the same.

County Commissioner Stoffeth said if the men at the County Garage worked until 5 p.m. they would be working in the dark and he felt that in view of the fact that the County Employees wouldn't be getting an increase for the extra time, it would be an adjustment downward if they were asked to work 40 hours instead of the present 35 hours.

Commissioner Buthod said he thought there seemed to be some fallacy in the minds of the public that the employees are being paid for 40 hours and only working 35 hours. He said that the salary Schedule was adopted, based on the number of hours the employees were working, which were from 8 a.m. to 4 p.m. with 1 hour off for lunch. He said he thought by keeping the office open during the lunch hour was of more value to the public than to remain open until 5 p.m. and one thing that needs to be done is to check to see the degree of co-ordination that is required with the city.

Commissioner Buthod said that he didn't think the Commissioners had the authority to tell the County Office Holders what hours their offices should be open, only what hours the building would be open. He would like to check with the Union, the City Administration and the independent Office Holders. Commissioner Willner said that it should also be checked into, to see if the County Officers would need a larger staff if the 40 hour work week went into

effect, as there was a tax reduction this year and he would like to see another next year and he isn't in favor of adding more personnel.

Mr. Kornblum, the Pigeon Township Assessor, thought the hours should stay as they are, as his employees are paid for the hours of 8 a.m. to 4 p.m., they also put in many hours of overtime at no extra pay. He also said that many people come to the office on their lunch hour to do business so thought it more favorable to stay open at this time rather than an extra hour in the evening.

Mr. Alvin Stucki, the Center Township Assessor, said that he would hate for his employees to work those 5 extra hours a week with the small salaries that they are now getting.

It was decided by the Commissioners that the present working hours be continued until such a time as further study can be made.

Mr. Kornblum also said that there is an extra phone in his office that can be removed.

RE: CLAIMS FROM BUILDING AUTHORITY...CON'T.

Mr. Swain, the County Attorney arrived and advised the Commissioners that the fixed rental should be paid.

Commissioner Butchod moved that the fixed rental in the amount of \$306,315.50 that is due on December 30, 1971, be paid. Commissioner Willner seconded the motion. So ordered.

RE: MEMORANDUM

A memorandum was presented by the County Attorney, with the Building Authority and the City. He said that it wasn't in final form but that he wanted to inform the Commissioners that he had received it in the mail.

Commissioner Stofleth said that the next meeting will be tomorrow morning, the first day of the new year, at 11:00 a.m. or as soon as the swearing in ceremony of the New Mayor is over.

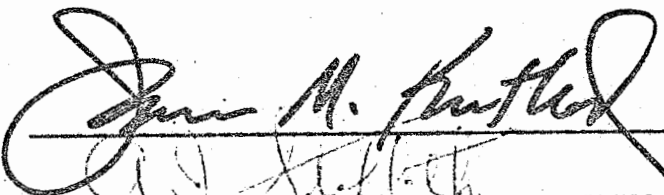

Meeting adjourned at 9:50 a.m.

Ron Lyles, a reporter, asked the Commissioners if they had any idea as to who would be named to the Levee Board. Commissioner Stofleth said that the Commissioners will have to discuss it.

PRESENT:

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
A. J. "Ted" Stofleth	Lewis F. Velpe	Thomas Swain	R. Lyles A. Jackson
James M. Butchod		William Stephens	C. Leach H. Marynell
Robert H. Willner			C. Cooper G. Clabes

Secretary: Margie Weeks



 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 1, 1972

A special organizational meeting of the Board of County Commissioners was held at 11:00 a.m. with President A. J. "Ted" Stofleth presiding.

The meeting was opened by Bailiff protem, Thomas Swain.

Commissioner Buthod moved further consideration of minutes of a special meeting held on Friday, December 31, 1971, until they have been prepared.

RE: ELECTION OF PRESIDENT

Commissioner Stofleth nominated James M. Buthod as President of the County Commissioners for the year of 1972. Commissioner Buthod seconded the nomination. So ordered, by consent.

RE: ELECTION OF VICE PRESIDENT

Commissioner Buthod nominated A. J. "Ted" Stofleth as Vice President of the County Commissioners for the year of 1972. Commissioner Stofleth seconded the nomination. So ordered, by consent.

RE: LEGAL HOLIDAYS FOR 1972

January 1.....	New Years Day
February 21.....	Washington's Birthday
March 31.....	Good Friday
May 2.....	Election Day
May 29.....	Memorial Day
July 4.....	Fourth of July
September 4.....	Labor Day
October 9.....	Columbus Day
October 23.....	Veterans Day
November 7.....	Election Day
November 23.....	Thanksgiving Day
December 25.....	Christmas Day

These are the holidays that have been established and confirmed by the County Commissioners, to be observed by the county offices during the year of 1972.

RE: APPOINTMENTS MADE BY COMMISSIONERS FOR THE YEAR OF 1972

AREA PLAN COMMISSION	PLEASANTVIEW REST HOME PHYSICIAN	CO. JAIL PHYSICIAN
A. J. "Ted" Stofleth	Dr. Walter	Dr. Paul Steele
LICENSE EXAMINERS BOARD	MUSEUM	AUDITORIUM
James M. Buthod	John A Koch	Doyle Dressback
ELECTRICAL INSPECTOR	PLUMBING INSPECTOR	BUILDING SUPERINTENDENT
Charles Legenas	J. B. Baird	Herman Hotz
COUNTY ATTORNEY'S	COUNTY ENGINEER	HIGHWAY SUPERINTENDENT
Thomas Swain	Ed Roehm	Jack Willard
William Stephens		
AGENT OF RECORD	SERVICE OFFICER	WEIGHTS & MEASURES
Paul Torian	Clyde Oviatt	Irvin White
Ray Becker		
HEALTH BOARD	ZONING APPEALS BOARD	
Arvil Kneenan	Dr. Dan Byrns	

Commissioner Stofleth moved that these appointments serve at the pleasure of the County Commissioners for the year of 1972. Commissioner Buthod seconded the motion. So ordered.

RE: APPOINTMENT TO THE AREA PLAN COMMISSION

Commissioner Stofleth moved that Mr. Don G. Davis be appointed as a member of the Area Plan Commission for a three year term. Commissioner Willner seconded the motion. The vote being two in favor with Commissioner Butthod abstaining. The motion Carried.

RE: EMPLOYEES FOR THE YEAR OF 1972

The following employees as presented by the various offices were incorporated for the year of 1972.

COUNTY CLERK

Joseph F. O'Day
Francis Stofleth
Marguaritte Harding
Catharine Kueber
Marsha Clark
Estella Moss
Dorothy Roddewig
Vallada Sue Hawkins
Audrey Louise Gunther
Mary Hatfield
Mary Alice Tapp
Edna Mae Castrup
Mary Hougland
Ruth Stevens
Mabel Winkler
Edna Robinson
Martha Jean Greene
Doris Jean Wilkey
Agnes Lichtenfeld
Paul Etheridge
Amelia Tornatta
Ethel Wardrip

COUNTY AUDITOR

Wm. J. Wittekindt Jr.
Alice McBride
Peggy Powless
Willette Freihaut
Dona Reheman
Vera M. Reimann
Sylvia Williams
Maisie Collins
Mildred Fuquay
Georgia Benson
Bettye Cason
Lillian Jarboe
Evelyn McCoy
Ruth Wilhite
Bette Carrigan
Zerline Wentzel
Ruth Calhoun
Carolyn Ransburgh
Margaret Meeks
Minerva Kolb
June Hallenberger
Lily LeBlanc
Martha Schenk
Martha Calkin
Janice Decker
Marian Ellsperman
Ione Hayes

TREASURER

Florence Bruck
Mary Schimmel
Erma Dean Kingston
Carolyn Seib
Linda Cato
Constance Laubscher
Jean Sills
Lora La ndis
Lucille Vestingsmeier
Josephine Christmas
Virginia Parrish
Julia McGuire
Helen Krietemeyer
Harriett Higdon
Katherine Harker
Virginia Seybold
Elsie Fae Shirley

SURVEYOR

Sam Biggerstaff
James P. Scott
Elmer Culp
Dan Hartman
Steven V. Smith
Richard DeSousa
August Harpole Jr.
Robert Brown Jr.
Miles Saunders
John Sollman
Aaron Biggerstaff
Adrian Linberg
John E. Norman
Dennis Brand
Doris Jean Jackson

RECORDER

Louis H. Grewe
Aldora Lawhead
Betty J. Hermann
June J. Cosgrove
Jane A. Wilkie
Aline M. Payne
Mary V. Chi

COUNTY ASSESSOR

Madge Bunker
Earlene Schulze
Thomas Lindsey
Zreeta Hardin
Mary Garrison
James L. Angermaier

SHERIFF

Richard H. O'Risky Jr.
Charlie Gibbs
Warren Reynolds
James E. Allen
Floyd Kassel
Gary Kassel
John Lancaster
James Phillips
Earl Russell
Jimmie Tucker
S. Lee West
Soroy Banks
Marlin Buck
Robert Beckham
Otis Bell
Richard Bennett
Bernard Betz
Wally Bishop
Paul Nico
Thomas Brandstasse
David Brandt

SHERIFF CON'T

Merrill Carr
Gary Castrup
Robert Coleman
Kenneth Collins
Clarence Cotton
Michael Craddock
John Crosser
Mary J. Davis
Michael Daws
William Droll
Robert Etheridge
James Frouval
Carl Gardner
Stanley Garnett
William Goad
Stephen Griggs
Lanny Hape
Ronald Hartmann
Terry Hayes
Donald Hunston
Daniel Kleison

SHERIFF CON'T

Timothy Lennartz
James Moers
James Neighbors
Ronald Newman
Kenneth Patterson
Roy Perkins
William Pierce
Aralia Ray
John Reutter
Lois Scruggs
Margaret Smith
William Speicher
Philip Strange
Michael Sturgeon
Peter Swain
Anne Therber
Clifford Trainer
Robert Tribble
Robert Wade
Robert Wilder
Paula Williamson
Joe Winfield

AUDITORIUM

Doyle K. Dressback
Charles Chrisman
Katherine Appuhn
Earl Schoenbachler
Donald Hofmann
Jessie Byers
Hallene White
Henry Overby
Ruby Norris
Wilbert Borum

PART TIME (COAT CHECK)

Lillie Jackson
Lorane Gambrel
Anita Glover

PROSECUTOR

David Young
Ronald Fresson
James H. Redwine
David V. Miller
James L. Kiely
Robert Lensing
William Welborn Jr.
Sigmond V. Labhart
Douglas Knight
Herman C. Hayes
Dorthea MacGregor
Riti Wazny
Christy Pinkaton
Katherine Miller
Jerry Atkinson
Mary Laugel

SUPERIOR COURT & JUVENILE

Judge Morton W. Newman
Gayle A. Spalding
Sarah L. Cook
Bert Conway
Judge Terry D. Dietsch
Jane Griffith
Nina Horoketter
Roy Shroete
Judge Claude B. Lynn
Alice J. Hillenbrand
Edith Fox
Harlon Grisham
Judge Morris S. Marzeli
Ruthetta Graves
Suemary Norberry
Raymond Unfried
Harry Lee Hahn
Helen Goodes
Clara Eloxan
Sara Jarboe
Georgia Williams
Bart O'Connor
Elvera H. Riggs
Jimmy Tyus
Nancy Christe
Ronald Goebel
David Dudley
Merle Melton
Carl Miller
Frances Williams
Marsha Clark
Karen Flittner
Kathryn Flittner
Gladys Lovell
Wayne Miller

ARMSTRONG TWP. ASSESSOR

William Hepler
Marian Hepler
Francis Martin
Louise Luigs

CENTER TWP. ASSESSOR

Alvin E. Stucki
Shirley E. Stucki
Betty Ann Bawel
Gearldene McQuay
Sherry L. Wheeler
Dorothy W. Dremstedt
Clarence Martin

PIGEON TWP. ASSESSOR

Maxine F. Ginger
Jerome R. Zeller
Ethel M. Bryant
Meraloyd Stansberry
Carol Frank

SCOTT TWP. ASSESSOR

Louis B. Richardt
Marguerite Richardt

VAND. SUPT. CO. BLISS.

Herman T. Hotz
Arthur Holswarth
Alvin H. Jones
James K. Shaffer
Cecil E. Phillips

PLEASANTVIEW REST HOME

Jack K. Harness
Helen Harness
Robert F. Walter
Lois T. Westfall
Joanne Buchanan
Dorothy Reed
Sylvia Phelps
Edith P. Coins
Rose Harpenau
Tillie Mancini
Joyce Evans
Sheryl Lunkensheimer
Willard Hughes
Reuben Bell
Edna Clurtho
Patsy Kohlmeier
Evalyn Candel
Bonnie Goodge
Evalyn Blythe
Thelma Roach
Edwin Zenthofer
Nettie Whitaker
Robert Tepp
Mildred Bockelman
Iva Hape

BURDETTE PARK

William Z. Utley
Lorraine F. Rohmer

VETERANS SERVICE

Clyde Oviatt
Linda A. Woodall
Norma Dickson

GERMAN TWP ASSESSOR

Cletus Birtner
Jeanette Phillips

KNIGHT TWP. ASSESSOR

Robert L. Westenbarger
Florence Hess
Marlene Fry
Lillian Tibbals

UNION TWP. ASSESSOR

Evelyn Bernard
Robert Bernard
Clarence Winiger

CIRCUIT COURT

Oma Maidlow
Charles H. Wire
George Osborne
Elmer Hass
Edward Mueller
Willard L. Walls
Harold Bennett
Maxine Buchanan
Brenda Boyd
Virgil J. Spaetti
John G. Sumner
William Carr
Mildred Harp
Madine Brady

AREA EXTENSION AGENT

Herschel L. Whitham
Eugene P. Morris
Lillian Staub
Janice Dreiner
Clare Kron
Karen Kennady

BUILDING COMMISSIONER

John B. Baird
Charles R. Legeman
Robert B. Newman
Jo Evelyn Gaffney

COUNTY COMMISSIONERS

Carolyn Sauer
Thomas M. Swain
William Stephens
Marsha F. Smith

VOTERS REGISTRATION

Habel Lurkey
Ernest A. Winfield
Essadee Detroy
Florence Lierz
Dorothy Block
Bertha Glidden

KNIGHT TWP. TRUSTEE

Jack A. Chaddock
Mary Ellen Mueller
Albion Besing
Dorothy Alsop

PERRY TWP. TRUSTEE

Betty J. Boyd
Betty J. Hempfling
Marcells Strange

AREA PLAN

Blaine K. Ernsperger
Terry A. Willis
Philip H. Siegel
Nancy C. Jochum
Jack E. Hanes III
Vicki A. Groves
Barbara J. Walls

AREA TRANSPORTATION

E. Kenneth Marlin
Wayne E. Rafferty
Keith Lochmueller
Carolyn Scriven
Bruce N. Crider
Michael J. Fisher
John R. Joyce Jr.
Patricia Allen
Cherry Hampton
Charles Hohnen

CENTER TWP. TRUSTEE

Wilbur Schmitt
Georgiana Schmitt
William Sensmeier
Kathryn McLaughlin
Victor Ahrens
Ray Greubel
Richard Bykamp
Bill Middleton
Mildred Dorrington
Viola Winiger

COUNTY HIGHWAY CON'T

L. Allen Roeder
Jack Willard
Victor J. Ruthed
Dorothy J. Schaefer
Fred Huber
Martha Siebeking
Carolyn Sauer
John Koch
Stanton Gash
Edward Martin
Jack Fortinger
David Liggett
Arthur Kibby
Clarence Ruoger
Homer Ray
Victor Bryant
Harold Steckler
George Cummings Jr.
Jack Siebeking
James Bell
Tony Harvey
Clifford Money
Jerry Linzy
Albert Knudsen
Carl Paldhaus
Urban Kehne
Albert Gartner
Orval Hahn
Arthur Staiger

COUNTY HIGHWAY CON'T

Homer Riddle
Joseph Geiser
Alvin Leonhardt
Adam Bauer
Rueben Bailey
Glenn Jones
Thomas Griffin
William Hillard
Walter Dobroski
Donald Gartner
Robert Thornburgh II
James Becker
Robert White
Robert Duerson
Edward Stainkamp
Allen Brigham
Thomas Schmitz
Sam Robinson
Joseph Polz
Clarence Blue
Bobby Cobb
James Howell
James Caldwell
Joseph Higgins
Paul Rebstock
William Boring
Roger Kissel
Kenneth Byars
Michael Hussmeyer
James Gorman

DEPT. OF PUBLIC WELFARE

Mary L. Ahles
Ruth A. Bailey
Wanda Baldwin
Evalyn Bauer
James E. Baxter
Isabel Beck
Jeanette Bey
Alma M. Buecher
Elnora Birtner
George H. Byer
Larry Byers
Marguerite Bullock
Norman Butler
Wm. Calloway
Mary Chesney
Jane Church
Cheryl Cochran
Bernie Copton
Phyllis Cooling
Laura E. Concoran
Mary Daniels
Kenna D. Dean
Louis Bersch
Jaffrey Dice
Elizabeth Dick
Berty Dillingham
Frances Fleig
Gerald Flick
Ezra Proker
Mary Ann Gilliam
Harry Glenn
Betty Greenwell
Louwenia Griffith
Virginia Haddock
Annette Hahn
Robert A. Hay
Parker Herrick
Clifford Higgason

COUNTY HIGHWAY CON'T

Jayne Hill
George Holmes
Mary Hudspeth
Vernita Hufnagle
Devin Hunsucker
William Igleheart
Dionna Jackson
Grace Johnson
Janica Keeling
Deloris Klusmeier
Lionel Koehler
JoAnn Lang
Barbara Lipper
Rubylee Lowe
Betty McGlone
Edwina Hancock
Veronica Chittenden
Virginia Saari
Margaret Mclemore
Ruth Metz
Janet Miller
Jennifer Miller
Gertrude Mueller
Wilhelmina Perkins
Marjorie Perry
Wayne Phillips
Dorothy Prather
Anna Mae Skelton
Bernitta Smith
Patsy Ann Sproatt
Frank L. Staton
Patricia Ann Rager
Mary A. Reitz
John Ricketts
Emily Sanderson
Nita Satterfield
Hilda Scharz
Carol Schmitt
Paul A. Seitz
Dorothy Sells
Susan Shaw
Courtney L. Thomas
Dorothy Thomas
Gladys Thornton
Donna Todd
Mildred Ulmo
Jean Van Hoy
Mary E. Welch
Mary Werner
Alberta Wolf
Robert D. Work
Robert E. Young
John B. Barksdale
Susan Carson
Ruth Conrad
Phyllis Donahue
Michael Eilert
Denise Elvestrom
Rosella Fuchs
Doris Havens
Leslie Lilly
Elbert Lynch
Diane McCool
Anne Macke
Carolyn Nation
Patricia Roth
Marina Sensmeier
Thomas Sergeskerter
Jessie Strunk
Elizabeth Sutton
Antoinette Thacker

DEPT. OF PUBLIC WELFARE CON'T.

Shirley Tyree
 Susan Watson
 Benjamin Willett
 Susan Wilkie
 Thomas Wirth
 Mary Alvis
 Wava Bee
 Mildred Bell
 Versie Burgdorf
 Thelma Byers
 Marie Davis
 Irene Emerson
 Emma Enright
 Iva Fowler
 Theresa Girouard
 Carrie Hanshaw
 Blanche Jeffries
 Sadie Jennings

DEPT OF PUBLIC WELFARE CON'T.

Elizabeth Meredith
 Jimmie Ohning
 Lavenia Ramsay
 Denzil Reed
 Dorothy Reed
 Bernice Roedel
 Lois Sanders
 Mildred Smallwood
 Katherine Stewart
 George Swafford
 Idabell Thompson
 Mary Voyles

RE: TIME OF MEETINGS

Commissioner Butthod stated that the time of the County Commissioners meetings will continue to be set at 9:30 a.m. on Monday mornings other than the two night meetings that are scheduled to be held on January 10, 1972, and the other on February 14, 1972, at 7:00 p.m.

Meeting recessed at 11:23 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Butthod
 A. J. "Ted" Stofleth
 Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
 William Stephens

REPORTERS

G. Clabes
 C. Leach

Secretary: Margie Maeks

James M. Butthod
A. J. Stofleth
Robert L. Willner
 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING

JANUARY 3, 1972

The regular meeting of the County Commissioners was held on Monday, January 3, 1972, at 9:30 a.m. with President Buthod Presiding.

Commissioner Buthod moved further consideration of minutes of previous meetings, until they have been prepared.

RE: CLAIM FOR ADDITIONAL RENT

Commissioner Buthod said that there is a memorandum of agreement being prepared between the City and the County which will be submitted at a later meeting on adjustments as to space. It was approved last week that the fixed rental be paid but the additional rent is subject to some adjustment but thought agreement would be made to make adjustments on the second six months of the year. The claim for additional rent was tabled as recommended by the County Attorney, until the entire matter is resolved.

RE: ADDITIONAL SPACE NEEDED FOR WELFARE

Judge Miller appeared and said that his position of the Welfare needing additional space, remained the same, in that the space was needed right away.

Commissioner Willner said that he understood that the material was ordered and should have been delivered last week, and that the price was under the amount that was quoted.

Commissioner Stofleth said the additional space would have to be approved by the new mayor so thought this matter should be delayed until he can be present.

Commissioner Buthod said that he had discussed this matter with the Mayor briefly and that the Mayor thought as the Commissioners did, in that the Welfare Department should be all together but that the Voters Registration should remain on the first floor. He said that his inclination is, in the old legal axiom as between two innocent persons, that one that causes the problem should be the one to accomodate to the other and his opinion would be to clear out the election office and make room for the Welfare Department.

Mr. Winfield said he was at a loss as to why Mr. Work didn't know or foresee the amount of space that would be needed for Welfare.

Mr. Work said that the work load was greatly increased when food stamps came in, also that his original space allocation was reduced and if it hadn't been, the space would have been adequate for awhile longer.

Commissioner Stofleth said this problem should be tabled until Mayor Lloyd can be present.

Commissioner Buthod said this problem should be resolved as soon as possible as something must be done quickly. He said they will check with the Building Authority to see how the remodeling of the basement is coming along.

Mr. Work said he needs the space now and will take it wherever it is available.

The Commissioners agreed that a decision will try to be reached next week if the Mayor can make himself available.

RE: POOR RELIEF

NELLIE HOLMES....Pigeon Township....Mrs. Sallee, Investigator.
Mrs. Sallee was at the meeting but Mrs. Holmes failed to appear so no action could be taken.

RE: MEETING ATTENDED

Commissioner Buthod said that Mr. Roshm was attending an Administrative Building Council meeting in Indianapolis, so unable to attend this meeting.

RE: MR. BIGGERSTAFF..RIGHT OF WAY

Mr. Biggerstaff presented a Right of way for easement from the Mamana Corp. Paul Neville, President. He said that this easement was acquired by re-zoning various so no claim is involved and no licensed real estate broker to sign it.

2.

This instrument was prepared by Stephen Haas, Attorney for the Manana Corp. Commissioner Stofleth moved that this easement be approved and accepted subject to approval of the County Attorney. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said that on the Lynch Road matter, Mr. Butterfield called him and said that the proposed plan for guard rail was satisfactory with all concerned and that some type of specifications would have to be drawn up.

RE: EXTRA WORK AGREEMENTS

Mr. Biggerstaff presented extra work agreements for County Line Road, a matter of taking up the earth material and replacing the sand. He said that this extra work agreement decreases contract by \$509.20 on Contract Item #5 and increases contract New Item #14 by \$927.20 which means a net increase of \$418.00. He said if this is approved, work can be completed and County Line Road can be opened to traffic as quick as possible, if not, will have to wait until dry dirt is available. Commissioner Stofleth moved that this extra work be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Mr. Biggerstaff presented a claim in favor of Municipal Engineering Co. Estimate #1 of County Line Road, Account # 191-57 in amount of \$7,399.91. Total percent of project completed is 56%, Retainage being \$822.21. Commissioner Stofleth moved, on recommendation of County Surveyor, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a second claim in favor of Municipal Engineering Co. Estimate #1 on Mill Road, Account # 191-53 in amount of \$3,379.27. Total percent of project completed is 43%, Retainage being \$375.48. Commissioner Stofleth moved, on recommendation of County Surveyor, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY HIGHWAY

The newly appointed County Highway Superintendent, Jack Willard, had a death in his family and it was necessary for him to be out of town.

Mr. Foster was present on behalf of Mr. Willard and presented the Commissioners with an absence report and a material summary.

Commissioner Butted said that the Commissioners had intended for the Christmas trees to be delivered to the Pleasantview Rest Home for mulching but apparently a lot of people have delivered them to the dumpster sites and he thought it best to deliver these to the dump rather than transfer them to be mulched as this would take more man power. He reminded Mr. Foster to be sure to keep time on equipment and man hours as this will be billed back from the Highway Dept. to the County.

RE: EMPLOYMENT CHANGES

VAND. CO. HIGHWAY DEPT.

Eff:

Appointment...James Gorman...723 Jefferson Ave...Office Help...\$2.85...1/1/72

Released...George Horn...2323 Herbert...Mech. Helper...3.00.....12/29/71

Marvin Karch...4065 Hermann...Acting Supt...9700.00...1/1/72

James Phillips...Slate Road...Dog Catcher...2.80.....12/29/71

RE: MR. HARNESS

Mr. Harness presented an application for the admittance of William Alford Turpin to the Pleasantview Rest Home. Commissioner Stofleth moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. O'DAY

Mr. O'Day said that the Clerk's office protests the moving of records from the Election office as it will create a problem for his office and the record division. He said that these records were prepared some seven years ago for the Clerk's office with volunteer help of the D.A.R., Historical Society, students and other organizations. He said that since this complete Record Division has been created, he hated to see this happen, and it will create a problem for the operation of the record division.

Commissioner Buthod said that it might be possible to use the Data Processing room for the storage of these records.

RE: CUTS IN

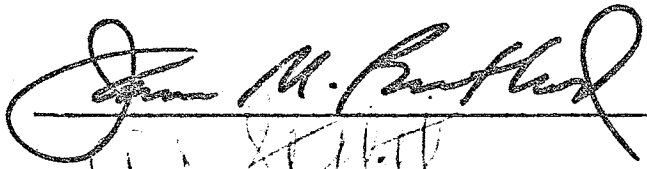

Cuts-in were presented to the Commissioners and were referred to Mr. Biggerstaff.

Meeting recessed at 10:14 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTER</u>
James M. Buthod	Lewis F. Volpe	Thomas Swain	R. Lyles
A. J. "Ted" Stoffleth		William Stephens	C. Leach
Robert L. Willner			B. Flynn

Secretary: Margie Meeks



 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 10, 1972

The regular meeting of the County Commissioners was held on Monday evening at 7:00 p.m. January 10, 1972, with President Ruthod presiding.

The minutes of the meetings for December 31, 1971, January 1, 1972 and January 3, 1972 were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: LETTER ..FROM FITZGERALD, BOWERS, HARRISON AND KENT

A letter was received from this law firm, relative to the Redevelopment Commission in regard to the Beverly Heights redevelopment area. Commissioner Ruthod said that the County has certain properties in the area which were passed on to the property for failure to sell at tax sales. He said he had talked with Mr. Bowers about the possibility of the Redevelopment Commission acquiring these properties without consideration but he wasn't sure of the legal position in this.

Mr. Harrison said that most of these parcels have been off the tax rolls for many years, therefore totally unproductive to the county. He said they have a total appraised value of \$6,255.00 as per Redevelopment appraisal and thought the Redevelopment Commission might get the parcels without consideration in as much as they would get the full appraisal value times two from the Federal Government and this money would enable them to acquire other parcels.

Commissioner Ruthod thought it to the advantage of the County, to cooperate with the Redevelopment Commission in every way, also that the Commissioners were concerned in that the county residents should get some benefit as well as the city residents, from any Federal monies that come back.

Commissioner Stoffleth asked if there were a contemplated plan for this area.

Mr. Harrison said that plans call for this property to be redeveloped into single and multiple family housing, park and swimming pool. He also said that this, as being redeveloped, would bring in county as well as city taxes.

Commissioner Stoffleth recommended that Mr. Harrison get with the County Attorney to see what can be done.

RE: VISITOR

Commissioner Stoffleth recognized Mr. Everett Searcy, the County Commissioner, from Posey County. The Commissioners welcomed him.

RE: RESIGNATION FROM ALCOHOLIC BEVERAGE COMMISSION

The resignation of Oliver Basham was submitted to the Commissioners, as member of the Alcoholic Beverage Commission. Commissioner Stoffleth moved that the resignation be accepted and noted that Mr. Basham has been a very sincere and dedicated person. Commissioner Ruthod said that Mr. Basham has served wisely and well on the Commission and he seconded the motion. So ordered.

RE: APPOINTMENT TO THE ALCOHOLIC BEVERAGE COMMISSION

Commissioner Stoffleth moved that J. Alex Cunningham be appointed to fill the vacancy on Board of the Alcoholic Beverage Commission and that he serve for two years of one year commencing January 10, 1972. Commissioner Ruthod seconded the motion. The vote being two in favor with Commissioner Wilkins abstaining. The motion carried. Mr. Cunningham is a Democrat. Commissioner Ruthod thanked Mr. Cunningham for accepting the appointment.

RE: COMMENTS BY FRED REEDER

Mr. Fred Reeder, a representative of the Elmer Township Junior Club said that he is on their Project Committee for the year of 1972 and haven't had much time, as yet, to organize but said that he appreciated the night meeting as he would be unable to attend during the day. He also said that the people in his area appreciated the trash pickup in the County, that there is less dumping on the highways now.

Mr. Roeder wanted to call the attention of the Commissioners to some trees on Mill Road. He said that one is dead and another is rotted and he thought these trees should be removed, as they are dangerous. Commissioner Burthod asked Mr. Willard to note this problem. Mr. Roeder said that there is also a rut on the present 65 where people turn east into Evansville which needs filled. The Commissioners thanked Mr. Roeder for his comments.

RE: MORE SPACE FOR THE WELFARE DEPARTMENT

Commissioner Burthod said that he and Commissioner Stoflath met with Mayor Lloyd and have come up with a solution that was agreeable to them. The Voters Registration Office will remain undisturbed, the books of the Circuit Court will be moved from the Election Office to the basement. The space on the third floor, now allocated to the Election Office will be allocated to the Welfare Department with such modifications in remodeling as may be required. The Election Office has not been fully settled and he would think that the Perry Township Assessor's Office would not be adequate for this purpose and since it is extremely unlikely that the Data Processing room will be required for this year and since this room will need no modification of Data Processing, he proposed that the gentleman who is now occupying Data Processing, which is one desk, be moved to the Perry Township Assessor's Office and that the Data Processing room be allocated, on a temporary basis, with no modification, at the pleasure of the Commissioners, and the Mayor, to the Election Board.

Mayor Lloyd arrived later and verified these changes.

Commissioner Stoflath moved that these changes be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

Mr. Herman D. Williamson...316 Jefferson Avenue...Pigeon Township...Mrs. Martin, Investigator-(not present at meeting)

Mr. Williamson said that he was six weeks behind in his rent, that Evansville was his home and that he has obligations here, that he moved to Texas when he was out of work due to the coal strike. No one was present from the Pigeon Trustee's office but the following letter from the Trustee was read:

Gentlemen:

This report is in reply to your secretary's request, by phone, to Mrs. Christine Martin, due to a denial of the recipient on a request for rental.

The first contact in the P.T.T. office with this family was on 11-9-71. Applicant stated family was in need of food. The P.T.T. followed with home investigation by Mrs. Margaret Saltee, who developed the following information:

That the applicant obtained a job at Cummins Diesel and was employed 9-7-71 to 10-29-71, at which time he was terminated due to unsatisfactory employment, and he had received a full pay as of 11-5-71. This advice was given by telephone upon later inquiry by the P.T.T. office from Cummins Diesel on January 4, 1972. The applicant was informed he was not eligible for assistance at this time as he had been paid approximately \$125.00 not within the past week and the case, therefore, was rejected.

Following this, on 11-29-71, the applicant returned to the Trustee's office with a request for food, which was granted by the office of the P.T.T. The interview was held by Mrs. Martin, during the course of the interview, the applicant stated that he and his family came to Evansville as of August of 1971 and had taken up residence at the above address, paying the sum of \$25.00 per week rental. The applicant gave the reason for moving from Dallas, Texas as "he did not care to have his children bused in the integrated school system".

On 11-29-71, at the time that applicant was granted food from P.T.T. office, he had been purchasing food stamps. In the month of October, 1971 he paid \$2.50 in cash and received \$72.00 in food stamps. On 12-16-71 the applicant again purchased food stamps, paying \$5.00 in cash and receiving \$72.00 in food stamps.

Since 12-16-71 according to the food stamp office, the applicant had not purchased food stamps, although he could be certified for more food stamps. In this office interview on 11-29-71 the applicant stated that he has been a self-employed truck driver in Dallas for a long period of time. On the last visit to the P.T.T. office, the applicant requested rent, whereupon, he was advised that his status was that of a non-resident, and offered return to Dallas, Texas, which he declined. A random contact with the food stamp office on 1-6-72 elicited the information that the applicant had advised the food stamp plan that he was working for the property owner for two weeks rent, whereas the applicant told Mrs. Christine Martin he was out work in Evansville. The P.T.T. office advised in some instances in a valid resident of the city of Dallas, State of Texas, and further, no other aid except transportation to place of resident will be furnished to this recipient in the future.

Commissioner Ruthod read a letter from Cummins Diesel Sales, stating that Mr. Williamson was employed by this Company from Sept. 9, 1971 until October 7, 1971, as a mechanic trainee, that Mr. Williamson was hired as a probationary employee as are all of the employees, for a 60 day period. It stated that at the end of this period it was decided not to hire him on a permanent basis and was therefore terminated.

Commissioner Stoffleth recommended, that since there was no representative present from the Trustee's office, this case should perhaps be postponed until next week.

Commissioner Ruthod said that if the Commissioners are going to co-operate with having these night meetings, the Pigeon Township Trustee has an obligation to appear and even though he isn't much in favor of night meetings, if the Commissioners attempt to accomodate the public by having night meetings, he thought the Pigeon Trustee could appear like the rest of the public officials and he didn't think the applicant should be inconvenienced by reason of the Trustee's refusal to appear at an evening meeting.

Mr. Williamson said that his rent is \$100.00 per month. He has four children. He said that he has been looking for work and hopes to have a job in a few days. Commissioner Stoffleth moved, since the Trustee refused to appear, that Mr. Williamson be granted one months rent, the maximum amount the Trustee can pay and food for the children. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of November, 1971. Commissioner Stoffleth moved that the report be approved. Commissioner Willner seconded the motion. So ordered.

RE: RESOLUTION

The resolution authorizing the transfer and conveyance of surplus real estate to the city of Evansville for the use and benefit of its department of re-development was submitted to the Commissioners and since this was discussed previously in the meeting, and acted upon, was referred to the County Attorney's.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

SHERIFF'S DEPARTMENT

David M. Brandt	2129 Rheinhardt	Prob. Policeman	\$7,500 Yr	Eff: 1-1-72
Peter M. Swain	1719 Madison	Prob. Policeman	\$7,500 Yr.	Eff: 1-1-72
Robert C. Tribble	313 Oakley	" "	" "	" "
Danay R. Hape	3020 Iglehart	" "	" "	" "
Joseph F. Winfield	2521 Kathleen	" "	" "	" "
John E. Reutter	R.13 Box 25	" "	" "	" "

COUNTY HIGHWAY DEPT.

Edward C. Martin	1208 S.E. First	Engineer	\$7,250 Yr.	Eff: 1-1-72
Michael Nussmeyer	1133 E. Gum St.	Rod Man	5,250	" "

SUPT. COUNTY BLDGS.

James K. Shaffer	410 N. 9th Ave	Utility man	\$2.00 Hr	Eff: 1-1-72
Cecil E. Phillips	2201 N. Heidelberg	"	4,515 Yr	" "

KNIGHT TOWNSHIP ASSESSOR

Maxine Knight	2058 Conlin Ave.	Deputy	12.00 Day	" 12-28-71
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VAND. SUPERIOR CRT...JUVENILE DIV.

Kathleen Elpers	4818 Cunningham	Clar. Asst.	5,000 Yr	" 1-1-72
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VAND. COUNTY HIGHWAY

Jack Willard	4101 Hogue Rd.	Supt.	10,000 Yr	Eff: 1-1-72
Jack Siebeking	R.2 Box 58	Bridge Foreman	7,760 "	" "
Clayton Jenkins	4129 Hogue Rd	Laborer	2.95 Hr	" 1-4-72
Harry Wood	2826 W. Indiana	Dog Catcher Help	2.35 "	" "

Bldg. Commissioner

Howard M. Logan	Acting Comm & Zoning Inspector	7,000 Yr.	Eff: 1-6-72
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HIGHWAY DEPARTMENT

DAVE JOHNSON	1110 S. Parker St.	Eng. (Part time)	\$650.00 Mo	Eff: 1-10-72
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RE: EMPLOYMENT CHANGES...RELEASES
SHERIFF

John R. Bailey 3262 W. Virginia Prob. Policeman \$7,000 Yr Eff: 1-1-72

VAND. CO. HIGHWAY DEPT.

S&P Edward C. Martin 1208 S.E. First St. Engineer 6,750 Yr Eff: 1-1-72
 S&R Michael Nussmeyer 1133 E. Gum Rod Man 5,250 " " "

SUPT. CO. BLDGS.

James K. Shaffer 410 N. 9th Ave. Utility man 4,515 Yr Eff: 1-1-72

VAND. CO. HIGHWAY DEPT.

Jack Willard 4101 Hogue Rd. Bridge Foreman 7,200 Yr Eff: 1-1-72
 Jack Siebeking R.R. 2 Box 58 Egupt. Opr. 3,10 Hr " "

Commissioner Buthod noted that Jerry Linzy was not appointed as a foreman and this has to do with the budget. He said that Mr. Willard has considered that he needed three foremen. Commissioner Stofleth said this should be placed on the next council call for extra appropriation. Commissioner Stofleth made a motion that Jerry Linzy be employed as an additional foreman with his pay to be retroactive to the date of appointment, if this can be worked out with the State Board of Accounts, that Jack Siebeking and Jerry Linzy be appointed foremen. Allen Foster is already serving as Assistant Foreman.

Mr. Volpe said that since the new salary ordinance went into effect, the Council not only has control of the money but has control over the number of personnel and since this is an odd time of the month, suggested that Paul Kinney be contacted on this matter.

RE: MR. WILLARD

Mr. Willard said he had seen the program "Why" on T.V. and they had pictures of barricades for high water and asked why the County Highway didn't put up signs at Riverside Avenue. Mr. Willard explained that their responsibility was to start at the levee and go south. Commissioner Buthod asked Mr. Willard to attempt to co-ordinate with the City on these problems.

RE: CUTS-IN

Cuts-in were presented and referred to Mr. Roehm and Commissioner Buthod asked him to get with Mr. Bigeverstaff to work up a form whereby the special conditions needed wouldn't have to be penciled in.

RE: CALLS ON BRIDGES

Commissioner Stofleth said that he had received calls in reference to the bridges in German Township and asked Mr. Roehm if he had a report to make as to why these bridges haven't been repaired. Mr. Roehm said that one of the bridges had been burnt since the last inspection had been filed and now part of the structure is missing. Mr. Willard has been in contact with the superintendent of the division of the Railroad and they have some material and lumber on order and propose that the work be done at an early date. Commissioner Buthod said that if this bridge isn't safe, it should be closed, and asked Mr. Roehm to check it for safety. Mr. Roehm said that the other is actually a dry branch across Locust Creek and that there are seven drawings for the replacement of this bridge as part of phase 2 in the widening of St. Joe Avenue. The specifications haven't been started but the drawings are substantially done. He said that the field work has been done except for the acquisition necessary for Right of Way. He presented a status report for January of 1972.

Mr. Roehm said that for the purpose of filing the records with the Auditor of State and Highway Department, an adjustment to the formula for tax return, Vanderburgh County has accepted 3.66 miles of road in 1971.

Mr. Roehm asked the help of the news media in introducing Howard M. Logan to the public as he is the acting Building Commissioner and the Zoning Inspector.

RE: QUARTERLY REPORT

The quarterly report of the Justice of the Peace for Pigeon Township was presented to the Commissioners. Received and filed.

RE: CLAIM

A claim was received from the Valley Wrecking Co. for demolition of buildings at site of center for the Evansville Association for Retarded Children in the amount of \$3800.00. Mr. Roehm said that the company cut some trees down that shouldn't have been removed.

Commissioner Stoffleth moved that this claim be tabled until the County Attorney and the County Engineer can ascertain as to the status in this. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM E.A.R.C.

A copy of a letter was received by the Commissioners from the Evansville Association for Retarded Children addressed to it's Attorney, F. Wesley Bowers, regarding certain matters that need legal advice. This letter was referred to the County Attorney's.

RE: CLAIM FROM BUILDING AUTHORITY

A claim was received by the Commissioners from the Evansville-Vanderburgh County Building Authority in the amount of \$490.78, for labor and material to erect a panel barricade in the County inactive storage area, Room 23, which is within the limitation imposed as to price.

Commissioner Stoffleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered. This should be paid from the budget of Mr. Hotz.

RE: LETTER FROM O.H. ROBERTS JR.

A letter was received by the Commissioners from O.H. Roberts Jr. stating that he had previously written a letter in regard to the Arvis Hunt property on Pine Ridge. He said that a tentative agreement had been made that Mr. Biggerstaff and Commissioner Stoffleth would go out to see if there was anything that the Commissioners could do to help Mr. Hunt with his road and drainage problems. Commissioner Butchard asked Mr. Roehm to check into this problem and report back to the Commissioners.

RE: REPORT ON PROPERTY OF MRS. BEHNE

Commissioner Butchard asked Mr. Roehm how the remodeling of the property that is owned by Mrs. Behne is coming along.

Mr. Roehm said that Mrs. Behne has made no progress on the remodeling.

Commissioner Stoffleth moved that Building Commissioner be requested to do what is necessary to condemn this property, if something isn't done by next Monday.

Commissioner Butchard seconded the motion with the understanding that if there is a satisfactory report or sufficient guarantee of action is made, that something is being done, it will be taken into consideration. So ordered.

RE: DEMOLITION FUND

Mr. Volpe said that the demolition fund of \$5,000 has grown to an excess of \$5600.00. It was also noted that the county will recover funds from the Bond Issue of the Evansville Association for Retarded Children.

RE: CLAIMS

There were two claims presented to the Commissioners. One was a telephone bill in the amount of \$88.41 and the other was a gas bill in the amount of \$45.98. These claims are for services in building on St. George Road, used by the Engineer and workers. The approval of payment had been made sometime ago but there was a question of which account these claims should be paid from. The Commissioners agreed that these claims should be paid from the St. George R. & S. Account. The phone bill had no claim attached so one will have to be made out before the bill can be paid.

RE: LETTER FROM DON DAVIS

A letter was received from Don Davis stating that they want to move ahead on their program to develop some legislation to allow the financing for building a football stadium in Evansville without the use of property tax funds. A Committee was formed including George Barnett, Ted Lockyear, James Ritter and Robert Hargrave. Mr. Davis asked that the Commissioners renew those appointments or make new ones if desired.

Commissioner Stoffleth moved that the appointment of these men be renewed, subject to their acceptance.

Commissioner Buthod seconded the motion. So ordered.

RE: LETTER FROM ROGER ZION

A letter was received from Congressman Roger Zion, stating that a constituent had informed him that the Commissioners had approved funds for the transportation of deaf children to and from Indianapolis twice a month, that they apparently have a contract with McCleary Bus Co. for this purpose. He wondered if the possibility of the blind children to be included in the program, as his constituent must transport a blind child, himself.

This letter was referred to the County Attorney for checking the legality of this, then advise the Commissioners of further action.

RE: REPORT OF COUNTY HIGHWAY

The monthly report of the Vanderburgh County Highway Department was presented to the Commissioners for the month of December, 1971. Report received and filed.

RE: MONTHLY REPORT...MENTAL HEALTH

The monthly report was presented to the Commissioners from the Indiana Department of Mental Health for the month of December, 1971, for the Evansville Association for Retarded Children. Report received and filed.

RE: MR. ROEHM

Mr. Roehm said that tomorrow is the third from last meeting of the Building Council in regard to the new state code. He said that the council saw fit to postpone the final hearing and asked permission to attend the other meetings. Commissioner Stoffleth moved that permission be approved. Commissioner Willner seconded the motion. So ordered. Mr. Roehm said that he would pay mileage.

RE: REQUEST FOR ROAD REPAIR

Ed Johnson, an attorney, appeared for Mr. Hubert R. Bruce and said that Mr. Bruce owns 165 acres on the Ohio river in Knight Township, that he has established a loading dock in the area. He said that records have been pursued establishing Old River Road since 1832. The constant washing and high water has washed away part of the bank that was formerly a highway. He said that there has been no maintenance and that Mr. Bruce would like some improvements made.

Mr. Bruce said that he has made some improvements in order to build docks and that he eventually will have five docks of which one is finished for loading and unloading, another is almost finished. He said that the total facility will be quite extensive in years to come. There will be a warehouse and particular attention will be given to the servicing of ships. He said that this will be a boost in economy to the area and is asking the county to maintain a decent road to get in and out of the area.

Commissioner Buthod said that it would be shortsighted to say that Mr. Bruce should get by the best he can if this is going to bring commerce to Evansville and on the other hand, not inclined to build a new road at public expense for a primarily private enterprise. He said that this is a problem that needs a good deal of study and planning and that it should be done quickly.

Commissioner Stoffleth asked if it wasn't true that a Mr. Arthur Karch claimed this parcel of land and said that he would sue if gravel was put on it.

Commissioner Buthod said that there is a Right of Way problem, as Mr. Karch said that it is not a Right of Way. He said that he doesn't know if the county is under any obligation other than to maintain this road other than a farm road or if heavy trucks can be permitted to travel on it and the kind of road needed would be beyond the financial means of the County, so he doesn't know what the answer is, also that gravel won't help where there is heavy traffic.

Mr. Bruce said that he had previously made a proposal and that he would be glad to share the expense.

Commissioner Butthod said that the County may need to get a declaratory judgement, that the first thing to be done, he thought, was to sit down and figure what are the minimum standards to provide access to permit the benefits of the project to improve the community. He said that Mr. Roehm will proceed as rapidly as possible to see what can be done in terms of a long term solution.

Mr. Bruce said that he will do all he can to co-operate in getting this road improved.

Commissioner Stofleth asked Mr. Roehm to inform Mr. Biggerstaff of this matter.


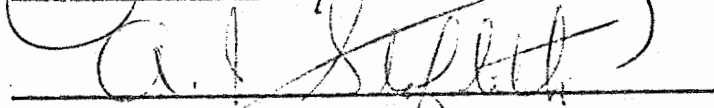

The Commissioners said that they would see what can be done.

Meeting recessed at 8:40 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Butthod	Lewis F. Volpe	Thomas Swain	H. Wolfert
A. J. "Ted" Stofleth		William Stephens	A. Jackson
Robert L. Willner			G. Clabes
			C. Leach

Secretary: Margie Meeks




 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 17, 1972

The regular meeting of the County Commissioners was held on Monday, January 17, 1972, at 9:30 a.m. with President Butthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: SUPPLEMENT TO PREVIOUS MINUTES

The appointment of a member to the Alcoholic Beverage Commission was made last week, that of J. Alan Cunningham, to serve a one year term. Since then Commissioner Stoffleth learned from the County Attorney, that the new member was to serve the unexpired term of of Mr. Basham, the previous member.

Commissioner Stoffleth moved to supplement the minutes by approving J. Alan Cunningham to serve the unexpired term of Mr. Basham rather than the term of one year, which was reflected in last week's minutes. Commissioner Butthod seconded the motion. So ordered.

RE: REPAIRS NEEDED IN JAIL

A letter was received from the Sheriff and the Building Authority relative to jail repairs of the lavatory and the beds in the jail. Some experiments that were conducted in relative refinishing 110 aluminum combination fixtures and of these, 80% are in need of some repair, the cost will be approximately \$11.89 per unit, with factory recommendations.

Sheriff Riney said that the beds don't have enough support and they are coming off the walls, with help from the prisoners, and if the beds aren't fixed now, will cost more to repair later. He said that the total cost for the repairs needed on the beds would be about \$565.80. Mr. Hotz said that there is approximately \$12,500 in the account. The total cost overall to be about \$1,700.00, to be done on cost basis by the Building Authority. Commissioner Stoffleth moved that the necessary repairs be made and paid for from the account of Mr. Hotz, the Building Superintendent.

Commissioner Willner seconded the motion. So ordered.

Sheriff Riney asked that the Building Authority be informed of this action.

RE: RE-ZONING PETITION...PROFESSIONAL SERVICES INC.

A re-zoning petition was presented to the Commissioners, the petitioner being Professional Services Inc. Premises affected are situated on the East side of Schutte Road, a distance of 1830 feet South of the corner formed by the intersection of Schutte Road and State Road 64. The requested change is from A to R-2.

Commissioner Stoffleth moved that this petition be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: CELL BLOCKS OF JAIL NEED PAINTED

Sheriff Riney said that the interior of the cell blocks need painted and that the prisoners can do the work but he needs funds for the paint and materials needed. Commissioner Stoffleth said that an idea of the cost should be had. Sheriff Riney was advised to get with Mr. Ruston and Mr. Kears to get approximate cost and report back to the Commissioners.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

SUPT. OF COUNTY BLDGS.

Glenn Hotz	5708 N. Farme	Extra Helper	\$2.00 Hr.	Eff: 1/12/72
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AUDITOR

Jane Miller	1621 Hedeking	Extra Help	15.00 day	1/17/72
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WASH CONTAINERS

Michael Burdette	1724 Irvington	Laborer	2.00 Hr	1/17/72
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RE: EMPLOYMENT CHANGES...RELEASESVAND. COUNTY HIGHWAY DEPT.

Edward Martin R.5 Old State Rd. Engineer \$7,250 Eff: 1/15/72

RE: ADDITIONAL MONIES TO BE ENCUMBERED

In the minutes of December 31, 1971, the list of monies to be encumbered for 1971, as prepared by the Auditor were approved plus such additional amounts as may be determined by the Auditor, as having been encumbered. The additional monies to be encumbered, are as follows.

194....Remodeling & Improvement Bond..1956

194-A Civic Auditorium.....\$2,436.11
 194-B Boone Hospital.....\$4,860.37
 Total to be encumbered.....\$7,296.48

215....General Ditch Improvement

215-A Harper Ditch.....\$35,000.00
 Total to be encumbered....\$35,000.00

County Revenue

S-214....Contribution to Retirement ..\$44,000.00
 Total to be encumbered-.....\$44,000.00

Commissioner Stoffleth moved to amend the encumbrances in accordance with advice from the Auditor. Commissioner Willner seconded the motion.

RE: CLAIMS:

A claim was received for Weights and Measures on account due to the City of Evansville in the amount of \$16,683.01. Commissioner Stoffleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Another claim was received from the City of Evansville in favor of the Health Department for the County's share of the operation of the Dept. of Health in the amount of \$40,270.73. Commissioner Stoffleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: DISPOSITION OF CERTIFIED CHECKS QUESTIONED

There were two certified checks presented to the Commissioners from Feigl Construction Co. that were being held in the Auditor's office. County Auditor, Lewis Volpe, asked if the Commissioners wanted them released or hold. One was in the amount of \$1,000, filed in lieu of bond for any damage to Bergdolt Road in hauling dirt to construction site. The other certified check was for \$2,000, filed in lieu of bond for any damage to Oak Hill Road in hauling dirt to Route #41 construction site. Commissioner Stoffleth said that he would like to go to these sites with the County Highway Superintendent to check these roads because if there are damages there should be money withheld from these checks. It was the recommendation of the Commissioners that Bergdolt Road and Oak Hill Road be re-checked to determine whether or not any damage has been done, and for Commissioner Stoffleth to report his findings to the other Commissioners to determine the disposition of these deposits. The checks were returned to the Auditor's office for safe-keeping.

RE: MONTHLY REPORT OF COUNTY TREASURER

The monthly report of the County Treasurer was received by the Commissioners for the month of December, 1971. Report received and filed.

RE: OFFICIAL BONDS

There were two official bonds presented with John Wilkey and Ethel Gendrip as principals. The County Attorney said that they should be sent back to the County Clerk's office as the forms aren't completed. So ordered.

RE: PRELIMINARY APPROVAL GIVEN

A letter was received from the State Highway Commission, relating to the Road & Street Account, 2-A, Oak Hill Road, with information that the Indiana Arterial Road & Street Board, at a meeting of January 6, approved the above reference to application for distribution from the local Road & Street Account. No commitments should be made on this project on the basis of this approval.

RE: PROBLEM IN EMPLOYMENT CHANGES

There were employment changes presented on Mr. Jossey, Mr. Ludwig and Mr. Merrick. Commissioner Butted said that the changes show what is apparently a promotion for Mr. Jossey but they didn't show the department in which the other two men would be employed by. Mr. Biggerstaff said the Council, by ordinance, must indicate the persons to be on the bridge payroll and that these men were left off.

Mr. Volpe asked Mr. Biggerstaff to put in a call for the February Council Call.

RE: MR. ROEHM

Mr. Roehm said that the preliminary plans are being reviewed of the Oak Hill Project, previously discussed, as to approval in reference to application for distribution from the local Road & Street Account and preliminary approval given.

RE: SUMMONS TO APPEAR

A letter was presented to the Commissioners from Paul Luster, Justice of the Peace in and for Pigeon Township, whereas James Flynn had filed his affidavit showing that Saters has recovered a judgment against Michael R. Nussemeyer and that execution has been issued but has not been fully satisfied, that the County Surveyors office has said property or will be indebted to said defendant so the County Surveyor and Michael Nussemeyer are summoned to appear Mr. Luster at 2:00 p.m. on the 19th of January, 1972.

Mr. Roehm mistakenly thought this to be a garnishment. (Examination of the document by the Auditor's office shows that it is merely a summons to the Court of Justice of the Peace, Paul Luster. Cause No. 71-775.

RE: STATUS OF OLD RIVER ROAD

Mr. Roehm reported the status of Old River Road in that, there are a couple of places where the people that live there permanently cannot get through and pipe is needed under the road.

Mr. Roehm presented the Commissioners with two change Orders concerning two constructions of the Highway Department.

RE: LETTER FROM CONDIOT & JOSSE ARCHITECTS

The following letter was received by Mr. Roehm and presented to the Commissioners:

During the recent site demolition for the subject project, the demolition contractor removed four trees that may have been utilized in the project site development. These trees were to be retained because of their apparent unobstructive location and our office's reluctance to unnecessarily remove living trees from a project site. However, the inadvertent removal of these trees does not have a significant bearing on the scope of the site development work.

5 minute recess in order to discuss the matter of an appointment with Mayor Lloyd.

RE: PETITION FOR APPOINTMENT

A petition was presented to the Commissioners, for the appointment of Ronald Steinkamp to the Levee Authority. Mr. Steinkamp is a Union Township farmer who owns a farm on Seminary Road.

Commissioner Stoffels moved that Mr. Steinkamp be appointed to the Levee Authority. Commissioner Butted seconded the motion. The vote being unanimous, the motion carried. The Commissioners secretary was asked to notify Mr. Steinkamp.

CLARENCE HOLLAND...514 John Street...Pigeon Township...Mr. Ragsdale, Investigator. Mr. Holland had asked for food and was refused. He is out of work and hurt his back in a fall on the ice. Mrs. Holland does part time work. They have 10 in the family, children's ages are 17, 15, 14, 12, 11 & 3 years. Mr. Olsen appeared with Mr. Holland as Mr. Ragsdale was unable to attend the meeting. Mr. Olsen said that there are new regulations set for food stamps and in the case of the Hollands', the purchase requirement was \$48.50 with allocation of \$108.00. He said that they wanted the Holland's to put up \$2.00 and the Pigeon Trustees to put up \$41.50 but that the allocation of the Trustees doesn't go this high, so the Holland's will have to come up with \$13.50 and the Trustees pay \$30.00. Mr. Holland worked for General Westw, part time. A daughter received \$54.00 a month, on a serviceman's dependency allocation. Mrs. Holland works part time as a maid at the Executive Inn, and her pay was \$88.80 for a period of six weeks. Mrs. Holland said that her daughter is only at her house part time, that she doesn't live there all the time. Mr. Holland hopes to get work as soon as his back has healed. Commissioner Buthed asked Mr. Holland if he could come up with the \$13.50 in order to get the food stamps. Mr. Holland said that he thought he could, and that he didn't understand, from Mr. Ragsdale, that this could be done. Commissioner Stoffleth moved that this case be referred back to Trustees & Mr. Olsen who apparently understands the new changes in the food stamp program, can help the Holland's in getting food stamps.

MARGARET FERGUSON...51 Jefferson Ave...Pigeon Township...She asked for medical, food, rent and utilities. The Trustees suggested that she go to the Pleasantview Rest Home but she refused. Mrs. Martin, Investigator. Mrs. Martin said that Mrs. Ferguson made application in 1968 and the Trustees' office helped her with her rent and medical and later with utilities and food also, that she left town in July and went to Clinton Iowa. She returned in September. This was in 1971. In January of 1972 she again made application for assistance.

Mr. Wayne Phillips with Welfare Department said that he didn't feel that Mrs. Ferguson would fit in, at the Pleasantview Rest Home and there would also be the problem of transportation, that she has made re-application for disability. He said that Mrs. Ferguson's mother is in a nursing home and is improving and may be able to leave soon, in which case her daughter could help her. Mrs. Ferguson has physical problems and a nervous condition. She has twice been denied on A.D. She is one month behind in her rent.

Mr. Phillips said he believed there was a chance for self-help eventually.

Mr. Olsen said the cost of her bills would far exceed the amount that it would cost for Mrs. Ferguson to live at the Pleasantview Rest Home.

Mr. Phillips said that she has her own furniture and would hate to give it up.

Commissioner Buthed said that it seemed to him, subject to what the other Commissioners thought, that it might be a good idea to help her through for a month or so and she should have a complete examination.

Commissioner Stoffleth moved that Mrs. Ferguson have help and aid for the next two months. This case is to be reviewed in two months, then if there is a permanent and degeneration situation, a final determination can be made at that time. Commissioner Willner seconded the motion, but said that the case should be reviewed in two months as he doesn't particularly care to see this a permanent case and if so, he would be for Mrs. Ferguson going to the Pleasantview Rest Home with no reservation. So ordered.

RE: REQUEST TO INVEST CERTIFICATE

Mrs. Bruck, chief deputy for the Treasurer's office, reported that the Treasurer has a \$100,000.00 certificate and would like to re-invest it for another 90 days. Commissioner Stoffleth moved that this be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROYE

Mr. Royt said that he has the specifications on the cabinets for the serving area of the Pleasantview Rest Home and the Superintendent's residences at Hillcrest-Washington Home, as prepared by Mr. Paul May. He said that he is taking invitational bids and has one from Meyer Building & Supply in the amount of \$728.00 for the Pleasantview Rest Home and about \$1,500.00 for Hillcrest. The Commissioners said they would like to check the specifications and thought at least two more bids should be obtained. This matter was taken under advisement for one week.

Mr. Hotz said that the Christmas trees were mulched and that they had approximately 125 trees. He said that the shredder from the County Garage was used. He was a little disappointed with the participation in this project. He had hoped to make this a joint project with city, next year.

RE: MR. HARNES

Mr. Harnes presented an application to the Pleasantview Rest Home of Mr. Claude Murphy. The application noted that the families of his two married daughters will put up a total of \$40.00 toward the cost at the home. Commissioner Stoffeth moved upon the recommendation of Mr. Harnes, that the applicant be accepted. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF...CLAIMS

Mr. Biggerstaff presented a claim from Deig Brothers in the amount of \$7,052.75, for the repairing of the Burdette park swimming pool. Commissioner Stoffeth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from Roy & Ruby Sutherland in the amount of \$3,000.00 for Right of Way on St. Joe Avenue. The Commissioners wanted to know more about this so Mr. Biggerstaff will bring the plat book to the meeting next week. This claim will be taken under advisement until that time.

Mr. Biggerstaff presented three claims from Greenwall Photography, one in the amount of \$33.75 for pictures of the Burkhardt Road Structure. Another in the amount of \$33.75 for pictures taken of structure #112 and related items on St. George Road. The third claim was for \$13.75 for pictures taken of Structure #17A on Boonville-New Harmony Road. Commissioner Stoffeth moved these claims be approved. Commissioner Willner seconded the motion. So ordered.

Claims from Fiberfill and Cham-trol are being held for proper execution.

RE: MR. ROEHM

Commissioner Barthol asked Mr. Roehm about Mrs. Bohme, as to whether she had made any attempt to continue on the remodeling of her property. Mr. Roehm said that he was unable to contact her.

Commissioner Stoffeth moved that the house be raised immediately.

Commissioner Barthol said he hesitated in taking permanent action when the parties haven't been notified and suggested registered mail be sent to Mr. Roberts, Mrs. Bohme and the contractor, to inform them that this matter will be up for final disposition next Monday and inform them that the Commissioners have determined that the raising of the house will be commenced and if they have anything to say, this will be their last chance.

Commissioner Stoffeth said that Mr. Roberts appeared before the Commissioners several times and assured them that Mrs. Bohme would get this remodeling done and has ample time but hasn't started work on this house, but that he would go along with waiting one more week and asked for the previous minutes on this matter be brought to next week's meeting. Commissioner Willner agreed, also, to go along with waiting one week.

Commissioner Barthol asked Mr. Roehm to see that all concerned, are notified. Commissioner Stoffeth withdrew his motion.

Mr. Roehm returned some work that Mr. Biggerstaff was processing, last year on Lynch Road, from Oak Hill Road to approximately Hitch Peters Road, and the people affected offering to share the cost of the project which is a matter of putting grading shoulders down which would be done by the county forces so the water would get off the road into the ditches, closing the ditch in front of Snap Photo, with Smith & Butterfield paying for the pipe and putting guard rail for about 4000 feet. After talking to Mr. Willard, he proposed to take bids for the replacing of the guard rail on the shoulders of the road. He said that the specifications aren't ready, as yet.

Mr. Roehm said there are two structures under construction, a culvert crossing Hill Lane and a bridge on County Line Road, both of which Mr. Willard has had several complaints from the school bus personnel and the people in the neighborhood because they can't use this road and it looks like the weather is going to keep them from finishing it in the next month or two. He said there are proposed changes in the original contract and that \$2,921.00 can be deleted

from the two contracts combined and refill areas affected when work can't be performed with #3 stones and delete from the contracts, the paving and several things which can't be done until summer time and leave in the contract, the basic construction which is complete, to date and bring it up with stone so it can be used for the winter months and in the spring, grade it to shape. He said that the two, together, would give an increase of \$112.00 on Mill Road and a decrease of \$3,171.00 on County Line Road so the net difference is a savings of \$2,941.00 for the county at the present time. He said that neither of these are state projects and can be accomplished by change orders. Commissioner Willner said he has had numerous complaints on County Line Road and thought the county should proceed with all haste. Commissioner Stofleth moved approval of the change orders. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Commissioner Stofleth asked if the cuts-in by the Telephone Co. on Hwy. 62 and Hogue was corrected. Mr. Willard said that this has not been completed and he understands that they are under bond to put the road back as it was. He said that Mr. Koch contacted the Telephone Co and they are supposed to see that this work is done, so people can't travel over this road. Commissioner Stofleth asked to see Mr. Willard after the meeting. Commissioner Stofleth said he certainly doesn't want to give a general permission for anyone to go out on our roads to make cuts-in, etc. Commissioner Buthod asked Mr. Willard to continue on the work suggested, as Mr. Biggenstaff has been working on a new form for cuts-in of the county roads which should be generally applicable to anyone.

A cuts-in was presented from the Telephone Co. for permission to bury a telephone cable at a minimum depth of 24" on Outer St. Joe Ave. from Wimbarg Avenue to Mill Road.

Commissioner Willner moved that this cuts-in be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that in the matter of Pine Ridge Drive, he had called Mr. Roberts office and left word that he wanted to talk to him but as yet, has had no response. This matter was continued until next week.

RE: OLD RIVER ROAD

Commissioner Willner said that Mr. Roehm had made a visual inspection of the River Road and asked what is needed here.

Mr. Roehm said that there are three places that are continually wet and need pipe crossing the roadway in order for it to be undisturbed by the drainage and two places that need rock. Commissioner Willner then asked Mr. Roehm to continue on this as he would like to make this road passable. Mr. Roehm said that as he understands it, it is the obligation of the county to only service the roads for the people there, for normal usage, outside of the Evansville Terminal Corp. Mr. Roehm said that he is preparing a complete report to present to the Commissioners.

RE: CLAIM ... VALLEY WRECKING CO.

A claim from the Valley Wrecking Co. was presented to the Commissioners, last week, in the amount of \$3,300.00 for the demolition of buildings in area to be used for center for the Evansville Association for the Retarded Children, but some trees were cut down that shouldn't have been, so the claim was held up, pending a report from Condit & Foster, Architects. A letter was received from them today and noted previously in this meeting, indicating that they have no objection to these trees being cut down so Commissioner Stofleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: MR. PUGH

Mr. Pugh said that he hoped the Commissioners would allow time at the next evening meeting for him to show a documentary of soil survey on color slides as he would like for them to see it. He also said that on the subdivision ordinances, they worked with Mr. Roehm on some revisions and he thought that the builders felt that they didn't want a federal agency represented necessarily on the committee. He said that their concern was that they would like to see the very first subdivision committee of the Area Plan Commission to have the benefit of the expertise instead of waiting for someone else. Commissioner Buthod said that he thought the next pressing thing might be to get this ordinance adopted.

RE: RECOMMENDATION ON STOP SIGN

Commissioner Willner said that several weeks ago, he was asked to make a recommendation on a stop sign on Old State Road and Boonville-New Harmony Road. He therefore moved that the stop sign be changed from Boonville-New Harmony Road to Old State Road and that a danger sign be placed on the Boonville-New Harmony Road.

Commissioner Stoffeth seconded the motion, subject to preparation of an ordinance by the County Attorney's for subsequent execution by the Commissioners, that the change is approved. So ordered.

RE: APPRAISAL OF PROPERTY

There is a need for appraisers for the property at 314 Bellomside Ave. The tax code being 21-86-22. It was questioned as to how many appraisers were needed. Mr. Volpe said this piece of property was condemned and he will go along with his old recommendation which is for the Commissioners to set an arbitrary minimum amount on it, as is done in some counties. Mr. Stoffeth said that he would like to recommend that the letter from Mr. Rickard, on appraising, be read. This matter was passed for today.

A report was presented to the Commissioners by Mr. Willard.
Received and filed.

RE: PERMISSION TO ATTEND MEETING

Mr. Roehm said that the meeting of the National Bureau of Standards will be held on January 25, 1972, and he would like permission to attend. Commissioner Stoffeth moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: PRESIDENT FOR BOARD OF FINANCE...RE-ELECTED

MR. VOLPE said that although there are no duties prescribed for the Board of Finance for the year of 1972, today is the day for the President to be elected. Commissioner Stoffeth moved that James Butthod remain President of the Board of Finance. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 12:05

COUNTY COMMISSIONERS

James M. Butthod
A. J. "Ted" Stoffeth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

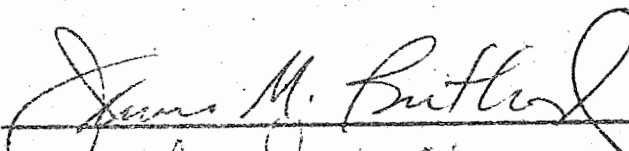


COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

R. Lyles
C. Leach
G. Clabes

Secretary: Margie Weeks




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 20, 1972

A special meeting of the County Commissioners was held on Thursday, January 20, 1972 at 10:15 a.m. with President Buthod presiding.

The purpose of this meeting was to make an appointment to fill the vacancy created by the expiration of the term by Jerry Julian on the Burdette Park Board.

Commissioner Stoffeth moved that Jerry Julian be re-appointed to the Burdette Park Board for a three year term, expiring on December 31, 1974.

Commissioner Buthod seconded the motion. There being two of the three Commissioners present, the motion is carried and the appointment is made.

Meeting recessed at 10:20 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>
James H. Buthod A. J. "Ted" Stoffeth	Lewis F. Volpe	Thomas Swain

Secretary: Margie Neeks

James M. Buthod
A. J. Stoffeth
Robert J. Miller
Board of County Commissioners

COUNTY COMMISSIONERS MEETING
JANUARY 24, 1972

The regular meeting of the County Commissioners was held on Monday, January 24, 1972, at 9:35 a.m. with President Buthod presiding.

The minutes of the meetings of January 17 and of January 20, 1972, were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: CLAIM FROM SHERIFF

A claim was presented from the Sheriff for the meals of the prisoners in the amount of \$4,285.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE-ZONING PETITIONS (4)

Petitioner...Robert D. & Yvonne M. Winstead of 4801 Hogue Road. Premises affected are situated on the Southwest corner of the intersection formed by Red Bank Road and Ogden Street. The requested change is from A to R-3A which is for a Mobile Home Park. Commissioner Stofleth moved this petition be approved on first reading and that it be referred to Area Plan. Commissioner Willner seconded the motion. So ordered.

Petitioner...Phil E. Heston of 1033 East Walnut Street. Premises affected are situated on the North side of Millersburg Road, formed by the intersection of Green River Road and Millersburg Road. The requested change is from A to R-3A, for a Mobile Home Sub-division. Commissioner Stofleth moved this petition be approved on first reading and that it be referred to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

Petitioner...Building Development Inc. of 6820 Old State Road. Premises affected are situated on the North side of Petersburg Road. The requested change is from A to R-2, conditional use for apartment buildings. Commissioner Stofleth moved this petition be approved on first reading and that it be referred to Area Plan. Commissioner Willner seconded the motion. So ordered.

Petitioner...Gregory G. Kempf of 1807 First Avenue. Premises affected are situated on the North side of Slaughter Avenue and the East side of Green River Road. The requested change is from A to C-1B. Commissioner Stofleth moved that this petition be approved on first reading and referred it to the Area Plan Commission. Commissioner Willner seconded the motion. So ordered.

RE: LETTER TO ALL COUNTY SERVICE OFFICERS

A letter was received by Clyde Oviatt, the Veteran's Service Officer, from the Indiana Department of Veteran's Affairs. It read as follows: We regret the short notice, but there will be a County Service Officer's meeting on Wednesday, January 26, 1972, in Room 602, State Office Building, at 10:00 a.m.

The purpose of the meeting will be to discuss new pension laws as well as tax abatement certifications and any other questions being pertinent at this time. Mr. Harry Smyth and Mr. Jack Burger of the Veterans Administration will be in attendance. We feel that you should make every effort to attend. The approval of the Commissioners was given for two County Service Officer's to attend this meeting at the expense of the County.

RE: QUESTION ON ELIGIBILITY OF INSURANCE

Mr. Volpe had a question on the eligibility of insurance for employees who have been off from work for a long period of time. He said he gives his employees a two weeks vacation and 12 days of sick leave, a year, and he wondered if the County keeps paying for a person's retirement and if so, how long, since a person who has had her vacation and days allowed for sick leave, so is no longer on the pay roll, but on leave of absence.

Mr. Harness said that he has an employee who has a broken ankle and it will be from three to six months before she will be able to return to work, and wondered about this matter also.

Commissioner Buthod said it would just be a matter of policy as to what the Commissioners elect to do on sick leave of absence. He thought that a ruling from P.E.R.F. would be needed on the retirement problem. He thought these to be separate problems and asked the County Attorney to follow up on it. He said that as long as the employment of a person has not been terminated and they are on a leave of absence- basis, he would be agreeable to continuing hospitalization but that the contract should be checked in regard to the matter.

Commissioner Stofleth moved that the County continue paying the hospitalization in such cases for a period of six months, subject to the checking of it by the County Attorney.

Commissioner Willner said that he would go along with the 11% as the county's portion, to be paid for six months, but wondered about the other 3% that is to be paid by the employee. It was agreed that this was something that would have to be worked out, that the Commissioners action was an expression of sentiment rather than taking any action.

Commissioner Stofleth rescinded his motion until next week. Commissioner Willner also rescinded his second to the motion.

RE: COUNTY AUDITOR'S FINANCIAL STATEMENT

The County Auditor presented his financial statement for the year of 1971. Commissioner Stofleth moved that the financial statement be approved. Commissioner Willner seconded the motion. So ordered.

RE: NEED OF APPRAISER

Commissioner Buthod said that an appraiser is needed for the property at 514 Bellemeade Avenue, which is condemned and is to be sold. Commissioner Stofleth moved that Bob Rickard be appointed as appraiser. Commissioner Buthod seconded the motion. So ordered.

RE: CERTIFICATION TO THE TREASURER

A Non-discrimination certification to the Treasurer was presented to the Commissioners from Delco Products, a Division of General Motors Corporation. This was referred to the County Auditor for proper handling.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

CLERK OF THE CIRCUIT COURT

Mildred Morgan 3126 Dearborn Dep. Clerk \$4,882.56 Yr. Eff: 1/18/72

HIGHWAY ENGINEERING BRIDGE INSPECTION 191-4

James Josey	Salary..\$10,032 Year	Effective..1/1/72
Richard Merrick	9,135 "	" "
Michael Ludwick	6,300 "	" "

HIGHWAY ENGINEERING DEPARTMENT 102C

James Josey	Salary..10,032 Year	Effective..1/1/72
Richard Merrick	9,135 "	" "
Michael Ludwick	6,300 "	" "

RE: EMPLOYMENT CHANGES...RELEASES 191-4

BUILDING COMMISSION

Howard M. Logan Acting Inspector for Comm.
of Bldgs. & Zoning Inspector \$7,000 Yr Eff: 1/22/72

HIGHWAY ENGINEERING BRIDGE INSPECTION

James Josey	Salary..\$9,555 Year	Effective..1/1/72
Richard Merrick	8,700 "	" "
Michael Ludwick	6,000 "	" "

RE: EMPLOYMENT CHANCES...RELEASES CON'T.

HIGHWAY ENGINEERING DEPARTMENT 191-4

James Josey	Salary \$9,555 Yr	Effective..1/1/72
Richard Merrick	9,135 "	" "
Michael Ludwick	6,300 "	" "

RE: CUTS-IN

A cuts-in was presented to the Commissioners and referred to Mr. Roehm in order that appropriate annotations may be made.

Mr. Roehm said that the forms for Cuts-in have been prepared and they will now be reviewed.

RE: OFFICIAL BONDS

The official bonds of Ethel Wardrip and Jean Wilke, employee's in the County Clerk's office, had been presented last week, but the forms weren't completed, so were referred back to the Clerk's office for completion. Commissioner Stofleth now moved, upon the recommendation of the County Attorney, that these bonds be approved. Commissioner Willner seconded the motion. So ordered.

RE: BONDS...FEIGEL CONSTRUCTION CO.

There were two cash bonds from Feigel Construction Co. dated December 3, 1970, in the form of certified checks, presented by the Auditor, to the Commissioners last week, as to the disposition of them. One was for \$2,000, to guarantee any damages done on Oak Hill Road. Commissioner Stofleth said that Oak Hill Road was found in such condition that the check can be returned to Feigel Construction Co. He so moved. Commissioner Willner seconded the motion. So ordered.

The other certified check from Feigel Construction in the amount of \$1,000 was to guarantee any damages done on Bergdolt Road. It was decided to hold this check until Mr. Willard is satisfied with it as Bergdolt Road needs some rock and some work done on it. This check was returned to the Auditor's office for safe keeping.

RE: MRS. BEHME'S PROPERTY

Commissioner Buthod presented minutes of 14 previous meetings that were held over a period of 3 years, where the property of Mrs. Behme was discussed. He said that Commissioner Stofleth has been in touch with Mr. Roberts, the attorney for Mrs. Behme and found that he has been in the hospital and hasn't been able to attend to his client's affairs. Mr. Roehm said he had talked with Mr. Roberts as to why this work hasn't been completed and he was told by Mr. Roberts that this matter was no longer of any concern to him but that he would notify his former client. Commissioner Stofleth moved that Mr. Roehm take the necessary action immediately to have this house raised. Commissioner Willner seconded the motion. So ordered.

RE: RENTAL AGREEMENT

The County Attorney had the copy of rental agreement that was discussed with Mr. Elliott, the representatives of the City and of the County, that he had had read it over and said that it is in substantial compliance with the oral agreement at that time. The fixed rental for the first 6 months of 1972 has been paid. Additional rental to be paid after approval of this agreement. The basic agreement is that the County pay the rental for the first half of 1972 based on last years allocation and an adjustment will be made on rental for the second half of 1972. The amount of the additional rent for the first 6 months is \$250,360.50. This matter was delayed in order to give Commissioner Willner time to study the agreement.

RE: ACTING BUILDING COMMISSIONER NAMED

Commissioner Stofleth said that the County does not have a Building Commissioner since Mr. Roehm has been transferred to County Engineer.

Commissioner Stofleth moved that Mr. Roehm be acting Building Commissioner without compensation or pay. Commissioner Buthod seconded the motion. So ordered.

RE: COMMENT ON TAX RATE OF WELFARE

Commissioner Willner made a motion that the Vanderburgh County Commissioners write a letter of inquiry to the State Tax Board as to an explanation of a 11¢ increase for the Welfare Department.

Mr. Work said that he and Mr. Seitz are confused on this and can't explain the reason for the increase. He said that some restorations were made by the Tax Adjustment Board but he doesn't have the final figure on them. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. WILLARD ... ITEMS DECLARED AS SURPLUS

Mr. Willard said that he is ready to proceed with the selling of numerous items that can't be used by the County.

Commissioner Stofleth moved that these items be declared as surplus, in order to dispose of same, subject to legal authorization.

Commissioner Buthod said that Mr. Willard might check with the manual on this but he didn't think that bids need to be taken on junk.

Commissioner Willner seconded the motion. So ordered.

RE: PURCHASE OF ROLLER..APPROVED

Commissioner Buthod read a quotation on a roller that has been rented by the County for \$500.00. The total cost of the roller was \$4,200.00, so less the rental and trade-in of \$1,000.00, the balance would be \$2,700.00 to purchase the roller. It has been repaired and is in good shape.

Commissioner Stofleth moved that the roller be purchased subject to inspection by Mr. Willner, on delivery and the claim will be allowed on the approval of inspection. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Specifications were presented for a car for the Superintendent of County Highway.

Commissioner Willner moved that the specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard said he wanted to hold up on a salt spreader so he could see if he could get a good price on a trade-in, of the old machinery, also that the County Highway needs a small roller for the rolling down of hot mix.

Commissioner Willner asked that Mr. Willard continue along these lines and to get a price on a small roller as the County needs one.

RE: MR. ROEHM

Mr. Roehm said that there is a proposal of a sub-division being built on Peerless Road and there is a question of drainage on the east side of the Road and it looks as though some culverts might be in the way and they asked that the culverts be removed, also that a drainage ditch be installed. He said that he hasn't had time, as yet, to verify if this is in the legal drainage system or if it is the original watershed.

He said that he has also discussed with Mr. Roberts and Mr. Hunt, the drainage problem on the west end of Schutte Road and Pine Ridge Drive.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Roehm presented the specifications for the re-roofing of the County Garage.

Commissioner Stofleth moved that the specifications be approved and the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: INVITATIONAL BIDS RECEIVED:

At the meeting of last week, specifications were presented for cabinets for the serving area of the Pleasantview Rest Home and the Superintendent's residence at the Hillcrest-Washington Home, as prepared by Mr. Paul May. Mr. Roehm said that he was taking invitational bids and had already received one bid. The Commissioners said that they would like to check the specifications and that at least two more bids should be obtained. Three invitational bids were presented at today's meeting. This matter was delayed to give ample time for the checking of the bids.

RE: POOR RELIEF

MARY GRAY...312 N. 9th Avenue...Pigeon Township...Mrs. Anslinger, Investigator. Mrs. Gray asked for payment of a hospital bill.

Mrs. Anslinger said that Mrs. Gray lives with two daughters, that when Mrs. Gray works she makes \$50.00 a week and one daughter makes between \$25.00 and \$32.00 a week while the other daughter makes \$80.63 a week. Mrs. Gray said that one daughter is retarded and that the daughter that worked at Shane's has been helping the other daughter out since her husband is out of work and their son had an operation on his foot, also that she, herself, has diabetes and a bad kidney infection and can hardly stand on her feet. The one daughter has been trying to pay all the bills. Mrs. Gray said that they live in a home that is owned by her brother and she tries to keep up the taxes which is over \$200.00 every six months. Her hospital bill is over \$755.00.

Mrs. Anslinger said that the Trustee paid a hospital bill in March of 1971 for Mrs. Gray and at that time suggested hospitalization but Mrs. Gray said that she just couldn't get money ahead to apply for any. Commissioner Buthod said that the problem here is pre-existing hospital bills, that hospitalization wouldn't cover, taken out now. Commissioner Stoffleth thought that the retarded girl would be eligible for total disability Social Security. Commissioner Buthod said he thought that the family is trying very hard to handle their own affairs but thought that Welfare might be the answer.

Commissioner Buthod asked Mrs. Anslinger to work with Mrs. Gray and her daughter in making application for Welfare and to check into total disability Social Security, then report back to the Commissioners next week.

LOUIS CANNEY...312 Madison Ave.. Pigeon Township...Mrs. Martin, Investigator. Failed to appear. No action was taken.

Aaron Berry...304 Bedford Ave.. Pigeon Township..Mr. Willett, Investigator. Failed to appear. No action was taken.

RE: CUTS-IN

Upon a motion and second, a cuts-in from the Water Department was approved. So ordered.

RE: MR. BIGGERSTAFF...CLAIMS

Mr. Biggerstaff presented a claim from Chem-Farm Inc. in the amount of \$1,850.00, for land and damages to improvements, also easement for the Right of Way for the St. Joe Project.

Commissioner Stoffleth moved that the claim be approved and the easement be accepted. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim in favor of Fiberfil, Division of Dart Industries, in the amount of \$630.00 for damages to improvements, also for land, also presented an easement for the reconstruction of St. Joe Avenue. Commissioner Stoffleth moved that the claim be approved and the easement be accepted. Commissioner Willner seconded the motion. So ordered.

A claim was again presented in the amount of \$9,000, in favor of Ray and Ruby Sullivan for the St. Joe Right of Way, also an easement. Mr. Rickard, the appraiser was present and explained the amount of this claim in that \$691.00 was for land taken, \$5,930.00 for the taking of the home which will have to be sold, \$955.00 for moving Mobile Home and services, \$1,317.00 for the Land Improvements taken.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered. The easement was accepted.

RE: RENTAL AGREEMENT...CON'T. CLAIM APPROVED

Commissioner Buthod said that Mr. Volpe and Mr. Willner have checked the Rental Agreement and Mr. Willner understands that he will have an opportunity to recheck at the end of the six months and to check the measure. With this understanding, Commissioner Stofleth moved that the claim for the additional rental for the first six months of 1972 in the amount of \$250,360.50 be approved. Commissioner Willner seconded the motion. So ordered.

RE: TRAFFIC CONTROL ORDINANCE

Commissioner Willner said that the County Attorney's have prepared a Traffic Control Ordinance for the Boonville-New Harmony Road and Old State Road whereby the signs will be switched. Commissioner Stofleth moved that this be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. WORK

Mr. Work presented the figures and lay out needed to remodel Room 306 for the Welfare Department. He said that the estimate of cost would be \$9,949.00 and that the lumber is scheduled to arrive the week of Feb. 2nd. Commissioner Buthod said that there is probably something in the Building Authority Act in regard to requirements as to the procedure of this remodeling, and that it should be checked. It was agreed to proceed with the remodeling, subject to compliance with all legal requirements. Mr. Ruston said that the Building Authority will institute the bids and take them before the Building Authority meeting on Wednesday, then will report back to the Commissioners.

RE: HIGHWAY REPORT

A report on state aid was received for Oak Hill Road & Lynch Road. Mr. Biggerstaff said the estimate on this project was over ran and a new application was sent for more money. The request was approved and check for \$10,000 was sent and credited to the R & S #2 account. The report also listed other projects under state aid. This report was referred to the County Highway Engineer and the Surveyor's office.

Mr. Roehm said that the specifications for the Lynch Road project aren't quite ready yet.

A short recess

RE: REPORT...MR. KOCH

Mr. Koch, the Road Inspector gave the following report:

1. Water Dept. Inspection cuts-in. Red Bank Road Project. Corner of Upper Mt. Vernon Road & Red Bank Road--Left ditch on S.E. corner clogged. Checked with Jack Lard and contacted both Jerry Lanham and Don Mills on this, to have Deig Brothers to open the ditch. Also on Red Bank Road to the south, ditches need opening, also on Summertime Lane, Water Dept. did work their crew.
2. Intersections awaiting widening and larger culverts, etc. now being done on schedule. Many were dangerous narrow intersections. Good job done and also work on ditches greatly improved. Mr. Jack Willard, new Highway Superintendent, most responsive to these needs, has a sharp eye as to the needs and work is done in short time, with maximum of efficiency. A most agreeable man to work with. Also contact county Engineer, Ed Roehm and keep in daily touch with both officials.
3. Questions asked what cause of delay on stop sign change on Boonville-New Harmony and Old State Roads. Vehicles now need to stop on steep hill on the Boonville-New Harmony Road. Previously traffic on Old State Road needed to stop. School bus and farmer truckers with loaded trailers, need to back down at times in event of slick surface.

4. Area in Perry Township, Schutte Road, Peerless Road, West Terrace School Road and Middle Mt. Vernon Road. Difficult turns on all of these intersections. School buses in particular have just complaint. Entire area needs thorough study to widen corners and avoid deep drop off on the side.

5. No center or edge lines on West Terrace Drive, newly surfaced, urgent need for same. Also guard rail at one spot near culvert with sharp drop-off on the side.

6. Same area, cut down elbow curve on Upper Mt. Vernon Rd. Former Henry Bockelman farm. Dangerous curve. Mrs. Esther Neville, present owner. Anxious to have corrected in order to plant spring crops.

7. German Township. Echo Hill Drive - Commissioners approved the road on May 21, 1965m owner of area now Mrs. Grace Eisterhold, stated she spent over \$12,000 making survey and granting a 50 ft. R/W with 12" base rock and chat, all their cost. Ask road be improved to avoid dust and ripples on same. 50 ft. X app. 700 ft. in length. Told her to write a letter to the Commissioners, she said that she had appeared prior for assistance.

Commissioner Stofleth asked Mr. Koch to stay on the cuts-in that was approved this morning, form the Water Co. to see that it is done right.

RE: MR. WILLARD

Mr. Willard asked the Commissioners if they gave permission to the man from the elevator in Daylight to use Green River Road. It was agreed that he has to use it and the Ordinance reads that it is permissable for the use of local delivery. This man delivers grain to Green River Road and Boonville Hwy. Mr. Willard said that Sheriff's Deputy Cotton stopped this man. The Commissioners asked Mr. Willard to inform the Sheriff of this.

RE: AWARDDING CONTRACT ON CABINETS

Three invitational bids were received on cabinets for the serving area at Pleasantview Rest Home and for the Superintendents residence at the Hillcrest-Washington Home, earlier in the meeting and action was delayed in order that the specifications could be checked.

Bids received were:

E & S Builders Inc.	Hillcrest Home...	\$1,598.00	Pleasantview...	\$699.00
Grimm Lumber Co....	Hillcrest Home...	\$1,465.00	Pleasantview...	\$590.00
Robert Meyers Inc..	Hillcrest Home..	Material..\$1,325.15,	Labor..	\$635.00
Pleasantview Home..	Material..	\$483.70,	Labor..	\$275.00.

Mr. Hotz said that the bid of E & S Builders is low bid since it includes all phases of work. The bid of Robert Meyers stated that the Electrical, painting and the plumbing work to be done by others and not included in their bid. Commissioner Stofleth said that 10 days after acceptance, bond must be posted.

Commissioner Willner moved that E & S be awarded the contract for the cabinets, subject to their supplying an appropriate performance bond. Commissioner Stofleth seconded the motion. So ordered.

RE: PAINT NEEDED FOR JAIL

Mr. Hotz said that about 600 gallons of paint will be needed for the painting in the jail, also brushes and rollers. There was a question of where the responsibility lies for this and how it should be handled. This matter was postponed and taken under advisement.

Mr. Hotz said that there is an old extractor and dryer in the laundry at the old Bochna hospital, and that Denzil Reed would like to have them for the Hillcrest Home, that he would take care of the expense of having them installed.

RE: COMMENT

Mr. Pugh said that he took his brother on a tour of the County and his brother commented that he saw no trash on the Highways and wondered why. Commissioner Stofleth wondered if this meant that the County should continue with the trash container program.

Mr. Harness said that he could use the dryer, that was previously mentioned, from the old Boehne hospital. It was agreed that the dryer and the extractor should be put where they can be used.

RE: MR. ROEHM

Mr. Roehm said that he needs the direction of the Commissioners in the matter of weight limits on county roads, as to what permissible local traffic variances will be allowed, that S.I.G. & E Co. has a problem on Bergdolt Road and wondered what the policy was. Commissioner Buthod said that he thought this would require special permits and a good idea for them to have a personal bond that any repairs would be made. He said that Mr. Roehm should make up a form with a designation of route. Commissioner Stofleth said that an inspector should check the road before and after use.

Meeting recessed at 11:30 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod	Lewis F. Volpe	Thomas Swain	Stan Clark
A. J. "Ted" Stofleth		William Stephens	Ron Lyles
Robert L. Willner			A. Jackson

Secretary: Margie Meeks

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner
 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JANUARY 31, 1972

The regular meeting of the County Commissioners was held on Monday, January 31, 1972, at 9:35 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: APPROVAL OF TRIP TO INDIANAPOLIS

Approval was requested for Mr. Ed Roehm and Mr. Ted Stofleth to go to Indianapolis to try to obtain more State and Federal help on roads. Commissioner Buthod said that Mr. Roehm and Mr. Stofleth have appointments today and must leave the meeting in order to catch a plane at 10:30 a.m.

Commissioner Stofleth said that they were going to start at the Lieutenant's office and from there, ask his assistance to the various departments in order that they may obtain more funds for the County roads.

RE: CLAIMS

Three claims were presented to the Commissioners from the American United Life Insurance Co. One was for the County Highway's share of Life Insurance in the amount of \$1,105.08. Another was for the County's share of Life Insurance premium in the amount of \$5,377.29, for County Revenue. The third claim was for Life Insurance premiums for the Sheriff's Department in the amount of \$9,394.33. These claims are for coverage from 1/1/72 to 1/1/73.

These claims having been checked by the County Auditor, Commissioner Stofleth moved that they be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said, in reference to seeking more funds for roads, that at the last meeting of the Technical Transportation Committee, consideration was given for improvement of safety, in volume, on small scale projects, that this is a new source of funds and our county hasn't been eligible until recently.

RE: SPECIAL SERVICES REQUEST

A special services request was received from the Building Authority, for the Clerk's office, in that new floor outlets are needed, three phone and four electrical, to re-assemble metal counter and top and to move and re-assemble a voting booth. Estimate that time and material not to exceed \$255.00.

Commissioner Stofleth moved that these services be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDEBURGH COUNTY HIGHWAY DEPT.

Cedric Rexing	2833 Floyd St.	Mech. Helper..	\$3.10 Hr.	Eff: 1/24/72
Vernon Ours	2443 Harriet St.	Laborer	2.85 "	" "
*Michael Burdette	2703 Mt. Vernon Ave	"	" "	" 1/17/72
*(This employee was reported to be on acct. # 19-439)				
Paul Rebstock	3906 W. Maryland	Tk. Driver	2.95 "	" 1/31/72

C.O.G. TRANS. & DEV. STUDY

Marilyn H. Fleig	Schmuck Road	Planner I	\$8,000 Yr.	" 2/15/72
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RE: EMPLOYMENT CHANGES...APPOINTMENTS...CON'T.VOTERS REGISTRATION OFFICE

Merle Anderson	1629 Division	Typist	\$15.00 Day	Eff: 1-17-72
Nancy Kleiman	4807 Norbourne	"	"	" "
Helen Spencer	1600 Schutte Rd	"	"	" "
Peggy Roehm	1100 S. Parker	"	"	" "
Mary Lou Brady	1309 E. Indiana	"	"	" "
June Sawyer	5404 Cunningham	"	"	" "
Wandalee Cain	1601 Melroe	"	"	" "
Elizabeth Omer	1052 Madison	"	"	" "
Gloria R. Evans	1369 E. Chandler	"	"	" "
Myrtle Woehler	2705 Selzer Rd.	"	"	" "

RE: EMPLOYMENT CHANGES...RELEASESVANDERBURGH COUNTY HIGHWAY DEPT...RELEASES

Robert Thornburgh	800 N. Boeke	Tk.Driver	\$2.95 Hr.	Eff: 1/29/72
Paul Bebstock	3908 W. Maryland	Laborer	2.85 "	" 1/31/72

RE: HOUSE TO BE DEMOLISHED

Commissioner Buthod said that there is a house at 1904 S. Elliott Street, which is county property, that needs to be demolished. Commissioner Stofleth moved that this house be demolished, by direction of Mr. Roehm. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR USE OF VOTING MACHINES

A letter was received by the County Commissioners, from Susan Utterback of the Student Congress Office of the University of Evansville, requesting the use of voting machines for school elections at the University, that they would be needed from May 23 to the 26 of May, 1972. Commissioner Buthod asked the Commissioner's secretary to check to see if there are any extra machines available. The Commissioners agreed that the University may use the machines, if they are available, and to be moved at their expense.

RE: LETTER FROM MR. BRACEY

A letter was received from Mr. Bracey on the entrance near the Indiana State University on Schutte Road. He said that this road, at the intersection, is very dangerous at night and extreme chance of collision on the south side of the road, as one turns into the campus, also the driveway is not illuminated at all. He asked that the possibility of installing a flashing light be looked into in this area. Commissioner Buthod said that there are plans under way for this area and that the Commissioners will reply to the Technical Transportation Committee on this matter and that Mr. Bracey can check with Mr. Roehm.

RE: MATTER OF CONDEMNATION OF PROPERTY

Commissioner Buthod had minutes of previous meetings in hand, that had to do with the property of Mrs. Behme, in which Mr. Roberts had been notified and he had said that he would notify Mr. Behme of the action that had been taken by the Commissioners, whereby Commissioner Stofleth had made a motion that Mr. Roehm take necessary action to have this house raised. Commissioner Willner had seconded the motion. Mrs. Behme said she would still like to fix this house up and that she called Crown Insurance Co. who told her that she wouldn't need a bond to protect herself, also that she has the material for the remodeling.

Mr. Roehm said that it is on record that Mrs. Behme had agreed to submit plans to have this work done by contract and that everything would be done by County code and this has not been done.

Mrs. Behme said she got so far as to get the water out of the ground and was told to get a sample of the water so she called Mr. Roehm to ask if she could use enough electricity to get the pump started and was told, "we will just tear it down".

Mr. Roehm said she must have talked to someone else as he has never told her that she had no recourse but to tear the house down, also that he never refused her a building permit, as she now has one.

Commissioner Buthod read from previous meeting of September 20, 1971, in that Mr. Roberts appeared for Mrs. Behme and said that Mrs. Behme is doing all she can to remodel this house and that they needed two weeks to get the plans ready to submit to the Commissioners, also that if plans couldn't be ready in two more weeks, no additional time would be asked for. The additional time was allowed by the Commissioners, with the stipulation that if a contract wasn't given at that time, they would continue with the demolition.

Commissioner Buthod said this was four months ago and a contract still hasn't been shown, to show that Mrs. Behme is in good faith in proceeding with the repairs.

Commissioner Stofleth said that Mrs. Behme had previously employed the services of Mr. Roberts and asked her if Mr. Roberts hadn't removed himself from the case.

Mrs. Behme said that he hadn't told her so but when she payed Mr. Irvin for the work he had done was the last time she had talked with Mr. Roberts. She said that if the Commissioners wanted a contract from the man that is going to do the carpenter work, she would get him to sign one.

Commissioner Buthod said that the Commissioners wanted the house either repaired or torn down.

Mrs. Behme said she was going to have it repaired.

Commissioner Buthod said that this has been heard for three years.

Mrs. Behme tried to explain what had been happening, in that vandals had torn up the place, also that she was told that she couldn't get a permit, and of a mix-up as to when she was to have appeared before the Commissioners. She said she still plans to repair the house as soon as weather is suitable.

Commissioner Stofleth said that his motion of last week for the demolition procedure still stands.

Commissioner Willner asked Mrs. Behme if the Commissioners gave her a week's extension, could she give them a signed contract and a date of completion by next Monday morning.

Mrs. Behme said she would. Commissioner Willner said if the contract wasn't before the Commissioners by next Monday morning, he would go along with having it demolished.

Commissioner Buthod asked Mrs. Behme if she has rescinded her contract with Mr. Irvin. She said that Mr. Irvin agreed that he would take a percentage of what it would cost for the lumber bill.

Commissioner Buthod said if Mrs. Behme didn't have a contract with a bonded tradesman by next Monday, she had better be prepared to get a lawyer and sue the County Commissioners for restraining them from having that house demolished.

Commissioner Stofleth said that in the contract, he insists that it have a starting and completion date for all work to be done.

The Commissioners have granted an additional week's time within which Mrs. Behme is to provide a contract with a duly bonded contractor, covering all work to be done in the restoration of the building by next week and setting forth a commencement and completion date and further action on the demolition will be taken under advisement for one more week.

Commissioner Stofleth rescinded his motion.

RE: MR. ROEHM

Mr. Roehm reported that he has an application for a road inspection from Ohio Valley Engineers.

RE: EXCUSED TO ATTEND MEETING

Commissioner Stofleth was excused from the meeting at 9:56 a.m., as was Mr. Roehm, in order that they could catch a plane to Indianapolis.

RE: RIGHT OF WAY GRANT

A Right of Way Grant was received from Whirlpool pursuant to the easement for St. George Road and County Attorney Swain said that as far as he was concerned, this easement was allright and that it is acceptable, that they just didn't put an Indiana acknowledgement on it and asked that the Commissioners sign the copies and he would mail them back to them and ask them to attach the copies to the original contract. The easement was accepted by the Commissioners, subject to proper execution.

RE: POOR RELIEF

MARY GRAY....Failed to appear so no action was taken.

MRS. CHISM...1220 S. Governor...Pigeon Township...Mrs. Anslinger, Investigator. She has asked for a hospital of \$2,802.00 to be paid. In the last fifteen years, Mr. Chism has made all of the family income as her husband has been unable to work. She tried to get her husband into a veterans hospital but he was too sick to be moved and this is the reason for the hospital bill. Mrs. Chism works for Key Market. The Trustee has asked her to go on A.D.C. but she doesn't want to. They have four married children and two children at home, ages sixteen and fourteen years. Mrs. Chism's pay is \$56.00 a week and her husband gets \$142.00 a month, which is an increase from what he has been getting in the past, in veterans pension. He has a lung condition and has had a heart attack. He is now at home. Mrs. Chism said that their rent is \$60.00 a month. Her husband isn't getting along very well.

Commissioner Buthod said that as a lawyer he wasn't sure but that he would advise Mrs. Chism to consider filing bankruptcy to get rid of this hospital bill so that she can get back on her feet or else make some sort of an agreement with the hospital, in lieu of bankruptcy because it looks as though she would be close to being self supported.

Commissioner Buthod asked Mrs. Anslinger to call the hospital to see if an agreement can be made for small weekly payments and asked Mrs. Chism to consider A.D.C. as this is an acceptance of society to the unfortunate people who have been the victims of misfortune.

Mr. Morrison said he will make application for her with A.D.C. and see what they will do.

Commissioner Buthod asked Mr. Morrison to see what can be done and asked that Mrs. Chism think about this and return next week with her decision.

RE: MR. HARNESS

Mr. Harness presented application for the admittance of George Gamble and Wanda Klammer to the Pleasantview Rest Home. Upon his recommendation, Commissioner Willner moved that these applications be approved. Commissioner Buthod seconded the motion. So ordered.

Mr. Harness said that with the exception of these two new patients, there are now 61 residents at the Pleasantview Rest Home; 14-Comprehensive and 47 Residential. He said that when he started there, less than two years ago, there were only 29 residents. He said that he hopes that he can continue to live within his budget. He said that of the nine residents from the State Hospital, eight are doing real good, that they are having a problem with the other one and are trying to work it out. He said that he had visitors from the State Hospital and that they were well pleased with the way their former patients had adapted to the surroundings.

RE: MR. BIGGERSTAFF...RIGHT OF WAY GRANT

Mr. Biggerstaff presented a Right of way Grant for he and his wife, for Kimber Lane. He said that there is thirty feet there at the present time and the grant is to add additional ground to make this forty feet. Commissioner Willner moved this be approved. Commissioner Buthod seconded the motion. So ordered.

RE: COUNTY OWNED SURPLUS PROPERTY

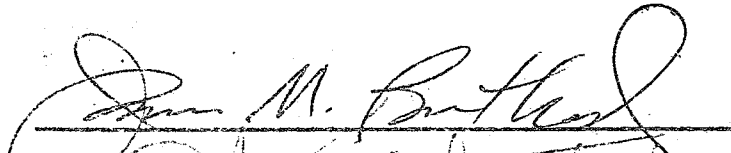
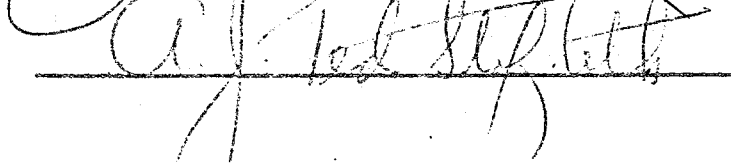
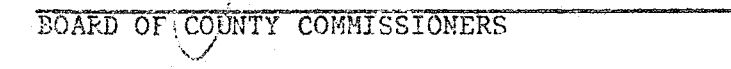
Commissioner Willner said that he understands that the County has six or seven parcels of land that the taxes wasn't paid on and he thought the delay was in waiting for the County Attorney,s to draw up the deeds. He said that he understood if some of these properties were to be sold between the time the County acquired them and the deeds were written, that the taxes are not collectable, so he wondered if the County Attorney's would move with all haste to prepare these deeds. The County Attorney said that it would just take awhile to work them out.

Meeting adjourned at 10:25 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY'S</u>	<u>REPORTERS</u>
James M. Buthod A. J. "Ted" Stofleth Robert L. Willner	Lewis F. Volpe	Thomas Swain William Stephens	R. Lyles A. Jackson C. Leach S. Clark

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 7, 1972

The regular meeting of the County Commissioners was held on Monday, February 7, 1972, at 9:30 a.m. with President Buthod presiding.

