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Rider amendment on Ins. of Golden Rule for emp. &

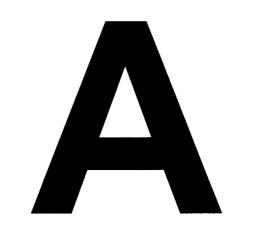
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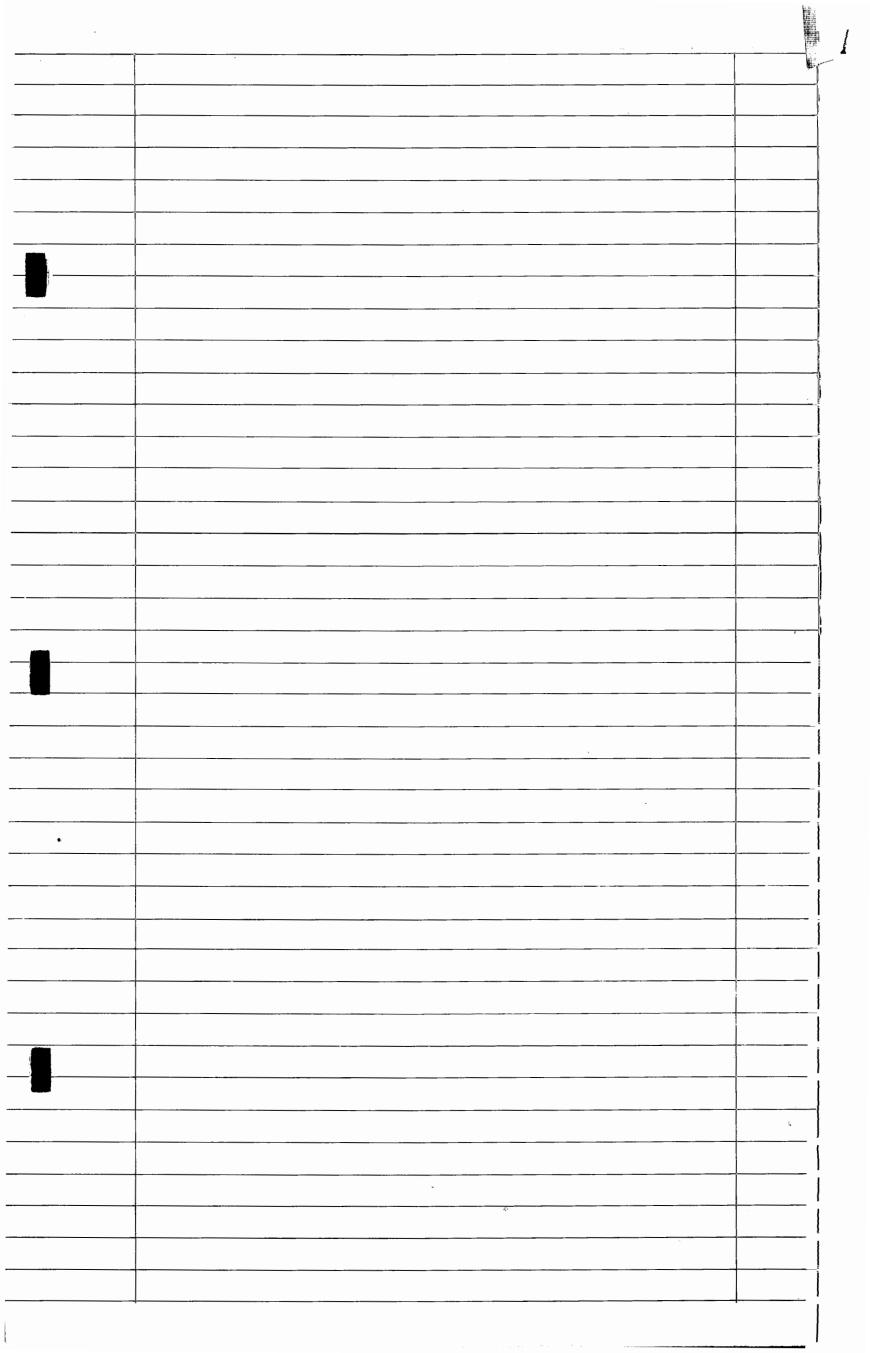
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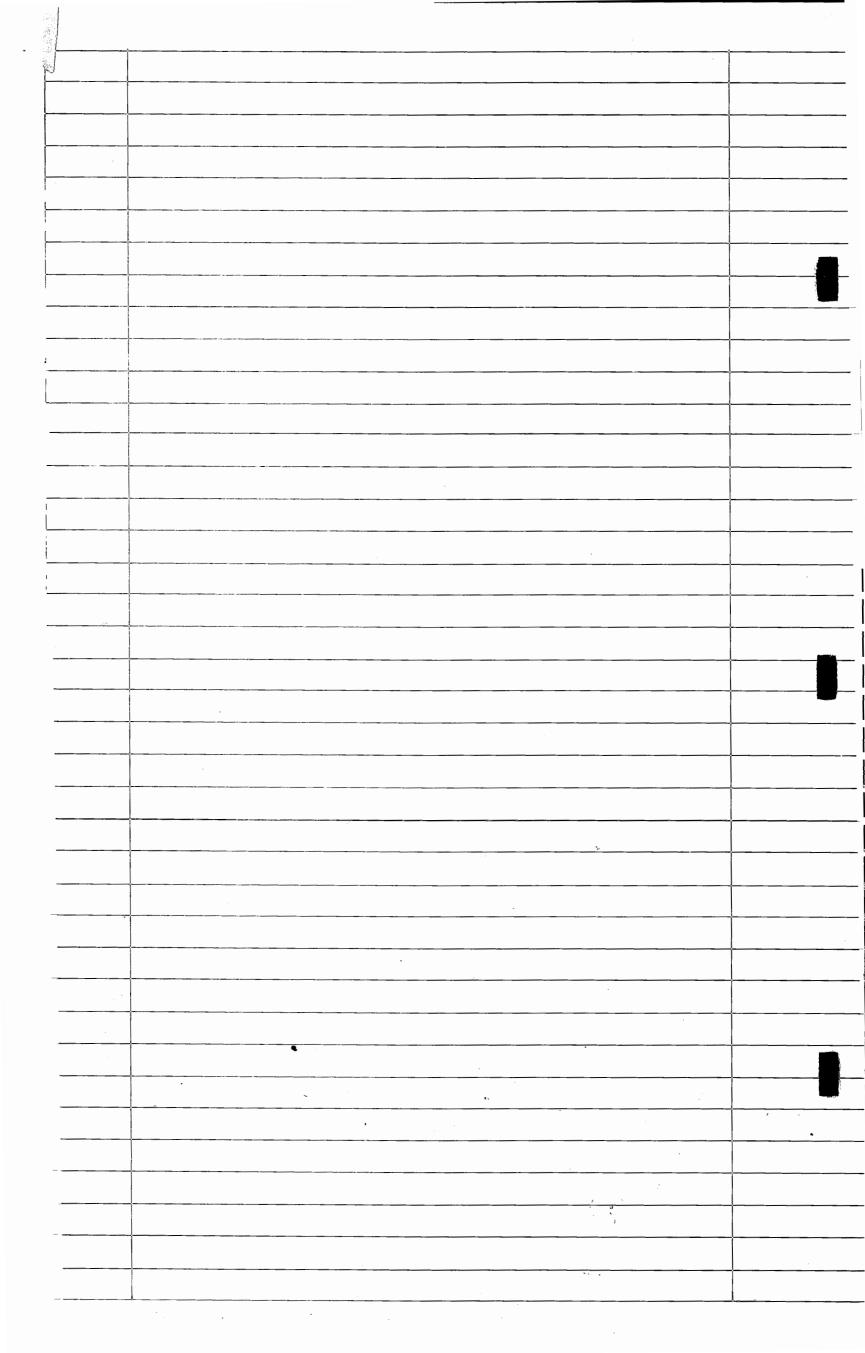
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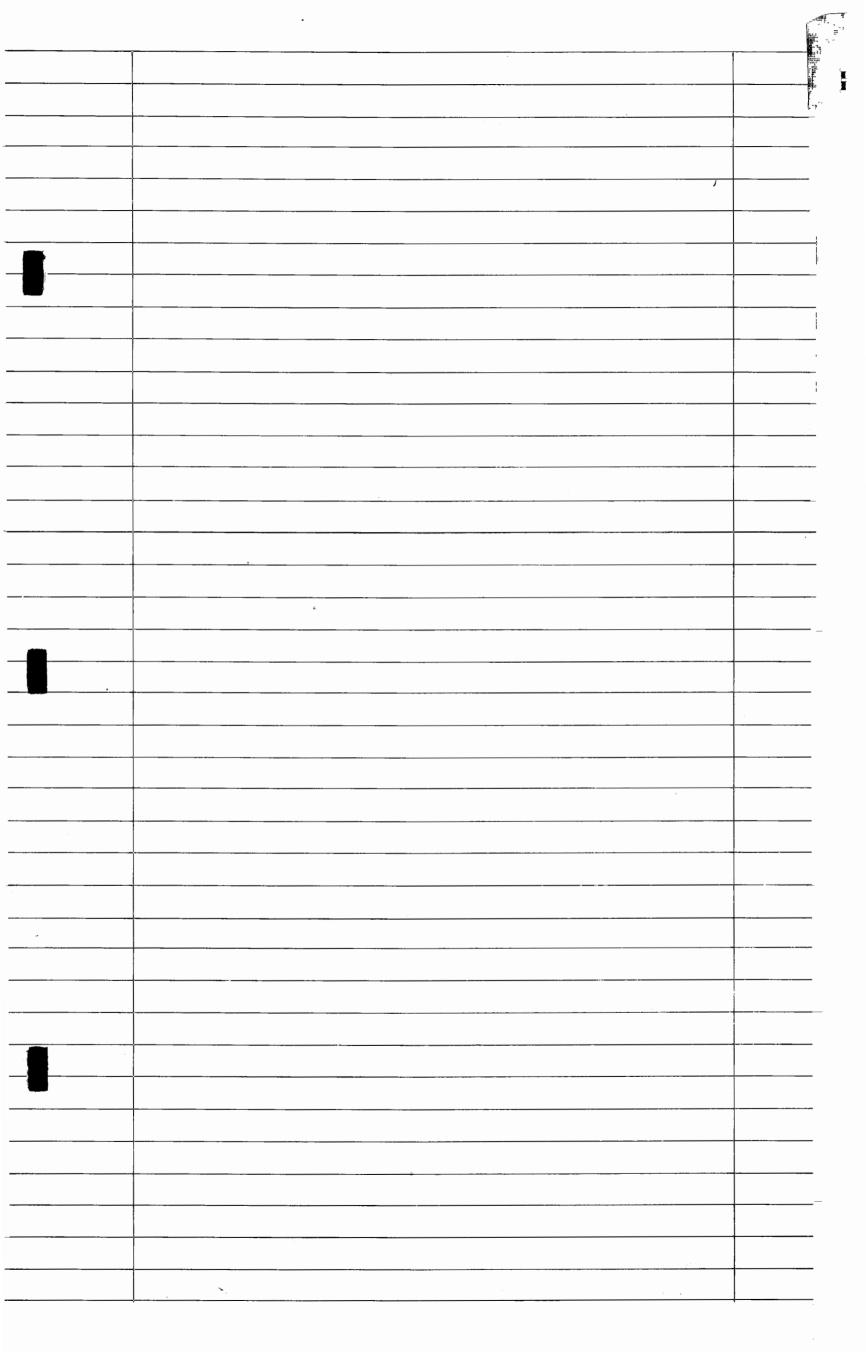
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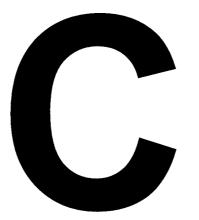
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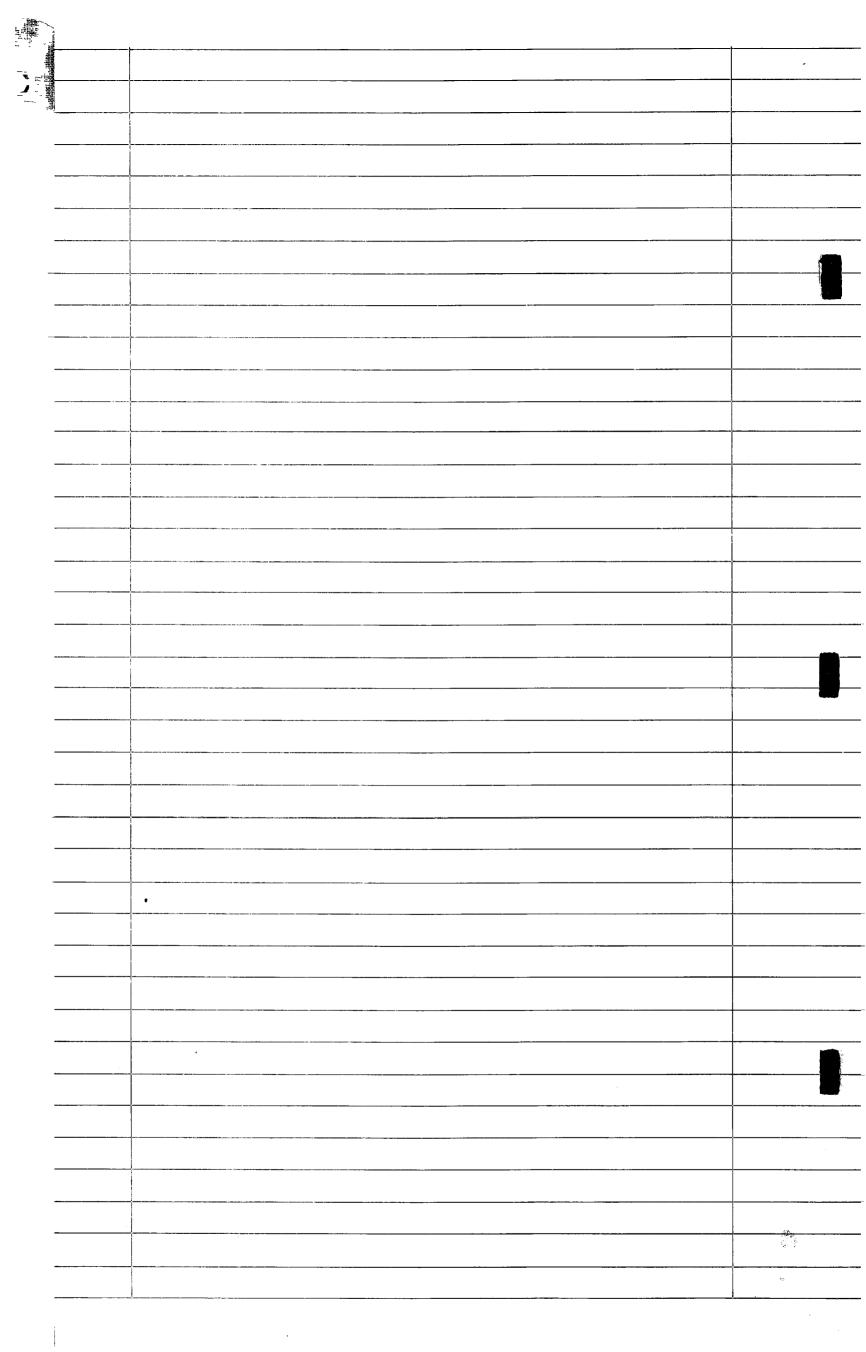
Bonds Contractors Bonds from J. H. Rudolph Co. Bond from Greenbrian Realty Coyo. 21, Bond sussented on Cut John for Country auditor 12/9/14 220 Bond presented on James Angermeier for County assessor 235 Bond presented on James De Stoote for Sheriff Bond presented on Wm. Heppler for trustee of armstrong type 272 Bond presented from Western Swety Co. on Perry assessor Gublic Official bond - Release of Coul Seits Bond signed from Omerican States Ins & for maches Bond released covering Paul feitz & Ed Mortin Bonds signed on Teresa Rizen Investigator for Crosecutor 443 Biols - opening - Con't opening of bids on dumps truck for Co. Hwy.