Deputy Sheriff Terry Hayes opened the meeting this being the first meeting of the month.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: Re-Zoning Petition

A re-zoning petition was presented, the petitioners being Doris & Katherine Smith. Premises affected are on the north side of Allens Road, a distance of 2000 feet from the intersection of St. Joseph Avenue and Allens Road. The requested change is from A to M-2, which is light industrial. Commissioner Stofleth moved this petition be approved on first reading and referred to Area Plan. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIMS...BUILDING AUTHORITY

A claim was presented from the Building Authority in the amount of \$26.25 for the repair of the clothes washer in the jail, as requested by Herman Hotz. Commissioner Stofleth moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

A claim was presented from the Building Authority in the amount of \$255.00 for labor and material to install new floor outlets and reassemble voting booth and metal counter for the county clerk for the election office. Commissioner Stofleth moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIM...FEIGEL CONSTRUCTION CO.

A claim was presented from Feigel Construction Co. in the amount of \$14,598.06 for work done as follows:

Inv. # 1 = \$1,286.21 - Boonville-New Harmony
Inv. # 2 = \$3,911.02 - Boonville-New Harmony
Inv. # 3 = \$2,219.58 - Boonville-New Harmony
Inv. # 4 = \$ 951.51 - Work in cemetery to drain water off road.
Inv. # 5 = \$3,135.73 - Old Petersburg Road
Inv. # 6 = \$3,092.01 - Mill Road

Commissioner Stofleth moved that this claim of \$14,598.06 be approved. Commissioner Buthod seconded the motion. So ordered. This is to be paid Contractural Account of last year.

RE: EMPLOYMENT CHANGES
VANLINTBURGH COUNTY SURVEYOR
APPOINTEE

Dennie Hawes	920 W. Florida	Draftsman	\$6,800 Yr.	Eff: 2/16/72
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RELEASED

John Sailman		Draftsman	6,800 Yr.	Eff: 2/1/72
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SHERIFF'S OFFICE

APPOINTEE

David Ludwig	5200 Nolan Ave.	Probationary Co. Policeman	\$7,500 Yr.	Eff: 2/7/72
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CENTER TWP. ASSESSOR

APPOINTEE

Geraldine McQuay	2812 Nevada	Real Estate Deputy	\$20".16 So.No.	2/1/72
Betty Rawel	1235 Levenscher	Record Deputy	\$18.33 So.No.	"

RE: EMPLOYMENT CHANGES ... CON'T.CENTER TWP. ASSESSOR ... RELEASED

Betty Bawol	1235 Laubscher Rd.	R.E. Deputy	\$204.16	Se. Mo.	Eff: 2/1/72
Geraldine McQuay	2812 Nevada	Second Deputy	158.33	Se. Mo.	Eff: 2/1/72

SUPERINTENDENT OF CO. BUILDINGS... APPOINTED

John Appuhn	201 N. Lemke Ave.	Helper	\$2.00 Hr.	Eff: 2/3/72
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RE: VIOLATION OF HEALTH LAW

A copy of a letter was received by the Commissioners from the City=County Health Dept. addressed to Yewell and Nellie Raleigh, notifying them that there had been several complaints regarding the problem of trash and debris being dumped on their property at 2520 N. Grove Street and that it would be necessary for this area to be closed to further dumping, that a re-investigation will be made in approximately 15 days to see if this condition has been corrected. Letter received and ordered filed.

RE: LETTER OF THANKS

A letter was received from Fred Roeder, the Chairman of the Project Committee of the German Township Booster Club as follows:

Gentlemen:

The German Township Booster Club Project Committee wishes to thank the County Commissioners for the fast action taken to remove the trees on Mill Road which we believed to be a public hazard. This kind of performance is greatly appreciated. Letter received and ordered filed.

RE: INVITATIONAL BIDS FOR COUNTY HIGHWAY GARAGE

There were two invitational bids received on three new tailgate spreaders for the County Highway Department. They were from Fred Malotte Malotte Machinery Co. Inc. in the amount of \$3,150.00 with trade, for three units and from Kitchen Machinery Inc. in the amount of \$4,324.71 for three units and an allowance of \$75.00 for each trade-in unit, on a one for one basis.

There was an invitational bid from Malotte Machinery Co. for 1 New Model Vibrapac II Rusco Vibrating Roller with 12 H.P. Kohler Engine in the amount of \$3,240.00.

Commissioner Stofleth moved that the purchase of one new Model Vibrafac II Rusco Vibrating Roller with 12 H.P. Kohler Engine be made from Fred Malotte Machinery Co. and also the purchase of three Model TG 100 Hi-Way tailgate spreaders with tank and Hydraulic pump with mounting kit from Fred Malotte Machinery Co. Commissioner Ruthod seconded the motion. So ordered.

RE: PERMISSION TO OPEN BIDS

The County Attorney was given permission to proceed with the opening of the bids for the car for the County Highway Garage and the roofing of the County Garage.

RE: MONTHLY REPORT.....CO. HIGHWAY

The monthly report of the County Highway Dept. for the month of January was presented to the Commissioners. Report received and ordered filed.

RE: CLAIM

A claim was received from Bamberger, Foreman, Oswald and Hahn, for the County-wide Government Study Commission in the amount of \$97.57 for duplication work. Commissioner Stofleth moved this claim be approved. Commissioner Ruthod seconded the motion. So ordered.

RE: CUTS-IN

Cuts-in were presented and referred to Mr. Boehm, who was asked to return them to the Commissioner's office after he had made his notation on them, so that Mr. Boehm can stay on top of them.

RE: QUOTATIONS ON PAINT

A quotation on paint for the jail was presented to the Commissioners from Kares Paint Company, in the amount of \$781.20 for 140 gallon of semi-gloss paint or \$5.58 per gallon and floor paint at \$6.48 per gallon or \$388.80. The total being \$1,170.00. Commissioner Buthod said that he had talked with Mr. Bowers who represents the Building Authority and didn't think the County should buy this paint, as painting, he thought, to be normal maintenance and this should be incorporated in the Building Authority budget and paint should be bought by them and charge it back as part of upkeep and the prisoners do the work. It was suggested to talk to Mr. Ruston on this.

RE: CLAIM...CONDUCT AND FOSSE ARCHITECTS

A claim was presented by Tom Jones, a progress payment for the Evansville Association of Retarded Children in the amount of \$6,900.00. Commissioner Stofleth moved that this claim be allowed. Commissioner Buthod seconded the motion. So ordered.

RE: QUESTION OF PAYMENT

Commissioner Buthod said there seems to be some question of payment to Mr. May, that there has apparently been some confusion in asserting the claim. There was a \$1,300.00 allowance for part-time Engineer in the Highway Department.

Commissioner Stofleth said that he and Mr. Roehm made a trip to Indianapolis and they were informed by a Mr. Swain that the only thing that must be done to authorize the payment of this money, by the Auditor, was to have the matter in an open meeting, on record.

Commissioner Stofleth moved this be paid to Mr. May, subject to signature and proper execution by the County Highway Superintendent. Commissioner Buthod seconded the motion. So ordered.

RE: LETTER FROM EVANSVILLE TERMINAL CO.

The following letter was received by the County Highway Department from Mr. Bruce of the Evansville Terminal Co. and presented to the Commissioners: Gentlemen:

In order that the Evansville Terminal may be developed to its fullest extent which will be a great economic asset to the area;

We will furnish to the Vanderburgh County Highway Department, for use on the River Road from Highway 41, the following at no cost:

1. Base material (sand & gravel) which we have, loaded into your trucks or when we have our trucks at the Terminal we will also deliver or spread this material.
2. We will, beginning July 1, 1972, furnish 50 % of the gravel needed for maintenance on the gravel portion for all the year of 1972. (We will match all you place ton for ton).
3. We will haul and spread this gravel at the direction of the County Engineer.
4. If the Department wishes to rebuild any part, blacktop or gravel portion, we will furnish sub-base material.
5. We will furnish gravel to maintain the shoulders and bad spots in the blacktop portion after July 1.
6. We will furnish, operate a diesel tractor with blade, as we are doing now, to help maintain the roadway to the best advantage.
7. We will cooperate in any way to further the better road program.

Commissioner Stofleth said that he, Mr. Willard and Mr. Roehm did go out and inspect these roads, Weinbach to 41 and Weinbach to River Road and that they are in terrible condition. He said he wouldn't agree on this until further investigation is made so it was agreed that this request be taken under advisement until further investigation is made by the County Commissioners, County Engineer and the Highway Superintendent.

RE: CLAIM...TRAYLOR BROS.

A claim was presented from Traylor Bros. Inc. for repairs to the floor of the Ohio Street Pigeon Creek bridge in the amount of \$6,839.96. The money for this was encumbered but needs to be appropriated. Commissioner Stofleth moved that matter be placed on the next Council Call. Commissioner Buthod seconded the motion. So ordered. Claim is deferred for consideration until the money has been properly appropriated.

RE: CUTS-IN

Mr. Roehm said the cuts-in, presented to him, have been accomplished and recommended they be approved as constructed. Commissioner Stofleth moved the cuts-in be approved. Commissioner Buthod seconded the motion. So ordered. This cuts-in was from Water Co. to make cut in Old State & Wortman Rd. Another on Magnolia Drive in Westhaven Sub. and in the 5000 block of Hogue Rd.

RE: APPROVAL OF CONSTRUCTION FOR IMPROVING KIMBER LANE

Mr. Roehm said he had an application of the Ohio Valley Engineers in the matter of Kimber Lane and that the proposed construction plans has been presented to the City Engineer who believes they comply with pending subdivision ordinance. Commissioner Stofleth moved that these plans of Kimber Lane be approved in accordance with the recommendation of the Highway Engineer. Commissioner Buthod seconded the motion. So ordered.

Mr. Biggerstaff explained the plans and said that the State must require a bond and contractor unless the Commissioners say that this project is being built according to plans and specifications, they will accept it for maintenance, then the contractor will be relieved of the bond. The State Highway would like a letter from the County Commissioners. Commissioner Stofleth moved that the County Highway Engineer be directed to forward to the State Highway Department, the Commissioners commitment to accept the improvements to Kimber Lane, if built according to the specifications. Commissioner Buthod seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said last week the City Board of Works acted to enter into contract with Engineer Associates on projects on Green River Road and anticipates that the City staff will perform the necessary repair work. He said he recollected that the County Commissioners had passed approval for Engineer Associates to take care of drainage and culvert. He found that the contract was held up. Commissioner Buthod said that he has some private business at the present time where he has been employed by one of the principal's of Engineer Associates so preferred to disqualify himself in any action on this and thought it should be deferred until next week when Mr. Willner is present.

Mr. Roehm said he has proposed forms for applications to cut County's Right of Way and with the permission of the County Commissioners would like to send them to the various utilities. Permission was granted.

RE: CONTRACTORS BONDS

Bonds were presented from Contractors Sheet Metal & Roofing Co., P & H Construction Co. and Municipal Engineering Corp. Mr. Roehm said that the County Commissioners had approved the contracts and signed the bonds last year for these people for the installation of the hot water system at the Hillcrest & Washington Home and when it came time to make payment from the Auditor's office, found that their files were not complete so copies were made of the bonds. The work was completed and approved. It was agreed that if the record of the previous meetings do not reflect the filing and acceptance of these bonds, let the record be amended to show that the bonds of Municipal Engineering & Construction Co., Contractors Sheet Metal and Roofing Co. Inc. and P. & H. Construction Co. were duly filed at the time of the awarding of the bids and copies have been substituted for lost bonds. Commissioner Stofleth wondered why this job has taken so long and said that a specific date for beginning and when a job is to be consummated should be designated. Commissioner Stofleth moved that the copies be approved as substitution for the bonds which have been mislaid. Commissioner Buthod seconded the motion. So ordered. Copies of bonds to be filed by the County Auditor.

RE: LETTER FROM STATE EXAMINER

A letter was received by the Commissioners from Mr. Deesley, the State Examiner, to Mr. Bowers, in reference to the remodeling of the Welfare Department space- Emergency contract, as follows:
Dear Mr. Bowers:

This is to acknowledge receipt of your letter of January 27 concerning the above referenced subject.

On January 27, 1960, a Deputy Attorney General wrote an Unofficial Opinion concerning the provisions of the Public Works Law, Burns 53-108 et seq. (IC 5-16-1). In this opinion he held that when a valid emergency exists, the proper officials of a governmental unit may enter into a contract without advertising for bids. A copy of this opinion is herewith enclosed for your information.

This office is without authority to approve the declaration of an emergency since this is a matter to be decided by the Building Authority acting upon your advice as attorney.

We assume a complete record will be made in the minutes of the Building Authority declaring an emergency and that such emergency measures as taken will also be ratified by action of the County Commissioners.

Commissioner Buthod explained that this permits the Building Authority to proceed with the remodeling of the space, on invitational bids, for the Welfare Department.

Commissioner Stofleth moved to ratify the action of the Building Authority in the declaration of emergency for this remodeling program and that the Commissioners join in the declaration of this emergency. Commissioner Buthod seconded the motion. So ordered.

RE: MRS. BEHME

Mr. Nathan Bates, a general contractor, presented a proposal to remove the present structure of Mrs. Behme's on Spry Road, to remove all used lumber from premises, also to construct a new building at the cost of \$11,368.00, including the new septic system.

Mr. Bates said that he found in his inspection of the present structure, that it is not under present code and didn't think it feasible to try to remodel the present structure.

Commissioner Stofleth said it is the concern of the Commissioners that the present building be raised and the new building, the concern of the Building Commissioner's Office.

Commissioner Buthod said he is much in favor of a new building but wondered if this can be done under existing zoning and other problems.

Commissioner Stofleth asked Mr. Bates how soon he could begin to raise this structure.

Mr. Bates said that due to the weather, he thought he could begin in two weeks.

Commissioner Stofleth moved that the property at 8314 Spry Road be raised starting not later than the 22nd. of February and not to be completed later than March 3rd. 1972. Commissioner Buthod seconded the motion. So ordered.

Mr. Bates said that he & Mrs. Behme has not, as yet, reached an agreement. Commissioner Stofleth said that these dates stand, regardless of who Mrs. Behme gets to do the work, as the raising of this property is their main concern. Everything will be held in abeyance until that time.

RE: MR. RICKARD

Mr. Rickard, the appraiser for 514 Bellemeade Avenue, said that he made an effort to appraise this property but has been unable to gain entrance. It was agreed by the Commissioners for Mr. Hotz to accompany Mr. Rickard and gain entrance to this property at their disgression.

A gentleman present, said that there was a big dog and pups at this residence on Bellemeade Avenue and thought something should be done. The County Attorney gave him the telephone number of the Humane Society, in order that he might call them.

RE: OPENING OF BIDS...CAR...HIGHWAY DEPARTMENT

There were two bids presented for a car for the County Highway Department. One was from Cooke Chevrolet Co. in the amount of \$2,749.30 with trade. The other bid was from Key Motors in the amount of \$2,869.70 with trade. Both bids were in order, as to form.

Commissioner Stofleth moved these bids be taken under advisement for one week in order to check compliance with specifications.

Commissioner Buthod seconded the motion. So ordered.

RE: OPENING BIDS...ROOF....COUNTY GARAGE

There were three bids for the roof at the County Garage as follows:
U. S. Sheet Metal & Roofing Co....\$6,646.00
Contractors Sheet Metal & Roofing Co....\$4,000.00
Midwest Roofing Co.....\$5,798.00..acknowledging addendum #1.
Commissioner Stofleth moved these bids be taken under advisement for
one week in order to check specifications and to check as to why other
bidders didn't receive information of addendum.
Commissioner Buthod seconded the motion. So ordered.

Meeting recessed at 10:30 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTERS

A. Jackson
C. Leach

Secretary: Margie Meeks

James M. Buthod
A. J. Stofleth
R. J. B. Allen
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 14, 1972

The regular meeting of the County Commissioners was held on Monday, February 14, 1972, at 7:00 p.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: RE-ZONING PETITION ... LOGE REALTY INC.

A Re-zoning petition was presented by Loge Realty Inc. The premises affected are situated on the south side of Pollack Avenue commonly known as 6301 Pollack Avenue. The requested change is from R-1A to R-3A which is for a mobile home park.

Commissioner Buthod said that this is a first reading and the Attorney for the petitioner, Mr. Hawley, is involved in a jury trial in another county and he was assured that a petition is referred to the Area Plan Commission on first reading and that it would not be necessary for him to be present.

Commissioner Stofleth moved this petition be referred to Area Plan. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION ... FRANCIS R. SHEA

A Re-zoning petition was presented by Francis R. Shea. The premises affected are situated on the south side of Slaughter Avenue. The requested change is from R-1B to R-2 which is with conditional use for apartment buildings.

Commissioner Willner moved that this petition be referred to Area Plan on first reading. Commissioner Stofleth seconded the motion. So ordered.

RE: RE-ZONING PETITION ... STUCKI INVESTMENTS INC.

A Re-zoning petition was presented by Stucki Investments Inc. The premises affected are situated on the east side of St. Joseph Avenue. The requested change is from R-3A to R-0 which is to be proposed for use as Engineer's office.

Commissioner Stofleth moved this petition be referred to the Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL FOR FEDERAL GRANT

Commissioner Buthod said that the Sheriff called him about the approval of the Federal Grant for firearms training which covers the cost of the bullets, etc. which is somewhat of an emergency. Commissioner Buthod said that he prematurely signed the grant and the Board of County Commissioners ratified his approval of the petition for federal aid.

Commissioner Stofleth moved this be approved. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIM

A claim was presented to the Commissioners from Southwestern Indiana Mental Health Center Inc. in the amount of \$67,637.50 which is 50% of the County's share of it's operational expenses for 1972.

Commissioner Stofleth moved this claim be approved, subject to the signature of authorized person and of the Auditor. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for the month of January. Report received and ordered filed.

RE: MONTHLY REPORT...PLEASANTVIEW

The monthly report of the Pleasantview Rest Home for the month of January was presented to the Commissioners. Report received and ordered filed.

Commissioner Stofleth moved that this report be approved. Commissioner Willner seconded the motion. So ordered.

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RE: MONTHLY REPORT ... PLEASANTVIEW

There were two reports from Pleasantview Rest Home, one for December of 1971 and the other for January of 1972. Commissioner Stoffleth amended his previous motion and moved that both of the reports be accepted. Commissioner Willner did likewise by seconding the motion, but wondered why there were two reports so close together. Mr. Volpe said that there was a problem with the Federal Government that had to be worked out on the December report. So ordered.

RE: MONTHLY REPORT ... E.A.R.C.

The monthly report for January, 1972, of the Evansville Association for Retarded Children was received from the Department of Mental Health. Report received and ordered filed.

RE: EMPLOYMENT CHANGES... APPOINTMENTS

				Eff:
Center Assessor--Alva J. Gailcy	1345 Laubscher	Part time	\$15.00 Day	1-25-72
County Highway --Adam Bauer	2420 W. Franklin	Laborer	2.85 Hr	2-7-72
Area Plan-----Tim Dodd	P.O.Box 3315	Attorney	3,700 Yr	2-1-72
COG Trans.---John C. Stivers	1210 S. Linwood	Field Worker	15.00 Day	2-11-72
Pleasantview-Landis J. Meade	810 W. Iowa	Male Aide	335.00 Mo	2-14-72
Pleasantview-Minnie L. Bracken	631 Cross	Aide	335.00 Mo	2-14-72

RE: EMPLOYMENT CHANGES... RELEASES

				Eff:
County Highway --Adam Bauer	2420 W. Franklin	Truck Driver	2.95 Hr	2-7-72
Area Plan---Philip Siegel	Citizens Bank	Attorney	3,500 Yr	1-31-72
COG Trans.---Charles Hohman	105 Mary St.	Field Worker	15.00 Day	2-4-72
Pleasantview-Robert Tapp	700 Senate Ave	Aide	315.00 Mo	2-5-72
Pleasantview-Faye Kohlmeier	700 Senate Ave	Cook	315.00 Mo	2-5-72

RE: MONTHLY REPORT... CLERK

The monthly report of the Clerk of the Circuit Court for January was presented to the Commissioners. Report received and ordered filed.

RE: LETTER FROM SCOTT TOWNSHIP VOLUNTEER FIRE DEPARTMENT ON R.R. OVERPASS

A letter was received from the Scott Township Volunteer Fire Department stating that at a recent meeting, they discussed the proposed railroad bypass north of the Evansville City Limits and how it would affect the Department's emergency runs. It was stated that the Department understands there will be a grade separation at the intersection of the tracks and Darmstadt Road, but that no grade separation is now planned for the intersection of the tracks and Old State Road. The Department also believes the type of grade separation (overpass or underpass) at this intersection should be the one most feasible from the economic and engineering factors.

Commissioner Willner said that he understands that they want the Commissioners to do everything within their power to grade-separate Old State Road and the railroad.

Commissioner Stoffleth said that the County Attorney can inform the railroad that the Commissioners want grade-separation for Old State Road as well as for Darmstadt Road, when the L & N Railroad relocates tracks north of the city. Commissioner Butthod said that more guidance is needed on this as to what the cost will be and how it will be financed, also that the Commissioner's had better get with the State Board of Accounts on this problem. He said that he is in favor of a grade-separation at this point, if there is a way to finance it.

Commissioner Stoffleth said that he is definitely against a grade level for the railroad.

Commissioner Stoffleth moved that subject to availability of financing on the part of the County for its proportionate part of the cost of constructing the grade-separation on Old State Road, that the Commissioners are committed to such projects for grade-separation. Commissioner Willner seconded the motion. Unanimous vote. So ordered.

After much discussion, Mr. Biggerstaff said that the railroad will stand all expense of the underpass for First Avenue.

Commissioner Willner moved that the County Attorney contact the railroad at the earliest possible time and get a clarification, in writing, if possible. Commissioner Stoffleth seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm has submitted the proposed applications for cuts-in to the three utility company's, that they are studying them and will report on these forms.

Mr. Roehm presented a cuts-in from the Water Co. to make cut on Sleepy Hollow Drive, west of Harmony Way.

Commissioner Stofleth moved this be approved and asked that Mr. Koch stay on top of them to see that it is done right. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF EXAMINATIONS FOR EMPLOYEES

Commissioner Stofleth said that the Agent of Record called and gave his candid opinion, that if the new employees for the garage had an examination before going to work, they couldn't say that they were injured on the job and this would save money for the county.

Mr. Becker, the Agent of Record, appeared and said that a physical examination is a very good thing from the standpoint of workmen's compensation as too many times a person complains that he was hurt on the job.

Commissioner Stofleth wondered who the county could acquire to give these examinations. Mr. Becker said that there are three or four industrial doctors in town and by acquiring one, the county could possibly get a good rate. Mr. Becker said that he will inquire as to the rates, then send the Commissioners a letter of information. This matter is tabled for one week.

RE: AWARDING OF CONTRACT ...CAR FOR CO. HIGHWAY

Bids were opened last week for a car for the County Highway. There were two bids. One was from Cooke Chevrolet Co. in the amount of \$2,749.30 with trade. The other bid was from Key Motors in the amount of \$2,364.70 with trade. They were taken under advisement for one week.

Commissioner Buthod said that as he understands it, the bid of Key Motors is for a small utility level car and the bid from Cooke Chevrolet is for a heavy duty car. Commissioner Willner said that Mr. Willard has stated a preference for the heavier car which is well worth the difference in price. Commissioner Willner moved that Cooke Chevrolet Co. be awarded the contract for an Impala and that the contract will be executed. Commissioner Stofleth seconded the motion. So ordered.

RE: AWARDING OF CONTRACT...ROOFING FOR CO. GARAGE

Bids were opened last week for the roofing of the County garage. There were three bids that have been under study. They were from U.S. Sheet Metal & Roofing Co. in the amount of \$6,646.00, from Contractors Sheet Metal & Roofing Co. in the amount of \$4,000.00 and from Midwest Roofing Co. in the amount of \$5,798.00, acknowledging addendum #1. Commissioner Buthod asked if the other companies acknowledged addendum #1. Mr. Hotz said that Mr. Roehm had talked to Contractors Sheet Metal Co. and found that the specifications are met and that he recommended the low bid.

Commissioner Stofleth moved that the Contractors Sheet Metal & Roofing Co. being the low bidder, be awarded the contract for the roofing of the County garage. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR WORK ON RADIO

Mr. Willard requested permission to have change work done on their 2-way radio, that there is money in their budget for this and it is believed that the radio is bugged as it isn't audible.

Commissioner Stofleth moved that the Superintendent of the County Garage be permitted to have the radio worked on at his disgression. Commissioner Willner seconded the motion. So ordered.

RE: BUILDINGS NEED TO BE DEMOLISHED

Mr. Hotz said that the smokestacks, boiler room and other buildings at the old Boehne Hospital should be razed and that permission is needed from the Commissioners in order to prepare the specifications.

Commissioner Buthod said that since Alcoholics Help Inc. has leased this property, he didn't think that the County would be responsible for this cost, that Alcoholics would need the permission of the Commissioners to

demolish the buildings but thought that they would be responsible for the cost.

Commissioner Stoffleth said that he thought it was specified in the lease as to what buildings Alcoholics Help Inc. could use.

Commissioner Buthod said that it was his understanding that later on, the patients at Alcoholic's Help Inc. were to demolish these buildings as part of their therapy.

Mr. Hotz said that this was the idea when Mr. Gilliams was there but that he is no longer with Alcoholic's Help Inc.

Commissioner Buthod asked the County Attorney to read the lease to find out where the county stands on this matter and that it be taken under advisement for the time being.

RE: MRS BEHME'S PROPERTY

Mr. Roehm said that Mrs. Behme was in his office, that she concluded the contract that she had with the contractor and paid him \$100.00 for his services and then tore up the contract. He said that she has obtained a zoning permit for new construction and that she could use the building permit that was previously issued, also that the building is being torn down.

RE: MR. ROEHM

Mr. Roehm said that he re-inspected the Pfeiffer Road bridge. He said that this bridge was build in 1965 and that the deck surface is falling and it needs preservation from erosion. He has a proposal from a testing company to perform necessary tests to test entire bridge surface. The cost will be approximately \$125.00.

Commissioner Stoffleth moved that the County Engineer proceed to have this testing done. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm said that the State of Indiana, Vincennes District, has invited the County Engineer to send two employees to school on March 7 & 8 for Engineer's and Supervisor's and he would like for Mr. Josey and Mr. Ludwig to have permission to attend.

Commissioner Stoffleth moved that permission be granted, at the County's expense. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm said that the Technical Transportation Committee will meet on the 17th of February and he believed that the letter to the L & N Railroad should be made a matter of record.

Mr. Buthod said that the secretary should furnish the Technical Transportation Committee with a copy of the minutes of this evening's meeting and the appropriate resolution as incorporated in the minutes, and the last letter. It was decided that a copy of the minutes would be sufficient.

Commissioner Willner asked Mr. Roehm if the bridge on County Line Road has been completed.

Mr. Roehm said that this bridge has been rocked and is safe for winter travel.

Commissioner Buthod said that he had a call from a lady who lives at the intersection of Hogue and Eikoff Road who said that the road out there is in terrible condition and he asked Mr. Willard to check this out. He said that the lady's name is Mary Jo Bender.

RE: MR. WILLARD

Mr. Willard said that on the contracts for the bridges, he thought the county employess have done much of the work that he thought should have been done by the contractor.

Mr. Roehm said that this is a matter of cost, that the more work done by county employees, the less cost it will be for the county.

It was agreed that Mr. Roehm and Mr. Willard get together on this problem.

RE: MR. HARNISS

Mr. Harness presented an application for admittance of Eddie Lee Williams to the Pleasantview Rest Home.

Commissioner Willner moved this application be approved upon the recommendation of Mr. Harness. Commissioner Stoffleth seconded the motion. So ordered.

Commissioner Willner asked Mr. Harness if any progress had been made on the auxiliary lighting at the Pleasantview Rest Home. Mr. Harness said that this has been ordered and should arrive within the next week.

RE: MR. ROEDER

Mr. Roeder, a representative of the German Township Booster Club, said that in their opinion the culvert abutments in German Township are worthless and dangerous and should be removed. He also that in place of some of the bridges, a big pipe could be installed for drainage. He said that it is hard for them to understand why all the money on bridges is being spent when they think a pipe could be used, and gave instances where pipes are being used.

Commissioner Buthod said that the argument that has been advanced against using pipe is the necessity for hilling up over a pipe to get the necessary capacity even with the elliptical pipe sections that are available. He said that the point made by Mr. Roeder is well taken and any time where pipe can be used in preference to a bridge structure, it should certainly be considered if it does not create a traffic hazard by having to hill up over it and/or does not require great grade change on the approaches.

RE: MR. DON JOHANN

Mr. Johann appeared, representing the German Township Volunteer Fire Dept. He said that their drivers must be notified as to when certain roads are closed and would like to request that the Commissioners notify the heads of the Fire Dept. when certain roads are to be closed. He also said that there is a fire plug at the intersection of Mill Road and St. Joe Avenue and that it is difficult to bring the pumper close to the fire plug because of a huge ditch there and wondered if the county could fill in this ditch. The ditch is about 200 feet long.

Commissioner Buthod said that it might be better to move the fire plug to the other corner.

Commissioner Stoffleth asked who should be notified when specific roads would be closed.

Mr. Roehm said that when he had the utility companies in, one of the things they propose to do is to list all the roads that will be closed and have them announced on the radio in the mornings before people leave for work. The Sheriff said that his department would notify the volunteer Fire Departments. Mr. Willard said that every time a road is to be closed, his department notifies the Fire Dept, the Police Dept, school bus drivers and the post office. Commissioner Buthod said that notification should be on the cuts-in applications to notify people concerned.

Mr. Johann said that he would supply a list of those to be informed on road closings. Commissioners Buthod said that the Commissioners would make every effort to see that notifications are made.

Mr. Willard said that they are moving the culverts as fast as they can and that he would contact the Water Company on the moving of the fire plug.

RE: MR. ED FEHD

Mr. Fehd who lives at 5104 Oak Hill Road said that there is a bad drainage problem on Oak Hill Road, St. George Road and Rode Road. He said that he has lived there for 21 years and the water used to come down the natural flow, then houses were built out there and someone complained about the water so the county went out there and put up a barricade and dug a ditch out to Oak Hill Road which has caused the water to go around the houses and is washing out his field bed. He has filled it up but heavy rains have washed it out again. Several of his neighbors have moved because of this problem. Mr. Fehd said that he had talked to Mr. Biggerstaff on this problem some time ago.

Mr. Biggerstaff said that the plans are still in his office and the reason something wasn't done is because they were unable to get any easements across the back of these properties.

Commissioner Buthod said that part of the problem is that the county has never been able to get adequate Sub-division development control and that he is sympathetic with the people who have bought property in areas such as this without satisfactory checking. He said that it is impossible for the county to fund, at the expense of all the taxpayers, the problems of the

people who insist in building in low areas and if these people won't be interested enough in protecting their dwellings by giving an easement so necessary drainage can be built, then he doesn't feel very sorry for them, although he knows that it isn't the fault of Mr. Fehd.

Mr. Fehd thought this problem to be the fault of the county since they put up the barricade.

This problem was referred to the County Engineer for him to investigate this problem and report back to the Commissioners.

Commissioner Willner said that he is disappointed in the Sub-division ordinance on surface drainage.

Commissioner Buthod said that the Commissioners need to consider this ordinance, look at it and if need be, to toughen it up and pass it the way they want it, as he is in favor of a strong Sub-division ordinance and hopes to see it pass before he leaves office.

Meeting recessed at 8:35 p.m.

Commissioner Buthod re-opened the meeting to appoint a member to the Government wide Study Commission.

Commissioner Stofleth moved that Tom Swain be appointed to this Commission. Commissioner Buthod seconded the motion. So ordered

Meeting recessed

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

C. Leach
H. Marynell
J. Croft
H. Wolford
A. Jackson
T. Spencer

Secretary: Margie Meeks

[Signature]
[Signature]
[Signature]
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
FEBRUARY 22, 1972

The regular meeting of the County Commissioners was held on Tuesday, February 22, 1972 at 9:35 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: CLAIM FROM SHERIFF'S OFFICE

A claim was presented from Sheriff Riney for the meals of the prisoners in the amount of \$4,864.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...BUSLER ENTERPRISES...71-62 PC

Premises affected are situated on the East side of St. Joe Avenue at the corner formed by the intersection of St. Joe Avenue and Diamond Avenue. The requested change is from A to C-1B. The proposed use being for a gasoline filling station and retail automobile supply. The vote in Area Plan on this petition was 11 in the affirmative and one in the negative. This petition was approved subject to the approval of the sub-committee, the curb cuts and dedication of 20 feet of Right of Way off the west side of St. Joseph Avenue. Commissioner Stofleth moved that this petition be approved, subject to the receipt of the dedication. Commissioner Willner seconded the motion. So ordered, the vote being unanimous in the affirmative.

RE: RE-ZONING PETITION...GREGORY KEMPF ...72-3 PC

Premises affected are situated on the North Side of Slaughter Avenue and the East Side of Green River Road. The requested change is from A to C-1B. The proposed land use being Commercial Retail Establishments and Theater. The vote in Area Plan on this petition was 11 in the affirmative with one extension. This petition was approved subject to the dedication of 50 feet of Right of Way on Division Street and 45 feet of Right of Way on Green River Road. Commissioner Stofleth moved this petition be approved, subject to the dedication. Commissioner Willner seconded the motion. The vote was in the affirmative by majority. Motion was carried.

RE: RE-ZONING PETITION...PHIL E. HESTON...

Premises affected are situated on the North side of Millersburg Road, formed by the intersection of Green River Road and Millersburg Road. The requested change is from A to R-3A. The proposed land use is Mobile home subdivision. This petition was defeated in Area Plan, the vote being 9 to 3. Commissioner Buthod said, there being no remonstrators, that Mr. Moore has asked a week's continuance to allow Mr. Gerling to be present. Commissioner Stofleth moved that this petition be tabled for one week. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...BUILDING DEVELOPMENT INC.

Premises affected are situated on the North side of Petersburg Road, a mile and a quarter west of the corner formed by the intersection of Petersburg Road and U. S. Highway 41. The requested change is from A to R-2, conditional use for apartment buildings. This petition was approved by 12 affirmative votes in the Plan Commission. Commissioner Stofleth moved that this petition be approved. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: RE-ZONING PETITION...RONALD E VIRGINIA GREENFIELD

Premises affected are situated on the South side of Old State Hwy 62. The requested change is from R-1C to C-1B. Commissioner Stofleth moved that this petition be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...BEN W. SEIFERT

Premises affected are situated on the South side of Old State Hwy. #62. The requested change is from R-1C to R-3A. Commissioner Stofleth moved that this petition be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: AGREEMENT OF JOHN & RUTH NIJDERHAUS

An agreement was prepared and submitted by Mr. John Slade, relative to a dedication of Right of Way for Volkman Road. Damages in the amount of \$5,735.00. The Permanent easement..\$335.00. Damages for ditch re-location in the amount of \$4,000.00 and crop damages to 11 acres in the amount of \$1,400.00. A proposed agreement was submitted, agreeing that total compensation for all easements and damages, relocation of drainage ditches and that project is to be completed within 1 year of date.

Commissioner Buthod said he thought there should be some provision made for more time, if needed.

Commissioner Stofleth moved that this matter be deferred until the County Attorney's have had time to study it and pending the return of Mr. Ed Roehm who is out of the City. It was agreed that the agreement read, one year from commencement of project. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARRISON

Mr. Harrison of the Redevelopment Commission, appeared on the Beverly Heights property. He said that about a month ago, at the evening meeting, the parcels in this area were discussed and the matter was postponed. He thought the County Attorney could give some information on this matter now as to what can be done.

The County Attorney said the Commissioners had the power to deed this property to the Redevelopment Commission without consideration if they wished, with just a resolution. He suggested that some value be set on the lots. He said the total appraisal on all 10 parcels was \$6,255.00, two lots are appraised at over \$1,000.00.

Commissioner Buthod said he thought that in-as-much as a good part of this is federal money, consideration should be made.

Mr. Volpe suggested that Mr. Kinney be informed of these two lots first, since there is a question on this. He thought that Mr. Kinney would agree and give informal notification that it would be formally approved at their next meeting.

The County Attorney said he would inform Mr. Kinney. It was agreed that the Commissioners would have everything formalized and ready to sign next week.

RE: BACK TAXES OWED BY JOHANN FUNERAL HOME

Mr. Ziemer appeared for Johann Funeral Home in reference to back taxes owed in the amount of \$15,000. Mr. Swain said that the deed should have gone to the County on December 8, 1971, however, Burns Statute 64-22-76 said that owner, operator, lienholder or anyone having interest in real estate may redeem property sold at anytime before deed is issued, therefore by paying the County Treasurer. He said the Funeral Home is divided by an alley and that part which is to be deeded to the County is only half of the building. The taxes on the other half of the building is paid. Mr. Swain said these taxes have been outstanding since 1968. He said there are some federal tax liens and apparently a pending loan to Mr. Hatt, most of which will be eaten up by the federal Government and the County.

Mr. Ziemer said the loan would have been processed and the taxes paid to the County prior to the deed date had it not been for the Internal Revenue service lien and there have been negotiations so that the lending institution can come out of this in first mortgage position and conclusion of these have just been accomplished so a loan can be made which has been requested by the Funeral Home in order to allow them to pay the taxes.

Commissioner Buthod asked Mr. Ziemer how long it would take to consummate the transaction.

Mr. Ziemer said he thought it would close, with the approval of the Commissioners, about Thursday or Friday of this week.

Commissioner Stofleth moved that in-as-much as the deed has not been issued to the County prior to an offer of redemption, that on motion duly made and to be seconded, the Commissioners determined that they would grant an extension until Monday, February 28 within which redemption may be accomplished and if there is no redemption by that time, the deed will be issued to the County. Commissioner Willner seconded the motion. So ordered.

RE: MR. TILFORD

Mr. Tilford, the County Treasurer, said that he would like a letter of authorization from the County Board of Commissioners for accepting payment of the back taxes owed by Johann Funeral Home, for his files. It was agreed that a copy of the minutes would suffice. Mr. Tilford thanked the Commissioners.

RE: BOND SIGNED FOR MR. WILLARD

Commissioner Buthod said he had a notation that the bond was signed for Mr. Jack Willard as Highway Supervisor on February 16th, that this was done by agreement. The action of two of the Commissioners, Mr. Stofleth and Mr. Buthod, in approving this bond, is ratified in open meeting.

RE: SPECIFICATIONS APPROVED FOR ADVERTISING

The specifications were presented to the Commissioners for the Quarterly bids for groceries, dairy products and bakery supplies for the Hillcrest-Washington Home and the Pleasantview Rest Home.

Commissioner Stofleth moved that the specifications be approved and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM AND REPORT ON COUNTY PROPERTY

A claim and report was presented to the Commissioners on condemned property at 514 Bellemeade Avenue. The claim is in the amount of \$35.00 for the appraisal fee from Rickard Realty Inc. the evaluation of property being \$1,300.00.

Mr. Volpe said the County has no deed on this property as yet. Mr. Swain said that he would have the deed today if Mr. Volpe would give him the information that is needed.

Mr. Volpe said that when the County took this property over, there was \$465.00 worth of taxes against it and no one wanted it for this amount and now it is appraised at \$1,300.00 and he doubted whether the sale would be successful and thought this should be taken into consideration when an appraisal is made.

Mrs. Sauer, the Commissioners secretary, said she tried to contact the Wilhite family who was interested in this property, but found that their phone had been disconnected.

Commissioner Stofleth moved to proceed with the advertising of this property. Commissioner Willner seconded the motion. So ordered.

RE: GARNISHEE ORDER

The Commissioners were presented with a garnishee order that was issued from the court of the Justice of the Peace Carl W. Zapp, in which the City of Evansville (Dog Pound) was named as Garnishee Defendant.

Commissioner Buthod said that this Mr. Byers, the Defendant, may be an employee of the County but he didn't think a payroll deduction can be made when the Commissioners have not been served with a garnishment order.

Mr. Volpe checked and found that Mr. Byers is an employee of the County. Commissioner Buthod said that someone should perhaps inform Mr. Silvers but that he didn't think a payroll deduction could be authorized until such time as a garnishment order is made against the County.

RE: MR. CHESTER TERRELL

Mr. Terrell said that on property 31-42-7 located on Baker Avenue there was taxes of \$267.00 owed in 1968, that he was interested in this property as he wants to get a place for his mother and would like to purchase this property. He was advised to get with Mr. Volpe on this matter. Mr. Volpe asked the Commissioners if they wanted to appoint an appraiser.

Mr. Rickard was appointed as appraiser for this property.

RE: COMPLAINT

Commissioner Buthod said he had a call from Mr. John Basham of 11700 Walnut Road. He complained that there has been a lot of ditch trouble on Walnut Road between Parks and Campbell Road, that the ditches need drained. He asked Mr. Willard to check on this problem.

RE: EMPLOYMENT CHANGES

BUILDING COMMISSION...APPOINTMENT

Bobby Ogburn	815 E. Gum	Bldg. Inspector	\$7,000 Yr.	Eff: 2/8/72
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VANDEBURGH COUNTY HIGHWAY

Appointed:..Thomas McCool 2225 E. Mulberry Laborer \$2.85 Hr. Eff: 2/15/72
John Singer 2424 W. Illinois Mech.Help 3.10 Hr. Eff: 2/23/72

Released: ..David Liggett 421 Van Ness Mech.Help 3.10 Hr. Eff: 2/23/72

HIGHWAY ENGINEERING

Appointed: S.A. Kuehn 3413 N. 12th Ave. Inspector \$5,500 Yr Eff: 2/22/72
H.J. Hartig 8023 N. Green River Inspector 5,500 Yr. Eff: 2/23/72

VANDEBURGH COUNTY VETERANS SERVICE

Appointed:..Norma J. Dickens	1719 S. Kerth Ave	Assistant Service Officer	\$5,250	Yr. Eff: 3/1/72
Released:..Linda Westfall	309 W. Maryland	Assistant Service Officer	5,250	Yr. Eff: 2/29/72

RE: MR. HOTZ

Mr. Hotz said that the need of raising the buildings at the old Boehne Hospital had been discussed previously and wondered what was being done on this matter. It was decided to have the County Attorney talk to Mr. Siegel to see if Federal money is available for the demolition of these buildings.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented claims to the Commissioners. One claim was from Clear Creek Farms Inc. in the amount of \$300.00 for Right-of-Way easement on Volkman Road. He also presented a claim from Mr. John Slade in the amount of \$675.00 for obtaining road easements and one in the amount of \$500.00 for Creek Relocation Damages on the Volkman Road Project. Commissioner Stofleth moved that the claims of Mr. Slade be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth moved that the claim from Clear Creek Farms Inc. be approved and that the easement be accepted. Commissioner Willner seconded the motion. So ordered.

RE: MR. CHARLES WHOBREY

Mr. Whobrey of the teamsters union said that he wanted to talk about the lack of wage adjustment for the County Highway workers. He said that last year they were in negotiations with the authorities of the County Commissioners and the Highway Superintendent and it was agreed at that time that the wage adjustment would be 30¢ an hour along with the pension.

Commissioner Buthod said that he did not recall ever having been a part of such an agreement nor did he recall ever having reached an amount of 30¢ an hour plus the pension. He said that his recollection was that those concerned were talking in the neighborhood of 30¢ an hour and that if the pension came, some adjustment of the 30¢ would be made. Commissioner Stoffleth said he recalled an oral agreement with Mr. Whobrey and Mr. Karch of an amount between 25¢ and 30¢ an hour but that this was before the pension.

Mr. Whodrey said that the 30¢ an hour was in the budget and he thought this an agreement with the employment of these people and that it hasn't been lived up to.

Commissioner Buthod said that he had no objection to 30¢ an hour, that he isn't saying that this is not a valid position or a perfectly proper request, that what he is objecting to is the implication that he did not live up to an agreement, as he was not a party to that agreement and if Mr. Whobrey's correspondence indicates otherwise, then he is afraid that the correspondence is in error. He said that the matter was discussed but he didn't recall the matter ever being resolved to where he agreed to anything.

Commissioner Buthod said that the Commissioners did present the proposal for a 30¢ increase to the Council, and that board rejected it.

Mr. Whobrey said that someone was responsible for the workers not getting their raises but he did not know whether the Commissioners were at fault.

He also said that it seems like every other thing passes in the County Council, except when a union representative appears.

Commissioner Stofleth said that he did voice support for the full raise.

Mr. Whobrey asked if the Commissioners had the authority to pay the increase anyway, if funds are available, but County Attorney's advised that the Council has the legal authority to set specific salaries.

He then asked if there was any recourse and County Attorney Swain said that he would check the law, to see if they could appeal the determination of the County Council.

RE: SETTLEMENT OF CLAIM

County Attorney Swain presented a check in the amount of \$2,034.00 to the Commissioners from the Hartford Insurance Co. in full and final settlement of all claims for damage to the Firts Avenue bridge.

Commissioner Stofleth moved that the County accept this check. Commissioner Buthod seconded the motion. So ordered.

RE: POOR RELIEF

ROBERT MORRIS ...1509 Fountain Avenue, Pigeon Township. Mrs. Anslinger, Investigator. They asked for payment of the hospital bill, which is \$567.44 and the Doctor's bills. Mr. Morris hasn't worked since the second week of December. Mrs. Anslinger said that Mr. Morris went to work at White Swan Laundry on June 1, 1971 and walked off the job on June 2, 1971. She said that he went to work at Edgewood Dairy on June 3, 1971 and was fired on June 23, 1971 for not reporting to work on regular shift. He has also been working with his father on home repairs. She said that Mr. Morris had signed an agreement with the hospital that he would pay the hospital bill. She said that unless there is an exception to the case, the trustee doesn't like to pay for the first baby which is what the hospital bill is for, since this is a young couple and the trustee feels that they have plenty time to take care of it. The hospital said that they will accept any amount on the bill. This couple is staying at the home of the girl's mother. The baby is now three months old. The trustee has been helping them with food and milk. Mr. Morris said that he got sick from the heat at the laundry and was told by one man that he could go home and when he went back, a different man told him, he shouldn't have gone without his permission so he was dismissed. He said that they told him at Edgewood Dairy that he was being laid off because they flunked the health inspection, also that he could no longer help his dad because his dad got sick and had to quit working. Commissioner said that maybe he could get a job at the hospital and work out the bill. Mrs. Anslinger was asked to call the hospital and check on this possibility.

Commissioner Stofleth that this case be referred back to the Trustee until next week. Commissioner Willner seconded the motion. So ordered.

RE: MODIFIED PLAT FOR KIMBER LANE

The modified plat for improving Kimber Lane was presented to the Commissioners. Commissioner Stofleth moved this be granted. Commissioner Willner seconded the motion. So ordered.

The revised plan for Kimber Lane as submitted by Ohio Valley Engineers were approved and adopted by the County Commissioners.

RE: LETTER ON PHYSICAL EXAMINATION FOR NEW COUNTY EMPLOYEES

A letter was presented to the Commissioners that was written by Paul Torian to Ray Becker. The letter confirmed their recent conversation and it was agreed that pre-employment physical examination for all new employees of the County Highway Dept. would be extremely beneficial to the County.

00406

He stated that one of the Physicians was Dr. Heinrich of 314 S.E. Riverside Avenue. The fee runs from about \$10.00 to \$16.00 depending on the form used and the amount of lab work that was required. Commissioner Buthod said the Insurance Co. should be contacted in order to find out what forms for physical examinations should be used and then adopt it.

Mr. Volpe said this should be cleared with the Council, since authorization should be had to pay for these examinations from the Insurance account.

RE: COMPLAINT FROM PROPERTY OWNERS

Property owners who live on Eichoff Road off Middle Mount Vernon Road said that they have sold some of their land to the Indiana State University and have had buyers for more of their land until they find that they can't get the property re-zoned. They wondered where to go and what to do. Commissioner Buthod said that the best thing for them to do was to consult an attorney and that they might talk to the neighbors to see if they object because the prospective buyers are scared, probably due to rumors.

RE: POOR RELIEF CON'T.

MR. BOBBY JONES .. Mrs. Bowling and Mr. Ragsdale, Investigators. Mr. Jones is asking for rent and medicine that he has to take for his stomach. His wife has had an operation for a tumor on the brain. Mrs. Bowling said that the Trustee has two of her hospital bills pending now. She also said that they had Mr. Jones enrolled in an area training program but that he said that he had so many problems at home that he couldn't report to school and they later reinstated him through the unemployment office but he won't report. Mrs. Bowling said they have been going along with him because his wife was sick but now she is able to do for herself and if Mr. Jones would stop drinking he could go to school and make something of himself. Mr. Ragsdale said that normally they don't re-cycle through the unemployment office as there are too many boys trying to get in, but they did in this case.

Mr. Jones said that he wasn't able to work and is unable to work and is under the doctor's care. The Trustee has been paying the amount allowed, on their rent.

Mr. Jones spent 90 days in jail on the Dyer Act.

Commissioner Willner said that this case is for the Welfare Dept.

Mrs. Bowling said that Mr. Jones would have to bring in a medical report in order to apply for welfare and that the Trustee would pay for a physical examination for him.

Commissioner Willner moved that this case be referred back to the Trustee and that the Trustee pay for his medical examination and report findings back to the Commissioners. Commissioner Stofleth seconded the motion. So ordered.

Meeting recessed at 11:15 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod	Lewis F. Volpe	Thomas Swain	A. Jackson
A. J. "Ted" Stofleth		William Stephens	C. Leach
Robert L. Willner			S. Clark
			J. Goff
			G. Clabes

Secretary: Margie Meeks

Robert L. Willner
 BOARD OF COUNTY COMMISSIONERS

00407

COUNTY COMMISSIONERS MEETING
FEBRUARY 28, 1972

The regular meeting of the County Commissioners was held on Monday, February 28, 1972, at 9:40 a.m. with Commissioner Stofleth presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: RE-ZONING PETITION...PHIL E. HESTON

This re-zoning petition was presented to the Commissioners last week at which time the petition was tabled for one week. The premises affected are situated on the North side of Millersburg Road, formed by the intersection of Green River Road and Millersburg Road. The requested change is from A to R-3A. The proposed land use is Mobile Home Sub-division. This petition was defeated in Area Plan, the vote being 9 to 3. Mr. Gary Gerling appeared today for the petitioner, the petition again being presented to the Commissioners. Mr. Gerling said that he would submit the matter of this petition again, but since it would be a repetition of what has already been heard, the Commissioners thought it unnecessary.

Commissioner Willner moved that the re-zoning petition of Phil E. Heston be denied. Commissioner Stofleth seconded the motion. Both Commissioners voted "Yes" to deny the petition. The motion carried.

RE: MR. WILLARD

Mr. Willard said that there are two distributors at the County garage and that one of them is on a truck with 24,000 miles and the other is on a brand new truck with 9,000 miles and he would like the permission of the Commissioners to take the distributor off the one truck, which is no good, and put it on the other truck and put a dump body on it. This includes one complete body, the changeover of the distributor and re-inforce frame on the other truck and shorten one frame. Mr. Willard said that he would try to sell the distributor that is inoperable. Hallenberger Inc. submitted an invitational bid for this changeover in the amount of \$1,800.00.

Commissioner Willner moved that this bid be approved for Hallenberger Inc. to do the work. Commissioner Stofleth seconded the motion. The vote being unanimous in the affirmative, the motion carried.

Mr. Willard also presented an absentee report of the County Garage.

RE: COUNTY HIGHWAY ANNUAL REPORT

Mr. Willard presented the annual report for the County Highway. The report is noted as being received and held until next week for the Commissioner's signatures, giving them time to read it.

RE: REPORT ON JOHANN FUNERAL HOME

Last week Mr. Ziemer appeared for Johann Funeral Home in reference to back taxes that was owed by them in the amount of \$15,000.00. It was determined by the Commissioners to give them an extension until today in which to pay these taxes.

Mr. Volpe said that he had talked with the Deputy Treasurer this morning and that she had informed him that all requirements have been met, that Mr. Ziemer was in, representing the Funeral Home, and as representative of the Colonial Bank, and that the taxes were paid in full.

RE: LETTER FROM BRINK'S INC. ON SERVICE CHARGE INCREASE

The following letter was received from R. C. Silvers, the Vice President of Brink's Inc. addressed to the Clerk of the Circuit Court.

Gentlemen:

Brink's Incorporated under CLC-#55 is exempted from pre-notifying the Price Commission of service charge increases. Also, under Section 300.12 we may increase these charges based upon allowable cost increases.

Allowable increases in labor and fringe benefits, since the wage-price freeze, precipitate the necessity of asking you to approve an adjustment in our charges and/or service specifications. All other terms of our present contract dated 3-26-70 # 24541 are to remain the same.

Effective date March 1, 1972...\$59.40 per month...Items (A) & (B)

Please indicate your acceptance of this adjustment by signing both copies of this letter, attaching the original to your contract as an amendment and returning the duplicate to us in the enclosed self-addressed envelope.

Thank you for your favorable consideration in this matter and the privilege of serving you.

Mr. Tilford said that he has fought the increase ever since he has been in office but thought that now it would have to be increased a little and he would assume it would be well worth the cost as the Treasurer handles around forty million dollars a year. He said that the cost has been \$143.50 a month for the Treasurer and the new cost will be \$172.25.

Commissioner Stofleth wondered why this money came from the Commissioner's budget.

Mr. Volpe said that this is treated as insurance and is therefore paid from the Commissioners budget.

Mr. Tilford said that the law requires that he bank every day and didn't think his employees should be in jeopardy by taking money to the bank with City or County police, when this service can be had.

Commissioner Willner moved that Brink's Inc. be awarded the contract for the period of one year.

The County Attorney said that he wants a letter from Brink's Inc. stating that the contract will be in full force of effect for one full year.

Commissioner Stofleth seconded the motion. So ordered.

RE: CHESTER A. WILLIAMS

Mr. Williams said that he lives at 2916 Covert Avenue and that the County has taken 30 feet off the front of his property for unpaid taxes in amount of \$18.00. This is part of the E & OV Right of Way.

Mr. Biggerstaff advised Mr. Williams to contact the County Auditor to see if he could pay the taxes and thereby gain title to this tract of land.

The County Attorney said that there were two law suits on this same fact and they came out opposite in results.

This matter was turned over to the County Attorney's for checking and Mr. Williams was asked to return next week for a decision.

The County Attorney said that he would like to know the source of the title, whether it is the Railroad or an individual.

RE: LETTER FROM STATE BOARD OF TAX COMMISSIONERS

A letter was presented from the State Board of Tax Commissioners addressed to Mr. William Stephens, Vanderburgh County Attorney, with reference to the Welfare Department, as follows:

Dear Mr. Stephens:

As per request, we are outlining the primary reasons why the Tax Adjustment Board rate for Welfare was sustained at .611. They are as follows:

1) Total final disbursements for the remainder of 1971 was greater than anticipated.

2) The 1972 appropriations on appeal were finally adjusted to the extent it created a need for a greater percent of County Funds to be provided.

3) The operating balance was considered to be insufficient to provide necessary funds to meet obligations prior to the June tax draw in 1973. It was felt, due to the trend in expenditures and need for increased personnel, that the following appropriations on appeal be restored:

102A - \$ 9,000.00	4031J - \$90,000.00
102B - 22,110.00	403R - 7,621.00
102F - 39,600.00	408 - 4,000.00
403D - 20,000.00	

If we can be of any further assistance, please feel free to write or call our office. The letter was signed by Carleton L. Pjillippi, the Chairman of the State Board of Tax Commissioners.

Commissioner Willner said he didn't understand this letter because he had checked with the Auditor's office and found that the facts are completely opposite of this letter, that the fact is, that in the last five years we ended up in 1971 with \$781,569.09 which is three times greater than any year in the past five years so there has to be a mistake here somewhere.

Mr. Work said that this question was raised a couple of months ago and he didn't know the answer but he just got the figures on this and this is the first time that the State Tax Board themselves actually put back in more money than the State Field Area Examiner did when he was here. Mr. Volpe said it was completely ridiculous for the State Board to have done this and that the Commissioners have no recourse.

Mr. Work said that this will be reflected in next year's budget however; also money not spent would revert back to the Welfare general fund.

Mr. Volpe said that this is taking money from the people when it isn't necessary.

Commissioner Willner moved that the County Attorney's send the State Board of Tax Commissioners a letter as they have unnecessarily increased taxes when we did have a decrease. Commissioner Stofleth seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE

Merle Anderson	1629 Division	Typist	\$15.00 Day	Eff: 2/28/72
Rosetta Floyd	317 Madison	"	"	"
Alma Berry	1317 N. 4th Ave	Clerk	"	"
Francis Mueller	2904 Winberg Ave	Typist	"	"

COUNTY AUDITOR'S OFFICE

Elizabeth Omer	1052 Madison	Clerk	\$15.00 Day	Eff: 2/23/72
Edwina Hancock	804 Ravenswood	"	"	"
Betty Mindrup	2105 Hercules	"	"	"
Mildred DeMar	825 Stewart	"	"	2/28/72
Gloria Evans	1369 E. Chandler	"	"	2/28/72

VETERANS SERVICE

Juanita Roth	4604 Taylor	Clk-Typist	\$4,200.00 Yr	3/1/72
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PIGEON TOWNSHIP ASSESSOR

Helen Pipes	401 E. Iowa	Deputy	\$15.00 Day	Eff: 2/25/72
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SHERIFF'S OFFICE

Stephen E. Sparks	2218 Sheridan Rd.	Federal Prot. Police	\$7,500.00 Yr.	Eff: 2/28/72
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RE: CUTS-IN

Cuts-In were presented to Mr. Roehm and he in turn presented some cuts-in to the Commissioners for their approval. Two were emergency cuts-in. One was from the Waterworks Dept. to cut into the shoulder at the N. W. corner of the intersection of Hogue Road and Van Ness Avenue. The other emergency cuts-in was from the Waterworks Dept. to cut the shoulder only, to gain access to and repair a leaking 8" water main at 9100 block of Old Petersburg Road, south of the McCutchanville school on the East side of the road.

Commissioner Stofleth said he definitely wanted the County Commissioners to get with Don Mills as Red Bank Road was torn up by a water line.

Mr. Roehm recommended going to the authorities of the utilities and get them to pool the funds that are in separate contracts for repairing ditches to have these roads repaired.

Commissioner Stofleth said he was told by Mr. Al Deig that there is sufficient money in these contracts to reduce the amount of money that would have to be paid by the County.

Commissioner Stofleth asked the County Attorney's to check on this and report back to the Commissioners. He said that he was informed by the people who live on Red Bank Road, that semi-trailers are cutting over from Upper Mount Vernon Road over to 62, a short cut to Mount Vernon and tearing up the road. The County Attorney said that Red Bank Road can be added to the ordinance that was made for Oak Hill Road.

Commissioner Willner moved that these cuts-in be accepted. Commissioner Stofleth seconded the motion. So ordered.

Mr. Roehm presented two more cuts-in. He said that one from the Gas Co. for Hogue Road had previously been approved but he brought it back before the Commissioners to see what could be done about the replacement of pavement. The County Attorney will check on this and ask them for a letter of agreement.

The other cuts-in is from the Gas Co. to make the necessary excavation to install 710 feet of 1 1/4" H.P. main, north on Gilles Lane from the existing main on Boonville-New Harmony Road, to the south line of lot #7. Commissioner Willner moved this cuts-in be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIMS

Mr. Roehm said that the Boonville-New Harmony Road bridge is completed and accepted. He presented claims for payment. One claim..Estimate #3...Final estimate...to Deig Brothers Lumber & Construction Co. for this project in the amount of \$4,425.39, also a claim from Deig Brothers, in the amount of \$180.00 for furnishing and installing hand-laid rip rap along the wing walls of the Boonville-New Harmony bridge. Commissioner Willner moved these claims be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Roehm said that the Mill Road bridge who's work had been changed on change orders, a couple of meetings back which he deleted, striking surface payment and he would like to close this contract out and submit the claim at a later date. He said that the road is complete and is being used. He presented a claim on the Mill Road Project to Municipal Engineering & Construction Corp. for this bridge work which is estimate #2, the final payment on the bridge contract..No. 7-69, Account No. 191-53..Mill Road, in the amount of \$5,565.32. Commissioner Willner moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: REPORT OF MEETING

Mr. Roehm presented a report on the meeting that was held last week, concerning the problem of Old River Road, that an agreement was released at that time in which the County Attorney reviewed the reports of the County Road Superintendent. He said they are hauling 8 trucks an hour across there now and they are surveying for culverts and will have this done today or tomorrow. Report received and ordered filed.

RE: AUTHORIZED TO ADVERTISE

Mr. Roehm said he has prepared a "Notice to Bidders" for the removal of a house that is on the Right of Way in the widening of St. Joseph Avenue and have in the acquisition, the temporary easement which permits the removal around on the adjacent land owner until such time as the building is removed. The "Invitation to Bidders" form was signed by the Commissioners giving approval of same.

Commissioner Willner moved that the Auditor be authorized to advertise for bids. Commissioner Stofleth seconded the motion. So ordered.

RE: AGREEMENT OF JOHN & RUTH NIEDERHAUS FOR EASEMENT AND CLAIM FOR DAMAGES

Last week a proposed agreement was prepared and submitted by John Slade, relative to a dedication of Right of Way for Volkman Road, agreeing that total compensation for all easements and damages, relocation of drainage ditches, and that the project is to be completed within one year of date. It was agreed, by the Commissioners, that the agreement read one year from commencement of project. The agreement was again submitted after having been revised in accordance with the recommendations incorporating the clause, "It is hereby agreed that the ditch relocation will be completed within one (1) year after such relocation is physically begun, subject to possible delays resulting from Acts of God or other circumstances beyond the control of Vanderburgh County and/or contractors employed to perform the work." Claim was presented for easements and damages in amount of \$5,735. Commissioner Willner moved that the agreement be approved on the Volkman Road project. Commissioner Stofleth seconded the motion. So ordered. Also in the motion was to accept the easement and approve the claim.

RE: PROBLEM OF MR. ROEHM ON ADVERTISING FOR FUNDS

Mr. Volpe said there are some problems with advertising for County Council. He said that in Indiana law, there is a solid brick wall between various funds and thought that when Mr. Roehm put together the Department of Engineering, didn't realize this but the amount of each fund must be listed separately.

Mr. Roehm said that he thought it could be done the way he had requested it.

Commissioner Willner moved that Mr. Roehm re-arrange his request to keep it in separate funds. Commissioner Stofleth seconded the motion. So ordered.

RE: DEMOLITION OF BUILDINGS

Commissioner Willner asked if anything had been done on the demolition of the old buildings at Boehne Hospital.

The County Attorney said he has written to Mr. Siegel to see if Federal money is available for the demolition of these buildings but hasn't as yet, received an answer.

A short recess was called.

RE: RIVER ROAD

Mr. Bruce of the Evansville Terminal Co. appeared since having previously made an offer to the Commissioners in helping rebuild River Road.

Commissioner Stofleth had said he wouldn't agree until further investigation had been made since the road was in terrible condition.

Commissioner Stofleth said today, that the Commissioners have agreed to hear Mr. Bruce and wanted him to be direct, also that he wanted no repetition or the meeting would be adjourned.

Mr. Roehm said he had a meeting with the County Attorney which resulted in a report at which time they decided to handle the chip and seal portion for Weinbach Avenue from the standpoint of Mohn Mans bond. He said that he has started survey work and very shortly should know the three places where the road will have to be crossed with a culvert and when this is determined, will set up specifications for putting tile in place. He said there is a problem of the place where they could locate the river bed crossing the Karch property and Attorney Stephens determined a method where they can make a claim for the Right of Way being where the river now exists and to advertise it as Right of Way and if there is a remonstrator, they can come forward. If no remonstrators, they can proceed to adopt that location for the road and proceed with the work.

Mr. Roehm said that the consensus of opinion was that since Mr. Bruce has petitioned the Commissioners to do some work there and there isn't anything they can do for Mr. Bruce, but have been under the gas tax fund for some period of time and the people in this area deserves for the road to be kept up. The distance discussed here is 2 7/10 miles.

Commissioner Stofleth said he was informed that there wasn't a road there and no base so it will necessitate one and thought it was agreed to put rock on it, then the decision on the road that is in question will come up later.

Mr. Stephens said there are really two roads here, that Section 15 is the one being worked on and Section 14 is the road that there is question on. He said from what has been able to be determined is that the County accepted the road years ago so we have a duty to maintain it, also believes that this road has changed from it's original location as result of erosion from the river and as the attorney of Mr. Bruce pointed out, there is a statute that provides that when you believe that the road has been changed as a result of erosion, that you are to re-establish the road in some manner. The County Attorney then explained how this can be done. He said that Mr. Biggerstaff said he will have the legal description ready today so the notice can be sent out right away.

Mr. Roehm said that he has established that his crew can inspect the road periodically and any damages done through negligence, will have to find who did it and claim filed against them.

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Commissioner Stofleth said the Commissioners agreed to fix and maintain the road in normal conditions as other roads are. He also said that the Commissioners appreciate what Mr. Bruce has done but would vote against accepting his offer as he didn't think it well to enter into an agreement with an individual for partial maintenance.

Mr. Bruce thanked the Commissioners and said he would help in any way he could.

Mr. Stephens said he would follow through on the letter right away.

Mr. Willard asked if the base should be built as high as the fields.

Commissioner Willner said this would take time and if the road can be kept passible is all that is necessary.

Meeting adjourned at 11:15 a. m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

A. Jackson
B. Thompson
G. Clabes
R. Lyles
S. Clark
C. Leach

Secretary: Margie Meeks

James M. Butcher

Robert L. Willner

COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 6, 1972

The regular meeting of the County Commissioners was held on Monday, March 6, 1972, at 9:40 a.m. with President Buthod presiding.

The meeting was opened by bailiff protem, Thomas Swain.

The minutes of the previous meeting were approved as presented and the reading of them was dispensed with.

The County Attorney's were requested to proceed with the opening of the Quarterly bids of groceries, dairy products and bakery supplies for the Hillcrest-Washington Home and Pleasantview Rest Home.

RE: ANNUAL REPORT

The summary of the 1971 Annual Report for the Pleasantview Rest Home was presented to the Commissioners for their approval. Commissioner Stofleth moved that this report be accepted. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM STATE HOSPITAL

The following was received by Commissioner Buthod, on behalf of the Commissioners, from the Evansville State Hospital:

Dear Mr. Buthod:

We want to take time to recognize the excellent care that is being provided our patients at the Pleasantview Rest Home under the Family Care Program. Since our initial placement last fall, we have found Mr. Harness and his staff to be most cooperative in working with us and our patients. Currently we have nine patients living at Pleasantview Rest Home. We will be placing one more there in the next few days. In the future we hope you and your fellow commissioners will consent to bringing this number up to twenty. We have many patients from Vanderburgh County that would do very well at Pleasantview.

Sincerely,
Evansville State Hospital
J.C. Humphrey, ACSW-Director of Social Service
J.J. Cavera, MSW-Family Care Supervisor

Commissioner Buthod said that in view of the success of the program, he thought Mr. Harness should be authorized to accept additional patients as he has room for them.

Mr. Harness said that he would like to take five more patients for Family Care. He also pointed out that in 1971, his receipts were \$122,315.00 and his assets were \$121,653.00 and if they continue to have more patients this will necessitate requesting more funds from the Council, as the number of residents has grown from 29 patients to 60 residents with the same personnel. The money would have to be re-appropriated from the General Fund for additional staff in the home.

Commissioner Stofleth moved, upon the recommendation of Mr. Harness, that he be authorized to accept 5 more patients from the State Hospital. Commissioner Buthod seconded the motion. So ordered.

WILLNER

RE: LETTER FROM MR. SWAIN ON PETITIONS

The following letter was presented to Commissioner Buthod from Thomas Swain:

Dear Mr. Buthod:

As you will remember, the zoning petition of Mrs. Francis Stucki was passed subject to a fifty-foot easement along the east side of St. Joe Avenue, and the petition was presented by Busler Enterprises, Inc. for a proposed commercial development.

While Busler Enterprises, Inc. was perfectly willing to give an easement for right of way for St. Joe, they do not own the property and will not own the property until they exercise an option to purchase. David M. Keck, attorney for Busler Enterprises, Inc., has forwarded to me an easement under a cover letter which is in the nature of a letter of escrow. I am to hold the easement until such time as Mrs. Stucki executes and delivers a warranty deed to Busler Enterprises, Inc. In the event the sale is not consummated, the easement is to be

returned to David M. Keck. In the event the sale is consummated, I am to deliver the easement to the Board of County Commissioners for acceptance.

Mr. Keck requested that I write this letter to you to show that he has acted in good faith with reference to the zoning, but that the proceedings were not far enough along that he could issue to you an easement from Busler Enterprises, Inc. by reason of the purchase and sale agreement between the present land owners and Busler Enterprises, Inc. Letter received and filed.

RE: EMPLOYMENT CHANGES

APPOINTMENT - VAND. CO. HWY. DEPT.

John Singer 2424 W. Illinois St. Truck Driver \$2.95 Hr. Eff: 3-2-72

RELEASED

VAND. CO. HWY. DEPT.

John Singer 2424 W. Illinois St. Mech. Helper \$3.10 Hr. Eff: 3-2-72

KNIGHT TWP. ASSESSOR

Juanita Roth 4606 Taylor Ave. Deputy \$15.00 Day Eff: 2-29-72

RE: APPLICATION FOR ADMITTANCE OF T. B. PATIENT

A letter was received from the City-County Health Department, stating that Valada Alexander of 2625 S. Ruston Avenue was admitted to the Good Samaritan Hospital, Vincennes, Indiana for isolation and treatment of active, cavitary, pulmonary tuberculosis. She has Blue Cross-Blue Shield insurance which will be utilized to the full extent of coverage for this hospitalization and medical care. The amount not covered by insurance will be billed to the Vanderburgh County Commissioners. Mrs. Alexander is a Vanderburgh County resident, medically indigent for tuberculosis, and is eligible for financial assistance for her tuberculosis condition.

Commissioner Stoffleth moved this application be approved. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of letter was received by the Commissioners from the City-County Health Department, that was sent to Yewell & Nellie Raleigh, regarding the condition existing on their property located at 2520 N. Grove Street. The Department has received several complaints regarding the practice of dumping of trash there. A reinvestigation was made on February 28, 1972 and this condition had not been corrected. They were ordered to eliminate this condition within fifteen days, by doing so would eliminate the necessity of turning this case over to the Prosecuting Attorney.

RE: AMENDMENT TO MOBILE HOME ORDINANCE

Mr. Ed Boyd, Engineer, proposed an Amendment to the Mobile Home Ordinance as follows:

Before a mobile home park or mobile home subdivision shall be submitted to the Area Plan Commission the owner and/or developer shall first have obtained approval from all local, state and federal agencies that have jurisdiction over the construction and licensing of the facilities including but not limited to the following agencies:

1. Indiana State Board of Health
2. Indiana Stream Pollution Control Board
3. Indiana Department of Natural Resources
4. Public Service Commission of Indiana
5. Indiana State Highway Commission
6. Federal Housing Authority
7. Evansville-Vanderburgh Department of Sanitation
8. Evansville Board of Public Works
9. Evansville Sewage Board
10. Administrative Building Council

A written report shall be submitted with the application containing all pertinent information concerning the project including but not limited to the following information:

1. A general description of the project including:
 - A. Location
 - B. Gross Area
 - C. Number of mobile home spaces
 - D. Size of mobile home spaces
 - E. Recreational facilities
 - F. Permanent Structures
 - G. Access to highways or roads
 - H. Other information as required by the Commission
2. A statement concerning which federal, state and local agencies have jurisdiction over the construction and operation of the facility and copies of letters of approval from these agencies.
3. A description of utilities that will be provided including:
 - A. Potable water
 - B. Sanitary sewers
 - C. Electrical services
 - D. Telephone Service
 - E. Fuel (oil, gas, etc.)
 - F. Trash and garbage collection
 - G. Other services
4. A description of how the storm water drainage will be handled on the site and what effect the increased run off will have on other property and drainage structures downstream from the site.
5. A projection of the number of school age children that will live at the project and what grade school and high school the children will attend.

Commissioner Stofleth said that the amendment should be given serious consideration. He moved that the amendment be referred to the Area Plan Commission for study. Commissioner Willner seconded the motion. So ordered.

RE: DRAINAGE ORDINANCE

Mr. Thomas Swain asked what happened to the Drainage Ordinance. Mr. Lockmueller, a planner in the Area Plan Commission, was asked to get more copies of the Ordinance plus the amendment so that everyone concerned could study it until next week when it could be put on the agenda to be acted upon.

RE: CLAIMS

A claim was received from Rickard Realty Inc. in the amount of \$50.00 for appraisal of Lot 2 in Parkland Annex, tax code 31-42-7, approximately at 2526 N. Baker Avenue. Appraisal of the property was set at \$1,625.00. Commissioner Stofleth moved this claim be allowed. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Conduct & Fosse Architects for payment on architects progress payment for work done on Evansville Association for Retarded Children in the amount of \$10,000.00. Commissioner Stofleth moved this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FROM CHESTER TERRELL

A request was received from Chester Terrell to purchase property in Pigeon Township, code 31-42-7 on February 22, 1972. He wanted this property for his mother. This property has now been appraised.

RE: ANNUAL REPORT OF HIGHWAY

The annual operational report of the County Highway was presented. Commissioner Buthod said that this report was checked by the State Board of Accounts and was found to be in order. Commissioner Stofleth moved that this report be approved as presented. Commissioner Willner, after studying the report, seconded the motion. So ordered. Mr. Roehm said that the original report was sent to the state, unsigned, in order to beat the deadline.

RE: LETTER FROM MR. ROEHM

The following letter was received by the Commissioners from Mr. Ed Roehm, the County Engineer:

Gentlemen:

At the night meeting on February 14th, Mr. Ed Fehd petitioned the Commissioners for relief of storm water overflow across Oak Hill Road to the northwest entering onto his property and that of his neighbor adjacent to the south, Bob Mitchem.

In 1962 the county prepared plans for drainage of this area, which were revised in 1966. Basically the plan calls for accepting water flowing toward the north across Rode road to enter into a grassed canal continuing north along the east boundary of Leistners at which point it would enter a surface drain basin in St. George Road proposed to accommodate it in an 18" existing storm drain, with provisions to widen the intersection north and south sides of center line of St. George a distance of 100' west from the center line of Oak Hill Road.

The County was unable to obtain easement for the grassed canal.

At that time construction was undertaken to divert the water crossing Rode Road from the south to force it into the roadside ditches eastbound on the north side of Rode and northbound on the west side of Oak Hill to enter a 30" diameter culvert at the intersection of St. George and Oak Hill roads.

The solutions did not produce the necessary results as evidenced by Mr. Fehd's complaints, which we have confirmed in discussions with other neighbors.

I wish to recommend to you two alternative solutions either of which can be accomplished by the County at small expenditure. It appears desirable that the Commissioners may wish to make the determinations between these two alternatives by discussion with the land owners, who are currently Hoffman, Stremming, Austin, DeHaven, Moll, and Rode; lying on the West side of Oak Hill Road. The choices are:

1. Open the ditch along the north side of Rode a distance of 200' to the intersection with the ditch on the west side of Oak Hill Road, then open the ditch on the west side of Oak Hill Road from Rode Road to the culvert inlet at St. George.

2. Obtain easement from the same listed property owners for a 10' width and temporary construction permit along the west boundaries of the same properties, and construct a grass canal.

The second solution is simply the relocation of the previously proposed canal (1962 and 1966) a distance of 10' eastward from the property line instead of 10' westward, placing the grassed canal on the properties being benefited by the developer who was raising the surface elevation of the ground that originally carried the flow as a meander from Rode Road to St. George.

Please direct me as to the course of action you wish to follow.

Further action on this was delayed until Mr. Roehm arrives at the meeting.

RE: RODENBERG AVENUE

Commissioner said that Mr. Willard, Mr. Roehm and he had inspected Rodenberg Avenue and has some recommendations and as most of these matters are referred to Area Plan for traffic check, thought that Mr. Keith Lockmueller might have some recommendations.

Mr. Lockmueller of the Area Plan Commission said they would do a traffic survey, as they need all data before giving recommendations and will get on it right away. Commissioner Stofleth said the ladies in the audience were here on this matter, that the area in question is half in the City and half in the County and that no parking is allowed on either side of the road.

One lady said there are no sidewalks and the biggest problem is when the children come home from school as the cars have to stop and that they do favor the "no parking" and the "stop" signs. The ladies were told that they would be notified when the Area Plan had any recommendations on this problem.

One lady said there had been a fire out there and the fire trucks couldn't get through and thought this was the reason for the signs being erected.

The Commissioners didn't know about the signs being there.

Mr. Lockmueller said that an Engineer's report should be had before any signs are erected.

Commissioner Stofleth said the signs would remain until a report is received, which was agreeable with the other Commissioners.

RE: MR. ROEHM

Mr. Roehm arrived, he said he had been out to inspect a break in a 20 inch water line on Stringtown Road which caused the dirt to wash out causing the earth and street above to sink. Traffic on the bridge and road was shut off. Commissioner Stofleth said whatever is needed to be done should be done so the Stringtown bridge can be re-opened.

Mr. Roehm said that there is no danger of the bridge collapsing or caving in. Commissioner Buthod said this should be declared an emergency and asked for immediate recommendations and for invitational bids to be obtained.

Mr. Willard said he will get a crew on this job to dig up the north end and find out the trouble and Mr. Roehm, the County Engineer, will make recommendations as to what is needed to be done so that invitational bids can be taken. This was agreed upon by the Commissioners.

RE: COMMENTS BY MR. ROEHM ON PREVIOUS LETTER

Mr. Roehm, in commenting on the Rode Road problem in previous letter on the subject, said he would prefer the second alternative solution as it would be more desirable if the easements could be obtained and the first alternative if the easements are unobtainable.

RE: APPLICATION FOR ADMISSION TO PLEASANTVIEW REST HOME

Mr. Harness presented an application for the admission of Donald Carol Woods to the Pleasantview Rest Home.

Commissioner Willner moved, upon the recommendation of Mr. Harness, that this application be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER FROM MEDICAID

Mr. Harness said he had received a letter from Medicaid in Indianapolis which the Pleasantview Rest Home participates in, stating that last year the home was paid \$48,200.60 from Medicaid funds which is mostly federal money and by being a licensed facility are able to get this money and have 14 people in comprehensive section at the present time and this is where the money is used.

RE: MR. BIGGERSTAFF...CLAIM...R & S #2

Mr. Biggerstaff presented a claim from last years business for the widening and signalization of intersection at Oak Hill and Lynch Roads- Estimate No. 5 & final payment to Feigel Construction Corp. in the amount of \$15,268.44. He said that in the final estimate of last year there wasn't enough money in the R & S account to pay Mr. Feigel and a new application was submitted to the State Road & Street Committee for an additional \$10,753.76 which was sent to the Auditor, so he will have to transfer the money from the Highway General Fund to the Highway Contractual fund as he didn't think the county has contributed their share.

Commissioner Stofleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: AWARDING OF BIDS

The Quarterly bids received, having been opened, were read, for Groceries, Dairy Products and Bakery Supplies for Pleasantview Rest Home and Hillcrest-Washington Home. They are as follows

<u>Milk Products</u>	<u>Hillcrest-Washington</u>	<u>Pleasantview Rest Home</u>
American Dairy	\$1,662.60 (Bid in order)	\$788.00 (Bid in order)
Ideal Pure Milk Co.	\$1,580.70 (Improper form)	\$754.00 (Improper form)
Prairie Farms Inc.	\$1,570.80 (Bid in order)	\$737.00 (No check enclosed)

Commissioner Stofleth moved that the Contract for the Dairy Supplies be awarded to American Dairy for Pleasantview Rest Home in the amount of \$788.00, as this was the only bid in proper form. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth moved that the Contract for the Dairy Supplies be awarded to Prairie Farms Inc. for Hillcrest-Washington Home in the amount of \$1,570.80, this being the low bid. Commissioner Willner seconded the motion. So ordered.

There was only one bid on groceries and that was from Federal Produce Co. Inc. in the amount of \$3,623.93 for each, the Hillcrest-Washington Home and the Pleasantview Rest Home.

Commissioner Stofleth moved that Federal Produce Co. Inc. be awarded the contract for groceries for both homes. Commissioner Willner seconded the motion. So ordered.

The one check from American Dairy was ordered to be returned to them.

No bakery bids were received so the Superintendent's of the establishments are authorized to purchase bakery products on the open market.

These bids are for the three month period of April, May & June of 1972.

RE: MONTHLY REPORT OF COUNTY HIGHWAY

The monthly report for February was presented to the Commissioners for the County Highway. Report received and filed.

RE: MR. WILLARD

Mr. Willard presented a claim from Walter Dobroski for reimbursement for telephone calls for trash detail in amount of \$1.20. Commissioner Stofleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: AGREEMENT OF JOHN & RUTH NIEDERHAUS FOR EASEMENT AND CLAIM FOR DAMAGES

The proposed agreement was prepared and submitted by John Slade, relative to a dedication of Right of Way for Volkman Road two weeks ago. The agreement was again submitted last week after having been revised, at which time the agreement was approved. The agreement and claim was again presented this week along with the easement since it had to be signed by Mr. Roehm and the easement wasn't completed. Everything is now in order and the claim can be paid.

RE: MR. WILLARD

Mr. Willard said that they have a trailer built to move their little roller on and he would like for Mr. Willner to inspect it. Mr. Willner said that he would be glad to.

RE: CLAIM

A claim was presented to the Commissioners from the Vanderburgh County Highway Dept, on account of appropriation for the bridge fund. It is for the reimbursement for monies paid to Southwestern Engineering Inc. for work done on Marx Road Bridge which was paid on June 7, 1971, Warrant #6609 in the amount of \$6,977.30.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: APPRAISER NAMED

Mr. William Stephens, County Attorney, explained that Mr. Williams was at last week's meeting, that he lives at 2916 Covert Avenue and has no access to his property as a result of the County owning the abandoned E & OV Right of Way. He said that the County acquired it at a tax sale after it had been abandoned. Mr. Stephens said that Mr. Williams wants to acquire this land and it will have to be declared as surplus and be put up for tax sale. Commissioner Stofleth moved that MR. Bob Rickard be appointed as appraiser and ask him when making appraisal, to take into fact that no one else can use it, also that an easement be granted, 20 feet wide off the west side of the property and advertise it after appraisal is made. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM...CHANGE ORDERS

Mr. Roehm said that he presented change orders on the construction of Mill Road in January of 1972 but must have been lost, as the Auditor didn't receive them. The claim from Feigel Construction had been approved but was held up in lieu of the change orders. Commissioner Stofleth moved that the change orders for Mill Road Project, Acct. No. 191-53, #1 in amount of \$312.79 and #2 in amount of \$438.00 be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that the Highway is having some problems with a fire plug that the Water Co. installed at the intersection of Wortman Road and Old State Road, so he asked the Commissioners to get the County Surveyor to re-establish this section so the Right of Way can be established. Mr. Biggerstaff was asked to re-establish this corner.

RE: MRS. BEHME'S PROPERTY

Mr. Roehm said that at 8314 Spry Road, the building is down except for the foundation but that there are hazardous conditions there, where children are concerned, so asked what to do about these unsafe conditions. The County Attorney's were asked to check this out to see what can be done.

RE: MR. ROEHM

Mr. Roehm said that the property at 1904 S. Elliott is a shot-gun house of frame that is owned by the county and is not fit for occupancy, that it has been condemned by the city and that he took potential bids but has had response, so far, by only one bidder. It was agreed that this be continued for another week with the hope that more bids would be submitted.

RE: REQUEST TO ATTEND SCHOOL

Mr. Roehm said that next week the Highway Dept. is going to conduct a school. This is the State Highway Dept. and the school, for test procedures on concrete and asphalt testing, etc. He said that he would like to have Mr. Worsham to send Michael Redman to this school which will be held in Vincennes, Indiana. Commissioner Stofleth moved that permission be granted and the trip be at the county's expense. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

WILLIAM HUGGINS...2332 1/2 N. Fifth Ave...Pigeon Township...Mr. Olsen, Investigator. Mr. Huggins has asked for rent and utilities. He said that the Trustee paid \$78.00 in utility bills but haven't paid his rent and that he is four weeks behind. He is out of work and was injured at Craddock Furniture Company. He has three children, ages of 4 1/2 yrs. 2 years and 9 months. He said that he has signed up for an extension of benefits on his unemployment but they have to wait for his file from Illinois. Mr. Olsen said that Mr. Huggins was paid \$796.40 in workman's compensation and thought that other utility bill could be paid from the compensation. Mr. Olsen also said that he told Mr. Williams that he wanted to see an eviction notice before paying his rent which is \$55.00 a month. Mr. Huggins said that most of the money went for groceries until he was certified for food stamps, and that he also had to buy clothes for his children. Commissioner Buthod suggested that Mr. Olsen talk with the landlord instead of going through eviction procedure, which he thought unnecessary. A lump sum settlement is being worked on now for Mr. Huggins. Commissioner Buthod said that we need some sort of procedure where a person can get advances from the Trustee to cover a period like this and agree to pay it back, as there have been several cases like this. Commissioner Stofleth moved that Mr. Huggins be allowed one month's rent. Commissioner Willner seconded the motion. So ordered. Mr. Huggins was asked to keep in touch with the Trustee.

Mr. Olsen said that the case of Robert L. Morse was to have come before the Commissioners this morning but failed to show up. He said that Mr. Morse reported to Welborn Hospital for employment on February 23, 1972 in a dirty condition and that anyone like this has poor chance of employment.

RE: MR. ROEHM

Mr. Roehm said that he has a petition for the Phone Co. to suspend wires over a bridge and is asking direction of the Commissioners. The County Attorney's were asked to check the statute as to what their rights are.

RE: MEETING SLATED FOR BOUNDARY OF PRECINCTS

The County Commissioners have set a special meeting for 4 p.m. on Thursday, March 9, 1972, to establish new boundary lines for 32 precincts in the county, necessitated by the recent changes in the state legislature districts. Mr. Swain, the County Attorney, said that maps showing the necessary changes are being prepared and will be available for study before the meeting.

Meeting recessed at 11:15 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

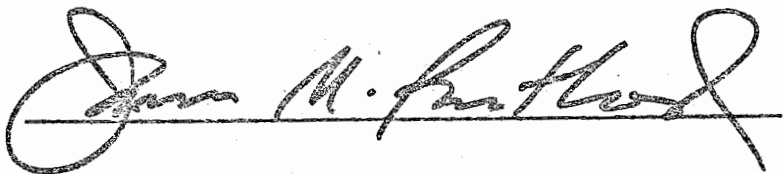
COUNTY ATTORNEY'S

Thomas Swain
William Stephens

REPORTERS

R. Heinmann
R. Lyles
S. Clark
A. Jackson
C. Leach
J. Deckard

Secretary: Margie Meeks




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MARCH 9, 1972

A special meeting of the County Commissioners was held on Thursday, March 9, 1972, at 4:15 p.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

The purpose of this special meeting is to establish new boundary lines for a number of precincts as is necessitated by the recent changes in the state legislature districts.

Thomas Swain, the County Attorney, said it was impossible to make all precincts fit within the new state districts and that some precincts will have two sections which means that some persons living in the same precinct will be using different voting machines because they live in different parts of the precinct.

Mr. Swain submitted a proposal that the following precinct lines change in some manner:

Ward 1	Precinct 1	Ward 5	Precinct 4
Ward 1	Precinct 2 A & B	Ward 5	Precinct 5
Ward 1	Precinct 4	Ward 5	Precinct 7
Ward 1	Precinct 5	Ward 5	Precinct 8
Ward 1	Precinct 10		
Ward 1	Precinct 11	Ward 6	Precinct 3
Ward 1	Precinct 18 A & B	Ward 6	Precinct 4
Ward 1	Precinct 19	Ward 6	Precinct 5
Ward 1	Precinct 23	Ward 6	Precinct 8
Ward 1	Precinct 25 A & B	Ward 6	Precinct 18
		Ward 6	Precinct 6 dropped and added to other precincts
Ward 2	Precinct 5 A & B		
Ward 2	Precinct 15		
Ward 2	Precinct 16		
			Six of the seven precincts in Perry
Ward 3	Precinct 1		
Ward 3	Precinct 2		
Ward 3	Precinct 3		
Ward 3	Precinct 8		
Ward 3	Precinct 9		
Ward 3	Precinct 13		
Ward 3	Precinct 16		
Ward 3	Precinct 11 dropped and added to Ward 3		
			Five of the six precincts in German
			One precinct in Center Out
Ward 4	Precinct 10		
Ward 4	Precinct 12		
Ward 4	Precinct 13		

Commissioner Stofleth moved that the adoption of these changes be approved as presented. Commissioner Buthod seconded the motion. The vote being in the affirmative, unanimously, the motion carried.

Meeting recessed at 4:30 p.m.

PRESENT


COUNTY COMMISSIONERS
James M. Buthod
A. J. "Ted" Stofleth


COUNTY AUDITOR
Lewis F. Volpe

COUNTY ATTORNEYS
Thomas Swain

REPORTERS
C. Leach
R. Lyles
A. Jackson
J. Deckard

Secretary: Margie Meeks





Board of County Commissioners

COUNTY COMMISSIONERS MEETING
MARCH 13, 1972

The regular meeting of the County Commissioners was held on Monday, March 13th at 9:30 a.m. with President Buthod presiding.

Commissioner Buthod said that Commissioner Stofleth wouldn't be here this morning as he had to attend a funeral.

The minutes were approved of the special meeting that was held on March 9, 1972, as presented and the reading of them were dispensed with.

RE: CLAIM

A claim was presented from E & S Builders for all labor and material to install cabinets & top in the Superintendent's residence at the Hillcrest home at the cost of \$1,598.00 and for labor and material to install cabinets & tops in the kitchen at the County Home at the cost of \$699.00. The total amount of claim is \$2,297.00.

Commissioner Willner moved this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: EMPLOYMENT CHANGE...APPOINTMENT

VANDEBURGH COUNTY HIGHWAY DEPT.

Carol Lea Kelly 5908 Ward Rd. Clerk-Typist \$195.83 Se.Mo. Eff: 3/13/72

RE: CLAIMS

Two claims were presented to the Commissioners from the County Garage against other County funds for the repairs made to County owned vehicles. One claim on work to the County Surveyor's car in the amount of \$54.11 and work done on Mr. Hotz's car in the amount of \$16.72.

Commissioner Willner moved that these claims be approved. Commissioner Buthod seconded the motion. So ordered.

Mr. Volpe explained that a claim from Feigel Construction Co. was presented last week where the County had to make an agreement with the state that the County would furnish a certain amount of funds and the state would furnish a certain amount of funds. This was for the Oak Hill and Lynch Road. He said that the claim was \$141.89 higher than the amount to contribute that was agreed upon so he would like to have the approval of the Commissioners, that he might pay this extra amount. He said that it would be transferred from the Highway Contractual Account to the R & S Account. Commissioner Willner moved that the amount of \$141.89 be transferred in order to pay Feigel Construction Co. Commissioner Buthod seconded the motion. So ordered.

RE: RE-ZONING PETITION...CHARLES BROMM

A re-zoning petition was presented, the petitioner being Charles Bromm. The premises affected are situated on the West side of Old State Road, a distance of 800 feet South of the corner formed by the intersection of Old State Road and Boonville-New Harmony Road. The requested change is from A to M-2 which is General Industrial. The proposed land use being for machine, tool, die and gauge shop.

Commissioner Willner moved that this petition be referred to Area Plan on first reading. Commissioner Buthod seconded the motion. So ordered.

RE: MONTHLY REPORT...CLERK OF THE CIRCUIT COURT

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of February, 1972. Report received and filed.

RE: MONTHLY REPORT...COUNTY TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for the month of February, 1972. Report received and filed.

RE: MONTHLY REPORT...PLEASANTVIEW REST HOME

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of February, 1972. Commissioner Willner moved that this monthly report be approved. Commissioner Buthod seconded the motion. So ordered.

RE: MONTHLY REPORT...E.A.R.C.

The monthly statement of income and disbursements for the Evansville Association of Retarded Children was presented for the month of February, 1972. Report received and filed.

RE: LETTERS FROM MR. O'DAY ...OF REQUESTS

The following letters were received from Joe O'Day, Secretary of the Vanderburgh County Board of Election Commissioners.

Gentlemen:

We hereby request that your Board hand over to the Vanderburgh County Board of Election Commissioners all voting machines and keys to voting machines at your earliest convenience for use in the Primary Election to be held on May 2, 1972.

Commissioner Willner moved that the voting machine keys be delivered to the Vanderburgh County Election Board. Commissioner Buthod seconded the motion. So ordered.

Gentlemen:

We respectfully request the use of the Council Chambers and the Commissioners Hearing Room, City County Administration Building. We would like the use of the Council Chambers on Sunday, April 30, 1972 at 1:30 P.M. for the instruction and swearing in of the Sheriffs for Election Day. We would also like the use of both rooms Tuesday, May 2, 1972 starting at 6:00 P.M. for our Canvassing Board and until such time as the Canvassing Board completes the work.

Commissioner Willner moved that permission be granted. Commissioner Buthod seconded the motion. So ordered.

Gentlemen:

We hereby request that your Board make proper record and ruling of various payments of the Precinct Election Boards in the 179 precincts for the May 2, 1972 Primary Election. This letter was tabled so that the budget can be checked on.

Gentlemen:

We would like to reserve the Gold Room in the Vanderburgh County Auditorium for April 30, 1972, from 2:00 P.M. until 4:00 P.M. for the purpose of non-partisan instruction of Primary Election workers. Commissioner Willner moved, that if there is no conflict, this request be approved. Commissioner Buthod seconded the motion. So ordered.

RE: PENSION PLAN

Mr. Volpe said that on Thursday at 10:00 a.m. he is reserving the Council Chambers for a discussion by Bill Murphy, of the State, on the Pension Plan, so that anyone, in any office, that wants to find out the facts of this plan, is welcome at that time. Mr. Volpe said that he has sent a letter to all county offices of this information.

Mr. Stephens, County Attorney, said that in connection with this information on the Pension Plan, a letter was requested to be sent to the Pension Board to indicate that the time the County adopted the resolution to bring the County into the Pension program, that the Commissioners intended to include the Township Assessor's and their employees. The Attorney General, as Mr. Volpe pointed out, has interpreted the adopted resolution, not to include them unless specifically so stated. Mr. Stephens submitted the following letter that he would present to Mr. Murphy.

Mr. Heyden Shepherd
Director of Public Employees'
Retirement Fund
State Office Building
Indianapolis, Indiana 46204

Re: Resolution of Vanderburgh County
Electing to Join the Public Employees;
Retirement Fund

Dear Mr. Shepherd:

At the request of Mr. Lewis F. Volpe, Vanderburgh County Auditor, I am writing you concerning a clarification of the above Resolution which was passed October 26, 1971.

It is my understanding that the Indiana Attorney General has ruled that in the absence of specifically saying so in such similar resolutions all township assessors and their employees are not covered within the designation of "county employees" under the aforesaid plan of contribution and adoption. Accordingly, I have been instructed on behalf of the Board of Commissioners of Vanderburgh County, Indiana, to specifically advise you that it was the intent of said Board when it adopted the aforesaid Resolution of October 26, 1971, to have included within the employees to be covered by the fund all of the township assessors within Vanderburgh County and their employees.

I trust that this letter will serve as a sufficient clarification of the intent of the Resolution in order that such township assessors and their employees will be, from the effective date of said Resolution, covered by the Public Employees' Retirement Fund.

Very Truly yours,
William D. Stephens, County Attorney

Commissioner Willner moved that approval be granted. Commissioner Buthod seconded the motion. So ordered.

RE: PERMISSION GIVEN TO ADVERTISE FOR BIDS

The following letter was received by the Commissioners from Mr. Joe O'Day, Secretary of the Vanderburgh County Board of Election Commissioners:

Gentlemen:

We hereby request that you extend an invitation to the various transportation companies of Evansville, to bid on hauling the following:

- 1 Voting Machine
- 1 Fifty foot rope
- 3 Iron stakes
- 1 Ballot box

for each of the One Hundred Seventy-seven precincts in Evansville, Indiana.

This hauling is to be started on Saturday, April 29, 1972 and to be completed not later than Monday, May 1, 1972.

The Commissioners instructed the Auditor to advertise for bids.

RE: FIELD EXAMINERS' REPORTS

The Field Examiners' Reports were received from the State Board of Accounts, of examination of the School Funds, County Treasurer, County Recorder and the Clerk of the Circuit Court. Reports received and ordered filed.

RE: GRANT TO BE EXECUTED

Commissioner Buthod said that the Commissioners have a request, under the "Open Space Grant", they had at Boehne, and it needs to be executed, certifying that there has been no change in use. He said that it would be signed and that Mr. Swain could process it, as is required.

RE: CLAIM

A claim was received from Mr. Tilford, the County Treasurer, in the amount of \$3,726.53, as reimbursement of the R & S account. This was the total amount of claim including the amount of \$141.89 which has previously been approved.

RE: LETTER...SPEED LIMIT

A letter was received from Robin Comer, relative to the speed limit on Larch Lane. Mrs. Comer said that the speed limit was raised from 30 miles per hour

to 35 miles per hour last summer and the general consensus was that 30 miles per hour was too fast and would like it reduced to 25 miles per hour, as there are no sidewalks and parked cars make it impossible for two cars to pass and there are a large number of children in the area. This letter was referred to the Sheriff.

RE: MR. HOTZ

Mr. Hotz spoke in regard to the old garage building at the old Boehne Hospital. His recommendation was that some of the lumber can be used and the steel beams are re-usable and what can't be used can be burned under the supervision of the Perry Township Fire Department, with a permit from Mr. Clausheide, under Mr. Willard's supervision and that the hole there will be closed up.

RE: MR. WILLARD

Mr. Willard suggested that the County Engineer make a list of all county accepted roads and bring it up to date, as there has been confusion, in that people have an idea that the county is getting mileage off any road but that it must be a county accepted road before the county can maintain it. Commissioner Buthod said it should be brought up to date. Commissioner Willner said this is a must so everyone knows which roads have been accepted. Commissioner Buthod said this is something that money will have to be obtained for as he didn't think anyone would have time on their present compensation. He wondered if any of the kids in the special programs could be obtained to do this under the supervision of someone, at a minimal cost and suggested that this be discussed more so that something can be done.

RE: CHANGE IN AD ON MOVING VOTING MACHINES

Mr. Volpe said he would like to go back to the letter from the Election Board on the advertising for bids to move voting machines and supplies, as it was written before the voting precincts were re-vamped, so there will be two machines in some precincts, so suggested that it read, sufficient machines as modified by the Election Board. It was agreed that this change be made.

RE: MR. ROEHM...CUTS IN APPLICATION FORM

Mr. Roehm presented a form that has been revised for Right of Way Cuts-In application. He said that this form has been reviewed with the utility companies, who have agreed to use it. He proposed that the Commissioners adopt this application form. Commissioner Willner moved that this be taken under advisement for one week. Commissioner Buthod seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that he had discussed the possibility, last week, of getting three different contractors to put ditches through Red Bank Road and to contribute funds that they would use for reconstruction. He said that he had heard from the Waterworks Dept. and talked to Mr. Stallings. The two remaining contractors are Curtis Construction Co. and Jebco. He asked what form of action to take, if any, to get this worked out. He said that he would tell them to stop the patch work until it could be resolved.

RE: CUTS-IN

Mr. Roehm presented cuts-in, for approval, but said that he hadn't signed them as he hadn't had the time to do so. There was a cuts-in from the Waterworks Dept. to make such trench/cuts as necessary to lay a water main on Rehtin Avenue, North from Claremont, into the Mobile Homes Park area.

Also from the Waterworks Dept. a cuts-in to make necessary cut in shoulder at pavement edge to repair an 8" water main break, on North shoulder at 4109 Hogue Road.

There was another Cuts-in application from the Waterworks Dept. to make such trench cut as required to install a new water line extension on the shoulder, or under any street crossings encountered. All cuts to be backfilled and/or paved as required to return street to normal. This is on Westmore Drive, North of Hogue Road, into and the length of Marigold Court, in the west shoulder or edge of pavement.

An emergency cuts-in was presented from the Waterworks Dept. to make such cuts into an old unserviceable line to a new water main on Lakeview Drive, off Harmony Way in Kasson.

Also a cuts-in from the Waterworks Dept. for permission to cut into shoulder on the East side of Old State Road to make water service repairs.

There was a cuts-in presented from the Indiana Bell Telephone Co. to bury telephone wire on Barton Road, beginning at its intersection with Schroeder Rd. proceeding south on the west side of Barton for a distance of 1100'.

Mr. Roehm recommended approval of these cuts-in. Commissioner Buthod suggested that the Commissioners approve these cuts-in, subject to review and conditions of the County Engineer. Approval was agreed upon by Commissioner Willner.

RE: INVITATIONAL BIDS TAKEN

Mr. Roehm said that he took invitational bids for the demolition of the property at 1904 S. Elliott Street and that he received four bids, the lowest bid was from Nathan Bates in the amount of \$300.00. Commissioner Buthod said that there should be a letter of agreement and a stipulation that they will comply with all regulations of the city. He also said that as far as he is concerned the low bid can be accepted, subject to the approval of a formal contract by the County Attorney. So ordered.

RE: QUARTERLY BIDS OF LAST WEEK

Last week, the bids of PrairieFarms for the Dairy Supplies for Pleasantview Rest Home was disallowed as it was thought there was no check enclosed, but a check was later found in the envelope and PrairieFarms was the low bidder. The bid had been awarded to American Dairy on the assumption that the bid of Prairie Farms was improper as to form. Mr. Stephens said that since the bid was awarded to American Dairy on this assumption, that the Commissioners have the power to rescind the awarding of the bid. This matter was taken under advisement for one week.

RE: SICKLE CELL ANEMIA LAW REQUESTED

A request was received by the Commissioners, from members of the Evansville Sickle Cell Anemia Foundation Inc. to pass an ordinance requiring:

That the County clerk require the sickle cell anemia test on all Negro or Negro mixed marriage applications.

That all local hospitals test all infants of partial or full black parentage for sickle cell anemia.

That all medical records be maintained for each testing in the medical history of an individual.

That all hospitals or any testing authority report any sickle cell trait or disease found in an individual as the result of testing by the city-county health department.

Sickle cell anemia is a blood disease which is inherited by Negroes.

Commissioner Willner said that this would be a very good thing.

The Commissioners referred the matter to the County Attorney's to determine if such an ordinance could legally be passed, and with suggestion that the Commissioners take all steps to implement all steps within their jurisdiction.

RE: MR. HOTZ

Mr. Hotz said that last year, there was discussion of a house on St. George road where the Engineering Department had their field office and the suggestion was made that when the improvement was sold, that the land could be used for a park. He wondered if this idea couldn't be pursued.

RE: COMMENTS ON UNSIGHTLY PROPERTY

Commissioner Willner said that he would like for the County Attorney's to check on some unsightly property in Vanderburgh County and give a report on it, as to what authority the Commissioners have on this. He said that he had received several phone calls and the condition of some property was shown on the TV program of "WHY" on Harmony Way in which the Commissioners were named. This property is not in the city but in Vanderburgh County.

Mr. Stephens said he thought this problem would be under the jurisdiction of the Area Plan Commission since illegal dumping is a violation of zoning and they aren't maintaining the property in the proper manner. Commissioner Willner said that this particular property was being used for the storage of antiques and junk.

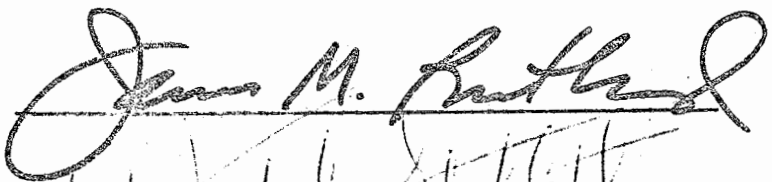
Mr. Stephens said that the City Ordinance gives Area Plan the power to file charges. The Health Department can also file charges.


Meeting recessed at 10:15 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
James M. Buthod Robert L. Willner	Lewis F. Volpe	William Stephens	C. Leach R. Lyles

Secretary: Margie Meeks





Board of County Commissioners

00125
TRAFFIC CONTROL RESOLUTION NO. 72- _____

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE
COUNTY OF VANDERBURGH ESTABLISHING STOP SIGNS FOR
MOTOR VEHICLES AT THE INTERSECTION OF OLD STATE
ROAD AND BOONVILLE-NEW HARMONY ROAD IN SAID COUNTY.

WHEREAS, Chapter 338, Section 4, of the 1947 Acts of the Indiana General Assembly authorizes local authorities to designate any highway as a through highway and requiring that all vehicles stop before entering or crossing the same or designating any intersection as a stop intersection and requiring all vehicles to stop at one or more entrances to such intersection; and

WHEREAS, the Board of Commissioners of the County of Vanderburgh, State of Indiana, has made a determination upon an engineering and traffic survey that traffic congestion hazards at the intersection of Old State Road and Boonville-New Harmony Road are greater than is reasonable and safe under the conditions found to exist at the intersection of said highway; and

WHEREAS, the highways hereinbefore described are a part of the Vanderburgh County road system and are under the jurisdiction of said Board of Commissioners;

Now, therefore, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh, State of Indiana:

SECTION 1. It is hereby determined and declared that stop signs be placed at the intersection of Old State Road and Boonville-New Harmony Road in Vanderburgh County, Indiana.

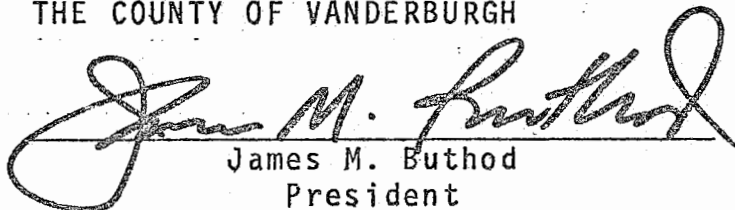
SECTION 2. It is further determined and declared that stop signs for vehicles be erected and posted at said intersection requiring all vehicles proceeding upon and along Old State Road to stop before entering said intersection.

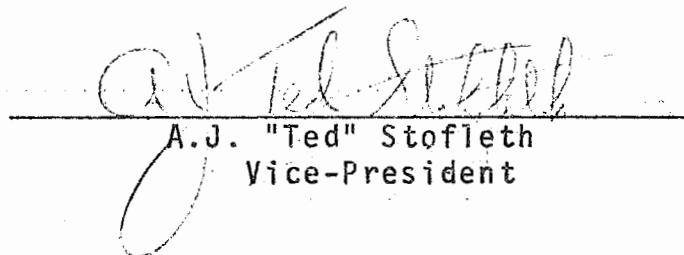
SECTION 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

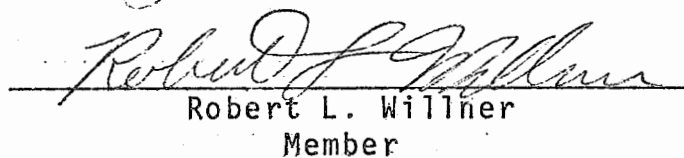
PASSED by the Board of Commissioners of the County of Vanderburgh on the 20 day of March, 1972, and upon said day signed and

executed by the members of said Board and attested to by the Vanderburgh
County Auditor.

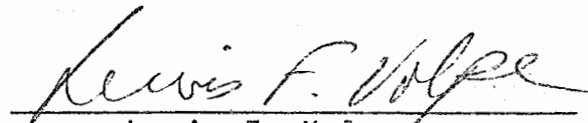
THE BOARD OF COMMISSIONERS OF
THE COUNTY OF VANDERBURGH


James M. Buthod
President


A.J. "Ted" Stofleth
Vice-President


Robert L. Willner
Member

ATTEST:


Lewis F. Volpe
County Auditor

COUNTY COMMISSIONERS MEETING
MARCH 20, 1972

The regular meeting of the County Commissioners was held on Monday, March 20, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: RE-ZONING PETITION...ROBERT D. & YVONNE WINSTEAD...

Premises affected are situated on the north side of Allen's Road a distance of 2,000 feet from the intersection of St. Joseph Avenue and Allen's Road.

The requested change is from A to M-2.

Mr. Claude Bates has just been employed in connection with this petition and asked for a continuance of two weeks.

Commissioner Stofleth moved that continuance be granted. Commissioner Willner seconded the motion. So ordered.

RE: BID RECEIVED AND APPROVED FOR CO. GARAGE RADIO

Commissioner Buthod stated that the communication of the garage radio is about defunct as communication has been lost among the units.

Mr. Willard received a bid from General Electric Corp. which was \$1,830.00 for a repeater base station with remote control panel and the changing of the frequency's on the mobile units at \$160.00. Installation will be \$60.00 and \$60.00 will be allowed for trade-in. The total price of bid is \$1,990.00 plus sales tax.

Commissioner Stofleth moved that this purchase be approved. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...CHARLES NUNN & SONS MILLING CO.

Premises affected are situated on the Southwest side of New Harmony Road, a distance of 400 feet and northwesterly of the corner formed by the intersection of New Harmony Road and Robinhood Drive. The requested change is from A to M-2. Commissioner Stofleth moved this petition be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...PROFESSIONAL SERVICES INC.

Premises affected are situated on the East side of Schutte Road, a distance of 1530 feet South of the corner formed by the intersection of Schutte Road and St. Road 64. The requested change is from A to R-2. The proposed land use is for residential apartments.

The Area Plan Commission denied this petition with a vote of 8 to 2.

Mr. Miller spoke on behalf of the petitioners and explained why he thought this petition was denied by the Area Plan and said that he didn't think the remonstrators understood what was trying to be done. He also explained the traffic pattern and said there would be no drainage problem as sewers will be out there by the time construction is started. He also said that in order for I.S.U.E. to get out-of-town students, there will have to be housing for them. He therefore asked that this petition be sent back to Area Plan for further consideration.

Commissioner Stofleth said he voted negative at the Area Plan meeting, but he had since learned that nothing will be done until such time as sewers are installed. He therefore moved in the affirmative, that the Commissioners approve what was requested which automatically sends it back to the Area Plan Commission.

Mr. Rafferty said that there is a ruling that when a body acts on a petition, it is approved and wouldn't have to back to Area Plan unless the Commissioners request it.

Commissioner Buthod said that he is acutely aware of the need for housing in this area and would like to know more about why this petition was turned down by the Area Plan Commission, as would the other Commissioners.

Commissioner Stofleth rescinded his previous motion and moved that this petition be returned to Area Plan. Commissioner Willner seconded the motion, in the hope that more information can be obtained in the meantime. The vote being unanimous in the affirmative, the motion carried.

RE: RE-ZONING PETITION...FRANCIS R. SHEA

Premises affected are situated on the south side of Slaughter Avenue, a distance of 875.07 feet east of the corner formed by the intersection of Slaughter Ave. and Burkhardt Road. The requested change is from R-1B to R-2 with conditional use for apartment buildings.

Mr. Carl Heldt, representing the petitioner, said that one reason for the remonstrators being against this petition was because of the drainage problem in this area. He explained the proposal and said that there is one box culvert of 400 feet capacity on this property.

Commissioner Buthod wondered if there still wouldn't be a drainage problem if this culvert were replaced because of the inadequacy of the ditch along Burkhardt Road.

Mr. Smith said the ditches will be inadequate until all of them are dredged and that plans are underway for the re-construction of them.

Mr. Gary Gerling, speaking for the remonstrators, said that there is a major drainage problem and that every time it rains the streets in this area are flooded, and they hope that the Area Plan will do something about this problem. He asked that this petition be denied. He also said that he offered to meet with these people to try to work out a development that would not do offense to these people's property but was told that they were going to proceed ahead. He thought that they should present concrete plans, therefore the petition should be denied as it will be denied for only six months and he doesn't think that the drainage problem can be solved in this time.

Mr. Rafferty, the senior planner for the Area Plan Commission said that the zoning committee had recommended approval of this petition along with the staff and the staff recommended that it be approved, subject to the conditional use being approved, which would show how the developer would solve the drainage problems in the area. He said that this area is not suitable for any single family dwelling according to the report of the drainage engineer.

A large number of remonstrators were present and of these, a Mrs. Early said that nothing had been said about sanitary sewers and that when it rains she can't use her bath room as it is. Mr. Karns said that as far as he knows, Roger Klassy has the job for maintaining the sewer but hasn't been doing it and wondered if this was true, as this is part of the problem. Mr. Ellis said that every time it rains his land is flooded.

Commissioner Willner said that in view of the problems in this area and that the petition may be remitted in six months, he would so move that the petition be denied. Commissioner Stofleth seconded the motion. The vote was unanimous to deny this petition. The motion carried.

A short recess was called.

RE: OFFER FROM L & N RAILROAD OF OVERPASS

Attorney Wesley Bowers presented an offer from the L & N Railroad to construct an overpass on Old State Road when the Division Street tracks are relocated north of the city. He said that they are willing to bear the cost if the County will pay only for preparing the approaches to the overpass.

Commissioner Buthod said that this is a very responsible approach by the L & N Railroad Co. and very much appreciated by the County Commissioners and hoped to act very promptly in notifying L & N as to the feasibility of construction of such crossing as they are very much in favor of it.

Mr. Biggerstaff estimated the cost to be a total of \$250,000.00 with the county's share about \$75,000.00.

The Commissioner's agreed to delay action on this offer until later in the week, which will give the County Engineer time to review the offer and give their tentative approval subject to checking the budget and the cost, then act on it at a special meeting later in the week.

RE: RE-ZONING PETITION...BEN W. SEIFERT

Premises affected are situated on the South side of Old State Hwy. # 62, a distance of 175 feet S.W. of the corner formed by the intersection of Hwy. #52 and Alta Vista. The requested change is from R-1C to R-3A. The proposed land use is for a mobile home park.

Mr. Terrell spoke for the petitioner by saying that this area has little value for agriculture purposes and has little use for quality residential development. He said that there is a problem of drainage but a solution on this was submitted by the drainage engineer. There is also a question of the soil in the area. He thought this petition should be sent back to Area Plan for further study.

Mr. Bunner spoke on behalf of the remonstrators, by saying that there are a number of problems, that of drainage, traffic and the school in the area is already overcrowded. He said that this is residential and the area has nice homes.

Mr. Welborn represented one of the residents, namely Mr. Farlander, by saying that this resident's yard caved in some time ago and his tree was washed down the hill. Mr. Roehm and Mr. Pugh was called and their report on this said that the underlining soil, when permeated, had the strength of beef gravy. He thought it economically unfeasible to stabilize this soil to where this development is possible.

Commissioner Stofleth moved that this zoning petition be denied. Commissioner Willner seconded the motion. The vote being unanimous to deny petition. The motion carried.

RE: RE-ZONING PETITION...DORIS E. SMITH

Premises affected are situated on the north side of Allen's Road a distance of 2,000 feet from the intersection of St. Joseph Avenue and Allen's Road. The requested change is from A to M-2. The proposed land use is for a truck terminal and warehouse.

Mr. Ed Johnson spoke on behalf of the petitioner. Mr. Johnson said that Mr. Smith presently operates the S & S Trucking Co. and it is his intention to construct a truck terminal at this location. He thought this would be proper zoning since the roadway has already been established and he didn't think that the extra traffic would cause much strain on the road.

Mrs. Charlotte Garth, speaking for the residents in the area, said that the trucks would bother the residents. She said that there are dead-end streets out there and there is only access on Allen Road and would congest the area. She presented a list of remonstrators to the Commissioners. She also presented pictures. She also said that the residents felt that the lives of their children would be placed in jeopardy. She said there were narrow shoulders and the trucks would have trouble turning the corners. Mrs. Garth said that she would like for this petition to be sent back to Area Plan.

Another resident said that they built there because it was quiet and she would like to keep it that way as the residents have children who walk in the road and the trucks do go over the center line.

Commissioner Stofleth moved that the petition be granted. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: RE-ZONING PETITION...RONALD & VIRGINIA GREENFIELD

Premises affected are situated on the south side of Old State Hwy. 62 on the S.W. corner formed by the intersection of Hwy. 62 and Alta Vista. The requested change is from R-1C to C-1B. The proposed land use is for Mobile home sales and service.

Mr. Rafferty said that this petition is tied in with the Re-zoning petition of Ben Seifert as it was to be a part of the mobile home court.

Commissioner Stofleth moved this petition be denied. Commissioner Willner seconded the motion. The vote being unanimous to deny the petition, the motion carried.

RE: DITCH PROBLEM ON AGATHON DRIVE

Mrs. Keevin who lives on Agathon Drive said that they have been maintaining a ditch out there but that it is impossible to continue without the help of the Health Dept. and the County Commissioners, as it is the duty of the County to keep these ditches clean and this has not been done. She therefore she suggested that the County undertake this project. She said if something isn't done, she would have no alternative but to pursue the issue in the court of law. She said that her objective is to have the ditch covered. She submitted a sample from the ditch.

Mr. Roehm said that this started from the upstream overflow and goes downhill, that this is a drainage problem and will take awhile to solve. He said that an overall plan can be submitted but it will take several weeks to do this. Commissioner Buthod said the County can supply the labor if the landowner supplies the pipe. Mrs. Keevin said that she would buy the pipe if she could get it at the county's price.

Mr. Roehm was asked to co-ordinate an investigation on this.

RE: RE-ZONING PETITION...STUCKI INVESTMENTS INC.

Premises affected are situated on the east side of St. Joseph Avenue, a distance of 1320 feet south of the corner formed by the intersection of St. Joseph Avenue and Wimberg Avenue. The requested change is from R-3A to R-0. The proposed land use is for an Engineer's Office.

Commissioner Stofleth moved that the request in this petition be granted. Commissioner Willner seconded the motion. The vote being unanimous in favor of petition, the motion carried.

Mr. Stucki presented the sanitary sewer extension #3, which had been approved previously, for the signatures of the Commissioners.

RE: PRESENTATION OF PLANS FOR CENTER OF E.A.R.C.

The preliminary presentation was made for plans of the new Comprehensive Mental Retardation Center being constructed by the Evansville Association for Retarded Children, in the area of Deaconess Hospital.

Commissioner Buthod said that he was very favorably impressed with the plans and with the flexibility of the design.

Mr. Jones said the facility will serve 210 children and adults from six months of age and will serve non-ambulatory people on an outpatient basis and on a regular program basis. He said provisions are made to serve wheelchair people. Commissioner Buthod said the Commissioners should proceed with all possible haste toward the formal formulation and approval of the plans and he thought congratulations are in order to the board of the E.A.R.C. & to Mr. Fosse for the excellent designed structure.

Mr. Jones said the drawings should be finalized in a couple of weeks. Commissioner Stofleth moved the design be approved as to the concept, subject to furnishing the drawings. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM FOR PRISONERS MEALS

A claim was presented from the Sheriff for meals of the prisoners in the amount of \$3,844.00.

Commissioner Willner moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: BIDS ON DAIRY PRODUCTS

Two weeks ago the bids of Prairie Farms for the Dairy Products for Pleasantview Rest Home was disallowed as it was thought that no check was enclosed, and on this assumption the bid was awarded to American Dairy. The check was later found. Mr. Stephens, the County Attorney said that the Commissioners have the power to rescind the awarding of the bid. This matter had been taken under advisement for one week and action was to be taken this week, but due to the absence of Mr. Stephens this matter will be deferred until he returns.

RE: CUTS-IN APPLICATION FORM

A proposed form of application was presented last week for cut-ins of County Right of Way and the County Attorney was asked to look over it to see that no illegal requirements were being made and since the County Attorney isn't here, this form will be tabled until he returns.

RE: CUTS-IN

Cuts-in were presented to the Commissioners and referred to Mr. Roehm.

RE: CLAIM

A claim was received from the Clerk of the Circuit court for the condemnation of the Mill Road Bridge, for the Right of Way on the North side of it. The total amount of Claim is \$400.00. The following letter to Mr. Roehm accompanied the claim:

RE: The Board of County Commissioners of
the County of Vanderburgh vs. Charles
Melton, Jr. & others, Cause No. 71-CIV-
3232

Dear Sir:

In the above-captioned matter, the appraisers have reported that the damage of the defendants is \$100.00. We, therefore, request that \$100.00 from the Mill

Road Bridge fund be deposited with the Clerk of the Court, so that I may prepare an Order giving possession to the Board of County Commissioners. Upon making claim at the time, consider that the Court has ordered that Robert L. Rickard, Donald B. Cox and Paul Bitz be paid \$100.00 each for an appraisal fee. Therefore you should see that the sum of \$400.00 be deposited in the Clerk's registry.

Yours Very truly,

Thomas M. Swain, County Attorney.

Mr. Volpe said that a signed court order is always backed up with a blue claim which doesn't need to be signed.

Commissioner Stofleth moved approval of the deposit, subject to compliance.

Commissioner Willner seconded the motion. So ordered.

RE: LETTER OF COMPLAINT

A letter was received from Mrs. Ruth Kishline relative to the intersection of Petersburg Road and Whetstone Road where water stands in the road due to a build-up of chat along the side of the road. She asked that this unsafe condition be investigated. This problem was referred to Mr. Roehm to follow up on it.

RE: REQUEST FROM MR. DRESSBACK

The following letter of request was received by the Commissioners from Mr. Dressback:

Memo to: County Commissioners

Re: International Association of
Auditorium Managers Meeting and
Convention

With the approval of the Commissioners I plan to attend the following IAAM functions during 1972.

District Meeting March 27,28,29 at Charleston, West Virginia.

I am on a study panel for "Auditoriums Under 2500 Seats".

Annual Convention July 24,25,26,27,28 at San Diego, California.

I represent District #2 in presenting a paper at the National Convention on outcome of study panel at District Meeting.

Sincerely,

D. K. Dressback

Commissioner Stofleth moved that expenses be granted and attendance of these meetings by Mr. Dressback be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM MRS. ROBIN COMER

A letter was received last week from Mrs. Comer relative to the speed limit on Larch Lane, saying that the speed limit was raised from 30 to 35 miles per hour last summer and the general consensus was that 30 miles per hour was too fast and would like it reduced to 25 miles per hour. This request was referred to the County Sheriff.

Mrs. Comer's request has been recommended by the Sheriff's Department.

Commissioner Willner moved that the County Attorney prepare an ordinance to this effect. Commissioner Stofleth seconded the motion. So ordered.

RE: TRAFFIC CONTROL RESOLUTION PRESENTED FOR APPROVAL

A resolution by the Board of Commissioners of the County of Vanderburgh, establishing stop signs for motor vehicles at the intersection of Old State Road and Boonville-New Harmony Road in said County. This matter has been discussed previously and is where the signs are to be switched around. Commissioner Willner moved that this resolution be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: REQUEST FROM WHIRLPOOL CORPORATION

A request was received from Whirlpool Corporation relative to traffic; that the stop sign at Peters Road and St. George Road be changed to be re-located to stop traffic approaching St. George Road, as they thought motorists safety and travel would be improved if St. George Road traffic were given the Right of Way at the junction of St. George Road and Peters Road.

A letter was received from the Sheriff denying this request, saying they had been contemplating, due to excessive speed on St. George Road at shift time from Whirlpool, to make the intersection of Ward Road and St. George Road a three way stop.

Commissioner Stofleth moved that this be referred to the Area Plan Commission for a traffic count, and for their recommendation. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FROM MR. O'DAY

A letter of request was received by the Commissioners, from Mr. O'Day, secretary of the Vanderburgh County Board of Election Commissioners, as follows:

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precinct Boards in the One Hundred Seventy-seven precincts for the May 2, 1972 Primary Election.

The Commissioner's secretary said that she checked this and found that the amount figured in the budget was the same fee as for the last election and if the Commissioners so desire to raise this amount they will have to go before the Council in December for next fall.

The payments are as follows:

Inspector..\$40.00 Judge..\$15.00 Sheriff..\$15.00 Clerk..\$15.00

Commissioner Willner moved that the pay remain the same, as stated.

Commissioner Stofleth seconded the motion. So ordered.

RE: REQUEST FROM MR. O'DAY

A letter of request was received by the Commissioners, from Mr. O'Day as follows:

Gentlemen:

We hereby request that your Board connect the telephone service in the warehouse where the voting machines are stored, located in the Parker Building, Main and Pasco. If possible we would like the same phone number. (464-2171)

We also request that your Board install four phones in the Election Office, Room 214 for use Election Day only, May 2, 1972.

Commissioner Stofleth moved that the requests be granted. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH CODE

A copy of the letter from the City-County Health Department, addressed to Mr. Vernon Waibler, was received by the Commissioners. It stated that the Health Department has received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on his property at 2709 North Kentucky Avenue. It stated that it will be necessary for this area to be closed to all further dumping and the present condition be corrected, that it will be reinvestigated in fifteen days to determine if correction has been made. Letter received and ordered filed.

RE: ORDER OF GARNISHMENT

An order of garnishment was received on behalf of Georgia Beasley against Jesse Byers, a county worker and the County Commissioners, signed by Justice of the Peace, Carl W. Zapp. This court order was referred to the County Auditor for appropriate action.

RE: FIELD EXAMINERS REPORT

A Field Examiners Report was received by the Commissioners on the Fish & Game licenses. Report received and filed.

RE: DISCUSSION OF SHORTAGES IN COUNTY OFFICES

Commissioner Willner wondered why the County hasn't been collecting money from the Bonding Company for shortages found in County offices.

The Commissioners agreed to investigate why the bonding company which covers county employees has not been paid for the loss of funds in the County Clerk's office.

Commissioner Willner moved that the County Attorney, Thomas Swain, be asked to look into the matter with recommendations for future action, at his earliest convenience. Commissioner Stofleth seconded the motion. So ordered.

RE: SICKLE CELL ANEMIA

A request was received last week from members of the Evansville Sickle Cell Anemia Foundation to pass an ordinance requiring certain tests to be made. This matter was referred to the County Attorney, William Stephens, who was to look into the matter, but since he isn't here today, this matter was delayed until he returns.

RE: DEED NEEDED ON PROPERTY

Commissioner Buthod said that the property at 618 Olive Street was sold on August 18, 1969, at a tax sale and apparently no deed was prepared for the purchase of this property. He requested that a deed be prepared by the County Attorney.

RE: EMPLOYMENT CHANGES...APPOINTMENTSSUPT. OF COUNTY BUILDINGS

William T. Raley 314 S.E. Third St. Helper \$2.00 Hr. Eff: 3/20/72

VANDERBURGH COUNTY HIGHWAY DEPT.

Carol L. Kelly 5908 Ward Rd. Clerk-Typist \$195.83 Se.Mo. 3/13/72
Nadine M. Oliver 701 Craig Ave. Bookkeeper \$5,600.00 Yr. 3/16/72

VOTERS REGISTRATION OFFICE

June Sawyer	5404 Cunningham	Typist	\$15.00 Day	3/13/72
Nancy Kleiman	4807 Norbourne Way	"	" "	"
Helen Spencer	1600 Schutte Rd.	"	" "	"
Mary Hazelrigg	1101 Judson St.	"	" "	"
Wandalee Cain	1601 Melrose	Clerk	" "	"
Agnes Stinnet	1155 S. Vann	"	" "	"
Myrtle Woehler	2705 Selzer Rd.	"	" "	"
Phyllis Smith	532 S. Grand Ave	"	" "	"

SHERIFF'S OFFICE

Stephen Sparks 2218 Sheridan Rd. Prob. Policeman \$7,500 Yr. 3/27/72

RE: LETTER FROM MARATHON OIL CO...ISLAND ON LYNCH ROAD

A letter was presented to the Commissioners again, after having been before them on December 20, 1971 and referred to Mr. Biggerstaff to get with the Plan Commission on the problem in reference to an island that was built in location of a Gas Station and they thought it too high. This letter has now been referred to Mr. Roehm for his recommendation.

RE: PROBLEM ON CULVERT

Commissioner Buthod received a note from J. L. Folz in relative to the intersection of Heckel Road and Green River Road. He said that there is a culvert just east of Green River Road on Heckel Road that is apparently quite narrow and there is hardly room for people to pass. Commissioner Buthod said they may be able to extend the culvert and widen the road a little. This was referred to Mr. Roehm for checking into to.

RE: MR. KOCH ...COMMENTS

Mr. Koch presented the following comments:

RE: Time is ripe for a county beautification program being initiated at this time.

1. With the Mead Johnson Co. Grant, City of Evansville to undertake one such program. The County folks would be entitled to such a program being established in county areas.
2. Many of our road sides with lovely homes, afford a beautiful setting with their shrubbery and well kept lawns, oval shaped grass covered ditches, culverts of ample size, No water standing in the ditches.
3. On many of our country roads the larger farms, with their well kept fences and spacious homes with attractive farm and implement buildings, reminding one of the farm scene paintings on many calendars.
4. In other areas, sections of well kept homes, ditches and culverts, but adjacent areas you will find the opposite. Ditches filled with limbs and debris. No proper drainage, culverts clogged, edge of road cracked and broken, Dangerous shoulders. In such a situation, What encouragement to those folks who strive their best to make the area attractive?

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5. On ditches and culverts, the writer has time and again suggested Newspaper, T.V. Radio, in short publicity in general, on such matters. Inform them that each home owner is responsible for cleaning the culvert under his drive. Few know of the regulation. Also on new homes or commercial buildings, at the time of building permit being issued, written instructions given as to what size and length of culvert needed, depending on the water flow in the area.

6. A more simpler plan, working with city-county plan commission, Co. Engineer, County Surveyor, Tom Pugh with soil and water conservation committee, as to soil content, Co. Highway Superintendent in a given designated development, All these needed facts should be presented and make known to the developer and future purchaser. Thus would a lot of our drainage and related problems be solved in short order, and in workable manner. Rural Mail Boxes: Aside of the road, ample aprons need be built of 1 and 1/2 car length. All a certain distance from edge of road and given postal regulation height, This would also apply to adjoining newspaper boxes. All of such planning would avoid unsightly mud and water holes aside of the rural mail boxes and speed up delivery.

7. Safety angle in residential areas: With children in the area, needed center and edge lane markings, stop signs, signs noting children in the area. Ample radius to avoid sharp drop off at intersections.

8. Cleanliness and neatness: Areas around litter bins in many spots present a most ugly sight and at the point of being unsanitary. The three litter at the County garage over the week end, many adverse comments from passing motorists, why such at a public building. Serious thought need be given to a county land fill, thus afford a sensible disposal and in 8 to 10 years land be available for home sites. Such in good working operation in other areas of the U.S. and profitable. Aside we have legitimate waste disposal operations in the county, whose equipment complies with the needed regulations and their monthly charge is most nominal and a good job they are doing. These comments were referred to Mr. Roehm.

RE: POOR RELIEF

MRS. CHISM...1220 S. Governor St. Pigeon Township...Mrs. Anslinger, Investigator. Mrs. Chism had appeared before the Commissioners on January 31, 1972. She said at that time, that she has made all of the family income as her husband has been unable to work. She tried to get her husband into a veterans hospital but he was to sick to be moved and this is the reason for the hospital bill that she has asked the Trustee to pay. The Trustee had asked her to go on A.D.C. but she didn't want to. Commissioner Buthod, at that time, said that as a lawyer, he wasn't sure but that he would advise Mrs. Chism to consider filing bankruptcy to get rid of this hospital bill so that she could get back on her feet, or to make some agreement with the hospital. Mrs. Anslinger was asked to call the hospital to see if an agreement could be made for payments and asked Mrs. Chism to consider A.D.C. She was asked to return this week to inform the Commissioners of her decision.

Mrs. Anslinger said today, that the hospital will go along with any agreement that can be made for this bill to be paid, the amount of which is \$2,802.40. One doctor bill is \$180.00 and the other is \$175.00.

Commissioner Buthod said that he was contacted by someone from Catholic Charities and they were going to negotiate with the hospital to see if they could lower the amount owed. He also said that if the veterans would furnish Mrs. Chism's husband, his medicine, she could pay on the hospital bill.

Commissioner Willner asked the Commissioner's secretary to notify the Veterans Service, the Welfare Dept. and the Trustee to see if they couldn't get together to figure something out, if not, Mrs. Chism could come back in two weeks.

Mrs. Bowling, an investigator said that Mrs. Chism should go to the Welfare Dept. and file for E.N.R. which is Essential Needy Relatives, in which she is entitled. Mrs. Bowling said that she would go with Mrs. Chism to file for E.N.R.

MARGARET FERGUSON and ANNA PERKINS were to have appeared today but failed to show up.

RE: MR. HOTZ

Mr. Hotz said that they are raising the buildings at the old Boehne Hospital and that Alcoholics Help Inc. has asked for some of the lumber for making repairs. Commissioner Stofleth moved that Alcoholic's Help Inc. be permitted to use the lumber. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Mr. Roehm presented two cuts-in for approval, from Indiana Bell Telephone Co.

One application was for permission to bury a telephone cable at a minimum depth of 24" on St. Joseph Avenue from Mill Road to Wimberg Road. The other application was for permission to bury telephone cable on Bromm Road which Mr. Roehm recommended approval after leveling backfill is completed, and he will back this up. Commissioner Stofleth moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that on the east side of St. Joe Avenue, immediately south of Diamond Avenue, there is a structure for which he can find no permits or justification for it being there. It said that it is slightly on private property and wondered if there is any reason that he shouldn't proceed with condemnation proceedings. Commissioner Buthod said that he didn't think any action was needed on this.

Mr. Roehm said that he received a letter from a Mr. Patrick Wigand whose house he and Commissioner Stofleth visited last week in regard to a drainage problem. This is in Lutterback Subdivision.. He also received a letter concerning a pavement and work done by a utility Co. on Lakeview Drive. This was referred to Mr. Willard.

RE: APPLICATION FOR CUTS-IN

Mr. Roehm again presented a form that has been revised for Right of Way Cuts-in application which had been taken under advisement until this week. Commissioner Stofleth moved that this be approved, subject to conditions to be imposed by the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION TO KEEP APPOINTMENTS

Mr. Roehm asked permission to be out of town on Tuesday and Wednesday, to go to Washington D. C. with expenses paid by the National Bureau of Standards, as he has appointments with the Governor. Permission granted.

Mr. Roehm said that he intentionally but inadvisedly presented the budget for the County Highway Dept. to the County Council last Wednesday night as they don't have continuing wages for some of the people unless he has the direction of the Commissioners to lift the ban on not hiring more inspectors. He said they don't have a survey party chief and don't have a specification writer. He said that it has been budgeted, under the gas tax appropriations, four inspector jobs and have filled only two at this point. Commissioner Buthod suggested that the Commissioners get together to discuss this before Mr. Roehm returns from his trip.

Mr. Roehm said that Kenneth Voiles is here this morning, who is well qualified for the job of Safety Engineer, that he is considering leaving Evansville and the mayor said that it looks like it will be September before he will be in a position to vote the budget and rearrange the budget. He asked that this be taken under consideration. Commissioner Buthod said that this would be taken up when the Commissioners meet.

RE: PERMISSION TO ATTEND HEARING

Mr. Swain said that the hearing on the bridge overpass will be heard by the Public Service Commission next Tuesday and wondered if he should attend. Commissioner Stofleth moved that permission be granted and expenses to be paid by the County for this trip. Commissioner Willner seconded the motion. So Ordered.

Meeting recessed at 12:30 p.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A.J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe
Bill Wittekin

COUNTY ATTORNEY

Thomas Swain

REPORTER

A. Jackson G. Clabes
C. Leach T. Spencer

Secretary: Margie Meeks

James M. Buthod
Robert L. Willner

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COUNTY COMMISSIONERS MEETING
MARCH 23, 1972

A special meeting was held by the County Commissioners on Thursday, March 23, 1972, at 3:10 p.m. with President Buthod presiding.

RE: NON-COLLUSION AFFIDAVITS

Commissioner Buthod said that the problem of non-collusion affidavits was met about three years ago, the fact of the matter is that no single Transfer Co. can move the voting machines in the allotted time and that at one time, he thought that a joint bid was made by the association.

Mr. Holman of Red Ball Transfer Company, said to his recollection, he didn't think a joint offer had ever been made for delivering the voting machines and that when this was all started, the idea of the whole thing and the background of it was that when one company handled this many years ago, the volume of machines was so great that it took about a week prior to election, to deliver them all and a week after the election to return them. He said the Commissioners, at that time, tried to cut the time down so the machines wouldn't be at the polling places for that long period of time and asked if there was anyway the machines could be delivered the day before election and returned the day after election. He said that the only means they could come up with was that several companies could divide this up to the point where each could take a portion of the city. This was done by dividing it in the different wards.

Mr. Holman said he believed, to the best of his knowledge, this was checked out with state authority to find out if this was legal and found out it could be done this way and wasn't considered collusion. The issue was brought up last fall, of the signing of a non-collusion and there was some reflection on them for doing this. He said they would like to clear the air to see how the machines could be handled in a suitable manner.

Commissioner Buthod said there was discussion the first year he was on the board and there was some documentation of some sort. He said he didn't think of collusion in this sort of cooperative effort.

Mr. Swain, the County Attorney, said there could be a joint bid submitted and they could sign the non-collusion affidavit.

Mr. Holman was asked to work with the County Attorney to get a joint bid together.

Commissioner Buthod said the separate bids can be thrown out.

Mr. Holman said there are a couple of requirements in the specifications that he questioned, one was that hauling was to start on Saturday and they have never started on Saturday and didn't want to because this would be at greater cost to the County as the workers would get time and one-half, the usual procedure is to load the machines on Friday and lock the vehicles until Monday morning when they are delivered and then pick them up on Wednesday morning after the election on Tuesday.

It was agreed that a joint bid be made, with the help of the County Attorney's, to submit to the Commissioners by 10:00 a.m. on Monday morning, March 27, 1972.

RE: OFFER FROM L & N RAILROAD CO. OF OVERPASS

An offer was made by the L & N Railroad Co. to provide a grade separation structure at Old State Road crossing instead of a grade level crossing. The offer from the L & N Railroad Co. to Mr. Bowers reads as follows:

Construction of L & N's new Evansville by-pass to enable removal of the Railroad's main line from Division Street is expected to commence shortly, when the Interstate Commerce Commission acts on the application now pending before it. The new trackage must cross two county highways, Darmstadt Road and Old State Road. A grade separation structure will be provided by the Railroad at Darmstadt Road, and a grade crossing, protected by automatic traffic control signals, is planned for Old State Road. An

application is pending before the Indiana Public Service Commission for approval of these crossings. .

Suggestions have been made that a grade separation structure should be provided at the Old State Road crossing, instead of a grade crossing. L & N is willing to cooperate with Vanderburgh County in providing such a grade separation, if it is the desire of the County that the construction be undertaken. Under the statutory division of costs for separating the grades of a new crossing, the County would ordinarily bear 100% of the expense. L & N does not insist on this, and, under the circumstances, is willing to assume the entire cost of an overpass structure and its supporting piers to carry the highway above the track, to be built according to plans bearing Indiana State Highway Department approval, if the County will bear the cost of the highway changes required as approaches to the overhead highway structure, i.e., the costs of any additional highway right of way required, approach fills, drainage and paving.

Will you please submit this proposal to the Vanderburgh County Commissioners and ascertain its pleasure in the matter?

In view of the imminence of the track construction and the length of time required to design and construct an overpass at this location, it may be necessary to install the grade crossing so as not to delay rerouting trains from the downtown area. However, if the County should wish to pursue the grade separation project, elimination of the grade crossing could proceed as promptly as possible.

Commissioner Buthod said that the Commissioners were looking for a ball park figure as to what the expense would be and if the money was available in the bridge fund.

Mr. Biggerstaff said that ample funds are available.

Commissioner Stofleth said that they will have to appear before the County Council for the transfer of funds.

Commissioner Buthod was informed that this matter can be placed on the April Council Call. He suggested that the Engineering Department get a ball park figure as to how much money will be needed to have appropriated from the bridge fund to construct the project.

Mr. Biggerstaff thought that the cost to the County would be approximately \$75,000.00, with the project to cost approximately \$250,000.00.

Mr. Bowers said that the Interstate Commerce Commission must approve the plans to bypass the city and abandon the Division Street tracks and in addition, the Public Service Commission of Indiana must approve the L&N plans to cross county roads with the bypass. He said that the hearing before the Public Service Commission is set for next Tuesday.

County Attorney, Thomas Swain, said that he will attend this hearing.

Mr. Bowers said that it is hoped that construction can begin by fall if it is approved by the Commissioners.

Commissioner Buthod said that before proceeding with preparing the bridge structure plan and engineering, he thought the L & N would like to have a firm commitment from the County Commissioners, that this is what is wanted and that the County will provide the necessary approaches and Right of Ways at county expense.

It was suggested that a poll be taken by phone, as to any opposition of this project, although the Commissioners didn't anticipate any.

Commissioner Stofleth moved that the offer of the L & N Railroad Co. to cooperate in providing the grade separation at Old State Road, be approved and adopted by the Commissioners, subject to appropriation of funds by the Council and subject to approval of the plans, by the County Engineer. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod thanked Mr. Bowers and asked him to convey thanks to L & N.

RE: SICKLE CELL ANEMIA

A request was received by the Commissioners, last week, from the members of the Evansville Sickle Cell Anemia Foundation Inc. to pass an ordinance requiring certain tests to be made.

Sickle Cell Anemia is a blood disease which usually strikes Negroes, Indians and others of the darker skinned races.

The Ordinance that the Foundation is asking to be passed requires:

That the County Clerk require the sickle cell anemia test on all Negro or Negro mixed marriage applications.

That all local hospitals test all infants of partial or full black parentage for sickle cell anemia.

That all medical records be maintained for each testing in the medical history of an individual.

That all hospitals or any testing authority report any sickle cell trait or disease found in an individual as the result of testing by the city-county health department.

Commissioner Buthod said that this has been discussed and that the County Attorney's would bear him out, that the Commissioners are without authority or jurisdiction to make the matters of request mandatory. He said there is some doubt, where a non-epidemic type disease is involved, so is not a matter of transmission as an adverse vector in public health, whether such mandatory testing would be within the constitution. He believed that voluntary procedures can be worked out with the hospital as the hospitals have indicated their willingness to proceed on a voluntary basis and he thought that something could be worked out on the marriage applications, also on a voluntary basis with the Health Department. As far as the children are concerned, the Commissioners believed, as part of normal maternal care and childbirth care, that the test can be furnished without additional cost. The Commissioners do not feel that they have the authority under existing legislation to make these matters mandatory.

The Commissioners and the County Attorney's agreed that there was some question as to whether such a mandatory health procedure would be constitutional since it involves heredity rather than that of a transmitted disease, also whether intrusion could be justified on personal freedom on the grounds of any public health interest.

Commissioner Stofleth said the organization is to be commended on any project they might inaugurate.

Commissioner Buthod said that the Commissioner's hands are tied as far as official action is concerned since this would require legislation, so can only deal with the hospital and the health department on a voluntary basis and all the Commissioners can do is approve it in principle and approve the effort in principle and pledge their cooperation.

The County Attorney, Mr. Stephens, recommended that this proposal be referred to the Health Department, as perhaps it could be carried forth by them.

Mr. Gladdish, a reporter, asked if this disease would show up in a regular blood test.

Commissioner Buthod said "no", that this would require a special test.

Commissioner Willner said he understood that this test can be made at the same time a blood test is made, with the same sample of blood for the cost of twenty-five cents.

Commissioner Willner moved that a letter be sent to the Board of Health to see if they would pursue this matter and said that the Commissioners could possibly ask the legislature to guide them along the same lines and if the Commissioners are powerless to make this mandatory, refer it to them to see if they won't pass some legislation on it.

Commissioner Stofleth seconded the motion. So ordered.

RE: EASEMENT FOR PRIVATE ROADWAY

A quit-claim deed was presented for Right of Way of an easement for the private driveway of Mr. Chester A. Williams in Lot 32 of Vancouver Addition. Commissioner Stofleth moved that this deed be executed and delivered. Commissioner Willner seconded the motion. So ordered.

Meeting recessed at 3:40 p.m.

PRESENT

COUNTY COMMISSIONERS
James M. Buthod
A.J. "Ted" Stofleth

COUNTY AUDITOR
Lewis F. Volpe

COUNTY ATTORNEY
William Stephens
Thomas Swain

REPORTERS
A. Jackson R. Lyles
B. Gladdish J. Goff

Secretary: Margie Meeks

James M. Buthod
Robert J. Willner

COUNTY COMMISSIONERS MEETING
MARCH 27, 1972

The regular meeting of the County Commissioners was held on Monday, March 27, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meetings held on March 20 and March 23, 1972, were approved as engrossed by the Auditor and the reading of them was dispensed with.

RE: CORRECTION TO ORDINANCE # 1215

In a re-zoning petition of Gregory Kempf at Green River Road and Division Street, there was an error in that the requested change of re-zoning was omitted. It should have read, "by changing the zoning therein from A-Agriculture District to C-1B-General Commercial District." This re-zoning was passed on January 24, 1972 and since this line was omitted from ordinance, Mr. Terrell asked that it be corrected.

Commissioner Stofleth moved to correct this ordinance, "Nunc Pro Tunc, as of January 24, 1972. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted from Contractor's Sheet Metal & Roofing Inc. for roofing the County Garage at the cost of \$4,000.00. Mr. Hotz said that this work has been completed and inspected.

Commissioner Stofleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

AUDITORS OFFICE...Rebecca Heacock...27 W. Buje...Extra...\$15.00 Day...Eff. 3/13/72
CLERK'S OFFICE...Doris J. Wilkey...2911 Debbie Crt..Bkpr...\$5775 Yr..... " 3/16/72
CO. HWY DEPT...Carol L. Kelly...5908 Ward Rd...Clerk.....\$4700 Yr..... " 3/26/72
102 A

RE: EMPLOYMENT CHANGES...RELEASES

AUDITORS OFFICE...Edwina Hancock...804 Ravenswood...Extra...\$15.00 Day..Eff:3/8/72
CLERK'S OFFICE...Doris J. Wilkey...2911 Debbie Crt..Dep Clk..\$4882.56 Yr.." 3/15/72
CO. HWY. DEPT...Martha S.Siebeking..R.2 Box 58.....Clerk...\$4700 Yr....." 3/24/72
102 B ..Carol L. Kelly....5908 Ward Rd..Clerk.....\$4700 Yr....." 3/26/72

RE: FEDERAL TAX DEPOSIT FORMS

Mr. Volpe presented some forms for unemployment taxes that were sent to him. He wondered if he is now obligated to take care of these since normally in the past, Governmental units have had disgressionary powers as to whether they want to join or not, so would like to find out if it is good disgressionary on the part of the County. The County Attorney, Bill Stephens, said that he will check this out.

RE: CLAIMS FROM BUILDING AUTHORITY

There were three claims from the Building Authority for refinishing the products in the jail and for repairing the washing machine in the jail. Mr. Hotz said the work has been finished but that he hadn't inspected it yet, but that he will today. These claims were tabled until next week, to give Mr. Hotz time to inspect the work.

RE: CLAIM

A claim was presented from the Building Authority for the remodeling of Room 306, to accomodate the Welfare Department for emergency bid awards in the amount of \$7,858.23. This claim was referred to Mr. Work as there is no signature of anyone for accepting the work.

RE: REQUEST FROM COUNTY CLERK

A letter of request was received from Mr. O'Day, the Clerk of the Circuit Court, requesting an additional phone for the bookkeeper, in compliance with the recommendation of the State Board of Accounts.

There was some question as to the need for this phone so after calling the Clerk's office, Mr. Stofleth, the Chief Deputy, appeared and explained that the additional phone is needed by the bookkeeper as there is a separation of function and the bookkeeper gets a number of phone calls. Commissioner Stofleth then moved that the phone be allowed. Commissioner Willner seconded the motion. So ordered.

RE: CHECK OF RESTITUTION

A check was received from the Evansville City Court for restitution from a young man who made off with some flasher lights, in the amount of \$23.34. This check was referred to the County Auditor for deposit to the County Highway.

RE: APPLICATION FORMS FOR CUTS-IN

Forms of applications for cuts-in were presented to the Commissioners for their approval last week, but had been tabled until County Attorney Stephens returned to look it over. Commissioner Stofleth suggested that page 2...paragraph 6 of the form which reads; "The applicant agrees to stop work at any time upon the direction of the County Engineer," have added to it, "or County Commissioners. Commissioner Willner moved approval with the addition above. Commissioner Stofleth seconded the motion. So ordered. Commissioner Buthod said that all applications for cuts-in are to be made on the new application form.

RE: QUARTERLY BIDS ON DAIRY PRODUCTS

There was a problem on the bids for Dairy Products since a check had been overlooked on the low bid submitted. This bid was rejected for failure to file a check when the bid was really proper as to form. The County Attorney recommended to rescind the award that was made to American Dairy and to reconsider the bids of American Dairy and of Prairie Farms Inc. There is a difference of \$51.00 in the bids. Commissioner Stofleth moved to rescind the motion of award to American Dairy. Commissioner Buthod thought a mistake had been made and what is done, is done and there is a question of making things more complexed or less complexed. Commissioner Stofleth rescinded his previous motion and moved that the Contract awarded for Dairy Products for Hillcrest and Pleasantview stand as was previously approved. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL OF PLANS FOR VILLAGE ACRES

Mr. Barnett of the Ohio Valley Engineer's presented plans for Village Acres. This was presented for the matter of approving the plan but not accepting the street. Commissioner Buthod said the plans appear to be in accord with the recommendations. Commissioner Stofleth moved the plans be adopted. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS ON STREETS AND ROADS

Three claims were presented on Street & Road Project reimbursement. Commissioner Buthod said that as he understands it, this is the County's share and it amounts to the transfer of funds from Highway Contractual to the Streets & Roads Account. Mr. Volpe presented these claims because, he said, somewhere is the original documentation to allow the county to do this and he wants this to clip to the claims for the Auditors. Mr. Volpe, the County Auditor, said that he would make the transfers as soon as he gets this documentation. The claims are as follows:
 Project #3, Hwy 62 & Schutte Road in the amount of \$15,156.25
 Project #4, Widening Middle Mt. Vernor Road in the amount of \$6,748.50
 Project #5, Hitch Peters & Lynch Roads in the amount of \$2,949.00

RE: LETTER OF COMMENDATION

Commissioner Buthod received a personal letter from Mrs. Jack Van Stone, Praising Mr. Harness and his wife for the wonderful job they are doing at the Pleasantview Rest Home and congratulated the county for having them as administrators. The letter was given to Mr. Harness.

RE: JOINT BID ACCEPTED FOR MOVING VOTING MACHINES

One bid was received from Nunley Gardner Transfer Co. This bid was submitted before it was agreed that a joint bid be made from various Transfer Companies, so this bid will be returned.

The joint bid received for the moving of the voting machines included the following Transfer Companies.

Adco Moving & Storage Co. Inc.
Belmont Moving & Storage Inc.
Evansville Transfer & Storage Co. Inc.
Geiger Moving & Storage Co. Inc.
Kinder Moving Co.
Nunley Gardner Inc.
Shetler Moving & Storage Inc.

The bid was in the amount of \$37.50 per machine within the city limits and \$42.50 per machine outside the city limits for moving machines and supplies to the voting places on Monday, May 1, 1972, prior to 6:00 p.m. and returning machines and supplies back to the warehouse on Wednesday, May 3, 1972.

The cost is \$2.50 more than was charged last year.

Commissioner Stofleth moved the joint bid be accepted, subject to the deadline of 10:00 a.m. Commissioner Willner seconded the motion. So ordered.

The question was asked as to how payment would be made on a joint bid as the total volume of machines is known but it isn't known how the machines will be split up by various transfer companies.

It was agreed that each company submit the number of machines they handled, then an invoice would be submitted on total number and separate checks can be written to individual companies.

RE: HEALTH AND SAFETY REGULATIONS

Commissioner Buthod said that one thing he has become acutely aware of, in his private practice, is the need for compliance with the new regulations which have been promulgated on the Occupational Health & Safety Act which covers virtually every form of industry and activity. He thought immediate steps should be taken at the County garage to comply with these federal regulations, also that this should be brought to the attention of any department of government which is operating either an institution of machines, should have to comply.

RE: CUTS-IN

Cuts-in were presented to the Commissioners that have been approved by Mr. Roehm. This was from Indiana Bell Telephone Co. Inc. requesting permission to place underground cables, plastic conduit encased in concrete, galvanized iron pipe and manholes on Outer St. Joseph Avenue from Diamond Ave. to Mill Road.

Commissioner Stofleth moved that this cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard said that he would like permission to send two men to road school next Tuesday and Wednesday. They will be operating the machinery at the County garage.

Commissioner Stofleth moved that permission be granted for these two men to attend the road school at County expense. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM UNION FEDERAL SAVINGS & LOAN

A letter was received for verification of employment of a William L. Badger, a previous employee of the Vanderburgh County Highway Department, in applying for a loan. This letter was addressed to the County garage. Commissioner Buthod thought the proper way to do this would be to change designation and have the County Auditor to sign the form verifying employment but adding that he has no knowledge as to whether Mr. Badger proved to be a dependable employee, while employed by the County. Letter referred to County Auditor.

RE: LETTER FROM J. L. HULSE

The following letter was received by the Commissioners from Mr. Hulse:

Gentlemen:

The 21 families on Heckel Road east of Green River Road would like to have you consider widening the bridge on the east side of the Heckel Road-Green River Road intersection.

This narrow bridge is a bottle neck to traffic on Green River Road and Heckel Road west of the intersection. If a car is at the intersection standing on the bridge, traffic cannot turn right off of Green River Road or proceed straight ahead east on Heckel Road until the car on the east has either moved thru the intersection or backed up enough to allow east-bound traffic to proceed.

This is a particularly bad situation because traffic is beginning to move fast on Green River Road at this point. With the amount of traffic thru this intersection at rush periods, it is only a matter of time until someone is injured or killed at this intersection.

Your attention to this matter will receive our deep appreciation. We feel that our wives and teenage drivers are taking their lives in their hands when they pass thru this intersection.

Commissioner Buthod asked Mr. Willard if he thought the culvert there could be extended and the road widened. Mr. Willard said he thought this could be done.

RE: LETTER FROM MRS. JEFFREY

There was a letter received from Mrs. Jeffrey on a drainage problem on Mels Drive and Drexel Drive, also on traffic problems. This letter was referred to the County Sheriff to see what traffic signs are needed at this location.

RE: PROBLEM AT LEVEE

Mr. Willard said that South Weinbach Avenue, at the levee, had been blocked because of high water and has had about a dozen flasher lights stolen and 10 to 15 of them torn up. He had also been putting chain across the road and the chain was stolen. He wondered what could be done and suggested that he use some cables that the county has on hand to put across the road. He said that this should work about as well as a chain. It was agreed that Mr. Willard do this. It was also suggested that the County Attorney check on the lease.

RE: MR. HARNESS

Mr. Harness presented two applications for the admittance of Mary Johnson and Lilard Rowlett to the Pleasantview Rest Home, of which he recommended. Commissioner Willner moved that these applications be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Willner wondered if the case load of the Pleasantview Rest Home had been increased by taking more residents from the State Hospital. Mr. Harness said that at present they are at the same level, that he had a meeting with authorities from State Hospital and they are at present, reviewing people for admittance to the Rest Home.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a letter from the L & N Railroad Co. stating that the cost of the prefabricated bridge on St. George Road is \$20,900.36. The payment of this had previously been agreed on. Mr. Biggerstaff was asked to obtain a claim from the L & N Railroad for payment.

RE: PUBLIC SERVICE COMMISSION HEARING

Commissioner Buthod and Commissioner Willner will accompany the County Attorney, Thomas Swain on a trip next Tuesday, to appear before the Public Service Commission on the hearing of the bridge overpass. Permission was granted for them to attend this meeting.

RE: POOR RELIEF

MARC D. ACKER...3367 W. Franklin St. which is Perry Township, but did live at 701 Oak Hill Road which is Knight Township. Mrs. Mueller, Investigator. Mr. Acker had asked for payment of the hospital bill which knight Trustee paid for, but didn't pay for the anesthetist bill.

Mr. Acker was to have appeared before the Commissioners this morning but failed to do so, therefore no action could be taken.

RE: MR. ROEHM

The following note was received by the Commissioners from Mr. Ed Roehm:

Some eligibility for 7th & 8th cent gas tax is due to end on March 31. The State of Indiana has not responded to Mr. Biggerstaff's letter in December or to my personal inquiry.

I wish your authority to go to Indianapolis tonite, to visit Ruell Steele, and the State Auditor, and whoever else necessary, on Tuesday, March 28, 1972 for the purpose of getting funding data.

Since I will attend a Corps of Engineers hearing re the levee construction at the time of your meeting, I will inquire of Mrs. Sauer for your reply.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff asked if he should keep the new ward and precinct maps in his office as had always been done. The Commissioners agreed that this was the proper place for them.

Meeting adjourned at 10:15 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

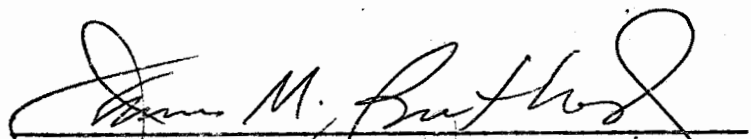
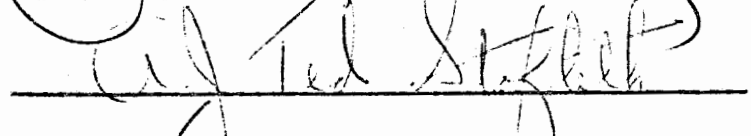
COUNTY ATTORNEY

William Stephens

REPORTERS

A. Jackson
S. Clark
C. Leach
G. Clabes

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 3, 1972

The regular meeting of the County Commissioners was held on Monday, April 3, 1972, at 9:30 a.m. with President Buthod presiding.

The meeting was called to order by Bailiff protem, Thomas Swain.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: RE-ZONING PETITION...ROBERT D. & YVONNE WINSTEAD

Premises affected are situated on the north side of Allen's Road a distance of 2,000 feet from the intersection of St. Joseph Avenue and Allen's Road. The requested change is from A to M-2. Commissioner Stofleth moved that a continuance of this petition be granted for a period of two weeks until April 17, 1972. Commissioner Buthod seconded the motion. So ordered.

RE: COMMENTS ON RIVER ROAD

Mr. Robert P. Reynolds of the Brother of Locomotive Engineer's said that he represented all of the employees of the Evansville Terminals in Howell and also the Railroad Company. He said that their only interest and concern was that of the condition of River Road which is almost impassable. Commissioner Buthod said one of the problems is that part of the road is in the County and part of it is in the City and he thought the County repaired the road the last time and the feeling is that it is now the City's turn and the Commissioners will have to get with the City to see what can be done. Mr. Willard said he talked with Mr. Watson who said he wants a written agreement and this was as far as he went with it. Mr. Reynolds said this road must be fixed as it is so bad that it has been the cause of many blown tires and broken shocks. He said that he is willing to cooperate with anyone at anytime to get this road fixed. Commissioner Buthod said prompt action would be taken and that the Commissioners will have a report on this, possibly next week. Mr. Reynolds thanked the Commissioners.

RE: LETTER FROM MR. WHITHAM

The following letter was received from Mr. Herschel L. Whitham, the Area Extension Agent:

Gentlemen:

In behalf of the Vanderburgh County 4-H Club Association, Inc., we wish to go on record and urge the construction of an overpass on Old State Road at the proposed crossing of the L & N Railroad.

Our 4-H Center is the focal point of year round activity of various organizations of young people in Evansville and Vanderburgh County. Old State Road is the major connector between the city and the 4-H Center. The movement of individual vehicles as well as school buses is of paramount interest.

Commissioner Buthod said that he received a letter, last week, a copy of the order of the Public Service Commission and they have entered their order approving the overpass and the crossing.

RE: CLAIM

A claim was received from the Building Authority for the remodeling of Room 306, to accomodate the Welfare Department as per emergency bid awards in the amount of \$7,858.23. Mr. Work has now signed this claim. Commissioner Stofleth moved this claim be approved, subject to the availability of funds. Commissioner Buthod seconded the motion. So ordered. Funds may need to be transferred in order to pay this bill.

RE: DEED PRESENTED

A deed was presented conveying Lot 8 of Bullens Subdivision, from the County Commissioners to the Trustee's of Eastview Missionary Baptist Church.

This was ordinary surplus property that was owned by the County. Commissioner moved this deed be approved, executed and delivered. Commissioner Buthod seconded the motion. So ordered.

RE: SALE OF SURPLUS PROPERTY

Mr. Volpe said that property at 514 Bellemeade was to have been auctioned off last Monday and property at 3412 St. Joe Avenue was to have been auctioned off this morning and there were no bidders. He thought this is because of the appraisal method.

RE: QUARTERLY REPORT

The quarterly report of the Justice of the Peace of Pigeon Township, Paul Luster, ending on March 30, 1972, was presented to the Commissioners. Report received and ordered filed.

RE: BOND STATUS REQUEST

A status request was received from Municipal Engineering and Construction Co. on the bonding of the structure on Mill Road. This letter of request was referred to Mr. Roehm.

RE: LETTER FROM MR. ROEHM

A letter was received by the Commissioners from Mr. Roehm, stating that the County Engineering Department is investigation the load limits on bridges by actual tests.

Mr. Roehm then explained the tests and will have recommendations on this next week. The letter of the County Engineering Department of March 27, 1972, was noted as being received and filed.

RE: CLAIM

A claim was received from Municipal Engineering & Construction Company, Estimate #2 (final) for furnishing and installing reinforced elliptical concrete pipe across the Vanderburgh-Warrick County Line. Project 191-57, Structure #105 in the amount of \$3,161.12.

Mr. Roehm said this job has been completed and has been in service for about a month now.

Commissioner Stofleth moved this claim be allowed. Commissioner Buthod seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

			Design		
COUNTY HIGHWAY....	Paul May	1750 Parker Dr.	Engr.	\$7,250 Yr.	Eff: 3/10/72
VOTERS REGISTRATION...	Elsie Saberton	824 Taylor	Typist	15.00 Day	3/27/72
	Mildred Berning	10030 Upper Mt.Vern	"	"	" " "
COUNTY TREASURER....	Jeanette Wissner	1209 W. Florida	Extra	"	" " "
	Beatrice Phillips	Slate Rd.	"	"	" " "
	Kay Linville	3116 Hartmetz	"	"	4/3/72
SUPT. CO. BLDGS....	Benny Gossar	750 E. Columbia	Painter	\$227.50 Se.Mo.	4/1/72
	James Shaffer	412 N. 9th	Utility man	188.12 " "	" " "
AREA PLAN COMM....	Michael Mitchell		Attorney	\$3,700 Yr	" " "

RE: EMPLOYMENT CHANGES.....RELEASES

			Part Time		
COUNTY HIGHWAY....	Paul May---	1750 Parker Dr.	Engineer	\$1,300	3/9/72
	Paul May---	1750 Parker Dr.	Engineer	7,800	3/16/72
VOTERS REGISTRATION...	Rosetta Floyd	317 Madison	Extra	15.00 Day	3/24/72
	Mary Hazelrigg	1101 Judson	"	" " "	" " "
COUNTY TREASURER....	Betty Burton	2812 N. Edgar	"	" " "	3/21/72
	Beatrice Phillips	Slate Road	"	" " "	3/30/72
SUPT. CO. BLDGS....	Arthur Holzwarth	W. Maryland	Painter	\$227.50 Se.Mo.	4/1/72
	Cecil Phillips	2201 N. Heidelberg	Utility	188.12 " "	" " "
AREA PLAN COMM....	Timothy Dodd		Attorney	\$3,700	3/31/72

RE: WRECKED COUNTY CAR

Mr. Stephens, the County Attorney, said he had a letter on this wrecked car from Meridian Mutual Insurance Co. offering \$350.00 for a 1964 Fairlane, 6 cylinder Station Wagon but Mr. Roehm wanted to do some checking on it first. Mr. Roehm said that the County Surveyor was driving to their office on St. George Road when a lady ran across in front of the County car. Mr. Stephens was authorized to negotiate concerning the judgment of the claim for damages done to the County owned car.

RE: MR. ROEHM

Mr. Roehm said he would like permission for Dan Hartman, Allen Foster and himself to go to road school. Commissioner Stofleth moved that the expenses be paid by the County and the approval of the trip for Mr. Hartman, Mr. Foster and Mr. Roehm to attend the road school. Commissioner Buthod seconded the motion. So ordered.

RE: CUTS-IN

A cut-in was presented by Mr. Roehm, from the Waterworks Dept. to make such trench cuts as necessary to lay a water main from 3818 N. 12th Ave. to 3902 N. 12th Ave. Approval was recommended subject to acceptance of the backfill compaction being as dense as the undisturbed soil adjacent or the original condition before excavating. Commissioner Stofleth moved that this cuts-in be approved. Commissioner Buthod seconded the motion. So ordered.

RE: RED BANK ROAD

Commissioner Stofleth asked Mr. Roehm if they are proceeding with the Red Bank Road area where the three contractors have money in their contract to repair the road. Mr. Roehm said he has had a reply from the Engineer's Associates who are ready to finalize their contract and had acknowledgment of a post program from the Waterworks Dept. and have been in contact with the Board of Works and have agreed to the principle but he doesn't have it in writing yet. He said he is proposing motor pave from south of State Road 62 to North of Hogue Road.

RE: PROBLEM IN BUDGETING

Mr. Roehm said that he has a problem in budgeting for Highway Department personnel of last year and under ordinance that was passed in July of 1971, the County Council ordained a salary of \$5,250.00 for a rodman but it was turned in to be two men at that salary and he wants to go on next Council Call to correct what seems to be an error. Mr. Roehm was told to go see Mr. Wittekindt in the Auditors Office to see about getting on the Council Call of April 19, 1972.

Mr. Volpe said that Mr. Burk told him there would be a bulletin soon as the estimated income for the Highway Department would be about 15% less than was figured on.

RE: MR. ROEHM

Mr. Roehm said while he was attending the Corp of Engineer's last Monday, the Commissioners acted on the proposed form for applications of cuts-in and agreed to include work stop at direction of the County Engineer or the County Commissioners and thought that as a matter of clarity, one or the other should be stricken.

Commissioner Buthod said this a question of redundancy and if something came up and Mr. Roehm wasn't available, the Commissioners could immediately act on it.

RE: BRIDGE ON BAYOU CREEK

Mr. Roehm said there was a bridge on Bayou Creek that was damaged, in that the guard rail was torn off last week and he is now investigating the amount of damage done and will report on it at the next meeting. He said that Mr. Willard has placed barricades there and one lane of traffic is in operation. This matter was deferred until next week.

RE: CLAIMS

A claim was presented for the transportation and expenses of Mr. Roehm for his trip to the Governor's office last week in the amount of \$62.63. Commissioner Stofleth moved that this claim be allowed. Commissioner Buthod seconded the motion. So ordered.

A claim was submitted by Nathan H. Bates for the razing of structure in Kronenberger's Addition known as 1904 S. Elliott St., at the cost of \$300.00. Mr. Roehm recommended approval. Commissioner Stofleth moved that this claim be allowed. Commissioner Buthod seconded the motion. So ordered.

RE: ADDITIONAL CONDEMNATIONS

Mr. Roehm said there are additional condemnations.

Mr. Ogburn reported that one is a house at 5303 St. Joe Avenue and that he had a letter from the owner of the property stating that he has a contract and is going to raze the property. He said another is on New Harmony Road, that he found the property unsafe for human habitation and sent the owners a letter asking them to have the property razed. Condemnation signs were posted on the property and when he went back there the signs were covered with No Trespassing Signs.

Mr. Dean, the owner of one piece of condemned property on New Harmony Road said that his mother is trying to fix this place up and the vandals have been busting out the windows. He thought this a good house and that it just needs to be repaired.

Mr. Roehm said that he didn't issue condemnation papers on this place in 1969 because at that time, he was told that work was going to be done to repair this house.

Commissioner Buthod suggested that Mr. Dean consult with the County Engineer and the Building Inspectors office to see if some plan can be worked out if there is a continuance of two weeks before any action is taken which will give Mr. Dean time to submit plans to the County Engineer and the Building Inspector.

Commissioner Buthod said he was sure Mr. Dean would be given an opportunity to repair the house if the plans were satisfactory to the County Engineer's office. This matter was deferred for two weeks and Mr. Dean was asked to report back to the Commissioners at that time.

RE: CLAIMS

Mr. Hotz presented two claims from the Vanderburgh County Building Authority for the repairs that were made in the jail in the amounts of \$249.69 and \$237.80. Mr. Hotz said that this work has been inspected. Commissioner Stofleth moved that these claims be approved. Commissioner Buthod seconded the motion. So ordered.

RE: MR. BIGGERSTAFF...LAST YEARS BUSINESS

Mr. Biggerstaff presented appraisers reports of property on the project of widening Green River Road, on the properties owned by Arthur & Mona Lambert, appraised at \$5,850, Donald & Marcella Perry, appraised at \$9,000 and Edward & Bertha Hansen, appraised at \$7,650. He said the appraisal is for the purchase of all this property because by the time the Right of Way is obtained and the front is set back, there would be no room for a house.

Commissioner Buthod said the next order of business is to acquire the property. Appraisal reports received and filed on these three properties and they should now be referred to a Right of Way buyer, subject to determining the availability of funds.

RE: POOR RELIEF

MARC D. ACKER...3367 W. Franklin St. wich is Perry Township, but did live at 701 Oak Hill Road which is Knight Township. Mrs. Mueller, the Investigator, was present, as was Knight Township Trustee, Mr. Chaddock.

Mr. Acker was to have appeared on behalf of a Anesthesiologist's bill, after which the Knight Trustee paid the hospital bill, but the petitioner failed to appear so the appeal was dismissed.

RE: REQUEST FOR PERMANENT EASEMENT

Mr. Richardt would like for a permanent easement be granted to the City of Evansville, to construct a sanitary sewer across a peice of property presently owned by Vanderburgh County, which was obtained for non-payment of taxes. He presented a drawing of the location in question. Commissioner Buthod said that the way they wanted to cut across the property would make it worthless, as no improvements could be built in the area. This matter was taken under advisement as the Commissioners needed to know more about it.

RE: FEDERAL AID IN JEOPARDY

Mr. Roehm said that the Federal Aid appropriations to widen St. Joe Avenue is in some jeopardy as the State of Indiana has not returned a statement as to point of impact and he may have to call on the Commissioners to help to expedite this matter. He said he needs a letter from the State by June 30, 1972.

Commissioner Buthod said the Commissioners will have to contact the Highway Department and see what can be done.

Meeting recessed at 10:22 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod	Lewis F. Volpe	Thomas Swain	R. Lyles
A. J. "Ted" Stofleth		William Stephens	C. Leach
			S. Clark
			H. Marynell

Secretary: Margie Meeks

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Stofleth
 BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 10, 1972

The regular meeting of the County Commissioners was held on Monday, April 10, 1972, at 9:45 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: CHECK FROM JOHN MANS

Mr. Biggerstaff presented a check to the Commissioners from John Mans in the amount of \$175.23 which was for two months rent less \$12.97 on Telephone Service paid and \$11.80 for Gas & Electric Service paid. This is for the remainder of their time for rental of the house on St. George Road which they used as a field office. Commissioner Stofleth moved that this check be accepted and be deposited in the general fund. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was presented by Mr. Biggerstaff, from the L & N Railroad Co. in the amount of \$20,900.36 for cost incurred in connection with the widening of St. George Road Crossing, Project # SU 818 (2). Contract dated October 18, 1970. Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Last week Mr. Biggerstaff presented appraisers reports of property on the project of widening Green River Road on properties owned by Perry, Hansen, and Lambert. Mr. Biggerstaff said that the county is buying these three properties and that the Perry House is the best one and it does have some value, that it could be put up for bid or torn down.

Commissioner Buthod said he thought this should go through the regular bidding procedure.

Commissioner Stofleth said that a fair price was received by the county when the property on Pennsylvania Street was sold.

Mr. Bitz said that the state always takes bids on theirs.

Commissioner Buthod said that the only other thing that could be done would be to negotiate for the land with the house removed but then couldn't allow for the value of the improvement.

This matter was taken under advisement.

RE: RECOGNITION OF CANDIDATES

Mr. Buthod recognized two candidates for County Commissioner, Bob Shaad and Tom Ossenberg.

RE: CLAIMS

There were claims presented from the Evansville Titles Corporation. Three were for partial abstract of title Parcel No. 12-W, 14-W and 15-W re: Cecil R. Phillips. Another claim re: Bobby R. Stucke on Parcel No. 9-W and re: Reno Mason on Parcel No. 13-W.. Each claim was in the amount of \$37.50. These are for the condemnations on St. Joseph Avenue.

Commissioner Stofleth moved that these claims be allowed. Commissioner Willner seconded the motion. So ordered

RE: EMPLOYMENT CHANGESAPPOINTMENTS

PLEASANTVIEW REST HOME

Rose M. Payne 430 Jefferson Ave. Cook \$335.00 Mo. Eff: 4/10/72

RE: EMPLOYMENT CHANGES...APPOINTMENTS CON'T.COUNTY HIGHWAY DEPT.

Jerry Linzy 2701 S. Gr. River Rd. Foreman \$310.38 Se.Mo. Eff: 4/1/72
 Val Euler 1602 S. Fares Pt. Time Watchman 3.00 Hr. 4/8/72

COUNTY TREASURER

Karen Starck 1401 Red Bank Extra Clerk \$15.00 Day Eff: 4/5/72
 Carolyn Dersch 2817 Buchanan " " " " 4/10/72
 Joyce Cosgrave 2625 N. Main " " " " 4/11/72

PIGEON TOWNSHIP ASSESSOR

Helen Pipes 401 E. Iowa Deputy \$15.00 Day Eff: 4/10/72

CENTER TOWNSHIP ASSESSOR

Syl Higden Hillside R.7 Ex.Real Estate Dep. \$15.00 Day Eff: 4/4/72
 Wm. E. Schenk 1732 Glendale " " " " " " "

RE: EMPLOYMENT CHANGES...RELEASESPLEASANTVIEW REST HOME

Nettie Whitaker 700 Senate Ave. Cook \$315.00 Mo. Eff: 4/10/72

COUNTY HIGHWAY DEPT.

Jerry Linzy 2701 S. Gr. River Rd. Equip. Opr. \$3.25 Hr. Eff: 3/31/72
 Kenneth Byers 1120 Washington Dog Catcher 2.95 Hr. 4/3/72

RE: ORDINANCE PRESENTED

The following ordinance was presented:

BE IT ORDAINED BY THE COUNTY COMMISSIONERS OF VANDERBURGH COUNTY, INDIANA...

Section 1. It shall be unlawful to operate a motor vehicle in excess of 25 miles per hour on the following roads, streets, or parts of roads or streets: Larch Lane - from Evergreen Road to Mt. Pleasant Road.

Section 2. It shall be a misdemeanor to violate said ordinance, and the penalty is established as by law provided.

Section 3. The County Highway Superintendent is ordered and directed to post said road or highway in accordance with this ordinance.

Section 4. This ordinance shall be in full force and effect from and after its passage by the Board of County Commissioners of the County of Vanderburgh, State of Indiana.

PASSED by the Board of County Commissioners of Vanderburgh County, Indiana, on this 10th day of April, 1972, and on said day signed by the said County Commissioners and attested by the County Auditor. This ordinance was signed by the Commissioners after Commissioner Stofleth moved that it be approved and Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of letter to Vernon Waibler was presented regarding the condition existing on his property at 2709 N. Kentucky Avenue. The Health Dept. had made a reinvestigation of this condition of dumping on April 4, 1972, and it was revealed that the condition still has not been corrected. Therefore, the Health Dept. has no alternative other than to order Mr. Waibler to eliminate this condition within fifteen days, and by doing so, will make it unnecessary to forward this case to the Prosecuting Attorney. Letter received and ordered filed.

RE: MONTHLY REPORT...CLERK OF THE CIRCUIT COURT

The report of the Clerk of the Circuit Court was presented for the month of March. Report received and ordered filed.

RE: CLAIM

A claim was presented by Rickard Realty Co. for the appraisal of Lot 32 of Vancouver Addition in the amount of \$35.00. Also the report from Mr. Rickard on this property was presented. He said that the market value of the fee to simple title to this property, in his opinion, to be \$40.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PROPERTY RE-APPRAISED

A letter was received from the County Bldg. Superintendent, Mr. Hotz, in reference to the property at 514 Bellemeade Avenue, Lot 20 and part of Lot 19 of Block 4 in Elliott Enlargement to the City of Evansville, It is as follows:

Gentlemen:

The County Commissioners having duly advertised for the auditor to conduct an auction sale for the captioned property and having found no bidders, please direct a course of action to be followed in disposing of the real property and improvements.

The previous advertisement required bidders to be prepared to offer a minimum of \$1,300.00.

Do you wish to advertise again to acution at a lesser amount for the opening bid or do you wish to have the improvements razed and the real property alone be auctioned? Or do you have another course for us to follow?

The property has been inspected and found unfit for human occupancy under city ordinances establishing city ordinance standards, and it does not appear to be economically feasible to renovate the structure for sale as a tenantable property.

Mr. Bob Rickard had previously appraised this property. Commissioner Stofleth moved that this property at 514 Bellemeade Ave. be re-appraised at no additional cost. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON PROPERTY AT 3412 ST. JOE AVE.

Mr. Hotz presented the Commissioners with a letter concerning property at 3412 St. Joe Ave, as follows:

Gentlemen:

The County Commissioners duly advertised for bidders to appear before the Vanderburgh County Auditor in an attempt to sell the improvements only of the subject property by auction and no bidders appeared.

Please direct the course of action to follow in disposing of the captioned improvements which is encroaching upon the right of way required for widening and improving St. Joseph Avenue.

Do you wish to advertise for bidders to raze these improvements, or have you another method of disposal in mind?

The property has been inspected and found unfit for human occupancy and the condition is such that it could not be moved to another location under either the City's Fair Housing Standards or the County's Housing ordinance.

MR. Roehm said that he would go to Indianapolis to see if he could obtain funds for the razing of this property.

RE: LETTER FROM THE STATE HIGHWAY COMMISSION

A letter addressed to the Vanderburgh County Engineer was presented to the Commissioners, as follows:

We are returning the preliminary plans for the proposed structure over Locust Creek on County Road F.A.S. Route No. S-461 (St. Joe Ave.) in Vanderburgh County. Approval of the Department of Natural Resources is required for any proposed bridge in a urban or highly developed area. Please include this report when you re-submit your preliminary

plans. Also, the traffic data must be shown on the preliminary plan title sheet.

Your proposed construction, a simple span adjacent box beam bridge with a bituminous wearing surface, is satisfactory for "temporary construction" but experience shows that serious deterioration will occur due to the action of water and the freeze-thaw cycle. We believe a continuous type structure is desirable at this location and a continuous reinforced concrete slab bridge would be more economical than the proposed construction.

Pipe structures are to be specified according to the I.S.H.C. "Design Criteria for use of Pipe Culverts" and Miscellaneous Standard Sheet MP and Mp-1. The approach structures are to be summarized on a structure summary table.

In addition to the above requirements the following items should be corrected on the final plans:

1. Each sheet, except cross-sections, must be signed, sealed and dated.
2. Lettering shall be of #4 guide size or slightly larger. (See Br. memo #116)
3. A paved side ditch and sodding summary table is to be included in all plans (See Road Memo \$50)
4. The plans are to provide for traffic paint stripes and signs.
5. A new estimate of quantity sheet and summary sheet are now being used.
6. Some detail and cross-section sheets are not legible and should be corrected.

Our office will be happy to provide samples and answer questions. Mr. Roehm said that he feels that he should go back to Indianapolis and talk to Mr. Walters about the bridge north of Hwy. 41 & St. Joe. Ave. Commissioner Stofleth moved that Mr. Roehm go to Indianapolis and talk to Mr. Walters. Commissioner Buthod is going to be there also and meet at the Department of Natural Resources and they will meet together on this matter. Commissioner Willner seconded the motion. So ordered.

RE: BRIDGE ON BAYOU CREEK ROAD CROSSING BAYOU CREEK

The following letter was received by the Commissioners from Mr. Roehm:

Gentlemen:

At the request of County Road Supervisor Mr. Jack Willard, I inspected the subject bridge on April 1, 1972. I wish to report as follows:

The present structure is a 16' wide roadway, a crossing of 20' clear span between abutments. The structure is a combination of stone and concrete abutments founded on the earth at a depth of about 3' below the thalweg of Bayou Creek and consists of nine 10 I 25.4 steel beams in a moderately deteriorated condition of corrosion and rust with a fair condition wood deck of two layers of 3" x 8" planking completed with 3 1/2" of bituminous materials.

Structure analysis indicates that the beam and deck system is competent to carry 43.3 kip-axle load which can be interpreted to mean the bridge structure will safely carry the maximum legal allowable highway load of 72,800 lbs. gross vehicle weight for wheel basis of 12' and longer, if a simple diaphragm is sealed or bonded between the bridge beams.

The abutment conditions generally are poor inasmuch as the mortar has leached by weathering and the concrete has begun to separate at a crack line on each side.

At Mr. Willard's request I received unofficial invitational bids from the two prestressed suppliers selling concrete bridge beams in this area. The price quoted by one was \$3,066.00, the price quoted by the other was \$3,587.00 for an 18' wide road way with the beams being installed in place.

If we determine to install new concrete bridge beams it will still be necessary to repair or replace the abutments and to widen the road bed approach and to install guard rail protection.

Mr. Roehm submitted the following recommendation:

It is my deliberate professional opinion that the county highway forces can dismantle the present structure, excavate the earth inside the existing abutments, place new concrete fill to reinforce the present abutments, clean and paint the existing steel beams and install them at the appropriate position for an 18' wide road way adding the necessary diaphragms, reinstall the plank floor replacing any damaged timbers in the process and put a new black top surface over the deck for \$3,500 to \$5,000. This course I recommend in as much as the replacement of the abutment is indicated if new concrete beams are to be installed to insure a service life comparable to the life of the beams. This cost alone equals or exceeds the estimated cost stated above for rehabilitation of the present structure.

Mr. Roehm said that there is an old guard rail on Bayou Creek that has been knocked down.

Commissioner Stofleth moved that the men from the County Garage do this work. Commissioner Willner seconded the motion. So ordered.

RE: R/W CUTS IN APPLICATIONS

Mr. Roehm submitted the following letter:

Gentlemen:

You approved the form submitted to you 20 March 1972.

One set of questions regarding the communication between the several utilities was inadvertently omitted from that draft.

With your permission I wish to substitute the attached form for the one which you approved. The only difference is the addition of the check list involving each other utility company. (Copy enclosed)

Commissioner Stofleth moved that the application for R/W cuts-in be revised as such. Commissioner Willner seconded the motion. So ordered.

RE: EMERGENCY CUT INTO COUNTY R/W

Mr. Roehm submitted the following letter:

Gentlemen:

Attached is a form for your consideration, to be used by utility companies in emergency situations that will get our paper work accountability all on one path. (Copy enclosed)

Commissioner Willner moved that this emergency form for cuts-in be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: BRIDGE #103 & 104

A letter of March 27, 1972, was received, regarding Bridge #103 & 104. Mr. Roehm asked that the weight limit be put back to the basic load of 20 ton, which will permit a gross weight of 73,280 lbs. He said these bridges has been tested for the weight.

Commissioner Stofleth moved, with the recommendation of the County Engineer, that the weight of these bridges be raised to 20 tons. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

Mr. Roehm presented a claim for a work pad in the amount of \$1.22 to be paid from the St. George Bridge Fund, Account #191-4.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: OLD RIVER ROAD

Mr. Jack Willard said that there is to be a meeting on the problem of Old River Road, today at 1:00 p.m.

RE: CUTS-IN

Three cuts-in were presented for approval.

Application was made by the Indiana Bell Telephone Co. to bury a telephone cable on Schlensker Road.

Application was made by the Evansville Ind. Waterworks Dept. to make such trench cuts as necessary to lay a water main from 6517 Old Boonville Highway to 7200 block on Old Boonville Highway.

Application was made by the Southern Ind. Gas & Electric Co. to make necessary excavations to construct 500 ft. of 2 inch H.P. gas main along the south side of Lakeside Court from Red Bank Road eastward to the west property line of the Lake View Apartment Complex in Perry Township.

Commissioner Stofleth moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINTS ON BOONVILLE-NEW HARMONY ROAD

Commissioner Willner said that he has had some complaints on the Boonville-New Harmony Road. He said that the Sheriff stopped the hauling over this road because of the load limit. He said that he understood that the coal miners were to do some extensive hauling over this road and since it was just repaired, wouldn't want to see it torn up.

RE: VOLKMAN ROAD BRIDGE PROJECT

Commissioner Willner questioned the progress on the Volkman Road Bridge Project. Mr. Roehm said that the plans are done but that there are some traffic changes to be made and the plans will probably be ready to submit to the Commissioners next week.

RE: UTILITY EASEMENT

A utility Easement from the Indiana Bell Telephone Co. was submitted for the approval of the Commissioners. This application is for permission to place underground facilities on Hogue Road.

Commissioner Stofleth moved that the utility easement grant be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard requested that one pick up truck and one dump truck be purchased for the Highway Department. He also asked for two radio speakers.

Commissioner Buthod said that he would like to take the request of the trucks under advisement so that Commissioner Willner can inspect the specifications. This was agreed upon, to see that specifications are open. Commissioner Stofleth moved that the Highway Superintendent be permitted to purchase the two radio speakers, subject to the approval of the installation price by the Commissioners. The cost is \$1,700 plus the installation cost. Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION REQUESTED TO CHANGE LOCKS

Mr. Willard requested permission to change the locks on the office doors at the garage.

Commissioner Stofleth moved that Mr. Hotz be instructed to change the locks on the doors at the County Garage. Commissioner Willner seconded the motion. So ordered. Mr. Willard was asked to keep a record of who is issued keys for the locks.

RE: MR. HOTZ

Mr. Hotz said that the building on St. George Road will no longer be used as a field office and wondered what to do about it.

Commissioner Buthod said he thought this was worked out before. He thought it was decided to offer it for sale in an alternative fashion, to offer the improvements for moving, or a bid for moving it back on the lot and raising it above flood level. He thought the bids should be worked up on an alternative form.

Commissioner Stofleth moved that the County Attorney's prepare the alternative specifications for the sale of this property. Commissioner Willner seconded the motion. So ordered.

Mr. Hotz said that there is a sewer being put down St. George Road. He said that he thought the County would be pressured to soon, that the county is going to have to tap into this sewer, but doesn't think we should tap into until budget time. Commissioner Buthod said he thought that the city would give enough extension so this could be considered at budget time. It was suggested that the County Surveyor map out a route. Commissioner Stofleth asked Mr. Roehm to help on this.

RE: MR. HARNESS

Mr. Harness said that he has five applications of applicants from the State Hospital and that he will be meeting with them today. Mr. Harness said that he put in a request to the Council, for \$4,690.00 for two additional employees, a cook and an aid. Commissioner Buthod said that since more money than this amount will be recouped, thought it a good idea to talk with Mr. Hudson to see what ideas he might have. Mr. Harness said he would appreciate anything that the Commissioners can do to help him on this.

Mr. Harness also said that the new emergency lighting system has been received at Pleasantview Rest Home, and he hoped that it can be installed within the next month.

RE: PERMISSION TO ATTEND MEETING

Mr. Harness requested permission for he and his wife to motor to South Bend, Indiana on April 20, 1972, for a meeting for County Home Administrators on the 21st of April, 1972. Commissioner Willner moved that permission be granted. Commissioner Stofleth seconded the motion. So ordered.

Mr. Munger questioned Mr. Harness as to the need of the extra cook. Mr. Harness explained the duties of the cook to Mr. Munger.

RE: POOR RELIEF

MARY GUTHRIE...1326 E. Sycamore St...Knight Township..Mrs. Mueller, Investigator. Mrs. Guthrie had her house broken into last Monday night and her television set and food stamps were stolen. She asked Knight Township for help on food and was told to use her welfare check, which Mrs. Guthrie said she had to use to pay her monthly bills. Mrs. Lucy Echols appeared with Mrs. Guthrie. Mrs. Guthrie called the Knight Trustee's office and explained that her food stamps were stolen and asked for food. Mrs. Mueller said that she asked Mrs. Guthrie if she had any money. She said that Mrs. Guthrie told her that she had received her A.D.C. check and had \$51.00 left after paying bills. Mrs. Mueller suggested that Mrs. Guthrie buy food until she was eligible for more stamps. Mrs. Echols explained what Mrs. Guthrie spent her money on and what bills she had to pay. Commissioner Stofleth moved that Mrs. Guthrie be allowed \$13.00 a week until her next check comes in from Social Security. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL OF CORRECTION DEED

County Attorney Stephens said that the Commissioners approved the execution of a correction deed for Yewell Raleigh and others, dated June 14, 1971.

Meeting recessed at 10:55 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod	Lewis F. Volpe	William Stephens	H. Marynell
A. J. "Ted" Stofleth	Wm. Wittekindt Jr.	Thomas Swain	R. Lyles
Robert L. Willner			C. Leach

Secretary: Margie Meeks

James M. Buthod
Robert L. Willner

COUNTY COMMISSIONERS MEETING
APRIL 17, 1972

The regular meeting of the County Commissioners was held on Monday, April 17, 1972, at 9:35 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: RE-ZONING PETITION...CHARLES NUNN & SONS MILLING CO.

Premises affected are situated on southwest side of New Harmony Road, a distance of 400 feet, more or less, northwesterly of the corner formed by the intersection of New Harmony Road and Robinhood Drive. The requested change is from A to M-2 which is for an addition in the milling operation.

Mr. Marchand appeared for the petitioners. Area Plan approved this petition. Commissioner Stofleth moved that this petition be approved. Commissioner Willner seconded the motion. So Ordered.

RE: RE-ZONING PETITION...CHARLES BROMM

Premises affected are situated on the West side of Old State Road, a distance of 800 feet South of the corner formed by the intersection of Old State Road and Boonville-New Harmony Road. The requested change is from A to M-2 and is for a machine, tool, die and guage shop.

Area Plan approved the amended petition, which was 1/2 acre zoning change. Mr. Lensing appeared for the petitioners. Commissioner Stofleth moved that this petition be approved as amended. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITION...PROFESSIONAL SERVICES INC.

Mr. David Miller, the attorney for the petitioners, had grand jury this morning, so this petition was delayed until Mr. Miller could be present.

RE: RE-ZONING PETITION...ROBERT D. & YVONNE WINSTEAD

Premises affected are situated on the north side of Allen's Road, a distance of 2,000 feet from the intersection of St. Joseph Avenue and Allen's Road. The requested change is from A to M-2 which is for a mobile home park.

The vote in Area Plan on this petition was 6 to 4, with negative vote by majority, so was denied.

Mr. Claude Bates appeared for the petitioner. He said that he didn't represent the petitioners at the zoning commission but was informed that they had approved this petition. He said that there is a great need for this facility.

Commissioner Buthod disqualified himself as he had direct conflict of interest.

Mr. L. A. Parker was appointed to take Commissioner Buthod's seat.

It was agreed that this petition be continued for two weeks, to be taken up on May 1, 1972, so that more information can be obtained.

Commissioner Buthod suggested that since May 1 is Law Day, that the hearing of this petition be commenced on that day, as he might be delayed, with Mr. Parker serving in his stead.

RE: RE-ZONING PETITION...PROFESSIONAL SERVICES INC.

Premises affected are situated on the East side of Schutte Road, a distance of 1530 feet South of the corner formed by the intersection of Schutte Road and State Road 64.

The requested change is from A to R-2 which is for residential apartments. Commissioner Buthod disqualified himself as he had direct conflict of interest. Mr. L. A. Parker was appointed in his stead.

Mr. David Miller was the Attorney for the petitioner. He explained that the petitioners want to build small apartment units, designed for students and faculty, across from the Indiana State University, as the school has no plans to build housing. He explained that the proposal was to build three apartment units, two 24 unit buildings and one 12 unit building. He also explained the traffic pattern, and presented plans of proposal. Mr. Miller said that in regard to the sewer, there would be no facilities built until one was available. He said that he didn't know what the plans of the University were in regard to the sewer, or where they were going to get the money, but it seemed to him that if the Commissioners ordered them to tap into the sewer, they would have to do so.

Commissioner Buthod said that there is an existing contract for the Carpenter Street sewer that provides for the line to be run as far as Spry Road and there are plans for an extension which, to his understanding has not been approved by the Board of Works and the contract does not carry it on to Nurrenbern, beyond Spry Road and up Schutte Road, however the plans have been drawn and are a part of the projection. He also said that the Commissioners have no jurisdiction in ordering anyone to tap into a sewer, this jurisdiction lies with the City-County Board of Health.

Mr. Miller said that these apartments would be an asset to the Community, as well as available housing for students and without it, the University will suffer. He also said that the petitioners would be happy to make modifications to satisfy residents in the area as he feels that the University needs this kind of housing.

Mr. Pemberton, of Rosser & Felstead Road, spoke for the remonstrators, stating that the petition has been before the Area Plan Commission three times and before the Commissioners one time before, that Mr. Stofleth made a motion that the petition be deferred until another meeting in Area Plan to give the residents time to study the proposal.

When this proposal was before the Commissioners, it was referred back to the Area Plan for more study because of some question concerning drainage. He presented a petition of 94 signatures of residents that opposed this petition. The remonstrators were asked to stand.

Mr. Pemberton presented an aerial photograph and explained the problem of drainage and the sloping terrain and explained that the kind of buildings proposed would be detrimental to the area and its natural beauty and reduce the value of the private homes in the area. He also said that 18 acres in the area are already re-zoned for apartments by the Mid-America University Center.

Mr. Miller stated his rebuttal.

Commissioner Willner said that he thought this petition a bit premature so moved that this petition be denied. Mr. Parker seconded the motion. The vote being unanimous to deny petition. The motion Carried.

RE: BIDS RECEIVED FOR FUNDS TO BE DEPOSITED

Mr. Tilford presented bids from three banks for the deposit of funds into bank certificates. He said that if all five banks offer bids, according to law, at the going rate, the money would have to be divided up between them, but if one or more decline, the award can be made as the Commissioners see fit.

Commissioner Willner moved that the bids be opened. Commissioner Stofleth seconded the motion. So ordered.

They are as follows:

Citizens National Bank:

\$500,000.00	30 days	4 1/2%
\$600,000.00	60 days	4 5/8%

National City Bank:

\$500,000.00	30 days	3 3/4%
\$600,000.00	60 days	4 3/8%

Old National Bank:

\$500,000.00	30 days	4 1/2%
\$600,000.00	60 days	4 1/2%

Commissioner Stofleth moved that the bids be taken under advisement until the latter part of the meeting, also that the bank who is awarded the bid,

be notified in writing by Mr. Tilford. Commissioner Willner seconded the motion, asking that the County Attorney give an opinion on the legality of this matter. So ordered. Total of interest on money deposited is \$47,468.75.

RE: INVESTED MONEY

Commissioner Stofleth said that it seemed to him, that when money is invested, the interest should be restored to the account from which it came, rather than to the general fund. The other Commissioners agreed with this, and asked the County Attorney to check on it, to see where this money should legally go.

RE: MONTHLY REPORT...TREASURER

The monthly report of the County Treasurer, for the month of March, was submitted to the Commissioners. Report received and ordered filed.

RE: LETTER REQUESTING PERMISSION TO HAVE GARDEN

A letter was received from Mr. Harold Segall, Administrator of Alcoholic Help Inc. as follows:

Dear Mr. Buthod:

We are requesting formal permission to use the area at the top of the hill on the east side of the lake on the Boehne Convalescent property as a vegetable garden to be used by the Superintendent, the maintenance Supervisor, and residents of the Alcoholic Recovery Center. This area was formerly used by the Boehne Convalescent Center as a vegetable garden. Its use would provide some occupational therapy for the residents under treatment for their alcoholism, as well as providing fresh vegetables for their consumption..

Commissioner Willner moved that permission be granted. Commissioner Stofleth seconded the motion. So ordered.

RE: MONTHLY REPORT...RETARDED CHILDREN

The monthly report for the month of March was received by the Commissioners, from the Evansville Association for the Retarded Children. Report received and ordered filed.

RE: FINANCIAL REPORT...PUBLIC LIBRARY

The financial report of the Treasurer of the Evansville Public Library and Vanderburgh County Public Library was submitted to the Commissioners, for the year of 1971. Report received and ordered filed.

RE: REQUEST FOR THE CHANGE OF SPEED LIMITS

A letter of request was received from the Sheriff's office as follows:

Gentlemen:

I would like to submit this request for speed limits to be changed on the following road:

Mels Drive - the speed limit to be twenty-five (25) miles per hour.

Agathon Drive - reduce the speed limit from thirty-five (35) miles per hour to twenty-five (25) miles per hour.

I would also like to submit this request for signs to be erected at the following intersections:

Biddle Court and Crestmont - Yield sign making Crestmont preferential.

Crestmont and Drexel Drive - Stop sign making Drexel Drive preferential.

Drexel Drive and Mels Drive - Stop sign making Mels Drive preferential.

Commissioner Willner moved that the change in speed limits on Mels Drive and Agathon Drive be approved and that the County Attorney be authorized to prepare an ordinance. Commissioner Stofleth seconded the motion. So ordered. The other recommendations were referred to the County Engineer for investigation.

RE: EMPLOYMENT CHANGES....APPOINTMENTSVOTERS REGISTRATION

Marilyn E. Merchant	3131 E. Cherry	Typist	\$15.00 day	Eff: 4/10/72
Edith Johnson	917 N. Kelsey	Clerk	" "	" " " "
Violet Rohner	811 N. 3rd Ave	"	" "	" " " "
Doris Geiser	Browning Road	"	" "	" " " "
Mary Jo Mooney	105 N. Rotherwood	Typist	" "	" " " "
Edna Chumley	523 N. Kelsey	Checker	" "	" " " "
Brenda Carney	4307 E. Riverside	"	" "	" " " "

RE: LETTER FROM TOM SWAIN

The following letter was received by President Buthod: Re: Hansen -
Purchase Green River Road Right of Way

Dear Sir:

I am informed by William Rich, a land buyer for right of way for Vanderburgh County, that Mr. and Mrs. Hansen are willing to sell their property to Vanderburgh County at an agreed price. This purchase is a total take.

I have informed Mr. Rich that I would take this matter up with you for counsel and guidance.

The facts are as follows:

Mr. and Mrs. Hansen is 76 years old and suffers from a heart condition. Mrs. Hansen, whose age I do not know, but I assume to be approximately the age of Mr. Hansen is suffering from cancer.

In the negotiations, Mr. and Mrs. Hansen have been granted the right to live in the property for a period of ninety days. I assumed that this ninety-day period would begin to run from notice by the Board of County Commissioners or the County Highway Engineer that the notice begins to run as construction is imminent. Also, one other problem, I am furnishing a copy of this letter to Ed Roehm so he may be able to tell us what his estimate is as to when construction will begin.

In addition, now that Mr. and Mrs. Hansen have sold the property, or sale is nearby, I wonder what the policy of the Board of County Commissioners would be with reference to renting the property.

It is my understanding the policy of the Indiana State Highway Commission as to the purchase of property is to charge 1% per month of the sale price. I do believe under the circumstances, that some rent should be charged even though it may be nominal, but I must rely upon your counsel and guidance before I can advise Mr. Rich.

If you have any questions, as always, I would be happy to answer them to the best of my ability.

Commissioner Buthod said that if the Hansen's didn't sell this property to the County, the county would have the expense of condemnation so he thought it fair to charge an annual rental of 5% of sale price which would amount to \$32.50 per month. They wouldn't have to move until they were given a 90 day notice, at the time the project is imminent.

Commissioner Stofleth moved that the Hansen's be permitted to rent this property on an annual rental of 5% which is \$32.50 per month. Commissioner Willner seconded the motion. So ordered.

RE: CONDEMNATION NOTICES

Copies of notifications of condemnations were presented to the Commissioners from Mr. Ogburn, the County Building Inspector, which were sent to Mr. & Mrs. George A. Howard of R.R.5, Mt. Pleasant Road and to Mr. * Mrs. Henry Cole, in care of Anna H. Reeves, for building that was Ted Cole's Barbecue on Old River Road. Notification was given that these buildings are condemned and must be razed by April 24, 1972. It stated that the residents have the right to resist this order by appearing before the County Commissioners at its regular meeting held on April 24, 1972, at 9:30 a.m. and failure to appear or to contact the County Building Commissioner before the date stated, will result in an order to raise these buildings at the expense of the owner.

Mr. Roehm said that the owners of the property that is titles as that of Ted Cole Barbecue, are now deceased and Mrs. Reeves is the owner of record.

Mrs. Reeves responded, in that the County would have to sell this property as she wasn't interested in it. Commissioner said nothing can be done on this matter until next week so the matter was delayed until that time.

RE: VIOLATION OF HEALTH LAW

A copy of a letter sent to Kenneth Rolfe was presented to the Commissioners from the City-County Health Department, stating that they have received several complaints of the dumping of trash on property located in the 5400 block of N. New York Avenue, that it will be necessary for this area to be closed to further dumping and the present condition corrected, that a reinvestigation will be made in approximately 15 days to determine if this condition has been corrected. Letter received and filed.

RE: CLAIMS....EVANSVILLE TITLES CORP.

Three claims were presented from Evansville Titles Corp. for the extension of abstracts of titles on Green River Road. One was for Lambert's in the amount of \$61.50. Another for Hansen's in the amount of \$37.50 and the third was for the Perry's in the amount of \$37.50. Commissioner Stofleth moved that these three claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...SMITH & BUTTERFIELD

A claim was received from Smith & Butterfield last week in the amount of \$1.22 for office supplies of the County Engineer. It was approved by the Commissioners, but sent back this week marked, "we can not pay", as printing supplies are on bid and Smith & Butterfield was not awarded the contract this year. Mr. Roehm will talk with the County Auditor on this.

RE: AUTHORIZED TO ADVERTISE

Requisitions were presented by Mr. Willard for one pick-up truck and one 1/2 ton dump truck for the County Highway. Commissioner Willner said that the specifications were in order. Commissioner Willner moved that the Auditor advertise for bids, pursuant to requisition of the County Highway Supervisor and reviewed by the Board of County Commissioners. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER FROM CLARENCE RUPP & WILLIAM GAFFNEY

The following letter was received by the Commissioners:

Gentlemen:

We would like to have your permission to put up fencing between 2501 and 2443 Glenview Drive. My neighbor and I have the expense of keeping this piece of land mowed, seeded, and filling the holes. Lately, we have a problem with motorcycles riding through this leaway, skidding wheels, popping wheelies, etc., in other words, just making a mess of it. We have tried being nice to them, asking them to try to stay in the middle when the ground is wet, but the answer we get is for them to ride around in circles cutting deep tire prints in the dirt. As you probably know, it is rather difficult trying to mow the ground with holes, etc.

We are willing to till up this parcel and reseed it if you will let us put up some kind of blockade so we can keep our properties looking decent.

Your prompt reply would be very much appreciated as this has become quite a nuisance, and their parents inform us that there is not a thing we can do. Mr. Gaffney and I both have small children and these boys speed through here without looking. As you can see, there is more of a problem here than just cutting up the ground.

Mr. Biggerstaff said this is in a platted sub-division and the street is dedicated by request of the Plan Commission for future extension and to the unplatted plans adjacent to it so that when it is platted, this street will be extended into it.

Commissioner Willner moved that these people have permission to build a fence. Commissioner Stofleth seconded the motion. So ordered.

RE: CHARGES FOR GAS & OIL

Charges were received from Mr. Willard of the Highway Department, billed to Mr. Hotz, the Building Superintendent, for gas & oil in the amount of \$12.42.

Mr. Roehm said that there is no reason for this to come before the Commissioners. He said that it has always been handled by simply signing the tickets at the garage and acknowledging the receipt. Mr. Wittekindt of the Auditor's office was asked to check into this matter.

The reimbursement of the Highway fund was authorized by the Commissioners in whatever way is most expedient.

RE: MR. ROEHM...CLAIMS

Mr. Roehm presented claims for reimbursement to himself for the trip to Indianapolis on the project of St. Joe Avenue bridge, which was authorized by the Commissioners, in the amount of \$46.74.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm presented a claim for the reimbursement to Mr. Dan Hartman for his trip to Indianapolis, also on the project of the St. Joe Avenue bridge that was approved by the Commissioners. The amount of this claim was \$83.60.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm presented a claim from the Evansville Blue Print Co. Inc. in the amount of \$27.80 for film materials on 191-22, Cumulative Bridge Fund, F.A.S. 396 (4).

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: APPLICATIONS FOR CUTS-IN

The following cuts-in were presented for approval:

From Southern Gas & Electric Co. for necessary excavations to construct gas main and plastic pipe on Hogue Road from Red Bank Road eastward to the bridge just east of Rosenberger Avenue.

From Evansville Ind. Waterworks Dept. to make such trench cuts as necessary to lay a water main on Huckelberry Lane to provide service.

From Evansville Ind. Waterworks Dept. to make such trench cuts as necessary to lay a water main extension to provide service from Westmore Drive to Marigold Court.

Mr. Roehm recommended approval of these cuts-in. He said that these would probably be the last of the old application forms.