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	Corrections Made	
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73 Claim from Engineer's assc. on Eichoff al. 78 Claim from Terminal Warehouse - Voting Machine Rent 18 Claim from Mr. Loyle Dresslock for trip 80 Claim from Deig Bros-allens Lane over focust Creek 80 Claim from Fligel Constr. Co. - Middle Mit Vernon Rd. 81 Claim from Feigel Consts. Co. paving county roods. 88 Clain from Telephone Co against Co- Commus from Browning - Ferris Industries - dumpoters 90 Claim from Jay Welsh on Old State Rd Bridge 91 Claum from Leo Weiss Bridge over & M-Eichoff Rd 99 Claim from Sheriff for prisoners meals. 99 Claims + Easements for R/w- Speen Rever Road 101 Claim from Feigel Constr. Co. - Oakgrove Rd 101 Claim from Barnett Bros-Bridge Boonville - New Harn 101 Claim from Engineers asso. - Eichoff Rd. 101 Bill from Southern RRCo. - Bukhardo Rd 108 Claim received for damage to carpet + Blog 110 Cloums from Cecil & Dorothy Chillips on R/w. 112 Claim from Robert Traylor for Burkhardt Rd. 119 Claim from Bid of Warks for sewer top-in fee 119 Claims from City for ditches Eagle Slough, Harper Stitch, Library etc 122 Claims from Feigel Consts. Co. for Beydolt + County roads 126 Claim from terminal warehouse for sent of voting machines 126 Claim from Engineer associates of Burdette Sanitary 126 Claim from Deig Bros. on Burdette Sanitary Landfill. 136 Claim from Browning Juris for dumpsters 136 Claims for engineering on Eichoff Rd. 136 Claim from Feigel Construction Co. 144 Claim from Sheriff for prisoners food 144 Claim from City for expenses of Economic Development 144 Claim from Robert Engelbrecht for refund on permit 144 Bill received from So. R.R. feldby Es. attorn Claims received last week on Cup damage 145 Claim from Deig Bros. on Eichoff Rd. project 145 Claim from Robert Traylor for Burkhardt Rd 145 Claur from Barnett Bros. for bidge Upper Mt. Verno. 145 Claim from Barnett Birs for Judge - Boonville - new Harmony Rd 150 Claim from Blog auth, for work in admin. Blog Claim from the city for Economic Developmen

Claims, Con't Claim from Caul Bits (trust) for Old State Rd. R/w 150 Cloums for Old State Rd. Q/w 150 Claims for Green R. Rd. widening 150 Claims from George Campbell for refunds 152 Claim from Jeigel Consts. Co. Middle not Vernon & Peerless 152 Claims mode to individuals on comborder -Old State ad 153 Slaim from Tillian Carnaghi - bruger for Green R. Rd. 157 Claim from Browning-Ferris for dungester service 157 Claim from terminal wavehouse for storing Voting Machine Claims from Robert Soff-a/w Nansas Road Bridge 158 Paine from Leggett, Mann, Sky Service, Carnoghi, & Bicking Claim from Tovian Ins. Co. - Coverage of new Hury. Supervisor Pain from Wormon Messel for cleaning ditch Claim from G.H. allen for structure on old Mr. Verson Rd. 169 lain from Feigel Const. Co. for paving Co. roads. Caim from Valley Wrecking Co. for work at Bochne Hosp. Claim from Central Blass Co: Hillars & Washington Home 178 Claim from Deig Constr. Co. for Budette Santary sewer. Billing from Civil Defense for trucks-need to prepare claim Vaim from Jebes Inc. for sever at Bleasantwein Claim from Engineer lasse: Recreation W.W. at Budette Claim from G. H. allen -partial on Structure 123 Claim from Bainett Bros. partial on Upper moves Claim from Figel Constr. Co. - partial on Bugdold Rd. Claim from Feigel Constr. Co-partial on Lynch Hitch Ceters Claim from terminal warehouse for sent of machen 192 Claim from Browning Jerris Jul. for service-dungsters Claim from Jeigel Consts Co. for paving Co- 1000de Claim from Touan Insurance agency for Builette Cark, Buildings + from City on Purchasing, Engineer + Health Slept. 194 202 Claim from J. H. allen - Old Wit Vernon Rd. budge #, 22 Two claims from Sheiff for presoners food Lept 15 to Nov 14, 1974 210 Gains from Barnett Bros, for Collack Figury & Structure Plains from G. H. allen for Structure 123 + Xansas Rd. Bridge 211 Claim from Cerminal Wavehouse - Rent on voting machine storage 215 Claim from Feigel Consts Co-sepaving Beigdolt Rd. Claim from Feigel Consts Co-partial-Lynch + Hitch Ceters. 216

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236 Claim from Deig Bros. for Santary Sewer at Burdette Park 237 Claim from Sheriff Riney for meals of prisoners partial paid 239 Claim from Ohio Valley Engineering on Harper Detch 240 Claim from D.H. allen - partial on Kansas Rd. 240. Claim from Bainett Bros. - portial on Upper Mr. Vernon Rd 240 Claim from Barnett Bios . - partial on Collock + Fugury . 240 Claim from Feigel Consts, Co. - final on Lynch- Hitch Ceters 240 Claim from Feigel Consts. Co- Beigdolt Rd. 245 Claim from Edward Vonderohe for refund on permit. 246 Question of claim on 20,000 to Sewer Dept for sever top in - was paid 10/14/74 259 Claim from City for Co- Share Wate + Measures of 42% 259 Claim from Welborn Memorial Hosp. - adult Csychiatric Center 259 Claim from Millers Ins Co. on officeholders bonds. 259 Claim from Computor Election Systems for computors. 259 Claim from terminal Warehouse Co Inc. for sent on space of voting making 274 Claim from So. R.R. Co. on Bushardt Rd. 274 Claim from Computer Elections Systems Inc. for voting machines. from Eng's. asse - services on Recreation Northwest. 214 Claim from S.W. Ind + Ky Regional Council of You'T, on C.O.G. 274 Claim from ex Sheriff Riney for prisoners meals - balance of 1974 274 Claim from Robert Meyers for doors for Hillcrest Washington Homes Cleasantview 277 Claims presented, Swamson Num, Key Consts. Goedde Clambing & Kuella Hosting 285 Claim from Mr. Gehlhausen, Knight assessor for trip & Indianepolis, 285 Claim from Center assessor for travel to Indianapolis.

Claims Con't. a claim was seceived from Sheriff for meals from /1/15 to 1/14/15 a claim was submitted by George Ryan - Budette Park a claim was submitted by S.W. Ind. Mental Health Center-a a claim was submitted by tovin Ins. Co. for General Juns a claim was submitted by Torian ogency-Blanket Bond - Rea 289 Claim from Citizens Realty - Public Official Bond - Currenting Pain from S. H. allen partial on Structure of Konson Rd. 794 9A-291 Claim from Pigeon Tup. assessor - assessors Confuence 296 Claim from Co assessor - assessors Conference 296 Claim from C.E. O'real + Co. for top Refund 297 Claim from Triin agency on Clerk & auditorium 304 Claim from Carl Stocker Ins. for Cerry try assessor 304 Claim from Lewis Velpe, former auditor; assn. of Suf. Counties <u> 304</u> Claim from Robert Hargrave - Country Share Retisement 304 Claim from Terminal warehouse for sent on voting machines 3/5 Claim from Sprinkler Contractors - Installation of Sprinkler 315 Claim from Deig Consti, Co. partial on Hogue Road 31<u>9</u> Claim from G. H. allen for partial on Kansas Gd. 79+79 319 Claim from Engineer associates staking sewer of Burdette Ra Claim from Robert Dorsey, Cig assessor Travel to Blooming ton 330 Claim from Roman Gehlhausen, Kn. Cessessor travel to Blooming ton 330 Claim from Computer Elections System for voting Tabulators <u> 330</u> old claim from Floyd Start for work done in 197141972 *334* Claim from Sheriff De Groote for prisoners meals till 3/14 Claim from Torian Ogency for Co. share workmens comp. Claim from Sheriff De Groote for air travel to Indepo Claim for repairs to country equipment overpass 45-33 *9* 339 <u> 339</u> Claim from G. H. allen forwork on Columbia Street 340 340 Claim from anna Joechel for easement-Smith Diamon 6*341* Claim from Herman & Irene Cooper Smith Deamond 341 Claim from James Shrode - R/w - Smith Diamond <u> 34 /</u> Claim from Blog. auth for telephone outlets in Vet. Sew. *347* Claim from Robert Dorsey for Public Official Bond 347 Claim from Blog. auth. for work in Election Office 347 Claim from Don Cop for R/w St. Joe ovenue 347 Claim from Chem Farm Inc. B/w St. Joe 348 Claim held up for inspection although Hound Lighting 348 Claim from M. Meyer & W. X lohn for afweasement - melhe

Claims from D. Riddle for B/w easement on mesher Ck. Ds Claim from Clero Schmitt for R/w easement on Kleitz Rd. Claim from Jeboo for Clessantview Best Home Cump Station 349 Claims from Torian Ins Co. Insurance on My Houses 4 Co. auto's Claim from Citney Bower for Equip. Maintenance on Machine Claim from Sprinkler Contractors on System at Hillsest 357 Claim from althoff-Howard Electric Co. on Emergency lighting Paimsfrom Dan Riddle for St. Joe ton Kleits Good Claim from John + Eliz. Lutterman for losement on St. Joe 359 Claim received from Sillian Carnaghi for services In. a. Rd 359 Claim from Sarwood & Marian Johnson of easement on Sheen R. Rd. 359 Claim from Robert + Elsie Foerster on Speen R. Qd. 360 Claim from Ceysoanin Consts. Co. (Poller Gink Roof) Claim from Daig Bros-partial-Budette Ok. Recreation 363 Claim from Forian Insurance Co - General Fund. Claim from Floyd Stank for ditch work at new How Claim from Stant on detch in Darnstadt of at Bushham Claim from G. H. allen on Kansas Rd Structures 79479A-365 Claim from Train agency for increasing policies of spating ringe Claims for travel from Sheriff, Ma angermain Lindsey & Hourson 374 Claim from Dan Hartman & Dave Gullam for Road School En Claim from Village Home Blaters for hanging doors Claim from Sheriff Hayes for trip expenses to Ele Claim from auditorium Manager for trip exper Claim from Sprinkler Contractors-partial on Sprinkler Claim from Ceysonnin Constr, Co: driveway in a Claim for refund from Noch-Temple Electric Claims from toriage Ogency - Insurance 399 Plain from Deig Beos. for Old State Rd. 401 Claim from Deig Bros for Hogue Rl. Bridge 4-11 411 Claim from Barnett Bros, for Collack + Juguary Inte Claim from Barnett Beas for Mt Verson Rd Bridge 411 Claim from Dan Riddle for widening St Joe 411 Claim from warrets Co. Coop on It for Broject 411 Claim from Sheriff De Sroote for meals of prison 412 Claim from Deig Bros : Burdette Park Recreation NW 412 Claim for credit of 114, 00 - Leabelely for Hung Slept 419 419 Claims from Torian agency Bord - Jack Leebelung etc Claim from Tovan agency - Insuran Claim from Jack Horness for tryp expenses 436

Claims Con't. Claim from Sheriff Do Groote for traveling expresses 444 Claim from Ruthette Graves for services gyy Claims from City on Co's show of sent on various departments 456 Claims from town ligeray for Ins. polices - Hory & Book 457 Claims from Dr. Frank Stewart for T.B. patients 45-7 Claim from Citizens Realty for bond of Teresa Region Plaim from J. H. allen for Streetwees #122 + #123 457 45-9 Claims from Torian agency-Ins. of various departments 466 Claim from Key Ford for 3 cars - Sheriffs Dept. 467 Claim from Buds Blumbing refund for Bldg. Permit Claim from Sheriff De Shorte for prisoners meals to 5/14 467 125-467 467 Claim from Deig Bros Sumber & Constr. Co. for Budette Recree Plaim from Main Street outo Repair for repairs on Co. truck 469 Claim from Deig Bros. for Old State Rd. L+ 11. overpass 469 Claim from Deig Burs for Hogue Rd. repair Budge 471 Claim from G. H. allen for Konsas &d. Structures #9 + 79A Claim from Jebco Irc. for Cleasantriew Cump Station 471 471 Claim from Blad. auth for odditional Co. und. 472 Claim from Mational City Banks for Co. fifed sental *¥7*ス Claim from Beno Y Jurusha Moson - R/w on St. Ise are. 472 Claim from J. Frank Stewart M.D. for TB patient care 472 Tort Claim filed against country by Jouella Johnson 479 Claim from Reds Outs Service for Cadet + mouse 480 Claim from Bornett Bros for work on Red Bankt upp Bill and & Southern RR Co-claim sent out 483 Claim from Evansville - Co. Blog. auth-alterations Room Claim from Village Homebulders to remove doors & install is 486 Claim from Engineering asso, for Engineering - Burdette Ble 486 lain from City for Co's shore on Economic Develops Claim from Bernard Dick for traveling expenses 486 489 24 Kleitz Claim from G. H. allen for payment on mester Ok : Sty Claim from Jukens & Sons for bond of Sheriff 494 Plain from SW Ind + Ky, Regional Council of You, costs 494 Claim from Sheriff for food of prisoners for 5/15/25 th 6/1; Plain from Eagle hon Installation Ive : regain of Kansas Rd. Bil Claim from S. H. allen for Kansas Rd. Structure 79x 79A Clouin from Watthews & Shaw for Joint Dept of Legal Services Claim from Buroughs for ledgers + journals denied Carm from Sprinkler Contractors for system at Will

503 Cloum from Barnell Bros. - work on Red Bank Rd - held up 509 Claim from Barnett Bros - work on Red Bank + upper Wit Vein held up 509 Claim submitted by Deig Bros. on Budette Back Recreation NW. 509 Claim from Co Soil & water Conservation Dist 519 Claim from Start Inc-work on Laminory Rd. 520 Claim from Citizens National Bank - retirement - Speriffo Capat. 520 Claim from Totian agency - General Jund Ins. 520 Claim from ann Schmidt for travel Effence (area Cla 520 Claimfrom Ken Kelson of ava Clan for travel expense 520 Cloum from Budding authority for telephone in auditors office 522 Claim from Roy & Odelin Heldebrand Then R. Rd. 522 Claim from G. H. allen Inc. Budges of Make BA, St foe, + Wests 522 Claim from Deig Bros Partial on Old State Rd. overpour 522 Claim from G. H. allin for Kansas Rd. Budge 523 Notice of Tort Claim against Country by Sarah L. Reese. 527 Claim from Engineers assc. for Deigs - Budette Recuestion NW.
527 Claim from Sheriff for De Stort for Crisoners food to 7/14/25 527 Claim from Health Slept for Good Samaritan Hosp on t Bratients 529 Claim from Jobes for Cleasantview Red Home Cump Station 529 Claim from Coddock Consty. Co. for paving Hills dale Sub. 538 Claim from Leig Bros. for Burdette Cark Recreation M.M. 539 Claim from Aloyd Stant Dit for Seminory ad. 540 Claim from Evansville Wet feat for work on foilers.
540 Claim to Cut John for land on Smith Diamond Rd. 549 Claim from Forian Insurance for Budette Park 549 Claim from Fred. Quitledge for refund of overpayment 550 Claim from I. H. allen on Mesher Cark, It Joe + X leitz Rd. 551 Claim from Barnett Burs on Smith Deamond, 551 Claim from Deig Bros. on Old State Rd overpass
570 Claim from Raymond Cosh, Strickfield, Hereford, On Cop + Farrar 575 Claim from Una Schmitt for tape appearse 575 Claim from Haynie travel Service for an Schmott 575 Claims from City for Coportion of various funds.
575 Claim from Sheriff Le Sporte for presences meals.
584 Claim from Horsier abstract Corp.
584 Claim from Brinks for services of Clark. 584 Claim from Um. Esime for expenses on Tripo to merillille 584 Claim from City for county share of Health seept sometion 585 Claim from Gas Co. for relocation for Bridge on Smith Stramone Rd

Haim from Bained Bis. for Smith Diamond Rd. Bridge. 585 Claim from Hanson testing + Engs - Kyave. Bridge. 585 Claim from Norman Messel for Mountenance of chains. 586 lain from G. H. allen for Mesper Ck., Styre + Kleet, Rol Bridges 586 Sain from Deig Bers. for Old State Rd. LY Noveyour. 586 Chack received from Ins. Co. for Burdetterack settlement 590 Claim secend from Jim angermeier for expenses on 590 Upin secured from Frigel Consts. Co particl-593 Claim from Jock formers - Block Eppo for, 605 613 from My angermain for travel expenses lains from Vaterano Service Officer - Cohnert Duckens 613 I Hallar for Masker Pa ate & Friget for paving Barnett Bros for Smith Dismond & Deig for old State Rd. 614 623 Houn from Brentes for Clerk - Deig Bros. Burdette Recreation N. W. Claim from Good Samoritan Aropfort B patient Claim from Matthew Than for services perdeced Jagal Clif 623 Claim for sepend from Jordan Heating + air Cords 623 Plain from an Schmitt for mileage reinburger from Engineer association on staking Budette Park 634 Claim from Mas Diessback for traveling expenses Claim from Barnett Bros. for Smith Dean Claim from Jeigel Consts, Co. paving Co. roads. Lain from Holeday Inn of Spring field - Theriffs from Robert Hertz berger for lodging - meeter for meals of prisoners 9/15/25 to 19/14 Claim from Sheriff De Shoote Claim from Sheriff De Groote for Lodging in travel Claim from Evansville Usban Transportation Study -653 Claim from City for Co Share of Traffic Engineering - 19 from City for Co Share of Weights + measures 653 Lain from City for Co Share of the Health Lept. 19 Vain from City for Co Share of Cublic Buchasing - 1975 Claim from City for Co Share of Building laim approved to pay the City 49, 200,00 Co Your from G. H. allen for Mesher R. St Joet Kleits. Claim from City for Co. shore of Ray Becker Claim from torion Ana agency on Continen Claim from Brinks for services laim from Feigel Consts. Co. for paving Co Claim from Jeigel Const. Co for Theen a. Rd. project