Commissioner Stofleth moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that he had plans for the re-alignment of the drainage ditch on Volkman Road. He said he will have the specifications ready for approval next week, also the advertisement for bids will be ready at that time. This matter will be held until next week, so no action was taken today.

Mr. Roehm said he has a problem in that the survey party for the Highway Dept. has no sticker permit for parking at the Civic Center, and there is no where to park and they got a ticket. It was agreed that something should be done about the parking problem.

Mr. Roehm said that the repairs of the Bayou bridge was discussed last week and in the process of the excavation work, the top part of one of the abutments fell in the creek and he wondered if a piece of culvert

pipe could be placed here, that the time is growing short and the water is within a foot of the road level and will be over the road by nightfall. He said they previously got into trouble when crossing on Bayou Creek on Graffe Road, when a 6 foot water pipe culvert caved in and there are about 75 families who have no way to get out, so he proposed a temporary structure across culvert on Graffe Road. Commissioner Buthod said he thought there should be all sorts of warning signs and barricades. He said that he understands that there are 4 steel eye beams and enough 12 inch bridge timbers that can be used for temporary structure there.

Mr. Roehm said the speed should be limited to 2 miles per hour and have restriction of single lane traffic for cars only, - no trucks.-

Commissioner Stofleth moved that construction of the temporary bridge be authorized and temporary restrictions, as recommended by Mr. Roehm, approved, as well as signs and barricades. Commissioner Willner seconded the motion. So ordered.

A short recess was called in order to open the Drainage Board meeting, to authorize the opening of the bids for the cleaning of the various ditches.

RE: PAYROLL PROBLEM

Mr. Roehm said he had a problem on the payroll of Mr. May, that was authorized when the previous classification expired. He said that the Auditor's office had returned the form to Mr. Willard and that it was just a matter of changing rates and the time.

Commissioner Stofleth moved this payroll be approved. Commissioner Buthod seconded the motion. So ordered. Mr. Roehm was asked to explain this problem to Commissioner Willner, as he didn't understand what it was all about.

RE: 3 WAY STOP SIGN UNWARRANTED

Mr. Lochmueller said that the Commissioners requested that he review the intersection at St. George Road and Hitch-Peters Road, as to if this intersection warranted a 3-way stop, as requested by the Sheriff.

Mr. Lochmueller submitted a traffic engineering report. It was found that this intersection does not meet any of the multiway stop sign warrants. He said that the Area Plan Commission staff recommends that the existing sign on the west approach of St. George Road be relocated to the south approach of Hitch-Peters Road. The relocation of the stop sign will then meet the following requirement: An intersection of a less important road with a main road where application of the normal right-or-way rule is unduly hazardous.

Commissioner Buthod thought this should be referred back to the Sheriff, that Mr. Lochmueller and Mr. Roehm should confer with the Sheriff to see if he wanted to revise his recommendation, based on this report and if the Sheriff stands by his original request, the Commissioners will act in accordance with their own disgression in The light of his request and the recommendation of Mr. Lochmueller for Area Plan Commission.

RE: REQUEST TO APPROVE PROPOSAL

The following letter was received by President Buthod, from Mr. Kenneth Marlin:

Dear Mr. Buthod:

After reviewing the proposed construction plans for State Route 62 between Rosenberger Avenue and Red Bank Road, a meeting was held between the Area Plan Commission and the Indiana State Highway Commission District office at Vincennes. It was discussed at this meeting the benefits of eliminating two of the three access cuts on State Route 62 between Rosenberger Avenue and Red Bank Road to improve safety and traffic flow.

We propose the following:

1. Two of three access cuts be eliminated
2. The remaining access be built using Indiana State Highway Commission specifications for a High-Type Public Road Cross-over and approach.
3. Design the Rosenberger Avenue approach for 4 - 11' lanes.
4. Design the Red Bank Road approach for 4 - 11' lanes.
5. The developer on the north side build a 24' frontage road from Rosenberger Avenue to Red Bank Road.

We request the Board of County Commissioners of Vanderburgh County to approve this proposal and request the Indiana State Highway Commission to make a change order of the construction plans on State Route 62 between Rosenberger Avenue to Fed Bank Road.

Commissioner Stofleth moved to approve proposal with the approval of the state and accept revision, submitted together with a request for a change order to the State Highway Department. Commissioner Willner seconded the motion. So ordered.

Mr. Lochmueller said that he will prepare the request letter to the State.

RE: MR. BIGGERSTAFF...CLAIMS AND WARRANTY DEEDS

Mr. Biggerstaff presented claims and deeds of the Lambert's and the Perry's for the Right of Way on Green River Road. These were taken under advisement pending the furnishing of the titles as there is a mortgage on one of them.

Mr. Biggerstaff also presented a claim from Robert Goff and Don Cox in amount of \$1,200 each for the purchasing of property up until April 14, 1972. He said that all the property is purchased up to Pigeon Creek, except the property that is to be condemned. These claims will be held until next week.

RE: RIGHT OF WAY GRANT

A dedication of easement and Right of Way for the widening of Hogue was dedicated to the County by Roman and Nellie Gehlhausen at no cost to the County. It was thought to be better to grant the Right to the County and the Telephone Company could get a permit to put their installations in and if they would have to be moved, it would be at their expense. Commissioner Buthod said he talked with Mr. Gehlhausen and found that he wanted to get this straightened out so there would be no trouble in the future.

Commissioner Stofleth moved this be accepted, subject to review by the County Attorney. Commissioner Willner seconded the motion. So ordered. This grant was later checked and approved by the County Attorney.

RE: CLAIM

A claim was presented from John Mans. This claim was approved in November of 1971, but was held up until Mr. Mans payed the rental due the County for the building on St. George Road. This claim is for additional work to maintain traffic on St. George Road.

The claim having been previously approved and the conditions of approval having been satisfied, the claim is now referred to the County Auditor for payment.

RE: PROJECT IN EXCESS OF BID PRICE

Mr. Biggerstaff said that Deig Brothers had a claim in the Auditor's office for the repair of Burdette Park swimming pool and to set the record straight so this claim can be paid, having been approved by the County Commissioners, he explained that the project was in excess of the amount of the bid as there was a malfunction in the pipes, so he wrote an explanation for the State Board of Accounts, in that this was an emergency and an attempt was made to keep the job in line with the policy of asking for bids on all jobs. He also enclosed a copy of the "Special Provisions" of the specifications. The Commissioners thought this would explain the matter to the State Board of Accounts.

RE: MR. ROEHM

Mr. Roehm said there seemed to be a question of getting payment for Mr. Nathan Bates for the work for razing the structure at 1904 S. Elliott Street, which has been approved by the Commissioners.

The reason for this was that the claim wasn't turned in soon enough, however this claim has now been paid.

RE: INVITATION BY MR. PUGH

Mr. Pugh invited the Commissioners and Mr. Biggerstaff to a Urban Conservation tour on Friday, starting at Stevenson Station at 9:00 a.m. He said that there will be a \$5.00 charge for the bus tour and dinner.

Mr. Pugh asked that reservations for the tour be made by Thursday.
The Commissioners thanked Mr. Pugh for the invitation.

RE: BIDS RECEIVED FOR FUNDS TO BE DEPOSITED..CON'T.

Having examined the bids and checked the legality of them, Mr. Swain, the County Attorney, said that the Board of County Commissioners may authorize the Treasurer to deposit the money, by resolution or ordinance. Commissioner Buthod said he thought that in keeping with the general public policy to split the money among the banks wehn it is possible so he proposed that the \$600,000.00 be inducted for 60 days with Citizen's National Bank at the rate of 4 5/8% and the \$500,000.00 with Old National Bank at the rate of 4 1/2%. Commissioner Willner so moved. Commissioner Buthod seconded the motion. Commissioner Stofleth abstained. The motion carried.

Meeting recessed at 12:12 p.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Wm. Wittekindt Dep. Thomas Swain

COUNTY ATTORNEY

REPORTERS

R. Lyles
S. Clark
C. Leach
A. Jackson
H. Marynell

Secretary: Margie Meeks

A. J. "Ted" Stofleth
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 20, 1972

A special meeting of the County Commissioners was held on Thursday, April 20, 1972, at 2:55 p.m. with President Buthod presiding.

RE: LETTER FROM LOCAL 215

The following letter was received by Commissioner Buthod, from Mr. Arden, the President of Teamsters, Local 215:

Dear Mr. Buthod:

The Union, by and through its duly authorized representative, does hereby serve written notice upon you that we wish to open and negotiate a new contract covering the Vanderburgh County Highway employees.

The Union hereby offers to meet and confer with you for the purpose of negotiating new collective bargaining agreement. Please set a date when you can negotiate.

Commissioner Buthod said consideration of setting a date would be discussed at the meeting of April 24, 1972, when interested persons would be present, although he would be unable to attend this meeting.

RE: NOTIFICATION FROM BUILDING AUTHORITY

The following letter was received by President Buthod, from Mr. Ruston of the Evansville-Vanderburgh County Building Authority:

Dear Mr. Buthod:

Under date of April 14, we received the letter incorporating the findings of the reallocation of space prepared by the City and County representatives, Messers Eifler and Hotz.

In accordance with Section 6 of the City and County Rental Payment Agreement executed January 26, 1972, the Mayor and County Commissioners must approve or ratify these revised space allocations.

The specific space assignments were revised as follows:

City.....	73,922 Sq. ft.	35.554%
County.....	133,990 Sq. ft.	64.446%
	<u>207,912 Sq. ft</u>	<u>100.000%</u>

Before we can convert the new space assignments into rental dollars, it is necessary that we have your agreement to the revised space allocations.

Please signify your approval by signing and returning no later than May 1, 1972, the original copy to the Building Authority and retaining the duplicate copy for your files.

A copy of the space allocation review was submitted with this letter.

Commissioner Stofleth moved that this matter be taken under advisement. Commissioner Buthod seconded the motion. So ordered.

RE: LETTER FROM TELEPHONE CO.

The following letter was received by the Commissioners from Mr. Brinegar, Engineering Manager of the Indiana Bell Telephone Company:

Dear Sir:

The relocation of our pole line and aerial cables on Outer St. Joseph Avenue in conjunction with the proposed road widening will be a major project of considerable expense to Indiana Bell Telephone Company.

We would like to know and be kept informed as to the status of this project. This will help us to avoid unnecessary expense and delay in the relocation of our plant.

To enable us to do this, a time interval of six months is needed for material ordering and construction.

We would appreciate your help in this matter since this will benefit us all in getting the job done. This matter was referred to the County Engineer for consultation with the Telephone Company.

RE: CONCURRENT RESOLUTION

Commissioner Buthod received a copy of a Concurrent Resolution from Beth Greene, the Secretary of State, relating to a possible technical error in Senate Enrolled Act 154, regarding Senate apportionment as passed by the recent session of the Indiana General Assembly. The Indiana Legislative Council is directed to forward to the Vanderburgh County Commissioners, Vanderburgh County Election Board, the Vanderburgh Board of Registration and the Secretary of State as soon as received, the official census map setting out the geographical areas so that the Commissioners may comply with this resolution. Copies of the resolution will also be sent to those above. Received and filed.

RE: VOTING PLACES

Commissioner Buthod said that a motion was in order to fix the polling places for the Primary Election to be held on May 2, 1972. Commissioner Stofleth moved that the polling places presented to the Commissioners be approved. Commissioner Buthod seconded the motion. So ordered. The list of polling places are included herein.

Meeting recessed at 3:10 p.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod A. J. "Ted" Stofleth	Lewis F. Volpe	Thomas Swain	H. Marynell R. Lyles

Secretary: Margie Meeks

Calvin H. Buthod

Robert J. Wilson

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
APRIL 24, 1972

The regular meeting of the County Commissioners was held on Monday, April 24, 1972, at 9:30 a.m. with Vice President Stofleth presiding.

The minutes of the previous meetings of April 17th and 24th were approved as engrossed by the Auditor and the reading of them were dispensed with.

Commissioner Stofleth welcomed Mr. Herman Hotz back, after being in the hospital for a week.

RE: RECOGNITION OF CANDIDATES

Commissioner Willner recognized two candidates for County Commissioner, Robert Kollker and Norman "Red" Mosby.

RE: TRAFFIC CONTROL RESOLUTION

Mr. Bill Stephens, a county Attorney, explained that this resolution concerns the regulation of parking on the Civic Center parking lot to relieve any question that might rise concerning the powers of the Commissioners in regulating the parking, a copy of which is enclosed in these minutes.

Commissioner Willner moved that this Traffic Control Resolution be adopted. Commissioner Stofleth seconded the motion. So ordered.

RE: REZONING PETITION

A re-zoning petition was presented from Roy McCutchan. The premises affected are situated on the Southeast side of Old State Road, Evansville, Vanderburgh County, Indiana. The requested change is from A to C-1B.

Commissioner Willner moved that this petition be referred to Area Plan Commission on first reading. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM FOR MEALS OF PRISONERS

A claim was presented to the Commissioners from Sheriff Riney, for the meals of the prisoners in the amount of \$3,630.00.

Commissioner Willner moved that this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM AND WARRANTY DEED...LAMBERT

A claim was presented by Arthur and Mona Lambert in the amount of \$6,171.32, for the Right of Way in widening Green River Road.

Mr. Swain, a County Attorney, said this is a total take. He said that the depth of the lots between the Right of Way and Pigeon Creek is so narrow that upon the recommendation of the Engineer, the entire property is being purchased. The abstracts have been brought up to date and Mr. Swain forwarded an opinion, as to title, to the County Commissioners last week. Mr. Biggerstaff said that these properties for the widening of Green River Road were approved last year.

Commissioner Willner moved that this claim be approved, subject to the release of the Oil & Gas lease to the County. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM AND WARRANTY DEED...PERRY

A claim was presented by Donald and Marcella Perry, and the Midwest Federal Savings & Loan Assn. for the Right of Way in the widening of Green River Road, in the amount of \$8,761.46. Mr. Swain said that this property is just south of the Lambert property and that the lot was so narrow in depth, that upon the recommendation of the County Engineer, the entire property is being purchased. There is a mortgage on this property.

Commissioner Willner moved that this claim be approved, subject to the mortgage and the Gas & Oil release of lease to the County. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIMS...JACKSON AND WISLEY...& EASEMENTS

Mr. Mac Brown presented two claims for the Right of Way on St. Joe project. One from Clyde and Dorothy Wisley in the amount of \$1,650.00. The other claim from Lee and Virgie Mac Jackson in the amount of \$7,580.00. He also presented a claim from the Mac Brown & Co. Inc. in the amount of \$1,200.00 for final billing for the negotiation work on the St. Joe project. Commissioner Willner moved that the claim for Mac Brown in the amount of \$1,200.00 be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Willner moved that the claim from the Jackson's in the amount of \$7,580.00 be approved. Commissioner Stofleth seconded the motion. So ordered. The motion was subject to the removal of building. Commissioner Willner moved that the claim from the Wisley's be approved in the amount of \$1,650.00, subject to curb cuts. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM: MR. TILFORD

A claim was received from Mr. Tilford in the amount of \$6,034.82 for the Vanderburgh County portion of ditches for annual periodic maintenance of legal drains.

Mr. Volpe said that this comes out of the Highway Department. He said that when the Surveyor assesses, everything is assessed including land owned by the City and County, also land owned by adjacent Counties if it drains into Vanderburgh County. This is the bill on the assessment. Commissioner Willner moved that this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIM...RICKARD REALTY INC.

A claim was received from Rickard Realty Inc. in the amount of \$1,000.00, which is for Appraisal and Negotiations on Right of Way for widening of St. Joseph Avenue. This amount is the balance due and now pays Mr. Rickard in full, to date, on Phase one. Commissioner Willner moved that this claim in the amount of \$1,000 be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSCOUNTY HIGHWAY DEPT...RABIES CONTROL

Velmont Claridge 1210 First Ave. Truck Driver \$3.10 Hr. Eff: 4/21/72

COUNTY HIGHWAY

Nadine M. Oliver 701 S. Craig Bkkpr-Pt. Time \$5,600 Yr. Eff: 4/16/72
Edward F. Sander 412 N. Elm Night Watch \$3.00 Hr. 4/21/72

CENTER TWP. ASSESSOR

Betty A. Bawel 1235 Laubscher Real Estate Dep. \$204.16 Eff: 4/16/72
Sherry Wheeler 6520 Happel 2nd. Deputy 158.33 4/16/72

KNIGHT TWP. ASSESSOR

Grace Wohlhueter 1206 Conlin Ave. Deputy \$15.00 Day Eff: 4/17/72

PLEASANTVIEW REST HOME

Clara E. Pitt 109 S. Willow Road Cook \$335.00 Mo. Eff: 4/18/72

RE: EMPLOYMENT CHANGES...RELEASESCOUNTY HIGHWAY DEPT.

Val E. Euler 1602 S. Fares Pt. Time Watchman \$3.00 Hr Eff: 4/17/72
Nadine M. Oliver 701 S. Craig Bkkpr.-Payroll \$5,600.00 So. Mo. 4/16/72
Dorothy J. Schaefer 4510 Pennington Bkkpr.-Payroll \$5,600 Yr. 4/16/72

RE: EMPLOYMENT CHANGES...RELEASES...CON'T.CENTER TWP. ASSESSOR

Betty A. Bawel	1235 Laubscher	2nd. Deputy	\$158.33	Se. Mo.	Eff: 4/16/72
Sherry Wheeler	6520 Happel	3rd. Deputy	\$151.16	" " "	" " "
Geraldine McQuay	2812 Nevada	Deputy	\$204.16	" " "	" " "

C.O.G. TRANS. & DEV. STUDY

Carolyn Scruggs	4901 Tanglewood	Planner	\$8,400 Yr.	Eff: 5/1/72
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PLEASANTVIEW REST HOME

Rose M. Payne	430 Jefferson	Cook	\$335.00 Mo.	Eff: 4/17/72
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RE: CONDEMNATION NOTICES

Two weeks ago, copies of notifications of condemnations were presented to the Commissioners from Mr. Ogburn, the County Building Inspector, which were sent to Mr. & Mrs. George A. Howard of R.R.5. Mt. Pleasant Rd. and to Mr. & Mrs. Henry Cole, in care of Anna H. Reeves, for building that was Ted Cole's Barbecue on Old River Road. Notification was given that these buildings were condemned and must be razed by April 24, which is today. Mr. Roehm said that Mr. & Mrs. Cole are now deceased and thought Mrs. Reeves as the owner of record. Mr. Roehm said that each was to response in some form but in the case of Ted Cole's Barbecue, the wrong party had been addressed so Mr. Ogburn has now written the correct owner of record. He said that Mr. Howard had been in to talk with Mr. Ogburn about his property. Mr. Roehm said that the property of Mr. Howard is a potential place that the neighbors complain on from the standpoint of rodents and snakes, otherwise this is private property. Mr. Roehm also said that the matter on St. Joe has been taken care of. This matter is set for the date of May 8, 1972. Received and filed.

RE: ST. GEORGE ROAD PROPERTY

Commissioner Stofleth said that the St. George Road property had been discussed discussed and that it should be appraised before it is advertised for public sale. He said that Mr. Pearson has been elected as appraiser and will give the Commissioners a report on this property.

RE: AUTHORIZED TO ADVERTISE

Commissioner Stofleth said that the property at 2916 Covert must be advertised for sale. Mr. Williams lost his Right of Way and the County has given him an easement so he can get out. This has been appraised. The County Auditor was authorized to advertise for bids on this property.

RE: CUTS-IN

Mr. Koch is in the hospital and will have to bring the cuts-in to the Commissioners so as not to hold up the utility companies.

RE: MR. HOTZ

Mr. Hotz said that the hot water system at Hillcrest is not working properly and that he has a letter as to why.

RE: MR. ROEHM

Mr. Roehm said that he had a call from a Mrs. Hurm who said that she had sent a letter last year on an erosion problem on Lynch Road and he needed a copy of the letter. The Commissioner's secretary explained that no letter was received by the Commissioners. It was suggested that he contact the County Highway Superintendent on this matter.

Mr. Roehm said that last winter there was a problem of ice on the roads and this problem in Union Township was caused by a Mr. Herman Hart who changed the contour of the ground and this has caused blockage which

resulted in ice on Old Henderson Road. Mr. Roehm said he had written a letter to Mr. Hart at that time and advised him that if he didn't remove the blockage, the matter would be turned over to the County Attorney. Mr. Hart has not removed the blockage so Mr. Roehm turned the matter over to the County Attorney who will write to Mr. Hart.

Mr. Roehm said that he received a letter from Mr. Ruston, stating that there are old records stored in the basement that are a fire hazard and need to be removed. He said that he didn't intend to do anything with these records until such a time as the records commission gives him the authority to dispose of them. Judge Miller sends out a letter once a year on this and records can't be destroyed until this time.

RE: MR. BIGGERSTAFF ...CLAIM

Mr. Biggerstaff presented a claim to the Commissioners in the amount of \$11.75 for the reimbursement of shipping the Surveyor's Transit to St. Louis for repair. Commissioner Willner moved this claim be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE

Mr. Biggerstaff presented the specifications for a new van with the trade-in of a 1966 Dodge van. He has the money in his account for this van. Commissioner Willner, having inspected the specifications, moved that they be approved and the Auditor be authorized to advertise for bids. Commissioner Stofleth seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard said that the ditch at the County Garage is filled with trash for 50 feet, both ways from the dumpsters and the road was blocked. Mr. Willard recommended they be removed until another location is found for them. Commissioner Stofleth said he has ordered that three containers be removed from St. Joseph Avenue and the County Garage. He suggested that Mr. Willard have his watchmen get license numbers of anyone that dumps trash on the ground.

RE: WRECKED STATION WAGON

Mr. Stephens, a County Attorney, said that two weeks ago he received a letter and reported that Meridian Mutual Insurance Co. was willing to pay the County \$350.00 for damages to a 1964 Fairlane Station Wagon that was wrecked. He was asked at that time to see if he could get a little more for it. They are now willing to pay \$450.00 if they keep the car or \$375.00 and the County keep the car. It had been worked on before it was wrecked. This matter was taken under advisement for one week so that Commissioner Willner can look at it.

RE: MR. HARNESS

Mr. Harness reported that he and his wife motored to South Bend last Friday to have a day-long meeting at Portage Manor Home. He said that they have a very nice, well run home there. He said that their budget is \$291,000.00, and their revenue last year was \$125,000.00 with a deficit of \$166,000.00. They have 32 employees and 85 residents. Mr. Harness said that he has 63 residents at Pleasantview Rest Home at the present with 21 employees. He also said that they have cattle, hogs, and a garden at Portage Manor.

Mr. Harness said that he has three new residents from the State Hospital which makes a total of 13, and is in process of getting 2 more. Mr. Harness said that he did get approval of the County Council on the new money for his employees.

RE: COMMENTS ON MILEAGE AND TRAVEL EXPENSES

Mr. Volpe said that the State Board feels that the Commissioners should set a standard on expense money. Then Auditor Volpe said that a few

years back, the Commissioners went to California and there were accusations made because they took their wives along and they weren't charged by mileage. Mr. Swain said that it is inconvenient and expensive for him to go to Indianapolis and if he can't stay where it is convenient and the County pay for it, he just won't go. Mr. Munger said that he has gone there and knows that it would be expensive to go on a flat fee. He thought this matter should be in the hands of the Commissioners and left to their decision. Mrs. Sauer said that Mr. Hudson had talked to her on this matter and it seemed that his main complaint was that the people were taking airplanes instead of driving.

RE: NOTICE OF PERSONAL INJURY CLAIM

Mr. James Flynn presented a claim of a notice to Municipal Corporations on a personal injury claim. Noted received and filed with the County Attorney and forwarded to the Insurance Company.

RE: ST. GEORGE ROAD

Mr. Swain said that he supposed that the Commissioners have received his letter with the enclosure of the order of the Public Service Commission on St. George Road. Commissioner Stofleth said that the letter had been received.

Mr. Swain said that the Public Service Commission wanted the additional hearing to be held on June 27 for the purpose of determining whether a grade separation should be ordered at St. George Road. He said that he would like the opinion of the Commissioners, of whether he should go along or fight it but it seemed like a lot of expense to him, and would also have the problem of a grade separation sticking up in the flight path of the airport.. Mr. Weiss said that it would be right in the way of aircraft landing.

Commissioner Stofleth said the Commissioners should fight this.

Mr. Swain said that he would like all three of the County Commissioners to attend this meeting, also some engineering help. He also said that this grade separation may take in all of Whirlpool's parking lot.

Mr. Swain said that there was no mention of a grade separation at the original hearing.

Commissioner Stofleth asked Mr. Roehm to make himself available for attending the hearing. This matter was taken under advisement in order to obtain more information.

RE: AUTHORIZED TO ADVERTISE

Mr. Roehm said that he now has the plans revised for the construction of reinforced concrete box beam bridge and relocation of drainage ditch located on Volkman Road approximately 1/2 mile east of Old State Road and proposed under account #151-54, to be advertised for bids and be received two weeks from today which is on Monday, May 8, 1972. He said that he will try to live with the money that has been appropriated by the County Council. He said that at this point, he is looking for ways to cut the cost. The Engineer's estimate on this project was \$79,170.00 which is over 3 times the amount budgeted. Mr. Roehm said that he is going to review the estimate.

Mr. Volpe asked Mr. Roehm to give him a note in order to get in on the May Council call as it is too late for the April meeting.

Commissioner Willner moved that the Auditor be authorized to advertise for bids on the Volkman Road project. Commissioner Stofleth seconded the motion. So ordered.

Meeting recessed at 10:40 a.m.

PRESENT

COUNTY COMMISSIONERS

A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

R. Lyles C. Leach
S. Clark H. Marynell

Secretary: Margie Meeks

TRAFFIC CONTROL RESOLUTION NO. 72-_____

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE
COUNTY OF VANDERBURGH ESTABLISHING PARKING REGULATIONS
IN THE GENERAL PARKING SITE LOCATED IMMEDIATELY ADJA-
CENT TO THE CITY-COUNTY COURTS BUILDING IN THE CIVIC
_____ CENTER COMPLEX IN SAID COUNTY

WHEREAS, Chapter 338, Section 4, of the 1947 Acts of the Indiana General Assembly authorizes local authorities within the exercise of the police power to regulate the standing or parking of vehicles; and

WHEREAS, Chapter 20, Section 13, Subsection (1) of the 1852 Acts of the Indiana General Assembly, as amended, grants to the Board of Commissioners of the County of Vanderburgh, Indiana, the power to make orders respecting the property of the County in conformity to law; and

WHEREAS, said Vanderburgh County has been allocated parking space in the general parking site upon the premises of the Evansville-Vanderburgh County Civic Center in an area immediately adjacent and north of the City-County Courts Building within said Civic Center Complex pursuant to Article II of that certain lease between the Evansville-Vanderburgh Building Authority and the Board of Commissioners of the County of Vanderburgh, Indiana, dated March 21, 1966; and

WHEREAS, said Board of Commissioners has made a determination within the reasonable exercise of its police powers that the regulation of parking privileges in said general parking site on the premises aforesaid should be established;

Now, therefore, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh, Indiana; as follows:

SECTION 1. It is hereby determined and declared that all motor vehicles parking in the general parking site on the premises defined herein shall be allocated and assigned to designated motor vehicles by said Board of Commissioners and evidenced by the issuance to the owner thereof of a parking permit sticker which shall be affixed to the rear window of any such motor vehicle.

SECTION 2. It is further determined and declared that no motor vehicles shall be parked within or upon said general parking site unless said motor

474 B

vehicle has been issued a parking site and shall display a parking permit sticker as provided herein.

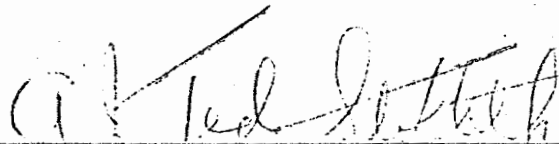
SECTION 3. It is further determined and declared that the jurisdiction to enforce this and all other parking regulations upon said general parking site is hereby granted to the City of Evansville, Indiana, acting by and through its Board of Public Works or Board of Public Safety or any police officer of said City of Evansville.

SECTION 4. It is further determined and declared that all resolutions or parts of resolutions in conflict herewith are hereby repealed.

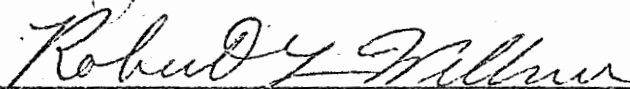
PASSED by the Board of Commissioners of the County of Vanderburgh on the 24 day of April, 1972, and upon said day signed and executed by the members of said Board and attested to by the Vanderburgh County Auditor.

THE BOARD OF COMMISSIONERS OF
THE COUNTY OF VANDERBURGH

James M. Buthod
President




A. J. "Ted" Stofleth
Vice President



Robert L. Willner
Member

ATTEST:


Lewis F. Volpe
County Auditor

00575

COUNTY COMMISSIONERS MEETING
MAY 1, 1972

The regular meeting of the County Commissioners was held on Monday, May 1, 1972, at 9:30 a.m. with President Buthod presiding.

Deputy Sheriff Paul Rice opened the meeting.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: CLAIM...CONDUCT & FOSSE ARCHITECTS

A claim was received from Conduct & Fosse Architects in the amount of \$9,749.50 for payment due at this time on the Evansville Association for Retarded Children.

Commissioner Stofleth moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: RESIGNATION OF J. ALEX CUNNINGHAM

The resignation of J. Alex Cunningham from the Vanderburgh County Alcoholic Beverage Board was submitted to the Commissioners, the reason given was that his age removed him from the restrictions and the amount of salary he can earn. He is anticipating another position.

Commissioner Stofleth moved that his resignation be accepted. Commissioner Buthod seconded the motion. So ordered.

RE: APPOINTMENT

Commissioner Stofleth moved that Mr. William Ossenberg be appointed as member of the Vanderburgh County Alcoholic Beverage Board, to replace Mr. Cunningham. Commissioner Buthod seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: RE-ZONING PETITION...ROBERT & YVONNE WINSTEAD

Premises affected in this petition are situated on the southwest corner of the intersection formed by Red Bank Road and Ogden Street. The requested change is from A to R-3A which is for a Mobile Home Park.

Commissioner Buthod had previously disqualified himself as he had direct conflict of interest so Mr. L.A. Parker was asked to act in his stead, having previously been appointed to do so.

Mr. Claude Bates, attorney for the petitioner, said that this petition has been under advisement in order that the Commissioners could look at the property and that he would be glad to answer any questions they might have. Mr. Rafferty said that there was no drainage problems in this area. There were no remonstrators present.

Mr. Parker said that he had looked over this site and thought there should be a place in Vanderburgh County for people with lesser means and that he came to the conclusion that he sees no reason for this petition not to be approved. Mr. Parker then moved that this petition be approved. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried. Mr. Parker was thanked for serving in capacity of Commissioner.

RE: BLUE PRINTS FOR E.A.R.C.

Mr. Fosse presented blue prints for the Evansville Association for Retarded Children's center. He also had the specifications and said that there would be a meeting on Thursday of the State and Board of Health along with the architects and they should be ready in about a week so suggested that bids be advertised for, to be opened on June 5, 1972.

Commissioner Stofleth moved that the plans and specifications be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Stofleth moved that the advertising for the construction of the Mental Retardation Center be inserted in the newspaper, next week probably, and the Auditor is instructed to advertise as soon as the state has approved.

the plans and is notified by Mr. Fosse, the bids to be received by 10:00 a.m. on June 5, 1972. Commissioner Willner seconded the motion. So ordered.

RE: DEPARTMENTAL EMERGENCY SERVICES EDUCATION

The following letter was received from Mayor Lloyd, addressed to all departments:

It is important that Evansville and Vanderburgh County become better prepared to cope with disasters. Mr. Clyde Cavanah, the Evansville Civil Defense Director, has arranged for a training program to be conducted by Indiana University.

Dr. Steve A. Vencel, Administrator of the Civil Defense Program at Indiana University, has agreed to demonstrate one method of emergency operations that we might use in a disaster. Dr. Vencel and his staff will be spending considerable time in Evansville and Vanderburgh County helping us improve our emergency preparedness capability. Because of the amount of time and funds involved in this joint city-county effort, I urge you to cooperate fully with university and city-county officials during this training period.

The initial staff briefing is scheduled for May 11, 1972, at 1:30 p.m. in the Council Chambers of the Civic Center Complex. You will receive more information about the demonstration at this preliminary briefing.

The training session and actual exercise dates are as follows:

TRAINING	June 28, at 1:30 p.m.
EXERCISE	June 29, at 9:00 a.m.

Participation by you and your department in this exercise is important to the city of Evansville and I urge you to cooperate fully and to begin making arrangements to attend all sessions. The Commissioners said that they will have their secretary to notify all officials.

Commissioner Stofleth moved that the Commissioners will participate and cooperate in the training and exercise and will direct all department heads to participate. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR PERMISSION TO PLANT CORN

Commissioner Stofleth said that Mr. Tom Matz asked permission to plant corn on ten to twelve acres of ground that is owned by the County, on the crop sharing plan and he would furnish all of the seed. Commissioner Stofleth moved to form a resolution permitting that it be formed to be approved to the extent approved by the County Extension Agent. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of letter sent to Ferris Traylor from the Sanitation Division of the Health Department was received by the Commissioners. It read as follows:

Dear Sir:

This letter is in reference to an area located on the property formerly occupied by the Briggs Plant. There are two ponds in this area. We have had numerous complaints from the residents living near this area; stating that the ponds are a health and safety hazard. Children of all ages and sizes are going back to these ponds, making rafts out of scrap lumber and tires, and swimming in the ponds.

It is our recommendation that these ponds be drained and/or filled to eliminate this health and safety hazard.

A copy of a letter from the Health Department was also submitted on dumping in the same area in which Mr. Traylor was written that it will be necessary for this area to be closed to all further dumping of any type and that it will be necessary to correct this condition, that a reinvestigation will be made in approximately 15 days to determine if this has been done. Letters received and ordered filed.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of April. Commissioner Stofleth moved that this report be approved. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF OUTSIDE COUNSEL

Mr. Swain said that the matter of obtaining outside counsel had been discussed previously and that the county is defending four personal injury cases that happened on the Stinson Avenue bridge. He said that one was on a thirty-one female passenger whose leg was cut off at the knee, another was a child who is suffering brain damage. These accidents happened prior to the time the County was covered by insurance, as this happened in December of 1968. Commissioner Buthod said he thought the defense work was considered as highly specialized work and it is impossible for the County Attorney to keep well informed of all their other aspects and at the same time, doing top flight job on personal injury cases. The amount of complaints is \$200,000.00. There are three questions of liability.

A short recess was called.

RE: DISCUSSION OF OUTSIDE COUNSEL, CON'T.

Commissioner Buthod said he would be unwilling to take the defense, that he wasn't skilled enough in this area and thought that the size of the expenses would indicate that special counsel should be employed. Commissioner Willner entertained a motion to hire outside counsel. Commissioner Stofleth moved that the county hire McCray, Clark, Statham and McCray be retained as special counsel in the Shannon cases at the minimum bar rate on time and expense basis. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON COUNTY GARAGE EMPLOYEES

Commissioner said that he had the information that the workers at the County garage have been instructed to work at the polls tomorrow and that if they do so and have a card signed by the Precinct Committeemen, they will be paid with taxpayers money. He thought this highly improper and not in the best interest of the taxpayers so he moved to instruct the workers at the County garage that they may work at the polls but will not be paid at County expense.

Commissioner Buthod said that if these were the instructions, he was in accord with Commissioner Willner's thinking, and is in error.

Commissioner Buthod moved that if election day is listed as a paid holiday in accordance with the union contract, then everyone gets paid whether they work at the polls or not, and if it isn't a paid holiday, no one gets paid from County funds and it is just that simple. They don't have to sign a card. The motion was seconded and approved.

RE: MACHINES FOR ELECTION OF COUNTY CHAIRMEN

Commissioner Willner said he had an inquiry as to both political parties having a machine for the election of each Chairman.

He moved that each party be furnished with a voting machine.

Commissioner Buthod seconded the motion, then stated that only machines that the Election Board haven't taken custody of can be used.

Commissioner Willner then added to his motion, if there is a machine for each party available. Commissioner Buthod seconded this motion, and said he thought both County Chairmen should check with the Election Board and that each County Chairman should be contacted so they can write a letter of request for the machines for the Commissioner's files. The motion carried.

RE: COMPLAINT BY MR. STOLZ

Mr. Stolz said that he has a ditch problem in Armstrong Township, that it was checked out last year but as yet has had no action.

Mr. Biggerstaff said that the Commissioners had asked that a survey be made on this, which was done and he thought the plans for construction of a new ditch was made and had been turned over to Mr. Roehm. He said he thought this should be a contractual job. Commissioner Buthod asked Mr. Biggerstaff to look into this matter to see if this could be established as a legal drain so it could be financed from ditch fund money as the County is short on highway money.

Mr. Biggerstaff said he will have the plans next week so they can give Mr. Stolz an answer on his problem.

PF: SUMMONS PRESENTED

The Commissioners received a summons of the Permanent Federal against George Hopper, sutis in which the county is joined because of taxes. Summons and a copy of complaints were received in Causes # 72-CIV 884 and 1033. The County Attorney's were directed to enter an appearance.

RE: ORDER OF PUBLIC SERVICE COMMISSION

Commissioner Buthod said he received a copy of an order of the Public Service Commission, dated April 14, 1972, stating that a hearing shall be held on June 27, 1972, in room 908 of the State Office Building to consider the matter of grade separation at St. George Road and the tracks of the Penn Central Transportation Co., all in Vanderburgh County, Indiana. This matter was discussed last week when Commissioner Buthod was not present so the matter was taken under advisement.

RE: PROBLEM IN CONDEMNATION

Mr. Ogburn said that in the matter of the building which was the old Ted Cole's Barbecue on Old River Road, he went to the Auditor's office to check this property out and found that the property is owned by Melton Purdy. He sent Mr. Melton a letter by certified mail and advised him to appear before the Commissioners or to contact the County Building Inspector as to the raising of and removal of property here but has had no response to date and has been unable to contact him. This matter was continued until next week and in the meantime the County Attorney's were asked to prepare an appropriate resolution or whatever is needed to incorporate in the records to get the condemnation under way. Mr. Ogburn said he will further try to contact Mr. Purdy.

RE: MR. ROEHM

Mr. Roehm said he was authorized to make tests on a bridge a few months back, that he now has the bill for the tests and there seems to be no account for things such as this, so he needs authorization to go to the County Council or some other form of how to pay for it, and in the meantime, the people that performed the service will have to wait for their money. Commissioner Buthod said that this is one of the problems of dealing with governmental units. He wondered if this couldn't be paid from the Highway Contractual account.

Mr. Roehm presented a claim from Mike Ludwig for an Engineer's rule in the amount of \$2.64.

Commissioner Stoffleth moved this claim of \$2.64 be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm said that because of the Federal Enactment concerning all bridges in the United States, the State Highway Department has organized a program under their computer system and instead of inspecting bridges in the normal manner, we simply send data and it is computed.

Commissioner Buthod said that Mr. Roehm should have a recommendation for the County Council as to what the expenditure should be for the testing and evaluation of bridges and submit it as a request for line items in the budget on the bridge fund.

Mr. Roehm will be able to get on the Council Call agenda for June.

Mr. Wittekindt asked Mr. Roehm to please send him a written request to be placed on the Council Call.

RE: CUT-IN

Mr. Roehm presented an application for a cut-in from the Telephone Co. to place manholes and 9 ducts of underground conduit encased in concrete at a minimum depth of 24" on Hogue Road from Tekoppel Road to Red Bank Road. This cut-in was recommended approval subject to acceptance of the back fill compaction being as dense as the undisturbed soil adjacent or the original condition before excavating. This cut-in is basically in conjunction with the widening of St. Joe Avenue.

The Commissioners agreed that this was between Mr. Roehm and the Telephone Co. As far as they were concerned the cuts-in are okay.

RE: PROBLEM OF RUTS AT SCHOOL

Commissioner Buthod said that Mr. Bud Hartz, who is a barber at the Executive Inn, said that they are having trouble with the entrance and exit at Resurrection School with digging out and it sounded to him like a water problem that is causing it.

Mr. Roehm said he checked this and explained the problem.

Commissioner Buthod said that he would like for some recommendations to be made as he is afraid that cars will leap out onto the highway and this is a hazard. He asked Mr. Roehm and Mr. Willard to check on this problem.

RE: MR. HOTZ...HOSPITAL SAFETY ACT

Mr. Hotz said he would like suggestions from the Commissioners as to if they wanted to participate in the Safety Management Program, or not. He explained that the handbooks are free and the cost is \$1.85 per month for the bulletins. They have 15 days to look them over.

Commissioner Buthod said that at the present time the municipal units are not covered by the Health Act, however there is a provision that unless the state acts, the Federal Government will come in and he thought the County could save the cost of a full time safety man and reduced compensation premiums because this has a direct bearing on the comp premium, but he thought if a full time safety man were employed, he should be shared with the City because he doesn't think there is enough in the County to justify parts in the city and thought the county should get with the city on this program.

Commissioner Buthod suggested that Mr. Hotz order four handbooks for those affected to look them over.

RE: PROBLEM OF FIELD BED

Mr. Hotz said there is a problem with the field bed at Pleasantview Rest Home and he is going to work it out on a temporary basis. He said they need a survey for estimates on the cost of the sewer in-as-much as the temporary problem can't be relieved with the county work forces. He said that he will have to hire the digging and replacing of the sand which will cost around \$2,500.00 which will last for a year or so. He thought that maybe a joint agreement could be made with the owner of the golf course on this and they could share the cost of it. It was suggested that Mr. Hotz check with the Board of Works as to the time table and the tap-in fee, then the nearest point can be estimated and the Commissioners can talk to Mr. Shrode and Mr. Hamilton.

Commissioner Buthod told Mr. Hotz to talk to Mr. Eifler and find out where that sewer has been laid and find out how far a line will have to be run and that if a survey is needed, the County Surveyor's office can take care of it.

Mr. Hotz said he will try to alleviate this matter and will keep the Commissioners posted.

RE: MR. HARNESS

Mr. Harness said that last month he was asked to complete a form and send it to the Indiana Medical Program which is being operated in the hospitals in Indiana by Blue Cross Service for Medicaid to establish a new rate for all health facilities in the State of Indiana. He said that their rate at Pleasantview Rest Home had been \$12.50 and after submitting this measure of nursing payroll, patient days and total hours of nursing services, they reduced the rate as of April 1, 1972 to \$11.21 per day. He asked permission of the Commissioners to write a letter of protest to the authorities of the reduced rate and that he feels that he was justified the \$12.50 rate and ask them to reconsider.

Commissioner Willner moved that permission be granted to Mr. Harness in writing this letter. Commissioner Ruthod seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that he went to Indianapolis about three weeks ago to find out why the state would not approve the plans for the bridge widening on St. Joe Avenue. He said that the plans are revised so he would like to go back to Indianapolis on Thursday and stay overnight if necessary. Commissioner Stofleth moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDSTRUCKS FOR HIGHWAY DEPT.

There were three bids received on each, the dump truck and the pick-up truck for the County Highway. They are as follows:

	Dump Truck	Pick-Up Truck
International Harvester Co.	\$ 5323.45	\$2490.00
Key Motors	5553.48	2649.65
Cooke Chevrolet Co. Inc.	5798.50	2625.00

The County said that Cooke Chevrolet has not signed their proposals, and that International Harvester Co. was low bid on both trucks. Commissioner Stofleth moved to take bids under advisement for one week, in order to determine compliance with the specifications and in order to compare the bids. Commissioner Willner seconded the motion. So ordered. Commissioner Willner was asked to look over the bids.

RE: POOR RELIEF

CHARLES JEWELL...Pigeon Township....Mr. Willett, Investigator.

Mr. Jewell and his family live in public housing. He said that he was given a notice to vacate his home, supposedly for it being in an unsanitary condition. Mr. Jewell said that yesterday was to have been the last day for him to vacate. He said that what had happened was that his wife had some clothes sorted on the bathroom floor and had gone to buy some soap powder and the manager came in and didn't like it so he evicted them. Mr. Jewell said that he had found an apartment at \$80.00 per month. Mr. Willett said that this rent couldn't be paid in advance and then they aren't allowed to pay that much. He said that Mr. Jewell had lost his eviction letter, which they must have.

Commissioner Ruthod said that this situation has come up before and that the Commissioners work with the Mayors Human Rights Commission and they manage to get homemaking training for young people that need it and he thought it best that the Jewell family continue in Public Housing, if at all possible, as he saw no way for the Trustee to pay rent in advance. Commissioner Ruthod suggested that Mr. Willett talk to the manager of the Public Housing and see if they can't remain where they are and if he don't like the way Mrs. Willett keeps house, the answer isn't to throw them out, the answer is to teach her how to keep house if they think that this is the problem.

Mr. Jewell said that his house was clean except for the clothes on the bathroom floor. He is unemployed, has been since last June, when he fell through the steps at the place he lived at the time and hurt his back. He has made application for Social Security but hasn't heard from them as yet. He said that legal action is pending in the case of his fall. He is now getting food stamps.

Mr. Ogburn said that the Housing manager isn't always thorough in his investigations and he would appreciate it if the Commissioners could do something about it.

Commissioner Ruthod said that the Commissioners couldn't do anything about it officially as they have no authority over the housing board. This case was referred back to the Trustee's office, for Mr. Willett to talk to the manager of the Housing Authority and if things didn't work out, Mr. Jewell should contact the Human Relations Commission, as they seem to get things done and the power of the Commissioners are limited. The Jewell's have two small children and the Commissioners agreed that they should be taken care of.

Mr. Ogburn said that he would be glad to do anything to help.

RE: SPEED ORDINANCE

County Attorney Stephens said he had a speed ordinance request from the Sheriff's office for Mels Drive and Agathon Drive in reducing the speed limit on each to 25 miles per hour. He presented the Traffic Control Resolution to the Commissioners and said that it is pursuant to the recommendations of the Sheriff.

Commissioner Stofleth moved to adopt the Speed Ordinance. Commissioner Willner seconded the motion. So ordered.

The County Attorney said that there will be further recommendations made on stop signs.

The meeting recessed at 10:55 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe
Wm. Wittekindt

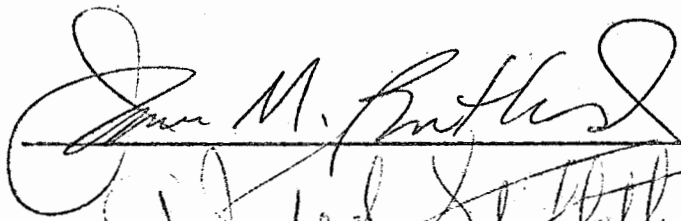
COUNTY ATTORNEY

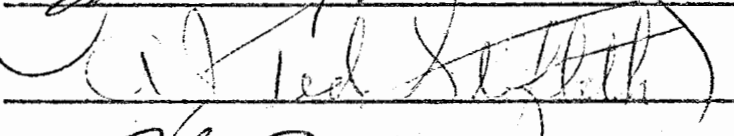
William Stephens
Thomas Swain

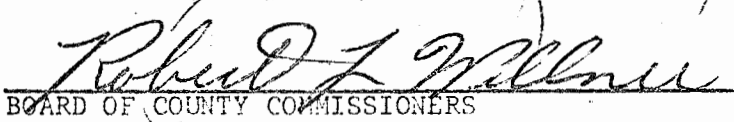
REPORTERS

C. Leach
H. Marynell
A. Jackson

Secretary: Margie Meeks







BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MAY 8, 1972

The regular meeting of the County Commissioners was held on Monday, May 8, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: VETERANS HOSPITAL

Mr. Wipf and Mr. Rothchild appeared for the Veteran's Council. Mr. Wipf asked the Commissioners for any help they can give in trying to get a Veteran's Hospital here as there is a chance of getting a 150 bed hospital here, to be financed by the Government and the State. He said that Congressman Zion has seen fit to go before Congress on this and the wing at the State Hospital isn't being used for anything at the present time except for storage space.

It was suggested that a resolution be drawn up and copies sent to those concerned in this matter.

Mr. Wipf said that once this hospital is started, there will be plenty of room for advancement.

The Commissioners said that they were in accord with this.

Commissioner Stofleth moved to express approval of this and asked the County Attorney's to prepare a resolution. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES ...APPOINTMENTS

Eff:

COUNTY SURVEYOR...George Hansert	421 E. Delaware	Draftsman	\$5600 Yr	5/16/72
CO. TREASURER...Oneda Campbell	2163 E. Tennessee	Ex. Clk	15.00 Da	5/8/72
CENTER ASSESSOR..Evelyn Meyer	1515 Laubscher Rd.	Ex. Office	15.00 Da	4/21/72

RE: CLAIMS

Two claims were again presented to the Commissioners for their approval. They had been previously presented but were returned as there was no date on commencement of services. One was from Don Cox in the amount of \$1,200.00 for Services rendered in purchasing the Right of Way for the widening of Green River Road for the period from September 25, 1971 to April 14, 1972. The other claim was from Robert Goff in the amount of \$1,200.00, also for services rendered in purchasing the Right of Way for the widening of Green River Road for the period from September 25, 1971 to April 14, 1972.

Commissioner Stofleth moved that these claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...PLEASANTVIEW REST HOME

The monthly report of Pleasantview Rest Home for April was presented to the Commissioners for their approval.

Commissioner Stofleth moved that the report be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...CLERK OF THE CIRCUIT COURT

The monthly report of the Clerk of the Circuit Court for the month of April was presented to the Commissioners for their approval. The report was received and ordered filed.

RE: MONTHLY REPORT...COUNTY TREASURER

The monthly report of the County Treasurer was presented for the month of April for the approval of the Commissioners. The report was received and ordered filed.

RE: KENBELL DRIVE

The following letter was written by the County Attorney, William Stephens, to Mr. McIlmore of Kenbell Drive:

April 21, 1972
Dear Mr. McLimore:

The Board of Commissioners of Vanderburgh County have requested me to acknowledge a petition signed by you and your neighbors, dated April 1, 1972, requesting the County Commissioners to repave Kembell Drive from Caranza Avenue to the concrete portion of Kembell Drive on the South.

The County Engineers Office has advised that there is no record of the County ever accepting Kembell Drive for public maintenance. Accordingly, in the absence of the County accepting this public highway the Commissioners would have no authority to expend the public funds for road improvement.

It is my suggestion that you and your interested neighbors formally petition the Board of Commissioners of Vanderburgh County, in writing, that the County accept Kembell Drive for maintenance purposes. Perhaps if this was done it would be possible for the road to be improved in a satisfactory manner.

A letter was received from residents of Kembell Drive on April 29, 1972, as follows:

We, the undersigned, hereby petition the Board of County Commissioners to maintain Kembell Drive from the paved portion of Kembell Drive on the South to the intersection of Caranza Avenue on the North. This section of Kembell is partly paved with asphalt and is heavily traveled. It has been a public road for at least 35 years. Letter received and filed. Mr. Jack Willard of the County Highway was asked to see if Kembell Drive was listed on the inventory from the state.

RE: ADVERTISING AUTHORIZED FOR REPAIR OF CABIN

Mr. Biggerstaff presented the "Notice to Bidders" for the repair and alterations to Cabin #13 in Burdette Park located on Nurrenbern Road in Evansville, Ind. Bids to be opened two weeks from today, which will be May 22, 1972. Commissioner Stofleth moved it be approved, that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: PROBLEM AT EPWORTH VILLAGE

Mr. Biggerstaff said that he and Steve Smith went to a drainage meeting at Boonville, Indiana, two weeks ago and they are having problems with Epworth Village and they want to form a joint venture on the Mann Ditch. He said that he was supposed to receive some correspondence from them, but as yet, hasn't received it.

RE: EMERGENCY LIGHTING INSTALLED

Mr. Hotz said that the emergency lighting has been installed at the Pleasantview Rest Home. It was suggested that he now get in touch with the State Fire Marshall to check this out.

RE: FIELD BED PROBLEM

Mr. Hotz said that he is still having trouble with the field bed at the Pleasantview Rest Home. He said that he wasn't completely satisfied with the results of the tests and would like the Engineer's Department to check this. Mr. Biggerstaff said he would take care of it, and would report findings to the Commissioners, also if it needs a pump system.

RE: REQUEST BY MR. HOTZ

Mr. Hotz said that when the Boehne Hospital closed, there was a large number of glazed tile there and it was given to the County Highway but they hadn't picked it up yet and he requested that they not pick it up until the sewer problem is figured out, as he figured that some of the tile can be used. He wondered if a tile engine treatment should be made and that he had the money in his account for this. He was asked to confer with Mr. Roehm on this. Commissioner Stofleth moved that if the cost isn't over \$200.00, to proceed with it. Commissioner Willner seconded the motion, giving approval since this is a temporary order.

The County Attorney was instructed to proceed with the opening of the bids.

RE: MR. ROEHM

Mr. Roehm said that he went to Indianapolis on the widening of St. Joe and he listed their complaints. He said they might be forced to hire an additional craftsman to do the work and because of this, he needs to go back to Indianapolis on Tuesday or Wednesday of this week. He said that the acquisitions of Right of Way are okay and that a design review statement must be done.

Commissioner Stofleth moved that the County Engineer be allowed to go to Indianapolis on this particular project. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR NURSES ANNEX

Commissioner Buthod explained that some gentlemen were present from I.S.U.E. requesting the use of the nurses annex at the Old Boehne Hospital as a Fraternity House.

Commissioner Stofleth said that the first step would be to have this annex leased back to the County since the County had leased the building to Alcoholic's Help Inc.

Mr. Jim Gibson appeared on behalf of the fraternity and said that he had inquired and found that they have no further need of this part of the building, also that the inside of the building needs a lot of repair work done. It was suggested that Mr. Hotz make a feasibility study of the annex and report back to the Commissioners. Commissioner Buthod said this should receive serious consideration.

Mr. Gibson presented a letter from John H. Emhuff, the Dean of students, to certify that Alpha Omega Tau is and has been a recognized social fraternity on the campus of Indiana State University since January 8, 1970.

RE: REQUEST FOR SHERIFF TO SUBMIT FIGURES ON MEALS

Commissioner Buthod said that several things have come up but that he waited until after election to say anything so that no political implications could be made and since the Commissioners have budgetary concern, they asked that the Sheriff submit actual figures on the meals of the prisoners since he has asked for a change in the procedure.

Commissioner Stofleth moved that the Sheriff be requested to give data on cost of feeding the prisoners, that the County Attorney request the Sheriff to do so. Commissioner Willner seconded the motion adding that he would like to have the recommendations of the Sheriff on the feeding of the prisoners. The motion carried.

RE: NO ACTION ON MISSING FUNDS

Commissioner Buthod said that no action has been taken on the missing funds that was taken from the County Clerk's office. The County Auditor explained that when there was a shortage in the Metropolitan Plan Commission and also in the Sheriff's office, the Commissioners sued to recover the money and he felt that this was the proper thing to do.

Commissioner Willner moved that this matter be referred to the County Attorney, for further study. Commissioner Stofleth seconded the motion. So ordered.

RE: POOR RELIEF

MR. DONALD CUSHINBERRY...418 E. John Street...Pigeon Township...Mr. Willett, Investigator..Mr. Cushinberry asked for utilities to be paid. He owes \$46.00. He is two months behind on rent which is \$50.00 per month. He draws \$55.00 per month, unemployment. He has three children, ages 6 Yrs. 5 Yrs. and 2 Yrs. Mr. Cushinberry has been in the hospital for four weeks and is now under the care of a heart specialist. He was working at Crescent Plastics at \$104.00 per week and said that his job will be waiting for him when he is able to return to work. Mr. Willett said that he thought that Mr. Cushinberry should be able to pay his bills with his unemployment check but Mr. Cushinberry said that this was impossible since he has to buy medicine.

Commissioner Stofleth moved that the \$46.00 be allowed for the utilities. Commissioner Willner seconded the motion.

Mr. Cushinberry said that he has paid the utilities since he had a cut-off. Commissioner Stofleth rescinded his motion.

Commissioner Stofleth then made a motion to allow the \$50.00 for one month's rent, per the recommendation of the Sheriff.

Commissioner Willner thought that it would be of less cost if the Trustee paid for his food stamps, so he moved to have the Trustee pay for the food stamps and refer the case back to the Trustee.

Commissioner Buthod said that right now Mr. Cushinberry needs about \$50.00 to help him out. He asked Mr. Cushinberry which would help the most and if the Commissioners allowed the \$50.00 for rent, could he pay for his food stamps. Mr. Cushinberry said that the rent would help the most and then he could take care of his food stamps.

Commissioner Buthod seconded the motion of Commissioner Stofleth, allowing the \$50.00 rent. The vote being unanimous in the affirmative, the motion carried. Commissioner Buthod said that he hoped that Mr. Cushinberry would get back on his feet and not have to appear before the Commissioners again.

RE: OPENING OF BIDS...VAN FOR COUNTY SURVEYOR

Two bids were received for the Van for the County Surveyor's office. They were:

Alvey-Scott Motors.....\$2,998.89 with trade

Key Motors.....\$3,166.30 with trade

Commissioner Stofleth moved that these bids be taken under advisement for one week in order to check specifications. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS...Volkman Road Bridge Project

There were six bids received on the Volkman Road Bridge No. 46. They are:

D. K. Parker Co. Inc....\$74,840.01

Deig Bros. Lumber & Construction Co. Inc.....\$87,651.32

Gilbert J. Rode & Sons Inc.....\$101,219.56

Robert F. Traylor Corporation....\$72,831.40

Southwest Engineering Inc.....\$78,307.56

John Mans Inc.....\$78,778.05

The County Attorney said that there was an error in the bid of D.K. Parker which he thought to be a technicality.

Commissioner Stofleth moved that these bids be taken under advisement.

Commissioner Willner seconded the motion. So ordered.

RE: MR. OGBURN

Charles Jewell appeared before the Commissioners last week. He lived in public housing and was given notice to vacate his home, supposedly for it being in an unsanitary condition.

Mr. Ogburn checked on this and found that Mr. Jewell threw garbage out of the window, on a man who was cutting the grass.

He also said that the letter of eviction sent to Charles Jewell was not valid since this must be sent by the Justice of the Peace.

Mr. Jewell is not being acted upon, unjustly. The Welfare Dept. is attempting to help him.

Mr. Ogburn said that he had contacted Mr. Purdy's wife and she told him that Mr. Purdy would contact him. Mr. Purdy has not contacted the Building Commission nor the County Commissioners in regard to the building that housed Ted Cole's Barbecue as to the raising of and removal of this property.

Mr. Ogburn said that he went by this property and nothing has been done. Commissioner Willner moved to adopt a resolution for the raising of this property and that the County Attorney's prepare the necessary papers. Commissioner Stofleth seconded the motion. So ordered. Mr. Purdy will have ten days to contest this action.

RE: AWARDED OF BID ON TRUCK FOR THE COUNTY HIGHWAY...DUMP & PICKUP

Three bids were received last week on each, the Dump Truck and the Pickup Truck for the Highway Department. They were as follows:

	Dump Truck	Pick-up Truck
International Harvester	\$5323.45	\$2400.00
Key Motors	5553.40	2649.65
Coke Chevrolet Co. Inc.	5798.50	2625.00

Commissioner Stofleth moved that International Harvester be awarded for their bids of both, the dump truck and the pick-up truck, since their bids are the lowest bids. Commissioner Willner seconded the motion.

So ordered.

RE: CULVERTS TO BE INSTALLED

Commissioner Buthod said that a letter was received from Mr. Robert Hayden, requesting some drainage ditch work to be done by the County, on Boonville-New Harmony Road. Mr. Hayden said that there is a county drainage ditch running in front of his property which needs to be tiled in order to facilitate better drainage and maintenance, that this ditch has always presented a problem as water stands in it. His request was also made on behalf of his neighbor. He said that they have purchased their tile.

Commissioner Buthod instructed the Highway Department to install these culverts at their convenience, weather permitting.

RE: INSURANCE SETTLEMENT ON WRECKED STATION WAGON

County Attorney, William Stephens, reported last week that Meridian Mutual Insurance Co. was willing to pay \$450.00 for the wrecked 1964 Fairlane Station Wagon of the County Surveyor, if they keep the car or \$375.00 and the County keep the car.

Commissioner Willner said that even after it was repaired, it wouldn't be worth the \$75.00 difference so recommended accepting the \$450.00 and the Insurance Co. keep the Station Wagon..

Commissioner Stofleth so moved. Commissioner Willner seconded the motion. So ordered.

RE: PROPERTY ALONG PIGEON CREEK

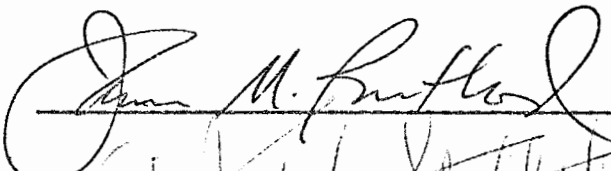
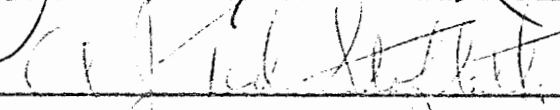

Commissioner Buthod spoke of property along Pigeon Creek that a man wants to purchase. He said that the city wants to run an easement through this property. This matter was turned over to the County Engineer for his recommendations. Commissioner Buthod said that if this easement is going to be of value, he thought the County should be compensated by the City.

Meeting recessed at 10:40 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY</u>	<u>REPORTERS</u>
James M. Buthod A. J. "Ted" Stofleth Robert L. Willner	Lewis F. Volpe	William Stephens	A. Jackson C. Leach H. Marynell

Secretary: Margie Meeks




 BOARD OF COUNTY COMMISSIONERS

64-137

COUNTY COMMISSIONERS MEETING
MAY 15, 1972

The regular meeting of the County Commissioners was held on Monday, May 15, 1972, at 9:30 a.m. with President Ruthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: REQUEST FOR ADDITIONAL FUNDS BY MR. WHITHAM

Mr. Whitham appeared before the Commissioners to be placed on the agenda for the County Council in requesting additional funds. In his letter to the County Auditor, he stated that on or about July, 1, 1972, Director Howard Diesslin, Cooperative Extension Service, Purdue University, will be authorizing an additional extension agent to this office of the area extension agent, to fulfill the vacant Youth-Horticulture position. He explained what was needed which would cost \$1060.80 rounded out to the figure of \$1,100.00. This amount will be requested to be repealed from T.B. funds and will try to be replaced after the first of the year.

Commissioner Stoffleth moved to request the repeal of \$1,100.00 from the T.B. fund and to appropriate this amount for the purpose it is needed, then to ask for new money after July 1, 1972. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of a letter from the City-County Health Department sent to the Crane Realty Co. Inc. was presented to the Commissioners stating that they had received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on some property owned by them, located at 5400 block of N. New York Avenue, that it will be necessary for this area to be closed to all further dumping and in addition, to correct the present unsanitary conditions, that a reinvestigation will be made in approximately fifteen days to determine if this condition has been corrected. Letter received and ordered filed.

RE: LETTER FROM ALCOHOLIC HELP INC.

A letter was received from Harold Segall, the administrator of Alcoholic Help Inc. as follows:

The Board of Directors of Alcoholic Help, Inc. met to discuss the possibility of sub-leasing the former Nurses' Home on the Boehne grounds to a fraternity of I.S.U.E.

The Federal Grant as written, does not permit a sub-leasing arrangement for any leased property under the control of the Grantee. The Board also decided that despite the fact that there is no present use of the building, it may become necessary as a possible "live in family therapy" program, now in early planning stages. Letter received and ordered filed.

RE: MONTHLY REPORT

The monthly report for April, of the monthly statement of income and disbursements for the Evansville Association for Retarded Children, was presented to the Commissioners. Report received and ordered filed.

RE: AGREEMENT FOR EIGHT OF WAY ON ST. JOE AVENUE

The following executed documents were submitted to the Board of County Commissioners for completion:

1. Original claim form and claim analysis in the amount of \$21,925.00
2. Original permanent easement grant for the reconstruction and widening of St. Joseph Avenue covering an additional 17,205 sq. ft. more or less for the widening of St. Joe Avenue.

3. Original and four copies of Agreement dated April 28, 1972, providing for the duties and obligations therein set forth, which have been respectively assumed by the tenants in common therein referred as Owners and by the Board of County Commissioners of Vanderburgh County therein referred as Board.

It is my understanding that you will obtain the signature of the Board on all the copies of the aforesaid Agreement dated April 28, 1972, and that you will return to me two executed copies for my files.

It is also my understanding that the enclosed original claim from after being submitted to the Board, will be forwarded to the auditor of Vanderburgh County for payment in the amount of \$21,925.00.

I would appreciate that you will mail to me at my office the \$21,925.00 warrant, which will be processed by my secretary in my absence. In any event, I will return to Chicago no later than June 15th to complete any unfinished detail regarding this warrant.

Enclosed herewith is a copy of my letter of authorization dated May 1, 1972, to Deig Bros. Lumber and Construction Co. Inc. of Evansville, Indiana to proceed to do all of the work as set forth in the aforesaid Claim Analysis including the removal of the old concrete curbs and blacktop, for the total sum of \$6,750.00. Said work is to be completed within 90 days after written notice from the Board or their authorized representative is mailed to the owners in care of Samuel T. Cohen, 69 West Washington Street, Chicago, Illinois 60602.

Permit me to take this opportunity to personally thank you for the preparation of all the necessary legal documentations despite your heavy, busy schedule and to afford me the opportunity to expedite this matter prior to my leaving for my vacation.. This letter was from Mr. Samuel Cohen, addressed to the attorney's Trockman, Flynn & Swain, to the attention of Mr. Swain in regard to the K-Mart property at 2800 St. Joseph Avenue of Evansville, Indiana.

Commissioner Stofleth moved that this agreement be executed and delivered, Commissioner Willner seconded the motion. So ordered.

RE: INVITATIONAL BIDS RECEIVED

There were three invitational bids submitted on \$1,700,000.00 that is to be placed in a bank certificate for thirty days. They are:

National City Bank at 3.85% per annum

Citizens National Bank at 4.381.

Old National Bank at 4 1/2 %

Commissioner Stofleth moved that the \$1,700,000.00 be deposited in a certificate of Deposit of the Old National Bank, this being the high bidder.

Commissioner Willner seconded the motion. So ordered.

RE: SHERIFF RINEY....REQUEST CHANGE OF PROCEDURE IN FEEDING PRISONERS

Sheriff Riney was requested to submit actual figures on the meals of the prisoners since he has asked for a change in the procedure.

Commissioner Buthod, in giving a reason behind the request, stated that the Commissioners have a budgetary responsibility and have to decide what to ask for at budget time for the coming year.

The following letter was received by the Commissioners from Sheriff Riney:

Gentlemen:

In specific response to your letter of May 10, 1972, I am advising that during the calendar year of 1971, 5521 prisoners were received in the City-County jail and a total of 116,919 meals were prepared and fed to the prisoners during the same period. For the first four months of 1972, a total of 1439 prisoners were received in the City-County jail and 29,446 meals were prepared and served these prisoners.

In answer to your request regarding the proposed changes in the present procedures, I submit the following statement:

The present law allowing the Sheriff certain prescribed amounts for serving meals to prisoners, I agree, is antiquated. I feel my duties as Sheriff of Vanderburgh County are primarily that of law enforcement.

I have had numerous unjustified complaints about the meals served by several prisoners, who would probably complain regardless of the quality of their meals and accommodations. Many of the prisoners want the privilege of sleeping twenty-four hours a day. There are demands for a recreation area for which I do not have facilities to provide. Others want to watch television

all day long. In short, some of our prisoners want all the comforts of home. Unfortunately, I cannot provide these comforts under our present system and facilities.

Accordingly, I agree the duties of purchasing food, preparing food and serving the prisoners meals should be assumed by the county. The cost should be set by the county, the quality should be established by the county and quantity should be established by the county. I do not intend to defend each and every complaint that is made by a prisoner regarding meals as I feel that I have lived up to more than my responsibilities. Some of these complaints, however, have distracted me from my duties as a law enforcement officer. I am not only proposing a change in the present law but I will request the county to assume these responsibilities effective January 1, 1973.

In order for the county to assume the duty of purchasing, preparing and serving the prisoners meals, the county will require one full time and one part time cook, who will be working in the kitchen facilities during the hours of 6:00 a.m. through 4:00 p.m., a full time Sergeant charged with the responsibility of all foods, overseeing the kitchen facilities, make all food orders, supervising and serving of the meals to prisoners and to make out claims for all purchases to the County Auditor's office. The Auditor's office will, of course, require a Deputy to maintain the books as well as the processing of claims. In short I propose that the Sheriff be relieved of the primary responsibility of providing preparing and serving of food to the prisoners, except to oversee the operation through a duly qualified Sergeant and that the salary of the Sheriff be reasonably commensurate with all of his duties.

Commissioner Buthod said that the County would have been better off, rather than investing in a maximum security jail, to have established an honor farm of some sort, he thought that there were a lot of people in jail who needs to serve time where there are no recreation facilities which leads to discontent. He said that the Commissioners need some actual cost figures.

The Sheriff said that he would present the budget to Council next month.

John Munger, Chamber of Commerce official, asked the sheriff how much the county would have to pay him to make up for the amount he would not receive from meals..

He answered that if the county paid him \$22,000 it would about hit it.

Mr. Munger then asked if this means he makes from \$7,000 to \$8,000 a year on meals and he answered that the amount varies.

A reporter then asked Riney if he were planning to ask for a raise, if the county takes over the food operation.

The Sheriff said he was thinking of asking for \$20,000 but would first have to talk it over with the County Council. He said that he didn't think the Commissioners would have anything to do with the operation if the change is made. He said the funds would still be in his budget, and the council still would approve those funds.. He said he feels that the law allowing the sheriff to receive the money for meals is antiquated, and that his duties are primarily that of law enforcement. He will appear before the council next month.

RE: LETTER FROM MR. MICHAEL ADAMS

A letter was received from Mr. Adams in relation to a drainage pipe in front of his property at 603 Van Ness Avenue as follows:

This is to advise you that I have received information from the County Engineer's office that a 12" pipe is sufficient to carry drainage water in the ditch in front of my house. May I have approval to proceed with this project? Commissioner Stofleth moved approval to proceed with this project. Commissioner Willner seconded the motion. So ordered.

RE: TELEGRAM RECEIVED

A telegram was received on State Improvement. Commissioner Buthod said that this could be on a summer job program. This was referred to the County Attorney.

RE: CLAIM FOR RIGHT OF WAY ON ST. JOE AVENUE

A claim was presented to the Commissioners for the widening of St. Joe Avenue, previously discussed, from Samuel T. Cohen, Etal, in the amount of \$21,925.00. Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: RESOLUTION....VETERAN'S HOSPITAL

A Resolution by the Board of Commissioners of the County of Vanderburgh endorsing the establishment of a veteran's hospital upon unused real estate at the Evansville State Hospital.

WHEREAS, it has been called to the attention of the Board of Commissioners of the County of Vanderburgh, Indiana, that there are presently being formulated plans for the establishment of a veteran's hospitalization facility upon the property and grounds of the Evansville State Hospital, Evansville, Indiana; and

WHEREAS, the Board of Commissioners of said County believe it would be in the best interest of the citizens of Vanderburgh County, Indiana, that such a hospital be so established;

NOW, therefore, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh, Indiana;

Section 1. All governmental offices and agencies which may now or hereafter shall be involved in the establishment of a veteran's hospital at the Evansville State Hospital, Evansville, Indiana, are hereby urged to take any and all steps and action necessary towards the early establishment of said veteran's hospital.

PASSED by the Board of Commissioners of the County of Vanderburgh, on the 15th day of May, 1972, and upon said day signed and executed by the members of the said Board and attested to by the Vanderburgh County Auditor. Commissioner Stofleth having moved that this resolution be approved and Commissioner Willner having seconded the motion. It was so ordered.

RE: DEMOLITION RESOLUTION....TED COLE'S BARBECUE PLACE

A RESOLUTION BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF VANDERBURGH ORDERING THE DEMOLITION OF A CERTAIN UNSAFE BUILDING IN SAID COUNTY.

WHEREAS, Chapter 196, Section 1, of the 1935 Acts of the Indiana General Assembly, as amended, authorizes local authorities to make a determination as to whether or not any building situated within said County is of such impaired structural condition so as to render the same a hazard or danger to any person or to the general welfare, or is otherwise in such a condition that the same should either be repaired or razed; and

WHEREAS, the Board of Commissioners of the County of Vanderburgh, Indiana, has made a determination based upon the evidence presented to it that a certain building situated upon the following described real estate in said County, to-wit:

A strip of ground containing two (2) acres of even width off the West side of a tract of 48.92 acres; said 48.92 acre tract being taken from the East side of fractional Section Eight (8) Township Seven (7) South, Range Ten (10) West; the said two (2) acre tract herein conveyed being ninety (90) feet in width and extending North from the Waterworks Road a sufficient distance to include two (2) acres and described as follows, to-wit:

Commencing on the West line of said 48.92 acre tract where said West line is intersected by the North line of Green River Road; running thence North along the West line of said tract 966 feet; thence East at right angles 90 feet; thence South parallel with the West line of said tract 970 feet, more or less, to the North line of Green River Road; thence Northwestwardly along the line of Green River Road to the place of beginning; containing two (2) acres, more or less.

is in such an impaired structural condition so as to render the same unsafe and dangerous and the same should be accordingly razed and destroyed; and

WHEREAS, the owner or owners of said real estate have been given notice as provided by law to show cause why said building should not be razed and destroyed and said owner or owners have failed to sustain the burden imposed upon them by law to show cause why said building should not be razed and destroyed;

Now, therefore, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh, Indiana;

Section 1. It is hereby determined and declared that the building described above be wrecked and torn down as by law provided in such cases.

Section 2. It is further determined and declared that a copy of this Resolution be forwarded to the owner of the real estate above described and of any building situated thereon, said notice to be directed to said owners at their last and usual place of residence or at such other address as may be known by the agents of said Board giving said notice, said notice to be made by ordinary mail.

PASSED by the Board of Commissioners of the County of Vanderburgh, on the 15th day of May, 1972, and upon said day signed and executed by the members of

said Board and attested to by the Vanderburgh County Auditor, Commissioner Stofleth having moved that this resolution be approved and executed, and Commissioner Willner having seconded the motion. It was so ordered.

RE: LETTER FROM COLONIAL GARDEN CENTER

A letter was received from Mr. James McCarthy of the Colonial Garden Center, stating that two years ago they had experienced a water problem on outer Lincoln Avenue due to an inadequate sized culvert. Mr. McCarthy said that the flooding created by this condition inhibited his business operation at 8001 Lincoln Avenue and that it flooded the adjacent farm land. He said that when a petition was submitted, two years ago, he was told that action would be taken to remedy this situation, and that some cleaning of the ditch was done at that time, but larger improvements need to be made. Since this is a drainage problem, it will be taken up at the Drainage Board Meeting.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that Mr. Sylvester Stolz had asked him to check on a ditch beside the Armstrong Road. He has done so and said that it would cost about \$5,000 to do the work. He said that Mr. Stolz was concerned about planting his crops. Mr. Stolz called Mr. Biggerstaff again this morning and said that he thought he could get by if the County would repair the east half of the project now and complete the project in the fall after the crops are out.

Commissioner Stofleth said he would like to look this problem over. Mr. Biggerstaff thought this could be established as a legal drain so it could be financed from the ditch fund money, as the County is short on highway money. Mr. Biggerstaff said that he would make himself available to accompany Commissioner Stofleth in looking this problem over.

RE: AWARDDING OF BID ON VAN FOR COUNTY SURVEYOR

Two bids were received last week on a van for the County Surveyor and have been under advisement so that the specifications could be checked out.

The bids were from:

Alvey-Scott Motors..... \$2,998.89 with trade

Key Motors..... \$3,166.30 with trade

Mr. Biggerstaff said that he had checked the van of the low bidder and had no complaints on it, that the sliding door was plenty wide enough for the men to load and unload their equipment.

Commissioner Willner moved that the low bid of \$2,998.89 with trade, be awarded to Alvey Scott Motors. Commissioner Stofleth seconded the motion. So ordered.

RE: GEOMETRIC DESIGN STANDARDS APPROVED

The following has been approved by the Federal Highway Administration as the geometric design standards for Federal Aid Secondary projects.

Geometric Design Standards

The minimum geometric design standards to be used will not be less than the values set forth in the AASHO "Geometric Design Guide for Local Roads and Streets" except:

- a. A 20 mph design speed will not be used.
- b. The provisions for H-15 design loading on local roads shall apply only to structures with few trucks, under 400 ADT traffic and when supported by individual economic studies. A design loading of HS-20 shall be used for all other structures.
- c. The minimum geometric standards will very seldom be used. More liberal values are considered to be safer and economically feasible and therefore, will generally be used on the Federal Aid Secondary System.

N. W. Steinkamp, Chief Hwy. Engineer

Mr. Poehner said that the Federal Standards have been adopted for new projects by the State Highway Department and are now passing these standards down to the Commissioners as they need the Commissioners to adopt the Geometric Design Standards, as submitted.

Commissioner Willner moved to adopt the Geometric Design Standards as submitted by the State Highway Commission as being applicable to Vanderburgh County. Commissioner Stofleth seconded the motion. So ordered.

RE: BIDS FOR CONSTRUCTION OF BOX-BEAM CULVERT ON VOLKMAN ROAD

The bids for the construction of reinforced concrete box beam bridge and re-location of drainage ditch located on Volkman Road was opened last week and were taken under advisement. They are as follows:

D. K. Parker Co. Inc.....\$74,840.01
 Daig Brothers Lumber & Construction Co. Inc.....\$87,651.32
 Gilbert J. Fode & Sons Inc.....\$101,219.56
 Robert F. Traylor Corporation.....\$72,831.40
 Southwest Engineering Inc.....\$78,307.56
 John Mans Inc.....\$78,778.05

Commissioner Stofleth said that as he understood it, this project started at \$40,000.00 and now is up to \$72,000.00 at the lowest bid and he would like to know more about it.

Mr. Roehm said that he has an appointment with the low bidder today and is hoping to get the bid lowered before going to the Council. These bids were, by consensus, deferred for one more week for further consideration.

Mr. Roehm said that the Commissioners had requested, last week, that he look at the requested Right of Way to install a sanitary sewer on property along Pigeon Creek, which he has done and found that the new water control levee will cause 2/3 of this lot to be in the water storage pond so it would have no value for resale or construction purposes. He said that this area is in the flood plain. He recommended approval of this easement.

A Mr. Terrell is interested in this property but Commissioner Buthod said that the easement must first be delivered to the city. Commissioner Stofleth moved approval upon recommendation of the County Engineer, that the easement be granted. Commissioner Willner seconded the motion. So ordered. This easement is located as part of Lot #2, of Block #2, Parkland Annex.

RE: CUTS-IN

A cuts-in application from the Indiana Bell Telephone Co. was submitted to the Commissioners for permission to bury a telephone cable on Old State Road. Mr. Roehm recommended approval, subject to acceptance of the back fill compaction being as dense as the undisturbed soil adjacent or the original condition before excavating.

Commissioner Willner moved that the cuts-in be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Roehm said that he has received copies of correspondence of September 29, 1971, addressed to Mr. Biggerstaff, from Bob Matthews, then the corporate counsel of the City of Evansville, complaining of some road contract work, of tearing up pipes on St. George Road. Mr. Biggerstaff said that this problem has been straightened out.

RE: WATER SYSTEM AT HILLCREST HOME

Mr. Roehm said that a year ago, the project that was an emergency, of the hot water supply was started at Hillcrest Home. This project has been substantially completed, but it won't run on weekends. He said that Mr. Engle is making a survey on the problem of the gas pressure to see if this has to do with the problem. He said that since they don't have satisfactory service, doesn't think that the bill should be paid if warranty is still open, and on the other hand, some claims should be honored, in part, as the problem is not the fault of the contractual work. Mr. Roehm was advised to see that part claims were prepared for payment.

RE: PERMISSION REQUESTED TO ATTEND EARTHQUAKE SEMINAR

Mr. Roehm said that Indiana's new building codes will require all buildings of consequence and tall structures in the five counties to be designed in accordance with the code as to earthquakes, which will go into effect as soon as it is signed by the Governor. He said the American Institute will hold a earthquake seminar in Chicago, on May 17 & 18, 1972. He asked permission to attend, that he would pay for his meals, hotel and schooling and asked that the county pay his transportation.

Commissioner Stofleth said that he was reluctant to grant permission to Mr. Roehm as he is gone nearly every week, and in the future, he wants a written report from Mr. Roehm, as to where he goes and what he does. Commissioner Stofleth asked Mr. Roehm if he had anything coming before the Council on Wednesday night.

Mr. Roehm said that he did and this is the reason he is asking the County to pay the transportation for his trip so he can be back in time for the meeting. Commissioner Stofleth said that he was going on record in not allowing Mr. Roehm to make weekly visits out of the city. He said that he didn't think that anyone has traveled more in the last three years, than Mr. Roehm has in the past four months.

Commissioner Stofleth moved that Mr. Roehm be granted permission to go on this trip, with the air fare, coach class, to be paid by the County. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz presented a letter from Mr. Eifler, in regard to the sewer project at the Pleasantview Rest Home, stating that in prior agreement with the Peyronnin Construction Co. there is no tap-in fee due from the Rest Home, itself, for the tap-in fee on the little Pigeon sewer, however this agreement covers only the home, and any other structures on the ground will be assessed for the tap-in fee. Mr. Hotz was informed that the County can tap in any time. Mr. Biggerstaff said that he is going to run a line sometime this week.

Mr. Hotz also said that he will need to run about 700 feet of tile and will use the extra pipe that the County has on hand. He said that if things work out, the County will need an easement from Mr. Hamilton.

Mr. Hotz said that the Highway Department would like to have 12 2x12 boards, 16 feet long, from the building that is being razed at the old Boehne Hospital. It was agreed to give them to the Highway Department.

Mr. Hotz was told by Mr. Siegel that the Board of Records has expressed the idea of returning the old Boehne Building to the County. He said that the minimum estimate to repair this building is around \$75,000. Commissioner Buthod said they would just have to wait to see what the proposal on this would be, when it is received by the Commissioners.

RE: EMPLOYMENT CHANGE....APPOINTMENT

COUNTY HIGHWAY DEPARTMENT

Otho D. Phillips 118 E. Illinois St. Mech. Helper \$3.30 Hr. Eff: 5/12/72

RE: PROBLEM OF HOUSE ON ST. JOE AVENUE

Mrs. Judy Harrington has been living in a house on St. Joe Avenue, that was owned by her father, but was purchased by the County a year ago. She has been living there all this time, rent free, and has now been given 10 days to vacate. They were trying to make a deal with Nathan Bates and wondered if the house could be moved back off the property, but he doesn't have a contract for moving it. Mrs. Harrington wondered how much time she has.

Commissioner Stofleth wondered why rent hadn't been collected on this house. County Attorney Stephens said that these people were probably never asked to pay any rent.

Commissioner Buthod said the County doesn't want to collect rent on a house that doesn't meet the standards of the County, and these people should be notified that this house must come up to the County Housing Standards if they plan to move it.

Mr. Mays was asked to check to see if the Commissioners were in order to collect \$37.50 rent and allow them to live there for another 30 days.

This was agreed upon by the Commissioners. It was also agreed that if the Harrington's decide to move and keep the house, they must come up with the specifications for repairing it.

RE: MEETING ON PENN CENTRAL CROSSING

Commissioner Buthod said that he met with the Chamber of Commerce Transportation Committee last Friday afternoon on the Penn Central crossing on St. George Road. He said that Mr. Stanek of the Airport Authority was also there and the question

was raised as to if there should be a grade separation or not. Commissioner Buthod told them that he thought this would be a waste of money to build a grade separation at that point. Mr. Stapleton said it would not technically penetrate the approach plain. Commissioner Buthod said that it seemed to him that there were other places that needed grade separations a lot worse. There was a question as to who requested the grade separation. County Attorney Swain said that it was the Public Service Commission who requested the grade separation. Commissioner Buthod said that the Chamber of Commerce Transportation Committee is taking the position that the grade separation isn't necessary.

RE: MEETING SET

County Attorney Swain said that there would be a meeting of the Public Service Commission on June 27th, in room 908 of the State Office Building. He said that he wanted everyone concerned, to attend this meeting.

RE: POOR RELIEF

Lavada Francis of 1320 Cody Street and Dixie Johnson of 27 W. Eichel Avenue were to have appeared before the Commissioners today but failed to do so. No action could be taken.

Meeting recessed at 11:10

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

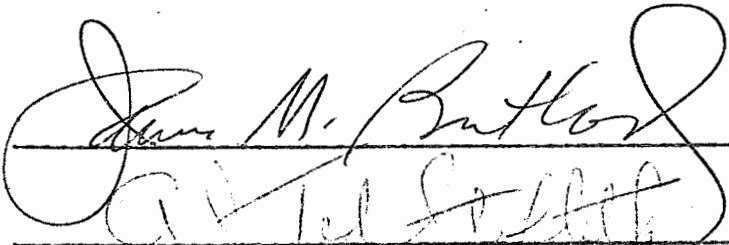
COUNTY ATTORNEY'S

Thomas Swain
William Stevens

REPORTERS

C. Leach
R. Lyles
A. Jackson
H. Marynell

Secretary: Margie Meeks




BOARD OF COUNTY COMMISSIONERS

00-195

COUNTY COMMISSIONERS MEETING
MAY 22, 1972

The regular meeting of the County Commissioners was held on Monday, May 22, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: COUNTY OWNED PROPERTY SOLD

A parcel of real estate owned by the county that had been declared as "surplus" was sold this morning at a public sale which was held in the Auditor's office. The purchasers were Chester A. & Iona Williams. This parcel was previously owned by the E. & O.V. Railroad Co. The purchase price has been paid and the quietus has been issued. This parcel lies south of Lot Thirty-two in Vancouver Addition. Commissioner Stofleth moved to confirm this sale. Commissioner Buthod seconded the motion. So ordered. The County Attorney's will be instructed to prepare the deed, as they are both out of town today.

RE: CANDIDATE FOR COMMISSIONER RECOGNIZED

Commissioner Stofleth recognized Mr. Ossenberrg as being present at today's meeting. He is a candidate for County Commissioner.

RE: RE-ZONING PETITION....ROY MCCUTCHAN

The premises affected are situated on the Southeast side of Old State Road, Evansville, Vanderburgh County, Indiana. The requested change is from A to C-1B. The proposed land use is for residential and commercial use. There were seven members present at the Area Plan meeting and all seven voted in the affirmative, on this petition. Commissioner Stofleth moved this petition be approved. Commissioner Buthod seconded the motion. So ordered.

RE: REQUEST FOR SIGNS TO BE REMOVED

Mr. Jack Schroeder stated that the Industrial Foundation has 80 acres of property on Bergdolt Road at the intersection of Hitch-Peters Road, which is in need of improvement. He asked that this road be placed on the priority list so that it can be repaired. He also stated that there is a sign placed in this area that reads, "This road can not now be used by trucks." He asked that this sign be taken down immediately, because without the use of this road, the area cannot be developed. Commissioner Buthod entertained a motion to remove restriction on such traffic on a section of Bergdolt Road running eastward from Hitch-Peters Road to Oak Hill Road. Commissioner Stofleth so moved. Commissioner Buthod seconded the motion. So ordered. It was also recommended that Mr. Roehm and Mr. Willard see about placing this road on the priority list for being repaired. Commissioner Buthod said that the Commissioners certainly want to encourage any further development in the area, also that it is the county's responsibility to improve the road as much as possible, but that they must work within the money allowed. The County Engineer is directed to study and make recommendations concerning improvements to the road and the availability of funds and in particular of the R & S funds. The Commissioners said that the county would give this road normal maintenance and put it under study for re-surfacing.

RE: CLAIM FOR MEALS OF PRISONERS

A claim was presented for the meals of the prisoners by Sheriff Piney in the amount of \$3,458.00. Commissioner Stofleth moved that this claim be approved. Commissioner Buthod seconded the motion. So ordered.

RE: AGREEMENT RENEWAL

The renewal of Cooperative agreement between the Vanderburgh County Soil and water conservation district and the Board of County Commissioners of Vanderburgh County and the Soil Conservation Service United States Department of Agriculture was received. The effective date of this renewal is July 1, 1972. This is an annual agreement.

Commissioner Stofleth moved that this agreement be approved. Commissioner Buthod seconded the motion. So ordered.

RE: REPORT FROM RICKARD REALTY CO.

The following letter was received from Robert Rickard Jr., the appraiser from Rickard Realty Co.:

Gentlemen:

As per your request, I have reviewed the appraisal report prepared by myself on 514 Bellemeade Avenue, in Evansville, Indiana, as of February 16, 1972.

In reviewing the report some consideration should be given to the economic factor in the area, and the condition of the condemned structure on the Lot, it is the opinion of this appraisal that an allowance of Nine Hundred and Fifty Dollars should be allowed, reducing the market value of the report from Thirteen Hundred (\$1,300.00) Dollars to Three Hundred Fifty, (\$350.00) Dollars. The cost of re-appraisal was \$5.00.

Commissioner Stofleth moved that this property be declared as surplus and that the Auditor be authorized to advertise for sale. Commissioner Buthod seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSVAND. SUPERIOR COURT- JUVENILE

Dennis Reed 627 S. Harlan Prob. Officer \$7,400.00 Yr. Eff: 5/16/72

PIGEON TOWNSHIP ASSESSOR

Dorothy Wilson 603 N. St. Joe Extra Deputy \$15.00 Day Eff: 5/19/72
Virginia Landers 714 Bayard Pk. Dr. 3rd. Deputy \$5,500.00 Yr. 5/15/72

CLERK OF CIRCUIT COURT

Kathleen Reynolds 1566 Greenfield Deputy Clerk \$4,882.56 Yr. 5/15.72

CENTER TOWNSHIP ASSESSOR

Evelyn E. Meyer 1515 Laubscher 3rd Deputy \$154.16 Se. Mo. Eff: 5/16/72
Arvel I. Christmas 1804 E. Morgan Field Deputy \$15.00 Day 5/15/72

KNIGHT TOWNSHIP ASSESSOR

Ruth Porter 508 S. New York Deputy \$15.00 Day 5/15/72
Marjorie Keeney 2013 Ridgeway Deputy \$15.00 Day 5/22/72

REGISTRATION OFFICE

Helen Hagensieker 1609 Madison Typist \$15.00 Day Eff: 5/17/72
Doris Geiser P.8 Browning Rd. " " 5/18/72
Mary Jo Mooney 105 N. Oakland " " 5/17/72
Frances Mueller 2904 Wisberg Ave " " " "

RE: EMPLOYMENT CHANGES...RELEASESVAND. SUPERIOR COURT...JUVENILE

David R. Dudley Probation Officer \$7,928.00 Yr. Eff: 4/21/72

PIGEON TOWNSHIP ASSESSOR

Maraloud Stansberry 800 E. Clestead 3rd Deputy \$5,500.00 Yr. 5/15/72

RE: EMPLOYMENT CHANGES...RELEASES...CON'T.

CENTER TOWNSHIP ASSESSOR

Evelyn E. Meyer 1515 Laubscher Rd. Pt. Time \$15.00 Day Eff: 5/15/72

COUNTY AUDITOR

Marjorie J. Miller	1621 Wedeking	Part time	Eff: 5/5/72
Betty Mindrup	2115 Hercules	" "	4/15/72
Mildred DeMar	825 Stewart	" "	5/1/72
Gloria Evans	1369 E. Chandler	" "	" " "
Rebecca A. Heacock	27 W. Bujey	" "	" " "
Elizabeth Omer	1052 Madison	" "	" " "
Flora Rose	1105 Putnam	" "	5/4/72

RE: VIOLATION OF HEALTH LAW

A copy of a letter from the City-County Health Department addressed to the Crane Realty Co. Inc. was received by the Commissioners in reference to correspondence of May 10, 1972, regarding a condition existing on property owned by Crane Realty Co. which is located at 5400 Block of North New York Avenue. They were requested they eliminate the condition of dumping at this location. A reinvestigation was made on May 17, 1972 at which time it was revealed that this condition still has not been corrected. They have 15 days in order to eliminate this condition or it will be turned over to the Prosecuting Attorney. Letter received and filed.

RE: CORRECTION ON TELEGRAM RECEIVED

Commissioner Buthod had previously received a telegram, a week ago, which stated that there would be a meeting on April 22 & 23 of 1972. The date has been corrected to read May 22 & 23, 1972. The meeting had to do with emergency job funding. Commissioner Buthod thought that a member of the City staff is attending this meeting and said he thought this would probably be co-ordinated through the C.A.P.E. program.

RE: LETTER FROM PUBLIC SERVICE COMMISSION

A letter was received from the Public Service Commission of Indiana on the application of the L & N Railroad Co. for written consent to construct in Vanderburgh County, an at-grade crossing of Old State Road and a grade separation over Darmstadt Road: As follows:

BY THE COMMISSION

By: Dale McLaughlin, Hearing Examiner

On November 22, 1971, the Petitioner herein, the Louisville and Nashville Railroad Company, filed its application for the approval of a grade crossing at Old State Road and a grade separation over Darmstadt Road and the tracks of the Louisville and Nashville Railroad Company on a proposed bypass of said railroad tracks in the City of Evansville, Vanderburgh County, Indiana.

Pursuant to notice duly published as required by law, the cause was set for hearing on March 28, 1972, in the rooms of the Commission, and the matter was heard in full on that day, with the appearances as above noted.

The Commission, having heard and examined all the evidence submitted in this cause, and being duly advised in the premises now finds as follows:

1. That the Public Service Commission of Indiana has jurisdiction of the subject matter of this application and the parties thereto.
2. That the applicant, Louisville and Nashville Railroad Company in co-operation with the City of Evansville, Indiana and Vanderburgh County, Indiana, proposes to bypass the City of Evansville by relocation of their tracks in order that the main line of the said railroad will not pass through the City of Evansville, but will proceed South to a point North of the City of Evansville and then proceed due South on the West side of the City of Evansville and in compliance with an agreement with said Penn Central Railroad as approved by the District Court for the Eastern District of Pennsylvania.
3. That as a part of said proposed bypass, the said Louisville and Nashville Railroad track will proceed West to intersect with the former Penn Central track as aforesaid; the Louisville and Nashville Railroad tracks will cross Old State Road first and then the Darmstadt Road.

4. That the original petition herein contemplated approval of a grade crossing for Old State Road, but during the course of the proceeding the application was amended requesting approval of a grade separation upon the completion of plans for said grade separation; however, in the interim the application requests approval of a temporary grade crossing for said Old State Road.

5. That the application is filed contemplating approval of a grade separation for the said Louisville and Nashville Railroad tracks with their intersection with the Darmstadt Road.

6. That the parties hereto namely Vanderburgh County, Indiana, and the Louisville and Nashville Railroad Company have reached an agreement as to the cost for the construction of both grade separations at Old State Road and the Darmstadt Road.

7. That the proposed grade separation of the Old State Road and Darmstadt Road are entirely new installations; that the proposed Louisville and Nashville Railroad Company bypass and the City of Evansville and the proposed grade separation of Old State Road and the Darmstadt Road are in the public interest since numerous existing grade crossings will be eliminated and congestion in the City of Evansville will also be eliminated because trains will no longer pass through said city and the proposed plan as amended should be approved and it will be so ordered.

IT IS THEREFORE ORDERED BY THE PUBLIC SERVICE COMMISSION OF INDIANA that the prayer of the Petitioner, Louisville and Nashville Railroad Company, as amended by agreement, is hereby approved and a temporary grade crossing with the intersection of said Petitioner's tracks and Old State Road is hereby approved upon the condition that the parties hereto construct a grade separation within a reasonable length of time under plans to be submitted to this Commission within six months of the date of this order; and further, the grade separation of the said Petitioner's tracks and the Darmstadt Road is hereby approved under the plans filed with this Commission.

IT IS FURTHER ORDERED that when the plans of the grade separation of Old State Road are prepared, said plans will be filed as a late-filed Exhibit for approval by the Commission.

IT IS FURTHER ORDERED that during the time that the temporary grade crossing exists at Old State Road, said crossing shall be protected by automatic flashing signal devices.

IT IS FURTHER ORDERED that the Louisville and Nashville Railroad Company will keep the Commission informed as to the status of the proposed construction herein and upon completion of said construction, the said railroad will notify this Commission of said date.

IT IS FURTHER ORDERED that this order shall be effective on and after the date of its approval.

IT IS FURTHER ORDERED that the Petitioner shall pay at this time into the Treasury of the State of Indiana, through the Secretary of this Commission, the following charges;

Legal Advertising:	\$19.14
Reporting Charges:	\$17.24
TOTAL	\$36.38

HILL AND POWERS CONCUR, ALLEN ABSENT:

APPROVED: MARCH 29, 1972

RE: SPECIFICATIONS APPROVED FOR QUARTERLY BIDS

Specifications were presented to the Commissioners for the Dairy Products, Bakery Supplies and the Groceries for the Hillcrest-Washington Home and the Pleasantview Rest Home for the months of July, August and September of 1972. Commissioner Stoffleth moved that these specifications be approved and the Auditor be authorized to advertise for bids. Commissioner Butthod seconded the motion. So ordered.

RE: WARRANTY DEED AND CLAIM....HANSEN

A warranty deed was presented to the Board of Commissioners from Mr. Edward H. & Bertha Hansen for the Right of Way on the Green River Road widening. The claim was in the amount of \$7,622.10. The full amount was \$7,650.00 less \$27.90 property tax pre-rated from January 1, 1972 to April 3, 1972. Commissioner Stoffleth moved to accept the Right of Way grant and to approve this claim. Commissioner Butthod seconded the motion. So ordered.

RE: CLAIM FROM MUNICIPAL ENGINEER & CONSTRUCTION CORP.

A claim was received from the Municipal Engineer & Construction Corp. in the amount of \$44.37 for work relative to gas line for Boiler Installation at

Hillcrest Children's Home.

Commissioner Stofleth moved that this claim be approved, subject to the signing and certification of Mr. Hotz, who is now on vacation, as to receiving those services. Commissioner Buthod seconded the motion. So ordered.

RE: LETTER FROM MR. DONALD CRAWFORD

A letter was received from Donald Crawford of 4809 Warren Drive, stating that he had received information from the County Engineer's office that 15 inch pipe is sufficient to carry off the rain water under his driveway. He asked approval to proceed with this project. This was referred to the County Highway Department for checking. Commissioner Stofleth moved approval for Mr. Crawford to lay 15 inch pipe under his driveway at his own expense. Commissioner Buthod seconded the motion. So ordered.

RE: MEMORANDUM FROM MR. ROEHM

A memorandum was received from Mr. Roehm, dated May 15, 1972. Old State Road Culvert..35A, as follows:

In 1968 the contract was completed for installing a culvert under Old State Road. Last year the county paid a damage claim to Kenneth Crook, 10200 Old State Road because of insufficiency of the water way.

We have investigated and agree that the water way should be increased to cover storms of record proportions and from this standpoint it is unknown whether the next damage will occur in six minutes or 60 years.

We have investigated the potential methods for constructing a relief to preclude storm damage claims. Our alternatives are:

1. Bore and install pipe under the road without interrupting traffic at a cost not to exceed \$8,500.00 at 36" diameter or a pair at 30" diameter.
2. An open-cut method to install similar piping in amount of about \$5,000.00 and interrupting traffic for a period of probably three (3) weeks.
3. Reconstruction of a section of the road approximately 100' long to lower the surface approximately 2' - 0" and replace the pavement as an overflow safety valve to all the property owners upstream at a cost of approximately \$3,100.00.

The cost for item two (2) will vary from the \$5,000.00 stated if done by contract under appropriation from the County Council to \$3,500.00 if done by county forces from the Gas Tax levy refund currently budgeted to the Hiway Department.

The difference in cost reflects the non-payment of sales and use taxes and burden and overhead items that are assimilated by the Hiway Department operational costs as well as \$850.00 contractor profit. Please advise which path to follow

RE: REPORT OF INQUIRY TO HIWAY DEPT. MATTERS, DATE OF MAY 11, 1972

Gentlemen:

I called on Don Eusey in the ISHC office, FAS and the R & S Administration Section, regarding the St. Joe Avenue project and found that if we have adequate funds appropriated in the County the matching funds from the Federal Government will be available for the increased construction costs above the \$143,000 we have currently scheduled. I believe that it will be necessary for us to estimate the new price and go before the County Council for an appropriation for the difference in cost, if any, before the 30th of June.

I met with Wayne Weise regarding the approval of the plans for the construction of the St. Joe Avenue project and reviewed them in detail. He advises that it is absolutely imperative that extensive drafting be done again because of the change of methods in their reproduction of bid documents. They now print on web press off-set printer instead of blue printing. I am procuring the necessary lettering guides and we will be converting our field forces for drafting purposes.

I talked at length with Tom Hays Administrative Assistant to the Executive Secretary of the Highway Commission in regards to the application of the 7th and 8th cent gas tax refunds to pay for work done by County forces. The Hiway Department will make no commitment but extend the possibility, if we can get approval from the State Board of Accounts. We must have the State

Board of Accounts make the necessary determination of the machinery for the release of funds in this matter.

I talked to the Administrative Assistant in the State Auditor's office in regard to the release of the next available funds for contractual account for the County Highway Department and the only reply was that "as the formula is applied, the next quarterly release will be on schedule."

The above consumed all available time on Thursday. Since I was unable to depart on the early airplane, I returned on Friday at my own expense to spend time in the Bridge Department concerning the necessary details of drafting which are to be changed.

I called on Ed Vician in the Department of Natural Resources in regard to the approval of St. Joe Bridge plans by that department and am preparing the formal submission at this time.

I called on Bob Hittle in Mr. Dan Cooper's section and have received tentative approval of our Environmental Impact Statement as submitted in rough draft on this visit.

I called upon Mr. E.W. Walters in the Bridge Section and presented the preliminary statement of our Design Review and received their comments and suggested changes which is being revised this week. Memorandum and Report received and filed.

RE: AWARDING OF BID

Two bids were received for the alterations of Cabin #13 at Burdette Park. They are as follows:

Deig Bros. Lumber & Construction Co. Inc.....\$7,567.00

Wink Construction Inc.....\$6,400.00

Both bids were in proper form.

Commissioner Stofleth moved that the contract be awarded to Wink Construction Inc. this being the low bid. Commissioner Buthod seconded the motion.

So ordered.

RE: BIDS FOR CONSTRUCTION OF BOX CULVERT ON VOLKMAN ROAD

Mr. Roehm said he has discussed the possibility of lowering the bid of the Construction Co. for this project but doesn't think there is enough time, so he recommended that all bids be rejected and the specifications be revised for advertising. He anticipated 15 to 20% savings by doing this. Commissioner Stofleth moved that new specifications be prepared and re-advertised for, as recommended by the County Engineer, and that these bids be rejected. Commissioner Buthod seconded the motion. So ordered. Mr. Roehm said that each bid contains a bond and it is essential that the bond be marked "rejected" on the face and returned to bidders.

RE: MR. ROEHM

Mr. Roehm said he will file a formal report on his trip to Chicago, which will include some documents and design data and this report should be in the hands of the Commissioners on Tuesday or Wednesday of this week. He said they have about completed the design review on the widening of St. Joe and it will be necessary to take this to Indianapolis for review in the Federal Aid section of the Highway Department. He proposed that one of the Commissioners take this to Indianapolis and discuss it with the people of this section to get all the necessary changes accomplished.

Mr. Roehm said that he reviewed Red Bank Road with Mr. Feigel, on his recommendations, he has also reviewed with Mr. Willard, and on this basis, thought the best thing to do would be to issue a contract to Feigel Construction Co. to start at the City limits and proceed to Middle Mount Vernon Road and write change orders for sections that can be eliminated.

Commissioner Buthod said that there is an emergency existing for the repair of Red Bank Road so he thought that it perfectly proper to contract for the work as a emergency item.

He said in the matter of Hogue Road intersection, there is a severe safety problem, where the school bus must stop at a steep approach and it is possible to make repairs here and on opposite side. He said that Mr. Feigel is willing to do this work and it would be a matter of writing change orders.

Commissioner Buthod said, subject to the recommendation of the County Engineering Department from time to time, as the work proceeds, the Commissioners would authorize re-surfacing.

Commissioner Stofleth asked if money that was used on contractual work could be replaced from the contractor's who have money for this work.

Mr. Roehm said he has an appointment scheduled with Mr. Sauer this morning to get at the cost which Curtis Construction Co. & J.E.B.C.O. will have to bear as their damages to the County roads and sewer constructions. He said he has an agreement from the Water Dept. as to contributions from Daig Brothers, in the way of the water change.

Commissioner Buthod thought the County Highway Department and the County Engineer to proceed with the rehabilitation work on Red Bank Road as directed by the County Engineer and subject to change orders from time to time in accordance with conditions as they develop and are ascertained. Commissioner Stofleth asked Mr. Willard about the contract with Feigel Construction Co.

Mr. Willard said that Mr. Feigel told him that they didn't have a contract and that this was an emergency deal and he lost money on it and until he is awarded a new contract, he can't blacktop or repair any roads.

Commissioner Buthod said he doesn't think it is necessary to go by the contract, that there is a general principle of law, where we bid according to statutory procedure, that obligation to both parties under the contract of bid awarded, governed by the division of statute, no matter what you write in the contract.

Commissioner Stofleth moved that subject to advice and interpretation of the County Attorney, that work proceed according to the recommendation of the County Engineer. Commissioner Buthod seconded the motion. So ordered.

RE: MR. A. B. MCCAFFREY

Mr. McCaffrey, Manager of Golden Tower Apartments on Red Bank Road asked if he understood correctly that Red Bank Road was going to be improved between the expressway and Hogue Road. He said that there is a drainage problem as well as a traffic problem here, also that a new complex is going up in the area and there will be much more traffic.

Commissioner Buthod said they must find out some things about the contract with Mr. Feigel and that the green light has been given to go ahead with such repair work as is needed as work proceeds.

RE: PROBLEM WITH WATER DEPARTMENT

Mr. Roehm said there is a problem with the Water Department, with trenches under the policy that was formulated this year. They are to return the trench to the density of the original ground so that the road bed is not hurt by the water. He said at a place crossing at the L&N Railroad and Red Bank Road there is a problem of some ditches that the Water Co. will have to work on to return them to correct condition.

Mr. Roehm said that during the past week a problem has arisen on Mels Drive, of drainage on the roadside. He said that several householders have raised the ditches, blocking the culvert by preventing the water flow along the line as it had been established.

Commissioner Stofleth moved that Mr. Willard clean these ditches so the water flow runs as it should according to recommendations of the County Engineer. Commissioner Buthod seconded the motion. So ordered.

RE: CLAIMS

Mr. Roehm presented a claim from the Central Garage for charges of gasoline which the Highway Department used to be paid to the City. These charges were for March in the amount of \$12.60, and for April in the amount of \$13.50.

Commissioner Stofleth moved these claims be approved. Commissioner Buthod seconded the motion. So ordered.

Mr. Roehm presented two more claims for supplies and materials, one being to Midwest Business System for Accumulative Bridge fund #191 in the amount of \$162.47 and the other to Evansville Blue Print Co. for St. Joe Bridge fund #191-22 in the amount of \$35.67.

Commissioner Stofleth moved to approve these claims. Commissioner Buthod seconded the motion. So ordered.

RE: COUNTY TO LAY ONLY DRIVEWAY FILL

Mr. Willard said he would like for the County Commissioners to go on record in letting the County Highway Department to only lay driveway

tile.

Commissioner Buthod said this has always been his understanding.

Mr. Willard said he ran into trouble on Boonville-New Harmony Road and has about 400 feet of tile to lay.

Commissioner Buthod said the County wasn't going to enclose ditches. He said however, that it was possible, with the approval of the Commissioners, that the County Highway Department can do the work subject to reimbursement, under one section of the law but he would prefer not to compete with the private contractors.

Mr. Willard said that a couple of weeks ago a motion was made and seconded to lay this tile.

Commissioner Buthod said he understood this was driveway tile, not that it was to enclose a ditch and he would like to see the motion rescinded.

Commissioner Stofleth moved that the motion made previously to lay this tile, be rescinded.

Commissioner Buthod said that the tile work done by the county should be at the discretion of the County Highway Supervisor, not to exceed the reasonable requirements of a driveway.

Commissioner Buthod seconded the motion. So ordered.

RE: NEED TO RE-LOCATE TILE

Mr. Roehm said that on Drexel Drive, Mels Drive and another in the Lutterbach Development, there are several places that need to re-locate the tile to change the drainage pattern.

Commissioner Buthod said if it is a matter of correcting an overall situation involving roads drainage, then he doesn't expect the land owner to bear the cost.

RE: REPORT BY MR. KOCH

Mr. John Koch, the Road Inspector, submitted the following report:

RE: Checking water works installations with maintenance Superintendent-May 19.
Mr. Jerry Lanham. 1. Checks on Old Boonville Rd. 2. Old State Rd. 3. Wortman Rd.
1. First object being to show Mr. Lanham the present condition of the side of these roads, How High Banks, Water unable to enter ditch. Ditches eliminated by surplus soil filling same. Also the rugged condition, Some high and some low areas, and the deep ruts in places aside of road shoulder.
2. He noted all of this and was most cooperative in his attitude to correct same, however, he stated they have a problem with crews, and so many projects at one time, to do as it should be done. He gave a direct example, when I called to his attention the surplus soil dumped cross ways into a ditch, stopping all water flow. That foreman receives \$4.00 an hour and this is what you have to contend with. They too have their problems.
3. The writer suggested that pictures be taken of the area, before and after, on Old Boonville Road. The sod that home owners had placed on the slope and berm of the road. They kept this trimmed. Parts remained as an illustration how nice it appeared. Made the suggestion that these areas be graded. A slope towards the ditch, thoroughly levelled to permit water flow into ditch then seed the area that would give them a ditch in same manner as it was before cutting into same.
4. To this Mr. Lanham agreed and stated they would either do their own seeding and care needed to be given to afford proper growth, or let it out by contract to some local lawn caretaker. In some such cases they actually guarantee growth and take ample care to water, etc., to this he said that would be needed.
5. Called on several of the neighbors in the area, told them what Mr. Lanham was here for and what the County Commissioners would expect in the future. While some had already levelled area in front of their home, all did feel this should be done and thanked for the interest shown.

1. Next to Old State Road, area adjacent Wortman Road. Same problems there, neighbors piled mud on the road, water runs down Old State, not into ditches. High heaps of soil in places. Next to Wortman Road, a 30 ft. R/W water line laid on south line of road right against stone embankments and dirt embankments. Never should such have been done, need for purchase R/W on such a narrow road. Suggested Mr. Lanham if the Water Dept would pay the County County Com. The sum it would cost to correct this and then the County Commissioners could arrange to widen the road in places, build the proper ditches and resurface at least a good portion of this road from Lanham's farm east to Old State Road. Mr. Lanham said a sensible suggestion and feel it can be worked out. It so happened

Commissioner Robert Willner came by and he also heard the conversation and partook in the discussion. Here the exit of Wortman Road onto Old State Road needs be cut and remove high dirt embankment, a danger point and very hazardous. All this could be done in one operation. Mr. Lanham said the Water Dept. would purchase a grader for just such work. Will have other roads to show him, but such coordinated effort brings results. They too, are anxious to have these matters worked out to the satisfaction of all parties concerned.

Mr. Poehn was asked for recommendations on these problems.

RE: MR. McCaffrey

Mr. McCaffrey presented a proposed diagram for 120 units on the south side of Red Bank Road and at the present time have approximately 48 units involved. Some of the units have been completed and the street signs are badly needed in this area.

Commissioner Buthod suggest that Mr. McCaffrey check to see if these are County accepted roads, which they probably aren't since they are so recent. He said that they must be accepted roads before the County can place signs there.

Mr. McCaffrey was told he must place these signs there himself if he wants them there now and that he should file a petition asking that these roads be accepted by the County, when they are completed, after they have been inspected.

Meeting recessed at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth

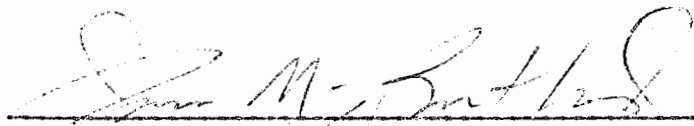
COUNTY AUDITOR


Lewis F. Volpe


REPORTERS

A. Jackson
R. Lyles

Secretary: Margie Meeks







BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
MAY 30, 1972

The regular meeting of the County Commissioners was held on Tuesday, May 30, 1972, at 9:30 a.m. with President Buthod presiding.

RE: CORRECTION

Last week's minutes read, in regard to repairing Red Bank Road, to start at the City limits and proceed to Middle Mt. Vernon Road. The minutes should have read, to start at the City limits North of U.S. road 460 and go North to Upper Mt. Vernon Road.

The minutes of the previous meeting were approved with above stated correction made and the reading of them dispensed with.

RE: CLAIMS

The following claims were presented for the Southwestern Indiana Mental Health Center Inc.:

Grimm Lumber Co.- Balance owed on cabinets and tables - \$1,696.00
Guthrie's Office Equipment Inc. 38 painted stools @ \$25.50 - \$969.00
Guthrie's Office Equipment Inc. chairs and tables - \$834.80
Orr Iron Co. - For equipment - Balance of \$690.39
Helen Cooper and Associates - For furnishings and equipment - \$1,478.60 - Paym't 2
Adams Office Machines Inc. - For furnishings and equipment - \$442.29
Guthrie Office Equipment Inc.- For furnishings and equipment - \$12,188.40 - Paym't 2

Mr. Spear said that the claims were all pursuant to the Contracts and that the money is available.

Commissioner Stofleth moved that all these claims be allowed. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

COUNCIL OF GOVERNMENTS

Barbara Walls	558 S. Ruston	Coder	\$4,350.00 Yr.	Eff: 6/1/72
Vicki A. Groves	615 Chateau	Planner Adminis.	\$6,500.00 Yr.	6/1/72

APEA PLAN COMMISSION

Patricia Allen	1326 Ridgeway	Secretary	\$4,750.00 Yr.	6/1/72
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PIGEON TOWNSHIP ASSESSOR

Alma Berry	1317 N. 4th Ave.	Extra Deputy	\$15.00 Day	5/24/72
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RE: EMPLOYMENT CHANGES...RELEASES

COUNCIL OF GOVERNMENTS

Patricia Allen	1326 Ridgeway	Coder	\$4,350.00 Yr.	6/1/72
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APEA PLAN COMMISSION

Barbara Walls	558 S. Ruston	Clerk	\$4,150.00 Yr.	6/1/72
Vicki A. Groves	615 Chateau	Secretary	\$5,500.00 Yr.	6/1/72

RE: REQUEST FROM PROSECUTOR

The following request was received from William J. Brune, the Prosecuting Attorney:

Dear Mr. Stofleth:

The Prosecutor's Office is in dire need of an additional "call director" telephone. There are presently three such phones in the office, however, their number is proving inadequate due to the volume of calls received into our office each day.

We would certainly appreciate favorable action on this request at your earliest convenience.
Commissioner Stofleth moved that the telephone be allowed. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM...BUILDING AUTHORITY

A claim was received from the Building Authority to furnish labor to remove a third floor car call switch from the third floor guard station, Elevator I, in the County Jail and to replace second floor car call switch, Elevator II, removed from Elevator I, authorized by Sheriff Riney, for better security. The claim was in the amount of \$27.00.

Commissioner Buthod said it seemed to him that when a building is rented and this includes the elevators, they should keep the elevators working but this was some change that the Sheriff apparently wanted. He supposed since it was done for security purposes, it shouldn't come out of the Building Authority budget.

Commissioner Stofleth asked Mr. Hotz if he wasn't expected to pay this from his budget. Mr. Hotz said yes that they expect him to.

Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MORTGAGE FORECLOSURE

A letter addressed to Mr. Tom Swain, from John C. Cox, was presented to the Commissioners. It read as follows:

Dear Tom:

Enclosed herein please find a Waiver of Lien in the aforecaptioned matter.

If you could please cause execution by the Board of County Commissioners, it certainly would be appreciated and would save me a great deal of time in going back through Court to be able to get the lien expunged.

WAIVER OF LIEN

WHEREAS, the County of Vanderburgh, by reason of a final Decree of Divorce in the case of Mary Lynn Crider, vs. Leon Earl Crider, Cause No 70-CIV-3149, obtained a lien against the real estate owned by the Criders in the amount of Forty-Five Dollars (\$45.00) which represents the costs in the said divorce action.

WHEREAS, prior to said divorce, Leon E. Crider and Mary L. Crider had mortgaged to the National City Bank of Evansville, on the 19th day of June, 1970, their real estate known as Lot Ten (10) in Block Six (6) in Miller Terrace, an Addition to the City of Evansville, as per plat thereof, recorded in Plat Book "H", Page 156, in the Office of the Recorder of Vanderburgh County, Indiana,

WHEREAS, the lien of the National City Bank of Evansville, is a prior lien to the lien of the County of Vanderburgh,

NOW, THEREFORE, the County Commissioners of the County of Vanderburgh of the State of Indiana, hereby waive the lien in the aforescribed real estate which real estate has been sold pursuant to Mortgage Foreclosure, such sale being caused by the Federal National Mortgage Association the holder of the mortgage against the said real estate by assignment from the National City Bank of Evansville.

Commissioner Stofleth moved to approve and execute the waiver of lien in the matter of Mary Lynn Crider vs. Leon Earl Crider, Cause No. 70-CIV-3149.

Commissioner Willner seconded the motion. So ordered.

RE: BIDS ON CERTIFICATE OF DEPOSIT

Mr. Tilford presented bids from three banks for \$2,000,000.00 to be deposited in a Certificate of Deposit to be dated May 30, 1972, with a maturity of 30 days. The bids are as follows:

Old National Bank----- 4 3/8 %

National City Bank----- 4.15 %

Citizens National Bank ---4.15 %

Commissioner Willner moved that the money be deposited in the Old National Bank at 4 3/8 %, this being the high bid.

Commissioner Stofleth seconded the motion. So ordered.

RE: DISCUSSION ON PRINTING CONTRACTS

Mr. Volpe stated that he made a partial recap between the Printing Bids of this year and last year. He said that this year's contract was signed in the first week of December of 1971 and became effective on January 1 of 1972. The date of the President's proclamation of Phase II was on November 14, 1971, so he imagined the President's proclamation would have precedence over everything else. He said in talking to personnel of Internal Revenue Service who said the increase should be an increase which can be verified by the cost records of the Company.

Mr. Volpe gave some examples of how prices have increased since last year. He said that so far he has only checked Classes I & II and that he will check the other classes, also that it should seem probable that this procedure could go into other types of annual, semi-annual or quarterly bids.

Commissioner Buthod said that the petroleum bids have seemed fairly constant and the milk and grocery bids have been pretty much in line.

Commissioner Stofleth moved that Burkert-Walton Inc. be requested to send a representative to next week's meeting to explain the bid prices.

Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT OF FEIGEL CONSTRUCTION CO.

In review of last week, Mr. Roehm said he had reviewed Red Bank Road with Mr. Feigel, also with Mr. Willard and on this basis thought the best thing to do would be to issue a contract to Feigel Construction Co. for the repair of Red Bank Road, to start at the City limits North of U.S. Road 460 and go North to Upper Mt. Vernon Road.

Commissioner Buthod said that there is an emergency existing for the repair of Red Bank Road so thought it perfectly proper to contract for the work on an emergency basis.

Mr. Roehm said in the matter of Hogue Road intersection, there is a severe safety problem, where the school bus must stop at a steep approach and it is possible to make repairs here and on the opposite side. He also said that Mr. Feigel is willing to do this work and it would be a matter of writing change orders.

Commissioner Buthod thought the County Highway Department and the County Engineer to proceed with the rehabilitation work on Red Bank Road as directed by the County Engineer and subject to change orders from time to time in accordance with conditions as they develop and are ascertained.

Mr. Willard had said that Mr. Feigel told him that they didn't have a contract and until he is awarded a new contract, he can't repair any roads.

Commissioner Stofleth had moved that subject to advice and interpretation of the County Attorney, that work proceed according to the recommendation of the County Engineer. Commissioner Buthod had seconded the motion. So ordered.

At today's meeting, Commissioner Buthod said he didn't understand why Mr. Feigel said he didn't have a contract.

Mr. Roehm said that he obtained a copy of the notice to bidders, the advertisement for bids, the general and special instructions for bidders and the proposal sheets that were used at the time the bids were advertised for and that Mr. Feigel holds forth that the documents stipulates that his work was to be performed within 90 days of his contract and that they didn't say anything about a yearly contract.

Commissioner Buthod wondered if the re-surfacing of Red Bank Road couldn't be started and leave the Hogue Road intersection go for now, so some immediate relief can be obtained.

Mr. Roehm said the whole thing needs to be done at one time. He explained how he proposed this work to be done.

There were a number of residents present at the meeting who live on Red Bank Road, asking that this work be done as soon as possible, as the road has deep holes and is dangerous for the children in the area as well as to the motorists, that it has also created a dust problem.

One woman had a large bag of hubcaps which motorists lost when their cars hit the holes in the road.

Mrs. Lee Kufnadel, who lives in the area, said if the Hogue Road intersection is worked on first, they will have to put up with the condition of this road all summer and that the holes are coming back. She said one car owner lost the muffler from his car.

Commissioner Buthod said that the Commissioners are going to get this done but unfortunately the laws are set up so carefully, to keep people from mis-using public funds that they sometimes find themselves paralyzed from moving as fast as they can. He asked the County Attorney, in view of the extreme need, whether they can proceed on an invitational bid as an emergency matter rather than advertising for bids. He said there would only be one bid received as Feigel Construction Co. is the only people in this part of the country that does black top.

The County Attorney said this could be declared as an emergency.

Mr. Larry Boots said she had talked to Sheriff Riney who was to have presented a recommendation to the Commissioners. She said there are no signs out there and the road is patrolled inadequately.

The Commissioners have received no such recommendation as yet.

Other residents voiced their opinions of the problem.

Commissioner Buthod thought an emergency should be declared and invitational bids be obtained.

Commissioner Stofleth moved that Red Bank Road be closed from Hogue Road to Upper Mt. Vernon Road, except to local traffic, and that an emergency is declared and to proceed immediately to seek invitational bids, in the event they find the contract not applicable.

Mrs. Jack Weinbach said if it takes a little longer to get the job done right, it would be worth it.

Commissioner Stofleth said that this project may result in some roads originally being set for re-surfacing this year being taken off the work list.

Mrs. Hufnagle wondered by what right does the Waterworks Co. have to let out a contract for anyone to cut the road up and leave it.

Commissioner Buthod said that the Commissioners have had problems with the Water Co. ever since he has been on the Board.

Commissioner Buthod said that Deig Bros. & JEBCO Construction Co. were the principle cause of the destruction of the road and it may have been inevitable due to the nature of the work.

The residents were told that they would be kept informed of the progress,

Mrs. Boots to serve as spokesman for the group.

Commissioner Willner seconded the motion of Commissioner Stofleth.

The vote being unanimous in the affirmative, the motion carried.

RE: CHANGE IN APPROPRIATIONS REQUESTED

Mr. Volpe said that the State Board has told us that the mileage etc. that is being done on the bridges, aren't being done in the correct manner. They told him that for each bridge, the council should be requested to set up an appropriation of so much for mileage and so much for office supplies. He said something should be prepared now as the State Board will be meeting in two or three weeks. He asked Mr. Roehm to get a letter to him right away.

RE: CONTRACT SUBMITTED BY L & N RAILROAD CO. (DRAFT)

Mr. Stephens, the County Attorney, said that Mr. Harrison had submitted a draft of the contract for the L & N Railroad Co. and the County, concerning the construction of the railroad bridges over Darmstadt and Old State Roads. He said that he has reviewed the contract and he related, in substance, how the contract read.

Commissioner Willner asked what provisions will be made for a runaround while Darmstadt Road is closed to traffic.

Commissioner Buthod said there would be a grade-level crossing, flasher protection and a watchman to protect it. He said that at the hearing before the Public Service Commission, the plans are to be filed at the late file exhibit and he would assure that the Commissioners will have an opportunity in looking at them and would certainly be notified when they are filed.

Mr. Harrison said that the Railroad Co. is willing to co-operate in any way and want to arrange a method of satisfactorily implementing this project.

Commissioner Buthod said he thought the contract was in pretty good shape, subject to ironing out one thing in respect to the watchman.

Mr. Harrison said that if the contract rests with the approval of the Commissioners, he suggests that he and Mr. Stephens get together and put the contract in final form for execution next week.

The County Attorney was directed to proceed with putting the contract in final form.

RE: MRS. SHIRLEY JAMES

Mrs. James, the temporary chairman of the Youth Service Corp explained that the primary purpose of this organization is in helping young people. She said that it is apparent that there are gaps in services of all types for young people between the ages of sixteen and twenty-one and that the organization tries to help to divert these young people from the streets back into the system of services by doing such things as answering the phones and telling them where they can go for different services that are needed. They also try to help them become re-acquainted with their parents.

Mr. Owen, the Executive Director of the Youth Service Corp, explained that the calls received over the "Hot Line" in an eight hour period have reached the number of 3600 calls, among them, calls on boy and girl relationships, drug problems, family problems, pregnancies, social problems, general information, marriage problems, venereal disease, academic problems, suicides, etc. He said the general time of the calls are between 8 p.m. and midnight, and that more females call than do males. He explained that the County Judges are very interested in this program, one Judge in particular, is interested in sponsoring a program. He explained that Criminal Justice Planning has provided a great part of the funding for the organization.

Commissioner Buthod said he doesn't know what authority the Commissioners would have in this but would have to go before the County Council for an appropriation. He said he doesn't even know if the County has authority to participate, as there are some broad general authorities.

Mrs. James said the court will lose Federal funds unless they have some support from either the City or the County administration.

Commissioner Buthod suggested that all concerned to meet sometime next week to discuss this further.

Commissioner Stofleth asked if this Corp could be made a part of the United Fund.

Mrs. James said that hopefully by next year, it would. She also said that they have one month to get this through so that the young people could be hired, as they are college students and they need their money.

RE: QUESTION ON NAVAL RESERVE TRAINING

Mr. Volpe said there is a man in the County Surveyor's office who is going away for two weeks during the summer for naval training. He asked what statutes are involved and what is the policy on paying him while he is gone. Commissioner Buthod said the Federal statute only states that a man can't be fired if he must leave for training and suggested he take these two weeks as his vacation or he could take leave of absence without pay.

RE: FEIGEL CONSTRUCTION CO.

Mr. Roehm said that back to the problem of Red Bank Road, Mr. Feigel told him that he has a contract and wants to know what to do and said that the County may have no contract problem. He presented Feigel Construction Company's bid to the City of Evansville at the time of last April for that annual construction and there is a list of 22 items which they have set up a special price list. Mr. Feigel said he would abide by these prices. Commissioner Buthod said with the consent of the other Commissioners, they will incorporate this copy of the city bid.

RE: WATER COMPANY PROBLEM

Mr. Roehm stated that the problem with the Water Department, as to the lack of connection and refilling the trenches was discussed and at this time presented copies of 8 tests that were performed on two of their roads, also a copy of a letter that he is forwarding to Mr. Don Mills, the Engineer of the Water Department. It reads as follows:

Dear Mr. Mills:

Enclosed are duplicate copies of tests which were performed in the refill or transmission lines and adjacent to them. You can see by the test results

that in three (3) out of eight (8) tests performed the density of the refill exceeded that of the original ground. In five (5) of the eight (8), the density of the refill did not equal or exceed that of the original ground.

The variances both ways generally are significantly different from that of the original ground density indicating a hit or miss operation in the trench refill.

Because of the failure to achieve densities equal to that of the original ground it will be necessary for you to remove and replace the trench refills, or to compact them in place to greater densities before we can accept the work as completed.

Please advise when you rework or when additional compaction work takes place so that we can observe it in process. Test results and letter received and filed.

RE: CUTS-IN

Mr. Roehm presented an application from the Water Department, to cut the road to provide services at 1627 N. Red Bank Road which was originally dated 5/8/72 and was lost as the Water Dept. gave it to the girls at the reception desk and it was there for a period of time. The preceding application was dated 5/12/72 and another on 5/15/72 and in both cases the new forms were on hand. He proposed to return it for completion on the new application form. This was agreeable with the Commissioners.

RE: ROAD PROGRAMS DISCUSSED

Mr. Roehm said they need to look at the County's four year road program immediately and the one year program, also immediately, as to the construction so that they can get to budget and for this years maintenance operation. He said that his question now is if this year's maintenance work comes under Mr. Feigel's bid or Mr. Rudolph's bid or if there should be new bids taken. Commissioner Buthod said that the bid form was obviously in error but he thought the 90 days was a contract provision that could be enforced by the County but not by the Construction Co. He said there are recommendations for the road repair but they are going to have to look at this money awfully careful with the Red Bank Road situation coming up.

RE: INVITATIONAL BID

An Invitational Bid was received from Nathan Bates for the razing of the building on Waterworks Road known as Ted Cole Barbecue building for the sum of \$750.00.

Mr. Roehm said this is the only bid he received, and that Mr. Bates agreed to leave property level and free of all debris, also that he has proper insurance and bond filed in the Auditor's office.

Commissioner Stofleth moved that the bid be awarded to Mr. Bates. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said he had a bill from Robert Staub for clearing the ditch at Boonville-New Harmony Road bridge structure and would be paid from the Bridge Account but he didn't send a claim. He said the bill is in the amount of \$3,572.75.

Commissioner Stofleth asked that Mr. Biggerstaff check to see that the debris is cleaned up.

Mr. Biggerstaff said that the debris hasn't been cleaned up yet, that he will see that it is.

Commissioner Willner said he might say that the Commissioners would be reluctant to sign the claim until this is cleaned up.

RE: CLAIM

Mr. Biggerstaff presented a claim from Connie Barnett for the painting of the Burdette Park pool. The contract price was \$26,005.75 and he was previously paid \$11,390.65 and is asking for the balance of \$14,615.10. He said that he has inspected the pool and that it meets with the specifications but he hasn't had time to check on the contract so would like to hold up on the claim in order to do so.

RE: TAX RATE - MONTELEONE BRIDGE FUND

Mr. Volpe asked Mr. Biggerstaff when was the last time the Commissioners passed a tax rate for the Montealeone Bridge Fund.

Mr. Biggerstaff said he didn't know, but that it should be checked into as it must be done every five years.

RE: SEWER PROJECT

Mr. Hetz said that Mr. Biggerstaff has made a survey of the sewer project and that he has a recommendation on it.

Mr. Biggerstaff said he supposed that easements will have to be obtained from Mr. Hamilton to go across the golf course which is leased to him, that they may also need to install a lift station as the depth of the creek may be lower than the sewer. He said it will probably take the 10 inch pipe which he has about 200 or 300 feet of at the Old Boehne Camp and that he also has some 8 inch pipe and if it is permissible, when bids are set up, can set an alternate for the 8 inch pipe to be picked up.

Commissioner Buthod said Mr. Hamilton had asked him about tapping in the little house down there. Mr. Biggerstaff said that he didn't know where the little house is but that they would run almost due East from the County Home and it is his understanding that there is no connection fee for Vanderburgh County.

Commissioner Buthod said that Mr. Hamilton told him that when all the things are built they are going to belong to the county, that he just has a lease on them and he thought they should all be tap-in free.

Commissioner Buthod said that he didn't think that Peyronnin Construction Co. would go along with this but it is true that the county will own all the buildings and suggested that the County Attorney look at the lease so work can be done before the Golf Course starts seeding.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Roehm said that the drawings are being completed for the re-advertising of the bids for Volkman Road Bridge and would like the approval of the Commissioners to advertise, subject to their approval of the plans. He said basically the changes are not to raise the levee and to basically accommodate the change of the ditch alignment and that he had gone over this with the Area Plan Commission and with the Soil Conservation Service.

Commissioner Stofleth moved that this project be approved, subject to final approval of the plans by Commissioner Stofleth and Commissioner Willner as Commissioner Buthod would be out of town. Commissioner Willner seconded the motion. So ordered.

RE: MR. ALTHAUS REQUESTING REINSTATEMENT

Mr. Althaus appeared before the Commissioners, requesting that he be reinstated as the Superintendent of the County Highway Department and for back pay from April 26, 1971 to December 31, 1971 in the amount of \$6,700.00. He said he feels that the action has been taken by the court and he was found not guilty on one charge that was brought against him and the other charges that were brought against him were dropped. He feels that he is entitled to be reinstated and also entitled to his back pay.

This matter was referred to the County Attorney's to determine the County's legal position.

Mr. Swain, County Attorney, said that Mr. Althaus served at the pleasure of the Commissioners so he didn't think that he should be paid for time after June 21, 1971, and that the reason was immaterial. He said that he would check on this matter.

RE: MR. PUGH

Mr. Pugh said that he met with Ken Marlin on the Project of the Railroad cut-off North of town that is proposed and contacted the Railroad Co. to see if they were considering erosion control requirements. He said if the Railroad moved around the airport, erosion from that area down on to the airport is very serious. He said it would seem that there is no provisions made for road or crossing and he feels that this must be done.

Commissioner Buthod said he doesn't think the Commissioners have any jurisdiction over this, that this would be up to the Public Service Commission. He said that the Rivers & Harbors Act of 1899 might be available through the Environmental Protection Agency (E.P.A.).

RE: MR. POEHM

Mr. Poehm said he is supposed to take a statement to the Department of Natural Resources, Bureau of Waters & Minerals in Indianapolis tomorrow so asked permission to go with the County paying his transportation. Permission was granted.

RE: LETTER ON COLLECTING CERTAIN MONIES

Several weeks ago the County Attorney was asked to check into what action the County might take to recover the loss in the Clerk's office. Mr. Stephens received the following letter in regard to this matter, from the Attorney General:

Re: State Board of Accounts
Reports A-40169 and A-39615:

Dear Mr. Stephens:

This is in response to your letter of May 12, 1972, in which you inquired as to any contemplated action this office might take to collect certain monies which the above-numbered State Board of Accounts reports indicate are missing from the Vanderburgh Circuit Court Clerk's office.

The Attorney General's Office has turned this file over to Mr. Jack Van Stone in Evansville with instructions to collect the money from the parties involved and their securities, and if necessary to file suit. In addition, two pending cases, State v. Shepp, Circuit Court Cause No. 2012 and State v. Grim, Circuit Court Cause No. 1906, have been turned over to Mr. Van Stone; these suits involve shortages in the Plan Commission and Sheriff's office, respectively.

Mr. Van Stone has the responsibility for all three matters, although our office will assist in any way we can. Accordingly, you should contact him to learn what particular action he has in mind.

As I am sure you know, the Attorney General of Indiana is given the legal duty and responsibility of collecting monies alleged to be missing by the State Board of Accounts Reports. However, if the municipality involved wishes to hire counsel to assist the State in any way, this is permissible (if the court does not object to the intervention), although the State cannot pay for such legal services. Inasmuch as Mr. VanStone will be representing the State, the State will, of course, assume his legal fees.

I sincerely hope that this arrangements proves satisfactory, and that the monies can be recovered for Vanderburgh County as soon as possible. Certainly it should be easier to control such litigation from Evansville than from 180 miles away.

I hope this letter has adequately answered your inquiry of May 12, 1972, and if you have any questions, please feel free to contact me at any time.

RE: UNIFORMS

Mr. Wayne Foss of the F.W. Meade & Co. appeared before the Commissioners and explained that they are coming out with a program for the City and County employees in supplying them with uniforms. He displayed samples and said that quite a number of cities were taking part in this program and that in some cases the employees participate in paying one-half of cost and the city taking other of the other half.

Commissioner Buthod said that this is a program that can be planned far in advance and he would be reluctant to commit the incoming Commissioners as he and Commissioners will be off the Board next year and that it would also be added expense. He said that it might be worth thinking about and that he had no objection if the employees wanted to do this themselves.

Meeting adjourned at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stoffleth
Robert L. Millner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

P. Lyles C. Clabes
S. Clark C. Leach
A. Jackson

Secretary: Margie Weeks

James M. Buthod

Robert L. Millner

COUNTY COMMISSIONERS MEETING
JUNE 5, 1972

The regular meeting of the County Commissioners was held on Monday, June 5, 1972, at 9:30 a.m. with President Buthod presiding.

The meeting was called to order by Bailiff Protem, Thomas Swain.

The minutes of the previous meeting was approved as engrossed by the Auditor and the reading of them dispensed with.

RE: LEASE AGREEMENT

The following letter was received by the Commissioners from the Evansville-Vanderburgh County Building Authority, addressed to Mr. Buthod:

Dear Mr. Buthod:

In accordance with Article III, Section 3.01 Fixed Annual Rental and Section 3.02 Additional Rental of the Lease Agreement, the following amounts will be due and owing as of June 30, 1972.

<u>Lessee</u>	<u>Fixed Rental</u>	<u>Additional Rental</u>
*City of Evansville	\$161,272.00	\$131,811.50
*County of Vanderburgh	340,747.50	278,503.50
Evansville-Vand. School Corp.	52,980.50	43,302.50
Total	<u>\$555,000.00</u>	<u>\$453,617.50</u>

*These amounts coincide with the revised space assignments forwarded to you on April 26, 1972.

The Fixed Rental check should be made payable to the National City Bank of Evansville, Trustee and the Additional Rental check should be made payable to the Evansville-Vanderburgh County Building Authority.

In addition to the foregoing, the following amounts are due and owing:

Accounts Receivable (Facility Change Requests).....\$918.17

The foregoing check should be made payable to the Evansville-Vanderburgh County Building Authority.

(Facility Change Requests) June 1, 1972

<u>Invoice Date</u>	<u>Description</u>	<u>Amount</u>
11/25/70	Labor and material to repair jail elevator doors damaged by a drunk.	\$199.62
1/13/71	Labor and material to repair jail equipment as follows: Heating element - food cart Hot water heater - pilot light Stainless steel benches damaged by juvenile inmates.	\$120.83
3/15/72	Furnish labor to remove 3rd floor car call switch from 3rd floor guard station (elevator #1). Replaced 2nd floor hall call switch with switch (elev. #2) removed from elevator #1.	27.00
5/11/72	Refinish forty-eight (48) aluminum toilet combinations at \$11.88 each. (Charge to A/C 19205 County Building Maintenance Fund.)	\$570.72
		<u>\$918.17</u>

Mr. Volder said that due to the extra rental owed because of the re-allocation of space, he will have to pay the difference between what he has and what he owes into the budget as part of his inventory.

The County Attorney said that the fixed rental should be paid first.

Mr. Volder said that the fixed rental will be paid in full for the year.

Commissioner Buthod said that in the case of the first amount under Accounts Receivable, that of labor and materials for repair of materials damaged by a drunk, he didn't think the county could legally pay this claim. He said that on January 11, 1971, they got into this problem and he thought at that time it was made very clear and appeared in the minutes, that the Commissioners took the position that this was part of the structure and the County did not owe for this amount of \$199.62. He said that they will still take the position that the County does not owe it and see what the Building Authority comes up with. He thought that claims on other items listed had been presented and approved. Mr. Hotz was asked to check these out.

RE: LETTER FROM SHERIFF RINEY

The following letter with claim for \$165.37 attached, was presented to the Commissioners on Inv. # W 74671:

Gentlemen:

Sometime in the latter part of 1970 or the early part of 1971 I came before the County Commissioners and was granted permission to have Smith & Butterfield install some lockers in the county jail.

As of this date this bill still has not been paid.

I do not have the date I appeared before you and have no way of obtaining that date but permission was granted for these lockers to be purchased.

I sincerely hope this overdue bill will be paid.

Commissioner Buthod said he vaguely remembers this but it hasn't been found in the minutes.

Commissioner Stofleth said in order that Mr. Hotz will be clear in his account, for the record, would like to move this claim be allowed. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod said that with the permission of the other Commissioners, he would like to add, that not withstanding any omission in the minutes, that this purchase had been authorized.

Commissioner Willner wondered if there was insurance to cover vandalism in the jail.

Commissioner Buthod said he didn't know if any Company would write this type of Insurance.

Commissioner Willner said the broad form would cover the whole building.

Commissioner Buthod said this might be worth checking into.

Mr. Volpe said that it would probably be cheaper to pay the vandalism as it comes up rather than to carry the Insurance, as premiums would be very high.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDEBURGH COUNTY HIGHWAY DEPT.

Drew A. Blake	3500 Stratford	Summer Help	\$2.25 Hr.	Eff: 6/1/72
Thomas P. Norton	921 Canterbury	" "	"	"
Thomas G. Rake	7201 Washington	" "	"	"
Paul J. Biggs	3401 Lincoln Ave.	" "	"	"
Glenn B. Ingle	3015 E. Mulberry	" "	"	"

PLEASANTVIEW REST HOME

Geraldine Scott	1017 Baker Ave	Cook	\$335.00 Mo.	Eff: 6/1/72
Minnie L. Brackens	631 Cross St.	N. Aide	" "	"
Vivian M. Guerin	602 Jefferson Ave.	Ex. Help	" "	6/4/72

COUNTY AUDITOR

Mary T. Fallon	2501 Conlin Ave.	Clerk	\$15.00 Day	Eff: 6/5/72
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RE: EMPLOYMENT CHANGES...RELEASE

PLEASANTVIEW REST HOME

Minnie L. Brackens	631 Cross St.	Aide & Extra help	\$335.00 Mo.	Eff: 5/31/72
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RE: SIGNED SIGNS POSTED

A letter was received from the Sheriff's Office as follows:

I would like to submit this request for speed zone signs to be posted on the following road:

Hillview Road - Between Number 3 School Road and St. Wendell Road. Speed signs to read thirty-five (35) miles per hour. Trusting you see fit to grant this request.

Commissioner Buthod said it might be suggested to the Sheriff, that he submit these requests to the Commissioners and the Area Plan simultaneously on all requests for stop signs, speed zone changes etc. so they can look at it while it is being studied by the Commissioners and avoid duplication. Commissioner Stofleth moved that this be referred to Area Plan for study and a report made as soon as possible. Commissioner Willner seconded the motion. So ordered.

RE: T. B. PATIENT ADMITTED TO HOSPITAL

A letter was received from the City-County Department of Health as follows:

Dear Mr. Buthod:

The above referenced individual was admitted to Good Samaritan Hospital in Vincennes, Indiana, on May 24, 1972, for Isolation and treatment of far-advanced, active, pulmonary tuberculosis.

Mr. McBride is totally indigent and will need financial assistance with his hospitalization and medical care.

Thanking you in advance for your attention in this matter.

Sincerely, Mildred M. Knodel, RN
Tuberculosis Control

Commissioner Stofleth moved this be approved but that the patients first name be clarified as it was omitted in the letter. In checking it was found that the patients first name is Robert. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO ATTEND MEETING

Mr. Roehm submitted a letter of request as follows:

Permission is requested for me to attend a meeting of the Administrative Building Council on June 6, 1972, in Indianapolis.

I will contact the Hiway Department that day also, but the travel will be paid by the State of Indiana. There was a copy of the meeting notice attached. Commissioner Stofleth moved that Mr. Roehm's request be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if Mr. Roehm would be at today's meeting.

Commissioner Stofleth said he was supposed to be and asked the Commissioners Secretary to call him.

Commissioner Willner also asked if the advertisement for the Volkman Road project had been placed in the newspaper. He was advised that the ad had been placed and that it was advertised on June 2nd. and will again appear on June 9, 1972, the bids to be opened on June 19th, 1972.

RE: LETTER FROM COUNTY ATTORNEY RELATIVE TO REQUEST OF MR. ALTHAUS

A letter from Mr. Swain to the County Commissioners reads as follows:

Dear Sir:

Mr. Charles Althaus has raised the question at the County Commissioners meeting of May 30, 1972, requesting back pay from April 26, 1971 to and including December 31, 1971. While the request for payment was made for the entire period of time, I think it is possible to answer the question in two steps. On June 21, 1971, Mr. Althaus was discharged by the Board of County Commissioners from his duties as County Highway Superintendent.

I believe the manner in which Mr. Althaus presented his claim makes this letter premature, as will be pointed out later in this opinion letter.

It is my opinion the County does not owe Mr. Althaus any salary from June 21, 1971 to and including December 31, 1971. The minutes of June 21, 1971 states as follows:

"Commissioner Willner moved that Mr. Althaus be replaced as Highway Superintendent. Buthod seconded the motion. The vote being two in the affirmative with Commissioner Stoffleth abstaining. Motion carried."

As the statute provides that the County Highway Supervisor serves at the pleasure of the Board of County Commissioners, it is my opinion that no salary is owed from and after June 21, 1971 regardless of the reason or purpose of the dismissal.

As to the period from April 26, 1971 to June 21, 1971, the facts are not clear. The original motion states in Paragraph I as follows:

"Commissioner Willner made a motion that the Commissioners temporarily suspend Mr. Althaus, the County Road Supervisor, at this time."

The last paragraph of the minute pertaining to this question states, "The vote being two for suspending Mr. Althaus without pay until further action of the Commissioners with Commissioner Stoffleth voting against suspending him. Motion carried."

You will note that the original minute did not reflect that Mr. Althaus was to be suspended without pay.

Nevertheless, it is my opinion that since he did not perform the duties of County Highway Superintendent, no pay is due and owed to Mr. Althaus for the period April 26, 1971 to June 21, 1971. In any event, it is my opinion this is a matter for the Courts to decide rather than the County Attorney or the Board of County Commissioners, since we are dealing with tax payer funds and the County did not receive any services during that period of time. This opinion letter assumes that Mr. Althaus had no written contract with the County. The original minute for January 1, 1971 does not indicate that Mr. Althaus was employed for a period of one year nor does it indicate that he was to serve at the pleasure of the County Commissioners. It is, nevertheless, my opinion that he did serve at the pleasure of the Board of County Commissioners and their reasons for discharge are not material.

Early in this opinion letter, I stated that I thought Mr. Althaus' claim was premature. Until he files a formal claim on Form 1245, commonly referred to as the Blue Claim Form, there is no reason for the Board of County Commissioners to honor any claim of Mr. Althaus under any circumstances. It is not until a formal claim is presented to the Board of County Commissioners that the question will arise. If you have any questions, please do not hesitate to contact me.

Commissioner Buthod said that no copy of this letter has been forwarded to Mr. Althaus, pending its delivery to the County Commissioners and he recommended that a copy be forwarded to Mr. Althaus, also that there is no action required of the Board of Commissioners at this time, there being no question pending before the Board. The opinion of Mr. Swain has been received and filed, a copy of which is to be forwarded to Mr. Althaus by Mrs. Sauer.

RE: REQUEST FROM UNION LOCAL 215

A letter of request was received from the Chauffeur's, Teamsters, and Helpers of Local 215, as follows:

Dear Mr. Buthod:

The Union, by and through its duly authorized representative, does hereby serve written notice upon you that we wish to open and negotiate a new contract covering the Vanderburgh County Highway employees.

The Union hereby offers to meet and confer with you for the purpose of negotiating new collective bargaining agreement. Please set a date when you can negotiate.

Very truly yours, C.K. Arden, President
and Business Manager

Commissioner Buthod suggested a meeting be set up with the Superintendent and the meeting set up tentatively on June 28, 1972, at 4:00 p.m. He said he would be out of town on the 19th of June, to attend a Board Meeting so would not be here on that day.

Mr. Swain said he has a jury trial set at 9:00 a.m. on the 19th of June and may not be able to attend the meeting.

RE: PRINTING BIDS HIGH

Mr. Volpe explained about Phase II and the problems of the printing bid. Commissioner Buthod asked Mr. Burkett, in an explanatory fashion, to explain the price differences in the bid prices.

Mr. Burkert said he has had the County Contract since 1920 and this is the first time it has ever in the newspaper that they have raised their prices 1000%.

Mr. Volpe explained that the reporter said this.

Mr. Burkert said that the contract should have been checked before the bid was awarded.

Mr. Volpe said that the Federal Guide lines were effective on November 14, 1971 but were not established until January of this year and the Contract was accepted before these guide lines were put out, that the guide lines were retroactive.

Mr. Volpe gave some examples of how prices have been raised over last year's prices. For example, Appropriations Expenditure Ledger Form had raised for 1500 copies from \$52.50 for one year to \$450.00 for the next year.

Commissioner Buthod said he thought it the responsibility of the Auditor, not to pay any claims in excess of the guide lines and any claim that does exceed the guide line should be so noted when presented to the Commissioners, and be careful not to pay such claims and that each claim be treated individually, when submitted. He said that any claim that is within the rigid guide lines would be approved and on the other hand, anything that is outside the guide lines would not be necessarily rejected but would be considered in light of what flexibility there is, he suggested that all claims for printing supplies come before the Commissioners at an open meeting.

Mr. Volpe presented Invoice #20336 from Burkert Walton Inc. dated August 26, 1971 which listed 1500 quietii at total cost of \$65.00 and Invoice # 21271, dated March 1, 1972 for 500 quietii at \$225.00 which projected \$675.00 for the same thing that cost \$65.00 last year, which is an increase of 1000%.

Mr. Volpe said that he would review other contracts on the Printing Bids and would have a report on these next week. He also said that he would have to contact the I.R.S. as to what the Guide Lines are.

Commissioner Stofleth wondered why the differences in prices wasn't detected earlier. Mr. Volpe said this was because the bids generally come in rather slowly the first of the year. He also said this was the only bid and it had to be accepted, as this is required by statute.

All printing claims should come before the Commissioners with recommendations from Mr. Volpe, as to if they are within the guide lines.

Commissioner Buthod thanked Mr. Burkert for appearing before the Commissioners.

RE: MR. ROEHM

Mr. Roehm said an agreement has been reached with Mr. Feigel as to what and how to perform the work on Red Bank Road but haven't as yet, agreed on the price. He presented a sketch of several things involved. He said he expects to meet with Mr. Feigel this morning, also that after agreeing on the price, can get started right away. He said there are two questions that are unresolved, first, there are some driveway tiles that are installed now, less than the county needs from the standpoint of being able to maintain the cleaning of them and it is necessary to change them and there is a question of who is to bear the cost, such as the 8 inch tile that serves the entrance to Golden Towers, as the tile is undersized and other tile has been in for a long time and the standards have changed since then and he doesn't know if the householder should pay this or if the county should stand the cost.

Commissioner Buthod said the policy has been to require the householder to pay for the tile and the County to install it but in this case, didn't think the householder responsible for the cost if relocation is needed.

Commissioner Stofleth said that Mr. Willard brought out a good point, in that if he had a camera, he could take pictures before and after these repairs were made so they would be on file and the Commissioners would have access to them.

Mr. Biggerstaff said that he had a camera that Mr. Willard could use. Mr. Roehm said that he has been taking pictures of various projects and problems.

Mr. Roehm also said that his secretary has been advised by the County Auditor's office that they have no County Engineer's Department and on this basis it is sometimes hard to figure where funds are and at the present time the charges for buying and the processing of the film has been handled through office supplies. He said that he would like a clarification from the Auditor as to what it takes to get the Department properly established.

Mr. Volpe said that for all monies, they must be kept within the funds they are in and cannot be crossed.

RE: BRANSON DANCE

Mr. Roehm said there is roadside damage at Seven Hills Road. He presented the following letter that he had written to Mr. Stephens:

The property lying North of Seven Hills Road has recently been excavated to form a ditch or drainage canal that carries a large volume of water onto our right-of-way at right angles to our roadside ditch.

The net effect of this discharge of concentrated surface run-off is the flooding of the roadway and the scouring of the base beneath the pavement. This is a situation that will be a perpetual high maintenance cost to the Vanderburgh County Highway Department.

Will you please review this matter and if it is legally appropriate, write to the land owner and demand that he stop this damage.

The property owner is Mr. Forney, Coal Mine Road, Elberfeld, Indiana. We will present photographs of the situation to the Board of County Commissioners at their meeting June 5, 1972.

In addition this land owner or someone has plowed the adjacent fields East and West from the ditch in such manner as to fill our road-side drainage ditches. Will you also please demand that he stop this practice.

Commissioner Buthod said that he didn't think that what this man is doing is permissible and the County could proceed by way of injunction to prevent his use of the roadside ditch, that the proper action would be that County Attorney Stephens work with Mr. Forney to try to solve his problem as this can not continue.

RE: PLANS FOR PROPOSED UNDERPASS

Mr. Roehm presented plans for the proposed underpass of the L & N Railroad at Darmstadt Road, and on review he had a recommendation that the Consultant be asked to change his style of guard rail for public safety, also it will be easier to repair.

Commissioner Buthod said that the Railroad is building and paying for this overpass but that it will belong to the County who will be responsible for its maintenance after it has been accepted.

Commissioner Willner moved that Mr. Roehm communicate his recommendation in the change on the guard rail to the Engineering Consultants. Commissioner Stofleth seconded the motion. So ordered.

RE: VOLKMAN ROAD BRIDGE PROJECT...COUNTY ESTIMATE

Mr. Roehm said that they have advertised for bids on the direction of the Commissioners for the project for construction of reinforced concrete box beam bridge and relocation of drainage ditch located on Volkman Road. He presented the following letter; with County's estimate attached:

Attached is the County's estimate for the cost of the construction in the Volkman Road Bridge contract, the bids for which are to be opened at your meeting on June 19, 1972..

In the past the Engineer's Cost Estimate has been held as a semi-secret information. Since this estimate is compiled by several persons in the Engineering Department and the files are open to quite a few people in other departments, it is my belief that retaining any form of secrecy in this material would merely serve to the advantage of whichever contractor had the most friends working in the Civic Center Complex.

Therefore, I recommend to you that this be treated as public information and that you accept it in the light that the estimating capabilities of our department are subject to the same deficiencies in judgement as are the contract's estimators. For this reason I would recommend acceptance of any bid which would not exceed our estimate by more than 10% or whatever other value in your discretion should be assigned to our fallibility.

You will notice five items have been deleted from the estimate. These items are ones which are available to Vanderburgh County at one-half (1/2) or less of the price shown, by invoking the annually bid contract for bituminous paving and painting.

Commissioner Buthod said that the problem has always been that in giving the Engineer a County estimate, it encourages contractors to bid up to this estimate and in the past, both attitudes have been taken, one, that the Engineer's estimate is of public record and the other has been that in making an Engineer's estimate available to any contractor, encourages higher bids. He thought the fair thing to do would be for everyone to have access to the estimates. Mr. Biggerstaff agreed with this.

Commissioner Stofleth moved that the Engineer's estimate be open to all who want to bid on the Volkman Road Project. Commissioner Willner seconded the motion. So ordered. Commissioner Buthod suggested that the estimates be posted along with the invitation on the Commissioners Bulletin board.

Mr. Roehm called to the attention of the Commissioners that five items have been deleted from the estimate whereby \$5,000.00 can be saved by the County. The approximate cost now is \$55,473.75 against the previous estimate of \$78,120.00.

RE: CONTRACT AWARDED

Mr. Roehm presented a proposed contract between the County Commissioners and Nathan Bates in the manner of razing property known as Ted Cole's Barbecue on Waterworks Road, which was approved, subject to the approval of the County Attorney's. The County Attorney made a change in which he added, " and the removal of all debris... This change was initialed by Mr. Bates. Commissioner Stofleth moved that the contract be awarded to Mr. Bates for the cost of \$750.00. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS PRESENTED FOR BURNER

Specifications were presented for the furnishing and installing one combination Gas-Oil conversion burner in the Prox boiler at Hillcrest Home. Mr. Roehm said that this is a boiler for heating the water and radiators. He said the old one has come to the end of it's service and that he found that it is probably as cheap to buy a new system as it is to overhaul the present one. He thought the specifications include all standards that are called for and that he has submitted an application for gas and that gas mains have been installed. He explained that the installation time will be less than two weeks. Mr. Hotz said the money for this was approved by the Council last fall in the amount of \$10,000.00 for the complete installation of the boiler and to install the gas. He said that this will be paid from 14-205, which Boiler Main and Repairs. Commissioner Stofleth moved that the specifications be approved and the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: APPRAISAL REPORT AND CLAIM

Mr. Hotz presented an appraisal report from James R. Pearson on property located on St. George Road, as follows:

Gentlemen:

In accordance with your request I have inspected the real estate known as 60 feet of Part N.W. S. W. - 4-6-10, Vanderburgh County, State of Indiana, commonly known as 1019 St. George Road.

The tax code for this lot is 34-97-25; the lot is 60 X 228 feet. The Lot is in the name of Vanderburgh County, Indiana.

After inspection and analysis, based on today's market data I am under the opinion that the market value of this lot is \$600.00 and the improvements thereon \$400.00.

A claim was also attached from James Pearson for the appraisal of this property in the amount of \$75.00.

The County Attorney explained that since the appraisal is \$1,000, it will have to have the approval of the County Council.

Commissioner Buthod said that when bids are taken on this, they would want to take them three ways, to buy the house and lot and move the house back, to buy the house separately and to buy the real estate separately.

Mr. Volpe was asked that this be put on the agenda for County Council, for their consideration.

RE: MR. HARNESS

Mr. Harness reported that he has 14 residents at the Pleasantview Rest Home from the State Hospital at the present time and everything is working out fine.

RE: REQUEST TO ATTEND CONVENTION

Mr. Harness asked the permission of the Commissioners for he and his wife to go to Huntington Indiana to attend a convention of County Home Administrators and assistants on June 23rd at the County's expense.

Commissioner Stofleth moved that the request be granted to Mr. & Mrs. Harness. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said that according to the number of residents allowed by the Commissioners, he has room for one more and that he may, at a later date, ask for five more. He also said that he has two new employees at the home. He informed the Commissioners that he and Mrs. Harness will take a week's vacation from June 4, to June 15.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a claim from Connie Garnett in the amount of \$14,645.10 which is the balance owed for the painting and repairing of the Burdette Park pool. He said that he has checked the contract and the amount owed is in line. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PLANS FOR DRAINAGE DITCH

Mr. Biggerstaff presented plans for a drainage ditch along Armstrong Road in Armstrong Township on the Stolz property. He said the cost will be about \$5,000.00 for this project. It was noted that this is Highway drainage.

A short recess was called.

RE: UNIFORMS

Mr. Wayne Foss of the F.W. Means Co. appeared before the Commissioners again today and stated that 20 to 25% of the County Highway Department want to go along with the uniform program and pay for the uniforms themselves. He said it would cost them approximately \$3.06 per week, per person and they would like to have it deducted from their paychecks. He said that he would go along with the Auditor in order to keep the record straight in deducting the money. Commissioner Buthod said he thought the Commissioners could approve the use of the uniforms as long as it didn't cost the County any money. Commissioner Stofleth said he wanted anyone who wanted to buy these uniforms to sign a statement so if they withdraw from the program, the county will have no responsibility whatsoever. Mr. Foss said he has these forms. He was asked to furnish the County Attorney with one of these forms. Commissioner Willner moved that the Commissioners permit F.W. Means & Co. to participate in the program at the County Garage in which the personnel pay the entire cost of the uniforms and that the County Commissioners will not be responsible for payment. Commissioner Stofleth seconded the motion. So ordered.

RE: QUESTION FROM REPORTER

Mr. Marynell asked the Commissioners if they had any intention of rehiring Mr. Althaus as the County Highway Superintendent. Commissioner Buthod said he would not consider it. Commissioner Stofleth said he has no reason to employ Mr. Althaus.

RE: OPENING OF QUARTERLY BIDS

The quarterly bids were opened for Groceries and Dairy Products for Hillcrest-Washington Home and for Pleasantview Rest Home for the months of July, August and September of this year. There were no bids submitted on Bakery Products. Only one bid was received on Groceries and this was from Federal Produce in the amount of \$3,472.83. They were referred to the Auditor for extension. Dairy Products are as follows:

	Hillcrest-Washington	Pleasantview Rest Home
American Dairy	\$1,568.10	\$741.00
Prairie Farms Dairy	\$1,570.20	\$737.00
Ideal Pure Milk Co.	\$1,561.20	\$753.00

Commissioner Stofleth moved that Ideal Pure Milk Co. be awarded their bid for the Dairy Products for Hillcrest-Washington Home in the amount of \$1,561.20 and that Prairie Farms Dairy Inc. be awarded their bid on Dairy Products for Pleasantview Rest Home, these being the lowest bids. Commissioner Willner seconded the motion. So ordered.

RE: POSSIBILITY OF COMPILING LIST OF ROADS FOR MAINTENANCE

County Attorney Stephens said that he would like to discuss a project that he had in mind, that of compiling a list of all the County Highway's and roads that the County has accepted for maintenance, and to also compile a list of all the traffic ordinances. He said that he was informed by the Area Plan, that there are some Federal funds that he could perhaps utilize for research.

Mr. Stephens said that Mr. Volpe would furnish him with a table and use of a typewriter. He thought he could get supplies from the Area Plan. Commissioner Buthod said that this is a project that will become more and more necessary all the time, and thought a definite proposal of what sort of work is proposed and approximate figure of cost, also the availability of funds. Mr. Stephens said that he will try to get this together and have it for the Commissioners next week.

RE: POOR RELIEF

Mrs. Beverly Ussery....Pigeon Township....Mr. Ragsdale, Investigator
Mrs. Ussery said that she went to the Pigeon Township's office and asked for utilities and rent and was refused. She said that she is unemployed, that her husband left her and she has no other support than \$115.00 that she gets from Welfare per month. She was on relief in 1969 and 1970, then went to A.D.C. as she has one child.

Mr. Ragsdale said that Mr. Morrison wants proof that the money that she is getting on A.D.C. is used for the purpose that it was allotted for which is utilities and Rent, etc. He said that they offered her food, which is the only thing they could give her at the present time. He said that she should get her check today or tomorrow. To date, she hasn't presented any receipts.

Mr. Ragsdale said that there is proof that she has been living with her husband and that they are always arguing back and forth. Her rent is \$65.00 a month. Mr. Ragsdale said that Mr. Morrison has tried to find a job for her and she once took a test for a job and failed it. He said that this is a continuous problem and has been for some time, and they don't feel that they can continue helping her on an emergency basis and refuse other people when she don't use the money for the purpose it was meant for.

Commissioner Willner said that it was his opinion that the \$115.00 per month was sufficient. He therefore moved that this case be referred back to the Trustee with possible recommendation for food. Commissioner Stofleth seconded the motion. So ordered. Commissioner Stofleth if she has any trouble to come back.

Mr. Cushinberry was to have appeared today but failed to do so. Investigator present.

RE: COMMENTS ON LAW SUIT

County Attorney Swain asked Mr. Morrison if he remembered a law suit that the County had filed against him. Mr. Morrison said that he did and the name of the party was James Bell, that this was a guardian case.

Mr. Swain said that Judge Merrill had called him and thought that Mr. Bell had left town. He asked Mr. Morrison to check it out, because if he has, would like to have the suit dismissed.

Commissioner Stofleth moved that if Mr. Bell has left town, the County Attorney be authorized to dismiss the action. Commissioner Willner seconded the motion. So ordered.

RE: QUESTION ON PENSION

A Mildred Kerkez appeared before the Commissioners. She said that she had worked at the Old Boehne Hospital in the past and heard there was a pension now. Commissioner Buthod explained that there is a possibility that if she were re-employed in County or City work, that she could get credit for prior employment, and after working for one year she could apply this time toward her pension. It was suggested that if she so desired, she could make application with Mr. Harness.

Meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

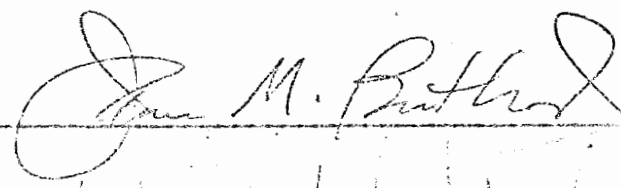
COUNTY ATTORNEY

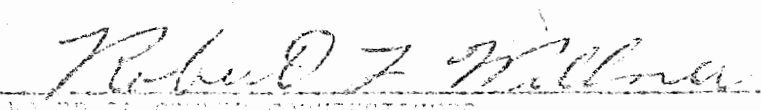
Thomas Swain
William Stephens

REPORTERS

A. Jackson C. Leach
R. Lyles S. Clark
H. Marynell

Secretary: Margie Meeks





CLERK OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JUNE 12, 1972

The regular meeting of the County Commissioners was held on Monday, June 12, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: MONTHLY REPORT

The monthly report of the County Treasurer was presented to the Commissioners for the month of May, 1972. Report received and ordered filed.

RE: MONTHLY REPORT

The monthly report of Statement of Income and Disbursements for the Evansville Association for Retarded Children was presented for the month of May, 1972. Report received and ordered filed.

RE: LETTER FROM BUILDING INSPECTOR

The following letter was presented to the Commissioners from Bobby Ogburn, on the Re-improvement of Hwy. Right-of-Way at 3412 N. St. Joe Ave:

Dear Sir:

On June 7, 1972, I re-inspected property located at 3412 St. Joe Ave. Lot 17-W owned by the County and found the following defects in the building at said address:

1. Building does not meet minimum square footage as specified by County Building and Zoning codes.
2. Improper screens on windows and doors.
3. Back porch floor joists decaying.
4. Inadequate room separation to afford privacy.

The County Building Inspector in advising the Commissioners of the conditions of this dwelling and urge you not to allow said dwelling to be occupied once present occupants vacate said building. The present occupants plan to vacate said building by the 20th day of June 1972.

Said building is condemned effective June 7, 1972.

There is a House Trailer located on said lot, owned by Mr. Ray Sullivan of said address. Mr. Sullivan informed this Inspector on June 7, 1972, that he will move his trailer beyond the Highway Right-of-Way on or before July 1, 1972.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

AREA PLAN COMMISSION

Patricia Allen	Jr. Secretary	Correction in Salary	\$4,600.00 Yr.	Eff: 6/1/72
Nancy Jochum	18 W. Columbia	Sr. Secretary	\$5,500.00 Yr.	Eff: 6/1/72

SUPT. OF COUNTY BUILDINGS

Mike Weber	Extra Help	\$2.00 Hr.	Eff: 6/13/72
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KNIGHT TOWNSHIP ASSESSOR

Ann A. Cassidy	2165 Bellemeade	Deputy	\$15.00 Day	Eff: 6/12/72
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PIGEON TOWNSHIP ASSESSOR

Jacqueline M. Warren	605 Bayard Pk. Dr.	Clerk	\$15.00 Day	Eff: 6/12/72
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RE: EMPLOYMENT CHANGES...RELEASED

AREA PLAN COMMISSION

Nancy Jochum	18 W. Columbia	Jr. Secretary	\$4600 Year	Eff: 6/1/72
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RE: MEMORANDUM REGARDING PARKING

The following letter was written to the Board of Directors by C. G. Ruston and presented to the Commissioners:

We have given considerable thought to a better utilization of the large parking lot bounded by 9th, Walnut, and Elsas.

If we are to perform annual maintenance, we must have a source of continuing revenue; therefore, it would be our recommendation that the back half of the large lot be chained off as originally intended.

Anyone desiring free parking would then use the back North half of this lot. The front half then could be considered as an area from which revenue could be secured. How we secure revenue could come by three (3) different methods.

1. Reinstall parking mechanism and gates.
2. Issue monthly or annual parking permits.
3. Hire a toll taker.

We favor the plan for reinstalling parking mechanism and gates because we have the equipment and would not have to have an additional outlay of money to buy any new equipment, permits, etc.

There is a total of 798 parking spaces in the entire rear lot. This is divided as follows:

382 spaces in the front half.

416 spaces in the rear.

Our best projection of income, if we consider reinstalling the parking gates at a minimum charge of .25¢ would be as follows:

247 working days at a minimum of \$50.00 a day and a maximum of \$75.00 a day would gross the following:

Minimum.....\$12,350.00

Maximum.....\$18,525.00

Frankly, we do not believe the .25¢ for all day parking should be the going fee. Perhaps we should consider .50¢.

These figures are based on at least 200 spaces being rented once a day and does not consider any night parking for Auditorium events.

We have completely analyzed our annual maintenance as follows:

Electrical, including parking mechanisms.....\$3,000.

Light costs not included and must be considered as a separate and distinct item.

In addition to the above, we have a major periodic expense which should be performed as follows:

Complete sealing of parking lot.....\$15,000.00

Restriping of lot.....\$ 3,000.00

\$18,000.00

If the Board were to approve this type of plan, employees could still have free parking if they care to walk several extra blocks and at the same time, would give the Building Authority a reasonable source of income which would tend to off set annual maintenance for the parking area.

Commissioner Stofleth said that he remembered when there were gates and the parking mechanism and an event was being held at the Auditorium and a number of people didn't have a quarter in change which caused a long line of waiting cars.

Commissioner Buthod said he was in favor of parking meters, that he didn't favor the parking mechanism at the gate because of the traffic problem. The other Commissioners agreed with Commissioner Buthod, that they weren't in favor of the proposal for using the gates and would like to seek some other method, also that their thinking in this will be communicated to the Building Authority.

Commissioner Buthod explained the original proposal that was agreed upon, in allotment of space in the parking lots by various Governmental offices at the beginning.

Commissioner Stofleth said that the lot at the Auditorium, where there has been an attendant, has been most profitable.

The following letter was addressed to Mr. Buthod from C. G. Ruston, the General Manager of the Building Authority, attached to previous letter:

Dear Mr. Buthod:

The attached memo regarding parking in the large rear lot has been forwarded to our Board of Directors. No doubt, they will consider this at their next meeting scheduled for Wednesday, June 28, 1972, at 2 P.M.

We feel that the memo is self-explanatory regarding a better utilization of the lot bounded by 9th, Walnut, and Elsas.

As in the past, the Board is influenced by the wishes of the tenants because after all, the lessees pay the final bill and reap the benefits accordingly.

Therefore, if you agree with this approach, we would appreciate your written approval to this plan or express other ideas to the Board in time for their consideration before the above meeting.

The Commissioners agreed to relay their feelings on this to the Building Authority.

RE: CONTRACT APPROVED

Mr. Harrison presented the new contracts that the Railroad Company has with the County for Darmstadt Road & St. George Road. He said they went back to the Railroad Company and voiced the objections of the Commissioners. He now advised the Commissioners that the Railroad Company went along with everything that the Commissioners requested.

County Attorney Stephens said that when bids are let for the construction on St. George, by the County, that a copy of this contract be attached to the specifications so that the Contractor will have full knowledge of his responsibilities because he has some specific ones to fulfill.

Mr. Harrison said these are the same specifications that will be imposed on the Railroad contract for Darmstadt Road.

Commissioner Willner noted that the County Engineer had recommendations for the guard rail for the Darmstadt Road overpass and asked if this was discussed. Commissioner Buthod read the recommendation made by Mr. Roehm, for the guard rail, as follows:

Re: L & N RR / Darmstadt Overpass

Gentlemen:

We have correspondence from Patchen, Mingledorff and Associates, Engineering Consultants to the L & N and their proposed plans. Their letter asks for your review and consideration of the plans. At your direction, I have reviewed the plans and offer the following comments:

The guard rail is a heavy concrete reinforced section with very little flexibility and at each end there is a reinforced concrete wall at approximately the roadway width. In the interest of public safety and limiting damage as well as expediting repairs of collision damage, I recommend to you that the consultant be asked to employ another more flexible guard rail in accord with current Federal Highway Standards having terminals extending upward from the shoulder grade so that automobiles which are out of control, either approaching or upon the bridge, can be accommodated by increased resiliency or a geometry that would deflect the car slightly rather than present an immovable object for normal angle contact. Simple guardrail beams with embedded terminals could be used for this. The repairs of damage of such items would be simple exchange by bolting for the most part.

The roadway is limited to an overall width of 35 feet, comprised of two (2) 3' - 6" side walks and two (2) 14' travel lanes. The 1972 average daily traffic volume for Darmstadt Road North of the L & N crossing is 1641 vehicles and South of the L & N crossing, 1970 vehicles both of which project to become 3,069 and 3,566 respectively in the year of 1992. The 28' available vehicular roadway is adequate for that projected traffic count as determined for us by the Area Plan Commission from data collected in the transportation study now going on.

I recommend your approval with the change noted above.

Commissioner Stofleth moved to approve and execute the Contract. Commissioner Willner seconded the motion. So ordered.

An executed copy of the contract was presented to the Commissioners, to retain, and extra copies were distributed to others.

RE: GRADE SEPARATION DISCUSSED

Commissioner Buthod said that several weeks ago, he and Commissioner Stofleth had been in conference with the Mayor for a grade separation on Barker Avenue at Claremont, so as to relieve the land-lot situation in the Southwest part of the city, that a proposal has been furnished by Ohio Valley Engineering, to do certain preliminary engineering work and they have furnished a drawing of the proposed grade separation, which was displayed.

He said the proposal would be to have one lane traffic at grade on each side to permit access to the shopping center and to Claremont, with two lane underpass. He said they are at a preliminary stage on fulfilling the Mayor's promise to do something about access to the Southwest part of the city.

At this time they are looking into the availability of State and Federal funds and will also seek an appropriation from the County Council for the necessary funding for the engineering, the estimate of which, at present, is \$50,000.00 but this would also be fundable from State and Federal funds. He said that right now what needs to be done is to get the plans formulated as to the funding, then to proceed with the preliminary design. He said that he is pleased that progress is being made.

Commissioner Buthod explained that the engineering costs would be in phases and that the project would be Accumulated Bridge Fund, that the City figures in because it is within the City limits and it is their traffic responsibility, that the County figures in because the County maintains all bridges and grade-separations and constructs them.

Commissioner Stofleth said he has seen long lines of traffic in this area because of trains crossing. He asked what the approximate amount remaining in the Accumulative Bridge fund. Mr. Volpe said that there was approximately \$900,000.00 and most of it is invested.

Commissioner Buthod said the cost for total construction would be approximately \$750,000.00 and feels that this is one of the most needed projects in the City and hopefully will proceed with plans on it.

RE: SUPPLEMENTAL REPORT

A letter of supplemental report was presented to the Commissioners from the Sheriff's office, as follows:

On St. Joe Ave, approximately two-tenths of a mile, west of Highway 65, there have been two R-10, (accident with injury) in the last two months, there is a curve and there are no warning or speed limit signs posted. Heading east on the same curve, there is a 35 mile per hour speed limit sign and there should be a 35 mile per hour sign posted on the other end, also a warning sign. This letter was referred to Mr. Willard and he was asked to check with the Sheriff's office.

RE: POOR RELIEF

LOUISE LYONS.....1904 Frisse Ave....Knight Township...Mrs. Mueller, investigator. Margaret Davis, the daughter of Mrs. Lyons appeared before the Commissioners. The Lyons' have a total income of \$250.30 per month. Knight Township paid most of their hospital bill but there is still a balance owing, which is what is being asked for.

The following letter was presented to the Commissioners by Mrs. Mueller:

This is to advise you that we have vouchers ready to turn in to the Auditor's office for payment this month in the following amounts; Deaconess Hospital..\$651.46 Dr. Mason Baker..\$120.00 Dr. James Hobgood..\$51.00 Dr. Albert Ritz \$400.00, A total of \$1,225.46. Mr. & Mrs. Lyons purchased a house in 1967 for \$8,500.00 and in June of 1970, Mr. & Mrs. Davis took over this house in the amount of \$4,000.00. Now, Mr. & Mrs. Lyons are paying \$50.00 per month on this house. Mrs. Davis advises us that her mother's medicine is very expensive and Welfare advises us that they are allowing \$25.00 a month on Mrs. Lyon's medicine and if & when the medicine runs more than the amount they are now paying, they should be advised and they will increase it. Mrs. Davis advises she cannot assist her parents as her husband earns \$8.30 per hour as a pipe foreman. A monthly expense estimate as prepared is \$162.00. Mrs. Davis said that she now has the proper figures prepared. Mr. Lyons is drawing Social Security in the amount of \$131.80 and Mrs. Lyons gets \$49.58, also \$69.00 from Aid to the Disabled which makes a total of \$240.30 per month.

Commissioner Buthod said that as he understands it, Mrs. Davis has agreed to pay \$1,225.46 on the hospital bills but this will leave some \$400.00 in additional bills.

Mrs. Davis said they took over the contract on the house with the understanding with Welfare, so her parents would have a place to live, they make payments of \$95.06 per month and receiving \$50.00 per month from her parents.

Mrs. Mueller said that if something happens, the house will belong to Mr. & Mrs. Davis, which is very unusual for Welfare to do.

Mrs. Davis said she believed the reason Welfare is letting them do this is because they pick up the additional amount on the house payment in order that her parents may have a place to live and is close to her so that she can look after them. She said that her father has had several strokes and she is his guardian.

Mrs. Mueller presented a record of past assistance to the Lyon's.

Mrs. Davis said that her husband also helps on clothing, linens and other incidentals. Mrs. Davis does not work.

Commissioner Willner wondered why Welfare isn't picking up the hospital bills. A case worker for the Welfare Department explained that the house was purchased by Mr. & Mrs. Lyons several years ago and there was a mortgage and they could not make the payments and this was an unusual situation, but was cleared through the supervisor and in the event that there is no claim against the estate on this house and in the consideration that Mr. & Mrs. Davis were paying the \$45.00 of the monthly payments plus other bills for her parents.

Commissioner Buthod said he would like to see Mrs. Davis pay off the hospital bill over a long period of time as the Trustee is trying to stretch the available funds to cover as many people as possible.

Mr. Chaddock, the Knight Township Trustee said he didn't have the new figures and would like to study them as the figures that he had showed a surplus at the end of the month.

Food stamps are costing them \$40.00 per month and Mrs. Mueller said that the Trustee is also asking that anyone who has a phone to get limited outgoing calls and this reduces the budget and gets more money in the household.

Mr. Chaddock said he would review the up-dated figures and give a more comprehensive report to the Commissioners in two weeks.

JOE FORBES...Pigeon Township...102 Read Street...Mrs. Anslinger, Investigator. Mr. Forbes asked for help on the hospital bill that he owes for his wife who had pneumonia.

Mrs. Anslinger said that Mr. Forbes had been working at Thurgood Lumber Co. and that she had called them. They said that hospitalization was offered there but Mr. Forbes didn't participate in it. She said that she felt that if a company had this program and a person doesn't participate, that it is an automatic rejection for help.

Commissioner Buthod received a letter from Thurgood Lumber Co. stating that Mr. Forbes was dismissed because he failed to show up for work and didn't call in, also after making deliveries to Sterling Brewers, he would stop and have beer with them.

The amount of the hospital bill is \$1,355.95.

Mr. Forbes is now working, part time, for Shorty's Wrecker Service. He said that the reason that he was fired was because he was tied up with his extra job one morning and didn't make it to his regular job.

Mrs. Anslinger said that Mr. Forbes thought that her calling there was the reason for his dismissal.

Mr. Forbes said he had only drawn two full weeks pay at the Lumber Co. He said that before that he had worked at Shroty's full time but that they had a disagreement. He is now working for him part time and could again work for him full time if there were an opening.

Commissioner Buthod said he would like to see periodic payments made on this hospital bill.

Commissioner Stofleth said he would like this case to be postponed until the Doctor's bill comes in as the amount of it isn't known.

Mr. Forbes said that his check was \$36.00 last week but that it varies.

Mrs. Anslinger said that he would be eligible for food stamps if this is all that he makes, after being certified with Welfare.

Commissioner Willner moved that the Trustee put him on food stamps and see if he couldn't take care of the hospital bill himself. Commissioner Stofleth seconded the motion. So ordered.

JOSH SWOPE...800 E. Gum St...Pigeon Township...Mr. Willet, Investigator

Mr. Swope asked for utilities to be paid. He has a heart problem and is unable to work. He is buying his home and his payments are \$100.00 per month. He will be getting Social Security disability which will date back several months. His water bill is \$264.00 and the Trustee has paid part of his utility bills. He owes \$219.00 Gas and Electric.

The Water Department said that there must be a malfunction present for the water bill to be this high.

Mr. Swope said that his water meter is in the basement and no one has been there to read it for a long time so they keep sending estimated bills.

Commissioner Buthod suggested that the Water Company be contacted and told that the County Plumbing Inspector will check this out.

Mr. Olsen said the Gas Co. wouldn't accept any paymnet that wouldn't lower the current balance to \$30.00 and maintain service, unless it is a very unusual case.

Commissioner Buthod said they first need to know the current balance and secondly, the water system needs to be checked out.

Mr. Olsen was instructed to contact the Utility Companies, requesting that a letter be sent to the Commissioners on the current balance of these bills.

RE: MR. ROEHM

Mr. Roehm said the Commissioners had given him the contract that was proposed by the Railroad Co. on the overpasses and he has reviewed it, in part, and would like to point out that there is a third Insurance required in as much as it is Railroad protective insurance which triplicates the two previous insurances required, and after the contractor has also had to furnish the same thing, the Commissioners might want to consider whether or not to add a whole harmless clause in the contractor's insurance as this might do to serve the same purpose to the Railroad and prevent expense to the County.

Mr. Mel Lutterbach, who developed the University Heights has a drainage problem along with the County in two other sub-divisions in the same area. Mr. Roehm said that currently, the sewer Contractor, JEBCO, has apparently constructed a causeway which shuts off part of the surface run-off and he has agreed to consider this along with the other drainage problem. Mr. Lutterbach said that JEBCO has enlarged the sanitary sewer treatment plant at University Heights. He presented pictures, explaining his drainage problems, in that there should be a nineteen foot opening at the top and the opening is only nine feet.

Mr. Roehm said that this eventually drains into a roadside ditch but is on a public utility easement.

Commissioner Buthod said that he didn't know if the Commissioners had any jurisdiction or authority to do anything on this.

Mr. Biggerstaff said that he thought the utility companies should notify the County of their plans.

Commissioner Buthod said the best thing for Mr. Lutterbach to do would be to notify his attorney on this problem.

Commissioner Willner asked the County Attorney's for a clarification as to when the Area Plan and the Commissioners rezone a large tract of land, if there isn't a way to stop particular lot zonings that aren't acceptable. Mr. Swain said "no", unless the Building Commission would refuse to give a permit for building and it would then go before the Zoning Appeals for variance.

Mr. Swain said the new drainage code would solve some of these problems. He said that the City has passed the new drainage code but he didn't think the County wanted the City's method of carrying it out.

Commissioner Buthod suggested a Drainage Ordinance be put into shape the way it pleases the Commissioners and pass it. Mr. Roehm said he recommended this because they are in dire need of it.

Mr. Swain and Mr. Roehm were asked to prepare a Drainage Ordinance.

The tract of land that Commissioner Willner spoke of is 40 or 50 acres that has a drainage problem and they aren't filing as a subdivision, but are taking individual permits to build homes here. The location is just north of Buje Drive.

Mr. Roehm said that so far only one permit has been issued.

Commissioner Buthod said the builder should be told that there will be no more building until he has presented a plan for the drainage.

RE: CLAIMS

Mr. Roehm presented a claim from Nathan Bates for the razing and removing of the structure of Ted Cole's Barbecue property on waterworks road in the amount of \$750.00.

Commissioner Stofleth moved it be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm presented a claim from Evansville Blue Print Co. Inc. for blue print paper charged to the Volkman Bridge Account #191-54, in the amount of \$12.10, also a claim for his transportation to and from Indianapolis for the St. Joe Road Bridge. Acct. # 191-22, in the amount of \$40.74. Commissioner Stolfeth moved that these claims be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Roehm presented a claim from Smith & Butterfield for photographs and film in the amount of \$475 against Acct. #191-54, Volkman Road, also a claim from Evansville Blue Print Co. Inc. for another role of blue pring paper also against Volkman Road Acct. in the amount of \$6.71.

Commissioner Willner moved these claims be approved. Commissioner Stofleth seconded the motion. So ordered.

RE: INVITATIONAL BID ACCEPTED

Mr. Roehm said they proposed to tear down a house at 3412 St. Joe Avenue which was discussed previously and he presented an invitational bid from Mr. Nathan Bates for the razing and removal of this building at the cost of \$325.00.

Commissioner Willner moved that the bid be accepted. Commissioner Stofleth seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Roehm presented the "Notice to Bidders" for the annual resurfacing and maintenance contract for county roads. He said that it is in two sections this year, so can expect several bids as they can be broke down and not have to refuse all bids because they didn't bid on all parts of the bid.

Commissioner Stofleth moved that the notice be approved and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: INVITATIONAL BIDS

Mr. Roehm received the following invitational bids on emergency bids for work on Red Bank Road:

	Feigel	Municipal Eng.	Midwest	Mautz & Oren
A. Pull Broom	\$24.70 Hr.	\$25.60 Hr.	\$26.00 Hr.	\$26.00 Hr.
B. Power broom	23.55 Hr.	24.95 Hr.	26.00 Hr.	25.00 Hr.
C. Single Axel Truck	12.80 Hr.	12.65 Hr.	15.00 Hr.	10.00 Hr.
D. Distributor Truck	20.90 Hr.	23.00 Hr.	22.00 Hr.	25.00 Hr.
E. Liquid Asphaltic Prime	.405 Gal.	.46 Gal.	.45 Gal.	.46 Gal.

Commissioner Stofleth moved that the Commissioners, having approved the commencement of the construction in open meeting, ratify their acts in approving Phase I of the Red Bank Road rehabilitation not to exceed \$2,000.00. Commissioner Willner seconded the motion. So ordered. Mr. Roehm stated that Feigel Construction submitted low bid and are doing the work at the present time.

RE: MR. ROEHM

Mr. Roehm said that Phase II will be to bring everything up for resurfacing and Phase III will be the repaving of it and getting the annual maintenance contract, by action taken previously in advertising for bids.

Mr. Roehm said that he has written letters to all practicing surveyor's in the county, advising them that their work will be observed and that it is necessary to return pavement to it's former condition. He said that in Phase II, part of it will be the correction of culverts. He has written to Mr. Jack Woodruff who is constructing the Golden Tower apartments and Earl Schmadel, who is constructing Valley View apartments, as to the requirements of the culverts in front of their projects. He has written to the Division Engineer of the L & N Railroad Co., concerning the tie crossing, asking them to extend the crossing to accommodate the new roadway. He has also written to the utility companies asking them to reset the meter and valve box covers to the new elevation.

Mr. Roehm said that he has had correspondence from Engineer Associates in regard to work which would have been done by Deig Brothers had the Water Co. deferred that work and expects to pay the County \$3,528.00 and that it was part of the contract that is now being tried to offset the cost of what the County is doing. He proposed that the same unit price be used for Curtis and JEBCO, which he believes is a reasonable unit price, which is \$2.00 per lineal foot.

Commissioner Willner moved that the base figure of \$2.00 per lineal foot be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Buthod said to let this figure be applicable to other contractors too.

RE: CLAIMS OF COUNTY FOR PRELIMINARY ENGINEERING

Mr. Roehm presented the claims of the county for preliminary engineering that were prepared to submit to the State Highway Department. They are in the matter of the Federal Aid Section for the St. George Road Bridge, also for the Construction Engineering Section. The Preliminary Engineering Section in the amount of \$16,059.61, The Construction Engineering in the amount of \$47,399.99.

Commissioner Stofleth moved that the claims be approved by the Commissioners and for execution by the Auditor and the submission of them in the routine manner. Commissioner Willner seconded the motion. So ordered.

RE: PROJECT ENGINEER

Commissioner Stofleth said that on Project Engineer such as Eichoff Road and the time Mr. Roehm is having in getting through the Council on this. Mr. Roehm said that last year Dick Eifler was hired as Project Engineer on Eichoff Road and the matter was simply putting him on the payroll pending two different funds, the R & S Account and the Accumulative Bridge Fund but since that time the Legislature enacted a law which requires us to submit all that is proposed to the County Council and it wasn't included in last year's budget and at this point we don't have any way of getting a Project Engineer on either of these projects. He proposed that by July this matter should go before the Council for approval. He said that the money is available.

The Commissioners requests the appropriation for sufficient funds to employ Project Engineer for the R & S Projects. The Commissioners' secretary was asked to place this on the Council Call for July.

Commissioner Buthod asked if the same man could be Project Engineer on several projects.

Mr. Roehm said he could if he worked on one project for awhile, then on another.

RE: PROBLEM ON NEW HARMONY ROAD

Commissioner Buthod said he received a letter from Mr. Baird on a problem on New Harmony Road and asked Mr. Roehm what the situation was.

Mr. Roehm said that plans were approved and the contractor started to put an addition on what was a Gulf Service Station to make it a repair station to service equipment for Nunn Milling Co. and the contractor did not take out any permits and it turns out that he can't get a clearance from the local Board of Health because of a misunderstanding on sewage. He said that there is a grease pit and a sump pump there and it smells like gas. Someone has removed the red card and Commissioner Buthod said that no one should bother these violation cards.

Commissioner Stofleth said that the County Attorney should write this gentleman and tell him not to remove the card.

Commissioner Willner said he has had several complaints on this area.

RE: ROAD REPAIR AUTHORIZED

Commissioner Stofleth said that Weinbach Avenue, from the levee to River Road and from River Road to Hwy. 41 is in terrible condition.

Mr. Willard said the hauler thought it too rough on River Road so he was traveling on Weinbach, he told him about it so the hauler went back on River Road.

Mr. Willard got in touch with Rudolph Co. who gave him a figure of \$23,600 to chip and seal it.

Mr. Willard said he thought the county could do it for half or less.

Mr. Roehm said that there is water under the road now. He said that the road used to be repaired before the races and only one time did the pavement last longer than one year and that was when Mr. Biggerstaff took the ditches out far enough and deep enough, that time it lasted for two years.

Mr. Roehm explained what could be done to keep the water drained off the road. Commissioner Willner said that he favored maintaining this as a gravel road and not spending any more money on it.

Commissioner Stofleth moved that the County Engineer proceed with the drainage work and that the County Highway Superintendent proceed with chip and seal.

Commissioner Buthod seconded the motion. The vote being unanimous, in the affirmative, the motion carried.

RE: MR. HOTZ

Mr. Hotz said he would like permission for Mr. Willard to move the seven or eight steel beams from a building to store and use for the repair of bridges. Permission was granted.

RE: ROAD REPAIR NEEDED AT BURDETTE PARK

Commissioner Buthod said that Louise Devoy had talked to him about the roads at Burdette Park needing repair. He said that this should be checked into as these are county roads in the park and thought that maybe some HUD money could be obtained.

RE: APPRAISAL REPORT

Mr. Biggerstaff presented an appraisers report on Lot 14 & 15 in Green Manor Subdivision which is presently owned by Elmer and Maude Davis. The appraisers listed the fair market value for this property as \$6,660.00. Commissioner Stofleth moved that the appraisal be approved and the purchase be authorized. Commissioner seconded the motion. So ordered.

RE: CONTRACT AWARDED ON GROCERIES

The only bid received last week on groceries for Hillcrest-Washington and the Pleasantview Rest Home for July, August and September was from Federal Produce Co. Inc. in the amount of \$3,669.69. This bid was held until this week so that the prices could be extended, which has now been done and it was found that the prices are in line. Commissioner Stofleth moved that the contract be awarded to Federal Produce Co. Inc. Commissioner Willner seconded the motion. So ordered.

RE: PRINTING CLAIMS

Mr. Volpe had been asked to check some printing claims out and found that most of them weren't too far out of line. There were a couple of claims from Moser Printing Co. that he wanted to check on. He said that the big problem is that some of the offices don't present adequate bids for contract. Commissioner Buthod said that the specifications will have to be revised before bids are taken for next year.

Mr. Volpe said there is authority in the law for the Commissioners to revamp the classifications entirely and he thought if they were made smaller, there would be more bidders on each class.

Commissioner Buthod said that there should be provisions in all specifications of all bids that prices bid are not in excess of Federal established limitations.

The following claims were presented for approval:

Burkert Walton Inc.	Total
Payroll Warrants (10,500) #220 at \$420.00 & 16,000 payroll checks #219	\$1,060.00
Election absentee, sample & reserve ballots.....	1,975.00
Auditors Fee & Cash book #15.....	125.00
L M Tax Sales Sheet Item 23 A-1.....	135.00
20 Books - Certificate of Error Item 189-F6.....	70.00
1 Binder - Discharge Index Item 105-B2 \$31.50	
6,500 sheets 9x14 Browns Linen Ledge 213-F6 \$227.50.....	259.00
Election Supplies 21-211c.....	6,276.02
Book Receipts for Probate Court 218-E5.....	100.00

Moser Printing Co.

4 pads Employment changes Item G-464 ..\$10.00.....	
Form 77B Residents Maintenance Ledger sheets Item A-415..\$1.10.....	11.10
Form 17 Claim Blanks Item B-417.....	105.00
Invoices not listed in contract..\$24.75-#10 Envelopes Item N-463..\$41.00	65.75
4 lots- 5,000 each lot - Parking tickets.....	102.00
No. 10 Envelopes Item N-463..\$8.20- No. 6 Envelopes..Item N462..\$7.20	15.40
Form 103 (new form) not listed\$7.50..additional for folding #10..\$2.25	9.75
No. 10 Envelopes...Item N-463..\$32.80- Add. copies Form 101-B426-\$5.00	
Additional for overprinting Forms 101-\$1.35.Add. for folding #10-\$1.35	40.50
No. 10 Envelope Item N-463-\$16.40..1,000 citations(not in contract-\$31.00	
Directions for voting (not in contract)\$26.75	
Applications for Absent voters ballot Form 1-A (not in contract) \$57.00	83.75
Sheriff Ribbon Badges (not in contract) \$60.00	
Notice of Primary cards (not in contract) \$97.50.....	157.50

Commissioner Stofleth moved that the previous claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: CODIFICATION ON COUNTY ORDINANCES

County Attorney Stephens said in regard to the codification on County Ordinances, that Area Plan has money for research and supplies, etc. and the legal fees would be outside of \$1,000.00. He said that he would like to put all ordinances or resolutions on traffic in a looseleaf form of book, another thing would be the streets and highways which has been accepted by the County for maintenance and those which haven't been accepted by the County. He would also like a standardized procedure for accepting new roads. The Commissioners agreed that Mr. Stephens proceed with the codification.

Commissioner Willner introduced his son, Robert Lloyd Willner.

RE: STOP SIGNS TO BE CHANGED

Commissioner Willner said the Commissioners had asked him to check the stop signs at Boonville-New Harmony Road and Old State Road. He said that he had and it was previously decided to change the signs and to make an ordinance which was approved by the Sheriff but nothing has been done. The County Attorney said that this ordinance was passed. Mr. Willard said that he gave this to Art Steiger, the stop man, to take care of, that he has failed to do this and he would follow up on it.

Meeting recessed at 12:05 p.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

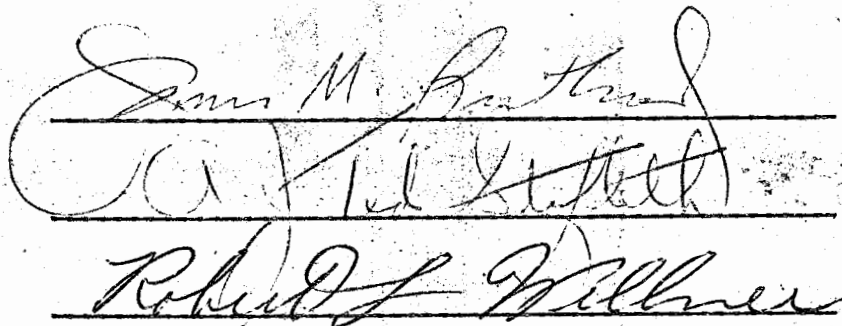
COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

G. Clabes
R. Lyles

Secretary: M. Meeks



BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JUNE 19, 1972

The regular meeting of the County Commissioners was held on Monday, June 19, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: CANDIDATE RECOGNIZED

Commissioner Willner recognized Norman "Red" Mosby, who is running for County Commissioner this year and is present at today's meeting.

RE: MR. NATHAN BATES

Mr. Bates appeared before the Commissioners, stating that he had intended to bid on the Volkman Road Project but found that another paper needs to be prepared for which he needs more time and asked if this were possible. The Commissioners said that they were sorry but that the deadline for receiving these bids is this morning at 10:00 a.m. and they just didn't see how this could be done.

RE: LETTER PERTAINING TO THE ROADS AT BURDETTE PARK

A letter was received from Jerry Julian pertaining to the roads that need repaired at Burdette Park. This letter was referred to Mr. Willard.

RE: RE-ZONING PETITION

A Re-zoning Petition was presented to the Commissioners, the petitioners being Arthur Karch, Thelma Karch, Gladys A. Grimm and Anna Bele W. Gasaway. The premises affected are located by commencing at the intersection of Licking Creek and Old Boonville Highway and extending southwest along the Old Boonville Highway 1300 feet more or less to a maximum depth of 1793 feet north. The requested change is from (A) Agriculture and Light Industrial (M-1) to R-3A, the proposed land use being for a mobile home park. Commissioner Willner moved that this petition be referred to Area Plan, on first reading. Commissioner Stofleth seconded the motion. So ordered.

RE: CLAIMS FOR MEALS OF PRISONERS

A claim was presented from the Sheriff, for the meals of the prisoners in the amount of \$3,464.50. Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES... APPOINTMENTS

VANDERBURGH CO. HIGHWAY DEPT.

John Appuhn	201 N. Lemke	Summer Help	\$2.25 Hr.	Eff: 6/5/72
Gordon Alvey	314 S.E. 3rd	" "	"	"
Aubrey Collins	R.R.7 Box 18	Night Watchman	3.00	"
David Gullledge	R.R.8 Box 393E	Summer Help	2.25	"
Jeffrey Hanssen	909 N. Alvord	" "	"	"
Henry Hughes III	610 S.E.1st	" "	"	"
James Jackson	829 Ravenswood	" "	"	6/6/72
Reuben Johnson	841 Bellemeade	" "	"	6/5/72
Mark Lutterbach	2911 Mesker Pk. Dr.	" "	"	6/12/72
Kenneth Metz	2026 Audubon Dr.	" "	"	"
Daniel O'Rourke	1606 Sweetser	" "	"	6/6/72
Richard Paul	1312 S. Red Bank	" "	"	"
Mark Russler	5613 Madison	" "	"	6/12/72
Bruce Stanley	28 Johnson Pl.	" "	"	6/5/72
John Sterne II	2308 E. Gum	" "	"	"
Wm.G. Studwell	2300 E. Mulberry	" "	"	6/6/72
Wm. G. Whitehead	7001 Redwing	" "	"	6/5/72
Kim B. Wood	7417 Washington	" "	"	6/8/72
Nick Zenthoefer	2463 W. Virginia	" "	"	6/5/72
Tony Larvo	2930 Lakeview	Laborer	3.00	6/14/72
David Long	2134 Ridgeway	Summer Help	2.25	6/12/72

RE: EMPLOYMENT CHANGES.....APPOINTMENTS..CON'T.

VAND. CO. PROSECUTOR'S OFFICE

Deborah Beeler 4606 Oak Hill Rd. Investigator \$5,000 Yr. Eff. 6/16/72

VOTERS REGISTRATION OFFICE

Geneva M. Wesley 1114 Thompson Clerk \$15.00 Day Eff: 6/12/72
Virginia Robinson 909 Meyer " " "

RE: LETTER FROM BARBARA NUSSMEIER

A letter was received from Barbara Nussmeier. It reads as follows:

Dear Sir:

I would like to report to you concerning the switching of the Stop signs on the Old State Road and Boonville-New Harmony Road intersection.

As you are coming south on Old State Road and make the stop it is very difficult to see if there is a vehicle coming up the Boonville-New Harmony Road to your left. It seems to make more sense to have a four-way stop at this dangerous intersection.

I would like to see something done about this intersection as my family uses this road several times a day.

Commissioner Willner said if this were made a four-way stop, it would be defeating the purpose.

Commissioner Stofleth said that he would like to recommend that Area Plan make a check on this.

Mr. Lochmueller said that he will have a recommendation for the Commissioners by next week's meeting.

RE: REQUEST BY WILLIAM BRYANT JR.

The following letter was received from William Bryant Jr:

Gentlemen:

This is a request for approximately ten to twelve truck loads of dirt to fill in part of my property. The part in question is part of the road right-of-way, which has been washed away. Mr. John Koch has inspected this property and agrees that this should be done.

My legal description is as follows:

Part of the Southeast Quarter of the Southwest Quarter of Section Fourteen (14), Township Five (5) South, Range Eleven (11) West in Vanderburgh County. R. # 4, Orchard Road (Box 191 1/2), Evansville, Indiana.

This was referred to Mr. Willard in order that he might check it out.

RE: REQUEST OF APPROVAL TO PROCEED WITH PROJECT

The following letter was received from Laverne Seifert:

Gentlemen:

I have been advised by the County Engineer's office that a 12" pipe is sufficient to carry the drainage water under my driveway located at 9517 Middle Mt. Vernon Road.

May I have your approval to proceed with this project at my own expense? Commissioner Stofleth moved that this be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT OF COUNTY CLERK

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the Month of May, 1972. Report received and ordered filed.

RE: PETITION PRESENTED

A petition was presented, that had been brought to the attention of Mr. Willard. It was from residents of Lynn Road who signed the petition, requesting that the county oil the road as has been done every year. They stated that the dust condition is terrible and that they will not hold the county responsible for any damage incurred, which they normally do. They would appreciate this being done as soon as possible.

Mr. Willard said that he would see that Lynn Road is oiled.

RE: REQUEST TO FILL IN ROAD

Mrs. Mae Sutton appeared before the Commissioners and requested that they have a low place on Claremont and Tekoppel Ave. She thought this to be on County right-of-way. Commissioner Stofleth said that he would take someone with him and check this out.

RE: RE-ZONING PETITIONLOGE REALTY CO.

A Re-zoning petition was again presented to the Commissioners. It was originally submitted to them on February 14, 1972. The petitioner being Loge Realty Co. The premises affected are situated on the south side of Pollack Avenue commonly known as 6301 Pollack Avenue. The requested change is from R-1A to R-3A which is for a mobile home park.

Mr. Hawley, attorney for the petitioner, said that this land consists of 26 acres to be re-zoned, that this is basically farm land and that Mr. Loge owns a lot of land on either side of Pollack Ave. He asked that the Commissioners re-submit this petition to the Area Plan Commission for further consideration.

Mr. Rafferty thought this would be good land use.

Commissioner Buthod said that something is going to have to be done here to provide mobile home courts.

There were a good number of remonstrators at the Area Plan meeting and this petition was turned down with the vote being 6 to 4.

Commissioner Stofleth said that this meeting may not have been mentioned at the Area Plan meeting so the remonstrators wouldn't have a chance to have their say.

Commissioner Buthod said the turning down of mobile home courts is becoming unrealistic and he would like to believe that the Commissioners have the courage to say that if they have established criteria and they are good criteria, that the fact that some people are going to be unhappy about it, just can't be the determining factor as there is a pressing need for mobile home facilities here and since there has been no opportunity for the remonstrators, he suggested this be taken under advisement for one week to seriously consider it, with the recommendation of the technical staff. The other Commissioners agreed. Mr. Hawley said he will be back next week.

RE: PROBLEM OF DRAIN TILE

Mr. Waite of 9921 Petersburg Road said that the County Engineer had been out to look at the drain problem in this area. He said he had bought his home last September and has an existing drain problem.

Mr. Roehm said there is a broken tile here and the ditch needs to be cleaned.

Mr. Cruze said he has had this problem for the seven years that he has lived in this area and nothing has been done.

Mr. Biggerstaff said that the county, with highway funds, can do the work off the County highway if necessary, to complete the drainage of the highway.

Commissioner Stofleth moved that the County garage correct the tile, if it is legal to do so. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF THE BIDS

The County Attorney's were instructed to proceed with the opening of the bids.

RE: LETTER FROM STATE HIGHWAY DEPT.

Mr. Roehm presented a letter of communication from the State Highway Department pertaining to his request for funds rebated to the county, which he had presented previously. Letter received and ordered filed.

RE: CLAIMS SUBMITTED

Mr. Roehm presented the following claims:

To the City from the County Engineer for Gas & Oil-Acc't. 191-22- Amount-\$32.95
To Evansville Blue Print from Co. Eng. Dept. for Ammonia and
Blue Print Paper.....Account # 191-54..... Amount-\$20.10

To Marbaugh Eng. Supply Co. from the County Engineer for
Detail title sheets, Quantity Sheet & Summary Sheet..Acc't.#191-22 Amt.-\$15.55
Commissioner Stofleth moved that these three claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: SIGNATURES OF THE COMMISSIONERS REQUESTED

Mr. Roehm presented two sets of specifications on the resurfacing of various County Roads in the annual maintenance of them. He said that he failed to get the signatures of the Commissioners last week. The Commissioners signed these sets of specifications.

RE: CLAIM

Mr. Roehm presented a claim in favor of Richard and Evelyn M. Kissel for house and land purchase in the widening of St. Joe Avenue in the amount of \$9,418.52. It stated on the claim that after 60 days from the date of 4/27/72 they agreed to pay rent of \$95.00 per month to Vanderburgh County Commissioners or designated agent. Commissioner Stofleth moved this claim be approved, subject to the appropriation of the money. Commissioner Willner seconded the motion. So ordered.

County Attorney Swain said that the Kissel's had asked for a 30 day extension, rent free.

Commissioner Stofleth moved to give Richard & Evelyn M. Kissel an extension of 30 days, rent free and after that time, if they are still living there, will pay rent. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST AS TO WHEN PROPERTY WILL BE PURCHASED

Commissioner Willner said that he had a call from a party on Green River Road who had been looking at another piece of property that they would like to buy and would like to know when the County will purchase their property.