Claim submitted by Fred Martin Tile & Floor Covering - followed Horn 669 Claim submitted by Corpetland U.S.A. - drapes - Helloust + work Homes Claim from Leig Brothers final payment on Old State ad. Claim from Barnett Bros . Inc. for Smith Desmond Rd. Budge Claim from Feigel Const. Co. for Oak Glove Rd. Extension Claim from Jack Hainess for travel expenses Claim from Torian Insurance Co. - auto changes also refund 679 Claim from Co Blog auth for labor material on Court Room 679 Claim from Co. Blog Cuth for moving shelvest books 679 Claim from Dan Riddle for puchose of essements on W. Ky an 684 Claim from George S. Olive Co. - Legal Services Dept - for services Claim from Sheriff De Groote for meals of pusioners Claim from Cooke Leasing Co. for Sheriffs slegger to lease 2 cars Claim by Bi Centennial Council for money granted then 692 Claim from Courier for notice of Blog Lom for weeking buildings 692 Claims from Blog. auth. for semodeling. 692 Claim from Jacqueline Dishman - damage to easement. 700 Claim from Bldg. Auth for Court Room semodeling.
700 Claim from Bldg. Auth for Court Room semodeling. Claim from Dan Riddle - purchase of easement on Sty for Claim from Deig Bros. for work done on Old State Rd overgoss Claim from Mrt Mrs Ey kamp for Rofewayon Old State Rd Claims from City for Co. share of Health Stept-wgt + Measures, Puchasing, Traffic Engineer + Bulding Comm Claim from DE Mc Dillem for work & Monarch Jos. for boacks Claim from Robert Doff for services - Hayer Sitch Relocation Claim from Sheriff De Groote for prisoners meals 1410/15 to 12/14/15 714 Claim from lity for Co. shore - Civil Defense expenditue 714 Claims from Blog Outh for Courts sephodeling 714 (laim (bill) from assn of Countries to Co. auditor 715 Claims from Bldg auth for services - Co. Election Board 715 Claim from Wm. J. Brune for semborsement of fees 718 Claim from Barnett Bros for Smith Diamond Rd. Structure Claim from Hoyd & Staub for Kursenbern Rd. Construction

Complaints Curtis Construction Co pulledpipe from sood. 6. Drainage problem on mela Drive 13 Dianage publem on Westchester Drive 20 26 Complaint made on need of trash barrel at an Diarrage problem in Melody Hills - Horold Ceters 4761 Somplaint from Milinfried + Mr Eular-cut off from Highway 55 Complaint of conditions of Volpman & Seven Hills Rd 57 88 Complaint by Cete Chardler - money withheld from City Complaint by Mrs. Laugel on water problem 103 Complaint on water Co. - about Old State Road [[] complaint on Oak Hill Rd & ditch on som 122 Complaint of drainage on Bassell ave 123 Complaint of work needed done on Lynch Road 130 Complaint about new bridge on upper hit viewon Rd. 136 complaints of dangerous crossings over RR tracks 15-8 Complaint of line on St. Joe not being centered 167 Complaint on St. Joe will be corrected 174 Emploind by Royce King-didn't get his money back when 230 complaint of signs being down in county. (238) Emplains on Walnut Good discussed as to 239 Complaint on Hillsdale Road discussed 264 Complaint of heavy trucks at Kavai Industrial Carp Descussion 270 Complaint on parking lot at auditorium - needs another Claim -Claim for credit of 114,00 - Liability for Higher - 419 implaint by Com willnes or job done on Hellsdale 539 implaint of dumping at siver camps off tenn Complaint by Um. & Bell - No help from anyone simplaint by Commissioner Willnes on signs not eplaint of negligione organist County by Soulla complaint by My Crooks-Mis Behme hasn't completed work my Rd implaint by Estelle Moss-4thward Bep-on voting 2658 662 YN.R.R.L Complaint by Hallenberger as to why they can't drive 686 implaint by Mr. Cooks on Mrs Behne's property again

Contracts-approved & awarded Eichoff Rd project - aC. Mutting-for dulling 5 Desurfacing of wasts to Jeigel Constr. Co 10. Bridge #104 - Boowille- New Harmong Rd to Barnett Blos Widening of Beigdolf etc. Noods to Feigel Erests. Es *33* Contrad senewed on 5 yr plan-otygen, acetylene cylinders 49 Contracter awarded to Barnett Bros. for fridge of Collack & Juguary Contract taken under advisement from Whayne Supply Co 49,61 Contract awarded on Belt Loader to whayne Supply Co. 69 Contract awarded on Springler System at Hilloust - Springler Courts. 12 Contract awarded automotive wholesalow for testing Equip. 90 authorgation for M Willard to buy truck from Key Motors 90 Contract awarded to Barnett for Middle MTVernon & Red Bank Rd 122 Contract awarded to Central Blass for glass of Hilland - wash Contract awarded to Computer Election System voting machine 131-132 Contract awarded to audio Intelligence Co for Intelligence Device Contract awarded to Jefco for sewer at Cleasantine Rest Home 133 Contract awarded to althoff forward for Emergency Fighting -Contract awarded to Deig Bros. for Budette Ck. secretion. Contract awarded for moving Voting Machine - Fall of 1974 Contract approved on upgrading Grade Crossings & entered Bartial contract let on Shusture 99 A - Hansas Ad Bridge Contract awarded to Ceyronnin Constr. la for roller sinks soof at Burdette Contrart awarded to S. H. allen for Kansas Rd. Bridge Contract avaided to Robert Meyers for doors at Washington Home 216 Contract awarded for uniforms of County Employees. 219 Contract awarded to Computer Election System for computors Contract awarded on Old State Rd. overpass. 244 Contract & Bond presented for Deig Consts. G-old State Rd 334 Contract awarded to Key tood for 3 Sheriff's cars 344 contract awarded to Village Homebuilders for hanging don 253 c Contract awarded on spital auditorium Carping Lit Ceyronn w 363 Contract signed with Village Homebuilderalus (dons) 388 Contract awarded to Bornett Bers for Smith Deamond 433 433 Budges 443 Contract awarded to Expetland U.S. A for draggeries washing ton to Continut awarded to Eagle Son for Konson Rd. Bridge Repair Contract awarded to Eagle Ston for Konson Rd. Bridge Repair Contractors Bond for construction submitted by Eagle Iron Inst Contract awarded to Hendrichson & Son for Budatte Park truck

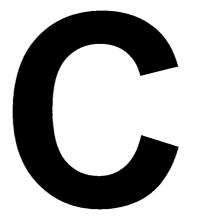
504 Contract between Co + So RR for Oak Shove Bd. crossing discussed 508 Contract awarded & you & for installing duck to down light at Burdette 509 Contract approved for Bovine Brucellosis + TBE reducation Grogian
516 Contract signed for Manpower Clanning Tedulo work Grogian
519 Contract approved for Mountenance of automatic Springles Sep. Hellowert 521 Job of cleaning for Jampon under Stringtown Bridge to Jerry Cavid 522 Contract avaided on car to Ney Mits for Highway Dept.
524 Contract approved in connection with grant for bandles Christian 530 Contract approved for Green R. Rd. resurfacing to Feigel 563 Contract owarded for address graph Mechine for witers Rog.
583 Contract on Black-Eppo 75 Committee
589 Contract awarded for paving county soods to Feigel Constr. Co.
603 Contract awarded to Feigel Constr. Co. for Date Show Rol. .627 Contract presented on nurenbern Rd-633 632 A Contract awarded (or Invitational Bids) to Fred Montin for tile at Hillcrest. 655 Contract awarded for Reconstruction of Murrenbern Rd to Hoyd Stank 692 Contract signed with Key Motors for Hwy. dungo truck.
123 Contract signed for 2 trucks for Co Highway

County Owned Surplus Croperty (300) 24-46-3-Ernest Lucy Garrett-6578. Cherry St. Jist of new country-owned property presented 36 7-218-6. James R. Davis - 2200 Blh of Bosse an Cause to be inserted in deeds of property sold by Co. 135 Sale of County-owned property to be on nov. 12, 1974 161 Bid submitted on 29-98-5- × 24-46-8 by Mrs. Redgrave 171 trucks declared surplus & advertised for sale 187 22-70-23-1809 Judson rold to Mis Redgiove 80 192 22-70-24 -18/1 Judson - sold to pus Redgiave 60 22-73-10-1925 S. Ellist sold to Mr Chroman 193 1819 S. Gavin - Kronen begen Odd-Chusia 22-76-19-193 1815 Judson St. - Edma Redgiove 22-70-27 193 22-73-23 1922 S. Governor - Mr Chrisman 193 - 667 E Cherry - Mrs Redgene 24-46-8 193 1916 W. Columbia - Mrs Redgiave 1902 Judson - Emma Morgan (Hill) 1811 S. Governor - Emma Morgan (Hill) 29-98-5 123 22-70-12 197 22-71-31 197 1923 S. Hovemor - Emma Morgan (Hill) 197 22-73-33 1821 S. Marvin - Emma Morgan (Hill) 22-76-18 197 1820 Judson - Emma Morgan (Will) 197 22-70-11 1914 S. Yovernor-Emma Morgan (Hill) 22-73-20 197 1810/2 Judson - Emma Morgan (Hill) 22-70-6 1909 S. Elliot - Emma Morgan (Hill) 22-73-2 4168. Linwood Emma Morgan (Hell) 24-36-46 18118. Dawin - Emma Mygan (Hell) 22-76-23 next to 1905 Judson Emma Morgan (Hill) 22-70-32 413 E. Sum - Emma morgan (Hill) 21-60-1 207 23-14-16 706 Bayard Pk. - Emma Morgan (Hill) 207 33-65-13 Prosperity - Emma Morgan (Hill) 207 Certificates presented on new surplus perperty -12/2/74 (23) 215 207 207 Mrangermeier, Co. assessor is & appraise suplus property 257 28-56-6 + 22-76-21-1812 Grove + 1815 S. Varn- Isma Redgiave <u>312</u> Tom Crane interested in 28447-25 f suplus perperty. 22-67-1 - 22-67-2 + 22-67-3 - Mrs Norma Diehl 339 404 404 22-73-18 + 22-73-19 - Mansie Dowell 404 25-95-21-My Conald Schneider -420 My Hat is interested in 26-37-13 when re appraised 698 top title deeds presented + panels appraised - sale Jan 19

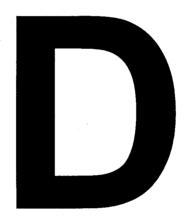
148	Check received for construction of training can	tec
	Check received to buy feed for ducks of Brehme Lake	e
291	Country truck involved in fatal occident.	
3//	Clarification of Senate Bill 222 - to delay se assessment	
471	News media asked to announce any fid will be considered	
555	News Media asked to announce any bid will be considered Jeanh De Shields bid 50,000 14-5-7 in Maple Could	Lenied -562
601	Two cheches received to be endoud & given to Consul Baker Found	dation
641	Check received to cover lightning damage at Co. Harage-641,	
661	Check received from Hahn't Becker for settlement -	lightning
	- County Surplus Cuputy - (Con't)	oantojs.
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588	New ad & he sum on parch at less cost, by se appraisin	9
630	23-64-21-(418) 1226 S. Linwood - Harley Chambers of 1820	Lenwood
673	Biols received on (33-12-17)(16-9-14)(16-6-15) (15-10-33) from M.	
682	Report that My Treeman may not be interested in the	
713	Check received for endoisement to Budette Park from	Council of Clubs
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Cuts In. and, Bell - to cut into St. Joe ave. 7. Ind Bell - to cut ento mit Clearant Rd. S Ind Bell- to cut into Bacton Rd. Problem with outs-in of waterworks ceget. 8,10 Ind Bell to cut into Hillview Drive 23 Gas Co. to cut into Browning Rd (has been done) 23 water Co to cut into Darmstado, Old State, Browning Rd, Millersburgh Rd, Old Cetersburg & County Home 23 water to to cut ento allens Qd. - Shoulder cuts 23 water Co to make shoulder cut on Red gate Rd. 44 and. Bell to cut into Fischer Rd. 66 سىجى Cuts In Comments on soad conditions Ind Bell-Hitch Geters Rd. Outer St. Joe + Heerdink Lane //ス waterworks to cut into Evergreen Heights 122 134 Indiana Bell on Selzer Gd & Orchard Qd. 145 Water Co to cut ento Baumgart Ad. 169 Color coding for cuts in discussed. 175 Telephone Co to make shoulder cut on Outer St. for 176 telephone Co to make shoulder cut into Bayon Creek 126 Ind Bell requests to make two cuts on thich Ceters ad 189 and Bell requests to artists Mesher Ph. Dr + Kasson Dr. 194 222 and Bell requests to make cut in Boseline Road Water Co. sequests to make cut in shoulder -6221 Marp Qd. ススユ and Bell requests to cut into Lutterboch Rd. 230 Water Co. Sequest to cut ento 1615 Baumgout ad. 230 Water Co. requests to make cut in Red Bank Rd + hot. Vernor 278 Indiana Bell Telephone Co. sequests to make cut into Quesner Rd. 278 Water Co-Evergreen Hats. Sub., Cedar Hill, Lesington, allens Same Etc. 291 Four applications for cuts In to state - oak shore Rd. 319 Water Co. sequests cuts in allens Lane & tiberland Drive 3/9 twater Slept on allens Lane, Ridgeview Dr. woodland fa + Old State 334 Telephone to to cut into Schmick Rd. to buy cable 3,34. Water Co. requests to cut into 8620 Sarmstadt Rd. 368 Water Co requests to cut into 6523 Little Schaefer Rd. 882 water Co sequests to cut into Telstead Rd. 382 Water Co request cuts on Laubscher High Sub & Kasen Du 391 401 Inchang Bell sequest to cut fittle Schooffer Rot & Beale on

Puts In 401 water Co requests to cut into Barbara Duise 4/1 water Co requests to cut into Heubner Lane off G. R. Rd 445 Indiana Bell requests to cut into Cometery Rd + Willersburgh Qd. 459 Indiana Bell requests to cut into Lynch Rd. 459 Water Co. requests to cut into St. Joe Ove & Sexington Ove 497 Telephone Co requests to cut into Boonville - New Harmon 517 Request by Quesell Land Inc. to cut into 531 Telephone Co requests permission to all into new Road. Water Co-messolv Court old State Rd & Ridgeview Dr. telephones Co-cuts on West Haven, Cypiese Dale, Old Hend water Co requests to cut into Laubocher Hots + O'Hara Drive telephone Co requests to cut into adle Rd - defective viving 627 water Co requests to cut into Oak Grove A dam 633 Telephone Co. requests permission to cutinto Boonville - New Harmony. 643 Telephone Co requests permission to mobe cut on M. Sheen River Rd.
654 water Co. requests permission to cut into Lynch Rd + Baringart Rd Indiana Bell-to cut into Halo School Ad Darms 663 Indiana Bell tele Co sequests permission to cut ento County Sine Ral 670 Water Lept sequests permission to cut ento 2300 Musienbern, 696 Ignol. Bell sequests cuts-#6 School Rd - Martin Station & Clay and rive 711 Ind. Bell requests permission to cut into It. Joe + St. wendell. 724 Water Co request to make cut into Viehe St.



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display of Voting machines for instructions	394
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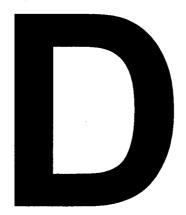


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	Deed presented on property sold to My Julian for &	2.0.51
	Corrected deed to be signed on Hermon't toleda E	DO CT
	Warranty deed from Richard Ey Bango - Old State a	d 061
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327 Discussion of Revitalizing West Side Cark.
352 Discussion of doors for 3 homes & disposies for 2 homes 354 Discussion of Ordinance to expand Building Law 355 Suscussion of R&S Jundo (Keith Lochmueller) Liscussion of agreement with Farm Bureau 365 Discussion of roads that need repaired. 536 Discussion of the Indiana Gasoline top Descussion of Bi-Centennial River Concert Tour 541 Discussion - Com willner on piring deputy from outside county Discussion-Bill Judd-20 MPH on It Heorge Rd Discussion of Old State Rd. overpass Liscussion of German Tup. water District 632 Descussion of uniform speed limit for County Discussion of Dam 48 properties for Co. leasing as a parts-648 Delinquent takes oved by John & Anna Shreve. 650 Discussion of Dam 48 recreation Lease & Committee 693 Spression of Behme Property Delinquent top yeather discussed - Mr. Paul Fairrow



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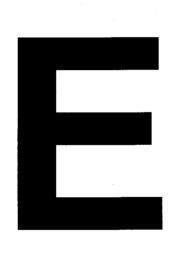
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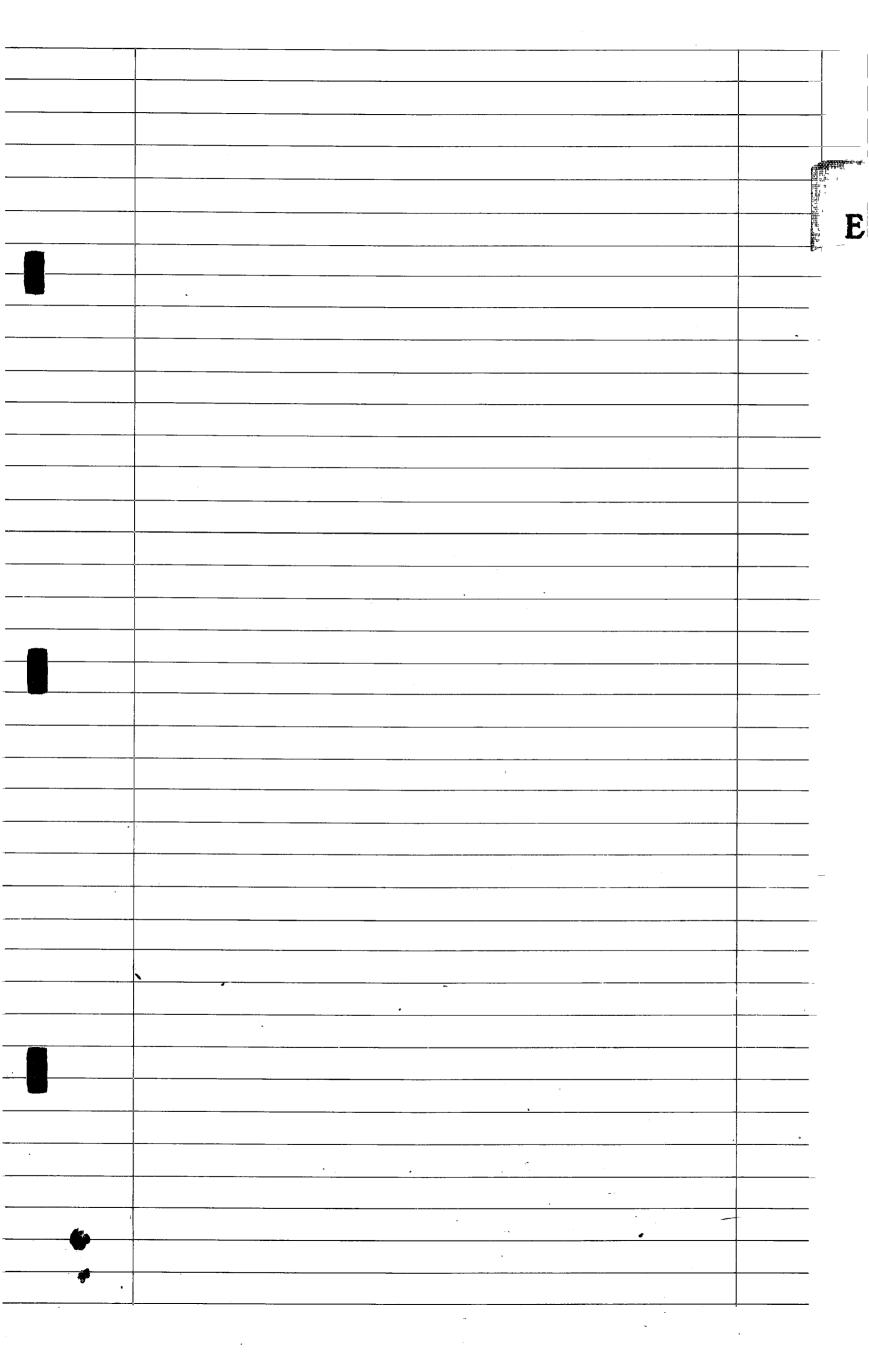
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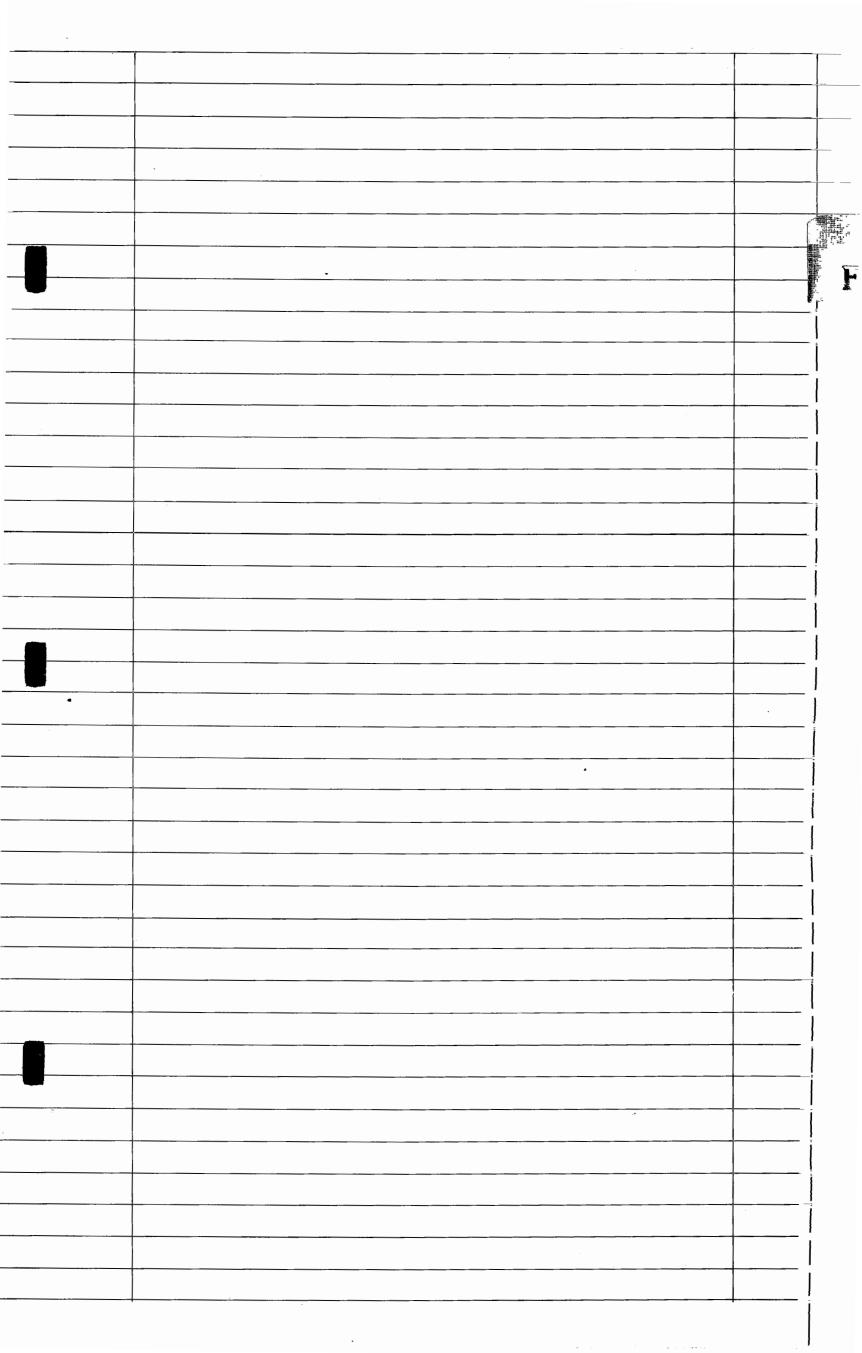
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670 Juliue Farmers of America to gether come for fowl.



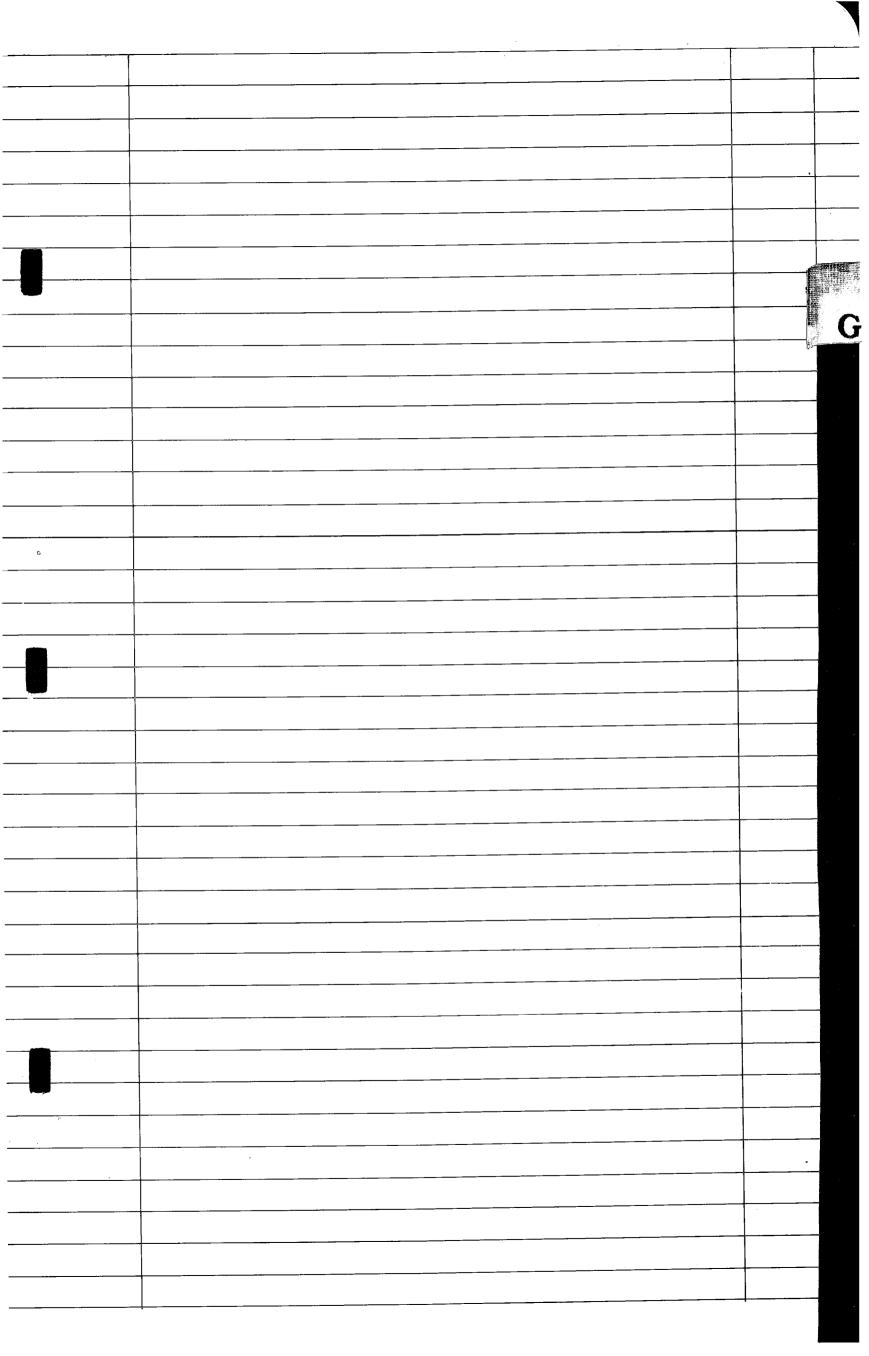
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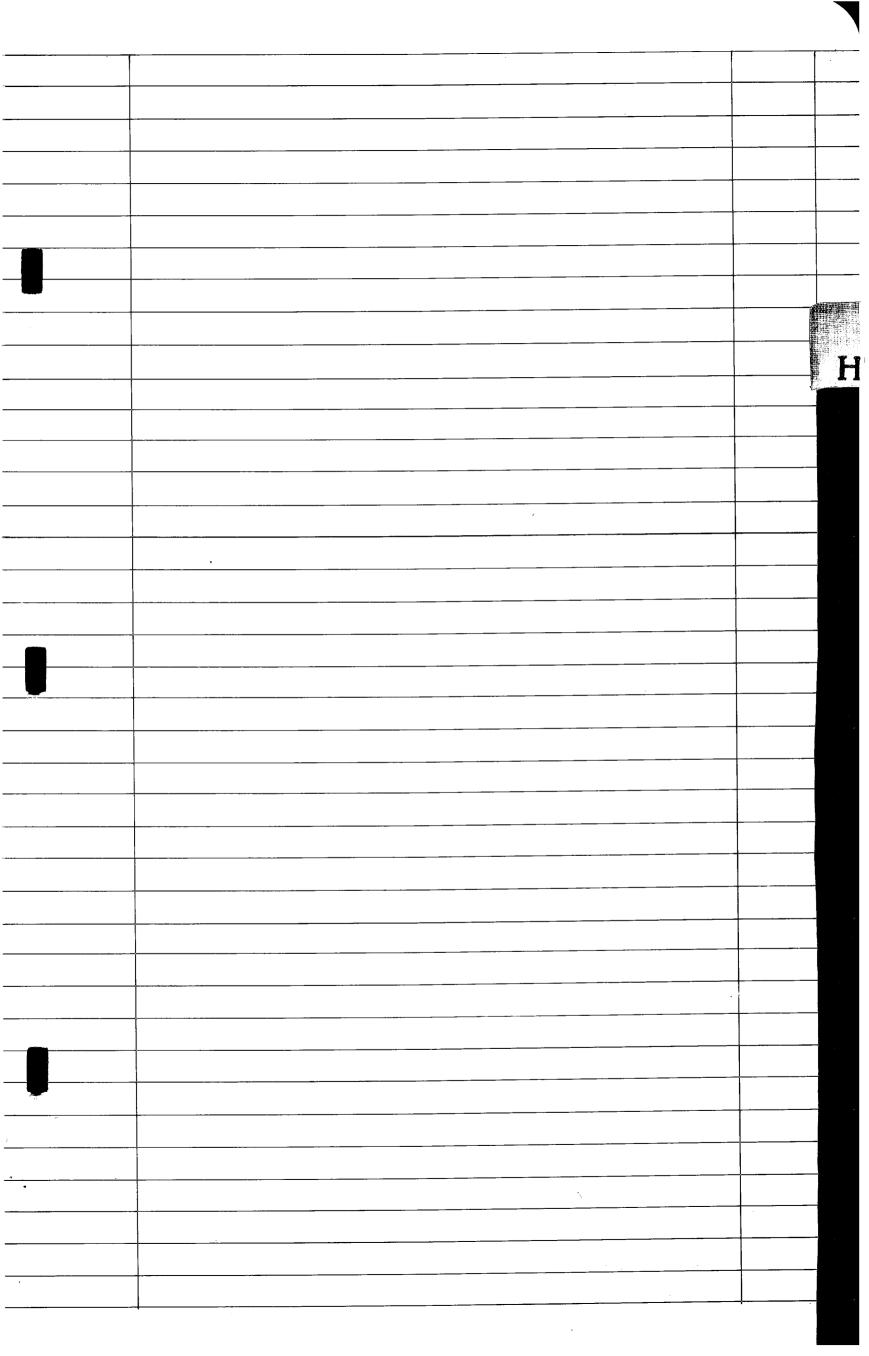
454 Sarnishment ordered on William R. Coleman 609 Garnishment Order on William Young-631 667 Lerman trop water Dist Licens or Bond presented +668+680 713 German trop water Dist agreement redated - date originally signed