Mr. Swain said that everything is being paid for immediately and has been negotiated and he thought claims had been submitted except for the Davis property. Commissioner Willner said he would get the name of the party that called.

RE: MR. ROEHM

Mr. Roehm said that he was given permission to go to Purdue last week but because of the pressing business of St. Joe Road, was unable to go. He said that he believed he would have papers ready to go this Wednesday or Thursday and will take them to Indianapolis.

RE: CONCERN ON EICHOFF PROJECT

Commissioner Buthod said he had received calls from Indiana State University of Evansville on the concern of the slowness of the progress on the Eichoff Road Project and he informed them of the reason for this and he said that he is afraid of losing some of the drainage.

Commissioner Stofleth said this project might necessitate letting the work out to a private contractor. Commissioner Buthod said that this might be a good idea anyhow.

RE: REWARD OFFERED

County Attorney Swain offered a reward of \$5.00 to anyone who can find the Abstracts for the Evansville Association for Retarded Children, as he can't find them anywhere.

Mr. Hotz said that Mr. Swain might check with Condict & Fosse Architects.

RE: MR. HOTZ

Mr. Hotz said that sometime ago it was discussed about painting the jail and he thought it was decided to let the Building Authority to buy the paint and pro-rate the cost. The Commissioners agreed that this was the decision made.

RE: ALLOCATION OF RENTALS

The following letter was received by President Buthod, from Mr. Ruston, the General Manager of the County Building Authority:

Dear Mr. Buthod:

Under date of January 26, 1972, the Board of County Commissioners, the Mayor, and others, reached an agreement with Mr. Elliott concerning the allocation of 1972 rentals between the County and the City.

There have been indications that part of the rentals may not be paid on July 1, 1972, in the manner agreed upon. It appears that possibly \$62,575.00 may not be paid when due.

This matter was recently discussed at the meeting of the Board of Directors on May 31, 1972. At that meeting, the Board discussed the rental situation and adopted a resolution providing that, if necessary, legal action be resorted to immediately after July 1, 1972, to insure prompt payment of all rentals.

A copy of the resolution adopted by the Board of Directors of the Evansville-Vanderburgh County Building Authority is enclosed with this letter, pursuant to the terms of that resolution.

The members of the Board have asked me to emphasize to all of you that the Board is not making threats, but is merely indicating the seriousness of the rental situation and indicating what action it would reluctantly take if rentals are not promptly paid.

If you have any questions about this, please call me.

Sincerely, C. G. Ruston

RESOLUTION ADOPTED BY BOARD OF DIRECTORS OF EVANSVILLE-
VANDERBURGH COUNTY BUILDING AUTHORITY ON MAY 31, 1972

1972 RENTALS

Mr. Elliott brought to the Board's attention the agreement which he had reached with the City and the County concerning the allocation of rentals for the year 1972. He said that there were indications that the rentals might not be paid July 1, 1972, as the agreement provides. Mr. Elliott said that it is important that the rentals be paid at the time agreed upon, and that the seriousness of any delay in payment should be emphasized to the City and the County.

Discussion followed. Thereafter, upon motion of Mr. Halwes, seconded by Mr. Fischer, and carried, the following resolution was adopted:

That if the rentals due July 1, 1972, are not paid in full, that legal action be commenced immediately to mandate the payment thereof, and, further, that the General Manager be directed to send a copy of this resolution to all members of the Common Council, County Council, Board of Commissioners and the Office of the Mayor.

Commissioner Buthod said that he wished that Mr. Volpe had been here this morning as this has to do with the availability of funds.

RE: BRIDGE NEEDS REPAIRED

Mr. Hotz said there is a bridge on the lake at Boehne Hospital that needs repaired. He said he has the materials to do this but the question is should he make temporary repairs or make it a permanent repair job. He said that it will take one month of man hours and to complete the job will cost approximately \$400.00.

Commissioner Buthod said this could be put under the jurisdiction of the Park Board since it is a recreation area.

Commissioner Stofleth moved to grant permission for Mr. Hotz to repair the bridge, using the materials that he has on hand. Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION GRANTED TO REQUEST FOR VARIANCE

Mr. Hotz asked the permission of the Commissioners to ask Mr. Clausheide for a variance to burn a building that has been torn down. Commissioner Stofleth moved that permission be granted for Mr. Hotz to ask for a variance to burn the balance of the wood. Commissioner Willner seconded the motion. So ordered.

Mr. Hotz thanked Mr. Willard for the removal of six 20" steel beams from a building in order that they might be used for the repairing of bridges.

RE: MR. HARNESS

Mr. Harness presented an application for the admission of Sylvester Meier to the Pleasantview Rest Home. He recommended approval of this application. Commissioner Willner moved that this application be approved. Commissioner Willner moved that this application be approved. Commissioner Stofleth seconded the motion. So ordered.

Mr. Harness also presented a letter from the Pigeon Township Trustee's office in regard to costs being charged for residential care and he wants this to be checked by the County Attorney. Commissioner Buthod said that if this is so, the county will charge for medical care.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff presented a note to the Commissioners, the subject of which he had discussed with County Attorney Swain and also given a copy to John Cox. Commissioner Buthod said that as County Commissioners they are telling themselves, as the Drainage Board, to do something. Commissioner Stofleth moved to adopt this resolution. Commissioner Willner seconded the motion, until he had received further information on this. Mr. Biggerstaff said he had this information for Commissioner Willner. The motion carried.

RE: CONTRACT AWARDED

The following bids were presented for the combination Gas-Oil conversion burner in the Prox boiler at Hillcrest Home.

Evansville Wet-Heat & Piping Co. Inc.....	\$2,490.00
Sandleben Plumbing & Heating Co.....	\$1,853.00

The County Attorney said that the bid from Evansville Wet-Heat & Piping Co. was not signed and that the bid from Sandleben Plumbing & Heating Co. was signed but not notarized, which County Attorney Stephens said could be waived. Commissioner Stofleth moved that the low bid of Sandleben in the amount of \$1,853.00 be awarded for the boiler. Commissioner Willner seconded the motion. So ordered. The money for this project is in Mr. Hotz's budget.

RE: BIDS OPENED FOR VOLKMAN ROAD PROJECT

The following bids were opened and submitted for construction of reinforced concrete box beam bridge and relocation of drainage ditch located on Volkman Road:

Gilbert J. Rode & Sons Inc.....	\$64,951.16
John Mans Inc.....	\$51,392.30
D. K. Parker Co.....	\$53,348.44
Robert F. Traylor Corp.....	\$56,277.65
Southwest Engineering.....	\$49,995.65

These bids were referred to the County Engineer for one week in order that he can extend them and check the unit prices. The County's estimate for this project is \$55,000.00.

RE: CONTRACT SIGNED

The contract for the razing and removal of all structures on the property at 3412 North St. Joseph Avenue by Nathan Bates at the cost of \$325.00 was presented to and signed by the Commissioners.

RE: LETTER FROM INDIANA STATE HIGHWAY COMMISSION

Mr. Roehm presented a letter from the Indiana State Highway Commission that was addressed to Mr. Biggerstaff, a duplicate copy of letter that was sent to him on January 18, 1972. It read as follows: SUBJECT: Federal County Project S-818(2) Contract #8146

Dear Sir:

On November 5th you informed us that you were compiling the P/E and C/E costs on this project. Do you have any estimate as to the time these will be completed? This was signed by Paul Bender, Assistant Chief Accountant. Letter received & filed.

RE: POOR RELIEF

JOSH SWOPE.....800 E. Gum St.....Pigeon Township....Mr. Willett, Investigator. Mr. Swope was at the meeting last week and said that he would like help on his utility bills. He has a heart problem and is unable to work. His water bill is \$264.00 and he owes \$219.00 in gas & electric. This water bill is a great amount and the Water Department said that there must be a malfunction somewhere. Mr. Baird was to check for a leak. Will find out what the problem is. Mr. Olsen sent letters to the utilities, asking for a letter for his current balance, since the Trustee has made payments on these bills. The Commissioners received a letter from the Gas & Electric Co. stating that Mr. Swope's balance is \$29.79. No reply was received from the Water Co. Mr. Swope wasn't at the meeting today, so no further action could be taken.

MARGARET POTTER....803 S. Garvin...Pigeon Township....Mr. Willett, Investigator. Mrs. Potter asked for help on rent. She pays the utilities and buys her food stamps. She has a daughter on ADC who is 20 years old. The daughter has a child that has no father. Mrs. Potter is unable to work as she received a whiplash in a car accident. Mrs. Potter also has a son that was born with an open spine. She has been paying some on her rent but the payments are \$100.00 per month. She hasn't received an eviction notice. She said that the doctor told her not to sign any release papers as she doesn't know the extent of her injury and is to go back to the doctor's today. Commissioner Stofleth said that he thought this case should be referred back to the Trustee until next week so that a medical report can be obtained. He so moved. Commissioner Willner seconded the motion. So ordered

RE: RICHARD & EVELYN KISSEL

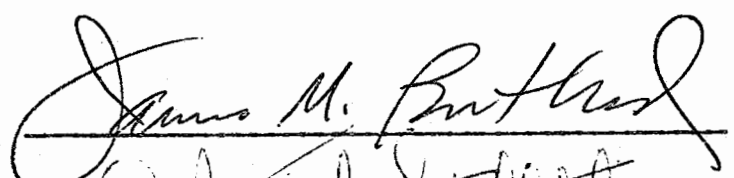
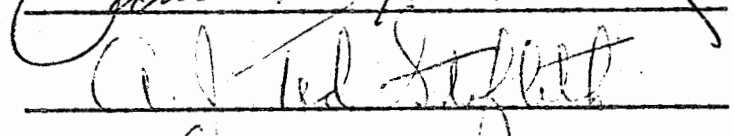
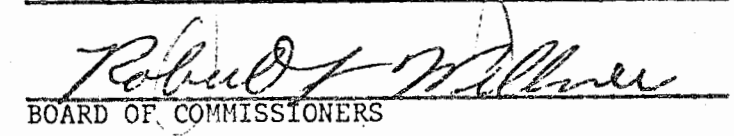
Mr. & Mrs. Kissel asked how soon they could expect their money for their property that the county is buying for the widening of St. Joe Avenue. Commissioner Buthod said that the Auditor would have to check first to see what money is available. In checking, it was found that there is \$8,400.00 in this account and from this money, Social Security and payroll must also be made. There is also an appropriation of \$50,000.00 being requested on this week's Council Call. Commissioner Buthod said that the Kissel's should have their money by the end of the month but if there is a delay, they could receive a partial payment.

Meeting recessed at 10:50 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>DEPUTY COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
James M. Buthod A. J. "Ted" Stofleth Robert L. Willner	Maisie Collins	Thomas Swain William Stephens	C. Leach A. Jackson S. Clark R. Lyles G. Clabes

Secretary: M. Meeks




BOARD OF COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JUNE 26, 1972

The regular meeting of the County Commissioners was held on Monday, June 26, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as presented and the reading of them dispensed with.

RE: EMERGENCY REPAIRS APPROVED

Commissioner Buthod said that Mr. Koch reported that some spindles has been knocked out on the Delaware Street overpass on the pedestrian lane, that he has investigated and tried to find out how this happened but was unable to do so and assumed that it was hit and run. Mr. Koch contacted both, the Sheriff's office and the City Police Traffic Department. He recommended that repairs be made to avoid a child falling into Pigeon Creek. He asked the Sheriff's office and the Police Department, in event of any county property being damaged by an accident, to report it to the County Commissioners, in writing, at once, the purpose being to make the violator or his Insurance Company pay the damages.

Mr. Willard was instructed to make immediate repairs as this is an emergency and the condition is dangerous for pedestrians, especially for children.

Mr. Willard said that he would make temporary repairs immediately.

Commissioner said that maybe Mr. Willard could figure an estimate of cost for it to be repaired properly.

RE: CLOSED ROAD BEING USED BY TRUCKS

Mr. Willard said that the Old River Road had been closed and used for local traffic only, but that Rose Construction Co. has their big trucks out there hauling dirt again. The road is being repaired by the county.

The Commissioners agreed that Mr. Willard go to the Sheriff's office and have them to immediately close this road and not let them travel on this road under any circumstances.

RE: RE-ZONING PETITION....LOGE REALTY CO.

The Re-zoning petition of Loge Realty Inc. was previously presented and Mr. Hawley, the Attorney for the petitioner, made a presentation on the petition last week and in-as-much as there had been a general unawareness in the neighborhood that this petition would come before the Commissioners last week, they continued it until today, so the remonstrators can be heard.

The premises affected are situated on the south side of Pollack Avenue commonly known as 6301 Pollack Avenue. The requested change is from R-1A to R-3A which is for a mobile home park.

Mr. Robert Wampler was the spokesman for the remonstrators. He said that he was unaware that this petition would come up again, since it was voted down by the Plan Commission. He said he appreciated the Commissioners notifying them, giving them a chance to appear before the Commissioners. He said that they felt that it was very inadequate to put a trailer court on Pollack Avenue because of the drainage and traffic problems which already exist.

He said that a neighbor, Mr. Delbert Brandt, who lives in the immediate area was not notified of this petition.

Mr. Wampler said that Plaza Park School, which is in the area, is already overcrowded and can accept no more children. He said that the petitioners would be very happy if this petition would be turned down. He presented pictures of the area showing the drainage problem as well as the petition that was signed by the remonstrators. This petition was received and ordered filed.

Mr. Falk said that he lives across the way and that in the early part of the year, his ground lays in water and Mr. Kolb, who's property adjoins his, will not trench his ditch so the water will not run off.

Commissioner Buthod read the remonstrance that was submitted by the remonstrators. Commissioner Willner said that the Commissioners would be doing a favor for the petitioner as well as the remonstrators in denying this petition.

He so moved to deny the petition of Loge Realty Inc. Commissioner Stoffleth seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: COUNTY OWNED PROPERTY SOLD

The following described real estate owned by Vanderburgh County which was declared as "surplus" by the County Commissioners, was sold to Mr. Bobby Ogburn at the price of \$360.00. The real estate is commonly known as 514 Bellemeade Avenue, more particularly described as Elliots Enlargement... Lot 18, 10 Ft. of Lot 19, Block 4...Tax Code...21-56-22.

The deed was presented to the Commissioners for their signature. Commissioner Stofleth moved this deed be approved. Commissioner Willner seconded the motion. So ordered. The deed to be executed and delivered.

RE: EMPLOYMENT CHANGES.....APPOINTMENTSVand. Co. Trash Disposal

Walter Dobroski	724 Wall St.	Truck Driver	CT Rates	
(Will work Saturdays only at overtime rate. During week			\$4.65 Hr. Eff: 6/17/72	
40 Hours, he works for Hwy. Dept. 187-102B)			3.10 Hr.	

BUILDING COMMISSION

Robert S. Reid	330 Tyler Ave.	Bldg. Insp.	\$7,000.00	Eff: 6/26/72
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AREA PLAN COMMISSION

Dorothy Grubb	1627-A W. Franklin	Clk-Typist	\$3,800.00	6/22/72
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AUDITORS OFFICE

Marian Ellsperman	4310 Kathleen	Clerk	\$4,900.00	7/1/72
Doris Jean Wilkey	2911 Debbie Crt.	Deputy	\$4,900.00	7/1/72

VAND. CO. PROSECUTORS OFFICE

Steven L. Bohleber	1219-B Akin Dr.	Investigator	\$141.66	6/16/72
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RE: EMPLOYMENT CHANGES.....RELEASESKNIGHT TWP. ASSESSOR

Marjory Keeney	2013 Ridgeway	Deputy	\$15.00 Day	Eff: 6/19/72
Ann Cassidy	2165 Bellemeade	Deputy	\$15.00 Day	6/23/72

BUILDING COMMISSION

Bobby Ogburn	815 E. Gum St.	Bldg. Insp.	\$7,000.00	6/23/72
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AUDITORS OFFICE

Ione Hayes	1609 Ewing Ave.	Clerk	\$4,900.00	6/30/72
Minerva Kolb	25 W. Louisiana	Clerk	\$4,900.00	6/30/72
Lillian Jarboe	1120 N. Alvord	Clerk	\$4,900.00	6/30/72
June Hallenberger	1409 Fountain	Addressograph	\$4,900.00	6/30/72
Marian Ellsperman	4310 Kathleen	Part Time	\$15.00 Day	6/30/72

RE: VIOLATION OF HEALTH LAW

A copy of a letter that was sent to Kenneth Rolfe by the City-County Health Department was presented to the Commissioners. It was in reference to their correspondence of April 12, 1972 to Mr. Rolfe, regarding the condition of his property at 5400 N. New York Avenue, that they have received several complaints regarding the dumping of trash on this property, that a reinvestigation was made on June 14, 1972 and it was revealed that this condition still has not been corrected and that they leave the Health Dept. no alternative other than to order him to eliminate this condition within fifteen days or it will be turned over to the Prosecuting Attorney's office. Letter received and ordered filed.

RE: INDIANA HIGHWAY PROPOSAL

The Indiana State Highway Commission thought they sent one set of plans covering the improvement of US 460 new and old and SR 66, on US 460 new and old, and SR 66, channelization, additional lanes and intersection improvement at old SR 66 in Vanderburgh County along with a copy of the Contract proposal.

for the contract but they mistakenly sent plans for Lake County which will have to be returned. The plans and proposal were referred to the County Engineer to do this in order to get the proper papers.

RE: BID AWARDED FOR VOLKMAN ROAD BRIDGE PROJECT

The following bids were opened last week and referred to the County Engineer for the checking of unit prices on the Volkman Road Bridge Project:

Gilbert J. Rode & Sons Inc.....	\$64,951.16
John Mans Inc.....	\$51,392.30
D. K. Parker Co.....	\$53,348.44
Robert F. Traylor Corp.....	\$56,277.65
Southwest Engineering.....	\$49,995.65

The County Engineer checked the bids now and has submitted the following letter:

Gentlemen:

I have reviewed the bids of the five bidders and the extensions have been proven. There were inaccuracies in the amount of \$.01 in the addition which has no bearing on the contract of the Southwest bid; error of \$.50 in the totaling of D. K. Parker bid; and an error in the amount of \$20.00 in the extension of the Robert F. Traylor bid. The extension would be an effective variance but Mr. Traylor is not the low bidder, and the correction of error will not make him low.

I recommend that you award the contract to the Southwest Engineering Inc. for this construction.

The only comment at this point is in regard to the unbalancing of bids. The Southwest Engineering bid contains a unit price on item 25 in the amount of \$21.00 per cubic yard for Grade B Special Back-Fill (which in this instance will be stone) but the pay item will be a very narrow backing behind the concrete abutment after casting, and we will not pay for overrun on this quantity. I don't believe there is any danger to the County in accruing an exorbitant cost due to job changes.

The Southwest Engineering Inc. unit prices bid for water-way excavation, common excavation, and special barrow, are all the low end of the range of bidders. The greatest probability of "overrun" would occur in these low prices so therefore I believe we can construct the project within the budgeted amount or very close to it.

Commissioner Stofleth moved that the contract for the Volkman Road Bridge Project be awarded to Southwest Engineering Inc. Commissioner Willner seconded the motion. So ordered.

RE: RECOMMENDATION ON INTERSECTION OF ROADS

A letter was received last week from a Mrs. Barbara Nussmeier, concerning the switching of the Stop signs on the Old State Road and Boonville-New Harmony Road intersection.

Mr. Lochmueller of the Area Plan Commission was asked to check this intersection and present a recommendation to the Commissioners today.

Mr. Lochmueller said that his immediate recommendation on Old State Road would be to cut the weeds to improve the sight distance, to keep the Stop signs as they are but to place "Stop Ahead" signs and line the road. He said that if this doesn't improve the condition, he would then recommend a 4-way stop. Commissioner Buthod said that the Commissioners would proceed with the plan recommended by Mr. Lochmueller and would give a copy of this plan to Mr. Willard.

The County Attorney's were requested to proceed with the opening of the bids for the resurfacing of various County roads.

RE: SETTING FORTH BILLINGS

The following letters from the County Engineer, addressed to Mr. Henry Sauer, the President of the Board of Public Works, were presented to the Commissioners.

Dear Mr. Sauer:

Confirming our previous discussion and agreement, persons constructing sewerage works in the County right-of-way that disturbed the pavement are to be assessed the cost of the pavement repair rather than to have them re-construct the pavement.

The purpose is to allow the County Commissioners to combine these several assessments and apply them to the general funds from which a rehabilitation project will be paid.

The County Commissioners in their meeting on 19 June, 1972 determined that a reasonable price for this work is \$2.00 per lineal foot. We measured in the joint inspection with the contractors, a total distance of 20' of repairs required for Curtis Construction Company making a total billing in an amount of \$40.00.

Will you please be so kind as to inform Curtis of the assessment and require the payment of it before closing their contract for acceptance of their work for the City.

Both of these letters refer to the work on Red Bank Road between Hogue Road and Upper Mt. Vernon Road.

Dear Mr. Sauer:

Confirming our previous discussion and agreement, persons constructing sewerage works in the County right-of-way that disturbed the pavement are to be assessed the cost of the pavement repair rather than to have them reconstruct the pavement.

The purpose is to allow the County Commissioners to combine these several assessments and apply them to the general funds from which a rehabilitation project will be paid.

The County Commissioners in their meeting on 19 June 1972, determined that a reasonable price for this work is \$2.00 per lineal foot. We measured in the joint inspection with the contractors, a total distance of 150' of repairs required for Jebco making a total billing in an amount of \$300.00

Will you please be so kind as to inform Jebco of the assessment and require the payment of it before closing their contract for acceptance of their work for the City.

Mr. Roehm again explained the 3 phases of this project, the third of which, bids are being opened for, this morning. He said that phase 2 was awarded, by low invitational bid, to Feigel Construction Co.

RE: CONTRACT AWARDED FOR RESURFACING VARIOUS COUNTY ROADS

There was only one bid on Cold Mix and this was from J. H. Rudolph. There was also one bid for Hot Mix and this was from Feigel Construction Co. The bids were on unit price basis.

Commissioner Stofleth moved to accept these bids, subject to any arithmetical corrections that might appear in examining the extensions. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Mr. Roehm presented a claim from Smith & Butterfield, from the County Engineering Dept. for film in the amount of \$1.00 from Acct. 191-54. Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

The following claims were presented from Evansville Titles Corp.

Widening Cumulative Bridge on St. Joe..Parcel #9-W..Partial Abstract..
Pt. SE 1/4 SE 1/4 Sec. 11-6-11..Bobby Stucke et ux.....\$37.50

Widening Cumulative Bridge on St. Joe..Parcel # 15-W
Cecil Phillips et ux.....\$37.50

Widening Cumulative Bridge on St. Joe..Parcel # 12-W..Partial Abstract
Cecil Phillips et ux.....\$37.50

Widening Cumulative Bridge on St. Joe..Parcel # 13-W
Reno Mason et ux.....\$37.50

For Green River Road Right-of-Way..Extension of Title to Pt. SE 1/4 SE 1/4
Section 2-6-10Edward Hanson et al.....\$37.50

For Green River Road Right-of-Way..Extension of Title to Pt. E 1/2 NE 1/4
Section 11-6-10, also 16' off north side Lot 15 of Green Manor
Donald Perry et ux.....\$37.50

For Green River Road Right-of-Way..Extension of Title to Pt SE 1/4 SE 1/4
Section 1-6-10.....Arthur Lambert et ux.....\$61.50

For Outer St. Joe widening.. Cumulative Bridge..Pt E 1.2 NE 1.4
Section 11-6-11.....Richard Kissel et ux.....\$59.50

Mr. Roehm said that he wasn't sure which account the claims for the Green River Road Right-of-Way should be paid from.

Mr. Roehm checked these claims and found them to be in order. Commissioner Stofleth moved that these claims be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Mr. Roehm presented a cuts-in from the Waterworks Dept. to make a cut at 1600 North Red Bank Road to install a 1" service to the Tupman Cemetery. Commissioner Stofleth moved that the cuts-in be approved, subject to the recommendations which the County Engineer may make from time to time. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz reported that he had some surplus shop equipment in his shop, from the Old Boehne Hospital and wondered if they could be used at Burdette Park.

Mr. Hotz was advised to contact Mrs. Devoy to see if she could use this equipment and if she could, give it to her.

RE: COMPLAINT ON WEEDS

Mr. Hotz said that he had a complaint on weeds at 8114 Old State Road which is private property so he has no authority to cut them and wondered who should be contacted.

Commissioner Buthod said that maybe the Health Department would have some authority and suggested the complaint be referred to them.

RE: ESTIMATE ON SEWER LINE

Mr. Hotz said that Mr. Biggerstaff has given him a rough estimate on the new sewer line to be installed at the Pleasantview Rest Home. The cost of the estimate is approximately \$30,000.00.

Commissioner Buthod said that there is some question of whether the contract covers the connection to Hamilton's Club House and Mr. Hamilton feels that since the improvements will immediately belong to the County, he shouldn't have to pay the tap-in fees.

Commissioner Buthod said that Mr. Hotz should try to include this amount of money in the budget for next year.

Commissioner Buthod said that he would like to see the different facilities have their own budget for repairs so that the Commissioners could get a more realistic picture of what they are costing the County. He said that he had suggested this to the Council members in order to consider it if it is legal.

Mr. Hotz said that this should include jail repairs.

RE: MEALS OF PRISONERS

Commissioner Stofleth asked Commissioner Buthod to read the request of the Sheriff, on the meals of the prisoners, that was received previously.

He read thus: One of the changes of the budget in the county Sheriff's was to delete the expense for the meals of prisoners from that budget and place this in the budget of the County jail where it properly belongs.

Commissioner Stofleth asked if this would give the Commissioners any authority over the purchases.

Commissioner Buthod said that the Commissioners would have to follow the same procedure on bidding that is followed in the bidding for the Pleasantview Rest Home and the Hillcrest-Washington Home.

RE: MR. HARNESS

Mr. Harness reported that on last Friday, he and his wife went to Huntington Indiana to attend an all day meeting at the County Home there. He said that this is one of the oldest homes in the area and that they have 45 residents and in comparing it with ours, theirs leaves much to be desired. He said that there was discussion of numerous things that were happening pertaining to the County Homes. He learned that there was a bill that was passed in the last legislature permitting Welfare to pay up to \$200.00 per month for recipients under A.D. in licensed nursing homes. This would be plus medical & clothing. He said that this would start about the first of August and that currently, the charge is \$115.00 for residential care, and the decision lies with the Commissioners.

Commissioner Buthod asked what the statute was about the amount being limited for Trustees.

Mr. Harness said that the statute limits the amount to \$100.00 for Trustees and that he took a copy of the Act to the Attorney who said that this will be binding when the Act is formulated.

Mr. Harness said that he only has 3 residents who are in this category. Commissioner Buthod said that it would be very difficult to accept any more such residents since the amount is being cut from \$115.00 to \$100.00.

Mr. Harness reported that a former employee, Thelma Roach, fractured her ankle and has been on sick leave. She was released by the doctor. He contacted her by telephone and asked her if she was ready to come back to work and she said she didn't think she could stand on her feet for a whole day at a time, that she might be interested at a later date. Mr. Harness said that Mrs. Thelma Roach has been drawing compensation and that he has been paying her insurance. He said that he told her that since she was released from the doctor and that he has offered her a job, her insurance payment by the County will be discontinued this month.

Miss Lee Ann Willner, the daughter of Commissioner Willner, was introduced to everyone present Mr. Harness.

RE: TAX SALE VOID

Mr. Harrison said that during the course the process of the Beverly Heights Redevelopment it was found that in 1965 that a piece of property was offered for sale and there was no bid, the following year the County bidded in and although this was done erroneously, the County received a deed on it and he has examined the abstract and the records of the Auditor and subject to verification he would like to request that the County execute a Quit-Claim deed which he has already submitted to the County Attorney for approval.

The County Attorney said that he has examined the abstract and this piece of property was apparently sold in error.

The quit-claim deed conveys this piece of property from the County to the City for this redevelopment and it is cited in the deed the reason for it.

The legal on this property is Pt. L 1 Blk. 11 in Tax Sale Record #1 Page 247. Code...34-173-19.

Commissioner Stofleth moved that on verification of the County Attorney, the Quit-Claim be issued to the City, for the property discussed. Commissioner Willner seconded the motion. So ordered.

RE: CLAREMONT & TEKOPPEL INSPECTED

Commissioner Stofleth said that he inspected Claremont & Tekoppel property after Mrs. Mae Sutton, last week, asked that a low place be filled in. He said that he and Mr. Biggerstaff had discussed this, that Mr. Biggerstaff called her and he explained that the county acquired 60 to 75 feet of right-of-way in this location which will eventually be built up and Mrs. Sutton wanted to fill her property and she wanted the county to go ahead and fill that 60 to 75 feet before she filled hers. He said that he explained to her that this was pretty impossible because the county would never fill vertically to the right-of-way line to start with. He suggested that she go ahead and fill her property.

RE: PROPOSAL RECEIVED ON CLEANING OF DITCH

Mr. Biggerstaff presented the following proposal from Harold Peters: Gentlemen:

Last year I entered into an agreement with your board and cleaned the drainage ditch in the Cloverlawn Sub-division area for \$115.00. This ditch begins at a 24 inch pipe South of the lots on the South side of Blossom Lane, runs across the S.I.G. & E. Co. easement thence West and South along this easement for approximately 1200 feet to the Sonntag-Stevens ditch.

I propose to do the same work in 1972 for the amount of \$115.00 and if this is acceptable I would appreciate your acceptance of this proposal so that I may attach the same to my claim upon completion and acceptance of the work.

Commissioner Stofleth moved that this proposal be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that the property that was brought in by Mr. Rich for purchase on Green River Road, the description was being written, and they conveyed to Mr. & Mrs. Hanson, a strip of land off the east side of their property against the Right-of-Way and thought it a good idea to get an up-to-date abstract on this.

Commissioner Buthod said that if there was any problem at all, he would suggest getting an abstract.

Mr. Biggerstaff said that he would ask Mr. Rich if he has one.

Commissioner Buthod said that if he has one, it could be extended.

RE: PUBLIC SERVICE COMMISSION MEETING

Mr. Roehm said that there will be a Public Service Commission meeting tomorrow in Indianapolis at 9:30 a.m.

County Attorney Swain said that he wants one of the County Commissioners to be there.

It is the concensus of the Commissioners that an overpass is not wanted, as there is no justification for it whatsoever. This feeling is to be conveyed to the Public Service Commission by the Commissioner that attends this meeting. It will probably be Commissioner Willner, as the other Commissioners have previous commitments. Mr. Swain will also attend.

RE: POOR RELIEF

Josh Swope.....800 E. Gum St....Pigeon Twp...Mr. Willett, Investigator. Mr. Swope appeared last with a very high water bill and Mr. Baird was asked to make an investigation of this. The amount of the water bill is \$309.10. Mr. Baird said that he had checked this out and found the toilet to be leaking. He also found that the water heating unit isn't vented which he is to report to the City Building Inspector's office.

Mr. Swope was not present today.

Commissioner Stofleth moved that the case of Mr. Swope be referred back to the Pigeon Trustee. Commissioner Willner seconded the motion. So ordered.

Louise Lyons.....1904 Frisse Ave. Knight Twp....Mrs. Mueller, Investigator. Mrs. Mueller presented a detailed report on the new figures that Mrs. Davis had presented last week for the bills that her mother, Mrs. Lyons, owes. Mrs. Mueller said that the Trustee can help them by paying the hospital and doctor bills in the amount of \$1,225.46 which leaves a balance of \$430.00 to be paid.

Commissioner Stofleth moved that the \$1,225.46 be paid by the Trustee and that Mrs. Davis make arrangements with the hospital to pay the remaining \$430.00 if she so desires as he isn't going to order the Trustee to pay it. Commissioner Willner seconded the motion. So ordered.

Margaret Potter....803 S. Garvin...Pigeon Twp....Mr. Willett, Investigator. Mrs. Potter asked for help on rent. She is unable to work as she suffered a whiplash in a car accident. This case was deferred until today in order to get a medical report from the doctor. Mr. Olsen said that Mrs. Potter went to the doctor last week and told him to send the Commissioners a medical report but it hasn't been received so further action can not be taken at this time. Commissioner Stofleth moved to defer this case for another week. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm said that he is interested in getting most of the purchases of materials for the Red Bank Road project under Public Purchase Law as it would be cheaper for them to be purchased by the County than from the Construction Co. since their prices are higher.

Commissioner Stofleth said that Mr. Roehm should check with the County Highway Superintendent on the budget to see how much money is available.

Commissioner Buthod said that anything that can be bought cheaper on the annual contract should be, since this is not a state aid project.

Commissioner Stofleth said that this would deplete the County's inventory.

Commissioner Buthod said that this would have to be worked out but if at all possible, the materials should be bought under the county unit price as it would be cheaper.

The meeting recessed at 11:05 a.m. and reconvened at 11:22 a.m. for further business.

RE: MR. JOSEPH F. O'DAY

Mr. O'Day said that he received a note of record from the County Auditor, last Thursday, ordering him to take the mental budgets from his budget as it has been determined that they are to go into the Commissioners budget. He asked if the Commissioners were familiar with this. Commissioner Buthod said that he had received a letter on this from the Advised County Budget Board of the State Board of Accounts. Mr. O'Day said that if the State Board of Accounts wants this changed they will have to send him a written notification. Commissioner Buthod said that Mr. O'Day could put the mentals in his budget as he thought it the responsibility of the County Council to knock it out.

RE: PROBLEM WITH JOHN MANS WANTING TO USE ROAD

Commissioner Buthod said that Old River Road has been closed to through traffic in order that it be repaired and that Mr. Mans said that county crews in the river bottoms told his crews that they couldn't haul there and Mr. Mans said that he couldn't find out who told his crew of six trucks to stop. Commissioner Buthod asked the County Attorney if the Commissioners have the authority to close a road to get it fixed. The County Attorney said that they certainly did have the authority to close roads for repair. Mr. Mans asked that he have permission for his six trucks to haul there until possibility July 15, 1972. Mr. Willard said that he would like for a representative from Mans to be present at the meeting to explain the problem. Commissioner Stofleth said that the road was ordered closed for repairs last week and will be open by the time Mr. Mans wants to use it for hauling. The concern was in not tearing up this road again. The County Attorney said that if they tear this road up, they will be liable, that there isn't any law that he knows of to put weight restrictions on this road, and that load limits are set by an ordinance from the legislature.

RE: POOR RELIEF...CON'T.

In the case of Louise Lyons, Mrs. Davis who is the daughter of Mrs. Lyons, said that she hadn't had a chance to check the detailed report from the Trustee's office and since she had and found there were errors made, an attorney had advised her that she show them to the Commissioners. Commissioner Stofleth suggested that Mrs. Davis get a duplicate of the bills and present them to the Trustee as they said that they would pay all doctor bills. Commissioner Buthod said that if there is a discrepancy in the figures of the doctor bills, he assumed that they would pay it. He said the Commissioners have taken action on the hospital bill and that the next step would be to appeal to Circuit Court if she wasn't satisfied with the Commissioners decision.

Meeting adjourned at 11:35 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEYS</u>	<u>REPORTERS</u>
James M. Buthod	Wm. Wittekindt Jr.	Thomas Swain	S. Clark
A. J. "Ted" Stofleth		William Stephens	C. Leach
Robert L. Willner			R. Lyles
			A. Jackson
			G. Clabes

Secretary: N. Meeks

James M. Buthod
A. J. Stofleth
Robert L. Willner

COUNTY COMMISSIONERS MEETING
JULY 3, 1972

The regular meeting of the County Commissioners was held on Monday, July 3, 1972, at 9:30 a.m. with Vice President Stofleth presiding until President Buthod arrived.

The meeting was opened by Bailiff Protem, Tom Swain.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

BOARD OF REVIEW

Monica Mindrup	2105 Hercules	Clerk	\$15.00 Day	Eff: 6/5/72
Karen Staack	1401 N. Red Bank	"	" "	" " " "

VAND. CO. HIGHWAY DEPT.

Michael Weber	1701 Trailer Terr.	Summer	2.25 Hr.	Eff: 6/26/72
Wm. T. Raley	314 S.E. Third	"	"	" " " "

PLEASANTVIEW REST HOME

Ellen Williams	700 Senate Ave.	Cook	315.00 Mo.	Eff: 7/1/72
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VAND. CO. LAW LIBRARY

Constance Roettger	645 S. Willow	Vacation Clerk	\$140.00	Eff: 7/10/72
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RELEASES

KNIGHT TWP. ASSESSOR

Ruth Porter	508 S. New York	Deputy	15.00 Day	Eff: 6/28/72
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PLEASANTVIEW REST HOME

Edna Cluethe	700 Senate Ave.	Cook	\$315.00 Mo.	Eff: 6/30/72
Thelma Roach	700 Senate Ave.	Cook	\$315.00 Mo.	Eff: 6/19/72

RE: YOUTH SERVICE CORP.

Mrs. Shirley James, the temporary chairman of the Youth Service Corp had appeared at a previous meeting and explained that this organization is for the purpose of helping young people. She appeared again today and said that the Board had reconsidered their Grant application and decided to align the community trend of waiting for Ready Survey. She said that they too will wait for the Ready Survey to see which projects should go. She said that a very needed service is the "Hot Line", which has proved itself, also that their budget has been revised and that they would like to ask the County Council for \$2,500.00.

Mr. Mark Owen, the Director of the Youth Service Corp said that he feels that they can go ahead with the "Hot Line" but that the other services aren't justified as yet. He said that their total budget is \$26,000.00. He said that the court program is to be eliminated temporarily, also that the "Hot Line" has proved successful in that there have been approximately 4000 calls in a 10 month period.

Commissioner Stofleth said that he had talked to Commissioner Buthod on this and they agreed that this be placed on the Agenda for County Council and he thought it to their advantage to attend their meeting in order that they could present the facts on the Youth Service Corp.

Mrs. James said that the Commissioners would receive literature on this. The Commissioners agreed that this be placed on the Agenda of the County Council for the meeting of July 19, to be held in the Council Chambers at 7:00 p.m.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of May, 1972. Report received and ordered filed.

RE: QUARTERLY REPORT

The quarterly report of the Justice of the Peace, Paul Luster, was presented to the Commissioners for the period ending June 30, 1972. Report received and ordered filed.

RE: LETTER FROM THE EVANSVILLE ASSOCIATION FOR RETARDED CHILDREN INC.

A copy of a letter from the E.A.R.C. that was sent to James White, the Hospital Administrative Consultant, was presented to the Commissioners, as follows:

Dear Mr. White:

The Board of County Commissioners of Vanderburgh County and The Evansville Association for Retarded Children, Inc. do hereby agree to file, at least annually, a financial statement as required by the State Agency. We do so agree, as this is to give assurance that we will not convert any portion of the project to in-patient use unless such change in use is approved by the State Agency. Letter received and ordered filed.

RE: LETTERS ON THE PAINTING OF THE JAIL

The following letter was written to Mr. Ruston, Manager of the Building Authority by Mr. Herman Hotz, the Superintendent of County Buildings:

Dear Mr. Ruston:

At the County Commissioner's meeting of June 19, the subject of painting of the jail was discussed. We are repeating verbatim the minutes regarding this subject. "Mr. Hotz said that sometime ago it was discussed about painting the jail and he thought it was decided to let the Building Authority buy the paint and pro-rate the cost. The Commissioners agreed that this was the decision made." With this thought in mind, is it possible for the Building Authority to purchase the paint and pro-rate the cost as suggested.

At the present time, we understand the painting will be applied by trustees of the jail.

Please advise your decision after you have had an opportunity to discuss it with your Board.

A follow-up letter was sent to the President of the County Commissioners by Mr. Ruston as follows:

Dear Mr. Buthod:

We received the attached request dated June 26, 1972, from Herman Hotz, Superintendent of County Buildings, pursuant to furnishing paint for the jail area.

At the Board of Director's meeting yesterday, it was pointed out that we currently have a serious budgetary problem. We are looking at every expenditure in an effort to operate at absolute minimums.

The failure of the County to pay the full last half 1972 rental has created a very tight financial problem and unfortunately, it does not appear that we can entertain any projects of this nature. Of course, near the end of the year, we will review this situation but at the present time it looks as though it can not be undertaken until 1973, unless the delinquent rentals are paid.

Commissioner Stofleth explained that \$62,500.00 will be in next years budget as a result of the re-allocation of space, when it was found that the County had more space than was assigned previously. He said that it might necessitate meeting with the Directors to discuss this matter and until then this matter was deferred. Commissioner Willner agreed with this action. Commissioner Willner said that he received a letter, stating that if this rent was not paid by June 1, 1972, it would constitute a law suit.

RE: REQUEST FOR PAYMENT OF PROPERTY

A letter was received by the Commissioners from Mrs. Elmer Davis, as follows:

Dear Sirs:

We have made a deposit on a home in Boonville, thinking that you would be purchasing our property soon. Now the appraiser tells us that it may be a couple of years before our property will be purchased. The house in Boonville is near to relatives and comparable to our property. The price is \$8,000.00 and we will need the money from our property in order to have a place to live.

Our neighbors have received settlements and are moving, so we can't understand why the purchase of our property is being postponed.

It isn't easy to find desirable property in this price range and we would like to be able to go ahead with our purchase. Your immediate reply would be appreciated.

The County Attorney said that the holdup on this is that in the sale of this property, it was improperly described and he is waiting for an abstract on it. This property is to be paid for from the Right of Way account in Highway.

RE: ANNUAL REPORT

The annual report for the Evansville and Vanderburgh County Health Department was presented to the Commissioners for the year of 1971. Report received and ordered filed.

RE: DRAINAGE PROBLEM

The following letter was received from Mr. James R. Williams:

Dear Sir:

I am writing to you about a water problem I have every time it rains. I have had this problem for sometime. About a year ago they came out and dug a small ditch in front of my property but it was not large enough and the dirt along the road side has built up enough that keeps the water from going into the ditch. Down the road from me they dug a big ditch but up the road from me they didn't dig any at all and the water comes down the road in front of my house and stands there then it begins to come into my driveway. I have raised my bridge to my driveway 4 inches now. I hope I can get something done about this problem.

This letter was referred to Mr. Jack Willard.

RE: LETTER OF REQUEST:

The following letter was submitted by Mr. Suhrheinrich:

Re: Drainage ditch paralleling C & E I Railroad west side, thru my land, from Schillinger Rd. on the south connecting to Pond Flat Ditch on the north, Sec. 31, Twp. 4, S. Range 10 W, Vanderburgh County.

Gentlemen:

Inasmuch as I receive no direct benefit from this ditch, I petition that it be incorporated as a legal drain connecting to Pond Flat Ditch so that those who benefit there from shall participate in its upkeep.

My drainage system drains into Pond Flat Ditch and has been approved by the A.S.C.S.

Mr. Biggerstaff said that Mr. Suhrheinrich has to maintain this ditch by himself although he has no direct benefit.

This being a drainage problem, was held until the meeting of the Drainage Board.

RE: WORK ORDERED TO BE STOPPED TEMPORARILY

Commissioner Stofleth said that in reference to Hogue Road and the reconstruction of Red Bank Road; If the contractor hasn't proceeded further on this project in reference to the culverts, this work will be discontinued for the present and continued at a future time, and that the 200 feet of culvert that was to be put into the ground will be stopped for now and the only thing to be done at the present time is the resurfacing of the road from Hogue Road down Red Bank Road to the Railroad tracks.

Commissioner Stofleth made the previous statements in the form of a motion, including that if anyone wants their culvert replaced, in their driveway, that they purchase the culverts in their name and have them delivered to their homes and the County will replace them.

Commissioner Willner seconded the motion and said that it is his understanding that the culverts for driveways will be paid for by the property owners and any culverts that are needed across the road will be furnished by the County.

The motion carried.

The County Attorney asked if this work was going on now.

Mr. Roehm said that the work was going on under emergency basis. but someone else stopped it, that there are two culverts to be furnished by homeowners and there was never question about it but that they were to be paid by the homeowners. The County Attorney said that the point he is making is that if the work is going on now, that the homeowners should be notified now so that they don't come in six months from now.

Commissioner Stofleth said that the culvert people told him that two culverts were ordered to be delivered in the name of the Vanderburgh County Commissioners. He said that if this happens and then the people pay for them, the money goes back into the general account and the Commissioners will then have to appear before the County Council.

Mr. Roehm said that he didn't know how this came about.

Commissioner Stofleth said that probably Mr. May ordered them with the authorization of Mr. Roehm.

Mr. May said that he ordered them in the people's names.

Mr. Roehm said that he hasn't directed Mr. May or anyone else to order culvert for driveways, to be paid for by the county.

Mrs. Sauer, the Commissioners secretary was asked if she could add anything on the ordering of these two culverts.

She said what she heard on the phone was that Mr. Dressel had called last week about ordering some culvert and a lady informed her that she couldn't get in touch with the people to see if they could be put in their name, that she was supposed to charge it to the county and that Mr. May said that it could be charged to the people and Mrs. Sauer told her that she should talk to the people. The lady said then, that she would talk to the people. She was also told that the culverts shouldn't be charged to the county.

Mr. Roehm told Mr. May not to order anything for anybody, that he will write a letter to each householder and tell him how much pipe, what kind, and where it is to be placed and by what date it is to be put down.

Mr. Roehm said that there is a matter of a considerable amount of culverts for crossings of roadways, particularly the one intersecting Red Bank Road as the school buses cannot be routed nor can tractors safely cross Hogue Road because of the steepness of the slope. He said that at the Railroad there is a very narrow box culvert and the traffic conditions can be improved by moving the guard rails out about 8 inches on each side and increasing the size of the roadway.

Commissioner Stofleth said that he had previously made a motion which was seconded, in reference to the work to be done at the present time.

Mr. Roehm asked for clarification as he didn't understand it.

Commissioner Stofleth then repeated his previous motion in that no reconstruction of the intersection of Red Bank Road and Hogue Road will be continued, that there will be no reconstruction of the road from the intersection of Hogue and Red Bank Road, back, that there will be no installations of culverts along that road at this particular time, that only culverts across the road be allowed, if needed, and then the Superintendent of the County Highway will do it and at the present time the only work to be done is the resurfacing of the road from Hogue Road down Red Bank Road to the Railroad tracks, which is the only work that the people have requested. He then added that if culverts are needed under driveways, that they are to be purchased by individuals and charged to them and delivered to their homes. The county will then replace the culverts.

RE: PLANS SUBMITTED FOR APPROVAL

Mr. Roehm presented plans submitted by the Evansville Industrial Foundation Inc. for approval by signatures of the County Commissioners, along with the Board of Public Works of the City of Evansville for storm drainage and sanitary sewers. The plans were approved by the Commissioners in the signing of them.

RE: COUNTY OWNED VEHICLE NEEDS BRAKES

Mr. Roehm said that the county has a 1965 station wagon (Plymouth) that has been used by the County Highway field party and that it needs brakes and he is requesting for that department, that the brakes be religned. Commissioner Butthod suggested that the station wagon be taken to the county garage so that the machanic there can do the job.

RE: LETTER AND CLAIM FROM INDIANA STATE HIGHWAY COMMISSION

Mr. Roehm presented the following letter from the Indiana State Highway Commission with claim attached:

SUBJECT: Final Claim, \$3,956.11
Project S-398(3)

Dear Sir:

We enclose herewith final claim on Federal-County Project S-398(3) in connection with the installation of modern automatic flashing light signals at the Penn Central grade crossing of FAS 1219 (Green River Road) at Daylight in Vanderburgh County.

Will you please give this invoice your attention?

Signed G.E. Green, Controller

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

This claim is to be paid from Highway Contractural 187-317.

RE: CORRESPONDENCE FROM ST. JOSEPH COUNTY

Mr. Roehm said that he had received correspondence from St. Joseph County Highway Engineer and he asked that Vanderburgh County waive any state aid funds that they do not intend to use. Mr. Roehm said that he found that there is none available and will inform the County Highway Engineer of St. Joseph County.

RE: APPLICATIONS ON NEW INSTALLATIONS

Mr. Roehm presented three applications for new installations. One was from the So. Ind. Gas & Electric Co. to provide gas service to Lot #7 on Oak Terrace Drive in Oak Terrace Sub. Another application was from the Waterworks Dept. for installation of a 1" water service at 1600 N. Red Bank Road. The third application was from the Waterworks Dept. for installation of an 8" water line on Old Highway 460.

Commissioner Willner moved that these three applications be approved. Commissioner Stofleth seconded the motion. So ordered.

Commissioner Stofleth added that the County Attorney be requested to write the different utility companies and call to their attention, the fact that the Commissioners are going to be very strict on roads being put back as they were, as roads that have been resurfaced are being cut up.

Mr. Roehm asked if nothing is to be done on the edge of the road as preparation for the drainage.

Commissioner Stofleth said that he thought that this should go with the resurfacing of the road.

Commissioner Willner said that it was his opinion that the water would have to be gotten off the road in order for the construction of the road to hold.

Mr. May explained the drainage work that needed to be done on Red Bank Road. Commissioner Stofleth told Mr. Willard that he wanted him to go with Mr. May and the information he has given to inspect this area and to bring back a report on it.

RE: HEARING OF THE PUBLIC SERVICE COMMISSION

County Attorney Swain said that the hearing of the Public Service Commission was held last Tuesday and everything was finished except for some additional information needed for the Evansville-Vanderburgh County Airport Authority and he will be in contact with their Engineer getting the information.

County Attorney Swain said that he would appreciate that it be made a matter of record that the Teamsters Union furnished the plane for Mr. Swain, Mr. Willner, Mr. Roehm and Mr. Lochmueller for the trip to and from Indianapolis in order that they could attend this meeting.

RE: REPORT OF SURPLUS ITEMS ON HAND

Mr. Hotz said that there were a large number of items from the Old Boehne Hospital and Alcoholic Help Inc. that there is no further use for and wondered if he should proceed to prepare an inventory on them. He said that there is kitchen equipment, laundry equipment, beds, and other items. Commissioner Buthod wondered if anything could be used by Mr. Harness, the jail or Hillcrest Home. He thought it might be more useful if they had room

to store the equipment as it might be useful for stand-by equipment for one of the other institutions for emergency use. He said that he didn't think there would be a good market for this old equipment.

Mr. Harness said that he would go out with Mr. Hotz to look at this equipment. Mr. Hotz was asked to prepare an inventory on the surplus equipment.

RE: MR. HOTZ

Mr. Hotz said that Alcoholic Help Inc. asked if the pool out there could be repaired so that it could be used.

Commissioner Buthod said that to bring it up to current health standards would cost a great deal of money, that he might check with one of the swimming pool installers. He said that the lease should be checked and perhaps it should be integrated as a county park.

RE: MR. WILLARD

Mr. Willard asked if he was right in saying that if a culvert is going across the highway and it needs replaced, he would replace it.

Commissioner Stofleth said that this is correct, and if an individual wants a culvert placed under his driveway, the individual will purchase and have the culvert delivered to his home and the county will install it.

RE: MR. HARNESS

Mr. Harness presented an application for the admittance of Mr. George Bloes to the Pleasantview Rest Home. He said that the application was submitted to him by the Pigeon Township Trustee but that this gentleman does receive \$98.00 in Social Security which will apply to his board rate.

Commissioner Stofleth moved that this application be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod said that the Commissioners were going to have to get into the question of rates again, that the statute is pretty cold the way he looks at it.

Mr. Harness said that he talked to the County Attorney this morning and that next week he will be submitting rates for the Commissioners for 1973, as the statute reads, they are to be submitted at a regular meeting in July for the establishment of them. He said that the current charge for resident patients is \$115.00 but he personally thinks this rate should be raised to \$125.00 per month, however at the present time he has only three people who are strictly Township Trustee, in the home.

Mr. Harness said that his monthly reports are turned in to the Auditor's office and the Auditor's bookkeeper submits a billing periodically to the Township Trustee and that he received a letter from Mr. Morrison, setting out that he was only going to pay \$100.00 as established by law and he asked, if the law has not been promulgated, he is still liable for the board rate of the home until such time as it has been promulgated.

The County Attorney said that this is correct.

Mr. Harness said that he would get the names of those whose rates have been reduced by the Trustee and bring them to the Commissioners and if they so desire, they can mandate the Trustee to pay the amount owed.

Mr. Harness said that in getting back to the establishment of the rate, he was sure that the Commissioners were familiar with what is being paid by Welfare to other nursing homes and establishments for residential care, however, since County Homes are not supposed to be in business to make money, he feels with establishing possibly \$125.00 rate, he can come close to breaking even.

Commissioner Buthod said that they might be better off charging a higher rate through the welfare and getting Federal and State participation but he wasn't sure how this would work out of maybe it could be made easier on the taxpayers by letting the home show an increased income which would then go to reduce local tax rate because in passing through welfare, we might pick up some extra money from the Federal and State. The State is paying \$175.00 per month, residential care rate.

Mr. Harness said that the budget at the home this year is some \$155,000.00 and projected income for next year is approximately \$140,000.00. He said that he filed a protest with the Medicaid people who administer the Federal and State money for them since they had cut the rate in Medicaid. He has received a letter from them saying that they are still waiting communication from the Governor's office and the State Dept. of Public Welfare to proceed with the processing of his appeal of the rate reduction which was effective April 1, 1972, and they are hoping

that the authorization can resolve the appeal and would be forthcoming in the near future and he would be advised as soon as they have additional information. He said that they had reduced the rates approximately \$1.25 a day on the Medicaid recipients and he received their established rate of \$12.50. The rate was reduced to \$11.23 which is a loss of \$1.27 per day. In other County Homes the rate was reduced as much as \$4.00, \$5.00 and \$6.00 a day. He said that there are currently thirteen Medicaid patients at the Pleasantview Rest Home.

Mr. Harness also reported that the first employee at Pleasantview Rest Home has retired under the retirement plan. Her name is Edna Clueth. They had a party in her honor and served cake and ice cream. They also presented her with a gift.

Commissioner Buthod said it would be nice for the Commissioners to send her a letter commending her for her long years of service. She is presently residing at the McCurdy Hotel.

RE: MR. ROEHM

Mr. Roehm said at the request of Commissioner Buthod and Mr. Julian, he went to Burdette Park with the sub-contractor who installed the air conditioner in the Bishea Building last year to investigate why there have been two compressors to burn out and were replaced under warranty. The Park Board was concerned about this happening again and with his investigation completed, he has written a letter to the sub-contractor and will submit a copy. He said that it seems that something is wrong with the controls.

Mr. Roehm said that he went to Indianapolis last Tuesday at the request of Commissioner Willner and County Attorney Swain and went to the office of the Chief Engineer of the United States Highway Commission on the damage of Weinbach Road and found that there is a clause which the contractors are admonished to note their need to make peace with government authorities, whoever they be, and in this case, the County Commissioners, and that the State requires the contractor to maintain liability insurance with a whole harmless clause to the State of Indiana with potential, to get the state to act against the contractor and in turn against the sub-contractor.

Commissioner Stofleth said that Mr. Hansley called him from P & H Construction Co. and indicated that it was in his lap and he was responsible for them not being paid for the work they had done at Hillcrest-Washington on an emergency since last year which was some \$16,000.00.

Commissioner Stofleth asked what the reason was for this not having been paid.

Mr. Hotz said that until the past several weeks, the system hasn't been operating properly.

Commissioner Stofleth asked him to contact Mr. Hansley and explain this to him.

Mr. Hotz said that he would.

Mr. Roehm said that since new mains have been put in, the system has been working normally.

RE: RIVER ROAD

Commissioner Willner asked if the River Road was now being closed to the contractor on Highway 41.

Mr. Willard said that he went out there and stopped John Mans from using this road and they have two more days of hauling out of there and he will be finished so he came up here to the Commissioners office and signed an agreement that when he finished in the next two days, they would grade the road and compact the gravel down.

Commissioner Buthod said that he talked to Mr. Mans on the phone and that Mr. Mans said that there was no other way in and he was almost done anyway.

Meeting recessed at 11:00 a.m. and reconvened at 11:05 a.m. for further business.

RE: POOR RELIEF

MARGARET POTTER....803 S. Garvin St....Pigeon Township...Mr. Willett, Investigator. Mrs. Potter had appeared two weeks ago and asked for help on her rent. She pays the utilities and buys her food stamps. Mrs. Potter is unable to work as she received a whiplash in a car accident. Mrs. Potter has a son that was born with an open spine. She said that her doctor told her not to sign any release papers as she doesn't know the extent of her injury. This case was referred back to the Trustee at that time, until a medical report could be obtained. Today, Mr. Willett presented the medical report to the Commissioners from Dr. Newsome. He said that Mrs. Potter's back and hip were injured and that she will need long term therapy.

Mrs. Potter said that she has applied for Welfare disability and Social Security disability. She said that she has an appointment to see a lawyer and she has also seen another doctor, and will see him again for further recommendations. Commissioner Buthod asked her, assuming that she would be furnished medical care, if, in the event that she recovered, if she would be willing to repay the Trustee with monies from the accident. Mrs. Potter said that she would. Commissioner Buthod said that he thought it a good idea to handle some of the cases this way, but doesn't know if there are any provisions for this in the law or not but the people need help now and sometimes law suits go on for years. Commissioner Stofleth moved to allow \$50.00 toward one months rent. Commissioner Willner seconded the motion. So ordered. Commissioner Buthod said that her medical isn't an emergency right now, but if she gets in a real bind on her medical, she will need help on it, also other sources may become available.

RE: MR. ROEHM

Mr. Roehm presented copies of his salary budget for next year and said that since there will be a new Commissioners Board next year, there were things that the Commissioners might want to discuss with the Council pertaining to the salary level that the Council has placed in their guidelines, in that there will only be an approval of \$120.00 annual increase in salaries of County employees as in the past, the Bridge Engineer's salary has been increased \$600.00 per year, which he has established in the budget but isn't in the guidelines. He also said that he doesn't think that an adequate Engineer will be found to take the County Highway Engineer's job combined with the Building Commissioner's job unless he is paid a better salary than he, himself, is making now. He said that on this basis he has set this in for \$15,000.00 and thought that the Commissioners would want to point out to the Council that one-half of the amount would be recovered from the state as a subsidy and a major percentage of that will be recovered through the County's contribution to the Federal Aid Construction.

Commissioner Willner said they need to look into the overall picture between the County Surveyor and the County Engineer, as last year they started with a savings of \$7,500.00 that the state paid and in doing a little checking found that it cost the taxpayers about \$50,000.00 to collect this \$7,500.00. Commissioner Buthod said that the Commissioners will have to get on it right away.

Mr. Volpe said he thought this resulted in a little more deconsolidation than everybody foresaw and thought it a good thing that every Surveyor, whoever it may be, should be exofficio Highway Department Engineer. Commissioner Buthod said he thought the subsidy has proved to be a pretty costly thing the way it has worked out.

RE: COUNTY ENGINEER RESIGNS

Reporter, Gene Clabes asked the Commissioners if he was correct in his understanding that the County would be without a County Engineer after July 18. Commissioner Buthod said that he has a letter that was given to him this morning in which Mr. Roehm asked to be relieved as of July 18, or as soon thereafter as the Commissioners can find a qualified replacement. Mr. Clabes questioned as to if Mr. Roehm was asked to resign. Commissioner Buthod said there have been conflicts and some problems within the departments but that Mr. Roehm was not asked to resign. Commissioner Buthod also said that this resignation could lead to the immediate consolidation of the City and County Engineering Department's and the two Building Commissioner's offices.

The meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

Secretary: M. Meeks

COUNTY AUDITOR

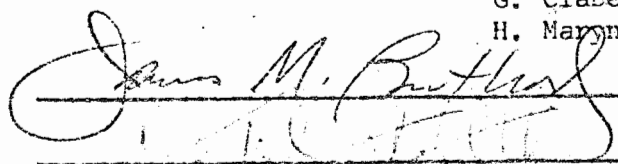

Lewis F. Volpe

COUNTY ATTORNEYS

Thomas Swain

REPORTERS

R. Lyles J. Deckard
G. Clabes
H. Maynell



BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JULY 10, 1972

The regular meeting of the County Commissioners was held on Monday, July 10, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

AREA PLAN COMMISSION

Leon Collins	303 S.E. 10th.	Draftsman	\$5,000 Yr.	Eff: 7/5/72
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CLERK OF CIRCUIT COURT

June Hallenberger	1409 Fountain Ave.	Dep. Clk.	\$4,882.56 Yr.	Eff: 7/1/72
Minerva Kolb	25 W. Louisiana	Dep. Clk.	\$4,882.56	7/1/72
Kathleen Reynolds	1566 Greenfield	Bookkeeper	\$5,775.00	7/1/72

VAND. CO. SUPERIOR COURT

Clare Riordan	1218 Greenfield	1st Cler. Ass't.	5,450.00 Yr.	Eff: 7/1/72
Georgia Williams	10510 Merrihill	2nd Cler. Ass't.	5,200.00	7/1/72
Alice K. Dye	667 S. Alvord	3rd Cler. Ass't.	4,900.00	7/16/72
Faye A. Collins	2809 Madison	4th Cler. Ass't.	4,900.00	8/1/72

C.O.G. TRANS. & DEV. STUDY

Mark L. Paris	413 S.E. 1st.	Temp. Super.	\$2.00 Hr.	Eff: 6/16/72
Ellen L. Sheets	3307 Bayard Pk.	Dr. Temp. Research	\$2.00 Hr.	6/16/72
Laurel Stephens	915 Canterbury	Temp. Research	\$2.00 Hr.	6/16/72
Jack E. Hanes III	Willow Rd.	Draftsman	\$6,300 Yr.	7/1/72

RE: EMPLOYMENT CHANGES.....RELEASES

AREA PLAN COMMISSION

Jack E. Hanes III	Willow Road	Draftsman	\$6,300 Yr.	7/1/72
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CLERK OF CIRCUIT COURT

Doris Jean Wilkey	2911 Debbie Court	Bookkeeper	\$5,775.00 Yr.	Eff: 6/30/72
Ethel Wardrip	2709 Forrest Ave.	Bookkeeper	\$4,882.56	7/6/72
Kathleen Reynolds	1566 Greenfield	Dep. Clerk	\$4,882.56	6/30/72

COUNTY RECORDERS OFFICE

Mary V. Ohl	2108 N. Heidelberg	Deputy	\$4,672.32	Eff: 7/6/72
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VAND. CO. SUPERIOR COURT

Helen Geddes	2601 Adams Ave.	1st Cler. Ass't.	\$5,450 Yr.	Eff: 7/1/72
Clare Riordan	1218 Greenfield	2nd Cler. Ass't.	\$5,200 Yr.	7/1/72
Georgia Williams	10510 Merrihill	3rd Cler. Ass't.	\$4,900 Yr.	7/1/72

RE: LETTER FROM VIRGINIA CORP.

A letter was received by the Commissioners from the Virginia Co. They would like to have a speed limit sign and a factory entrance sign along with a flasher light at the entrance on 5600 Upper Mt. Vernon Road. This letter was referred to Area Plan Commission and Mr. Lochmuller was asked to make a check of this request.

RE: IN SYMPATHY

Commissioner Buthod conveyed the sympathy of the Commissioners to Mrs. Sauer, the Commissioners secretary, in the passing of her husband.

RE: LETTER FROM BUILDING AUTHORITY

The following letter was received by the Commissioners from Mr. Ruston,

the General Manager of the County Building Authority:

Dear Mr. Buthod:

Our electric bill last month increased \$6,000 over a similar period in 1971.

Analysis has proved that a tighter control must be exercised over unnecessary electrical power consumption, particularly after hours (evenings, weekends, and holidays).

Therefore, we have instituted a program to limit the use of lights and air conditioning to minimal levels before 8 A.M. and after 5 P.M.

We also request that your people, as much as possible, be instructed to turn off all lights not needed during daylight hours as well as turn off lights when leaving the premises.

It is anticipated that some individuals may complain about hot offices on weekends or evenings. In light of these costs, we believe that it is a luxury we can not afford, but we will be guided by your requests since you pay the bill in the end.

We appreciate your cooperation and understanding of our current problem.

Commissioner Stofleth said that the Prosecutor had previously requested that the air-conditioning stay on in his office on the week-end as he was working, but didn't know if he still is, or not.

Commissioner Buthod said that he wasn't sure how much of this represents rate increase or how much increase is in consumption, that he agrees to all unnecessary consumption but he thought if anyone has to work overtime, they should at least, be kept comfortable, especially since they are not being paid for overtime.

Commissioner Stofleth suggested that this matter be taken under advisement in order that further study can be made.

RE: REQUEST FOR USE OF CIVIC CENTER PARKING LOT

The following letter was received by Mr. Ruston from the Indiana University Campus Director, and submitted to the County Commissioners for their opinion on the matter:

Dear Mr. Ruston:

This summer Campus Crusade for Christ has placed four staff members in Evansville for the purpose of working with local youths in the area of evangelism. Many Evansville teens recently attended the International Student Congress on Evangelism, better known as EXPLOR '72, in Dallas, June 12-17. Coordinating our work with that of the local churches, we are seeking to involve these youths in new and creative forms of evangelism to reach Evansville for Christ. One of these means will be a multi-media light presentation.

This presentation consists of a four projector slide show, coordinated with a sound system, all with an evangelistic theme. This show is being developed by Campus Crusade's Sam Smith, working out of Indianapolis. He is making three twenty minute shows which will give those watching an idea of the importance of having Jesus Christ as their personal Savior. There will then be a twenty to twenty-five minute intermission which will give the staff and students we are working with a chance to personally share their Christian experiences. We expect the entire presentation to last about two hours.

We will need an area of approximately ninety by two hundred feet to set up the screen, projector table and have an area for seating, and we would like to use the large rear parking lot of the Civic Center for this. Our power supply will need two 110 volt, 20 amp circuits. We have already checked with the police and they are quite willing to cooperate. We would wish to do this on Thursday, July 13, and Saturday, July 22. We would be starting when it gets dark, about 8:45 P.M.

If you have any questions, please feel free to contact us at 515 Audubon Drive, Phone..476-8324.

Thank you very much for your cooperation. Signed by Chuck Mettry.

The Commissioners agreed that it would be perfectly alright for the parking lot to be used for this presentation, providing they leave it in the condition they found it in and they would be informed of this decision.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of June. Report received and filed.

Commissioner Buthod noted that there is still \$15,285.04 owed the county by the outside Townships. Mr. Volpe said that he would check into this but that some of the Townships don't pay each month.

RE: REQUEST FROM THE BOARD OF ANIMAL HEALTH

The following letter was received by the Auditor and submitted to the Commissioners from Mr. H. K. Foster, the Director of Brucellosis Eradication:

Dear Sir"

Please find enclosed contracts for Bovine Brucellosis and Tuberculosis Eradication Programs in your county.

The contracts are in the amount of \$1,000, which includes Brucellosis and the Tuberculosis Programs. The same amount asked for last year. If funds have been used from last year's appropriation, please bring the amount up to the full \$1,000.

The contracts are to be signed by at least two (2) members of the Board of County Commissioners and returned to this office for the signature of the secretary of the State Board of Animal Health. One copy will be returned for your file.

If any question should arise in regard to this matter or if this office can be of assistance to you in any matter, please feel free to contact us.

Commissioner Stofleth moved to approve the contract for Bovine Tuberculosis with the State Board of Animal Health. Commissioner Willner seconded the motion. So ordered.

Mr. Volpe said that he was sure that there was over \$1,000 in the account.

RE: ACCESS ROAD-OAK GROVE ROAD

Mr. Bob Bernhardt was present on the problem of an access road off Oak Grove Road to Boonville Highway.

Commissioner Buthod said that this matter was under consideration sometime ago and he asked Mr. Keith Lochmueller to explain it.

Mr. Lochmueller said this is a proposal of cutting through and it is now in the hands of the County Engineer.

Mr. Bernhardt said he would like to get this job done before bad weather sets in.

Mr. Biggerstaff said there are certain Rights-of-Ways that will be involved and he thinks that the county has most of them, also that there will possibly be 48 or 54 inch pipe under the road and there will be a new road of 70 or 80 feet.

Commissioner Buthod thanked Mr. Bernhardt for bringing this to the attention of the Commissioners and told him that they would follow up on this.

RE: CLAIMS ...SOUTHWESTERN INDIANA MENTAL HEALTH CENTER INC.

A claim was submitted from Condict & Fosse Architects for services rendered in accordance with the Owner-Architect agreement dated January 30, 1972 for balance owed in the amount of \$2,588.40.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Southwestern Indiana Mental Health Center Inc. for the remaining 50% of Vanderburgh County's share of operational expenses for the Southwestern Indiana Mental Health Center for 1972, in the amount of \$67,637.50.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sandleben Plumbing & Heating Co. for Certificate Payment #18, retainage on Plumbing work for the Mental Health Center in the amount of \$1,128.14.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented in favor of Roettger Electric Co. for electrical work, final retainage, Certificate for payment #9, for the Mental Health Center in the amount of \$1,356.00.

Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Buthod didn't act on this claim as Roettger Electric Co. is a client of his.

A claim was presented from Municipal Engineering and Construction Corp. for final payment #16 for Heating, Ventilating and Air Conditioning at the Mental Health Center in the amount of \$2,801.06.

Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Deig Brothers Lumber & Construction Co. for final payment #20 for General Construction Work on the Mental Health Center in the amount of \$10,677.32. Commissioner Stofleth moved this claim be approved. Commissioner Willner seconded the motion. So ordered.

There is only one outstanding claim on the Southwestern Indiana Mental Health Center which is for equipment and it will be submitted at a later date.

RE: PRINTING CLAIMS

The following claims were submitted in favor of Burkert Walton Inc.

Cash book ..Item #3 for the Sheriff's office in amount of \$125.00
 5 Book Receipts Form 77 for Mr. Harness in amount of \$25.00
 6 Order books #308 thru 313..Item 113 @ \$201.00...1 Will Record #28 Item 117 @ \$33.50 and 2 Order books #33 Item 113 @ \$67.00, all for Judge Dietsch. The claim in the amount of \$301.50.
 200 Business Cards 8 3/8 x 5 (not in contract) for Mr. Richardt in amt. of \$12.00.
 1 Record of Inquest (not in contract) for the Coroner in amount of \$125.00
 (6 Order Books Item 9 and 504 Marriage Certificates Item #17. The amount of the Claim is \$872.40.
 1 Judgement Docket #2 Item 7 in amount of \$125.00
 5 Books Form 139..Item 220 in amount of \$125.00,,)all ordered by the Co. Clerks office.

The following claims were submitted in favor of Moser Printing Co.

60 pads..3 lots..2,000 each lot Daily Jail Check Item H480 for the County Jail in the amount of \$150.00..
 1500..While You Were Out..Blanks for Area Extension Service in amount of \$15.00.
 200 Record File Cards. (not in contract) for Mr. Harness in the amount of \$27.00.
 1,500 Letterheads-Juvenile Div. Item N469..\$24.30
 1,000 Notice of Hearing (CBOW) Item K472...\$15.00
 500 Business Cards for Dennis S. Reed.....\$11.75..Claim in amount of \$51.05.
 1,000 Juror Questionnaire (not in contract)..\$40.75
 500 Government Post Cards Notices to Jurors..Item F463..Amount of Claim..\$85.75.
 500 Docket Sheets..Item C404...\$15.25
 500 Information Sheets..Item N480...\$13.00
 500 No. 10 Envelopes..Item N463...\$8.20
 1,000 Letterheads..Item N469....\$16.20...Prosecuting. Claim in amount of \$52.65.
 2,000 General Index to Service Discharge cards (not in contract) for County Recorder. Claim in amount of \$29.50.
 3,000 Deposit Slips..County..Item G478..\$45.00
 1,000 Deposit Slips..City..Item G479..\$15.00..Co. Treasurer. Amount of claim..\$60.00.
 1,000 Subpoena Duces Tecum Superior Court Item F479..\$13.00
 2,000 Index Cards for Support Accts..Probate Crt.(not in contract) ordered by Co. Clerk. Amount of Claim...\$54.50.

Commissioner Stofleth moved that all claims listed from Burkert-Walton Inc. and Moser Printing Co. be approved, subject to them being checked by the County Auditor. Commissioner Willner seconded the motion. So ordered. Mr. Volpe later checked these bids and found them to be in order. He kept three bids from Burkert Walton Inc. as he wanted to check them out.

RE: CLAIM...EVANSVILLE TITLES CORP.

County Attorney Swain submitted a claim from the Evansville Titles Corp. for Extension of Abstract of Title to: 2 1/2' Lot 5 Adj. Lot 6, all of Lots 6 thru 10, Blk. 18 Sharpe's Enl. also vacated alley in the amount of \$78.50. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM..NATHAN BATES

A claim from Nathan Bates was submitted for service rendered in razing residential dwelling located at 3412 N. St. Joe Avenue, Evansville, Indiana. The amount of the claim is \$325.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM..HANSON TESTING AND ENGINEERING

A claim was submitted from Hanson Testing and Engineering for Soil Bearing Tests on the Volkman Road Bridge Project in the amount of \$50.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM MR. ROEHM

A letter was presented to the Commissioners that Mr. Roehm had written to Mr. Richard Nussmeyer, stating that all work should be stopped on Volkman Road Bridge until he has complied with instruction to bidders on the compensation and occupational disease Insurance certificate in the State of Indiana. Commissioner Stofleth said that Mr. Nussmeyer called him and said that he had the necessary papers completed.

County Attorney Stephens said that Bud Harris, the agent, called him and said that he has the Insurance but hasn't received his certificate back from the company so he told Mr. Harris to just give him a letter and on behalf of the County, he is certified and the policy is in force but he hasn't received the letter, as yet.

County Attorney Stephens said that he will follow up on this matter.

RE: LETTER REQUESTING THAT ROAD BE RESURFACED

County Attorney Swain presented a letter from Mr. Adam J. Bray & Neighbors on the resurfacing of Red Bank Road in that he thought it might be convenient to cut across the field and resurface the road formerly known as Lakeview Drive. This letter was received and filed and referred to Mr. Willard.

RE: LETTER FROM J. H. RUDOLPH

A letter was presented from J. H. Rudolph that was addressed to Mr. Roehm, thanking him for awarding them the contract for cold mix in the resurfacing of various county roads. Letter received and ordered filed.

RE: CUTS IN

The following cuts-in were submitted for the approval of the Commissioners:

So. Ind. Gas & Electric Co....requests permission to cut into O'Hara Drive to provide gas service to Lots 6 to 19 inclusive and 34 to 42 inclusive in Melody Hills #9. #0141

So. Ind. Gas & Electric Co....requests permission to cut into Elna Kay Drive, North of Spry Road to construct 70 feet of 1 1/4 inch H.P. gas main to provide service to Lot #15 in Elna Kay Subdivision. #0143

Waterworks...requests permission to cut into Hogue Road (4920) for the purpose of repairing broken water service. #0136

Waterworks... requests permission to cut into Hogue Road & Rosenberger to repair broken main, as main was broken by contractor. #0135

Waterworks...requests permission to cut into 3112 Magnolia Lane, from Magnolia Lane & Old Boonville Hwy. for the installation of a 6" Water Line. #0148

Indiana Bell Telephone Co...request permission to cut into #6 School Road, from the center of the road to outer ditch. #0149

Robert F. Traylor Corp. Re: Evansville Waterworks Dept. requests permission to cut into Old Route 460, crossing of Koring and Red Bank Road. #0147

Commissioner Stofleth moved that previous stated cut-ins be approved and referred to the County Road Inspector for follow up on them. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS PRESENTED

County Attorney Swain presented three claims that he is holding for documentation. Mr. Volpe said that they are transfers from the Highway Acct. 187-317, to the R & S Accounts 197-3, 197-4 & 197-5 and he would like to have the documentation to attach to the claims as it will save a lot of trouble when he is audited. These claims have already been approved. Commissioner Buthod asked that whoever has the documentation, to please give it to Mr. Volpe.

RE: ENGINEER'S AGREEMENT

Mr. Swain presented an Engineer's agreement between the Vanderburgh County Commissioners and the Drainage Board with Mr. Ed Boyd, for professional Engineering land survey on preliminary plans and specifications for structures under Vogel Road, Hesmer Road, near Hesmer Road on the north side of Vogel Road, Stockwell Road and the structure under the Southern Railroad. Mr. Swain has, on occasion, represented Ohio Valley Engineer's.

RE: AGREEMENT ENTERED INTO WITH MR. ED BOYD

Mr. Biggerstaff said that the Project of Green River Road, last year, was moving along pretty quickly and they weren't in position to do the drainage work at that time and he asked that the Commissioners hire a consultant and they hired Engineer Associates to do the ditches. He said that the city was going ahead with their project and he wanted to correlate both of them so that they would work together so he suggested that the Commissioners hire someone to do this. He said that this year he suggested that the Commissioners get someone to prepare the plans for the structures on this ditch. He thought this should come under the Accumulative Bridge Fund. This is in reference to the Harper & Hurst Ditch. Mr. Edwin Boyd submitted an agreement on behalf of Ohio Valley Engineer's.

Commissioner Buthod wondered if it was in order to sign a contract prior to the time the money is appropriated.

Mr. Biggerstaff said that the money is there but will have to be transferred through Council Call.

Commissioner Buthod suggested that the contract be changed to read, "subject to the appropriation of funds and not binding unless the funds are appropriated," so the contract can be signed and so this project could get under way.

Mr. Boyd said that he would bring a revised contract back next week with the two changes made.

Commissioner Stofleth moved to enter into an agreement between the Board of County Commissioners and Edwin Boyd D.B.A. Ohio Valley Engineer's in the form as presented but subject to modification of Paragraph 11 to provide that the agreement isn't binding on either party until such time as funds are appropriated by the County Council and Item 3C be changed to read that the tracings become the property of the County.

Mr. Boyd was present and accepted these modifications.

Commissioner Buthod seconded the motion. So ordered.

The contract to be executed by the Commissioners at such time as appropriate corrections have been made in accordance with the motion.

Commissioner Buthod said that this matter will also have to be taken up at the Drainage Board.

RE: EASEMENT FOR RIGHT-OF-WAY

County Attorney Swain presented an easement for Right of Way, the Vanderburgh County Commissioners..Lessor and Robert Hamilton..Lessee..conveyed to the So. Ind. Gas & Electric Co. for electrical improvements at the County Home. Commissioner Stofleth moved that the easement be granted. Commissioner Willner seconded the motion. It was unanimously approved to grant this easement. So ordered.

RE: PROPOSED RATES FOR PLEASANTVIEW REST HOME

Mr. Harness presented the following rates that are proposed for Pleasantview Rest Home beginning January 1, 1973:

RESIDENTIAL CARE RATE

- A. Residential care rate, \$125.00 per month, or as established by law, for Township Trustee's. This shall include room and board, in-patient doctor care, also necessary clothing if resident has no funds available for such.
- B. Money shall be provided for the residents personal needs if recipient has no income other than Welfare. Amount to be established by the Welfare Board.
- C. Welfare and Social Security recipients shall receive money for personal needs as established by the Welfare Board.
- D. Township Trustee recipients of Social Security and Township funds receive money for personal needs as per agreement with the Township Trustee.

- E. Private Pay: \$125.00 per month, Rate shall be the same as above and shall be paid by Resident, Guardian, or responsible relative.
- F. Each resident admitted shall be approved by the Administrator and Board of County Commissioners. Also the Home's Physician of record shall examine all residents and certify they are free of any communicable disease.
- G. Residential Care Rate for Patients referred by Evansville State Hospital, Family Care Plan, shall be \$175.00 per month, or as negotiated and approved by Board of Commissioners and Evansville State Hospital.

INTERMEDIATE CARE RATE AND COMPREHENSIVE CARE

- A. Intermediate Care and Comprehensive Care - Rate shall be \$12.50 per day or as allowed by Medicaid.
* All provisions except the daily rate for Intermediate Care and Comprehensive Care recipients shall apply as proposed for Residential Care.

Notice: Upon approval of Board of Commissioners, copies of rates for 1973 shall be sent to all Township Trustee's and to Dale Work, Director of Vanderburgh County Welfare Department.

The statute reads that the rates must be set by the County Commissioners at a regular July meeting.

Commissioner Stofleth moved that the Superintendent of Pleasantview Rest Home be granted permission to increase the rates as presented and in accordance to statute, the rates for 1973 be established according to the recommendation of Mr. Harness. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said that he was under the impression that Medicaid would pay no more than the rest of the patients at the home. Mr. Harness said that the rate previously set by Medicaid was \$12.50 and they reduced it but that he has protested the reduction and he set it at this rate because he hopes, that in time, they will restore the rate to this amount.

RE: MONTHLY REPORT

Mr. Willard submitted the monthly report of the Vanderburgh County Highway Department work summary for the month of June, 1972. Report received and filed.

RE: REQUESTS RELOCATION OF DITCH BE ALLOWED

Mr. Biggerstaff said that Mr. Mann requested the relocation of a ditch on his farm, which is located on the East side of Montgomery Road and North of the Mann Road. Mr. Biggerstaff had a note that stated that Mr. Mann would locate the top of the ditch bank at, not nearer than sixteen feet from the middle of the road. Mr. Mann will do this at his own expense and wants the permission of the Commissioners to do so.

Mr. Biggerstaff said that the roadside ditch needs cleaning, that someone has dumped chunks of concrete in the ditch. He said that he would give a copy of the location to Mr. Willard.

Commissioner Stofleth moved to grant permission to Arvin Mann to relocate a ditch in accordance with the recommendation of the Drainage Engineer, at his own expense. The location being SE 1/4 of the SE 1/4 of 21-4-11.

Commissioner Willner seconded the motion. So ordered.

RE: REPORT BY MR. KOCH

Mr. Koch submitted the following report:

RE: Hazard on Del*Col overpass. Hi weeds at intersections. Twice daily inspections on water, gas and telephone new line installations.

1. Spindles on Del Col overpass, must have fallen out. 1st Wo 6/19/72 A9510, 2nd July 5th A 9533 3rd check Sunday, July 9th 7:00 P.M. No replacements First installation made week ago, needed to be welded or set screw to hold in place. Urgent this be corrected at once, Opening about 4 ft wide right over center of Pigeon Creek. On south walk way. Another repair needed on north side, noted in previous memo. Large concrete pillar knocked off support. Red marker on the spot.

2. Intersection of Old State Road and Boonville-New Harmony corner, N. E. Some weeds cut need to be removed to clear the sight, also hill needs to be cut down. B. Hi weeds corner of Boehne Camp Road and Upper Mt. Vernon Road. C. Upper Mt. Vernon Road and Koring Road on the South-west corner. D. Hi bank dangerous corner - Detroy Road and Mesker Park Drive, weeds need to be hand cut, moto trim unable to reach same.

3. Dangerous turn on bridge at County Line Road and Ruston Lane. Previous memos on same, school bus unable to make the turn, need to divert their route. Steel former guard rails knocked down Never replaced. Children need to walk almost 1/2 mile in order to reach school bus.

4. Inspections on utility cut in's and major phone, gas and water installations. Water line on old No. 460, good progress, safety on Hiway fulfilled. Thorough tamping with power to every 24". Unsightly high weeds along part of this road, removed in the operation. Side of road now clear and sloped to afford water to reach ditch. Work done by water department crew.

B. Robert F. Traylor Contractor on 2nd extension from I.S. old 460 and 5 mile house, onto Koring Road thence to Upper Mt. Vernon Road onto new water hi rise bank. 12" inch cast iron pipe being laid. Soil tests being made every 1000 feet so Mr. Traylor told the writer, record kept and copy to County Engineer's office. On Koring Road due to gas line, needed to shift water line in certain areas and get on or beyond the R/W Mr. Traylor stated an agreement with water department. Home owners sod or grass seeding to be done where such areas are cut. This is a most sensible undertaking for much encouragement to be given home owners who keep up a good lawn and cut grass on the road berm and ditch, some have a lot or more feet in length to cut. The writer has asked for such time and again, glad to see it come into action. Ample fire hydrants in all these areas, a tremendous help to our well equipped and trained rural fire department.

C. Indiana Bell Telephone Co. extensions on the west side of Hogue Road from Vanness to Red Bank Road. Nine- Three inch plastic cables laid, covered in concrete. Built for a 50 year expansion program on the west side. Here too, high weeds and hi shoulders were removed in their operation on part of Hogue Road, berm now sloped so water can get into the ditch. The writer asked the Superintendent of S.W. Construction Co. in cutting to remove such.

D. Gas Co. line on Hogue Road well under way. Careful and neat Cut-Ins. Two inch plastic pushed thru old main.

RE: LETTER ON DIFFICULTY IN GETTING OFFICE SUPPLIES

The following letter was received by the Commissioners from Mr. Alvin Stucki, the Assessor of Center Township:

Honorable Commissioners:

I am submitting this letter as a request for you to take under advisement discontinuation of the contract of the present supplier, Atlas Office Supplies and Equipment Company located in Indianapolis, and return the contract back to Smith and Butterfield, a local concern and a large taxpayer of Vanderburgh County.

Deliveries from the present supplier are difficult to obtain, despite the efforts and concern of the local representative, Mr. Gene Latham. Some orders have taken as long as six weeks to complete.

When the contract belonged to Smith and Butterfield, rush orders or emergency orders were delivered with one-day service. This is impossible with an out-of-town firm.

I feel the firm that supplies all of the city and county administrations should remain in Vanderburgh County.

Any consideration pertaining to this request will be greatly appreciated.

Commissioner Buthod said that under the law, this cannot be done but the Atlas Office Supply Co. can be informed of the displeasure of one of the office holders, as he thought it should be brought to their attention.

RE: COMPLAINT ...UNABLE TO COLLECT CATERING FEES

The following memo was received by the County Commissioners from Mr. Dressback, the manager of the Vanderburgh Auditorium:

Re: Kokie's Catering Service

As you are aware we have had trouble from time to time collecting catering fees from the above firm due the building.

The firm was notified by letter January 5, 1972, that they would henceforth be on a 30 day account with the building, and would be barred from same when their account exceeded this time period.

At the present they owe the building (all in May) \$839.76 and as such are barred. However, I noticed on the bulletin board yesterday the Internal Revenue Service is having a sale of their equipment at the West Haven Gun Club. I immediately contacted the County Attorney, Mr. Tom Swain, and gave him all the specific data needed to pursue whatever legal course he desires.

I will keep you posted on the proceedings.

Commissioner Stofleth said that he thought Mr. Dressback is doing a wonderful job in the management of the Auditorium and he suggested that the proceedings that Mr. Dressback has commenced to carry out be approved.

RE: BY-PASS...OLD STATE ROAD

Commissioner Willner said that it was his impression that the County was supposed to draw up the plans for the by-pass on Old State Road.

Commissioner Buthod said that the County was to draw up the plans for their part of the work and he believed the plans were supposed to be submitted within 90 days, to the Public Service Commission. He said that he didn't know where the County was in this but that it is his understanding that the L & N is to draw up the plans for the structure. He said that the Commissioners would have to follow up on this matter. He thought they should probably contract out the plans.

County Attorney Swain said it was his understanding that L & N had already submitted their plans.

Commissioner Buthod said they need to find out as they are supposed to be filed as late file exhibits with the Public Service Commission and that time is running out.

Commissioner Stofleth asked Mr. Biggerstaff if this project was included in some of the projects that were being contemplated of being contracted out to an engineer.

Mr. Biggerstaff said it was his understanding that the County was going to build a half-grade crossing at the present time and set it up so L & N could build the structure and the County build the approaches.

The County Attorney's were instructed to give a definite answer on this matter at next Monday's meeting.

Commissioner Willner wondered if the County Attorney found that the County was to furnish a set of plans, if it would be possible to rely on Mr. Biggerstaff to modify the Darmstadt Bridge so the County could proceed.

Mr. Biggerstaff and the Commissioners discussed other projects that were being talked of being contracted out.

Commissioner Buthod suggested that Mr. Biggerstaff meet with the Commissioners following this meeting to find out what his responsibilities would be for the balance of the year and how they will proceed with various projects. The other Commissioners agreed with his suggestion.

RE: POOR RELIEF

Josh Swope...800 E. Gum St...Pigeon Township...Mr. Willett, Investigator. Mr. Swope appeared three weeks ago and requested help on his utility bills. He has a heart problem and is unable to work. He had owed \$219.00 for gas and electric but the Trustee had been paying on it so the Commissioners had requested a statement of the balance from the Gas & Electric Co. This statement was received and the balance was found to be \$29.79. The amount of his water bill is \$309.10 and the Water Co. said that there must be a malfunction somewhere so Mr. Baird was instructed on June 19th to check this out. On June 26th Mr. Baird reported that Mr. Swope's toilet has been leaking.

Mr. Swope appeared again today. Mr. Olsen said that Mr. Swope had applied for Social Security Disability but doesn't know when it will come through but when it does, he will receive back pay.

Mr. Swope said that he would be willing to pay his water bill from his Social Security Disability when he gets it.

Mr. Olsen said that Mr. Swope could make an agreement with the Water Co. so that in the meantime so they will continue his service until he gets his check.

Commissioner Buthod said that Mr. Swope had better think of some way to get his toilet leak fixed.

Commissioner Stofleth moved that the Trustee pay the balance of the Gas & Electric bill which is \$29.79 and that no further action be taken until a complete report is submitted by Mr. Swope's doctor who is out of the city at the present time and the Trustee will continue to try to work with the Waterworks Department to continue Mr. Swope's service.

Commissioner Willner seconded the motion. So ordered.

Robert Hotstetler....Pigeon Township....Mr. Willett, Investigator.

Mr. Hotstetler said that he has been in the Veteran's hospital off and on since November 15, 1971. He is suffering from a hernia, arthritis and has had an eye operation. He has applied for aid to the disabled, V.A. pension and Social Security. He has asked for assistance for rent and food stamps.

Mr. Willett said that Mr. Hotstetler was working and quit the last two jobs.

Mr. Hotstetler said that he quit because his hands froze up.

Mr. Willett said that Mr. Hotstetler had \$294.37 and Mr. Willett wondered why Mr. Hotstetler didn't pay rent with this money. Mr. Hotstetler said that he paid other bills with this money but has no receipts to show what the money was spent for.

Mr. Hotstetler has to go back to the Veteran's hospital again and Mr.

Willett said that the V.A. will pay for his ticket.

Mr. Hotstetler said that the V.A. did not pay the full price of the ticket.

He said that he is even on his rent at present. Mr. Willett understood his to say that he was behind in his rent. The Trustee can't help a person on his rent unless they are 30 days behind on it.

Commissioner Buthod said that it would be a good idea for Mr. Hotstetler to go back to the Trustee's office to get his file straightened out, also that the Commissioners are unable to help him on his rent at this point. Commissioner Willner moved that the Trustee make up the difference on his ticket to the Veteran's hospital if the V.A. doesn't pay the full amount. Commissioner Stofleth seconded the motion. So ordered.

Meeting recessed at 10:58 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

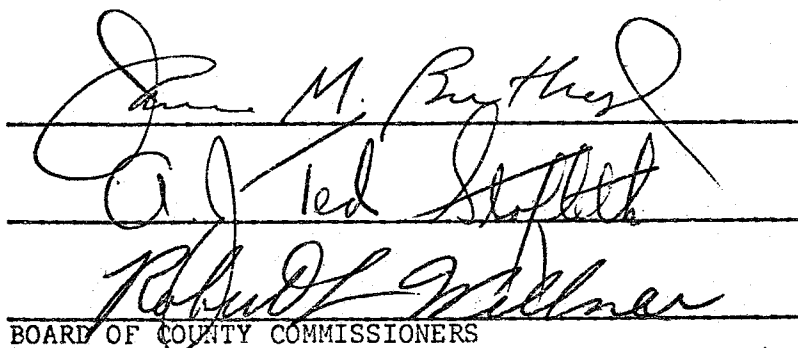
COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

H. Marynell
A. Jackson

Secretary: M. Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JULY 17, 1972

The regular meeting of the County Commissioners was held on Monday, July 17, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: POSTPONEMENT OF RE-ZONING PETITION ... KARCH, ETAL.

Mr. Ed Johnson, the attorney for the petitioners, Arthur Karch, Thelma Karch, Gladys A. Grimm and Anna Bele W. Gasaway, has requested the postponement of consideration of this petition for a period of four weeks.

The premises affected, in this petition, are located by commencing at the intersection of Licking Creek and Old Boonville Highway and extending southwest along the Old Boonville Highway 1300 feet more or less to a maximum depth of 1793 feet north.

The requested change is from (A) Agriculture and (M-1) Light Industrial, to R-3A. The proposed land use is for a mobile home park.

Commissioner Stofleth moved that this petition be postponed until August, 14, 1972. Commissioner Willner seconded the motion. So ordered.

RE: RE-ZONING PETITIONS

The two following re-zoning petitions were presented to the Commissioners on first reading:

Petitioners of one petition are Ronald G. & Paula A. Burgdorf.

The premises affected are situated on the northeast corner of the intersection of Old Henderson Road and Duesner Road.

The requested change is from Conservancy to W.I. (Waterfront Industrial).

The Proposed use is for grain loading and storage.

Petitioners of the other petition are Robert F. & Ruth G. Martin.

The premises affected are situated on the northwest side of Middle Mount Vernon Road.

The requested change is from A & R-1B to R-2.

The proposed use is for apartments.

Commissioner Stofleth moved that these two petitions be referred to the Area Plan Commission, on first reading. Commissioner Willner seconded the motion. So ordered.

RE: GROUND BREAKING CEREMONY

Commissioner Buthod said that the Commissioners were going to move pretty rapidly this morning in order to get to the ground-breaking ceremony for the Teamsters new headquarters for which they were invited.

The County Attorney's were instructed to proceed with the opening of the bids on the investment of funds.

RE: PETITION TO VACATE ROAD

A petition to vacate a public road formerly commonly known as Reininga Road was presented to the Commissioners.

Commissioner Buthod said that as he understands this, it is a private road that runs across Oak Meadow Country Club and has not been in use for many years. He believed that a petition is filed with the Commissioners and then, there is advertising and no action is required until other steps are taken.

The County Attorney said that this is correct and no further action is taken until the advertising matures.

This matter was taken under advisement pending the maturity of advertising.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

COUNTY RECORDERS OFFICE

Deborah Patton 1510 Martin Circle Deputy \$4,672.32 Yr. Eff: 7/16/72

RE: EMPLOYMENT CHANGES...APPOINTMENTS ...CON'T.VOTERS REGISTRATION

Jo Evelyn Gaffney	2720 N. Sherman	Reg. Emp.	\$5,400 Yr.	Eff: 7/15/72
Thelma Rayley	9001 Petersburg	Typist	\$15.00 Day	7/10/72
Nancy Kleiman	4807 Norbourne	"	"	"
Elsie Saberton	824 Taylor	"	"	"
Ann Cassady	2165 Bellemeade	"	"	"
Kathie Dillingham	2637 Ravenswood	"	"	"
Edna M. Anderson	1629 Division	"	"	"
Elizabeth Omer	1052 Madison	"	"	"
Wandalee Cain	2601 Melrose	"	"	"
Myrtle Woehler	2705 Selzer Rd.	"	"	"
Gloria Evans	1369 E. Chandler	"	"	"
Frances Mueller	2904 Wimberg	"	"	"
Stella Mangum	712 Ridgeway	"	"	"
Mary Jo Mooney	105 N. Oakland	"	"	"

RE: EMPLOYMENT CHANGES...RELEASESVANDERBURGH COUNTY HIGHWAY

Adam Bauer	2420 W. Franklin	laborer	\$3.00 Hr.	Eff: 7/1/72
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VOTERS REGISTRATION OFFICE

Peggy Lynn Roehm	1100 S. Parker Dr.		\$225.00	Eff: 7/14/72
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RE: REQUEST TO ACCEPT STREET FOR MAINTENANCE

The following letter was received by the Commissioners from Mr. C.E. Lichtenberger, Architect:

Gentlemen:

I am writing you in regards to the street in Elna Kay Subdivision which is now complete and ready for maintenance.

About half of the street was built about ten years ago and the balance has been built when I could get ahold of the money.

The street shows no deterioration and has only a minor crack or two, and I believe will cause you no trouble.

I respectfully ask you to accept this street for maintenance.

Commissioner Stofleth moved that this matter be referred to Mr. Biggerstaff.

Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff will inspect this street and report back to the Commissioners.

RE: RESIGNATION OF MR. ROEHM

The following note was presented to Commissioner Buthod, which was dated 6/12/72: He has resigned the offices of County Engineer and County Building Commissioner.

Due to the press of my personal business I wish to be relieved effective 18th July, 1972 or as soon thereafter as you can find legally qualified persons to fill the position without creating a crisis.

We are reasonably assured of the 50/50 Federal Aid for widening of St. Joe Avenue, but there are still 3 reports to be filed that require my attention before leaving.

The budget for the new department will be ready for your consideration on July 1, and the 4 year road program is fitted to it along with updating the plans you now have on file.

A problem in the Building Department needs to be remedied but we can discuss it at your convenience. Thanks for your past favors.

Commissioner Buthod said that they have made arrangements with the city, for Mr. Jesse Crooks, who is the City Building Commissioner, to act as County Building Commissioner for the remainder of the year and they are working out the financial arrangements with the city for next year for a joint City-County Building Commissioner.

Mr. Jesse Crooks was introduced to those present.

Commissioner Stofleth moved that the resignation of Mr. Roehm be accepted and that Mr. Crooks be employed as the acting County Building Commissioner for the remainder of the year, probably.

Commissioner Stofleth moved that Mr. Biggerstaff be appointed as County Engineer for the remainder of the year. Commissioner Willner seconded the motion. So ordered.

RE: CERTIFICATE NEEDED

Mr. Volpe said that there is some property that the county has demolished and according to the demolition law which was passed by the Commissioners in 1967 or 1968, he has to have a certificate from the Building Commissioner in order to put the owners of these properties on the tax rolls to get the money back.

Mr. Crooks, the acting Building Commissioner, said he would go to the Auditor's office after the meeting to get this matter worked out. These particular properties that has been demolished are Ted Cole's Barbecue and 1904 S. Elliott St.

RE: LETTER FROM THE SHERIFF

The following letter was received by County Attorney Swain, from the Sheriff:

Dear Mr. Swain:

It is believed that a Rock Festival may be in the planning stage to be held in Vanderburgh County, outside the city limits of Evansville.

I do not know if such an event can be held in Vanderburgh County without a permit or who would issue a permit for a Rock Festival. However, I do know that the Vanderburgh County Sheriff's Department does not have nearly enough men to police any large meeting, especially a Rock Festival.

I am writing you, as County Attorney, to request any procedures to prevent an event, such as a Rock Festival, from taking place in Vanderburgh County outside the city limits.

Commissioner Buthod said that he didn't know that they had any general police power if this festival were to be held on private property and thought this matter would be under the jurisdiction of the Sheriff, as the chief law-enforcement of the county and thought that the only other thing that could be done, if the defendant were known, would for the county to seek an injunction on the grounds that it would create a nuisance and a hazard to public safety.

County Attorney Swain said he didn't think they could prevent it if they otherwise comply.

Since there is an opinion of council needed on this, the matter was referred to Mr. Swain, to report back on this matter, orally, at next week's meeting.

Mr. Clabes, a reporter, asked Commissioner Buthod if he would go on record as being for or against Rock Festivals.

Commissioner Buthod said that he would like to go on record that any contemporary music is an addition to culture, unfortunately, and sometimes they tend to get out of control, that there is nothing intrinsically wrong with modern music but that there is something intrinsically wrong about bad people.

RE: PATIENTS ADMITTED TO GOOD SAMARITAN HOSPITAL

The two following letters were received by the President of the Commissioners from the City-County Department of Health:

Dear Mr. Buthod:

Re: Mr. Robert McBride
918 W. Maryland St.

The above referenced individual was admitted to Good Samaritan Hospital in Vincennes, Indiana, on May 24, 1972, for Isolation and treatment of far-advanced, active, pulmonary tuberculosis.

Mr. McBride is totally indigent and will need financial assistance with his hospitalization and medical care.

Thank you in advance for your attention in this matter.

Dear Mr. Buthod:

Re: Bailey Bell
657 E. Louisiana St.

The above individual was admitted to Good Samaritan Hospital, Vincennes, Indiana, on July 6, 1972, for isolation and treatment of reactivated pulmonary tuberculosis.

This is to certify that Mr. Bell is a Vanderburgh County resident, medically indigent for tuberculosis, and in need of financial assistance for this hospitalization and medical care.

Thanking you in advance for your attention in the matter.

Commissioner Stofleth moved to approve the admission of these patients. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...CLERK

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of June, 1972. Report received and ordered filed.

RE: MONTHLY REPORT...E.A.R.C.

The monthly report of income and disbursements was presented to the Commissioners, for the Evansville Association for Retarded Children for the month of June, 1972. Report received and ordered filed.

RE: MONTHLY REPORT...COUNTY TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for the month of June, 1972. Report received and ordered filed.

RE: COUNTY MONEY INVESTED

The County Treasurer received three bids for investing \$500,000.00 in certificates from the following banks:

Citizens National Bank.....	30 days deposit.....	4.65 %
Old National Bank.....	30 day deposit.....	4 1/2 %
National City Bank.....	30 day deposit.....	4.375 %

Commissioner Stofleth moved to instruct the County Treasurer to accept the highest bid, that of Citizens National Bank. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO PURCHASE PROPERTY

A letter was received from Mr. Charles Berry requesting to purchase property that is owned by the county, but Mr. Berry was not present today, so no action could be taken at this time.

RE: AMENDED CONTRACT

County Attorney Swain presented an Engineer's agreement to the Commissioners last week, between the Vanderburgh County Commissioners and the Drainage Board with Mr. Ed Boyd, D.B.A. Ohio Valley Engineer's, for professional Engineering land survey on preliminary plans and specifications for structure under Vogel Road, (191-63) structure near Hesmer's on North side of Vogel Road, (191-64) Structure under Stockwell Road, (191-65) and Structure under Southern Railroad, (191-66)

Commissioner Stofleth, at that time, approved the agreement subject to modification.

He presented the modification of contract to the Commissioners today changing paragraph 3-C and Paragraph 11.

Commissioner Stofleth moved to approve the contract, the appropriate modification having been made. Commissioner Willner seconded the motion. So ordered.

RE: MR. ROEHM

Mr. Roehm presented the following report on his trip to Indianapolis last week, as follows:

Gentlemen:

N.W. Steinkamp, Chief Engineer Indiana State Highway Commission, assured me last Wednesday morning that the Commission was willing to extend the agreement for Widening St. Joe Avenue that you have with them, past the 30 June 1972 on the basis of the present status, and a continuing diligent completion of the formalities.

Our discussion included an agreement that the project, when submitted, would be tailored to our best estimate of what total budget is available, the Federal Aid portion being the amount that was available before the 30 June deadline. This exceeds the amount currently available by a few thousand dollars, and is the reason for extending the deadline instead of entering into a new agreement.