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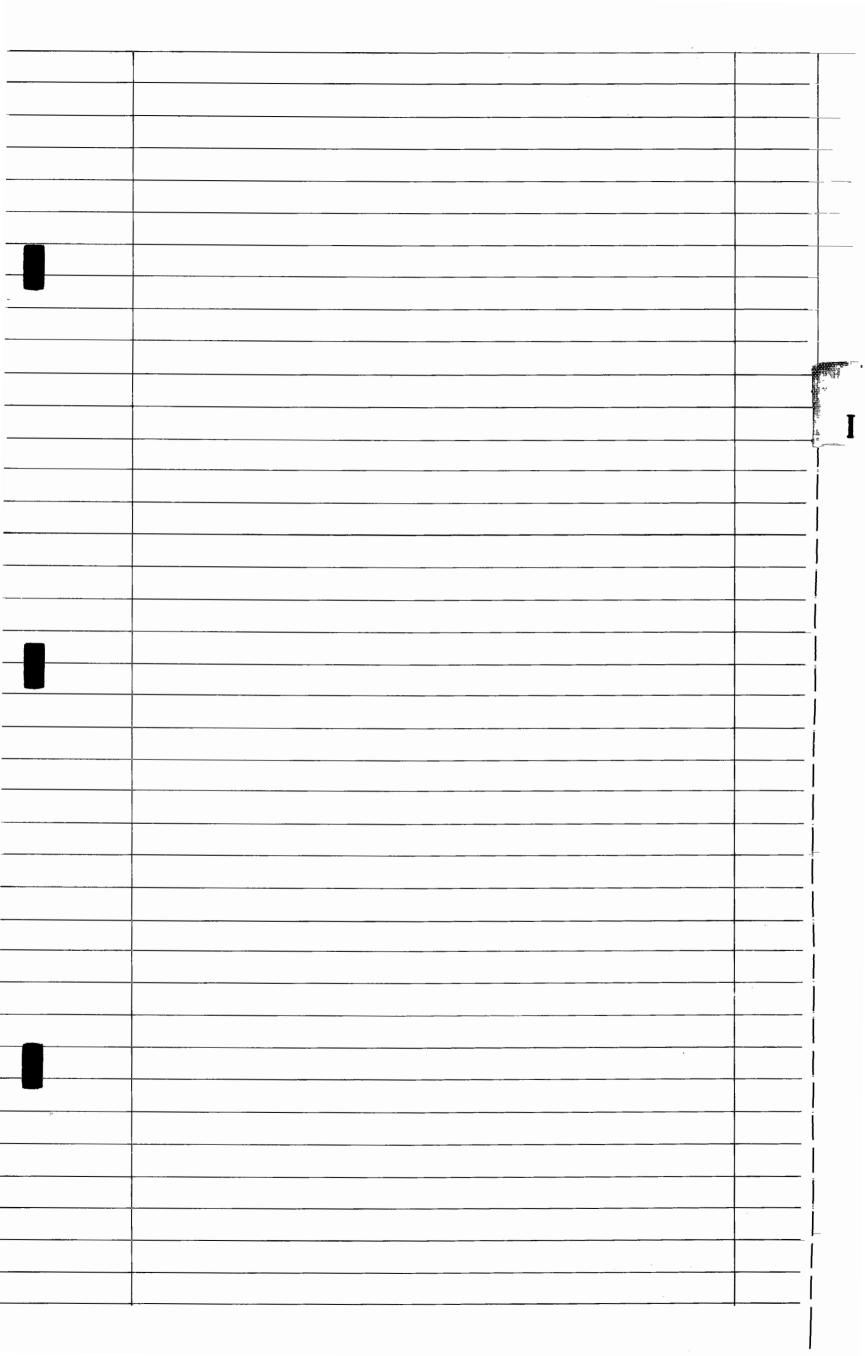
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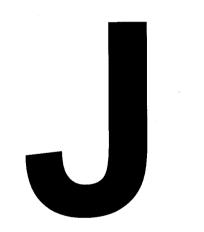
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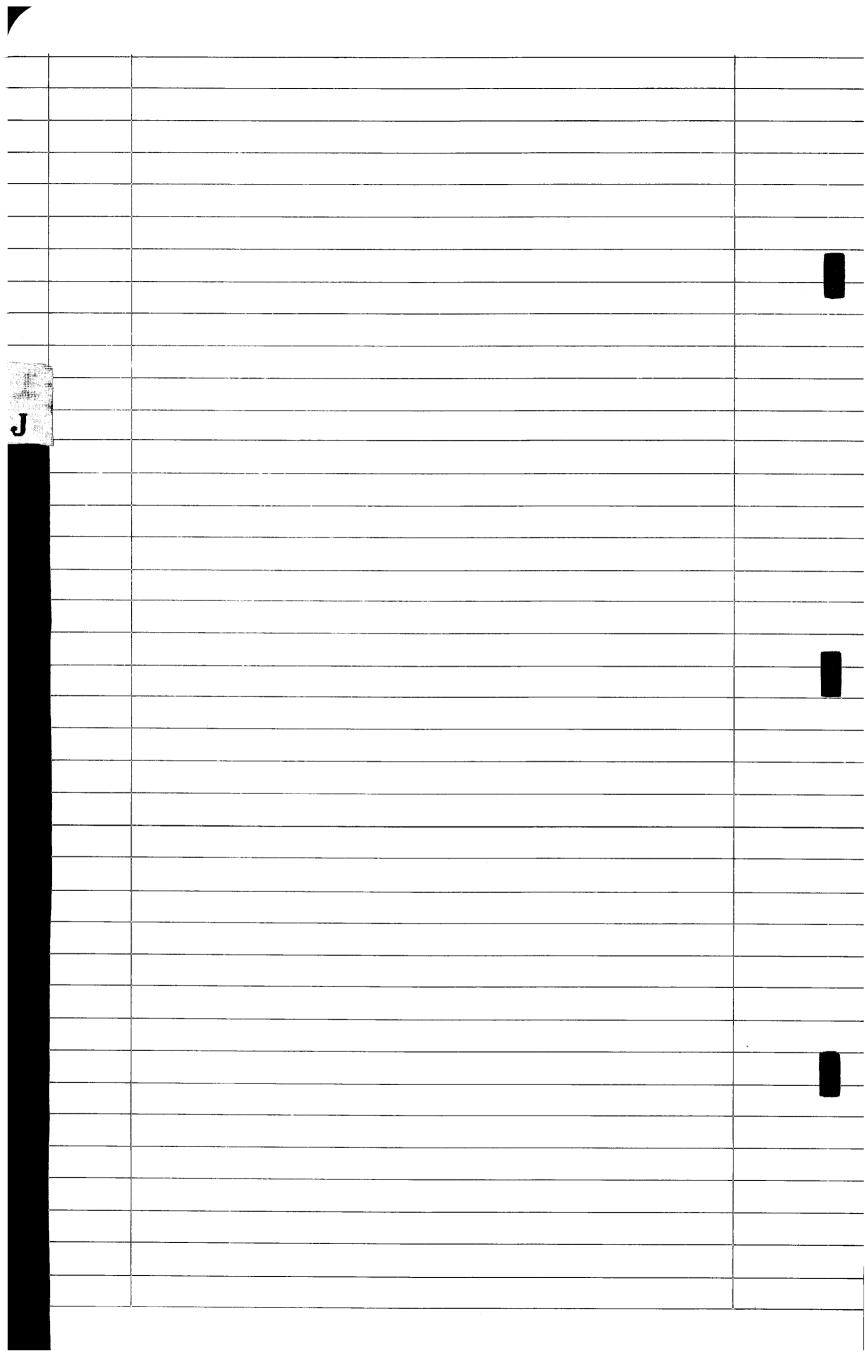
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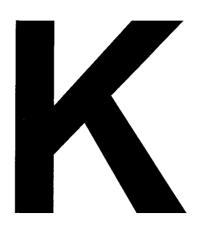
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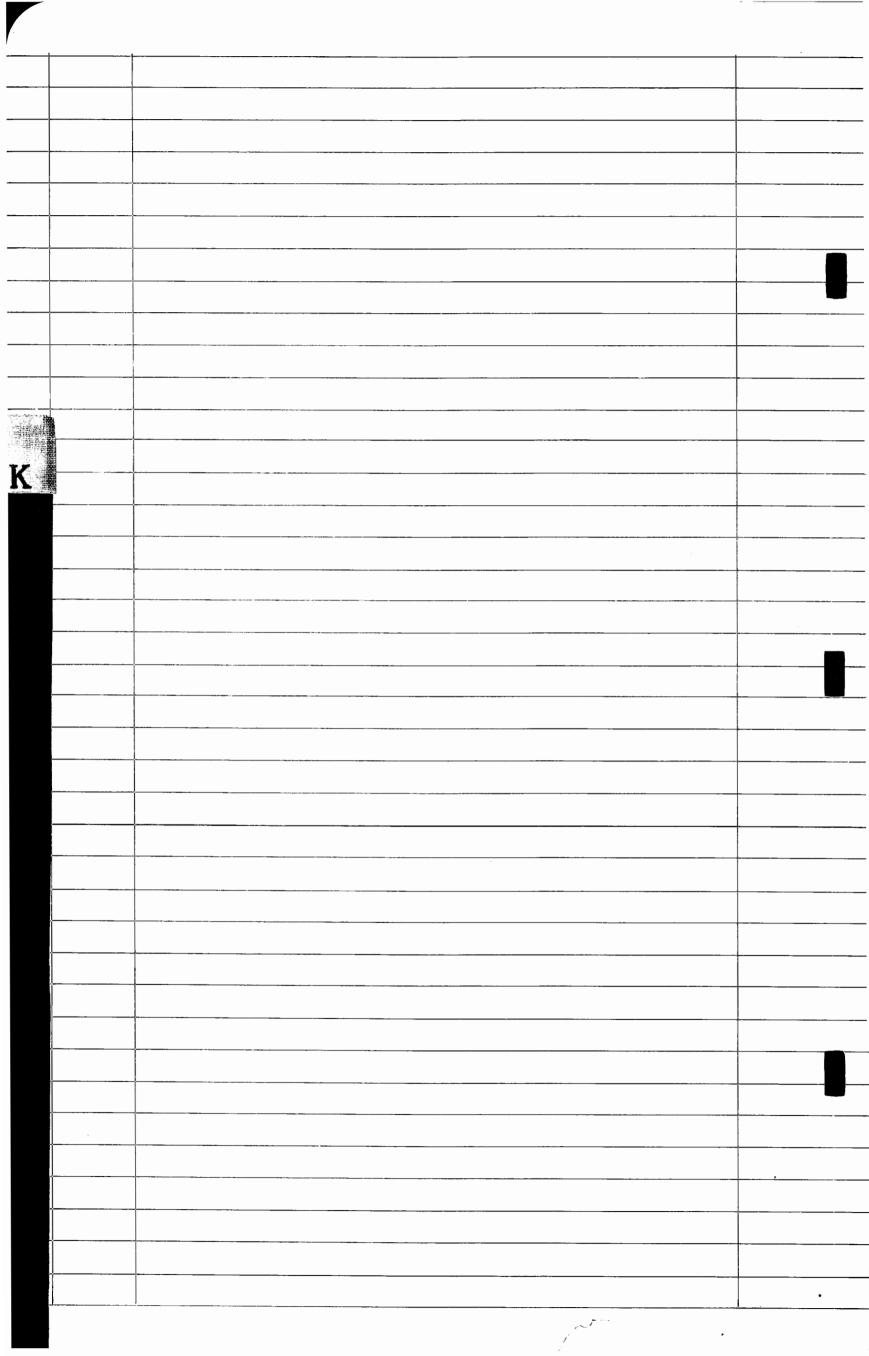


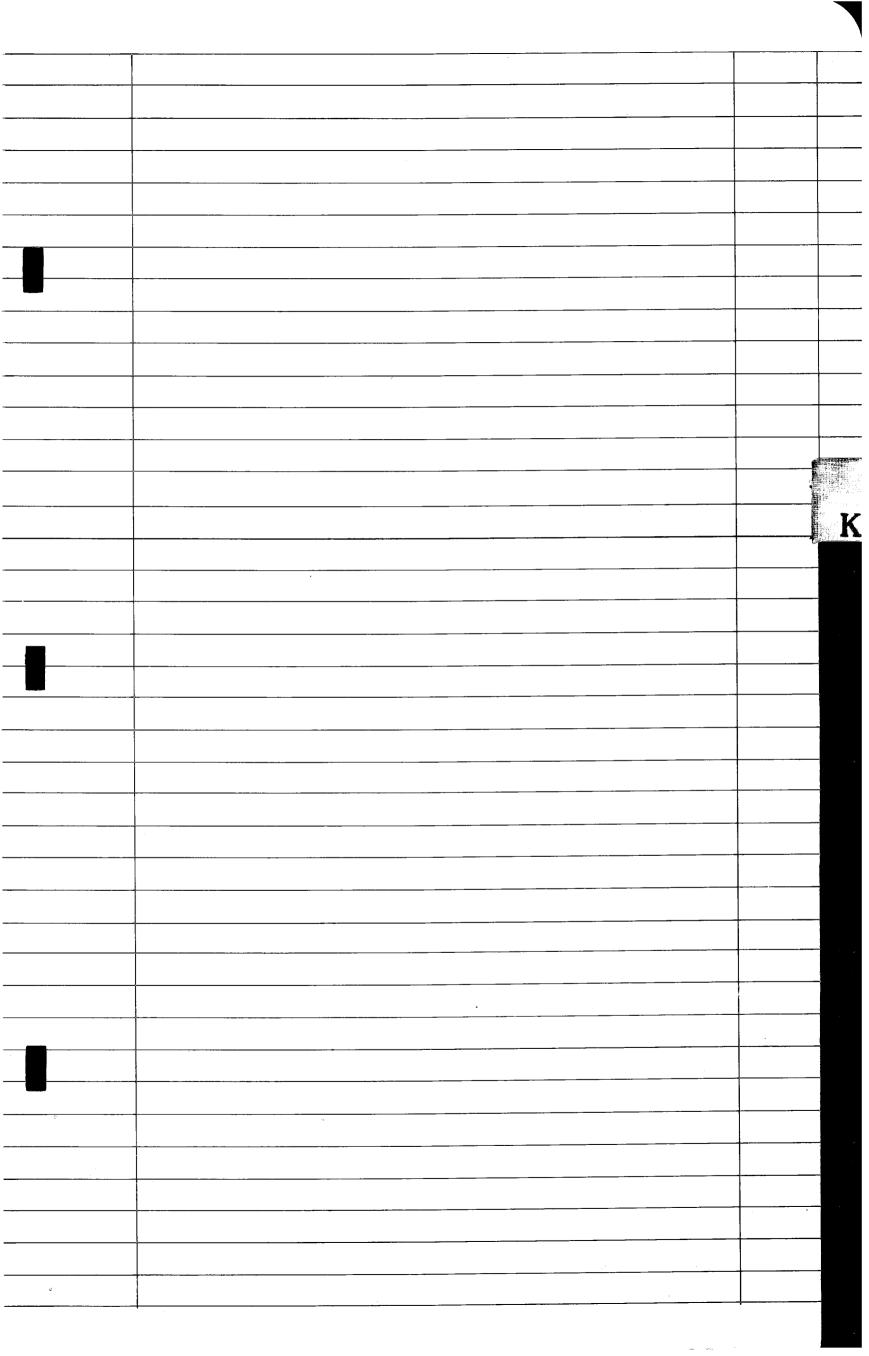




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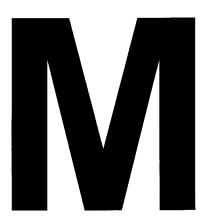


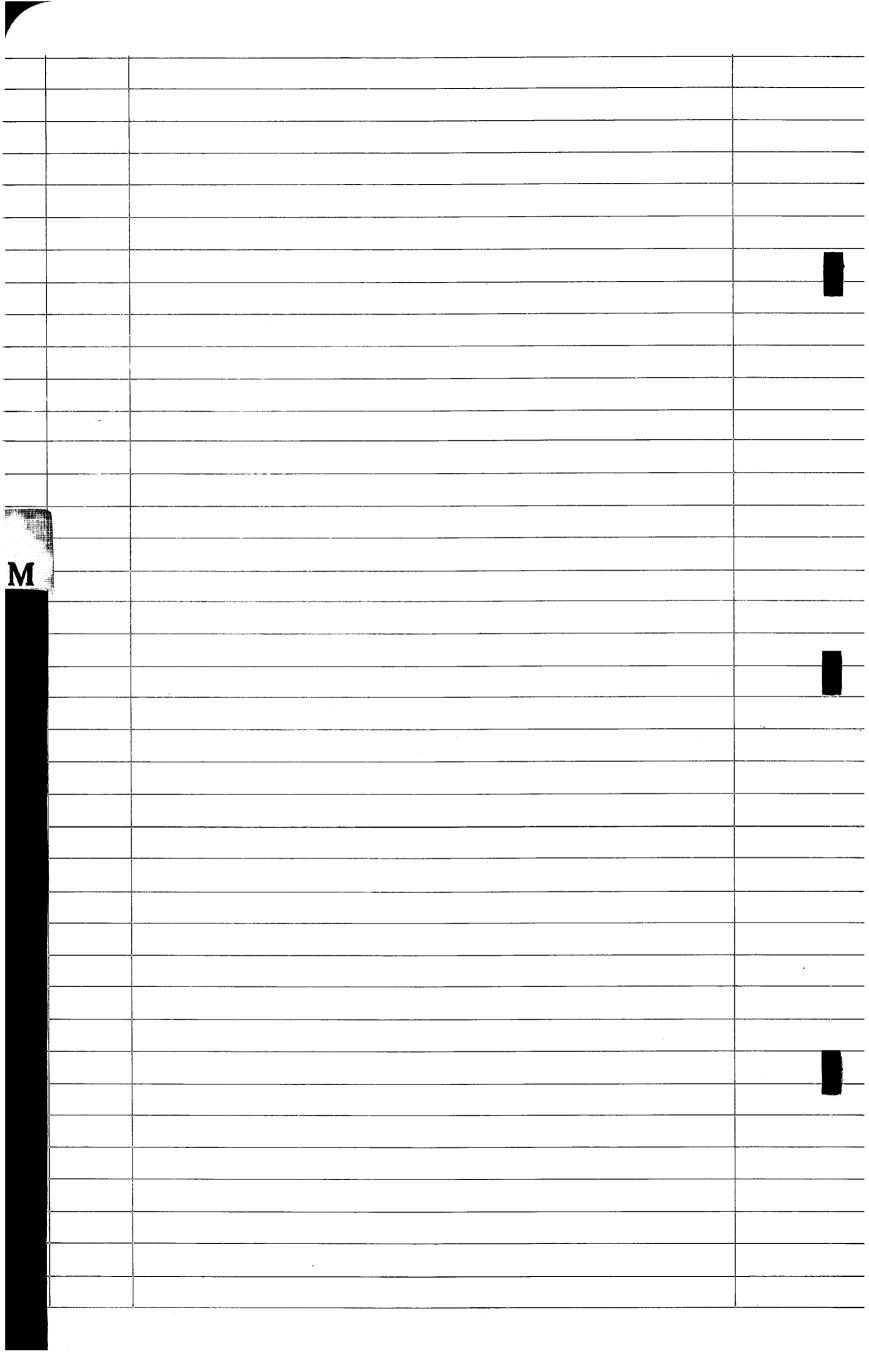
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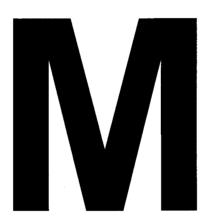
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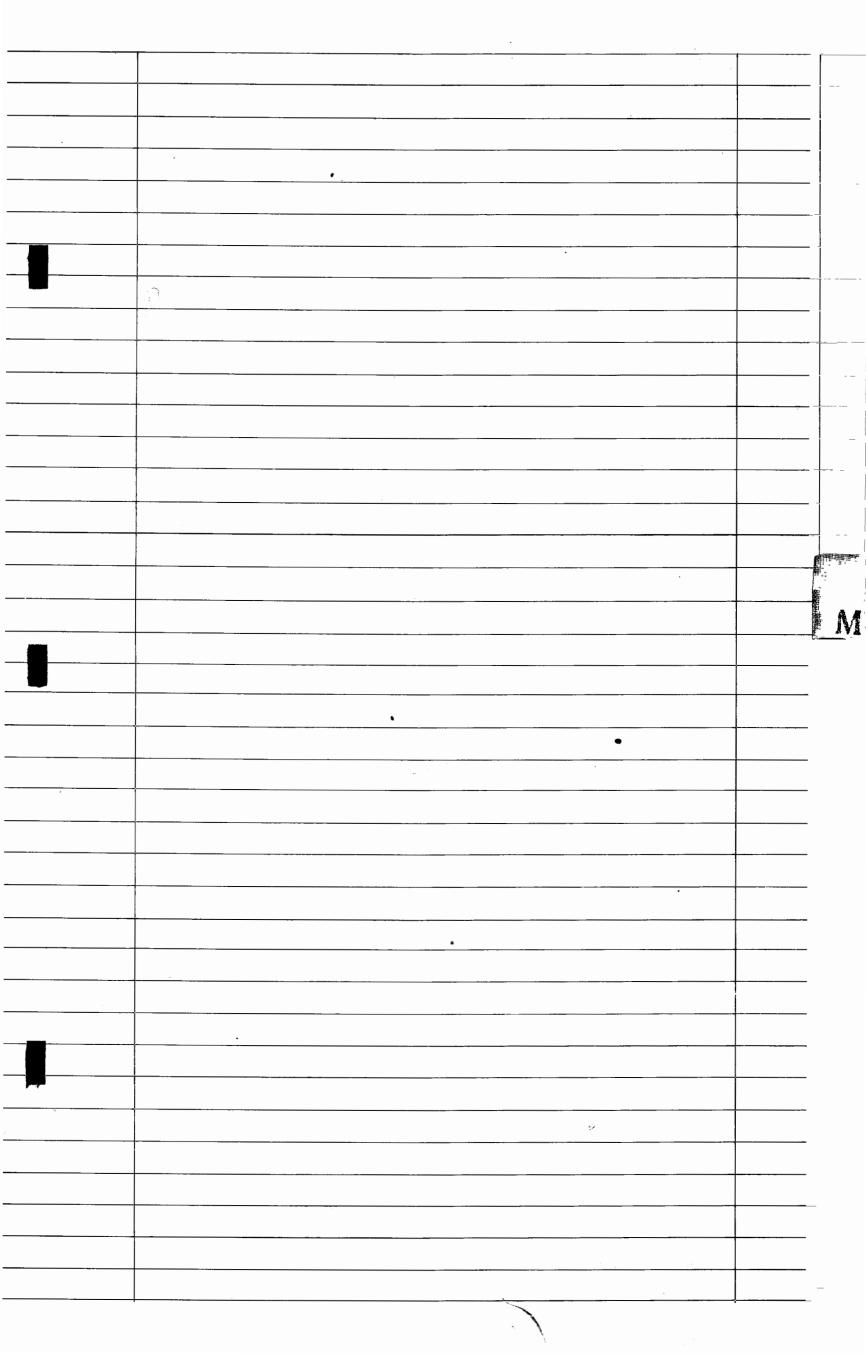
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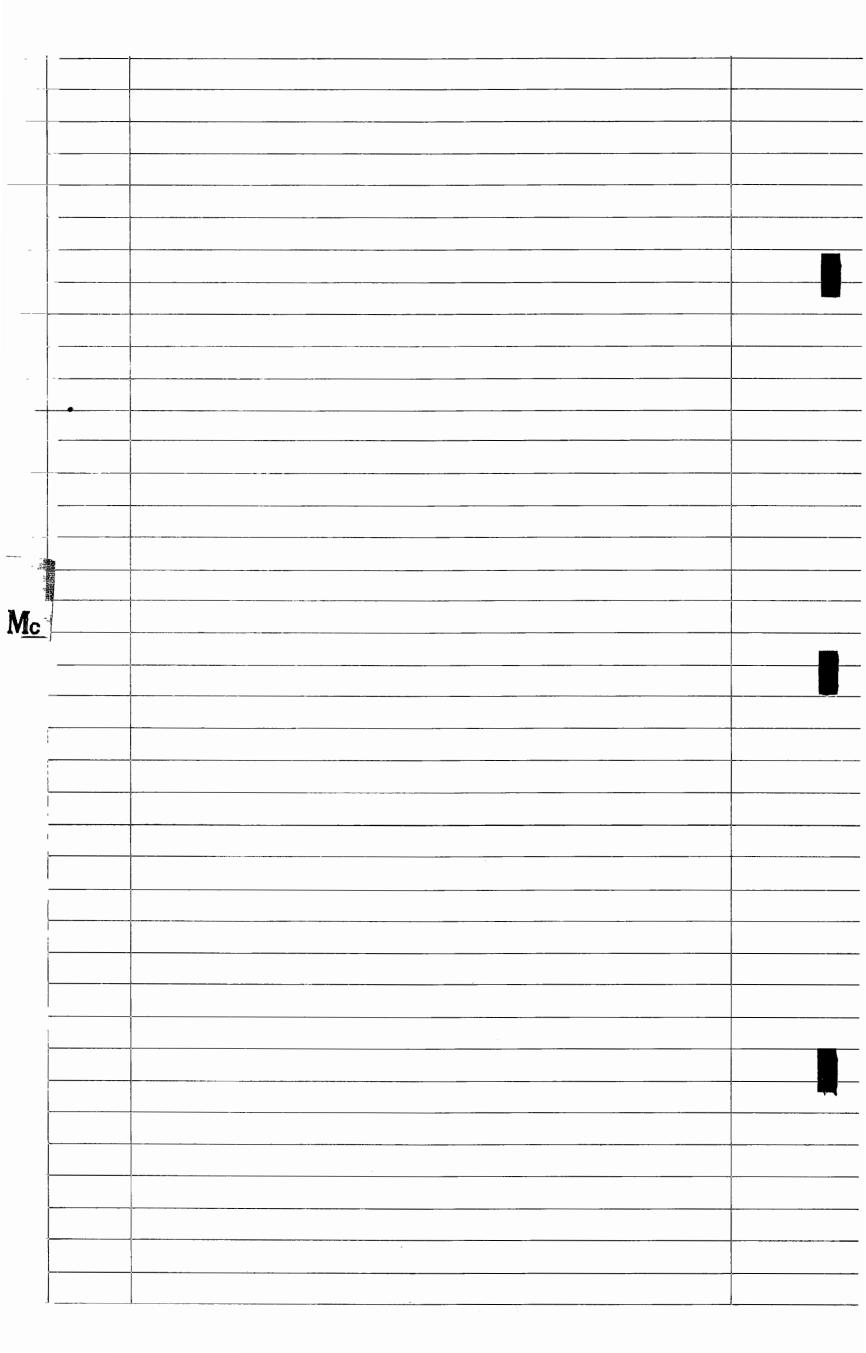
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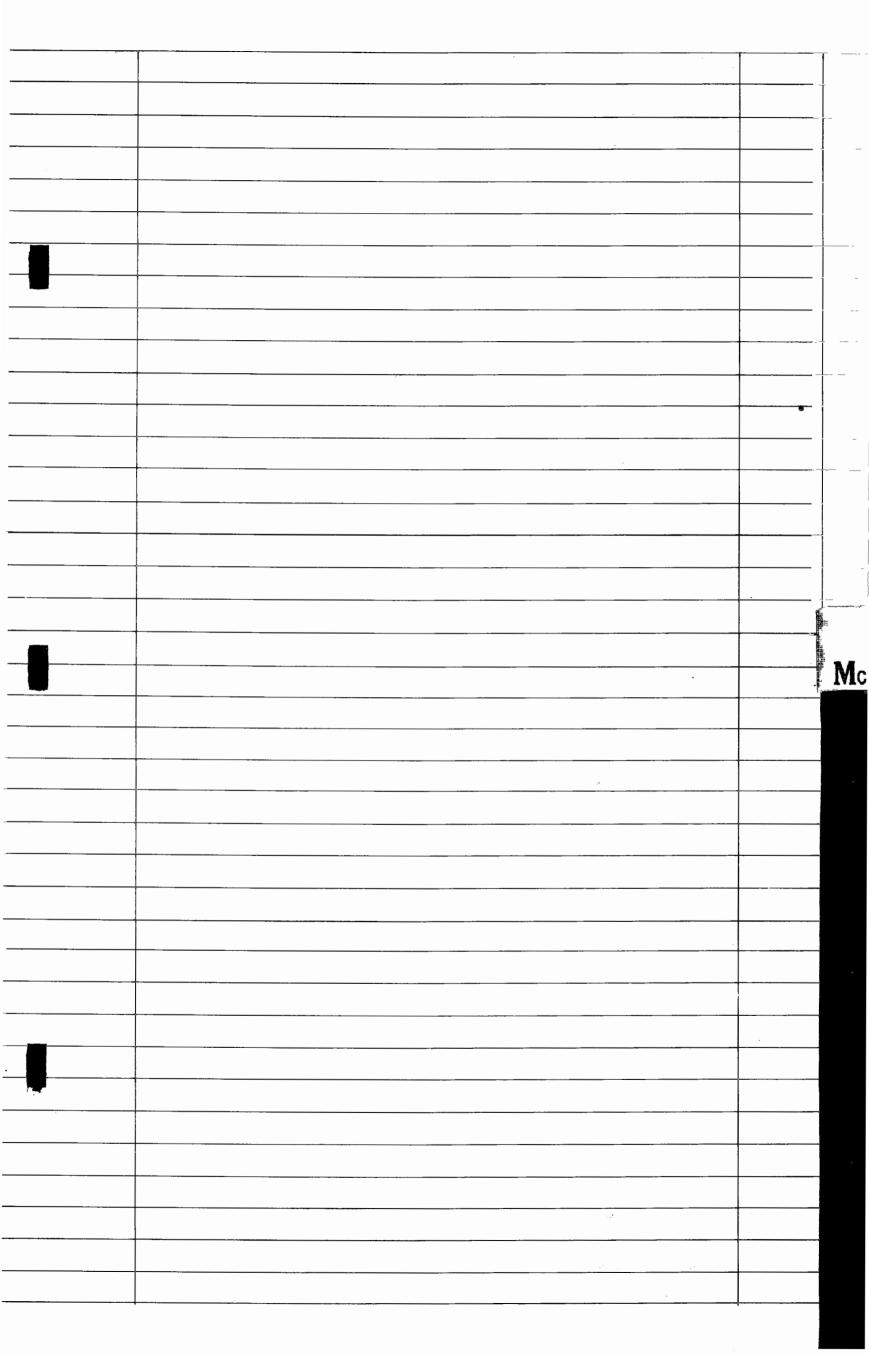
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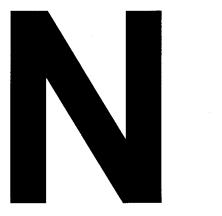
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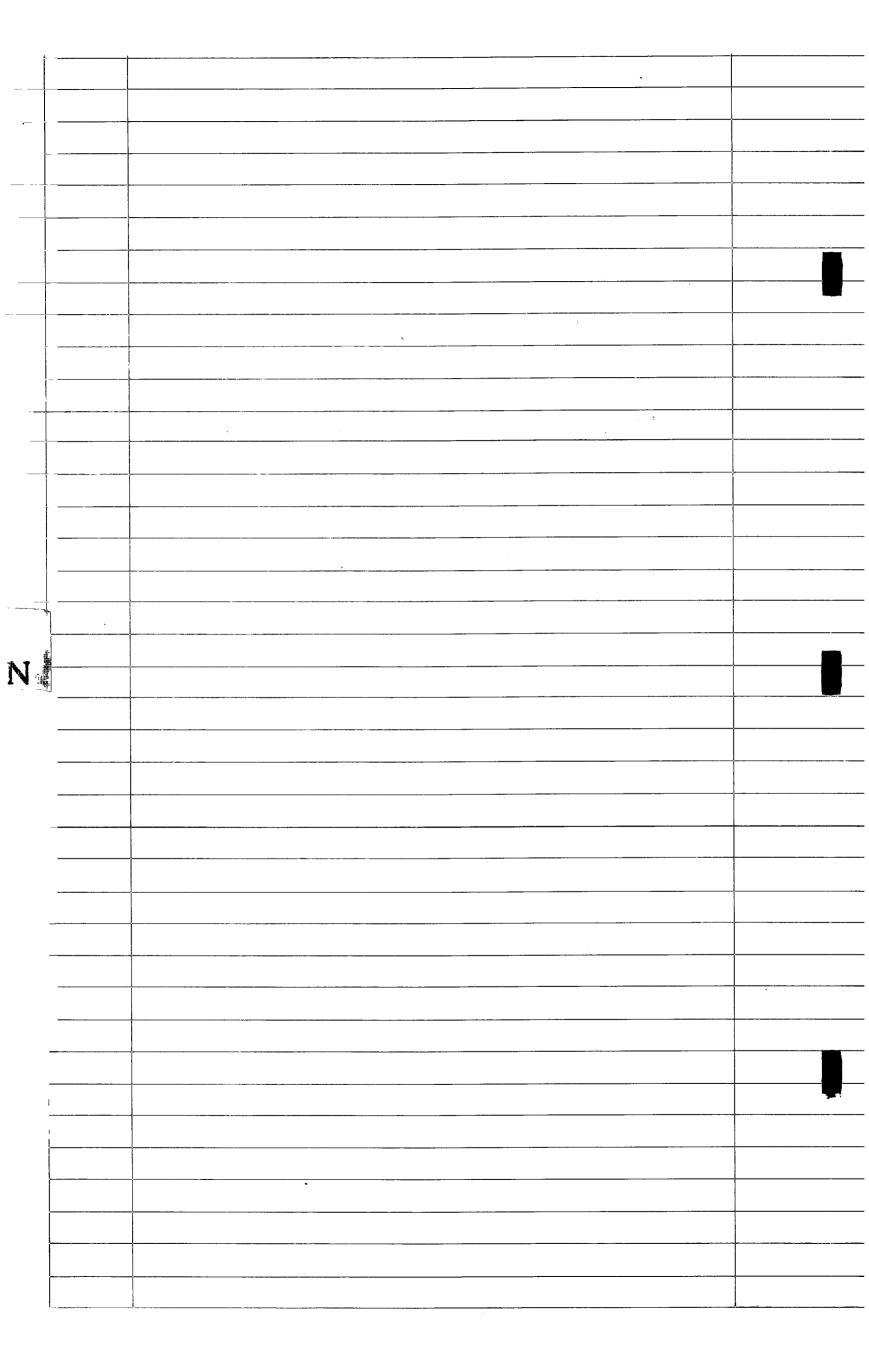