In addition, I attended the Administrative Building Council meeting 12 July, 1972.

RE: COUNTY AUDITOR OFFERS TO SERVE AS COUNTY PURCHASING AGENT

Mr. Volpe said that the County would have to start on bidding procedures again in a week or so and thought this as a good time as any in getting off the old archaic system on to the newer one and thought it was at such a critical stage right now, that if the ordinance were there, which the state law provides for, he, as an amateur in the field would at least like to start it. He said that he knew he couldn't save as much as a professional could but thought that he could save the county from \$2,000 to \$3,000 on the creation of a purchasing agent with no additional personnel required and no addition supplies needed and he would like to give it a try.

Commissioner Buthod suggested getting a report from County Attorney Stephens in the next couple of days to see where they are on what is being done about combining city and county purchasing. He understood that they have almost completed their proposed agreement to submit to the Commissioners and as soon as this is received, they should know more about it.

Mr. Volpe said that the County Council's meeting will be Wednesday night and he thought this a good time to speak to the Council about this matter.

This matter was taken under advisement.

Meeting recessed at 9:50 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

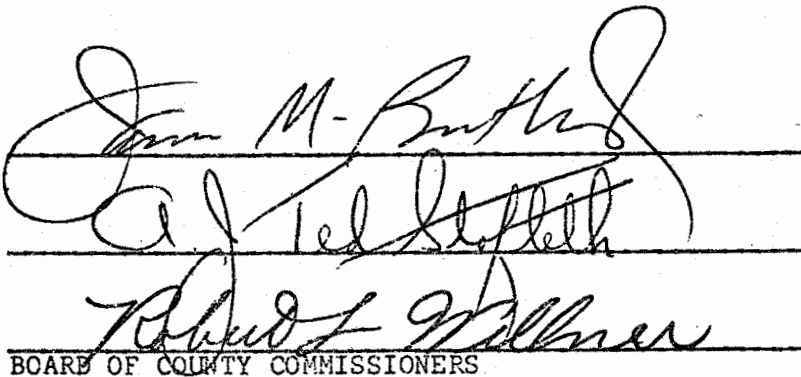
COUNTY ATTORNEY

Thomas Swain

REPORTERS

A. Jackson
R. Lyles
S. Clark
G. Clabes
C. Leach

SECRETARY: M. Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JULY 24, 1972

The regular meeting of the County Commissioners was held on Monday, July 24, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: RE-ZONING PETITION...FORD GALE LACEY

Premises affected are situated on the north side of Petersburg Road, formed by the intersection of Petersburg Road and Senate Avenue. The requested change is from A to R-2. The proposed land use is for Apartment buildings.

Commissioner Stofleth moved that this petition be referred to the Area Plan Commission for first reading. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM....MEALS FOR PRISONERS

A claim was presented to the Commissioners from Sheriff Riney, for the meals of the prisoners, in the amount of \$4,039.00.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM THE SCHOOL CORPORATION

A letter was received by the Commissioners from Mr. Riggs, the Assistant Superintendent of the School Corporation, as follows:

Dear Sirs:

In regard to the shelter house at the West Heights Building Trades School, the school corporation is concerned about the liability resulting from possible injury to a child playing in that general area. The shelter house has been examined by our Superintendent of Building and Grounds and by two local reputable building contractors, and in all cases their recommendation has been to remove the roof structure.

The roof structure has deteriorated to the point it is beyond repair and is going to soon become a hazard to anyone within the general area.

We, the school corporation, would appreciate a letter from you giving us permission to remove the roof structure at no cost to Vanderburgh County. We would like to attach this letter to our present lease for future reference. Commissioner Stofleth moved that permission be granted for the School Corp. to remove the roof structure, at no cost or risk to Vanderburgh County. Commissioner Willner seconded the motion. So ordered.

County Attorney Stephens was instructed to prepare the letter to the School Corp. and inform them of the necessary insurance in order to protect the County, that they must furnish.

RE: CLAIM FROM THE INDIANA INSPECTORS ASSN.

A claim was received from the Indiana Inspectors Assn. for active membership dues for Robert Newman, John Baird, Charles Legeman, Paul May and Ed Roehm, in the amount of \$2.00 each or a total of \$10.00.

Commissioner Stofleth said that Mr. Roehm is no longer employed by the County and he would like for the payment of Mr. May to be held up for the present. Commissioner Buthod said that there is a question as to if the County can pay this claim.

Mr. Volpe said that he thought that the only organization that the County is allowed to pay for is the Association of Indiana Counties.

This claim was taken under advisement and referred to Mr. Volpe, the County Auditor, for checking it out.

RE: MR. JERRY JULIAN

Mr. Julian, Vanderburgh County Park Board President, said that he received a letter through Mr. Marlin, requesting that two appraisers be appointed in compliance with HUD regulations and guidelines to appraise the new property that was purchased a couple of years ago at Burdette Park.

He said that the reappraisal would assure the county of it's share of funds from HUD.

Commissioner Buthod said there was some question raised on some of the language of the other appraisal that didn't qualify with HUD. He suggested Mr. John as one of the appraisers, as he has a degree of M.A.I.

Mr. Julian said that there is a guideline issued by HUD that outlines what they consider a qualified appraiser.

Commissioner Buthod suggested talking to the Plan Commission as they are in closer contact with HUD than anyone else. He said that the money will be returned to the General Fund.

Mr. Julian said that the old concession stand at Burdette Park is in poor condition and needs to be replaced, that they have been trying to decide what to do and have gotten some ideas from an Architectural Engineering firm and he asked the Commissioners to rule favorably on their request of engaging the firm of Mills-Wallace & Associates Inc. to draw up the preliminary plans and specifications for the building. He presented a sketch of the proposed building which will have space for concessions, offices, rest rooms and a first aid room. The total package to cost approximately \$68,000.00 which includes the 6% fee of the architects payable upon completion of the project.

Mr. Julian said that the plans will be in three phases and the contract is on the first phase plans which will cost approximately \$2,800.00.

Commissioner Stofleth moved that Mills-Wallace & Associates Inc. be employed to draw up preliminary plans & specifications for the building providing that the County Attorney's find it in order. Commissioner Willner seconded the motion. So ordered.

RE: RESIGNATION OF PARK BOARD PRESIDENT

Mr. Julian submitted his letter of resignation, as follows:

It is with regret that I must inform you of my resignation from the Vanderburgh County Park Board effective August 31, 1972. My resignation has become necessary because of a change in my residence to a location outside of Vanderburgh County, which automatically makes me ineligible to serve as a member of the Board.

I have enjoyed the 3 1/2 years that I have served on the Board; it has been a good experience. I have learned much about county government and have been greatly enlightened on the complexities of operating a county facility such as Burdette Park. It has been my privilege to serve as President of the Board for 1 1/2 years and this I have also enjoyed. Of course, as is the case in all organizations in which there is more than one member, there were times that all Board members were not in complete accord. However, as a Board we were able to function effectively in my opinion.

In looking to the future of Burdette Park it becomes more clear each day that the master plan for the further development of the park be completed as quickly as possible. A good start has been made on such a plan. It is my hope that this project will continue. I urge the county to develop the tremendous potential this park has.

I wish to express my appreciation for the excellent cooperation my fellow board members have given both myself and Mrs. DeVoy. The Commissioners have been extremely helpful to the park as has the County Council.

It would be inappropriate for me to close this letter without telling you how fortunate Burdette Park and the county is in having Mrs. DeVoy as manager of the park. I can only say that if all government department heads were as cost conscious and "public-minded" as Mrs. DeVoy is we would all be "paying less tax and enjoying it more."

My best wishes for the continued personal success of the Park Board, the commissioners and the park management. It has been my pleasure to serve with you.

Commissioner Buthod said that Mr. Spencer, another member of the Park Board is moving to Warrick County, so they will have to name someone to fill out their terms on the Park Board.

He said that having worked with Mr. Julian, the great devotion he has shown to the park and his duties on the Board has been exemplary in every way and it is with great regret that the members of the Board and the Commissioners accept this resignation, as he has done a wonderful job.

Mr. Julian's resignation is effective on August 31, 1972 and Mr. Spencer's resignation is effective July 31, 1972, and since Mr. Spencer is from his district, Commissioner Buthod nominated Mrs. Emily Combs Fowler to fill the unexpired term of Mr. Warner Spencer, commencing July 31, for the balance of the year. Commissioner Stofleth seconded the nomination. So ordered.

RE: AUTHORIZATION TO ADVERTISE FOR BIDS

Mr. Tom Jones requested that the Commissioners authorize the County Auditor, after receiving letter of approval from the State Board of Health and the Department of Mental Health, to go ahead with the advertising for bids for the building for the Association for the Retarded Children. Commissioner Stofleth moved that Mr. Volpe be authorized to proceed with the advertising for bids as soon as state approval has been received. Commissioner Buthod said that in order to get the necessary participation, the state insists on having a representative present at the opening and the awarding of the bids and he has informed them that the bids would be taken under advisement for one week after they are opened. The bids will be opened on August 28th and awarded the following week. Commissioner Willner seconded the motion made by Commissioner Stofleth. So ordered.

Commissioner Willner asked if the present County Attorney's did the work as of last week. Mr. Jones said that they had. Commissioner Willner said that he understood that Tom Lockyear and Russell Lloyd, the two previous County Attorney's, was paid \$6,000.00 to do this work in 1970. Commissioner Buthod explained that the abstracts were mislaid for a time and when they were found, the work had been performed but that there will be no bill for the work done by the present County Attorney's.

RE: LETTER FROM FEIGEL CONSTRUCTION CO. & BOND FOR CONSTRUCTION

A letter and Contractor's bond was presented on the resurfacing of county roads from Feigel Construction Corporation. They asked that this kindly be presented to the County Attorney for his review, signature of the Commissioners, and placed in the project file. The County Attorney, Tom Swain, reviewed the bond and approved it as to form. Commissioner Stofleth moved to accept the Bond, seconded by Commissioner Willner, So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTSCLERK OF THE CIRCUIT COURT

Mary Hatfield	4997 Sycamore	Cashier	\$4,987.56	Eff: 7/16/72
Dorothy Wilson	603 N. St. Joe	Dep. Clk.	4,882.56	7/18/72

RE: EMPLOYMENT CHANGES...RELEASESCLERK OF THE CIRCUIT COURT

Mary Hatfield	4997 Sycamore	Dep. Clk.	4,882.56	7/15/7-
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RECORDERS OFFICE

Deborah Patton	1510 Martin Cir.	Deputy	4,672.32	7/21/72
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VAND. COUNTY HIGHWAY DEPT.

James Gorman	723 Jefferson	Ex. Clk.	3.00 Hr.	7/20/72
Edward Roehm	B-4 Old Crt.	House Engineer	13,500.00 Yr.	7/19/72

COUNTY BUILDING COMMISSIONER

Jo Gaffney		Sec'y-Clk	4,885.00	7/16/72
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RE: LETTER ON LAKEVIEW DRIVE

A letter addressed to the County Engineer from Mr. Adam Bray and his neighbors was presented as follows:

Dear Mr. Roehm:

About two weeks ago I read a news release where your department was preparing to resurface Redbank Road here in the West Side. It occurred to me at the time that it might be convenient to "cut across the field" and resurface "Bump and Grind Drive" formerly known as Lakeview Drive. Time, however, waits for no man and due to the pressure of day to day activities I have neglected to write to you about this "brilliant idea" until today.

I haven't forgotten your directive to Jack Willare, Highway Supervisor, dated March 20, "to schedule a motor project to recondition Lakeview Drive." This is the height of the Road Repair Season and I know your department is

working around the clock -- but I just wanted to make sure the Lakeview project hasn't been "lost in the shuffle." We are well on our "way to China" in a couple of spots. We (the neighbors and I) have taken turns filling chuck holes as a temporary measure against broken axles, springs and twisted ankles. What Lakeview really needs though is the professional attention of Jack Willard and his crew of trained Road Repairmen.

We (the neighbors and I) look forward to the day Jack shows up with his crew on Lakeview.

This letter was referred to the County Highway Department.

RE: MR. LOCHMUELLER ...TRAFFIC SURVEY REGARDING FACTORY ENTRANCE

Mr. Lochmueller reported on Upper Mount Vernon Road, as requested by the Commissioners and submitted the following Traffic Engineering Report:

A comprehensive investigation of traffic conditions and physical characteristics of Virginia Corporation entrance and exit onto Upper Mt. Vernon Road has been conducted.

Volume counts for Upper Mt. Vernon Road was conducted for 24 hours.

An accident inventory and collision diagram was prepared for Upper Mt. Vernon Road and Virginia Corporation entrance and exit intersection.

A physical inventory was conducted for 5600 Upper Mt. Vernon Road area.

The Area Plan Commission Staff recommends the Virginia Corporation improve its entrances and exits onto Upper Mt. Vernon Road. Also, the Area Plan Commission Staff recommends the County install warning signs and cut weeds in right-of-way to improve sight distance.

Mr. Lochmueller submitted diagrams on this report.

Commissioner Stofleth moved approval of the signs to be installed and that the weeds be cut, as recommended by Area Plan and the county to do the work. Commissioner Willner seconded the motion. So ordered.

RE: HILLVIEW ROAD PROPOSED SPEED AND WARNING SIGNS

Mr. Lochmueller submitted a traffic engineering report on Hillview Road as follows:

A comprehensive investigation of traffic conditions and physical characteristics of Hillview Road - between #3 School Road and St. Wendell was conducted to determine the validity of using speed limit signs (35 mile per hour signs) and warning signs.

Volume counts for Hillview Road between #3 School Road and St. Wendell Road was conducted for 24 hours on June 23, 1972.

An accident inventory and collision diagram was prepared for Hillview Road to determine whether speed limit signs and warning signs should be installed.

The Area Plan Commission Staff recommends that 35 M.P.H. signs and 20 M.P.H. advisory speed signs with turn signs be installed on Hillview Road. Mr. Lochmueller submitted diagrams on this report.

Mr. Lochmueller said that Area Plan intends to go over several major streets in Vanderburgh County and make other recommendations.

Commissioner Stofleth moved to approve the installation of these signs, as recommended by Area Plan. Commissioner Willner seconded the motion. So ordered.

RE: CHANGING THE STOP SIGN FROM THE WEST APPROACH ON ST. GEORGE ROAD TO THE SOUTH APPROACH ON HITCH AND PETERS ROAD.

Mr. Lochmueller submitted the following traffic engineering report on above change:

A comprehensive investigation of traffic conditions and physical characteristics of the St. George Road and Hitch and Peters Road intersections was conducted to determine the validity of the stop sign at its present location.

Volume counts for each approach on the St. George Road and Hitch and Peters Road intersections were conducted for 24 hours in March of 1972.

An accident inventory and collision diagram was prepared for St. George Road and Hitch Peters Road intersections. This accident inventory is for a 12-month period from January, 1971 through December, 1971.

A physical inventory was conducted for the St. George and Hitch and Peters Road intersections.

Analyses were made for St. George Road and Hitch and Peters Road to determine the degree to which each of the warrants were met.

This intersection does not meet any of the Multiway Stop Sign Warrants.

The Area Plan Commission staff recommends that the existing stop sign on the west approach of St. George Road be relocated to the south approach of Hitch and Peters Road. The relocation of the stop sign will then meet the following requirement: An intersection of a less important road with a main road where application of the normal right-of-way rule is unduly hazardous.

St. George Road will be the preferential road and speed signs to be placed accordingly at 35 M.P.H. was part of the recommendation. Commissioner Stofleth moved that this change be added to the change on Hillview Road and the County Attorney is instructed to prepare an ordinance for the necessary signs. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM SHERIFF RINEY

The following news release was submitted to the Commissioners on the recreation of inmates of the Vanderburgh County Jail:

You have recently read or heard where the Vanderburgh County Grand Jury recommended, if possible, recreational facilities in the Vanderburgh County Jail.

I would most certainly work on this request if at this time I thought it was feasible to do so. I have studied the situation as it is now and to begin recreational activities in the County Jail three additional men and another matron would have to be added to my staff to even have such a program. This would immediately cost \$36,000.00 per year. To make space available for such activities and the only space we would have available would be on the roof, I know without even getting estimates it would cost thousands of dollars to install security measures to prohibit escapes and injuries.

I feel that there are not enough prisoners that stay here an extreme amount of time that would warrant spending the many thousands of dollars it would take to have a recreational program. So, therefore, I cannot justifiably request the County Commissioners or Civic Center Authority to take their time to study such a proposal.

Commissioner Buthod said that he thought that in the planning stage, it should probably be planned for less facilities for maximum security in some sort of honor farm system or rehabilitation system for the prisoners but it is out of the question and there is no way that he knows of, to conduct any sort of rehabilitation program, and it is ironic that a man who is convicted of a major crime can become a trustee and go to an honor farm within the state penal system and locally, a man that is convicted of a misdemeanor or minor crime has to serve his term in a maximum security facility, and nothing much can be done about it.

RE: LETTER FROM PROSECUTING ATTORNEY ON FURNITURE

The following letter was received by the Commissioners from Mr. William J. Brune:

Dear President:

Please be advised that following a telephone conversation with your secretary regarding additional secretarial furniture for our office, we now have available in the Prosecuting Attorney's Equipment Account, No. 10-602, the sum of \$250.00 for the purchase of a secretarial desk and chair.

We would appreciate that you take whatever action is necessary to acquire these items. It is hoped that the newly acquired desk and chair will be comparable in style and craftsmanship as the present desks and chairs in our office. Thank you very much.

Mr. Volpe said that Mr. Brune can buy this furniture from the company that he so desires and that he wants to buy it from Smith & Butterfield so it will be the same type of furniture that he now has.

Commissioner Stofleth moved that the Prosecutor be directed to proceed at his discretion in the ordering of the furniture within the limitations of his budget. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

The following claims were submitted by Mr. Roehm:

A claim for his trip to Indianapolis on May 4, 1972 in the amount of \$57.54 for transportation, parking and steno services.

A claim for his trip to Indianapolis on May 11, 1972 in the amount of \$45.19 for transportation.

A claim for taxi fare in Indianapolis on June 27, 1972 was also submitted by Mr. Roehm in the amount of \$4.25. The plane for this trip was furnished by the Teamsters Union for Mr. Roehm, Mr. Swain, Commissioner Willner and Mr. Lochmueller.

A claim from Mr. Roehm in the amount of \$3.35 on account #191-22 for a template at \$2.60 and 3 copies at 25¢ each.

A claim from Smith & Butterfield for a national pad in the amount of \$1.22 from account # 191-4.

Commissioner Stofleth moved that the three claims for transportation of Mr. Roehm be approved but that the other two claims not be allowed as all office supplies are to be purchased from Atlas Office Supplies this year as they have the bid.

Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks, the acting Building Commissioner, requested permission to talk to the Commissioners after the meeting.

Commissioner Buthod said that the Commissioners would be interested in talking with him.

RE: MR. BIGGERSTAFF ...CLAIM

Mr. Biggerstaff presented a claim from Wink Construction for alterations to Cabin # 13 at Burdette Park in the amount of \$5,760.00. He said that 10% retainage fee of \$640.00 is being held until they put guards on the screen doors and install the screens in the windows of the cabin.

Commissioner Stofleth moved that this claim be allowed upon the recommendation of Mr. Biggerstaff. Commissioner Willner seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard presented the Highway Budget that he & Mr. Biggerstaff prepared after reviewing the performance and expenditures, for the Commissioners to study.

RE: MR. HARNESS

Mr. Harness said that the rate charges at the Pleasantview Rest Home had been discussed previously and that Mr. Morrison, the Pigeon Township Trustee, feels that he does not owe the charges that were submitted to him. He said there were two things in question, one being when this law becomes effective that limits the amount to \$100.00. He presented a statement he received from Indianapolis stating that the amount would not become effective until some time in August.

Commissioner Buthod said that Mr. Harness would then be entitled to regular charges until the \$100.00 goes into effect.

Mr. Harness said there are only two patients that come under this status, also that since the Aid to the Disabled bill was passed in the last session of the General Assembly permitting people on A.D. to receive as much as \$200.00 from Welfare per month, if they are in a licensed nursing home, so he should begin to see the full charge of \$115.00 in August for those on A.D. and next year he was sure they would pay \$125.00 since the rates are being raised. He also said that Mr. Morrison told him that the Trustee does not pay anymore than Welfare, however he takes this information from the Trustee's manual of 1971.

This matter was referred to the County Attorney's for recommendation.

RE: HEALTH INSURANCE

Commissioner Buthod said that Mr. Dauble and Mr. Briley of the American United Life Insurance Co. had talked to him last week in that there is an optional feature to the County Health Insurance program that can be made available to the county employees.

Mr. Dauble said they now have a Term Insurance Policy and basically what the employees have is a \$2,000.00 life Insurance Policy and in the event that they leave their county job or retire, the policy has a conversion clause which is at the age at the time of termination. He asked the permission of the Commissioners to amend the contract so the employees can convert their policy to term life, that the County is now paying for, at their age at time of conversion, at no cost to the county.

Mr. Dauble said the premium was not increased this year, nor will it be increased next year.

Mr. Dauble said that he had talked with Mr. Volpe and was told that the payroll deduction can be worked out.

Commissioner Stofleth moved that American United Insurance Co. be allowed to amend their contract and have permission to contact the various offices on the conversion of Insurance that the employees have, on a voluntary basis, at no cost to the county. Commissioner Willner seconded the motion. So ordered.

RE: MR. MUNGER

Mr. Munger said that the city has just gone through the first phase of their budget review and there was much talk on economy and of various ways to hold down the tax rate and it is almost time for getting the specifications ready for 1973 purchasing, also that talk is going around that there can be combined purchasing by the City & County and he urged consolidated purchasing be made of the highest priority and hopefully get some agreement within the next several days so specifications can be prepared for next years purchasing.

Commissioner Buthod said he will check with the city as he thought consolidated purchasing is of the highest priority and will hopefully get something worked out, but to say that a purchasing agency would be set up, which is what he has been holding out for, requires an agreement under the Inter Local Corp. Act and such an agreement requires the approval of the Attorney General.

Commissioner Buthod said that he feels that every governmental unit should work under one centralized purchase agency.

RE: MR. KOCH

Mr. Koch presented the following report:

- I. Dangerous conditions on road shoulders. Located several holes at berm of road covered with dry grass and weeds, difficult to see the danger.
- B. Location of same one such on old state road at spot where L & N R R will cross. On Tuesday, July 18, 1972 about 9:30 a.m. noted dip in shoulders stopped and checked, found 5 on west side and 3 on the east side, Diameter from 24" to 36" depth varied from 2 feet to 6 feet.
- C. Put up temporary red markers. Painted arrow red aside road spot.
- D. Reported in person to garage, Hiway Superintendent Jack Willard was present, as were Mr. Foster and Mr. Siebeking. Mentioned the hazard. Jack Willard told Asst. Hiway Superintendent Foster to check at once.
- E. On Wednesday, July 19, checked again and no work was done. Reported to Mr. Willard, no work was done, advised me to be at the garage the next morning to show Foster the area. Foster stated could only find two such holes. When on scene, showed him all eight. One need to scour through the dry grass to find. Foster said he walked the area and only able to locate two. Mr. Koch told him of the importance of filling at once.
- F. Checked again Thursday, no work done. Reported to Mr. Willard, said need to draw picture to see the spot. Sometime on Friday, July 21, 1972, clay was put into the holes, but not tamped. First rain will afford a drop and they will need to be filled again. Entirely too long a time lapsed from first time Mr. Foster was told until the time he made the final repair. Pedestrians and horse back riders could have been victims of such conditions.
2. Many other areas in same condition. On Spry Road, old cross ties formerly used as guard rails rotted out, fell into ditch, clogged ditch, caused water to wash out edge of road black top and mail box fell into ditch. Such on Upper Mt. Vernon Road, Heckel Road, Peerless Road. Cause former fence posts or phone or electric and wood guard rails removed. No effort made to cover the hole. Old Petersburg Road one such near Kansas Road, covered after one of the McCutchans fell into the hole. Previous reports made on all of the above and our supervisors need to pay more attention to just such road hazards. The Hwy. Superintendent cannot cover all the fields and it seems at times that his order is not carried through.
3. Such holes cause water to fill in same and do much damage to side of the road. High shoulders another detriment to our good roads. Wash out edge of road.
4. Dire need of trained crew to check ditches, culverts be cleaned, brush and trees removed from the ditch and road shoulders. Bridge approaches to be checked for edge wash outs and avoid weeds at approaches. Such safety measure would pay good dividends. One injury damage suit could be most costly aside of the loss of prestige in safety
5. In the future when dangerous situations are noted, as in the Columbia

Delaware guard rail spindles area of 4 feet wide knocked out and took ten days to replace and opening right above Pigeon Creek center depth. On this, an emergency wood frame was put into place however several days elapsed before this was done. First reported in March

6. Drainage problem on Old Petersburg Road homes 9911-21 and 33 Address. Broken culvert. McCutchanville Volunteer Fire Dept. will furnish Hi-pressure pumper to clean culvert.

WATER, GAS AND PHONE INSPECTIONS...July 24, 1972

On four different current jobs inspections made of a morning, after closing hours, check on Saturday and Sunday, find safety conditions complied with. On the old No. 460 water line, using a trencher to cut the ditch. Such equipment makes a neat cut and throws dirt on even keel on side.

R.F. Traylor Co. on part of old No. 480 and on Koring Road due to the closeness of the homes, need to check carefully for gas lines and sewer lines. On such cases need to use a back hoe, which nature of the idg, is not as neat as the trencher. Wanted to make note of this as some folks called attention to the two jobs and noted differences.

In checking road surface on Koring Rd. on Saturday and Sunday, found that Traylor did a neat job of clearing the road of any loose soil. The same applies to S.I.G. & E.Co. on Hogue Road and Ind. Bell Telephone Co. in the same area. Some cuts-in temporary fill made as need be used later in week or so. Then black top is applied as permanent. All firms have been most co-operative in complying with regulations and Safety Flag man on the job.

RE: MR. ROEHM

Mr. Roehm presented a Certificate of Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts from the Industrial Board of Indiana for Southwest Engineering Inc. for the Volkman Road project. Received and ordered filed.

Mr. Roehm presented a letter in regard to the County's application for construction of the flood way of Locust Creek. It stated that the application was received on May 31, but they are unable to locate any of the information on this project and assume it was lost in transit and they would continue to hold the application pending receipt of the necessary information.

This matter was referred to Mr. Biggerstaff and Mr. Smith.

RE: MR. WILLARD

Mr. Willard asked the permission of the Commissioners to go with Feigel Construction Co. in order to check Wortman Road.

Mr. Biggerstaff said there was some money that could be transferred to the Contractual account to help on the resurfacing of the various county roads.

Commissioner Stofleth moved that permission be granted for Wortman Road to be resurfaced. Commissioner Willner seconded the motion. So ordered.

RE: CANDIDATE RECOGNIZED

Commissioner Buthod recognized Mr. Bob Shaad, who is running for County Commissioner this election.

RE: MILEAGE CLAIMS

Mileage claims have been approved for Robert Reid in the amount of \$4.00 and for Paul May in the amount of \$68.80 because they were within the normal scope of their activities.

RE: POOR RELIEF

LAVADA HOWELL.....701 Garfield...Pigeon Township...Mrs. Sallee, Investigator. Mrs. Howell asked for help on rent until she can go back to work. She is six weeks behind in rent. She is divorced and has a son who is in service, but went A.W.O.L. and at the present time is serving time in the stockade. Mrs. Howell has no source of income and Mrs. Sallee suggested that she make application to Pleasantview Rest Home but Mrs. Howell refused to do so. She said that she has signed up at the unemployment office and presented a letter from her landlord, also she is getting food stamps through Welfare. Commissioner Buthod suggested that Mrs. Howell put in application at the hospitals.

Commissioner Stofleth moved that the Trustee contact the landlord and offer him \$50.00, as allowed, as partial payment on the rent and that they try to help Mrs. Howell to find a job. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner suggested that she place an ad in the paper, as there is always someone needed to care for the sick or elderly.

MACY MOENNING....1209 Henning...Knight Township...Mrs. Mueller, Investigator. Mrs. Moenning is in the hospital and her son, Randy Beliles appeared on her behalf.

Mrs. Moenning sold her property at 701 Hanover St. in November of 1971 for \$15,250.00 and is renting from her son for \$50.00 per month. She lives with her son and the house payment is \$88.00 per month. He is employed at Faultless Caster. Mrs. Moenning made application on June 9 for help on medical bills. There are 3 other children who live out of the city.

Mrs. Moenning has an income from Social Security, Veterans Pension and Faultless Caster Pension totaling \$216.92 per month.

Mrs. Moenning's application was denied because the Trustee was unable to determine what happened to the proceeds from the sale of her property and whether or not Mrs. Moenning has a checking or savings account. The Trustee also feels that the children should assist their mother with her bills. He also felt that Mr. Belile's might waive the rent payments he is receiving from her and use the money to help on her bills. The Trustee has talked with the hospital and they are willing to accept monthly payments on her bill. Mr. Beliles said that the other children all said that they have their hands full so it is left up to him to do for his mother. He also said that his mother will be eligible for Medicaid in February.

Commissioner Willner said that Mrs. Moenning's case is one of permanent disability and an application should be obtained from Welfare for A.D.

He asked Mrs. Mueller to assist Mr. Beliles in doing so.

The property on Hanover was not paid for when it was sold and there is \$2,600 that hasn't been accounted for.

Mr. Chaddock said that he would contact the doctor's and the hospital and run down the facts to see if he can find where this money went as the Welfare will want to know. This case was referred back to the Trustee.

Mr. Ray Scherer has complained that on the Volkman Road Bridge project, they are hauling dirt off his property and no provision has been made for it. Mr. Eifler is to be contacted on this so that he can call Mr. Scherer.

Mr. Willard said that there was an accident where there are chuckholes in the street and that the crew is filling them up.

Mr. Willard said that there is a bad situation in Union Township on the bridge as there are no bannisters on it. Mr. Biggerstaff said the cost will be around \$15,000 to repair this bridge. Commissioner Buthod asked Mr. Biggerstaff to draw up the plans and present them at next week's meeting.

Meeting recessed at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain
William Stephens

REPORTERS

S. Clark
R. Lyles
C. Leach
G. Clabes
A. Jackson
H. Marynell

Secretary: M. Meeks

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JULY 25, 1972

A special meeting of the County Commissioners was held on Tuesday, July 25, 1972, at 9:15 a.m. with President Buthod presiding.

Consideration of the minutes of yesterday's meeting was deferred until next week.

RE: PROBLEMS AT THE COUNTY GARAGE

Mr. Willard, Mr. Knarian and Mr. Charles Whobrey, business agent for the Teamsters Local 215 which represents the highway workers, appeared before the Commissioners on problems at the county garage.

Mr. Willard said there is no trouble with the union but that his men are in the wrong classifications. He said that there are truck drivers who can do nothing but haul dirt and there are only three men out of fourteen that can tailgate gravel down the road or spread dust when the road is bleeding. He said that of his operators, that there are only two men that can operate three or four pieces of equipment and only two of the nine heavy equipment operators are actually qualified to operate heavy equipment.

Mr. Willard said that when he wants to change a man from one piece of equipment to another, they complain that there are other men sitting there who get the same amount of money that he does and he gets mad and goes home, which leaves him in a spot.

Mr. Willard said if there is a tree down at night, there are only two men he can get out and the next morning the other men jump him about calling the same men, they want the overtime but they can't do the work.

Commissioner Buthod asked what the training capacity is of these men, if they lack the training or if they lack the capability.

Mr. Willard said there are truck drivers at the garage that can neither read nor write.

Mr. Willner said that Mr. Willard called him to tell him that a man had walked off the job so Mr. Willner called the man and asked him what the trouble was. The man told Commissioner Willner that there were nine other operators there and he felt he was being picked on because every time they needed something done, they pulled him from one job and put him on another and he couldn't take it any longer, so he left.

Mr. Willard said he had no laborers that could be moved up and he needed five well qualified operators and if they could go from one job to another, this would be enough.

Commissioner Buthod said the men should be reclassified, those that fall down on the job, as the men need to be protected.

Commissioner Stofleth asked if these men could be trained to operate the equipment and to do the various jobs.

Mr. Willard said if he took the time to train them, he couldn't get the work done.

Mr. Whobrey said that one thing that is needed, where men are rebellious, is strong management, as the men must have respect for authority. He thought disciplinary action must be taken and if people won't do their job, they will have to be reclassified, also the men will have to be trained but if a man could run all the equipment, he could make more money than he is making by working for the county. He said he would be happy to meet with Mr. Willard and the men to try to enlighten them of the problems and urge their cooperation. He said he didn't think Mr. Willard should have pressure put on him by the workers as to the way they are assigned.

Commissioner Stofleth said if the men cannot do the job, it is better to have a school of training and know that Mr. Willard will train them to do the job.

Commissioner Buthod said that they were going to work at the county garage, in general, with men who cannot hold jobs in private industry, although

some of them are very good and talented they are going to have to make do with a certain amount of people who are on the low end of employment capability because of what the county pays. He thought that these men could surely be trained to run one or two pieces of equipment.

Mr. Knarian said that the man that walked off the job is a good operator and he has done a good job and if the man that was suppose to do the job had done it, there would have been no reason to pull the other man off his job and put him on another and he shouldn't have been involved. He said that if a person has a job to do, it is his responsibility to see that it gets done.

Commissioner Buthod said he has a certain amount of sympathy for a guy that is carrying the whole load.

Mr. Knarian said that he does jobs a lot of times to cover for some of the guys that can't do it and are still drawing operators pay, but they still resent it if he makes a few dollars more than they do.

Commissioner Willner said he is of the opinion that there should be a reclassification at the county garage as to the management's disgression.

Commissioner Stofleth said he thought Mr. Whobrey, Mr. Knarian and Mr. Willard should get together and Mr. Whobrey should talk to the men.

Mr. Whobrey said he would talk to the men and if they can't or won't do the job, it would be agreeable to reclassify them.

Commissioner Buthod said this should be done with the understanding that the Commissioners don't expect supermen out there, but a reasonably good ability to operate some of the equipment, willingly, and if it takes some training, it is possible that a representative of the equipment companies could come and check the men out on the machinery and this could be one approach on the reclassification. He thought the union also has a duty, not to penalize capable people, as much as they have to protect the jobs that people are doint to the best of their ability. He said it is possible that new classification catagories are needed.

Mr. Whobrey said there will be a meeting with men on Friday at 4:30 p.m. and he will first talk to Mr. Willard and Mr. Knarian to find out more detail and will try to get some sort of resolution from the men, as to how to resolve the problem, to get the job done and at the same time, to respect their rights.

Commissioner Buthod said that one thing that might have to be done is to say that no one is to approach the Superintendent except through the Shop Steward.

Mr. Knarian said that most complaints are on the job and he has told the men if they have problems to come to him but instead, they start squabbling among themselves.

Mr. Whobrey said that he will emphasize that he has been recognized as the bargaining agent for these people on working conditions and therefore they should handle their working condition problems initially th rough the Steward and he will work with Mr. Willard to get the problem resolved. The Commissioners thanked Mr. Willard, Mr. Knarian and Mr. Whobrey for taking the time to appear before them, today.

Meeting recessed at 10:15

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

COUNTY ATTORNEY

Thomas Swain

REPORTER

G. Clabes

Secretary: M. Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
JULY 31, 1972

The regular meeting of the County Commissioners was held on Monday, July 31, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REQUEST FROM THE BOARD OF WORKS

Mr. Sauer requested that the Board of Works be permitted to borrow a mow-trim and a portable weed cutter from the county, as they don't have enough equipment to do all the work that has been requested of them. The County Attorney told Commissioner Stofleth that he thought it was okay for the Board of Works to borrow this equipment, but rather than to take it upon himself, to bring it before the Commissioners at their regular meeting. Commissioner Buthod said that he had no objection at all, as long as there is no budgetary problem.

Mr. Sauer said that he would use his own men for the job.

Mr. Stephens said that on the consolidation aspect, a promise was made that a minimum charge would be made on any equipment loaned to or by the county. Commissioner Stofleth moved that the mow-trim and the portable weed cutter be loaned to the Board of Works at the cost of \$1.00, not to exceed 60 days.

Mr. Munger urged the Board of Commissioners, in the spirit of consolidation, to add to the motion that this \$1.00 charge shall be for this equipment and any other equipment during 1972, that may be loaned by the city or county.

Commissioner Stofleth said that his motion stands. Commissioner Willner seconded the motion by adding that the equipment be inspected upon it's return and it's condition shall be in the same condition as when they borrowed it. So ordered.

RE: DISCUSSION OF LOAD LIMIT ON OLD RIVER ROAD

Mr. Stephens has researched the question of whether or not a limit can be placed on Old River Road. He said that according to the statute, he thought a load limit could be placed on this road and he presented the statute to Commissioner Buthod who read it aloud.

Mr. Willard said that the triple axle trucks of J.B. Mining Co. has been traveling this road.

Commissioner Buthod asked if it would be better to limit travel on the road by axle or weight.

Mr. Stephens said he thought to limit it by weight.

Commissioner Willner said that the Commissioners must keep in mind that for one business on Boonville-New Harmony Road, they took off the five ton load limit off and put a twenty ton load on it for one company and now they are going the other way and putting a load limit on a road for the restriction of another company and thought they should be very careful in their decisions. Commissioner Stofleth said that the thickness of the road should be taken into consideration. He suggested that Mr. Willard and the County Engineer get with the J.B. Coal Mining Co. and see what can be worked out.

This matter was referred to Mr. Willard and Mr. Biggerstaff.

RE: LETTER FROM THE CITY ON COUNTY OWNED PROPERTY

A letter was received by the Commissioners from Mr. Taylor, the Chief Housing Inspector, on the property at 660 S. Governor St. as follows:

Dear Sir:

The property which you own and which is identified above has recently been inspected for its compliance with Chapter 1711 through 1719 of the Municipal Code which has established minimum standards for the continued use and occupancy of residential property.

The purpose of these inspections is to encourage property owners to correct any deficiencies which may exist and thereby upgrade and improve our City's neighborhoods. The report on your property identified the following deficiencies.

- Foundation-rebuild foundation all around
- Chimneys-point rear chimney
- Exterior walls-replace missing siding
- Floors-rough and weak

The deficiencies may be corrected by making the repairs. It would be appreciated if you would please correct these deficiencies at your earliest convenience. A re-inspection will be made within sixty (60) days in order to ascertain the progress being made. If you so desire, our inspectors will be happy to meet you at the property in order to discuss a repair program with you. If you have any questions, please feel free to contact me at 426-5462.

Mr. Bates said that he has looked at this property and said he thought it would cost about \$550.00 to tear it down, also that there are some people living there.

Mr. Crooks said that he will look at the house and inspect it and he will also try to find out by whose authority that these people are occupying this house.

RE: CERTIFICATE NEEDED

Mr. Volpe said he had talked to Mr. Crooks about some buildings that were torn down and he said that two buildings that were torn down definitely belonged in the demolition fund and he must have a certificate from Mr. Crooks, ordering him to get the money back from the land owners. These properties are Ted Cole's Barbecue and a house on Elliott Street. Mr. Crooks said he will see that Mr. Volpe gets the certificate that is needed.

RE: ADMISSION OF T. B. PATIENT

A letter was received by the Commissioners from the Tuberculosis Control Officer of the City-County Health Department, stating that Irene R. Knight of 2819 W. Franklin Street was admitted to Good Samaritan Hospital in Vincennes, Indiana on July 19, 1972, for isolation and treatment of active pulmonary tuberculosis, that Mrs. Knight is a Vanderburgh County resident, medically indigent for tuberculosis, and entitled to financial assistance for this current hospitalization and medical care.

Commissioner Stofleth moved that this admission be approved. Commissioner Willner seconded the motion. So ordered.

RE: APPLICATION FOR ANNUITY SURVIVOR BENEFITS

A letter was received by the County Commissioners, addressed to Mr. Volpe, from the State Public Employees' Retirement Fund, as follows:

Dear Mr. Volpe:

We are writing in regard to the recent refund claim filed on behalf of the late Mr. Hass.

The statutes governing the Public Employees Retirement Fund provide that an employee must be a contributing member for a period of 6 months to be eligible for monthly benefits. However, if Vanderburgh County wishes to accept the employer liability for a monthly benefit payable to Mrs. Hass, we could initiate life time monthly benefits. If, however, Vanderburgh County does not wish to accept this liability, we will process the refund claim.

We are enclosing an Annuity-Survivor application which may be completed if Vanderburgh County wishes to accept this employer liability.

Mr. Volpe said this is a case that will never occur again, that the law says that a man should be working six months to be eligible for any benefits unless the County waives it and that Mr. Hass died about a month after the County went on this system. Mr. Hass worked in the courts. Commissioner Buthod said that he thought they should know in what terms of money is being talked about here.

Mr. Stephens said the way it was explained to him, it wouldn't cost the County anymore money.

Consideration of this matter was deferred until next week, to give the County Attorney an opportunity to investigate it further.

RE: LETTER OF CONFIRMATION

Mr. Biggerstaff said that he had received a letter of confirmation on Project S-396-4, St. Joe. He said that the State had agreed to another set of plans for this project so he had filed it with the Natural Resources who signed it and now it has been returned.

RE: COMPLAINT ON PROPERTY DAMAGE

A letter was received by Mrs. Sauer from Mrs. A. Hurm, as follows:

Dear Mrs. Sauer:

I am re-writing this letter, first sent to the County Commissioners on June, 1971.

Dear Sirs:

At our request, a Mr. Scott representing the County Commissioners and Mr. Buthod in particular came to our house to look into the complaint about damage done to our property during the widening of Lynch Road about 7 years ago. Mr. Scott agrees that we do have a valid complaint and that there is definite damage done to the residue of the land.

The shovel dug 15 feet into the yard the whole length of the 150 feet lot and the yard which did gradually slope to the road is now a drop-off.

Mr. Scott agrees the situation will get worse as the land is slipping away more and more. It is much to steep to mow so in addition to the weeds, young trees grow there and block our view as we leave the driveway and watch for on-coming traffic.

Water from up the road comes out of sewer pipes and runs over the ditch in front of our lot.

Mr. Scott says I may quote him as saying that we need one or both of the following:

Re-slope the yard or re-install sewer pipes. Preferably both, Mr. Scott advises.

We realize this would mean granting several more feet of Right of Way in order to make a gradual slope and we are willing to do this.

Please give this your attention as the situation is getting worse.

Mr. Biggerstaff said that there are two houses at this location and the banks are very steep, that they had talked about putting a pipe under there and slope the banks back. He said that this was approved but that nothing was ever done.

Mr. Biggerstaff said he had received a letter from Mr. Butterfield about Lynch Road and he presented a map as to what was proposed at the meeting they had and Mr. Willard has a problem in that he only has \$1,800.00 in his guard rail account and he is going to need guard rail that will run approximately \$9,000.00, to put it in on Lynch Road. He thought the county would put in the guard rail and hire a grader man to pull the shoulders down and then the county can put in about a two foot strip of rock. He said some money could be transferred to this account.

Commissioner Stofleth moved to proceed with this project in accordance with the plans, on the recommendation of the Co. Eng. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Cuts-In were presented and referred to Mr. Biggerstaff.

RE: CLAIM

A claim was presented by Mr. Biggerstaff. Estimate #1 on Volkman Road Project in the amount of \$8,190.00. The total being \$9,100.00 less a 10% retainage fee of \$910.00. He recommended approval of this claim. Commissioner Stofleth moved, upon the recommendation of the County Engineer, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CROP DAMAGE

Commissioner Willner asked if the problem was straightened out on Wortman Road.

Mr. Biggerstaff said he thought the main problem was the crop damage that was done on the Right-of-Way and they are going to measure the area and pay them at the rate of 100 bushel an acre.

RE: PLANS APPROVED

Mr. Biggerstaff presented plans for the widening of a structure on Seminary Road, just north of Kingsbury Road. He said that he would get the specifications ready and present them for the advertising of bids next week. He said that the cost of this project will be approximately \$18,000.00. Commissioner Stofleth moved that the final plans, as recommended by Mr. Biggerstaff, be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Schaad and Mr. Ossenberrg, candidates for County Commissioner, were welcomed by Commissioner Buthod.

RE: QUESTION ON VOIGHT ROAD

Mr. Biggerstaff said that there was a question on Voight Road as to if it had ever been accepted by the county for maintenance as this can't be found. He said that Mr. Blandon lives on the Northwest corner of the intersection of Voight Road and Heddon Road and his land has been flooded for a long time. He said that Mr. Effinger and his father owns the land on the South side of Voight Road and all of the water collects in this section. The county has chip and sealed the road and also cleaned out a ditch there. He said that they don't have enough pipe size to carry this water off and there will have to be sufficient pipe installed to carry water off the west side of the road. Mr. Effinger said that Voight Road was suppose to have been accepted by the county under the George Kissel administration about 20 years ago. He said there was a boulevard on this road at one time and the ditch ran down the center of the boulevard and since then the ditch was filled and one was put on each side of the road and is only half as big as they should be. He said that Oak Hill Road has brought in all the extra water with improvements that have been made.

Commissioner Buthod said that as long as the road has been there, he thought it could be accepted by the county in it's present condition. The Commissioners agreed to go with the gentlemen to look at this problem after the meeting.

Mr. Wm. Ritzert said that he was before the Commissioners in March to see about getting his ditch cleaned out on Heseman Road and they came out to give an estimate but he has received no action.

Mr. Biggerstaff said that the Commissioners might want to look at this, also, and he believed that this was one of the ditches around Eastview Drive that was cleaned to drain off Oak Hill Road.

Commissioner Buthod said they might as well look at this problem while they are in that area.

Mr. Willard reported that Red Bank Road is half finished, from Hogue Road to Upper Mount Vernon Road.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VOTERS REGISTRATION OFFICE

Madge Roehm	410 Miller Rd.	Clerk	\$15.00 Day	Eff: 7/31/72
Agnes Stinnett	1155 S. Vann Ave.	Clerk	\$15.00 Day	Eff: 7/31/72

RECORDERS OFFICE

Ellen L. Sheets	3307 Bayard Pk. Dr.	Deputy	\$4,672.32	Eff: 7/26/72
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PLEASANTVIEW REST HOME

Geneva Sweeney	700 Senate Ave.	Cook	\$315.00 Mo.	Eff: 7/30/72
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VANDERBURGH COUNTY HIGHWAY DEPT.

Shirley Stofleth	15 S. Barker Ave.	Clerk	\$4,700.00	Eff: 8/1/72
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RE: EMPLOYMENT CHANGES...RELEASES

VOTERS REGISTRATION OFFICE

Thelma Rayley	9001 Petersburg Rd.	Typist	\$15.00 Day	Eff: 7/20/72
Nancy Kleiman	4807 Norbourne Way	"	"	"
Elsie Saberton	824 Taylor	"	"	"
Janet Edwards	400 S. Barker	"	"	"
Kathy A. Dillingham	2637 Ravenswood	"	"	"
Ann Cassidy	2165 Bellemeade	"	"	"
Myrtle Woehler	2705 Selzer Rd.	"	"	"
Gloria R. Evans	1369 E. Chandler	"	"	"

00584

RE: EMPLOYMENT CHANGES...RELEASES....CON'T.

VOTERS REGISTRATION OFFICE...CON'T.

Frances Mueller	2904 Wimberg	Typist	\$15.00 Day	Eff: 7/20/72
Stella Mangum	712 Ridgeway	"	"	"
Elizabeth Omer	1052 Madison	"	"	"
Mary J. Mooney	105 N. Oakland Ave	"	"	"

PLEASANTVIEW REST HOME

Vera Green	700 Senate Ave.	Cook	\$315.00 Mo.	Eff: 7/28/72
Geraldine Scott	1017 Baker	"	"	"

VANDEBURGH COUNTY HIGHWAY DEPT.

Gordon Alvey	314 S.E. 3rd St	Summer Help	\$2.25 Hr.	Eff: 7/31/72
Paul J. Biggs	3401 Lincoln	"	"	"
Charles A. Blake	3500 Stratford	"	"	"
David Gullledge	R.R.8 Box 393 E	"	"	"
Jeff E. Hansen	909 N. Alvord	"	"	"
Henry L. Hughes III	610 S.E.1st	"	"	"
Glenn Ingle	3015 Mulberry	"	"	"
James L. Jackson	829 Ravenswood	"	"	"
John H. Sterne	2308 E. Gum	"	"	"
William Studwell	2300 E. Mulberry	"	"	"
Michael J. Weber	1701 Trailer Terrace	"	"	"
Kim Wood	7417 Washington	"	"	"
Nick Zenthoefer	2463 W. Virginia	"	"	"
Tony Larvo	2930 Lakeview Blvd.	Laborer	3.00 Hr.	"
Reuben Johnson	841 Bellemeade	Summer Help	\$2.25 Hr.	"
David Long	2134 Ridgeway	"	"	"
Mark Lutterbach	2911 Mesker Pk. Dr.	"	"	"
Kenneth Metz	2026 Audubon	"	"	"
Daniel O'Rourke	1606 Sweetser	"	"	"
Richard L. Paul	1312 S. Red Bank Road	"	"	"
Thomas G. Rake	7201 Washington	"	"	"
William T. Raley	314 S.E.3rd	"	"	"
Mark Russler	5613 Madison Ave	"	"	"
Bruce Stanley	28 Johnson Place	"	"	"

RE: ADMISSION TO PLEASANTVIEW REST HOME

Mr. Harness presented an application for the admission of Charles Basket to Pleasantview Rest Home and recommended the admission be approved. Commissioner Stofleth moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness reported that he received a letter from the State Fire Marshall's office giving Pleasantview Rest Home a clean bill for the deficiencies that has been corrected by the emergency lighting system that was installed and that he and Mrs. Harness devised a formula that was acceptable in fire-proofing the drapes, dipped them, did them up and rehung them at a great savings to the county. He said that Medicaid did reduce their rates, that he sent the state a letter of protest and last week he received an answer to the effect that the Medicaid rate has been restored to the former rate of \$12.50 and this will necessitate the billing of back payments which will be some \$5,000.00 which will go into the general fund.

RE: RATE OF PAY VERSUS TOWNSHIP TRUSTEE

Mr. Swain said that Pigeon Township Trustee, Mr. Morrison, owes the Pleasantview Rest Home money, he suggested waiting until the law is promulgated and at that time, will arrive at a figure. Mr. Harness said that this has caused problems in the bookkeeping. Commissioner Butted explained that what happened was that the last legislature passes a law limiting the County to \$100.00 per month, charges for the Township Trustee's and they had been paying \$115.00 which is still perfectly legal until the new law goes into effect, but Mr. Morrison has refused to pay the \$115.00 rate because the law has been passed even though it is not effective, so there is a quarrel going on.

Mr. Harness said there is another problem about the difference between the A.D. recipient which is \$80.00 and the \$115.00 and because of the way it reads, Mr. Morrison doesn't want to pay this. Mr. Harness said he is sure this is right since it is being paid in other Counties and Townships, and thought it a good idea to check with the State Board of Accounts.

RE: MR. CROOKS

Mr. Crooks recommended the following ordinance since there have been complaints on the County Highway inspection of damage to sewers and culverts on drainage:

Since drainage is becoming more of a problem in the county area, and Since builders, both private and contractual, need authoritative guidance insofar as proper ditch tile size,

We recommend an ordinance be prepared to require all builders to obtain the correct pipe size, diameter and length, for driveway culverts and/or other county ditches, from the Vanderburgh County Surveyor's office prior to installation.

Should you agree to this recommendation, it is suggested that this be obtained from the surveyor's office prior to obtaining the required building permit. A form, in triplicate, could be prepared; one copy for applicant, one copy for the building commission file, and one copy for the surveyor's file.

Commissioner Buthod said this was a good idea and asked Sam Biggerstaff to get Steve Smith to work on this with Mr. Crooks, on a procedure as to how this will be handled.

RE: TRAFFIC CONTROL RESOLUTION

County Attorney Stevens presented the following resolution:

A resolution by the Board of Commissioners of the County of Vanderburgh establishing stop signs for motor vehicles at the intersections of St. George Road and Hitch and Peters Road in said County.

WHEREAS, Chapter 338, Section 4, of the 1947 Acts of the Indiana General Assembly authorized local authorities to designate any highway as a through highway and requiring that all vehicles stop before entering or crossing the same or designating any intersection as a stop intersection and requiring all vehicles to stop at one or more entrances to such intersection; and

WHEREAS, the Board of Commissioners of the County of Vanderburgh, State of Indiana, has made a determination upon an engineering and traffic survey that traffic congestion hazards at the intersection of St. George and Hitch and Peters Road are greater than is reasonable and safe under the conditions found to exist at the intersection of said highway; and

WHEREAS, the highways hereinbefore described are a part of the Vanderburgh County road system and are under the jurisdiction of said Board of Commissioners; NOW, therefore, BE IT RESOLVED by the Board of Commissioners of the County of Vanderburgh, State of Indiana:

SECTION 1. It is hereby determined and declared that a stop sign be placed at the intersection of St. George and Hitch and Peters Road in Vanderburgh County, Indiana.

SECTION 2. It is further determined and declared that said stop sign for vehicles be erected and posted at said intersection requiring all vehicles proceeding upon and along Hitch and Peters Road to stop before entering said intersection.

SECTION 3. All resolutions or parts of resolutions in conflict herewith are hereby repealed.

PASSES by the Board of Commissioners of the County of Vanderburgh on the 24th day of July, 1972, and upon said day signed and executed by the members of said Board and attested to by the Vanderburgh County Auditor.

Commissioner Stofleth moved to approve this resolution. Commissioner Willner seconded the motion. So ordered.

RE: ARCHITECT'S CONTRACT FOR BURDETTE PARK

Mr. Stephens presented the Architect's Contract for Burdette Park and said that he has obtained several changes from the architect, one being that 75% be paid at the completion of the plans instead of 90% and in the clause that the County would be responsible for extra expenses, he had added, "providing that it wasn't the fault of the architect". This contract was approved last, as to form, and is now approved by the Commissioners and the contract is executed.

RE: DUPLICATE DEED PRESENTED

Mr. Stephens presented a deed that he had prepared sometime ago for Mr. Williams on Covert Avenue, that lost his access to ground on Right of Way and the deed was lost, as he had mailed it, so he prepared another and it is to be sent by registered mail. The deed was executed pursuant to the prior resolution and is to be forwarded to the owner. This deed was for Lot 32 of Vancouver Addition.

RE: QUESTION ON INSURANCE

Mr. Harness said that he has an employee that has worked at Pleasantview Rest Home for one year or more and she became ill last week and wasn't able to work. She had an operation and he understands that she will have to have another, so he knows that he will have to hire someone else and he wondered what will happen in regard to her insurance. He said he is going to pay her seven days sick pay and that she has some vacation time coming.

Commissioner Buthod said he thought that when she goes off the payroll, she will have to take over her insurance payments but thought she would be covered on this occurrence.

Mr. Harness said he will have to replace her but she could come back if and when she is able.

Commissioner Willner moved to make it a general policy to carry an employee for one month and evaluate the situation at that time.

Commissioner Stofleth seconded the motion. So ordered.

RE: MR. KOCH

Mr. Koch said that about a month ago a drive was paved for a trucking terminal on Allen's Lane for a Mr. Smith and he had told Mr. Smith to be sure to come in to the Engineer's office and see about the culvert that is needed at this location. Mr. Koch said that he later checked and found that Mr. Smith had installed a 10 inch culvert which is too small.

Commissioner Buthod said if he ignored the requirements in sizing the culverts properly, he could just tear it out.

Mr. Koch said he will contact the County Engineer on this matter for a recommendation.

Mr. Koch presented the following report:

Suggestions for forming a permanent set of rules on culvert installations, size length materials who gives size, who to install etc., this matter has been hanging in the fire entirely too long over three years and entirely uncalled for confusion and lack of co-ordination.

1. Diameter and length and material that is: galvanized Aluminum, Vit Clay or Steel Pipe.
2. Diameter and length depend on water flow width or road to enable ample turn and avoid crushing pipe.
3. Lot or Home Owner to pay cost of the pipe as County Engineer, County Building Commissioner and County Surveyor, type as size the designated official will direct.
4. If so desired installation by County Highway Dept. under County Engineer Supervision as to proper drainage. Any culverts installed to enable grass covered ditch or slope to berm such pipe to be installed by the owner. Also clean out openings at certain intervals in order to avoid up area water being blocked.
5. When plan Commissioners have approved the lay out of lots, etc., or acreage approved for building home or commercial--due to slope of land in area. Given pipe diameter need be noted in that particular lot or frontage. Thus avoid any misunderstanding
6. County Surveyor, County Building Commissioner, County Commissioners, County Engineer, Highway Superintendent, and County Attorney all need to be made known of what and how the program is to be administered.
7. At the same time that the building permit is issued, give full culvert particulars, size, length and materials. Thus avoid any undue delay.
8. At the same time lot, home, or factory owner need to be told of their responsibility to keep culvert clean and open in good operating order at all times.
9. A time limit need be given as to when installed, thus avoid Engineer stakes being removed or knocked down.
10. Some mention on need be made to Building Supply haulers, Concrete mix trucks, lumber and concrete block, or any other delivery trucks, to be

careful and make the correct entrance to avoid any culvert crushing during period of construction. The writer has noted just such and in many cases the home owner was unable to collect damages, as one firm blamed the other. One such cost the owner over \$60.00 for culvert replacement.

Many other suggestions or rules may be needed but this was my rough outline and hope the okay on same will be forthcoming as this was a long needed regulation. All Builders, Contractors, Paving Contractors, Architects, Plumbers, Supply Dealers should be informed when put into effect.

RE: STATEMENT FROM HIGHWAY DEPARTMENT

A statement of salaries and wages was presented by the Highway Department, as well as a list of classifications for employees, to the Commissioners.

Meeting adjourned at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

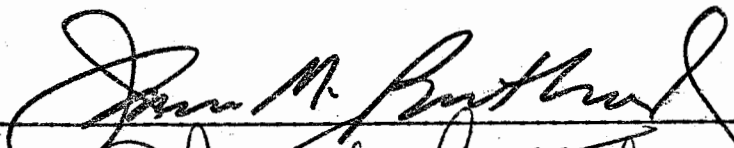

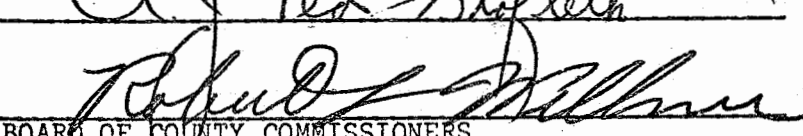
COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

H. Marynell
S. Clark
A. Jackson
C. Leach
R. Lyles
B. Gladdish

Secretary: Margie Meeks




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
AUGUST 7, 1972

The regular meeting of the County Commissioners was held on Monday, August 7, 1972, at 9:30 a.m. with President Buthod presiding.

Deputy Sheriff, Mike Sturgeon opened the meeting, this being the first meeting of the month.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: CLAIMS

Two claims were presented for reimbursement to Mr. Roehm. One was from Smith & Butterfield in the amount of \$1.22 for 45-113, Nat'l Pad. Another was from Kentucky Office Products Inc. in the amount of \$3.35. The charge was for 1 Template for \$2.60 and 3 Copies at 25¢ each. Commissioner Stofleth moved that these claims be allowed and paid, subject to the approval of the State Board of Accounts. Commissioner Willner seconded the motion. These were considered an emergency and bought out of contract.

RE: PROPOSED ADVERTISEMENT FOR BID

A copy of the proposed Advertisement for bid for the Evansville Comprehensive Mental Retardation Center to be built by the Evansville Association for Retarded Children and the Vanderburgh County Commissioners was presented to the County Commissioners by Condict & Fosse Architects. County Attorney Swain said that this ad was not what the Board passed, that the Board asked for separate contracts for Mechanical, Electrical, Heating and General Contracting. Commissioner Buthod said that he was anxious to get the specifications approved so he called Mr. Jones, who came right away. County Attorney Swain Explained to him that the ad should have asked for separate contracts and should also reflect an alternate and perhaps if a contractor would get the complete job, they might deduct a percentage. He said that the plans have already been approved. Mr. Jones said that he will check with Condict & Fosse on this matter. Mr. Volpe asked that he be notified when the approval from the State has been received.

RE: RECOGNITION OF CANDIDATES

Commissioner Stofleth recognized Mr. Tom Ossenbergh, candidate for County Commissioner from the 1st District and Mr. Robert Schaad, candidate for County Commissioner from the 3rd District. He also recognized Mr. Patterson of the Fire Department.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

PLEASANTVIEW REST HOME

Frances Esche	5714 Ashbrook	Extra Help	\$335.00 Mo.	Eff: 8/1/72
Vivian Guerin	602 Jefferson	Aide&Cook	335.00 "	7/28/72

COUNTY BUILDING COMMISSION

Harriett J. Hartig 8023 N. Green River Rd. Sec'y-Clk. \$4885.00 Yr 8/1/72

COUNTY TREASURER'S OFFICE

C. Glenn Meeker	3204 Waggoner	Outside Deputy	412.00 Mo.	8/7/72
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C.O.G. TRANS. & DEV. STUDY

Joyce Cosgrove	2625 N. Main	Temp. Research	2.00 Hr.	8/1/72
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RE: EMPLOYMENT CHANGES...RELEASESPLEASANTVIEW REST HOME

Vivian Guerin 602 Jefferson Extra Help \$335.00 Mo. Eff: 7/27/72

C.O.G. TRANS. & DEV. STUDY

Ellen Sheets 3307 Bayard Pk. Dr. Temp. Research \$2.00 Hr. 7/25/72

VANDEBURGH COUNTY HIGHWAY

H.J. Hartig Road Inspector 5,500.00 Yr. 7/31/72
Joseph H. Higgins 1512 Marbo Laborer 3.00 Hr. "

RE: LETTER ON INSURANCE

The following letter was received by the Commissioners from Prosecuting Attorney, William J. Brune:

Dear Mr. Stofleth:

Enclosed is an advisory letter from the Attorney General's Office to David W. Baohlmann, Prosecuting Attorney in Valparaiso, Indiana. It concerns a question posed by Mr. Baohlmann as to the legality of Public Funds being used to pay the cost of insurance premiums for insurance coverage to protect the prosecuting attorney and his deputies, who may be sued personally in a civil suit for actions taken by them in their duties as public officials.

The opinion states that such funds can be so utilized. Therefore, inasmuch as it is my belief that such coverage would be provided through the county budget for 1973?

If you have any questions, please do not hesitate to contact me. Thank you very much.

ADVISORY LETTER:

Dear Mr. Baohlmann:

This is in reply to your request for an unofficial opinion concerning the following question:

"Is the cost of insurance premiums for insurance coverage to protect the prosecuting attorney and his deputies, who may be sued personally in a civil suit for actions taken by them in their duties as public officials, an expense of the office which shall be paid from public funds?"

The Attorney General in his Opinion of April 15, 1943 O.A.G. 1943 p. 187, concluded that it was legal for a department of state government to pay out of its appropriations for insurance on state owned automobiles, insuring the personal interest of the individual operator for property damage and public liability.

In that opinion the Attorney General quotes from a California case People v. Standard Accident Insurance Co., 108 Pac 20 (Calif.) 923 (1941) wherein the Court said:

"I conclude that defraying the cost of insurance to protect a state officer is a public expenditure and not prohibited by the Constitution."

In a recent Attorney General's Opinion Official Opinion No. 4, 1972, it was determined that the General School Powers Act grants authority to the governing body of a school corporation to purchase insurance, payable from public funds, which covers employees' personal (civil) liability arising from acts committed while within the scope and course of their employment.

The Acts 1971, I.C. 1971, 33-14-7-2 (formerly Acts 1959, c. 277, s 2 as amended by Acts-1969, c. 354, s 1) provides in part:

"These shall also be appropriated annually by the various county councils for other deputy prosecuting attorneys, for investigators, clerical assistance, witness fees, out of state travel, postage, telephone tolls and telegraph, repairs to equipment, office supplies, and other operating expenses and equipment, an amount as may be necessary for the proper discharge of the duties imposed by law upon the office of prosecuting attorney of each judicial circuit." (emphasis added)

Under the rationale of former opinions and case law of sister states, it is my unofficial opinion that expenditure of public funds for insurance coverage to protect against personal liability in civil suits for actions taken by prosecuting attorneys and their deputies in their official capacity is an expenditure which should be paid from public funds.

This letter is not to be construed as being the opinion of the Attorney General, nor as a precedent of this office, but as the personal opinion of the writer, signed, Robert F. Colker, Assistant Attorney General.

Commissioner Buthod said he thought this was meant to be for cost of defense. He said that the Commissioners have been sued a number of times with no justification, what-so-ever and he thought that public officials ought to be protected from this sort of thing. This matter was tabled for the present time, until it can be further discussed.

RE: LETTER FROM MR. BRUCE

The Commissioners received the following letter from Mr. Hubert R. Bruce of the Evansville Terminal Co.:

Gentlemen:

On my visit to your meeting I missed you, as I did not arrive until shortly after 11:00 A.M. yesterday; however, it seems that there is no use in verbal discussions, as Mr. Stofleth conveniently forgets intentionally or by design any agreements as to a practical approach to a solution of a problem that, were ordinary procedures followed, no communication except a thank you would be necessary.

There was an illegal 2-ton load limit sign placed at River Road at Dade Park, and in keeping with the past performance of your highway crews and Mr. Jack Willard, your superintendent, does not nor did not know anything about it.

In a phone conversation with Mr. Willard on Saturday, he said that as he did not have it erected, it would be alright to remove it and Mark Bruce contacted him Saturday, and with the same explanation from Mr. Willard and his concurrence, removed the sign about 8:30 A.M. Monday, with the sign being placed on the ground in the immediate vicinity of its erection, where your road crew may pick it up.

On my visit to the River Terminal, I noticed where two ditches had been cut across the roadway, and on inquiry I have found that two drainage pipes had been placed by a road department crew and on direct orders from Mr. Ted Stofleth, had them removed with subsequent lack of drainage and no ditching or maintenance that was to have been done as per policy determined for maintenance work on the roadway along the Kentucky State Boundary, U.S. Highway 41 to Mid Sec. 14, as adopted February 24, 1972, and which I am sure you have recorded.

The policy you or Mr. Stofleth have been following in County business whereby such actions that have taken place and lack of action, by no way could be determined unless someone has an axe to grind or is influenced by other interests to cause me trouble and do anything to keep this River Terminal from being developed.

If you wish, we can have all this presented; however, we are only asking consideration as anyone in any business could or should expect.

Again I want to point out that such actions by the Commissioners and particularly Mr. Stofleth, which by design is costing us and has cost us considerable money, but one thing should be clear - we will continue to develop this terminal as quickly as possible under adverse conditions, and the disservice you are rendering the people in Vanderburgh County by your present and past actions should be reflected in any political contest this fall, if such actions or lack is known by the general public.

I have discussed the ramifications of all this with my Attorney and am going to follow his advice: however, lack of action and continued such policies can and will only be reconciled in court, as he pointed out to me yesterday, by last resort.

I hereby offer a \$100.00 reward for information as to who did place the 2-ton load limit sign at Highway 41 on the River Road.

Any cooperation in this regard would be appreciated.

Commissioner Buthod said the Commissioners have attempted to protect public funds from exploitation, that Mr. Bruce is trying to develop his private enterprise at public expense and he is wholly out of sympathy with him. This matter was tabled at this time.

RE: OLD RIVER ROAD

Last week Mr. Biggerstaff & Mr. Willard were asked to check out Old River Road and Weinbach Avenue, as to if an ordinance of a weight limit should be placed on them.

Mr. Biggerstaff said he & Mr. Willard went out to look at these roads and they could see no great damage done on the paved part of Old River Road. He said there were a few soft spots in the gravel that he thought the grader would take care of. They thought for safety purposes, they might keep the big trucks off Weinbach Ave. because of the narrow road and the danger that the drivers may not be able to see the children because of the levee.

County Attorney Stephens said he didn't think trucks could be kept off Weinbach Avenue for this reason.

Commissioner Stoffleth said he was also tired of receiving derogatory remarks on this situation.

County Commissioner Buthod said the Commissioners have attempted to assist in every way that was reasonable but that it is apparent that nothing is going to satisfy Mr. Bruce unless the county spends one year's total road contractual funds to build him a road. He said that the engineering problems of this road are known and a good road can never be constructed here because it gets under water every year.

Mr. Biggerstaff said that he couldn't see where Mr. Bruce would be any different than a subdivider and they develop their own roads.

Commissioner Buthod said the Commissioners would continue to do the best they could to provide reasonable access for him, with such necessary trucking as may be required.

Mr. Biggerstaff said there was some litigation on part of the property belonging to a Mr. Karch and the county has never assumed this part.

County Attorney Stephens said that this is pending.

Commissioner Stoffleth moved that the County Attorney's prepare an ordinance limiting Old River Road to tonage from Hwy. 41 to Weinbach Ave. according to the recommendations of the County Engineer and Weinbach from the levee to Old River Road.

Commissioner Willner said he isn't in favor of doing anything to Old River Road. He is in favor of leaving it exactly as it is and maintaining it exactly as it is. He didn't think they should, or legally could stop anyone from using this road, so far as Mr. Bruce wanting a new road, that's out, and as far as restricting it, that is also out.

Commissioner Stoffleth then withdrew his motion and left this matter up to the new Commissioners.

County Attorney Stephens said that the statute seems to require, that if a restriction is put on a road, an alternate route must be provided.

Mr. Biggerstaff said Old River Road is the only access road.

No action taken at this time on this matter.

RE: CUT-INS

The following cut-ins were submitted for the approval of the Commissioners:

Waterworks.....requests ~~permission~~ to cut into Church Road to install a new water line.

Waterworks.....requests permission to cut into 8225 Telephone Road for water main extension.

Waterworks.....requests permission to cut into Baumgart Road North of Burch Drive for water main extension.

Waterworks.....requests permission to cut into Bergdolt, West of Peters Road for water main extension.

Ind. Bell Telephone Co...requests permission to cut into North Green River Road to push telephone wire under paved road surface.

Ind. Bell Telephone Co...requests permission to cut into Pollack Avenue to provide telephone facilities at Angel Mounds State Park.

Commissioner Stoffleth moved that previous stated cut-ins be approved and referred to the County Road Inspector for follow up on them. Commissioner Willner seconded the motion, So ordered.

RE: LETTER FROM MR. CROOKS

A letter was received by the Commissioners from Mr. Crooks of the Building Commission, as follows;

Re: 660 South Governor St...house belonging to County for tax purposes.

Building permit #279 was issued to Jerry Osbourne on February 10, 1972 to repair structure at an estimated cost of \$150.00. Repairs would be much more than this.

Housing inspection report shows:

1. Foundation needs to be rebuilt. This is a layed-up brick, without mortar foundation. Very difficult to rebuild.
2. Siding and weather-boarding off. This is true. Siding is insulated brick paper. Many places the weather-boarding is rotten where you can see both sides of house.
3. Rear chimney needs to be tuck pointed, Correct.
4. Floors rough and weak. Part of porch floor very bad.
5. Gutters and downspouts need to be replaced. Correct.

First inspection was January 15, 1969 with same items listed at that time. The only corrected item has been safety valve on the water heater.

It is recommended the house be condemned and razed. House is now occupied.

Mr. Crooks said that he believed that the people have lived here for sometime. Commissioner Stofleth wondered if the county wouldn't be liable if something happened here.

Commissioner Buthod said the county has not permitted the occupancy, except by default, apparently, as they have paid the county no rent.

He thought these people should be evicted and the house razed.

This matter was referred to the County Attorney's for appropriate action to evict the occupants and then proceed with the demolition. He said the validity of the tax sale should be checked on. Mr. Crooks said that he would have the Building Inspector to check to see if these people are by any chance paying someone else rent and will report his findings to the County Commissioners.

RE: APPLICATION FOR ANNUITY SURVIVOR BENEFITS

Last week a letter was received by the County Commissioners, addressed to Mr. Volpe, from the State Employees Retirement Fund, in regard to a recent claim filed on behalf of the late Mr. Hass who worked in the courts. They enclosed an Annuity Survivor application which could be completed if the county wished to accept the employer liability for a monthly benefit payable to Mrs. Hass and if not, they would process the refund claim.

Mr. Volpe said that he had talked to Mr. Hayden Sheppherd, who is ahead of P.E.R.F. who told him that this would have no financial impact on the county, that it is taken care of actuarially and that the county would probably be saving money because Mr. Hass was going to retire in June at 100% retirement and now his wife gets 50%.

Commissioner Stofleth moved to approve the application and for the County to accept employer liability for monthly benefits payable to Marie C. Hass in accordance with the Public Employees Retirement Fund's rules and regulations. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY HIGHWAY DEPT. WORK SUMMARY

The Vanderburgh County Highway Department Work Summary for the month of July was submitted to the County Commissioners. Report received and ordered filed.

RE: CHANGE ORDER

Mr. Biggerstaff presented change order #1, on the Volkman Road Bridge, between Barton Road and Old State Road, due to structure lengthening which will increase the cost of the contract by \$2,220.10. There was an increase of \$2,529.50 with a decrease of \$309.40.

Commissioner Stofleth moved that the change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: ADMISSION TO PLEASANTVIEW REST HOME

Mr. Harness presented an application for the admittance of Minnie Marshall to the Pleasantview Rest Home and recommended approval.

Commissioner Stofleth moved approval of this application. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness requested the approval of the Commissioners for he and his wife to motor to and from Newcastle Indiana on August 24 & 25, at the county's expense, for a meeting of county home Administrators and assistants.

County Commissioner Willner moved that permission be granted. Commissioner Stofleth seconded the motion. So ordered.

Mr. Harness reported that on August 8, 9, & 10th, he and his wife will be in Crossville Tennessee on vacation and that Mrs. Westfall, the bookkeeper, will be in charge of the residential section and L.P.N. Nurse Buchanan will be in charge of the comprehensive section.

RE: MR. KOCH

Mr. Koch presented the following report:

- #1 Utility inspections made daily. SIG & ECO has completed all county work as of this date. Water Dept. delayed several days on Old No. 460 and Koring Road due to valve suppliers in Penna. Hi water storm, plants closed. Materials arrived last week.

#2 Final inspection to be made by the writer and the county engineer. As certain drainage and road embankments were cut to obtain his approval of same.

#3 West Franklin St. Bridge on West side, Steel understructure badly in need of painting. B. Surface crevices in the top, has permitted salt water from rock salt to penetrate thru and rust reinforcing bars and effect concrete drive. Evidence to be noted from under the bridge.

#4 On all bridges some Right-of-Way post should be placed. In case of Franklin Bridge, debris and dirt under same covered major part of steel underframe. all roller bearing on same in such covered position. Unable to see same.

#5 Upper concrete guard rail and concrete parts in general to be painted white to make more attractive. Bronze plate to be cleaned. full history of bridge on same.

#6 Safety along the pedestrian walk approaching the east and west side. Check concrete walks for cracks. For children safety. A 25 ft. or longer chain link fence along the walk. In hi water, no protection. Child easily fall into sweeping waters. This applies to all the other large bridges in city & county.

#7 Similar conditions at Fifth Ave. Bridge Maryland St. Del and Col. overpass, Stringtown Bridge, here rails on walk badly rusted and drop in walk at several places. Stringtown Road and Old State growth of trees and hi weeds and brush overhang the pedestrian walk. On First Ave., Bridge North West Side - Hi weeds overhang walk. Pedestrians need to take to the street. Most dangerous at any time.

#8 As traffic passes, bridges taken for granted, their importance ignored until such time as a general breakdown. Then only do we take note of their importance. Much can be done to preserve their rendering sound year after year service, if proper attention be given same.

#9 After each winter rock salt damages floor and under structure need be pressure hosed to thoroughly clean. Any crevices in stone or concrete abutment can be noted and proper sealing or painting of the steel thereon.

#10 Former Post holes discovered in several parts of county roads: This should be given proper publicity and warning to pedestrians and horse back riders. At recent Co. 4H fair, met many parents having ponies and riding horses, some had noted such, others thanked for the warning and phoned some 8 boarding stables on same. All expressed deep appreciation. Many such covered with hi and some low grass unable to note unless one feels along with pointed stick or rake. Did just that and found many otherwise unable to detect. A safety program on this needs immediate care.

RE: COMPLAINT BY MR. MINTON

Mr. Minton said he should have received a check from Mr. Bates for work he had done on Graffe Road and the Bayou Creek. He said he had checked with the Auditor's office and found that Mr. Bates had picked up both checks. They should have split \$1,450.00 according to Mr. Minton.

Commissioner Buthod said that the Commissioners can't get into questions of Civil Liability, nor take action, since Mr. Minton had no contract with the county, but that the Commissioners can pass along their intense displeasure to Mr. Bates on failing to meet his obligation and is sure that this will have some effect on the availability of any future work. This work was an emergency when the water came up and Commissioner Buthod suggested that if there is a bond, that it should not be released until a further investigation has been made.

The County Attorney's will check on this matter.

RE: TRAFFIC CONTROL RESOLUTION

A traffic Control Resolution was presented to the Commissioners by County Attorney Stephens for Hillview Road and it read, in part, that it shall be unlawful to operate a motor vehicle in excess of Thirtv-five miles per hour along and upon Hillview Road from its intersection on the south with No. 3 School Road to the point of its intersection on the north with St. Wendell Road. Commissioner Willner moved to execute the ordinance. Commissioner Stofleth seconded the motion. So ordered. This was referred to Mr. Willard to place signs in accordance with the resolution.

RE: Mr. Marynell

Mr. Marynell asked the Commissioners if the appointment of a member of the Airport Authority Board had been made and if the reappointment of Arden would be considered.

Commissioner Buthod said that no action has been taken but thought that Arden would certainly be considered.

Commissioner Stofleth said an appointment will be made in the near future.

Meeting recessed at 10:15 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

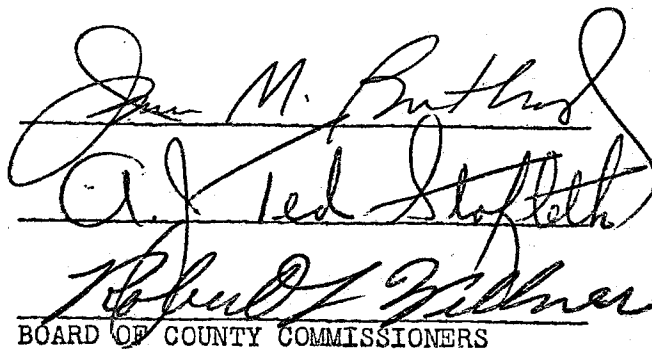
COUNTY ATTORNEY'S

Thomas Swain
William Stephens

REPORTERS

A. Jackson
R. Lyles
S. Clark
T. Edwards
H. Marynell
C. Leach

Secretary: Margie Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
AUGUST 14, 1972

The regular meeting of the County Commissioners was held on Monday, August 14, 1972, at 9:30 a.m., with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: MONTHLY REPORT.....CLERK

The monthly report of the Clerk of the Circuit Court was presented to the Commissioners for the month of July, 1972. Report received and ordered filed.

RE: MONTHLY REPORT....COUNTY TREASURER

The monthly report of the County Treasurer was presented to the Commissioners for the month of July, 1972. Report received and ordered filed.

RE: LETTER FROM CITY-COUNTY DEPT OF HEALTH TO JAMIE CRANE

A letter was received by the Commissioners, which is a copy of the same one sent to Jamie Crane stating that the Health Dept. has received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on the property located at 4620 Claremont.

It will be necessary for this area to be closed to all further dumping of any type. In addition, in correcting the present unsanitary and/or objectionable condition, it will be necessary either to remove all such material to the city landfill operation, or for the area to be compacted by a bulldozer, and covered with a minimum of twenty-four (24) inches of earth or clean fill, to remove the possibility of this area becoming an insect or rodent harbor.

This action, by the Health Department, is authorized by the Indiana Public Health Laws, Chapter 355, Acts of 1963, Section 30.

Commissioner Buthod said let it be shown this letter was received and ordered filed.

RE: MONTHLY REPORT...EARC

The monthly report of the Evansville Association for Retarded Children was presented to the Commissioners for the month of July, 1972. Report ordered received and filed.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

SURVEYOR:

George Hansert	1186 S. Weinbach	Draftsman	\$6800.00	EFF:8-1-72
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SHERIFF:

Michael W. Forshes	R.5 Darmstadt Rd.	Pro.Co.Policeman	\$7500.00	EFF:8-1-72
Steven R. Schnell	1816 Hollywood	Pro.Co.Policeman	7500.00	" 8-1-72

RE: EMPLOYMENT CHANGES...RELEASES

SHERIFF:

Robert B. Wilder	4914 Old Boonville Hwy.	Co.Policeman	\$8500.00	EFF:7-31-72
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SURVEYOR:

George Hansert	1186 S. Weinbach	Draftsman	\$5600.00	EFF: 7-31-72
Aaron Biggerstaff		Rodman	5600.00	" 8-15-72

EMPLOYMENT CHANGES...CONT.

				EFF:
Robert Duerson	R.R.7 ST. Joe Ave.	Truck Driver	\$3.10 Hr.	8-15-72
Paul Rebstock	3908 W. Maryland St.	Truck Driver	3.10 "	8-15-72
James Becker	2300 Columbia Lot6	Truck Driver	3.10 "	8-15-72
James Caldwell	651 Line Street	Laborer	3.00 "	8-15-72
Aubrey Collins	R.R.7, Box 18	Laborer	3.00 "	8-15-72
Tom McCool	2225 E. Mulberry St.	Laborer	3.00 "	8-15-72
John Singer	2424 W. Illinois St.	Truck Driver	3.10 "	8-15-72
Mike Burdette	2703 Mt.Vernon Ave.	Laborer	3.00 "	8-15-72
Vernon Ours	2443 Harriet St.	Laborer	3.00 "	8-15-72
Clayton Jenkins	4124 Hogue Rd.	Laborer	3.00 "	8-15-72
Roger Kissel	3908 Clement St.	Laborer	3.00 "	8-15-72
William Boring	1828 Glendale Ave.	Laborer	3.00 "	8-15-72

RE: OPERATORS PERMITS

Commissioner Stofleth commented on this stating that some of the roads are being torn up pretty badly by some big trucks. Some of these trucks are from other counties and some even from other states. He stated we are trying to find an ordinance that he thought was passed on this, but the Auditors office cannot find anything on it.

County attorney Thomas Swain said the last one that was issued was July 7, 1972.

The Sheriff's office was asked for help in enforcing the use of the permits, and one of the deputies appeared at the meeting asking to see an ordinance on record, before starting to enforce the permit usage. Commissioner Stofleth said no such ordinance can be found, even though the permit forms have been available for years. If this ordinance cannot be found, the county attorney was given instructions to draw up a new one, so that this can be enforced.

RE: HOUSE.....ON ST. JOE AVENUE

County attorney Thomas Swain commented on this house on St. Joe, stating that some people are interested in renting it. He didn't know for sure the correct address, but would get it. This house is owned by the county, and is to be torn down, but not right now, so he said possibly it could be rented for the time being.

Commissioner Buthod asked Mr. Crooks to please look into it and see if it is habitable, and see what he would think would be a reasonable rent price. Mr. Crooks said yes, he would be glad to.

RE: VACATION OF REININGA ROAD

Attorney Jim Marchand appeared on the vacation of this road stating that the Plan Commission hasn't met on this yet, and they gave him the wrong date, so he asked the Commissioners to please postpone this until next week. Commissioner Stofleth moved that this matter be postponed for one week. Commissioner Willner seconded the motion. So ordered.

RE: PROSECUTOR....INSURANCE

Mr. Brune appeared before the commissioners to see about getting some insurance on him and his deputies to protect them against Civil suits. Commissioner Buthod said he thought this was a very good idea and asked Mr. Brune to go ahead and check into it with Mr. Torian, and also to find out how much the fee would be to include the commissioners, county attorneys, surveyor, etc. Mr. Brune said he would certainly be glad to do this and report his findings back to the board.

RE: RECOGNITION OF NORMAN MOSBY

Commissioner Buthod at this time recognized Norman "Red" Mosby, candidate for 3rd. District County Commissioner.

RE: REZONING....ARTHUR AND THELMA KARCH

Mr. Ed Johnson, the attorney for the petitioners, Arthur and Thelma Karch, appeared before the commissioners asking the approval of this petition for a mobile home court. He asked it be changed from (A) Agriculture and (M-1) Light Industrial, to R-3A. Mr. Johnson said legally this property is in the name of Karch but if this is approved, Mr. Whitehead and wife have option to it. He said not one square inch of this land is zoned residential. It is in the county but very close to the city, which would be very convenient to the people with homes in the court. The premises affected, in this petition, are located by commencing at the intersection of

Licking Creek and Old Boonville Highway and extending southwest along the Old Boonville Highway 1300 feet more or less to a maximum depth of 1793 feet north. Gene Whitehead presently owns and operates the largest mobile home court in existence here, and feels there is a great need for more courts. He has testified he will bring a sanitary sewer up to this court and the Eagles Country Club will also be able to use it.

Mr. Jim Biggerstaff was present and stated he has done a preliminary study on this and finds this to be an appropriate place for a court. They have plans for about 165 pads. There is an existing water line which runs the entire width of the property.

Commissioner Stoffleth asked Ernie, from Traffic Commission, has there been a traffic count in this area and he said he couldn't say for sure, because he hasn't made a complete study of it.

Commissioner Stoffleth also asked if they get any sanitary drainage from the Eagles Country Club on this, and Mr. Biggerstaff said he doesn't know for sure about this.

Mr. Steven Smith, County Drainage Engineer was present and said they have the preliminary plans drawn up for the ditch and reconstruction of the Crawford-Brandis Ditch. Right now he feels it is not adequate, but after the completion of the Crawford-Brandis, Nurrenbern and Stockfleth ditches he doesn't see where there would be any problem at all.

Mr. Gene Whitehead was present and spoke at this time stating he has been in the mobile home business for three and one half years. He has looked all over Evansville and studied different locations for a court and feels that this land is an ideal place for a new court. He now has twenty acres with 165 pads on it, and this would be 35 acres with the same amount of pads on it. He feels this land has no other residential value other than a mobile home park. Several things he feels are important, being (1) conformation of zoning, which is no problem, (2) water, which is no problem, (3) drainage, with that being no problem after the county completes their work on the ditches Mr. Smith mentioned.

This will be a cost of between \$500,000.00 and \$600,000.00 and he feels it would be a great asset to the community.

Commissioner Stoffleth quoted some figures of taxes paid and Mr. Whitehead said the people living in his court must abide by some very strict rules, or they are asked to move and if there has been any trouble with them not paying their taxes, he has not heard from it.

Commissioner Buthod questioned Mr. Whitehead about it being true that people are allowed to move into the court only if they buy their mobile home from him, and Mr. Whitehead said yes this is true. Commissioner Buthod said he feels this is against open housing and thinks there should be at least a part of the court open to any one moving into the community and needing a place to put their home. Commissioner Buthod also asked him do they have garbage pick-up, and Gene said at his present court they do have city pick-up, but he would be willing to have private pick-up if necessary.

Commissioner Stoffleth asked Ernie if he knew about how many acres have already be re-zoned for mobile home courts, which have not yet been developed, and Ernie said no but he could get that information for him.

Mr. Wayne Kent was present to represent the remonstrators, there being around twenty five present. Mr. Kent presented a list of forty five names on a petition against the court, which was received and ordered filed. Mr. Kent said that Mr. and Mrs. James E. Arvin Sr. was present and strongly objected to this court, as they do own property surrounding this. West of Colonial Rd. there are three houses and all of them object, there are seven directly adjacent to these people and six of them object. There are eight listed on the affidavit and six of seven object and one lives in Newburgh. Some of the people did talk to Mr. Thornburgh and he has signed the remonstrators list. He also said that Mr. Hollenberg did object to the court at the Area Plan meeting. Mr. Kent stated that we all know it is no problem for people to attend night meetings, but for someone to take off from work and come to a day meeting is something else, and this should show how strongly they feel against this court going in there.

On problem they feel is the surface water. Mr. Whitehead said he intends to grade his land, which is the natural thing to do, but when he does this, all of the water is going to flood these peoples lands. They already have a problem of water standing out there and this would only add to the hurt. Also, these people purchased this land out there to get away from the city and traffic and all the noise with it and now Mr. Whitehead is wanting to bring to them the very thing they moved from.

The truth of it all is that they just simply don't want to be next to a Mobile Home Court. The people feel that there are other areas that can be purchased for him to put in a court, land that is already re-zoned for this purpose. Mr. Kent said this is not simply a dollar and cents problem, but rather a people problem, and he certainly believes this is more important than money. Commissioner Buthod said he just can't understand these people being so strongly against this just because it is a Trailer Court, as there are certainly good and bad people every where, however, he wouldn't want to see this built until these ditches are re-constructed. He feels the Area Plan Commission must have had some doubts about it, as it was passed with a 5 to 4 vote.

Commissioner Willner asked what school these children would go to and Mrs. Lana Brown said the children there now go to Stockwell School, but that goes only to the sixth grade, and the seventh and eighth graders go to Plaza on a bus, and she feels this would create more problems also.

Mr. Ray Anderson had brought up at the Area Plan meeting that Mr. Whitehead had thirty seven homes not up to standards, but since then he has shown very much progress and is in good faith and wanted to mention this.

Mr. Johnson said he realizes this is a people problem, but with the growing population, a Mobile Court is very favorable. He said some people don't want to change anything from now on, but Evansville is growing.

Mr. Kent said these people realize this and agree that it is growing, but here sits Evansville, these people here today.

Commissioner Stofleth moved that the zoning be rejected. Commissioner Willner seconded the motion. Voting.....Commissioner Stofleth...yes, Commissioner Willner...yes, Commissioner Buthod...abstained.

Mr. Whitehead said he would like to know why they voted no, as he had looked for this land for a long time. Mr. Willner said since he has been a commissioner, which is one or two years, they have passed two mobile home parks and his main concern is the people. He would like to see a court out so it would upgrade the community and not downgrade it, as he feels it would do to his had this been next to his property.

Commissioner Stofleth said he doesn't have to answer but he will. It is purely on what he has heard this morning, and also there is already a stink with the drainage problem out there. He also feels they would be creating a new problem with the schools.

RE: LEWIS F. VOLPE....NEW TAX SALE DEEDS

Mr. Volpe presented a list of people who are entitled to new tax property deeds. Commissioner Buthod said let it be shown this list received and that the county attorney was instructed to go ahead and make up the deeds.

RE: LEWIS F. VOLPE....PERMISSION TO GO OUT OF TOWN

Mr. Volpe asked permission for him and councilman Miller to receive travel and motel expense to go to Terre Haute, Crawfordsville and Kokomo Indiana Tuesday and Wednesday so that they might gather information on Addressograph machines for the council members at their meeting Wednesday night. He said this would come out of the commissioners budget. Commissioner Stofleth asked was there money enough in the account....yes.

Commissioner Stofleth moved that this request be allowed. Commissioner Willner seconded the motion. So ordered.

RE: APPOINTMENT....AIR BOARD

At this time Commissioner Willner nominated Mr. Clifford Arden for the Air Board as he feels he is doing a good job and is a good man for this. Commissioner Buthod said he has nothing personal against Mr. Arden, but he believes that board members should be changed frequently. Mr. Arden has been on the air board since 1965.

Commissioner Stofleth said he would like to make a further study before voting on this, as he would like to consider some other names. He stated he is not against Mr. Arden but he too has been thinking of some new names. However, he is not saying that he will vote against him when the matter comes up but he would like to wait on this.

Commissioner Buthod said he would like for the record to show that Mr. Arden's name was placed for nomination for the air board but did not die for a lack of a second, but rather postponed.

RE: MARK BRUCE....OLD RIVER ROAD

Mr. Bruce said he has seen where the sewer installation had been stopped under the orders of commissioner Stofleth and he wanted to know why. Commissioner Stofleth said it was because it wasn't being done to specifications, and the person purchasing this item had no authority to do so. Mr. Willner asked was there a two ton limit on this road....yes, but it was illegal. Commissioner Buthod said he very much resented the letter from Mr. Bruce, as he didn't like to be dared to do anything.

RE: MR. JESSE CROOKS

Mr. Crooks said the occupant at 660 South Governor St. did come to his office and he said he would abandon the property at his earliest convenience. Mr. Crooks said these people are not paying any rent to anyone, to his knowledge. Commissioner Stofleth moved that upon the recommendation of the City-County Building Commission these people be ordered to move from this property within thirty days. Commissioner Willner seconded the motion. So ordered.

RE: MR. SAM BIGGERSTAFF

Mr. Biggerstaff said it was called to his attention that they have been doing some trespassing on some property owned by Mr. Raymond Schear, and have done some damage to some of his corn. He presented a claim in the amount of \$30.24 to pay for this damage. Commissioner Buthod suggested that this claim be taken under advisement, and reviewed by the county attorney.

Mr. Biggerstaff also presented a blue claim for Mr. Roehm which is for some film. He said this is not on contract and it shouldn't be, and he recommended that it be paid. Commissioner moved that the claim for film in the amount of \$4.75 be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff said also on the damage to the bridge over Mt. Pleasant Road, which is the first bridge West of Highway 41, Mr. Hummel inspected the structure and suggested two methods of repair, them being:

1. Jack the structure back into its proper position, remove the damaged cross members of the truss and replace the same, repair the top and bottom members of the truss by adding plates and welding the same.

2. Remove the truss and install a steel beam on each side of the structure to which the substructure would be welded.

The cost of it for either type of repair would amount to approximately \$4,900.00.

Mr. Biggerstaff said we could also buy the beams and have them delivered and have some specifications drawn up and take alternate bids also. He said Traylor Bros may send a bill for the inspection they made on the bridge.

RE: CLAIM....TYPEWRITER REPAIR

The commissioners were presented a claim from the Vanderburgh County Building Commission for the repairs done on a typewriter, in the amount of \$15.00. Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUT-INS

Cut-ins were presented to the commissioners and they were referred to the County Surveyor for his recommendation.

At this time Mr. Swain asked how the plans were coming along on the L. & N. bridges. Sam said they are coming along fine and they are working on them at the present time.

RE: DEEDS FOR PROPERTY

The following is a list of persons to receive new tax property deeds, that Mr. Volpe had talked about earlier in the meeting.

<u>CODE NUMBER</u>	<u>OWNERS NAME</u>	<u>DISCRIPTION</u>	<u>BUYERS NAME</u>
8-16-3	Cole, Henrey & Clara M. 4501 S. Kentucky Ave. City	Frac. Sec 8-7-10 .2 Acres NE $\frac{1}{4}$ 90X966 Ft.	Milton Purdie Jr. 2245 Herbert Ct. City
9-21-19	Green, Gordon & Jane 1210 E. Indiana St. City	Pt. SW SE Sec. 24-4-10	Urban Seibert 4301 Detroy Rd. Evansville, Ind.
18-93-49	Scholl, Thomas C. 1161 S.E. Second St. City	Schmidt Folz Add. S. Pt SE Cor. SW NE 25X170 Ft. Sec. 23-6-11 Barrett Law & Class B	Floyd Normington 2677 W. Maryland St. City ASSIGNED TO: Pat Haller, R.R. 3 Greenbrier, Ark.
18-172-7	Elles, Wilbur M. 2104 E. Gum St. City	Evansville Ind. Add. L. 10 Bl. 149	Claude Wiseman 1201 E. Iowa St. City
22-63-12	Cook, Wanda Mae 816 S.E. 8th. St. City	Crofton Place L. 18 & Pt L. 19 Bl. 1	Roy & Armenta Brown 314 Waggoner Ave. City
24-29-12	Rold, Fred A. 65/100 & Stutsman, Lorel Irvin 35/100 Int. each. 616 Walnut St. City	Walnut St. Add. L. 33 Bl 1	Milton Pudie Jr. 2245 Herbert Ct. City
24-33-1	Willett, Margie M. R.R. 2, Wadesville Indiana	Rietman & Schultes Add. L. 1 Bl. 1	Sylvester & Dorothy Brenner, 2150 Holiday Lane Evansville, Ind.
24-33-2	Willett, Margie M. R.R. 2 Wadesville, Ind.	Rietman & Schultes Add. L. 1 Bl. 2	Sylvester & Dorothy Brenner, 2150 Holiday Lane Evansville, Ind.
24-75-22	Lanman John E. & Nora 1201 E. Michagan St. City	Marlett & Lennerts Enl. Pt. Bl. 4	Sylvester & Dorothy Brenner, 2150 Holiday Lane Evansville, Ind.
24-75-24	Edmonson, James A. 1826 Glendale City	Marlett's & Lennerts Enl. Pt. Bl. 4	Sylvester & Dorothy Brenner, 2150 Holiday Lane Evansvill, Ind.

Meeting recessed at 11:09 a.m.

PRESENT:

COUNTY COMMISSIONERS

James M. Buthod
A.J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

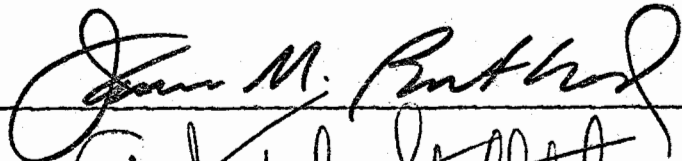
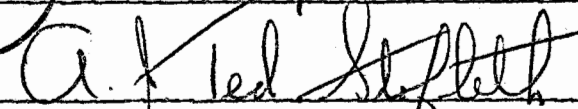

COUNTY ATTORNEYS

Thomas Swain

REPORTERS

G. Clabes
A. Jackson
C. Leach

Secretary: Janice Decker




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING

AUGUST 21, 1972

The regular meeting of the County Commissioners was held on Monday, August 21, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: APPOINTMENT TO THE AIR BOARD

Last week, Mr. Clifford Arden's name was placed in nomination as a member of the Air Board by Commissioner Willner and further action was postponed until this week.

Commissioner Stofleth now seconded the nomination for Mr. Arden to serve a three year period on the Air Board beginning July 1, 1972. The vote being unanimous, the seat is filled.

Commissioner Buthod said, in making his position perfectly clear, that he believed in changing the members of the Air Board and so voted in order to show that this is a matter of political philosophy rather than a personal objective.

RE: LETTER FROM INDUSTRIAL FOUNDATION

Mr. Rucker presented to the Commissioners, a letter from Mr. Slade, the President of the Industrial Foundation, in pointing out that the Foundation has recently purchased a tract of land from the Penn Central Railroad Co., some 80 acres for the continuing industrial development program, bounded on the West by Hitch-Peters Road and on the South by Burgdolt Road, also that the first tract of land has been sold and construction is under way. The Foundation has extended contracts for building a North-South Road to be known as O'Hara Drive, sewer line construction, storm drainage work and water line extension down Burgdolt Road. He said that the total expenditure by the foundation will be some \$75,000.00.

Mr. Rucker, on behalf of the Foundation, urged that the Commissioners consider and place a high time priority on the upgrade of Burgdolt Road and if possible, toward Oak Hill Road. He said that a high quality road facility of considerable capacity will be absolutely vital to insure the status and attractiveness and utility of the Northeast Industrial Park for consideration of the new and expanding industry. He said that Mr. Slade would appreciate being advised of a time status on this project so that the Industrial Foundation, Board of Records, can use this information for proper marketing relationships with potential clients.

Commissioner Buthod said that the County is short in their general contractual account this year but if this improvement qualifies for the R & S account, he thought that the work might possibly be done in the near future.

This matter was referred to the County Highway Engineer for study and determination of what can be done within the limits of available funds.

RE: CLAIM

A claim was presented from Sheriff Riney for the meals of the prisoners in the amount of \$4,572.00.

Commissioner Stofleth moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION...ROBERT F. & RUTH G. MARTIN

Premises affected are situated on the northwest side of Middle Mt. Vernon Road. The requested change is from A & R-1B to R-2. The proposed land use is for apartments.

Mr. Ed Johnson, representing the petitioners, said that he didn't think he presented all the facts at the Area Plan meeting. He said this is a 17 acre tract that is an extension of an 80 acre tract that is already zoned.

He presented a picture showing the area and said that Mr. & Mrs. Martin have already purchased 18 acres and would like to add the 17 acres so they can have a 35 acre tract of land that can be developed.

Commissioner Buthod said that he understood from Mr. Rafferty that there was an adverse drainage report and an adverse report from Mr. Pugh of Soil Conservation. Mr. Johnson said that he must have misrepresented the facts to the Area Plan Commission and he read a letter from Mr. Smith, the Drainage Engineer which stated that there were three problems; The area to the East has a serious drainage

problem; There is a large area that drains from the South through a 5 foot by 5 foot concrete box culvert that flows through the entire length of the property in question; and there is another large area that drains from the Southwest through the Westerly portion of the property in question. He stated that if these three problems are solved either by large storm sewers or large open drainage ways through the development, there should be no further drainage problems in this area assuming that proper lot and street drainage is provided for.

Mr. Johnson said that this rezoning would make housing available for students and faculty at I.S.U.E.

Commissioner Stofleth said that he had voted against this rezoning at the Area Plan meeting but after receiving more information, he moved that this petition be returned to the Area Plan Commission for reconsideration in accordance with the ordinance. Commissioner Willner seconded the motion. So ordered.

This petition was denied by Area Plan with the vote of 7 to 2.

RE: REZONING PETITION...RONALD G. & PAULA BURGDOFF

The premises affected are situated on the northeast side of Old Henderson Road at Duesner Road.

The requested change is from Conervacy to W.I. which is Waterfront Industrial.

The proposed land use is for grain loading and storage.

This petition was unanimously approved by the Area Plan Commission.

Commissioner Stofleth moved that this rezoning be granted. Commissioner Willner seconded the motion. So ordered.

Mr. Rafferty said that his letter reads that this is 383 above sea level and it should read 378 above sea level. He said that he would give Mr. Johnson a corrected letter.

RE: REZONING PETITION...DAVID KISSINGER

Premises affected are situated on the southwest corner of the intersection of Upper Mt. Vernon Road and Red Bank Road.

The requested change is from A to M-2. The proposed land use is to manufacture adhesive chemical cement and chemical coating materials by processing chemicals in raw materials.

Commissioner Stofleth moved that this petition be referred to Area Plan for first reading. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION...G & R PROPERTIES, INC.

Premises affected are situated on the East side of U.S. 41, north of the corner formed by the intersection of Yokel Avenue and U.S. 41.

The requested change is from M-2 to C-1B. The proposed land use is motor inn.

Commissioner Stofleth moved that this petition be referred to Area Plan for first reading. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY PROPERTY SOLD

In accordance with the advertising of the county owned surplus property at 1019 St. George Road, the property was exposed for sale, a bid was accepted by the Auditor for the land and improvements, from Mr. Wilbur W. Cravens of 2819 N. Heidelberg Avenue in the amount of \$1,080.00.