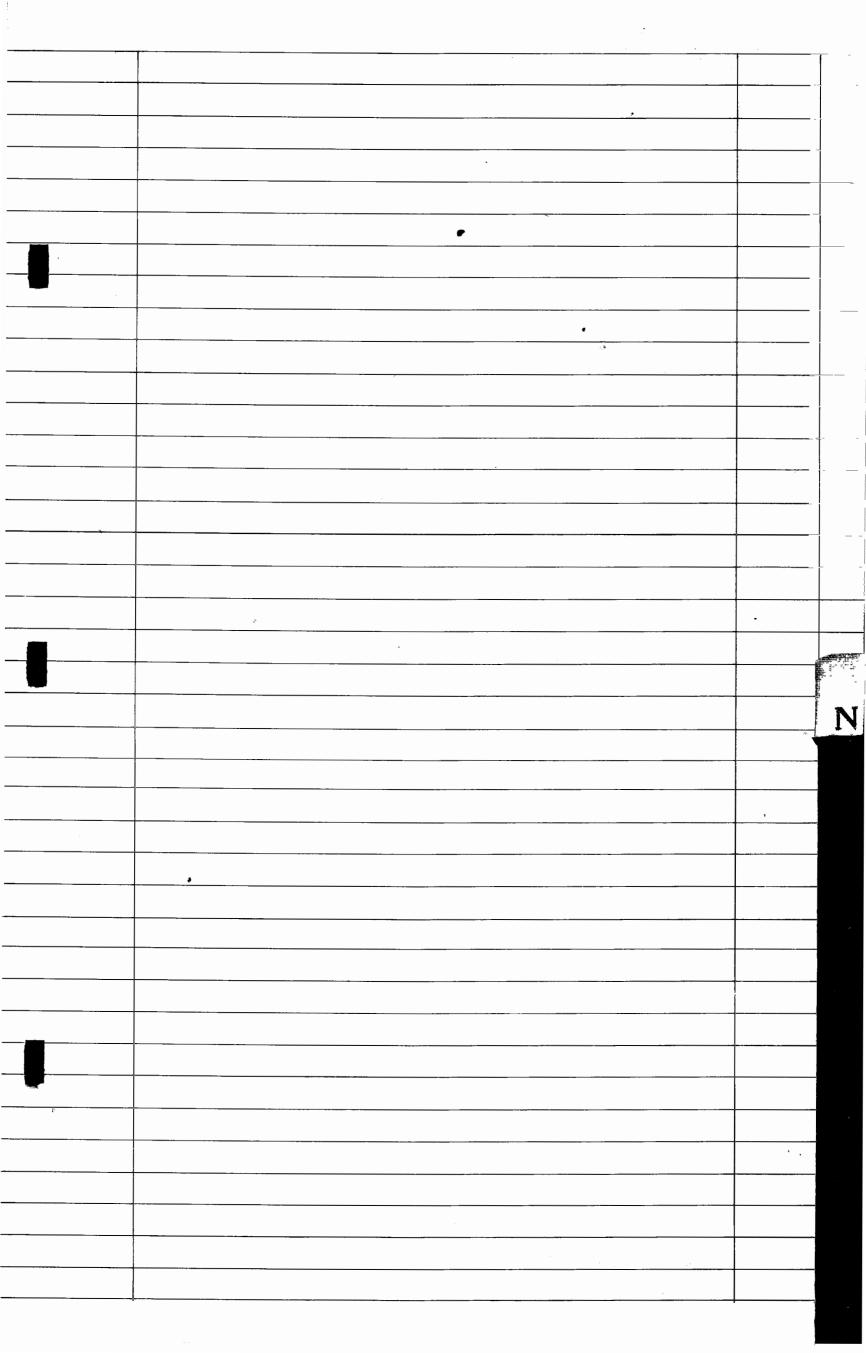


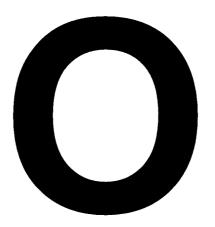


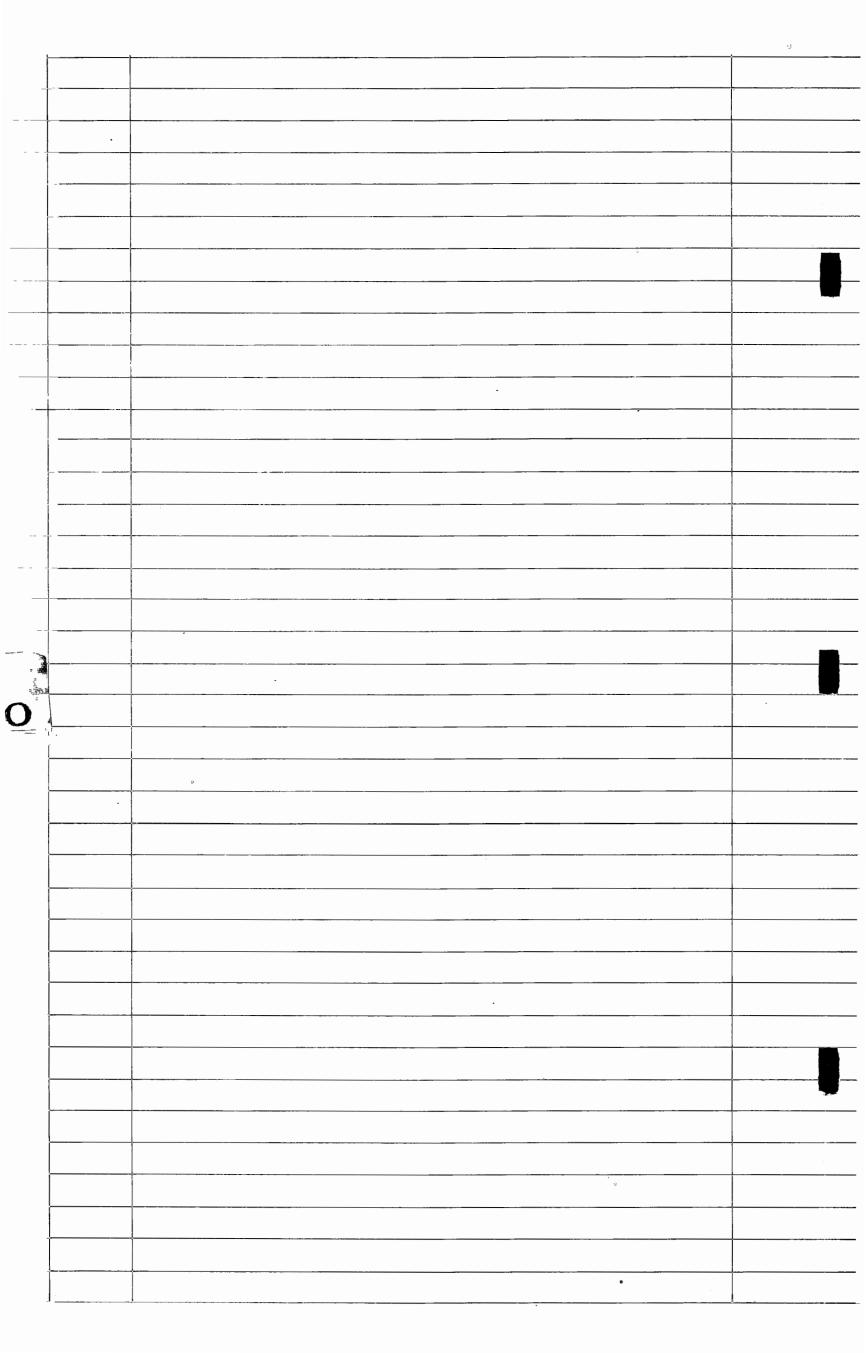


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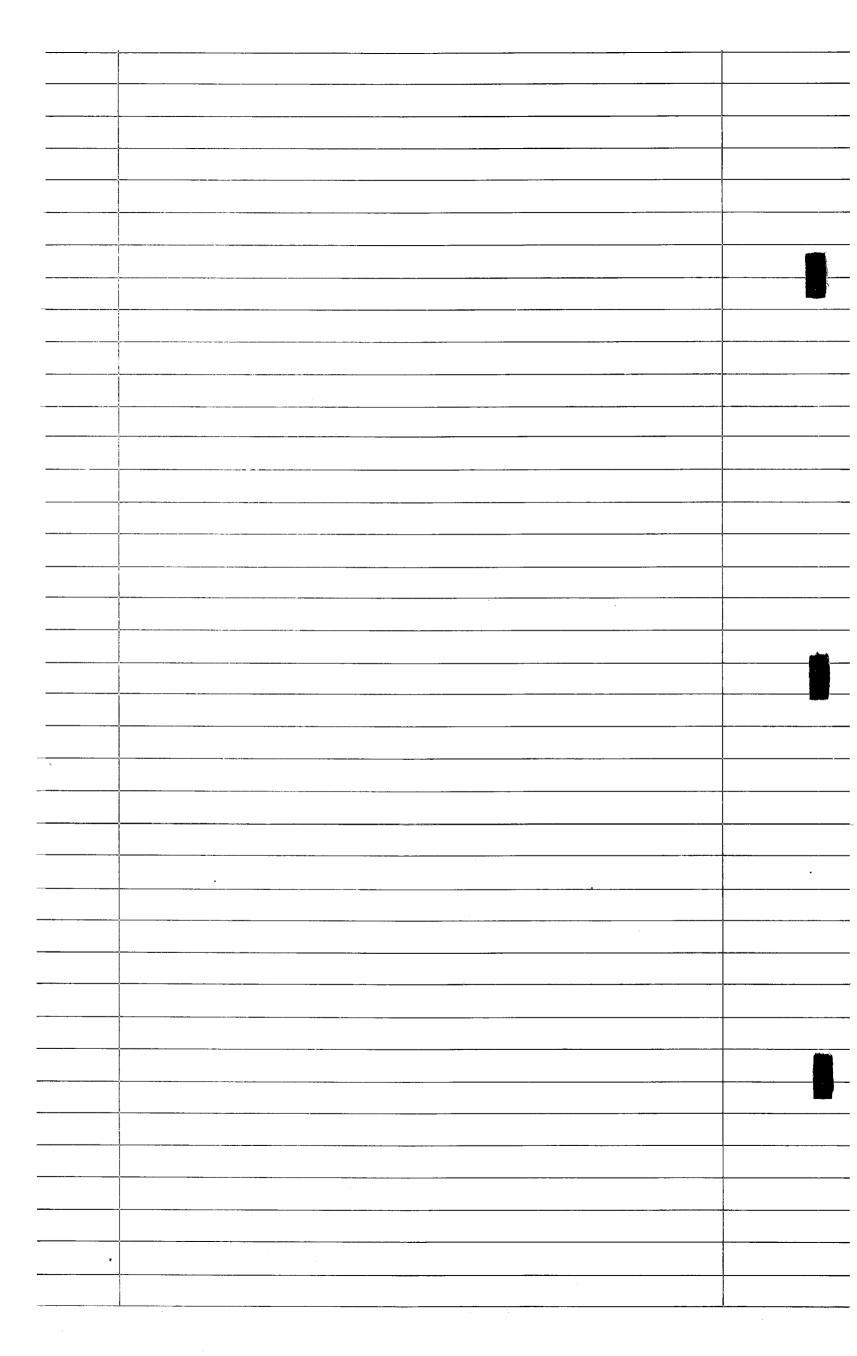


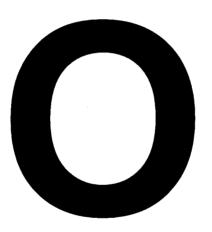


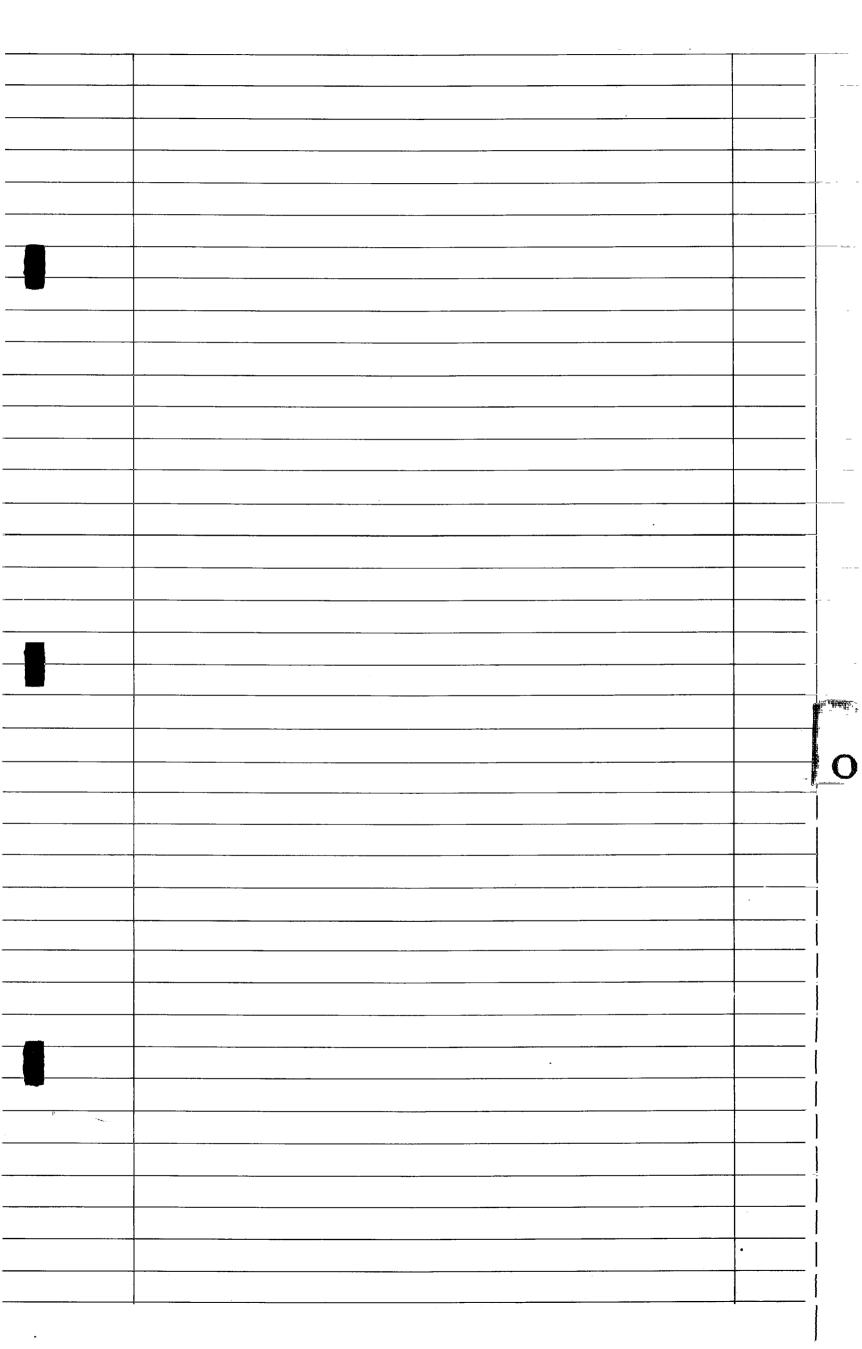
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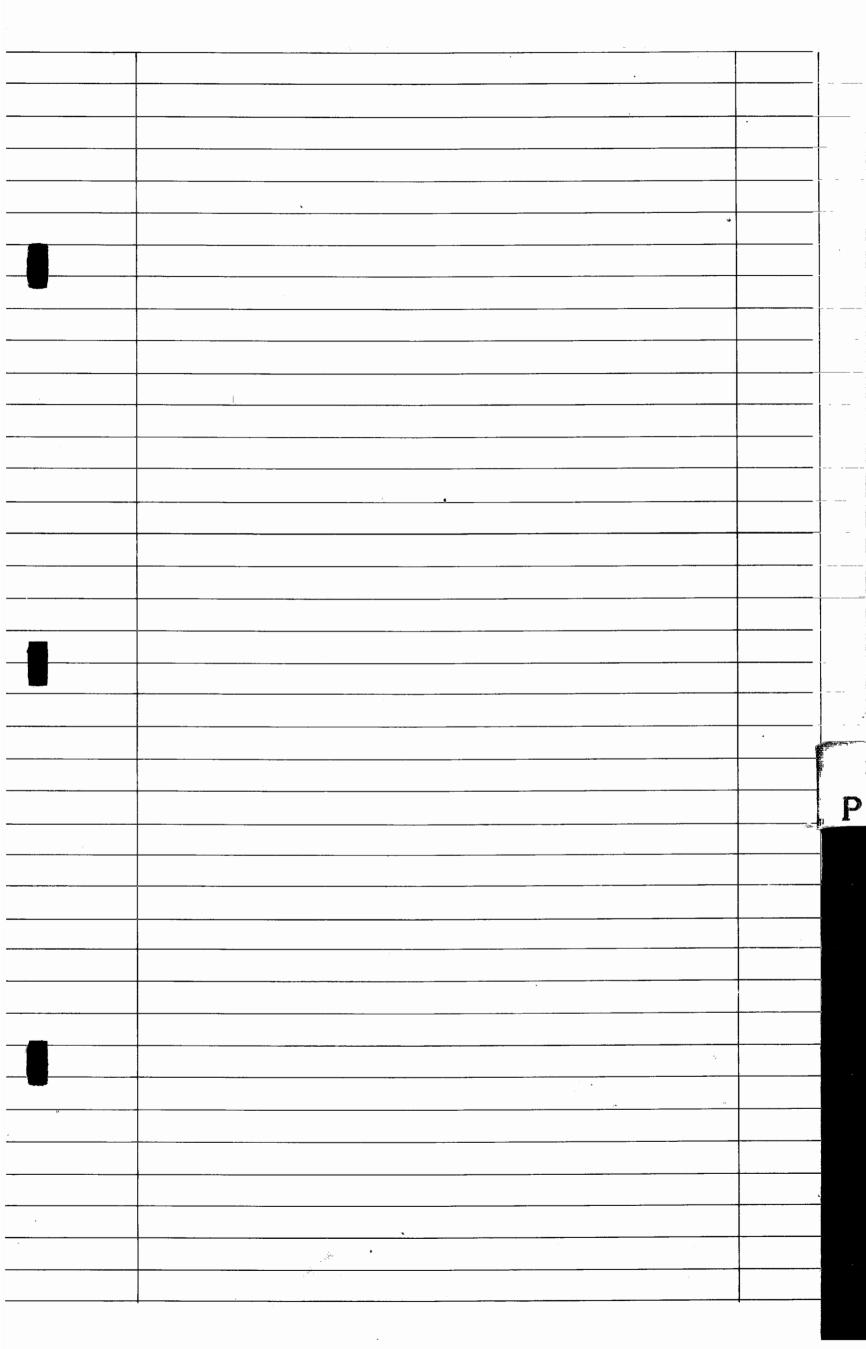
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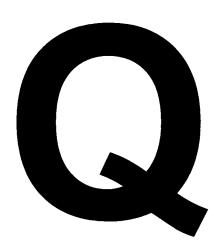
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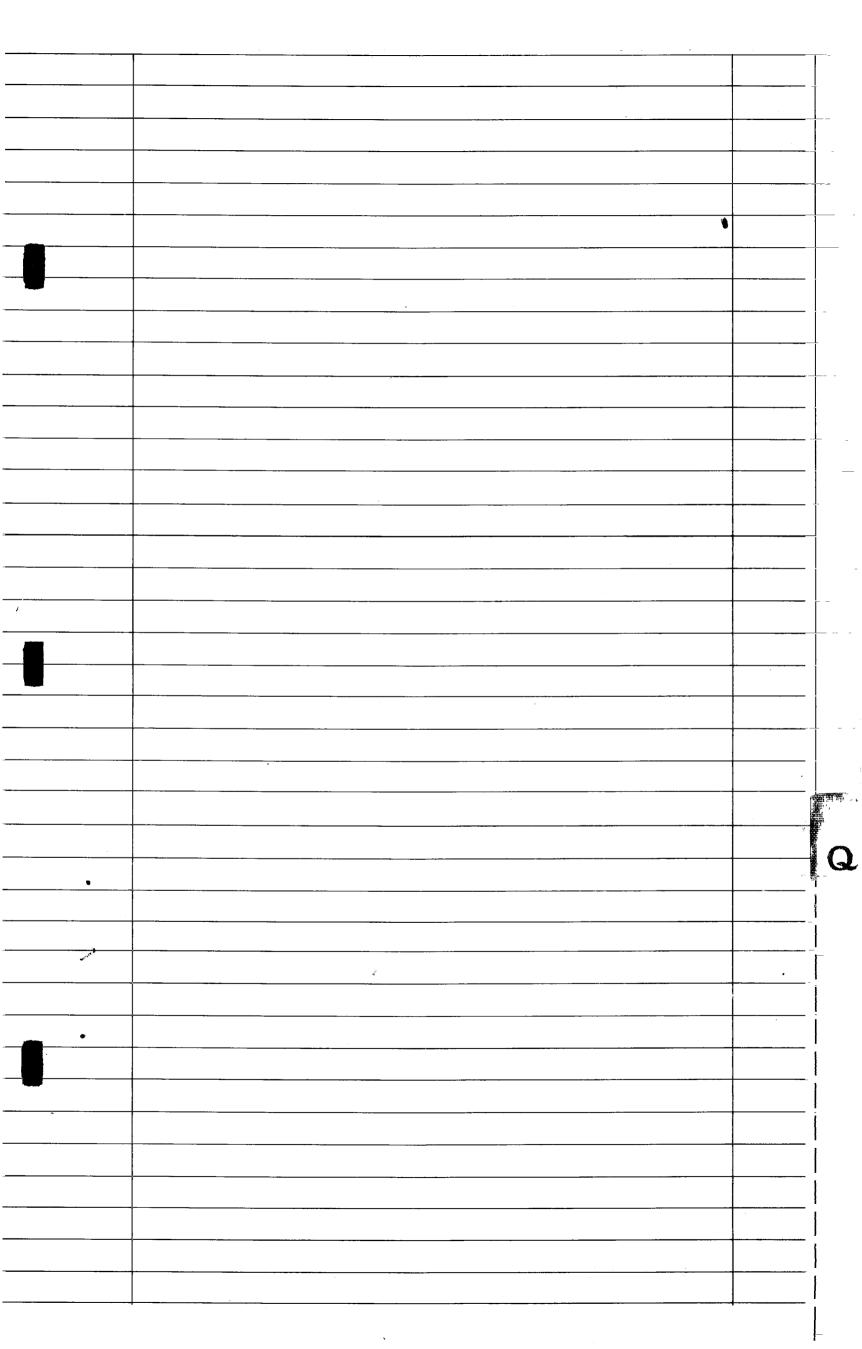
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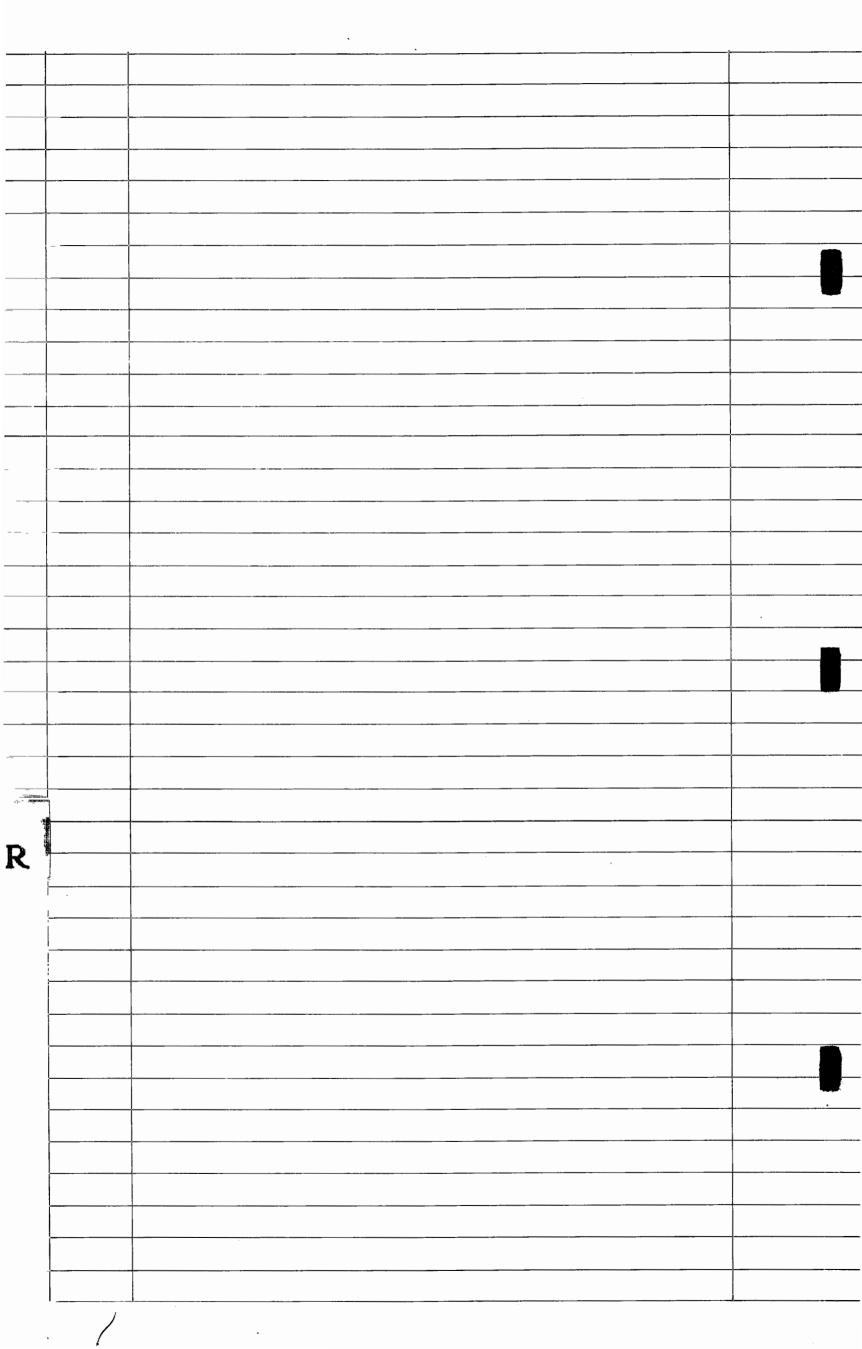
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179 Report of rates by Mr Harness for Bleasantriew Rest Home Report by Mr. Martin on It Joe Ind, intersection Report of absenter's at Co. Harage for week ending 11/18/74 absenter report of Co Marage employees for week ending 11/25/24 2/6 absentee report of Co. Varage emp. week ending 12/2/74 absentee uport of Co Garage employees ending 12/9/14 Report of sent breakdown on Civic Center Compley 12/14/14 absentee report of Co. Garage employees, week ending 12/16/74 230 Deport wanted on Mileage of county roads-committee formed. 239 absente, report of Co Sarage employees - week ending 12/23/74 246 Report by M. Hotz on new voting machines being clecked + computers stored. 246 alsentee report of Co. Sarage employees-week ending 12/31/74 247 Report of money to be encumbered for bills made in 1974 260 Report by Mr. Hainess on SSI being discontinued -276 264 absentee report of Garage employees for weeks ending land 275 (Kepnt of My. Leo Weiss on drillings & recommendations on Eichoff Rd. 275 Report of Building Commissioners permits issued for 1974 290 Report of City & Country mileage for 1974. 290 Report of traffic Engineering for 1974. 291 (Report by Mussneyer on Burkhardt, + rail on Columbia - Delaunce 295 Volunteer action Report 297 Report of absentees for Co. Garage - week ending 1/27/75 305 Report by Sam Biggerstaff on cross section for St. Joe are 307 Report of absentee's at Country Darage-week ending 2/3/75 Report on auditorium Carping Lot. Report by Mr. Harness on SSI benefits being cut off from Cleasantrien Report by my martin on various road repairs 3 35 Report of absentees of Co Garage employees forweek ending 3/18/15. 340 Report of absentees of Co Yarage amployees for week ending 2/24/15 363 Report by Mu Hainers on meeting (utilization of Medical serve on patients 370 Report of absentees at County Yarage for week ending 3/24/75. 626 Report lyM Subeling on applission of Co. Harage