Mr. Cravens said he understood that the house has to be moved back and above flood level to comply with all the building specifications before it can be occupied and he wondered what period of time he would have to do this.

Commissioner Buthod said that 120 days time would be considered as part of Mr. Craven's bid.

The County Commissioners accepted the bid and directed the County Attorney's to prepare a deed to Wilbur W. Cravens and Mary Cravens, husband and wife, and to deliver same to the Commissioners for execution.

RE: VACATION OF REININGA ROAD

Mr. Marchand said that the matter of the vacation of Reininga Road was before the Area Plan Commission previously and because they did not pass it, he had asked that it be continued, so they did meet last Tuesday night at which time the vacation was approved without question.

He presented a plat showing the area in question and said that it passes through the former Mead Johnson property and goes through property on Petersburg Road owned by Mrs. Sampson and Mr. Charles Miller who have joined in the petition. He said this was a road a long time ago but that it no longer exists. He stated that the statute calls for the appointment of three viewers who are disinterested free holders and that this can be heard for final hearing next week.

Mr. John Munger, Mr. Arthur Karch and Mrs. Dorothy Flanders were appointed as viewers who will proceed to view the area at such time as is agreed by them and Mr. Marchand and a report will be made on same at next week's meeting.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

CLERK OF THE CIRCUIT COURT

Louise Gunther 1836 Clayton Dep. Clk. \$4,987.56 Eff: 8/16/72

PLEASANTVIEW REST HOME

Mary F. Sweeney 700 Senate Ave. Cook \$315.00 Mo. Eff: 8/16/72

VOTERS REGISTRATION OFFICE

Doris Gaiser	R.R. 8	Typist	\$15.00 Day	Eff: 8/21/72
Anita J. Sawyer	5404 Cunningham "	"	"	"
Ina Woerter	756 S. Harlan	Clerk	"	"
Myrtle Woehler	2705 Selzer Road	Typist	"	"

BUILDING COMMISSION

Jesse C. Crooks 2024 Lincoln Ave. Acting Bldg. Comm. \$7,150 Yr. Eff: 7/19/72

RE: EMPLOYMENT CHANGES...RELEASES

CLERK OF CIRCUIT COURT

Louise Gunther 1836 Clayton Dep. Clk. \$4,882.00 Yr. Eff: 8/15/72

PROSECUTOR'S OFFICE

Patti D Wazny	3415 Lake Drive	Secretary	\$5,500.00	Eff: 8/25/72
Deborah Beeler	4606 Oak Hill Rd.	Secretary	\$5,000.00	"

VAND. SUPERIOR CRT. JUVENILE DIV.

Frances Williams 1007 Chestnut Prob. Officer \$7,035.00 Eff: 8/16/72

PLEASANTVIEW REST HOME

Frances Esche 5714 Ashbrook Rd. Ex. Help \$335.00 Mo. Eff: 8/16/72

COUNTY BUILDING COMMISSION

Robert Reid 330 Tyler Avenue Bldg. Insp. \$7,000.00 Eff: 8/16/72

RE: LETTER FROM BURDETTE PARK BOARD

The following letter was received by Tom Swain from the Vanderburgh County Park Board:

Dear Tom:

August 11, 1972

Just under two years ago, the county appropriated funds to air condition the Bishea Building at Burdette Park. The installation was made by Pyle Electric Company with equipment furnished by Jewett Davidson, Inc. From day one, the equipment has been totally unsatisfactory as far as nearly every aspect of its installation and operation is concerned. For example:

A. The units were installed inside the building which creates a noise level that is so high that guest speakers at meetings cannot be heard over the noise of the air conditioners even with the aid of a public address system. Even normal conversation is difficult to accomplish over the A/C noise!

B. Three compressors have been "burned out" in the short period of time these units have been in operation.

C. We have been unable to get any satisfaction from anyone as to A and B above, or in response to a letter requesting information and remedy from the County Commissioner of Buildings dated July 13, 1972, copy attached.

At our monthly meeting of the Vanderburgh County Park Board last evening, I was requested to ask your assistance in taking whatever action necessary to remedy the problems that have been created for the county by the sub-standard installation and performance of this equipment.

It is certainly obvious that the county and the tax paying public will be unable to install an average of one compressor per unit per year after the warranty has ended, as has been the case so far.

If there is some way that you can assist us, we would be most appreciative. Please call me if you have any questions or need additional information.

Signed Jerry B. Julian, President of the Park Board.

Commissioner Buthod said that the County Attorney attended the Park Board meeting and assisted in trying to get this problem straightened out. Letter received and filed.

Another letter was received from Pyle Electric Co. suggesting outside service.

RE: ADVERTISEMENT APPROVED FOR BIDS

The advertisement for the Notice To Bidders was prepared and presented to the Commissioners for the furnishing of all work, materials, labor, tools, equipment and for the construction of the Evansville Comprehensive Mental Retardation Center. Mr. Swain said that he checked this ad and he added a paragraph "The Commissioners of Vanderburgh County, Indiana reserve the right to waive minor or immaterial defects in all bids and to accept in part or reject in part as said Commissioners may determine to be in the best interest of Vanderburgh County."

Mr. Swain said that he also corrected the first paragraph, as to form.

Commissioner Stofleth moved to approve the Notice To Bidders and authorized the Auditor to advertise for bids, which are to be received on the 25th of September, 1972, and this has been cleared with the State of Indiana. Commissioner Willner seconded the motion. So ordered.

RE: RELEASE OF DAMAGES...CLAIM

A release was presented between Vanderburgh County and Raymond H. Scherer of Old State Road for damages in which the County is paying \$30.24 for accidentally tearing up some corn.

Commissioner Stofleth moved to approve the payment of the claim, the execution and release. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of a letter from the City-County Department of Health to Hardee & Frances Glisson was presented to the Commissioners stating that the Health Department has received several complaints regarding what is apparently a recent practice of dumping and/or allowing the dumping of trash and debris on the Pigeon Creek Bank, 800 feet west of First Avenue and further stated that it will be necessary to correct this and that a reinvestigation will be made in approximately 15 days to determine if this has been done. Letter received and ordered filed.

RE: REQUEST FROM MR. STUCKI

A letter was received by the Commissioners from Mr. Alvin E. Stucki, the Assessor of Center Township as follows:

Honorable Commissioners:

I am requesting you to consider an extension cord for the telephone on the front desk in my office.

The present cord will not allow the telephone to reach the front counter.

Commissioner Stofleth said that he didn't think this required the expense and so moved that the extension cord be stretched. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT FROM MR. TOWNSEND

A letter was received by the Commissioners from Mr. Roy Townsend reminding the Commissioners that a 18 foot pine tree was never replaced on his property at 9 West Bujey Drive off Old State Road. He said that this tree was removed by the County to make way for an underground sewer which was installed in the Spring of 1971. He requested that the County take action to make a settlement and thought that \$50.00 would be satisfactory.

Mr. Biggerstaff said that the Right of Way was given to the County and he would take care of this matter.

RE: CLAIM

A claim was received from Municipal Engineering Construction Corp. Commissioner Buthod said that he had asked Mr. Buckman of M.E.C.C.O. to attend this morning's meeting on this matter which was that of an emergency contract at the Hillcrest-Washington Home last year as some questions have been raised on this matter.

This was a problem of the County being ordered by the State of Indiana to make certain repairs and improvements or the County would lose its certification. Those repairs were ordered on the hot water system and the total cost was \$15,000.00 but the bid price was only \$4,512.00 plus time, labor and material. Commissioner Buthod said that the County has \$5,627.64 in the account and this has been held up, in part, because of the failure of the equipment to function properly and this was later found to be caused from the low gas pressure. Commissioner Buthod read the minutes of July 12, 1971 in which this was declared an emergency and M.E.C.C.O. was awarded the contract for plumbing. It also read that there was no way to tell the total cost of these repairs but that a contract should be prepared, and the bonds be fixed in the same amount as normally fixed for advertised bids. Commissioner Stofleth moved that the claim be approved for partial payment of \$5,627.64 to M.E.C.C.O. Commissioner Willner seconded the motion for partial payment be made for the rehabilitation of the hot water supply system at the Hillcrest-Washington Home. So ordered. The balance owed is \$8,526.84 after this partial payment is made.

RE: CANDIDATE RECOGNIZED

Commissioner Buthod recognized Mr. Harry Thompson, candidate for senator.

RE: NOTICE TO APPEAR

Mr. Harness presented to the Commissioners, a notice from Justice of the Peace, Paul Luster, for Peggy E. Goins and the Vanderburgh County Home to appear before him at 2:00 p.m. on the 23rd day of August, 1972, Whereas Mr. James Flynn has filed his affidavit showing that the Credit Bureau has recovered a judgment against Peggy Goins which has not been fully satisfied.

Mr. Harness asked if he would have to appear. The County Attorney said that he would appear for the County. Peggy Goins is an employee at the Pleasantview Rest Home. This notice was referred to the County Auditor since he will have to make payroll deductions when the court order is received.

RE: PROBLEM OF MILEAGE CHARGES

Personnel of the Highway Department has charged mileage to the Building Commissioners office.

Commissioner Stofleth said this must be stopped. This matter was taken under advisement.

RE: MR. CROOKS

Mr. Crooks said that there will be an Inspectors' school on August 20, 21, 22 & 23 at the Executive Inn. He said that there is a \$20.00 registration fee which will include the meals.

Mr. Crooks reported that the property at 660 S. Governor St. is now vacant and suggested that Mr. Volpe check the deed as to ownership before condemnation proceedings are under way.

Mr. Crooks reported on a house at R.R. 7, Box 15, on Outer St. JOE Avenue, formerly owned by Richard Kissel. He found that the house could not be rented presently as there is no water, the house has a septic tank system which could not be effectively checked, the heating system would have to be replaced as the unit is inoperable and much of the duct work is missing. He explained what would have to be done to bring the house up to code requirements, the cost of which would be some \$3,300.00.

Mr. Biggerstaff said that this right of way was purchased from Mr. Kissel as the county will cut right into the house.

Commissioner Buthod suggested selling the house and garage, as they stand, if the house can be moved. He said that Mr. Hotz can board it up and protect it from vandals.

Commissioner Willner suggested that Mr. Biggerstaff check on it first and see what needs to be done when the road goes through and go from there.

Mr. Biggerstaff said that he will check on it and report back next week.

RE: CUTS-INS

Cuts-In from the Telephone Co. were presented to Mr. Biggerstaff and he, in turn, presented the following cuts-in:

A cut-in from the So. Ind. Gas & Electric Co. for permission to cut into Old State Road at the intersection of the L & N Railroad trackage by-pass on the north

side of Evansville, for the purpose of opening encasement of 50 feet of the existing 4" H.P. gas main in place with 8.625 OD steel casing pipe via split fabrication.

The other cut-in was from the So. Ind. Gas & Electric Co. for permission to cut into Darmstadt Road as the performance of this relocation work is necessary so that the railroad overpass bridge can be built.

Commissioner Stofleth moved that these cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE

Mr. Biggerstaff presented the "Notice to Bidders" for the replacement of Bridge #88 located on Mt. Pleasant Road, west of Highway 41.

Mr. Biggerstaff said that he thought the county would get the \$4,900.00 from the insurance Co. on this and that they want a letter which he will send them. Commissioner Stofleth moved to approve the Notice to Bidders and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR EASEMENT

Mr. Biggerstaff presented a request for easement on property on St. George Road. Commissioner Buthod said that the County cannot now grant the easement as this property was sold this morning to Mr. Wilbur Cravens. The request was from Peyronnin Construction Co., who will now have to contact the new owner.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that in the matter of getting Volkman Road in shape, the county would have to get a pavement 3 inches thick for about a quarter of a mile to conform with the rest of the road. He said that he asked Southwest Engineering to give a price on this in having it done and he thought that it should be hot mix. He said that this would entail a change order of over \$9,000.00 and that the county would chip and seal this road but couldn't hardly build it up the 3 inches.

Commissioner Buthod wondered if the county wasn't bound by contract with Rudolph or Feigel Construction Co.

Mr. Biggerstaff said that this may well be, but that Nussmeyer has the contract for the bridge and that it could be added to this contract or could coordinate with Feigel or Rudolph.

Mr. Biggerstaff said that he will check with Rudolph and Feigel on this.

RE: POOR RELIEF

BEVERLY GRAY....She is now living in Boonville at 113 First St...Lived in Evansville at 121 Second St. until the end of June when her husband left her. She is pregnant and expecting the baby in October. When her husband left her he took everything. She filed for divorce in August in Warrick County. Warrick County says that she is legally from Evansville and will not help her. Sister Sheila Shime from the Catholic Charities will be here on her behalf. Mr. Bob Olsen from Pigeon Township will be here for Pigeon Township Trustee's office.

Mrs. Hagedorn appeared on behalf of Mrs. Gray and said that Mrs. Gray spent a day or two at a friends or relatives house and has no means of support.

Mrs. Hagedorn said that with the background of Mrs. Gray, she feels that Mrs. Gray is a resident of Vanderburgh County and said that the Pigeon Trustee's office sent her back to warrick county. The prenatal clinic will give no help after 5 months pregnancy so she has had no prenatal care. The Department of Public Health will not help Mrs. Gray until the baby is born. The Christian Home will not take her in because she is married. The Catholic Charities is willing to try to find her a place to stay if the Pigeon Trustee will give her some help.

Sister Sheila Shime said that she just wanted to know where to go for help. Commissioner Buthod said that prenatal care should certainly be authorized immediately, and there should be a finding on the basis of the fact that the Commissioners find that Mrs. Gray is a resident of Vanderburgh County, and thereby be entitled to help from the Pigeon Township Trustee.

Commissioner Stofleth moved that Mrs. Beverly Gray is a bonified resident of Vanderburgh County, Indiana, on the basis of evidence presented. Commissioner Willner seconded the motion. So ordered.

Mr. Olsen was under the impression that Mrs. Gray was a resident of Warrick. Mrs. Hagedorn said that she could place Mrs. Gray in the Rescue Mission if the Trustee wanted to be that technical and wanted her here physically three days before the application but she didn't think this would be the best place to place her right now.

Since Mrs. Gray has been found to be a resident of Vanderburgh, the matter was referred back to the Trustee's office for further action according to the rules and regulations of the Trustee's office.

Mr. Olsen said that since the residence problem was settled, he would see what could be done to help Mrs. Davis.

Meeting recessed at 10:35 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

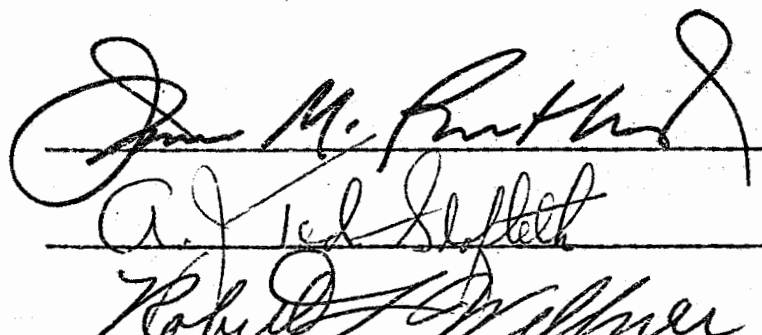
COUNTY ATTORNEY'S

Thomas Swain

REPORTERS

C. Leach
B. Thompson
A. Jackson
S. Clark
G. Clabes

Secretary: Margie Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
AUGUST 28, 1972

The regular meeting of the County Commissioners was held on Monday, August 28, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VANDEBURGH COUNTY HIGHWAY DEPARTMENT

19-108	Robert White	R.R.4 #6 School Rd.	Tk. Driver	\$3.00 Hr.	Eff: 8/21/72
19-108	Bobby Cobb	704 E. Blackford	Laborer	\$3.00 Hr.	8/21/72

SUPT. OF COUNTY BUILDINGS

Mark A. Rexing	Ex. Help-Laborer	\$2.00 Hr.	8/24/72
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RE: EMPLOYMENT CHANGES...RELEASES

VANDEBURGH COUNTY HIGHWAY DEPARTMENT

187-102B	William Whitehead	7001 Redwing	Summer Laborer	\$2.25 Hr.	8/11/72
187-102C	Paul May	1750 Parker Dr.	Engineer	\$7,250.00 Yr.	8/31/72
187-102B	Robert White	R.R.4 #6 School Rd.	Tk. Driver	\$3.10 Hr.	8/18/72
187-102B	Booby Cobb	704 E. Blackford	Laborer	\$3.00 Hr.	8/18/72

RE: VACATION OF REININGA ROAD

The petition for the vacation of Reininga Road was again presented to the Commissioners. At last week's meeting Mr. Marchand said that the statute called for the appointment of three viewers who are disinterested free holders to view the area of the requested vacation.

Mr. John Munger, Mr. Arthur Karch and Mrs. Dorothy Flanders were appointed as viewers.

Mr. Marchand today reported that the viewers went out with him last Monday to view the area.

The report of the viewers is filed at this time by Mr. Munger, Mr. Karch and Mrs. Flanders. The report of the viewers being received, filed and approved.

Mr. Marchand presented the final order for vacating the road showing no damages. Commissioner Stofleth moved to approve the order of vacating Reininga Road. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM WARREN M. COX JR.

A letter from Mr. Cox, addressed to Mr. Willard of the County Garage was presented to the Commissioners, as follows:

Dear Mr. Willard:

This is a thank you note for the prompt and effective manner in which you and your associates installed the new culvert at my driveway. My sincere appreciation!

This is the first time, to my knowledge, that we have called on the County for maintenance in the 38 years that we have lived in McCutchanville. And we have not been disappointed. Again with many thanks. Signed Warren M. Cox Jr.

RE: REQUEST FROM SHERIFF RINEY FOR SIGNS TO BE POSTED

The following letter of request was received by the Commissioners from Sheriff Riney:

Gentlemen:

I would like to submit the following requests:
Yield signs on Westhaven Drive and Meadow Lark Lane for Westhaven Drive traffic.
Speaker Road and Skyline 35 Miles Per Hour speed limit. Dangerous Curve signs on Skyline Drive. Dead End street sign at beginning of Skyline Drive.
Trusting you see fit to grant these requests, I remain, Respectfully yours,
Jerry E. Riney, Sheriff of Vanderburgh County.
Commissioner Stofleth moved to refer these requests to the Area Plan Commission.

Commissioner Willner seconded the motion. So ordered.

RE: REPORT ON LOCAL ROAD & STREET FUNDS

A preliminary report was received from Jean Hittle on the Local Road & Street Account, stating that there are 192 cities who have not used their appropriations. Report received, filed and referred to the County Engineer.

RE: MONTHLY REPORT OF THE PLEASANTVIEW REST HOME

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for the month of July, 1972. Commissioner Stofleth moved to approve this report. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS FOR PRINTING BIDS...APPROVED

The specifications were presented for the printing bids for the year of 1973. Commissioner Stofleth moved to approve the specifications and authorized the Auditor to advertise for bids at his earliest convenience. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS APPROVED FOR QUARTERLY BIDS

The specifications were presented for the quarterly bids for groceries, Milk Products and Bakery Supplies for the months of October, November and December of 1972 for Hillcrest-Washington Home and Pleasantview Rest Home. Commissioner Stofleth moved to approve the specifications and authorized the Auditor to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM E & R CHANDLER CONSTRUCTION CO.

The following letter from E & R Chandler, Builder and Developer of Plaza Terra was received by the Commissioners:

Gentlemen:

This is to earnestly request the cleaning of a ditch and extending sixty (60) inch corrugated pipe six hundred and ninety-eight (698) feet North, four hundred and eighty-five (485) feet West to Burkhart Road which is outlined on Mr. Biggerstaff's records.

Approximately one (1) year ago there were two hundred and some odd protesters in regard to this ditch causing back-up water and floods in this area.

Mr. Biggerstaff has informed me that there are federal funds available for taking care of this drainage ditch which drains over a hundred (100) acres in this area.

We are sure that the County does not want the petitioners to have to meet on this again.

Mr. Biggerstaff said that the County has run a drag line in the past and that this would give the residents 50% relief, also that he was trying to get Federal relief for the Crawford-Brandeis ditch. He said that the drainage ditch is not a legal drain but that it runs into one.

Mr. Steve Smith will get three invitational bids on the drag line work for the cleaning of this ditch.

RE: COUNTY OWNED PROPERTY TO BE SOLD

Mr. Crooks has inspected the residence at R.R.7, Box 15, on Outer St. Joe Ave. to see if the house could be rented and found that it would need a great deal of repairing so recommended that the house be sold.

Commissioner Buthod suggested that the house and garage be sold for removal, as personal property and the real estate to be retained, to be offered for sale, together or separately.

Commissioner Stofleth moved that this property be advertised for sale. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL OF PLANS

Mr. Barnett of Ohio Valley Engineering presented plans on Valley Court for approval.

Commissioner Stofleth moved to approve these final plans as recommended by the County Engineer. Commissioner Willner seconded the motion. So ordered.

RE: CUTS-IN

Mr. Biggerstaff presented the following cuts-in for approval.

Indiana Bell Telephone Co. requests permission to cut into Red Bank Road to bury a telephone feeder cable.

Indiana Bell Telephone Co. requests permission to cut into right of way on Boonville-New Harmony Road to place a buried telephone cable.

Waterworks requested an emergency permit for the purpose of opening a water main extension from Hillside Drive to Nurrenburn Road.

Commissioner Stofleth moved to approve these cuts-in. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was presented from Wink Construction Co. for final payment which is the retainage fee in the amount of \$640.00 for alterations to Cabin # 13 at Burdette Park.

Commissioner Stofleth moved to approve this claim. Commissioner Willner seconded the motion. So ordered.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said that in the same area that Mr. Chandler wrote about, a Mr. Stahl called and said that at Nurrenburn Road and Lincoln Avenue there is a problem in that water flows from a 60 inch pipe into a 40 or 42 inch brick structure and it is cluttered up. He said that the County Highway workers could clean it out. This matter was referred to Mr. Willard at the County Garage.

Mr. Biggerstaff was also told by a gentleman that a lady bought a home at Drexel Drive and Mels Drive and is having a drainage problem in that there is a 12 foot pipe under her drive and it needs a larger pipe. He was told that the builder put this 12 inch pipe in and said that it was temporary. A gentleman that lives in the same area said that every time it rains, water lays everywhere around the homes and gets in his basement.

Mr. Biggerstaff said that the ditch there is a roadside ditch.

Commissioner Buthod said he thought the owner initially responsible, although the owner might go back on the builder.

Mr. Crooks said the code book says that the builder will provide proper culverts and that he would get the name of the contractor.

Mr. Biggerstaff said that he would start with the contractor on this matter as he has violated the code which makes him liable.

Mr. Biggerstaff said that he would draw up specifications for the repairs needed.

RE: CONTRACT AWARDED TO DEMOLISH PROPERTY

Mr. Crooks said that Mr. Nathan Bates had submitted a proposal of \$550.00 for the demolition of the property at 660 S. Governor Street.

This property reverted back to the county last year and has been condemned. There has been a condemnation order from the city.

Commissioner Stofleth moved that Mr. Bates Construction be awarded the contract to demolish the property at 660 S. Governor Street. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM CAMPBELL TAGGART INC.

Mr. Crooks submitted the following letter that was sent to the Building Commissioners office:

Subject: Site Drainage Near Oak Grove Road and
Green River Rd. Colonial Baking Co. Prop.

Gentlemen:

Several months ago during the planning stages for a project for Colonial Baking Co. in Evansville, I met with a Mr. Sam Biggerstaff your county surveyor and discussed a drainage problem at the site. Mr. Biggerstaff informed me that several other property owners had met with the building commission on this same subject, and that an underground line was planned to discharge water under Oak Grove Road so that most of the property that faces Oak Grove will have adequate site drainage.

With no underground storm drainage facilities in this area, we have designed our site drainage to the existing low area on Oak Grove Road, assuming the county is planning to provide drainage from that area.

This letter is to inform you that we will be starting our building project in the very near future, and would like to be sure that this underground line is installed prior to the heavy rains in the fall. Signed Carter E. Collins.

Mr. Biggerstaff said that this matter came up before, by the Hirsch brothers who farm land in this area, east of Green River Road. He said that the pipe is so covered up that it wasn't even found when the land was surveyed. He thought the pipe should be opened up and a larger pipe be installed and that it would be just as cheap to install new pipe as it would be to try to salvage the old one. He said that it would take about 80 feet of pipe to complete this work plus some ditching and that he would prepare the specifications and a cost estimate.

RE: DRAINAGE PROBLEM ON KEMBALL DRIVE

Mr. Smith presented a drawing of a Highway drainage problem on Kemball Drive, in that there are street inlets that run into a ditch and there is no drainage easement and the drainage pipe joint has come loose and this has made a large hole in a man's front yard.

Mr. Smith will have Mr. Willard to see that the hole is filled up and that the sewer pipe is repaired.

RE: DRAINAGE PROBLEM ON SCHISSLER ROAD

Mr. Chester Williamson said he has a drainage problem on Schissler and West Franklin Road. He said the ditch there is stopped up and Mr. Ernie Schuck won't let him clean the ditch out because he said it belongs to him.

Mr. Biggerstaff said he would send the survey crew out to see if it is on the Schuck farm or if it is on the Right of Way of Schissler Road. He said that there used to be a lake on the Schuck farm that the water drained into but he has dug it out and this has caused the problem.

Mr. Biggerstaff said that after checking it he will contact Mr. Willard on it, as he has apparently tried to clean this ditch.

RE: MR. HARNESS

Mr. Harness said that he and his wife attended the County Home's Administration meeting at Newcastle Indiana last Friday and he reported that the home there is rather old but is well run. He said that part of the farm has been converted to a golf course, part of it has been reverted to a city park and part of it is used as a 4 H center. He said the grounds are beautiful and they have some nice lakes, also that there is a pilot rehabilitation program going on in Elkhart Indiana for the mentally retarded and the handicapped people and in a couple of the homes in the Northern part of the state, they have been taking residents and evaluating their abilities and placing them on part time jobs.

Mr. Harness said that the next meeting will be held on October 26 & 27 of this year at McCormick Creek State Park and he would like the permission of the Commissioners for he and his wife to attend this meeting with one night's lodging and meals to be paid by the county if the Commissioners so desire. He said that there are four meetings per year.

Commissioner Stofleth said he thought these meetings were very educational. Commissioner Stofleth moved that Mr. & Mrs. Harness be allowed to attend the meeting with one night's lodging and meals at the expense of the county. Commissioner Willner seconded the motion. So ordered.

Mr. Harness said at the meeting of July 31, the insurance status of Evelyn Caudell was discussed and Commissioner Willner moved that the county pay her insurance for one month and said that it would be discussed in one month, which is today. He said Mrs. Caudell called him and said she will undergo an operation on Wednesday and he thought the county should carry the insurance for 90 days. Mr. Volpe thought a set time should be made for the county to pay insurance for employees because of illness, thus eliminating discussion of same each time it comes up.

Commissioner Buthod said he didn't think the time should exceed 90 days. Commissioner Willner moved that the policy of the Board be to allow 60 days with consideration to be given, of an additional 30 days in extreme cases on the recommendation of the Superintendent of the Department and they must get a statement from their doctor stating that the employee is off because of a legitimate reason. Commissioner Stofleth seconded the motion. So ordered.

Mr. Harness said that in the problem of the charges owed by the Pigeon Township Trustee, Mr. Swain had said to wait until the law was promulgated.

Mr. Harness now presented a copy of the statement that was sent to the Pigeon Township Trustee in the amount of \$5,245.36 and a copy of what was paid in the amount of \$3,718.66. The statute was promulgated on the first of August. Mr. Harness said the bill that Mr. Morrison received was from November 2nd thru May 31st and he will still receive the charges for June and July.

Mr. Harness said that the books in the Auditor's office show what charges were submitted and where they were approved by the Commissioners but were never collected. He wondered what should be done about this matter. He said the other Trustee's have paid for their charges.

Commissioner Buthod said he sees no reason that the Pigeon Township Trustee should be an exception.

Commissioner Willner suggested having Mr. Morrison be notified to attend next week's meeting to present his side of the story. The Commissioner's secretary will inform Mr. Morrison to be in attendance in order to solve this problem.

RE: PERMISSION TO ATTEND MEETING

Mr. Volpe said he has an appointment in Indianapolis next Wednesday with Mr. Stateler, of the State Board of Accounts, concerning the approval of using certain forms in his office and would like the mileage to be paid by the county. Commissioner Stofleth moved that Mr. Volpe be allowed the mileage for his trip to Indianapolis.

Mr. Volpe said he is legally a constituted fiscal officer for all the Federal funds in the county and he sometimes performs voluntary services for the various agencies, such as taking care of the books for Alcoholic Help Inc. at no charge and intends to do the same for the Youth Service Corp. but there is a problem in that they have attached themselves to the city's Insurance program at no cost to the city and Mr. Mark Owen is here to discuss the possibility of doing the same thing in the county.

Mr. Mark Owen said that they are asking to write in on the county's insurance at no cost to the county for he and his secretary.

Commissioner Stofleth said he would first like to talk to the agent of record to see if this is possible.

Mr. Owen said that he will check with New York Life to see if this is permissible under the policy of the county and get a written statement to this effect. The Commissioners agreed that it was agreeable with them if this was permissible under the policy.

RE: DISCUSSION OF ROCKFEST

County Attorney Swain said that the city attorney, last week, filed suit to block the festival from being held in the Evansville area and he then filed a motion on behalf of the county Commissioners Friday to intervene in the suit, seeking to block the festival from Vanderburgh County.

Commissioner Buthod and Willner wondered why they weren't informed of this action. Mr. Swain said that he had talked to Commissioner Stofleth who said that it was allright with him and pointed out he discussed it with the Commissioners some time ago, and got no answer. He said time was running short so he went ahead with the filing Friday. The Commissioners agreed with Mr. Swain's action.

Commissioner Buthod said he was opposed to this festival, but did not want to adopt any permanent policy against all such events. He thought in this case, the rockfest would be a bad thing for the county, from what he has read in the paper, because of the health reasons, safety factors and the overloading of the community facilities.

Mr. Swain suggested the city and county combine to pass an ordinance that would set down guidelines for any future rock festivals and he would follow through on this with the city attorney.

RE: HOUSE ON ST. JOE AVENUE

Commissioner Buthod said that a Mr. & Mrs. Blesch want to buy the house on St. Joe. This is the same house that was previously discussed in this meeting and it was decided to sell the house. Mr. Volpe will prepare an ad for the house and garage to be sold separately or together.

Commissioner Stofleth moved to approve this action. Commissioner Willner seconded the motion. So ordered.

RE: STATEMENT MADE BY COMMISSIONER WILLNER

The following statement was made by Commissioner Willner:

My associates and I wholeheartedly applaud the concept of intergovernmental agreements between the City and County to combine certain offices and functions. Our position has always been that this is the proper method to re-organize government without thereby creating a dictatorship and destroying what little authority the average man still has over public affairs.

We realize that this plan is very much different from the original plan desired by Mayor Lloyd, the majority of the County Commissioners, much of the out-dated power-structure of the Democrat party, and other moneyed interests throughout the community.

These persons sought to convince the people that they could receive more efficient government only by surrendering their powers of self-government to one monolithic structure which would then run the government as a private club.

However, we worked very hard to inform the citizens of their rights, the dangers they faced, and this alternative. Persons associated with us labored diligently to defeat the dictatorial bill in the legislature and to propose the use of intergovernmental contracting in speeches before many civic organizations.

He would like to ask the County Commissioners, and the City Government, at this time, to see that the public is informed as to the exact workings of such Governmental changes and that they be given time to agree, disagree, or to suggest some changes.

Commissioner Buthod said he can't respond to frankly partisan statements being read into the record. He has felt that consolidation would affect certain changes and he feels that the public has been informed and by the proponents as well as the opponents of consolidation. He said to let the statement stand in the record as that of Commissioner Willner, that it is not his statement and he does not subscribe to it.

Commissioner Willner said he has nothing on the governmental change except what he reads in the Evansville Courier and Press and it would be his opinion that a member of the Commissioners should have something to go by before it is brought to a vote.

Commissioner Buthod agreed that Commissioner Willner is perfectly free to make any statement that he cares to make but that he doesn't care to make a further statement at this time, partly because he is going out of office and will have nothing to say about it except as a private citizen and the situation is not before the public at this point as it is a matter for the legislators and they are proceeding between the City and the County to develop plans to be proposed and presented to the Commissioners in an open hearing and to the public in an open hearing.

Commissioner Willner asked if Commissioner Buthod would say the City and some of the County, as he is part of the County Commissioners Board and he hasn't been informed.

Commissioner Buthod said the County Attorney's are meeting with the City Attorney's, as everyone knows, to attempt to develop something that can be presented to the Commissioners and decide upon and he hasn't seen it, at this point and thought it meaningless to debate it now since they don't know exactly what is going to be proposed.

RE: POOR RELIEF

Mrs. Montgomery...has no address...from Armstrong Township...Mrs. Heppler, wife of Armstrong Township Trustee present...Reverend Smith is here to speak for Mrs. Montgomery...Mr. Montgomery is in Jail...She has asked help on everything. Mrs. Hagedorn of Legal Aid is also present, as is a Mrs. Flanders who tries to help people when they have no place to go.

Mrs. Flanders said that Mrs. Montgomery has asked the help of the Armstrong Township Trustee and was refused, that she has no place to go and that her husband was arrested and is in jail until August 29, when he will be arraigned. He was arrested for child abuse. He had worked for Mr. Rexing and during this time Mr. Rexing provided a place to live but since he was fired the family was evicted.

Mr. Smith said that it was his understanding that the Trustee should help this family until Welfare can take over. They are getting food stamps.

Mr. Smith said that he talked to Mr. Heppler, the Armstrong Township Trustee and he said that he would not give this family assistance.

Mrs. Hagedorn said that if Mr. Montgomery is convicted, the family will be

eligible for A.D.C.

Mrs. Armstrong has five children, ages from 9 months through eleven years. Mr. Smith has found a place for the family to live at \$55.00 per month and she would also need some money for utilities. The Trustee can't pay the rent until it is 30 days behind but Mr. Smith said that he knows the man that owns this house and he would wait until later for the rent but the matter here is that the Trustee refuses to help.

Mr. Montgomery also has a drinking problem and was fired from his job in Jasper which is where the family came from. Their legal residence was Huntingburgh, Indiana.

The home that Mr. Smith has found available is in Posey County so there was a question as to if the Trustee in Armstrong Township could help.

Mrs. Hagedorn said that the code reads that where ever the people are found destitute, that Trustee is responsible. This is in the code for poor relief. Commissioner Buthod said that the Armstrong Trustee can be ordered by the Commissioners to provide relief for this family, and if he doesn't choose to appear and present his position the Commissioners will have to go on what they hear.

Mrs. Heppler appeared at this time, on behalf of her husband, stating that there is no housing available in Armstrong Township.

Commissioner Willner said that he had this problem when he was Trustee and he had to put the people into a hotel until he could get the Pigeon Trustee to take the case, which was the only thing he could do. He said he thought the thing to do was for the Armstrong Township to move the family into this house and get her situated and then see if the Robb Township Trustee would take the case.

Mr. Smith was asked to talk to the Robb Township Trustee and then the Commissioners would order the Armstrong Trustee to pay 1 month's rent and that perhaps they could go to a private agency for money to get the utilities turned on.

Mr. Smith will first talk to the Robb Township Trustee before moving this family into the home located in this Township.

Ronald Sargent...519 S.E. Second...Pigeon Township...Mr. Olsen, Investigator. Mr. Sargent has asked for help on a hospital bill of \$352.59. He is employed at Robling Trucking Co. He averages \$100.00 a week. His wife is pregnant. He pays \$30.00 per week for child support to his ex wife and is two weeks behind. Mr. Olsen said that Mr. Sargent netted \$1,350.22 from April to July and \$434.91 from August 3rd to the 24th which he thought to be a high salary wage level. He also has a 1968 Oldsmobile. He pays \$75.00 per month rent and he has been paying a hospital bill, rent, utilities, also on an accident & car payments. Mr. Olsen said that he could raise his pay by adding his wife as a dependent. Commissioner Willner said that Mr. Sargent might be eligible for food stamps and use that money to pay the hospital. Mrs. Anslinger said that the hospital would accept payments.

Commissioner Willner moved to refer this case back to the trustee and told Mr. Sargent to take his bills to the Trustee to see if he might be eligible for food stamps. Commissioner Stofleth seconded the motion. So ordered.

RE: LETTER TO THE DRAINAGE BOARD

The following letter was signed by the Board of County Commissioners and presented to the Drainage Board:

Gentlemen:

The Board of Commissioners of Vanderburgh County has reviewed the drainage problems in the watershed area East of New Green River Road and North of the Evansville-Newburgh Road and South of Pigeon Creek and the Board has found that a problem exists in the area and that the drains serving this area are not performing the functions for which they were built and maintained.

The Board of Commissioners of Vanderburgh County would certainly desire and request more adequate drainage and a reduction of the damage which occurs by reason of floods and hereby requests the Vanderburgh County Drainage Board to make the necessary changes in the Legal Drains in this area to adequately and properly drain all lands affecting the watershed.

If you have any questions in this regard, please feel free to contact us.

RE: POOR RELIEF...CON'T.

Tony Whitmer...Pigeon Township....Mrs. Martin, Investigator.

Mr. Whitmer appeared before the Commissioners stating that his landlord said that he can no longer carry him. He was not on the agenda for today and the Investigator has left the office so Mr. Whitmer was asked to get a letter of eviction from his landlord and appear before the Commissioners next Tuesday.

RE: MR. KOCH

The following report was submitted by Mr. Koch on conditions that need immediate attention:

1. Cut in's: Water Dept on Old No. 460 completed. Need to correct road, shoulders and ditches. County Engineer and the writer will cover this when work is completed.
 2. R. Fl Traylor on 2nd phase water line on Koring Road Complying with need measures for safety and home owners rights. This part to be completed by October 1972, will join new water tower on Upper Mt. Vernon Road.
 3. Bauer Bros. Construction Co. Contractor on Mater Dei New Home. All Concrete curb and gutter laid on entrance However clay and mud constitute the road inside the premises at present. At gate deep mud hole some 20 Ft. X 30 Ft. in length trucks carry mud on No. 460 in large humps, slick in rain and dust in sunny day. Makes for dangerous driving. Remedy would be to place brick and concrete rubble in this area thus avoid dragging mud on public highway. Bauer Bros. Phone 425-3582. Commissioners need to handle.
 4. Hi Way safety in the fore ground. Recent Dept. of Transportation of Washington D. C. announced some 22 million children used the roads each day. Their safety is paramount. To encourage eliminating of road hazards some \$49 million dollars to be allotted to the states. That is about \$1 million per state. However, efforts need be made to correct these hazards at once, in order to show a program of such is in the making or no funds to be had. Needs advance planning.
 - A. Some such as blind corners. Hidden view of rail or other transportation at intersections, hi embankments, weeds, and improper turning radius. Many too short for school bus to make turn...Need to back up in some cases.
 - B. Steep inclines on hills...Intersections such as on Red Bank Road and Hogue Road coming from the West. Same Red Bank and Upper Mt. Vernon Road. Old horse and buggy square concrete narrow abutements...Just one of the, many such in Vanderburgh County.
 - C. Ample road warning signs. Ample road width for new 9 ft wide school buses, farmers tractor trailers, combines and rural Fire Dept units. Full information signs placed in advance of any pending hazards.
 - D. No overhang limbs on side of road. Bleeding black top roads become slick in winter. Ice forms a most dangerous condition. Have many such right now and need to be covered with fine chat and rolled with heavy roller, later will not stick onto the tar. Dangerous offsets on side or road hidden by grass and weeds. Need berm of chat or chip sea or black top. This too a bad condition in our county.
 5. Rural fire plug locations made visible: On West Terrace Drive. Adjacent to new West Terrace School first fire plug in across from Wm. Freund drive. Hidden on slope surrounded with brush with long thorns hi grass did hide same. To left of plug shut off valve in hole some 2 ft wide, cleared path to make plug visible. Reported to Perry Twp. Fire Dept. At a fire last week on Felstead Rd. more water was needed, unable to locate fire plug as it was hidden. Water Dept. promised to correct same.
- The writer asks if the 2 supervisors and the one assistant supervisor couldn't note such when the county and report same or make on spot relief as does the writer. Adjacent the fire plug deep drop by culvert, covered with grass. He said that the county highway has some posts and thought that the 4 H boys and girls could make some signs to place by the fire plugs so they can be found.
- He said that he would like for action to be taken on these various problems and understands that approval must be obtained from the Commissioners before any action can be taken.

RE: COMMENDATION

Judge Lensing complemented Mr. Koch for a job well done. He said that Mr. Koch knows his job and is thorough in his investigations of the roads and various other problems connected with them.

Meeting ^{adjourned} ~~recessed~~ at 11:15 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

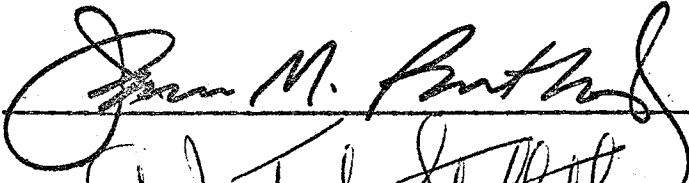


COUNTY ATTORNEY'S

Thomas Swain
William Stephens

REPORTER'S

G. Clabes
A. Jackson

Secretary: Margie Meeks




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
SEPTEMBER 5, 1972

The regular meeting of the County Commissioners was held on Tuesday, September 5, 1972, at 9:30 a.m. with President Buthod presiding.

The meeting was opened by Bailiff Protem, Tom Swain.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REPORT FROM AUDITOR OF STATE

A report was received from the Auditor of the state on monies available for roads, the current balance available being \$495,298.17 as of August, 1972. Report received and filed.

RE: LETTER FROM UNDERWRITERS ADJUSTING CO.

The following letter was received from Mr. Leonard H. Bridges, adjuster for the Underwriters Adjusting Company:

RE: Our Insured - G.B. Tanner Constr. Co.
Jeffersonville, Indiana
Date of Accident - August 7, 1972
Property Damage to bridge on Mt. Pleasant
Road, 1/8 mile west of Hwy. 41.

Gentlemen:

We represent the liability carrier of G.B. Tanner Construction Company of Jeffersonville, Indiana who damaged a bridge over Mt. Pleasant Road 1/8 mile west of Highway 41 on August 7, 1972. We have been in contact with the county surveyor, Sam Biggerstaff, who advises that costs of repairs to this bridge would be in the amount of \$4,900.00. Said estimate being made by Traylor Brothers Construction Company of Evansville, Indiana.

We enclose a release of all claims in the amount of \$4,900.00 which we submit to you with this letter for your signature and ask that you return same in the enclosed envelope in order that we may process this claim for payment.

Commissioner Stofleth moved to approve this release. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

PLEASANTVIEW REST HOME

Lola Christine Catiller 211 E. Oregon Aide \$335.00 Mo. Eff: 8/29/72

VANDEBURGH COUNTY HIGHWAY DEPT.

Al Holtz 1613 Washington Asst. Hwy. Eng. \$13,500 Yr. Eff: 9/5/72

RECORDERS OFFICE

Karen Lea Reitz R.R.8 Browning Rd. Deputy Photo Copy \$4,672.32 Yr. Eff: 9/1/72

RE: EMPLOYMENT CHANGES...RELEASES

VANDEBURGH COUNTY HIGHWAY DEPT.

Thomas P. Norton 921 Canterbury Rd. Summer Help \$2.25 Hr. Eff: 9/1/72
John Appuhn 201 N. Lemke " " " Eff: 8/31/72

RECORDERS OFFICE

Ellen L. Sheets 3307 Bayard Pk. Dr. Clerk Photo Copy \$4,672.32 Yr. Eff: 9/1/72

RE: VIOLATION OF HEALTH LAW

Copies of two letters from the City-County Department of Health were received by the Commissioners relating to the complaints of dumping or allowing same by Jamie Crane at 4620 Claremont Ave. and by Hardee & Frances Glisson on Pigeon Creek Bank, 800 feet west of First Avenue. The letters noted that a reinvestigation was made of these areas and the conditions still have not been corrected. They ordered that these conditions be eliminated within fifteen (15) days and by so doing, will make it unnecessary for the Health Department to forward these cases to the Prosecuting Attorney's office. Letters received and filed.

RE: INSPECTION CERTIFICATE

An inspection certificate was presented on the boiler at the County Highway Garage. This was approved and presented to Mr. Willard, in order that it may be posted properly, according to law.

RE: INSURANCE STATUS REPORT

An insurance status report was presented to the Commissioners on pipe. This report was referred to Sam Biggerstaff, for completion.

RE: MATTER DELAYED

Commissioner Buthod said that there is one matter that will be delayed until some of the reporters can be present if they so desire. This has to do with the Social Security increase and the problems that it is causing for the Trustee's. He said that Mr. Work and Mr. Staton will be called on at time of discussion.

RE: RESOLUTION ADOPTED

Judge Lensing and Paul Kinney, President of the County Council, were present on behalf of the Council.

Mr. Kinney stated that the Council adopted a resolution last Thursday night, asking the Board of County Commissioners to set the hours of employment of all county offices located in the Civic Center, at 40 hours.

Commissioner Buthod said that it was never intentional that the County have a 35 hour week and that he is very much in favor of this action. He said that the County offices used to be open on Saturday mornings and it was then thought that the public would be better served if the offices were open on Friday evenings instead, and when this came about and no one came in, the offices closed on Friday evenings and this left a 35 hour week.

Mr. Kinney presented a copy of the statute to each of the Commissioners.

Commissioner Buthod said that the Commissioners can only go as far as setting the office hours and it is up to the office holders as to the working hours of his employees.

Commissioner Stofleth moved that a resolution be prepared for the county offices to be open from 8:00 a.m. until 5:00 p.m. starting January 1, 1973.

Mr. Munger said that he hoped that the Commissioners can pass the resolution today so that it can be considered in conjunction with the hearing of the new budgets by the Council which starts tonight.

Commissioner Buthod said that he didn't think what was done by the Commissioners at this time would be binding on the new Commissioners and he thought the resolution should be effective as of October 1, 1972.

Commissioner Willner said that he understood this action is to save the taxpayers money and wondered, since the city has gone on 40 hours, if they have saved money. Mr. Kinney said they had.

Commissioner Stofleth amended his motion to read that the resolution become effective as of October 1, 1972. The offices of the County Recorder and the Board of County Commissioners was added to the resolution also.

Commissioner Buthod read the following resolution:

WHEREAS, Indiana Code, I.C. § 17-3-2-1; Indiana Statutes, § 49-606, provides that the County Treasurer, County Auditor, County Assessor, County Recorder, Board of County Commissioners and the County Surveyor shall keep their offices open every day of the year except on Sundays and on legal holidays; and

WHEREAS, I.C. § 17-3-2-1 further provides such officials may close their offices on such days as the Board of County Commissioners may order in accordance with the custom and practice in the County; and

WHEREAS, I.C. § 17-3-2-1 further provides that any legal action required to be taken in such offices during the time such offices are closed pursuant to the provisions of this act, can be taken on the next following day said offices are open pursuant to the provisions of this act to the same effect as if this act had not become law; and

WHEREAS, some definition of the days other than Sundays and legal holidays, as well as some definition of the times of day which is the custom and practice in the County, is required so that any legal action required to be taken in such offices during the days said offices are closed, can be taken on the next following day said offices are open;

NOW, THEREFORE, BE IT RESOLVED, that the said offices are hereby declared to be closed on Saturdays and to be open from 8:00 A.M. to 5:00 P.M. of other days of the week.

Commissioner Willner seconded the motion of Commissioner Stofleth, as amended. The vote being unanimous in the affirmative, the motion carried.

Commissioner Buthod said, after reading part of the opinion on this subject, that the Township Assessor's are not subject to the subject to the orders of the County Commissioners and the Circuit Court Clerk's are specifically under the jurisdiction of the Judge. He also said that any drafting problems could be taken care of later by adding amendments to the resolution so the present resolution can be passed at this time in order for the Council to have something to look at tonight at the County Council meeting.

RE: COMMENT BY MR. KARCH

Mr. Arthur Karch said that the County Garage has the roads in pretty good shape. Commissioner Buthod thanked Mr. Karch and said that this is good to hear.

RE: LETTER FROM INDIANA STATE HIGHWAY COMMISSION

A letter was received from the Indiana State Highway Commission on bridge inspection and standards.

Commissioner Buthod asked Mr. Biggerstaff where the county stands on inventory of inspection.

Mr. Biggerstaff said that the bridges have been inspected twice but that they probably haven't given the state the information that they require and he will follow up on this matter.

RE: CUTS-IN

Cuts-in were presented and referred to Mr. Biggerstaff.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Biggerstaff presented the "Notice to Bidders" for the sand blasting and painting of a swimming pool in Burdette Park located on Nurrenbern Road. He said that the other pool at Burdette Park was painted last year after the pool closed and is now ready to take bids for repairing the other pool. Commissioner Stofleth moved that the "Notice to Bidders" be approved, Mr. Biggerstaff having approved the specifications. Commissioner seconded the motion. So ordered.

RE: CLAIMS

Mr. Biggerstaff presented a claim in the amount of \$3.66 for 6 certified letters @ .61 per letter.

Commissioner Stofleth moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Biggerstaff presented a claim from Southwest Engineering, Inc. in the amount of \$9,779.40, Estimate #2, The Volkman Road Bridge Project, No. 46, 191-54. He said that the total of work done to date is \$19,966.00. Commissioner Stofleth moved, upon the recommendation of the County Engineer, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER TO BE SUBMITTED

Pursuant to the recommendation of the Highway Engineer, Southwest Engineering will have added to their bid, preparation for paving of the approaches at the Volkman Road Bridge and the change order will be submitted.

RE: PROBLEM OF RELOCATING FENCE

Mr. Biggerstaff said that there is a problem of relocating fencing at a job off Old State Road.

Commissioner Buthod said that Mr. Feigel has waived his rights to this, under his contract.

Mr. Biggerstaff said that Mr. Feigel thought it better for the contractor on the job to handle it since everything has to be done at once.

Mr. Biggerstaff said that there is some fencing that needs to be removed and the plans just stated the fact that they needed to be removed but didn't say who was to remove them. He has a change order that he will submit next week on this. The cost will be \$1.75 per foot or \$600.25.

RE: ENGINEERING AGREEMENT...Barker Avenue underpass

An engineering agreement was presented to the Commissioners, made and executed in duplicate by and between Vanderburgh County and Edwin O. Boyd, d/b/a Ohio Valley Engineers for a railroad underpass at Barker Avenue. It was thought that this agreement had been signed previously. Commissioner Stofleth moved that the contract of Ohio Valley Engineering Co. Preliminary work on the Barker Avenue underpass be adopted and approved. Commissioner Buthod seconded the motion. So ordered.

RE: PROBLEM WITH SOCIAL SECURITY INCREASE

Miss Hagedorn, Mr. Work and Mr. Staton appeared in connection with the situation that has developed on medical costs because of the increase in Social Security, which will soon become effective.

Mr. Staton is the Superintendent of the Adult Program for the Welfare Department. He said that the problem is that there has been a federal law that has been passed which will increase all Social Security benefits and there is a number of people on the Public Assistance Program, particularly old age assistance and disabled assistance, who will be ineligible to receive assistance any longer from the welfare because of their budgeting situation.

Commissioner Buthod said that the impact of their medical care will be on the Township Trustee and on the local property tax.

Mr. Staton said that there are about 180 cases here that will go off the state medicaid program and will go on the Township Trustee's roles.

Commissioner Buthod said that this will be a very serious problem all over the state and that he has been in consultation with Miss Hagedorn and Mr. Staton over the past week in trying to urge the state officials or congress or whoever, to go for this problem to avoid this tremendous impact on the local property tax that this problem will have. He said that he thought that all the County Commissioners can do is to call this matter to the attention of the legislative candidates, the present office holders of the state and federal level and ask their response in helping to avoid the crises of medical care. He said that this problem will be all over the state of Indiana.

Commissioner Buthod said that he was sure that the Commissioners, as individuals and possibly as a Board, note this impending crisis and make whatever response that is practical under the circumstances.

Commissioner Stofleth said that he concurred with the thinking of Commissioner Buthod and that the Commissioners must think first about Vanderburgh County and do everything to succeed in their endeavors to help this situation.

Miss Hagedorn said that these people go off their roles on October 1, 1972 and after this time she will be going to the Township Trustee's for help for these people and that they won't be able to carry the burden for any length of time. She said that she thought a letter should be sent by the County Commissioners to the Governor and a copy to the Department of Public Welfare, saying that something has to be done.

Commissioner Buthod said that he thought the Commissioners could adopt a resolution, urging all Federal and State officials to leave no stone unturned in an attempt to head off this crisis in medical care.

Commissioner Willner said that he would like more information and time on this matter.

Commissioner Stofleth said that he thought a letter should be written to the Governor right away so some immediate assistance can be given as this matter is of a serious nature.

Commissioner Buthod proposed that the resolution be that the County Commissioners of Vanderburgh County recognize an impending crisis in health care due to the raise

in Social Security and that the County Commissioners urge upon all affected state and federal officials the immediate attention to a problem to the end that the crisis may be averted and that a copy be forwarded to the Governor of the State of Indiana and to the two Indiana Senators and the Congressman from the Eighth District of Indiana, also to the Department of Public Welfare of the state level.

Commissioner Stofleth so moved that this resolution be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks said that the house on St. Joe Avenue is being held up for title investigation.

RE: PERMISSION TO OPEN BIDS

The County Attorney's were given permission to proceed with the opening of the bids for the replacement of Bridge No. 88 located on Mt. Pleasant Road 1/8 mile west of Highway 41.

RE: POOR RELIEF

Mr. Tony Wittmer was to have appeared today for poor relief but but failed to do so. This case was therefore referred back to the Trustee as no further action could be taken at this time.

RE: OPENING OF BIDS

The following bids were submitted for the replacement of Bridge No. 88 located on Mt. Pleasant Road 1/8 mile west of Highway 41.

D. K. Parker Co. Inc.....	\$20,247.50
Deig Bros. Lumber & Construction Co. Inc.....	\$20,670.00
Southwest Engineering Inc.....	\$22,814.50
Nathan Bates General Contracting.....	\$14,809.00
John Mans Inc.....	24,740.50

Commissioner Stofleth moved that the bids be referred to the County Highway Engineer for extension and examination for a period of one week. Commissioner Willner seconded the motion. So ordered.

RE: REPORT BY MR. KOCH

Mr. Koch submitted the following report:

1. Cuts-in: Water line on Old #460 new Mater Dei, completed was service installed in lines and fire plugs to their premises. Cut-in's need to be checked and the County Engineer and the writer will cover same.
2. MORE THOUGHT NEED BE GIVEN TO COUNTY HI WAY SAFETY MEASURES:
 - A. All too many roads with 18 and 20 foot width sharp drop on side in some cases from 3 inches to 3 foot and more. Grass covered edge of road unable to note drop off. Hi weeds Brush and Tall Grass All block vision. On culverts both high and low abutments covered with high weeds at both ends. Unable to note the white concrete abutments. One noted on heavy traveled road, being Baseline Road from Old Petersburg to west. There are many such as this.
3. Road wash cuts at road edge caused by Hi Ridges water unable to flow into ditch, flows down edge of road, ginds a weak spot or soft soil and causes washed out road edge. Many such concealed by grass hidden from view.

An example on West Terrace Drive, Road to new school, just such on west side of road, east side of road not ditch at all. Water flows down black top road, ice in winter. No white center or edge lines on this road. Area needs correction at once. Several reports made months on this before school started.

4. Dangerous areas.

A. Intersection of Upper Mt. Vernon Road and Peerless Road, Dire need of a 3-way stop there. Coming off Peerless, unable to see cars coming from west on Upper Mt. Vernon Road. At times parked cars hide view entirely.

Overhang tree limbs and brush, most dangerous on curves. Our three Supervisors covering entire county, should give note on such for correction. Many complaints on Pollack Avenue, very narrow, heavy, fast traveled road. Corner of Hoosier Ave. and Pollack Avenue, Shrubbery extends to the east and the view is blind. Also to the west from same intersection. Some on R/W some few feet on private ground. A thorough survey needs to be made. Also on Pollack and Fuquay Road. Trees hide view.

5. Serious complaints on weeds adjacent to fine homes, one area most trouble is University Heights, sordid appearance of high weeds. bugs in the air. What can be done to have lot owner cut same. Such abounds in many other areas. Some very caustic remarks have been made by new comers in such areas. Let us work for relief on same now. John A. Koch, Road Inspector.

Meeting recessed at 10:34 a.m.

PRESENTCOUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert L. Willner

COUNTY AUDITOR

Lewis F. Volpe

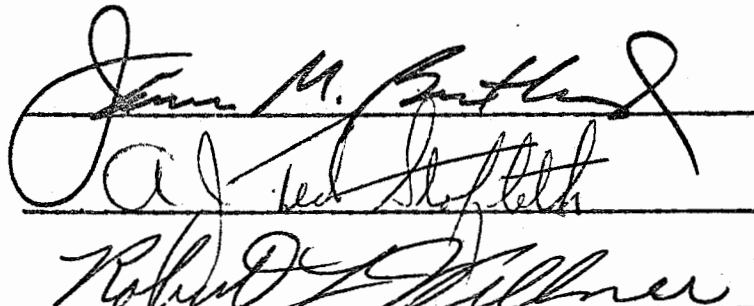
COUNTY ATTORNEY'S

Thomas Swain
William Stephens

REPORTERS

G. Clabes
S. Clark

Secretary: Margie Meeks


BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
SEPTEMBER 11, 1972

The regular meeting of the County Commissioners was held on Monday, September 11, 1972, at 9:30 a.m. with President Buthod presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: MR. HAZELWOOD

Mr. Hazelwood wanted to let the Drainage Board know that he real concerned about Eagle Slough. With Fall coming on he wanted to get the work done before bad weather sets in. Mr. Buthod said the hold up is in the Banks as they have not bought the bond as yet. Mr. Stofleth said he would check with the Bank after the meeting. Mr. Hazelwood wanted to know if he could start work on a verbal agreement, Mr. Swain said no. Mr Hazelwood then wanted to know if there was any legal way the Drainage Board could hire by the hour. Mr. Swain said no again as they cannot use Drainage Board Assets for this peticular job. Mr. Stofleth said they would just have to waid until the bond is sold. The Bank has made the committment to buy the bond although they don't want them, but feel it is their civic obligation to buy them. The Commissioners will notify Mr. Hazelwood later in the day.

RE: RAY BECKER

Mr. Becker says he has the figures on the Insurance program. He said there is about one dollar a month difference between County and City rates. The City pays \$1.40 per person as to \$1.90 for the County. Mr Becker said Golden Rule (City) would take the County even though he feels the County may have a little better plan with New York Life. The County has over 500 employees and \$16.53 is paid by the County. Mr Becker would like to study the plan further as to the coverage of each one. New York life can't give rate until October 1. Mr. Becker feels a different renewal date would help, by June 30th, at least in time for Budgets. Mr. Buthod said that our insurance is based on our experience instead of Nation-Wide experience. Mr. Becker said if we had a good year, we would probably get a lower rate the following year. Golden Rule has told Ray that they would probably give the County the same rate as the City. The Commissioners asked that Ray check into the program further. Mr. Becker said the basic thing is City and County cansolidation would make a larger base therefore reduce overhead in service. Mr Becker is to study program and keep the Commissioners informed.

RE: WILLIAM F. MARKEY

Mr. Markey says drainage on Broadway Ave. is causing a water problem. He says that Curtis Construction Co. removed a culbert in drive way and didn't replace it. Mr Buthod disqualified himself from discussion because of his association with Curtis Construction Co. Mr. Biggerstaff said he would send someone out to take a look at it. Mr. Markey said he talked to Jack Willard about and he said it was not his job to do this.

RE: CHECK RELEASE FOR INTERNATIONAL TRUCK

Mr. Volpe is authorized by the Commissioners to release the bond posted by International Harvester.

RE: EMPLOYMENT CHANGES: APPOINTMENTS:

COUNTY HIGHWAY DEPT.

Al Holtz 1613 Washington Ave. Highway Engineer \$13,500.00 Eff: 9-5-72

SUPT. COUNTY BLDGS:

John L. Singer 2424 W. Illinois Laborer, Extra Help \$2.00 Hr. Eff: 9-11-72

VOTERS REGISTRATION OFFICE:

Edith Johnson 917N. Kelsey Typist 15.00 per day Eff: 9-11-72
Alma Berry 1317 N. fourth Ave. Clerk 15.00 per day Eff: 9-11-72

SHERIFF'S OFFICE

Robert L. Miller, Jr. 909 Lincoln Ave. Probationary Co. Policeman \$7500.00
Eff: 9-1-72

PLEASANT VIEW REST HOME:

Mary F. Sweeney 700 Senate Ave. Cook \$315.00 Eff: 9-1-72

COUNTY BLDG. COMM.

Paul J. May 1750 S. Parker Dr. Bldg. Inspector \$302.08 Eff: 9-1-72

COUNTY EMPLOYEE RELEASES:PLEASANT VIEW REST HOME

Mary F. Sweeney 700 Senate Ave. Extra Help \$315.00 Eff: 8-31-72
Clara Pitt 109 S. Willow Rd. Cook \$335.00 Eff: 8-31-72

RE: LETTER FROM MR. CROOKS:

The following letter was received by the County Commissioners asking permission to appear before the County Council---permission granted.

RE: Permission is requested to appear at the next County Council meeting for the purpose of requesting transfer of funds to meet the payroll and travel expense of the County Bldg. Inspector.

RE: GRIMM LUMBER COMPANY

The following letter was received by the County Commissioners .

Gentleman:

Please accept for maintenance the concrete curb and street on Kirkwood Drive in Kirkwood #2 subdivision. Kirkwood Drive is one block east of Puquay road and the concrete street extends 494 feet north from Outer Lincoln Avenue.

If any additional information is required before granting approval of street please contact us.
This letter was referred to The County Highway Engineer for study and recommendation.

RE: CHARGES OWED PLEASANT VIEW REST HOME

Robert Morrison and Jack Harness want to get the record straight on charges from the County Home. Mr. Morrison says that he can't pay the difference between the \$77.00 and the \$115.00 charged by the home. So when paying this he deducted this amount and paid on a revised statement he made up. Mr. Morrison says that there 7 people on welfare. Mr Harness has talked to other Counties in the State and they do it so why can't we. Mr. Morrison says that poor people are the responsibility of the whole County. Mr Harness said he talked to the State Board of Accounts and they said if other Counties are doing this then we could' to. Jim said for County Attorney and Mr. Olsen to get together and if they couldn't reach an agreement, then they should submit it to Court for Declaratory Judgment

RE: AWARDING OF BIDS.....BRIDGE 88

Last week it appeared Nathan Bates had low bid, but later it seems that he did not bid according to specifications. Mr. Bates' bid was for the County to buy the structure and him install it. The costs for this would have been about \$600.00 less than the other bid of D.K. Parker. The county does not want the responsibility if the bridge is not completed on a certain date. The bids were received on a regular basis and on alternate basis, Mr. Buthod said that he also thought that there should be just one amount to pay. After finalization of figures, D.K. Parker was low bidder. Mr. Stofleth moved that the bid be awarded to D.K. Parker in the amount of \$20,247.50. Mr Buthod seconded. The vote was, Mr. Buthod for, Mr. Stofleth for, and Mr. Wilner No.

RE: CLAIM ESTIMATE ON VOLKMAN ROADRE: DIVERSION DITCH

Mr. Biggerstaff said the Ditch on Volkman Road is not big enough, it needs to be dug deeper and wider. He recommended that the diversion channel be run on the Southwestern side of the drive, the 15 inch pipe needs to be replaced with 27 inch pipe. The ditch is about 1600 ft. or approximately 32 square yards. He also feels that the ditch should be seeded which would take approximately 45 pounds of grass seed. Mr. Biggerstaff also wanted to know how the County is going to handle this, if by separate contract or by making it part of contract with whom is now working. Mr Biggerstaff said that he would recommend a change order. Mr. Stofleth moved upon recommendation of Mr. Biggerstaff that change order be submitted, Mr Wilner seconded, So Ordered.

RE: MR WILLARD:

Mr. Willard presented the Commissioners with Monthly work report, report received and ordered filed.

RE: MR KOCH:

The following letter was presented to the Commissioners by Mr Koch, concerning MONEY SAVING ECONOMY SUGGESTIONS:

1. Constant Demands for cut's-in budgets, etc., and the need to lower taxes is most apparent. However, sound economy and planning for the future will in itself bring about money savings. A few suggestions below:

1. What steps taken for rural youth to work on the Rural Fire Plugs Signs suggested some weeks ago? Discarded sign posts and aluminum signs be used. Mr Morris of the Co-op Extension office, who works with Rural Youth, can arrange at North High School for signs to be cut proper size. Rural Fire Depts. in full accord with the program. Work could be done at Rural Youth 4h center. What action taken on same?

2. With winter coming on and heavy snow fall calls for extra equipment and help to clear County Roads. Last winter contractors were called in to assist and their cost per hour was at \$20.00. Whereas our farmers with both rear and four wheel tractors and most have snow blades, would be glad to partake of such work and their rate around \$8.00 per hour judging from previous set ups. Also many have front loaders needed on such. Aside of the savings, farmers idle at such time, they know the roads and ditches, familiar with mail box areas and rural fire plugs locations. All need to be kept open a distance of 20 to 25 ft. area. Many farmers in years past have done some of this work in their own area gratis and this was most commendable. A set up working thru Co-Op Extension agent, farm bureau or other farm organizations as to equipment each farmer had. and areas to be worked out keep in mind in placing such in areas adjacent their home location. At least in area as close as possible. This program had deep merits and will obtain sound results and be of financial help to the farmers and afford the tax payers a substantial savings. Let's work for an immediate set up for such.

RE: OPENING OF BIDS FOR DAIRY PRODUCTS AND GROCERYS

The bids were as follows,

IDEAL PURE MILK CO.	HILLCREST-WASHINGTON HOMES	\$1,561.20
IDEAL PURE MILK CO.	PLEASANTVIEW REST HOME	738.00
AMERICAN DAIRY	HILLCREST-WASHINGTON HOMES	1,568.10
AMERICAN DAIRY	PLEASANTVIEW REST HOME	726.00
PRAIRIE FARMS DAIRY	HILLCREST-WASHINGTON HOMES	1,530.00
PRAIRIE FARMS DAIRY	PLEASANTVIEW REST HOME	705.00

FEDERAL PRODUCE CO. (food only)	HILLCREST-WASHINGTON HOMES AND PLEASANTVIEW REST HOME	3,711.88
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Mr. Stofleth moved that the bid on groceries be awarded to Federal Produce Company. Mr. Wilner seconded. So Ordered.

Mr. Buthod said he wanted to see the Unit prices of Dairy Products.

Mr. Harness said that he was dissatisfied with Prairie Farms, at this time the Commissioners called in Densel Reed from Hillcrest-Washington Homes and asked him if he had any preference to Dairies. Mr Reed said he has noticed that the children don't like the milk from Prairie Farms as well as they do from other dairies. He also stated that if he needed service immediatly, a local dairy would be for faster service.

Mr. Buthod said all the bids were close, but, if Mr. Harness and Mr. Reed were dissatisfied with Prairie Farms, then we should consider another Dairy. Mr. Stofleth agreed, the lowest bid is not always the best bid. After due consideration, Commissioner Wilner moved that the bid for Dairy Products at Pleasantview Rest Home be awarded to American Dairy and the bid for Hillcrest-Washington Homes to Ideal Pure Milk Co. Mr. Stofleth seconded.

Meeting recessed at 10:40 a.m.

PRESENT

<u>COUNTY COMMISSIONERS</u>	<u>COUNTY AUDITOR</u>	<u>COUNTY ATTORNEY'S</u>	<u>REPORTERS</u>
James M. Buthod	Lewis F. Volpe	Thomas Swain	G. Clabes
A.J. "Ted" Stofleth		William Stephens	A. Jackson
Robert Wilner			C. Leach
			T. Edwards
			B. Thompson

A. J. Stofleth
Robert Wilner

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
SEPTEMBER 18, 1972

The regular meeting of the County Commissioners was held on Monday, September 18, 1972, at 9:30 a.m. with Vice-President residing.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

RE: REZONING

The rezoning petitions of Robert and Ruth Martin, Paula and Ronald Burgdorf, and Ford Gale Lacey have been postponed until next Monday, September 25, 1972 because President Buthod was in Warrick County on a Court Case and could not be here and Mr. Stofleth feels that all three members should be here for these petitions.

RE: MR. JOHN COX

Mr. Cox and other members of the Internal Management Study on Consolidation have written up six (6) contracts for study. Mr. Cox feels that the Commissioners and the Mayor should get together and study the proposals. Mr. Cox explained the Joint Board of Works first because he feels that this is most important. The Joint Board of Works would be manned by the three members of the board of works and the three County Commissioners and they would do what the works dept. now does and that is to maintain the roads and highways and various other functions listed specifically in the agreement, they feel through the combination of equipment, machinery, trucks, etc. there would be a great savings.

On the Weights and Measures he explained that this is 58% City and 42% County. Mr. Cox said on all of the joint proposals what they have tried to do is see that after one year what what percentage will be changed based upon that years experience, and therefore, a more accurate assessment of the amount of contribution that each party should make. He also said that out of three employees one (1) employee could be eliminated by using a dollie to lift the gasoline and heavy equipment.

Joint Building Commission, the percentage here is 60% City and 40% County, it is pretty close to what is being paid now by the departments. "e feel there is considerable savings here and an increase in services, because there are eleven (11) employees adding to the building and structural inspectors over what we have now. We think we will get better inspection service at less cost to both parties.

Joint Traffic Dept. This would be a sub-section of the works board. We feel that the reorganization of the joint traffic dept. should be on one level of planning and engineering. The planning being done by the Area Plan Commission and the Engineering being done by the City Engineering Office as is being done presently and then the day to day operations be administered by the superintendent. The percentage for the County being 14% as opposed to 86% for the City. The main problem in the County is the stripping, the County now contracts with private individuals to do the stripping. The city has a reasonably new stripping machine that is used three (3) out of eight (8) months that it could be used, there is plenty of time on the machine to be used by the County. The County has a new half-ton truck that is used by the traffic people there. The City wanted a new truck needed for services. The equipment merger there in this Department would work rather well. This would come under the general supervision of the County Commissioners and the works board and supervised by the superintendent. We believe there would be a saving of \$30,000.00 to \$35,000.00 in employees salaries.

Chapter 4 is a rather large problem and that is maintenance.

We have divided this into three (3) major sections.

1. Grounds
2. Buildings
3. Rolling Stock

We believe the park dept. could operate as a maintenance dept. for grounds. for the city and county. Burdette park was not included because that is a special deal in itself.

The Maintenance of Buildings and Rolling Stock would be new departments, they would merge as the City has no general Maintenance and the County has no general Maintenance. We feel that there has to be a considerable savings. We feel that there has been a number of instances of duplicating equipment, bought and used for one (1) job only and has been sitting for a number of years.

The Joint Purchasing Dept. we feel that by the City and the County using the County Purchasing Agent Act, we could buy things much cheaper. Mr. Cox said that we already have a two (2) person office and that he thinks that hiring two (2) additional people it could work fine. Mr. Cox asked if anyone had any questions and Mr. Stofleth said that he had none, Mr. Willner said that he would like to see an elected official as a tie breaker and not an appointed one, although he agrees with it in principal.

RE: MR. GULLEDGE, ACCEPTANCE OF COUNTY ROAD

The following letter was received by the County Commissioners:

STATE OF INDIANA)
) SS:
COUNTY OF VANDERBURGH)

The undersigned, being first duly sworn and upon oath says: that this affiant is a resident of Vanderburgh County, State of Indiana: that this affiant, of his own personal knowledge, knows that a road commonly known as Charles Lane which said road is located within said County, has been used by the public as a County road or highway for at least twenty (20) years prior to the 1st day of January, 1962 and that the use by the public has been unrestricted and without limitation of any kind or nature, that this affiant does now respectfully request that the County Commissioners of Vanderburgh County accept said Charles Lane for maintenance, as being a County Highway or Road in general use by the public for a period of at least twenty (20) years prior to the 1st day of January, 1962. Mr. Biggerstaff said that this should be checked into. Mr. Willner moved that this be referred to the County Engineer for recommendation, Mr. Stofleth seconded. So Ordered.

RE: UNIVERSITY HEIGHTS PROPOSED SPEED LIMIT STOP AND YIELD SIGNS

Mr. Lochmueller said that they have had this area surveyed and they recommend the following:

1. Installation of 25 M.P.H. speed limit signs, located on Mels Drive and Agathon Road.
2. Installation of a yield sign making Crestmont preferential at the intersection of Biddle Court and Crestmont.
3. Installation of a stop sign making Drexel Drive preferential at the intersection of Crestmont and Drexel.
4. Installation of a stop sign making Mels Drive preferential at the intersection of Drexel Drive and Mels Drive.

Mr. Stephens said that the speed limit is already in effect. Mr. Stephens also said that they would need a resolution on this. Mr. Willner moved that they accept it as shown and for Mr. Stephens to go ahead with the resolution. Mr. Stofleth seconded, So Ordered.

Mr. Stofleth said that he had had requests for a four way stop sign at Boehne and Hogueroads, He ask that it be checked into and a report made for next Mondays meeting.

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Mr. Lochmueller also had the Traffic Engineer's report for Installation of speed limit and Dangerous Curve Signs on Skyline Drive and Speaker Road, with a Dead End Sign at the Beginning of Skyline Drive.

Mr. Lochmueller also has the recommendation of:

1. Installation of a yield sign at the intersection of Meadow Lark Land and West Haven Drive making Westhaven Drive Preferential.

2. Installation of a yield sign at the intersection of Westhaven Drive and the unnamed street 360' southwest of Meadow Lark Lane.

Mr. Wilner moved that the recommendations be approved, Mr. Stofleth seconded, So Ordered.

RE: MR. STOFLETH RECOGNIZES MR. OSSENBERG AND MR. SHADD.

RE: LETTERS FROM JOSEPH F. O'DAY

The following letter was received from Mr. O'Day:

Gentlemen:

We hereby request that you extend an invitation to the various transportation companies of Evansville to bid on hauling the following:

- 1 Voting Machine
- 1 Fifty Foot Rope
- 3 Iron Stakes
- 1 Ballot Box

for each of the 177 precincts in Vanderburgh County.

This hauling is to be started on Saturday, November 4, 1972 and to be completed not later than Monday, November 6, 1972. Mr. Wilner moved that it be approved and the Auditor be instructed to advertise. Mr. Stofleth seconded, So Ordered.

The second letter of Mr. O'Day's reads as follows:

Gentlemen:

We hereby request that your Board authorize the connection of telephone service in the warehouse where the voting machines are stored, located in the Parker Bldg. Main and Pasco Streets. If possible we would like the same phone number, (464-2171).

We also request that you authorize installation of four (4) telephones in the Election Office, Room 214 for use on Election Day only, November 7, 1972.

Mr. Wilner moved that this be approved also, Mr. Stofleth seconded, So Ordered.

The third letter of Mr. O'Day's reads:

Gentlemen:

We hereby request that your Board hand over to the Vanderburgh County Board of Election Commissioners all voting machines at your earliest convenience for use in the General Election to be held on November 7, 1972.

This was also moved for approval by Mr. Wilner, seconded by Mr. Stofleth, So Ordered.

RE: CHECK....DAMAGES TO BRIDGE 88

This check was received for \$4900.00 which is the full and final settlement on all claims from accident on the bridge, August 7, 1972. The question came up as to whether this check could be put in Bridge 88 fund or in General Fund. Mr. Stephens said it could be put into the Mt. Pleasant Bridge account. The check was received of G.B. Tanner Construction Co. The question also arose as to when work could start on the Bridge. It was reported that the beams have been ordered and the work will start as soon as they arrive.

RE: ALLOCATION STATUS REPORT

The allocation Status Report from the Auditor of the State ordered received and filed.

RE: CLAIM FROM BUILDING AUTHORITY

The claim dated July 21, 1972 for \$32,575.00 is part payment of \$62,575.00 due June 30, 1972. Ordered received and filed. Mr. Willner moved that the claim be approved, Mr. Stofleth seconded, So Ordered.

RE: MONTHLY REPORT FROM EVANSVILLE ASSOC. OF RETARDED CHILDREN

The monthly report from the Evansville Assoc. of Retarded Children is ordered received and filed.

RE: EMPLOYMENT CHANGES...APPOINTMENTSCOUNTY HIGHWAY DEPT.

James C. Becker 2917 W. Virginia Truck Driver \$3.10 per hour Eff: 9/14/72

PROSECUTOR'S OFFICE

LaTosha Wimsatt 778 S. Governor Secretary \$5,000.00 Eff: 9/14/72
Anita Fish 5002 Oakwood Place Secretary \$5,000.00 Eff: 9/11/72

COUNTY BIDG. & MAINT.

John F. Appuhn 201 N. Lemcke Ave. Extra Help \$2.00 per hr. Eff: 9/14/72

VOTERS REGISTRATION

Ann Cassidy 2165 Bellemeade Typist \$15.00 per day Eff: 9/18/72

RE: EMPLOYMENT CHANGES...RELEASESVOTERS REGISTRATION

Merle Anderson 1629 Division Typist \$15.00 per day Eff: 9/18/72

RE: COUNTY TREASURERS OFFICE

The monthly report from the County Treasurers Office is ordered received and filed.

RE: COUNTY CLERKS OFFICE

The monthly report of the County Clerks Office is ordered received and filed.

RE: LETTER FROM HEALTH DEPT.

The following letter from the City-County Health Dept. Was received by the County Commissioners:

Dear Mr. Buthod: re; Bailey Bell
657 E. Louisiana St.

The above named individual was admitted to Good Samaritan Hospital, Vincennes, Indiana, July 6, 1972, for isolation and treatment of Pulmonary Tuberculosis, Moderately-Advanced, Active (reactivated).

This is to certify that Mr. Bell is a Vanderburgh County resident and may need financial assistance with his hospitalization and medical. Mr. Wilner moved that he be accepted, Mr. Stofleth seconded, So Ordered.

RE: BIDS ON BURDETTE PARK SWIMMING POOL

Mr. Garnett submitted a bid for the sand blasting and painting of Burdette Park Swimming Pool. Mr. Biggerstaff said that they lost there specifications and didn't have time to prepare new ones, so he asked that the Commissioners order a readvertisement so they can prepare their bid. Mr. Garnett's Bid was put away sealed until the opening of bids is completed. Mr. Wilner moved that they readvertise and Mr. Stofleth seconded, So Ordered.

RE: MR. VOLPE SPEAKS ON ADDRESSOGRAPH MACHINE

Mr. Volpe said that when he made out his budget, the amount was for the biggest machine available, he talked to the Registration Office about going to plates made by the addressograph machine, he said that if they did use the machine, they could save \$15,000.00 every election year. Mr. Volpe said that even if registration didn't use the machine he had to have one because the one in his office is twenty (20) years old and has had it. He said parts of it is held together by rubber bands. He said if they went to a smaller machine and put registration on it they could save \$2,000.00 this year alone. Mr. Volpe said it would take between ten (10) to twelve (12) weeks to get the machine at a lease program of slightly less than \$14,000.00 per year for a period of three (3) years. He also said that the machine can be purchased for around \$35,000.00 making three (3) payments. Mr. Stofleth said that Mr. Volpe had to have the machine anyway. Mr. Volpe urges the Commissioners to use the procedure with Voters Registration.

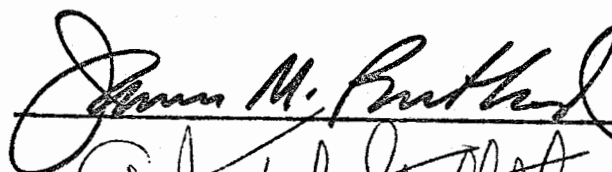

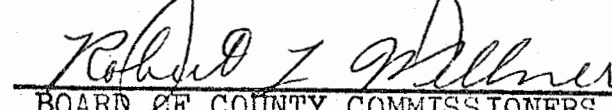
Dorothy Block from Voters Registration says that they have 101,000 registrations and she doesn't think that they can do all the work with the employees they have. She says that Vigo County has only 70,000 registrations and they have eight (8) full time employees and she has only six (6), she feels that they would need at least two (2) more full time employees to use the addressograph machine.

Mr. Volpe asked if Voters Registration worked under the Commissioners and Mrs. Block said yes they did. Mrs. Block also said they were not against it but they can't do it with what employees they have now and if they wanted to hire more people, fine. Mr. Willner moved that they authorize for bids and maybe get their view point on it. Mr. Stofleth seconded, So Ordered.

RE: JACK HARNESS

Mr. Harness said that the County Council allowed him \$2,000.00 for a car in his budget, He wants to know if he can purchase a used car. Mr. Willner said he doubted if he would approve a used car. Mr. Harness said he didn't think he had to ask anyone as long as he didn't spend over \$4,000.00. Mr. Stephens said that is right but, Mr. Stofleth said they had to approve the claims.

Meeting Recessed at 10:30.




BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING
SEPTEMBER 25, 1972

The regular meeting of the County Commissioners was held on Monday, September 25, 1972, at 9:30 a.m. with President Buthod residing.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them dispensed with.

President Buthod opened the meeting by saying that most of the people there were there for the rezoning, he asked their indulgence and said that he wanted to give them all the time he could for them to speak. He said that they would like to get some of the routine things out of the way so the County employees could get back to work.

RE: BOEHNE HOSPITAL ITEMS

An itemized list of cooking and laundry equipment was presented to the commissioners. These items were used by Boehne Hospital and cannot be used by Alcoholic Help. They checked with Hillcrest-Washington Homes and they or any other County function can't use these items so they are to be auctioned off. Mr. Volpe said he had one more item and it is an old check writing machine. He said he uses a different system now and it is also broke down and would take about \$800.00 to fix it. Mr. Buthod asked if he thought it would bring anything and Mr. Volpe said no. Mr. Volpe said that he didn't think anyone would want to use this system anymore. The machine is a 1959 model. Commissioner Stofleth moved that they employ the services of Curran Miller to auction off surplus stock together with the machine Mr. Volpe was speaking of.

RE: REQUEST FROM THE COOPERATIVE EXTENSION SERVICE

The following letter was presented to the County Commissioners:

Dear Sirs:

This is to request through the County Board of Commissioners the use of the following space on the second floor of the Administration Building:

All of Room 200-D
(Approximately 12'X18')

Southern part of Room 200
(Approximately 18'X21')

This extra space is requested by the Cooperative Extension Service and particularly for the use of Mr. Allen Bager, Area Extension Agent in Horticulture and Youth.

To make this space more adaptable, it is also requested that you seek approval and pay the expence of cutting a door opening through the East wall of the outer office, thus giving us access to Room 202 which we now occupy.

If you agree to this request, please take the necessary steps for final approval from the Evansville-Vanderburgh County Building Authority.

President Buthod asked if Mr. Whitham was there, he wasn't so it was tabled until he arrived.

Mr. Stofleth said he checked and that needs the approval of the Mayor to order for them to make a transfer, Mr. Buthod said it also necessitates the County paying the rent, if they weren't already.

RE: CLAIM FOR FEEDING PRISONERS

The claim for \$4489.50 for the feeding of prisoners was presented to the Commissioners, Mr. Stofleth moved that the claim be approved, Mr. Willner seconded, So Ordered.

RE: LETTERS FROM THE BOARD OF ELECTION COMMISSIONERS

The following letters were presented to the County Commissioners from Joseph F. O'Day.

Gentlemen:

We respectfully request the use of the Council Chambers, Room 301, City County Administration Building, for the instruction and swearing in of the Sheriffs for

Election day, we would like the use of the Council Chambers on Sunday, November 5, 1972 at 1:30 P.M. for use of our Canvassing Board and until such time as the Canvassing Board completes the work. Also the commissioners hearing room.

Gentlemen:

We would like to reserve the Gold Room in the Vanderburgh Auditorium for November 5, 1972 from 2:00 P.M. to 4:00 P.M. for the purpose of non-partisan instruction for General Election Workers.

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precincts Boards in the One Hundred seventy (177) precincts plus four (4) divided precincts for the November 7, 1972 General Election. On this letter Mr. Stofleth ask Mr. Volpe if the pay was \$40.00 and \$15.00, Mr. Volpe said yes so Mr. Stofleth moved that the letters be approved, Mr. Willner Seconded. So Ordered.

RE: MONTHLY REPORT, PLEASANTVIEW REST HOME

Mr. Stofleth moved that the monthly report from the Pleasantview Rest Home be approved, Mr. Willner seconded, So Ordered.

RE: APPOINTMENT BURDETTE PARK BOARD.

Mr. Buthod asked Mr. Stofleth if he had a motion, Mr. Stofleth said he had contacted Mr. Blackburn, who resides on the west side and he teaches at U. of E. Mr. Stofleth moved that Mr. Blackburn be appointed to the Burdette Park Board to fill the unexpired term of Jerry Julian, seconded by Mr. Buthod. So Ordered.

RE: PROCEEDINGS ON KELB, INC.

Mr. Volpe said the Treasurers office had notified the courts of the tax lien against them, Mr Buthod said they were all wage claims. Mr. Buthod said to let the record show that they were turned over to the County Attorney's.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

CLERK OF CIRCUIT COURT

Dorothy Leitz	832 S.E. Riverside	Deputy Clerk	\$4882.56	Eff: 9/19/72
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PIGEON TWP. ASSESSOR

Dorothy Wilson	603 N. St. Joe.	4th Deputy	\$5200.00	Eff: 9/19/72
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PLEASANTVIEW REST HOME

Dixie R. Johnson	27 W. Eichel	Nurses Aide	\$335.00	Eff: 9/20/72
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EMPLOYMENT CHANGES....RELEASES

Clerk, Vanderburgh Circuit Court

Dorothy Wilson	603 N. ST. Joe.	Deputy Clerk	\$4882.56	Eff: 9/18/72
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PIGEON TWP ASSESSOR

Carol Frank	2200 W. Virginia	4th Deputy	\$5200.00	Eff: 9/19/72
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RE: REZONING OF FORD GALE LACEY

Ford Gale Lacey has petitioned the Commissioners to rezone an area on Petersburg Rd. from Agriculture to R-2. The results of the Planning Commission hearing was a vote of eleven (11) negative votes. The plan was for Apartments to be built on Petersburg Road. President Buthod ask if there was anyone here to speak on this rezoning, He asked if there was anyone from Mr. Lacey's office. In as much as there eleven (11) negative votes from the planning commission, Mr. Buthod asked if the other Commissioners were ready to vote, Mr. Stofleth voted No, Mr. Willner voted No, Mr. Buthod voted no also. The ordinance was defeated. Mr. Buthod explained that with that kind of a result with the planning commission it would be very rare for them to reverse that kind of unanimous decision.

RE: REZONING OF RONALD G. AND PAULA BURGDORF

Mr. and Mrs. Burgdorf have petitioned the Commissioners for rezoning of a conservancy District to a Waterfront Industrial. This is for the Grain loading

facilities, Mr. Johnson said this had been acted on before affirmatively, but because of a defect in the publication it was ordered republished. It was republished and was here before the last meeting before the planning commission where it received unanimously approval. President Buthod asked if there were any remonstrators against the petition of Ronald and Paula Burgdorf with respect to the Grain Loading station down along the river-water front industrial.

Mr. Buthod then asked the Commissioners if they were ready to Vote. Mr. Stofleth voted yes, Mr. Willner voted yes, Mr. Buthod voted yes also. Petition is approved.

RE: REZONING OF ROBERT AND RUTH MARTIN

The petition ask for a rezoning of an area on Middle Mt. Vernon Rd. just west of M Mels Drive from Agriculture and R1-B to R-2. Mr. Johnson showed the Commissioners of which area he was speaking on a map. he also said the area was slightly over seven-teen (17) acres. President Buthod said let the records show that filing of the covenant contention upon rezoning. Mr. Johnson said he had a report from the Soil Conservation Service of which he read the first paragraph. The soil conditions on this tract of land are ideal for many types of uses such as apartments with a public sewer available, low residential with private septic systems. Like commercial Bldgs or industrial Bldgs and many recreational uses. Some time ago it was thought there might be a drainage problem, however the area is very high. There has already been a culvert placed in there and he has asked Mr. Biggerstaff to appear. Mr. Biggerstaff had the following letter:

Gentlemen:

Last week this office inspected the installation of a 30 inch Reinforced Concrete Pipe on Lemay Drive approximately 800 feet North of Middle Mr. Vernon Rd and found the installation satisfactory.

The size of this pipe was determined by this office to be of sufficient size to properly carry the water from it's contributing area.

Mr. Buthod said he went out there with Mr. Dave King Saturday and looked over the area and was somewhat concerned about the possibility of erosion if those woods were cleaned out. Mr. Johnson said the Four Lining of the Highway west out of E'ville past I.S.U.E. and alternately to Mt. Vernon will increase development of this area. Mr. Buthod ask who owned the cornfield marked A. Mr. Martin said Mr. Kinkle owned it but it was not part of the 80 acres zoned R.2. Mr. Stofleth said there was a ditch running along this property, he asked Mr. Martin if he was going to maintain this ditch and Mr. Martin said he was. Mr. Buthod said the thing that bothered him was the lack of a plan, we seem to have inverted the whole process it seemed to him that the zoning is simply a mechanism that is used to implement a plan and we are doing it the other way around. We are zoning first and developing a plan from the zoning. The spokesman for the remonstrators is Alan Stoyer, He resides on Middle Mr. Vernon Rd. Mr. Stoyer said they have approximately 104 homes in this area, this entire area was developed for single family use. He said they have conducted a rather extensive survey which included meetings, house to house surveys which the general feeling is that the reason they object to this rezoning is because they have not been able to hear or see any detailed plan as to what is to be developed in this area. Mr. Stoyer said they would like to see some type of orderly development all around the Indiana State area. Mr. Stoyer said they would also like to know when sewers are going to be available. Mr. Buthod said the home owners out there are running their Field System Drainage into roadside ditches. Mr. Stoyer said there is one other thing they are concerned about, and that is traffic, he said even though the Highway is being dual laned the problem of getting on to the Highway is going to be a crucial matter, and if you increase the traffic load as this rezoning might do, it will double the traffic load. Mr. Stoyer said the people out there are very satisfied with their neighborhood, he said this area was developed for single family residential units and he feels that nothing should be done until facilities such as water and sewers are available. At this time the county attorney started to open the bids for the Childrens Retardation center, Mr. Volpe said it should be noted that one bid had been opened by the contractor himself prior to 10:00. The contractor was Key Construction Co. Mr. Buthod asked Mr. Johnson if he had anything further to add to the rezoning and Mr. Johnson said it seemed to him the main objection is A. Traffic situation. B. They have a one family area and they want to keep the rest of the area the same was. As far as the traffic goes he feels the overall outlook of Vanderburgh County this is the probably best located for traffic control than anyplace in the County

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because it is so close to the new dual lane highway, Mr. Johnson said the planning commission approved it 6 to 4, and they felt the need for apartments Buildings and that the property owner should have the right to build them if he feels that is what he wants to do. Mr. Buthod then ask for a vote, Mr. Stofleth moved that they approve the rezoning, Mr. Willner voted no, Mr. Buthod said he couldn't make up his mind at this point. Mr. Martin asked if he would be out of order if he spoke, and Mr. Buthod said yes. Mr. Marlin said one point was: wanted a drainage plan and none had been submitted to them and Mr. Stofleth said he thinks Mr. Marlin is out of order as Mr. Martin wasn't allowed to speak. Mr. Buthod said he is rather hazy and if it will help he will open it up for anyone to speak. Mr. Willner said if this rezoning isn't done in one (1) year it would divert back to the original zoning and he feels this is important and especially on this. Mr. Buthod said his first thought was this is a good rezoning as where the other has been to keep apartments where apartments are rezoned for and the agriculture area be included with a buffer zone. Mr. Martin said he has been developing the area for 15 years he laid out Agathon and followed every restrictions Mr. Biggerstaffs office had and he owns property and wouldn't put anything in to hurt the area. Mr. Thayer said if zoning is granted is this to understand the remonstrators have no further recourse and R2 is so broad it would allow anything from army barracks to high rise apartments. If it is not rezoned then he could come back in one (1) year. Mr. Stofleth asked Mr. Marlin who they got permit from and would they allow high rise to army barracks and he said no. Mr. Martin said a plan has been filed for over a month and he doubts if the remonstrators know this. Mr. Buthod wanted to know why the planning commission has not presented plans to the commissioners. Mr. Buthod said if it were possible to delay this petition could they have a covenant on a drainage plan. Mr. Johnson said yes, Mr. Stofleth wanted to know if they had enough time to delay it, Mr. Buthod said it was 45 days in the planning commission and 60 days in the Commissioners. Mr. Swain said they had about 35 days left. Mr. Stofleth wanted to know if the time started when it was presented to Mr. Marlin, Mr. Buthod said it started when their recommendation came to the Commissioners. Mr. Buthod said if he didn't vote that would postpone it, but Mr. Stofleth said if it was a tie that would automatically kill it. Unless they withdrew their motion. Mr. Stofleth wanted to know if they could withdraw their motion, No problem on that Mr. Buthod said. Mr. Willner said he would hate to see it postponed because the people have been here and it has been a lengthy process because they sent it back to the planning commission once already. Mr. Buthod said he is unable to make a decision at this time, he said he didn't want to disqualify himself but he just can't make up his mind, but feel that he could in two (2) weeks. Mr. Buthod also said he had his choice, vote on something he doesn't have his mind made up on or if he doesn't vote then it is dead and he is sorry. Mr. Stofleth said it doesn't look like they are going reach a decision so he will withdraw his motion and move that it be heard two (2) weeks from today, October 10, 1972. Mr. Buthod seconded. Mr. Willner asked if this was parliamentary procedure and Mr. Stephens said yes and Mr. Stofleth voted yes to move it up two (2) weeks, Mr. Buthod voted yes, Mr. Willner voted no. Mr. Thayer asked if it could be moved to three (3) weeks, Mr. Stofleth amended his motion to three weeks, Mr. Buthod voted yes. So Ordered.

RE: REQUEST FROM MR. WHITHAM

Mr. Buthod ask Mr. Whitham if the room he wanted was now unoccupied and who was paying the rent on it. Mr. Whitham said he did not know. Mr. Buthod said that it would be about \$12,000.00 per year the county would have to pay in additional rent. Mr. Buthod said they should give it every consideration, and to figure out how much it will increase costs. Mr. Buthod ask if they would get any rental money back, and Mr. Whitham said no. President Buthod said he would like to hear from the Council on this, he wants it put on the council floor.

RE: MR. WILLARD

Mr. Willard would like to send Mr. Jerry Linzy to Jasper for one day on business. Mr. Stofleth moved they approve it and Mr. Willner seconded. So Ordered.

CUT INS

Cut-ins were given to Mr. Biggerstaff for recommendation.

RE: CUT-INS

The following cut-ins were submitted to the commissioners for approval:

So. Ind. Gas & Elec. Co......requests permission to cut into Huckleberry Lane to provide gas service to 10 lots (5 to 14 inc.) in Village Acres Sub.

IND. Bell Telephone Co......requests permission to cut into Schaeffer Road to place buried telephone cable.

Ind. Bell Telephone Co......requests permission to cut into Bromm Road to bury telephone cable.

So. Ind. Gas & Elce. Co......request permission to cut into Montview Drive to provide gas service to 8 lots (8 to 13 inc., 26 and 27) in Valley View Sub.

Waterworks.....request permission to cut into Burgdolt Rd. to install water line.

Waterworks.....request permission to cut into 4300 Peters Road to install an 8" Sprinkler Service to serve Peerless Pottery, Inc.

Waterworks.....Emergency cut-in....request permission to cut into Upper Mt. Vernon Rd. and Craig Ave. for emergency tie in for Fire Protection for Western Hills.

RE: CHANGE ORDER # 2

Mr. Biggerstaff presented change order #2, on the Volkman Road Bridge for additional seeding quantity requires to seed Stream location which was omitted on the original proposal. Mr. Stofleth moved that the change order be approved, Mr. Willner seconded, So. Ordered.

RE: CLAIM FROM EVANSVILLE TITLES

Mr. Biggerstaff presented a claim from Evansville Titles for abstract on Green River Road. Mr. Stofleth moved that the claim be approved, Mr. Willner seconded, So Ordered.

RE: EXTRA WORK AGREEMENT

Mr. Biggerstaff presented the following Extra Work Agreements to the Commissioners.

Extra work agreement # 2.....Fences relocated to new r/w from present location in the amount of \$600.25.

Extra work agreement #4.....Additional items required to Surface roadway. These items were previously deleted from the original contract. Commissioner Stofleth moved that the extra work orders be approved, Commissioner Willner seconded, So Ordered.

RE: CLAIM ON VOLKMAN ROAD:

A claim in the amount of \$24,360.68 was presented to the Commissioners although there is only \$11,266.74 in the account. Mr. Biggerstaff asked why the Council couldn't appropriate more money, Mr. Buthod said what if they paid the full amount and the Council didn't come through. Commissioners Stofleth moved that they pay the amount they have in the account and let the council decide on the rest. Mr. Willner seconded, So Ordered.

RE: MR BIGGERSTAFF

Mr. Biggerstaff said on a letter from Mr. Gullede for the County to accept a road. Mr. Biggerstaff said he checked the road and he said the road bed is crushed stone 15 feet wide, and it was constructed prior the construction of a road now. Commissioner Stofleth moved that the county accept the road, Commissioners Willner and Buthod said they would like to see the road, Commissioner Stofleth withdrew his motion, Commissioner Willner said if they start accepting roads they will have a bunch of them.

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RE: OPENING OF BIDS FOR CHILDRENS RETARDATION CENTER

The following bids were opened and read by the County Attorney's, William Stephens, and Thomas Swain: The bids were for Heating, Air-conditioning, plumbing for the center.

THORP CONSTRUCTION CO.

Base Bid	\$869,000.00
Alt. 1-2-3	no bid
Alt. 4	deduct 89,000.00
Alt. 5	deduct 4,500.00
Alt. 6	deduct 7,150.00
Alt. 7	deduct 1,300.00
Alt. 8	deduct 10,500.00
Alt. 9	deduct 490.00
Alt. 10	deduct 5,000.00

DEIG BROTHERS CONSTRUCTION

Base Bid	\$821,531.00
Alt. 1-2-3	no bid
Alt. 4	deduct 9,000.00
Alt. 5	deduct 5,561.00
Alt. 6	deduct 7,500.00
Alt. 7	deduct 1,450.00
Alt. 8	deduct 11,600.00
Alt. 9	deduct 1,075.00
Alt. 10	deduct 5,864.00

BAUER BROTHERS CONST. CO.

Base Bid	\$859,220.00
Alt. 1 or 4	9,020.00
Alt. 2	no bid
Alt. 3	no bid
Alt. 5	deduct 5,500.00
Alt. 6	deduct 9,850.00
Alt. 7	deduct 1,625.00
Alt. 8	deduct 11,518.00
Alt. 9	deduct 1,186.00
Alt. 10	deduct 4,920.00

CHRIS NIX CONSTRUCTION CO.

Base Bid	\$848,855.00
Alt. 1-2-3	no bid
Alt. 4	9,000.00
Alt. 5	5,000.00
Alt. 6	10,400.00
Alt. 7	1,450.00
Alt. 8	11,616.00
Alt. 9	1,192.00
Alt. 10	4,600.00

KEY CONSTRUCTION CO.

Base Bid	796,490.00
Alt. 1-2-3	no bid
Alt. 4	deduct 8,000.00
Alt. 5	deduct 4,900.00
Alt. 6	deduct 9,300.00
Alt. 7	deduct 1,450.00
Alt. 8	deduct 11,616.00
Alt. 9	deduct 800.00
Alt. 10	deduct 3,300.00

SWANSON NUNN ELECTRIC CO.

Base Bid	\$103,433.00
Alt. 1	deduct 1,978.00

ROETTIGER ELECTRIC CO

Base Bid	\$131,979.00
Alt. 1	deduct 4,000.00

PYLE ELECTRIC CO.

Base Bid	\$119,488.00
No Alternate	

MEL-KAY ELECTRIC CO.

Base Bid	\$113,500.00
Alt. 1	deduct 3,700.00

CORBETT ELECTRIC CO.

Base Bid	\$118,615.00
Alt. 1	deduct 2,800.00

ALTHOFF HOWARD

Base Bid	\$124,470.00
Alt. 1	deduct 3,400.00
additional voluntary deduction	around \$6,000.00

U. S. SHEET METAL AND ROOFING

Base Bid	\$232,890.00
Alt. 2	deduct 4,274.00

MUNICIPAL ENGINEERING AND CONST. CO.

Base Bid	\$314,000.00
Plumbing	88,000.00
Heat. Vent, A/C	228,000.00
Alt. 2	deduct 5,000.00
Alt. 3	deduct 1,300.00

H. G. NEWMAN CO.

Base Bid #2	\$109,849.00
Alt. 2	deduct 5,421.00
Base Bid #3	224,970.00
Alt. 3	deduct 1,751.00

KUEBLER CO.

Base Bid	\$198,642.00
Alt. 2	deduct 4,538.00
Alt. 7	add 125.00
Vol. Alt.	add 1,825.00

GOEDDE CO.

Base Bid	\$298,000.00
Plumbing	83,860.00
Heating	216,340.00
Alt. 2	deduct 5,177.00
Alt. 3	deduct 2,144.00

President Buthod said the bids would be taken under advisement for one (1) week for review by the architect.

Meeting recessed at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS

James M. Buthod
A. J. "Ted" Stofleth
Robert Willner

COUNTY AUDITOR

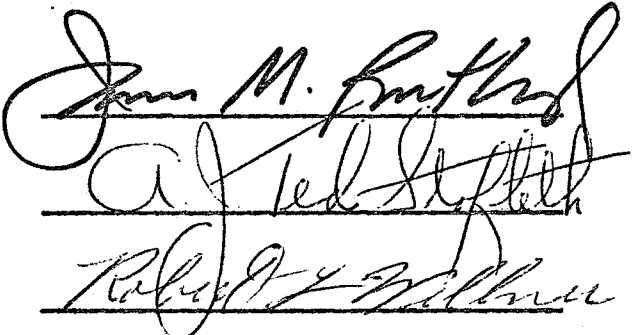
Lewis F. Volpe

COUNTY ATTORNEYS

Thomas Swain
William Stephens

REPORTERS

G. Clabes
C. Leach
B. Thompson
A. Jackson



BOARD OF COUNTY COMMISSIONERS