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Report of absenties if to Hange for week ending 1/22/25 Keport Syll Subebing on Eastveir Ls. + Wimberg Re 614 Report by Jack Harness on home inspects 614 Seport by Jack Siebeking on St peace, after lain 624 Absenter report on Co Huy Employer week ending 10/6/15 Report by M. Siebeking on Old Handerson Bd. Vialuet Report by mr Edwards on C. E. T. A. Funds Report by M Crooks on property on spry Rd not finished - 653 absenter Report of Co. Hwy Employees - week ending 10/27/75 (Keport by My Ciroles on drainage on Martins Lane. Request permit-son Report on absentees of Co Yarage for week ending 11/3/75 Keport from Charles Say of Evansville Concrete Co one wasts he will use in hauling Report by Mr. Sudwick on Co Roads being repower Report of absenter Report for emp. at Co. Huy Degat. Report of absentees of employees at Co. Harage week ending 11/24/25 Seport from Galph Green County. Co- German top. water Dist. Report of absentees-Employees at Co Huy Slept Report by Jack Siebebing on problems on Mahrenho Report of absenters at Co. Younge - week anding 12/15/75 (Leport by Mrs. Crooks on I pavels that were triple clean on Seport by M Crooks on Contract of P+ H for Callarge addition Report by Jack Hainers on letter from Fire Mushal on +7/6 Report by Jack Siebeberry on condition of Detroy Road Peppet by Subspiring on absenters of the Co. Hury . Haray Geport by M. Kussneyer on Houper Dital 723 Report of absenter Co Huy Empfor week ending 12/29/75

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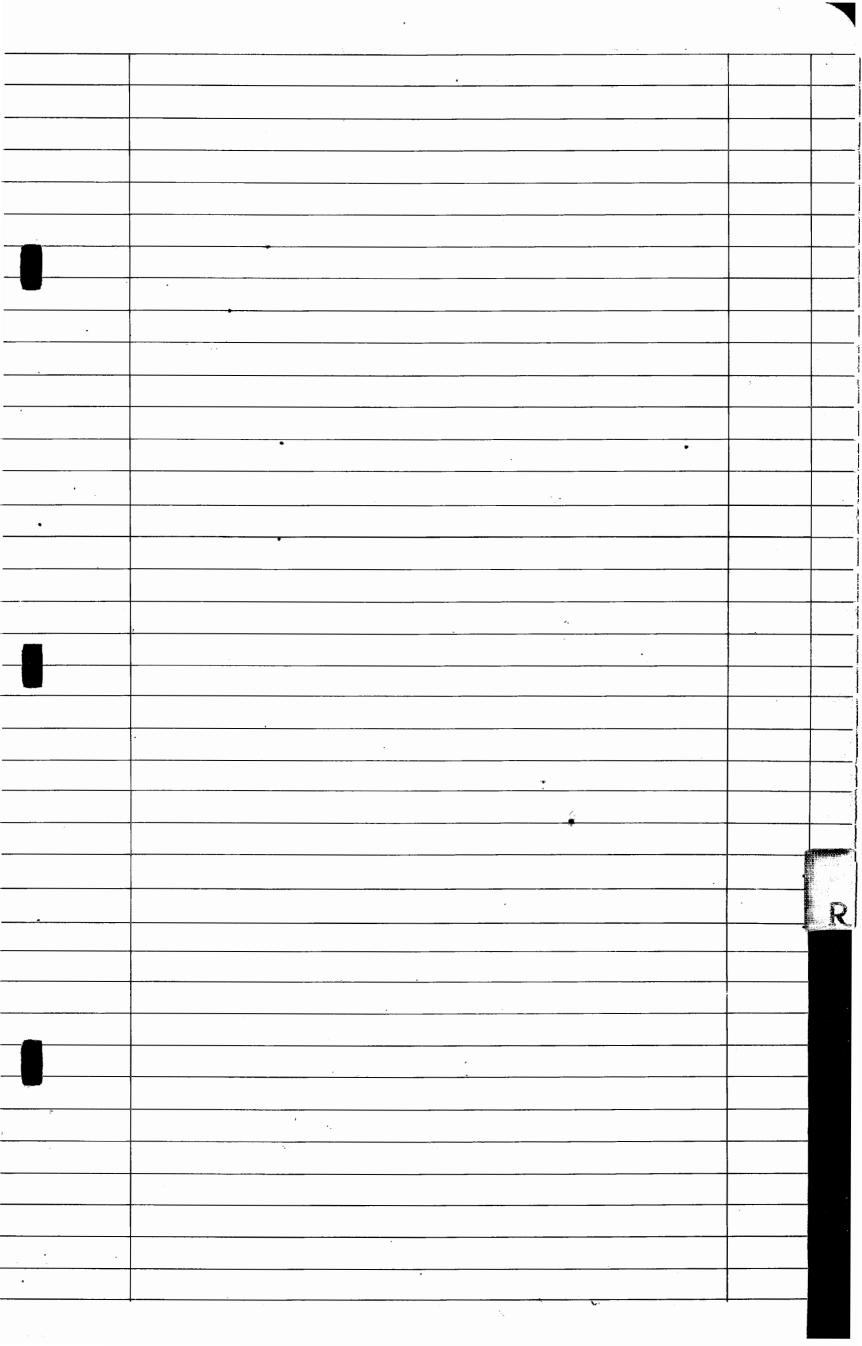
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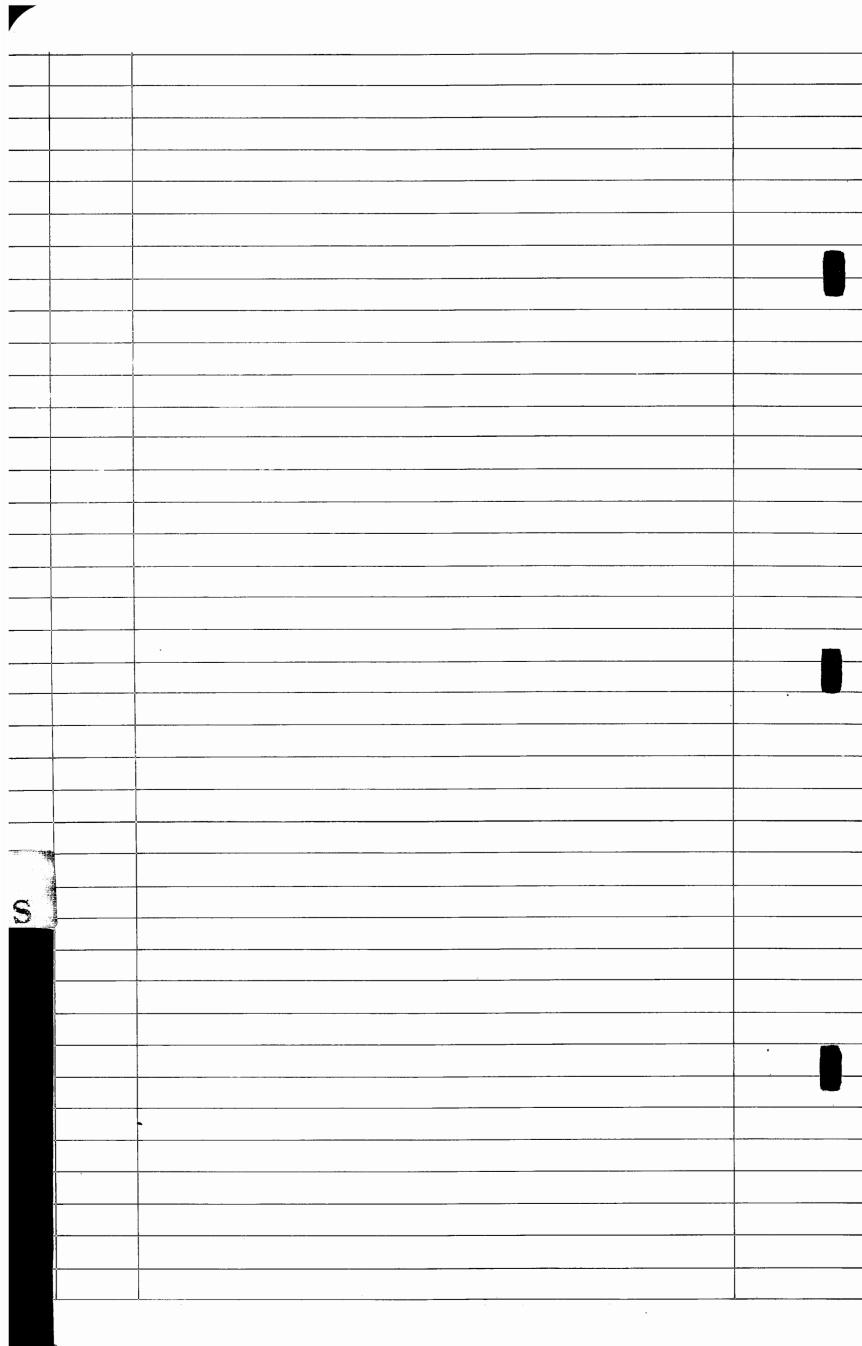
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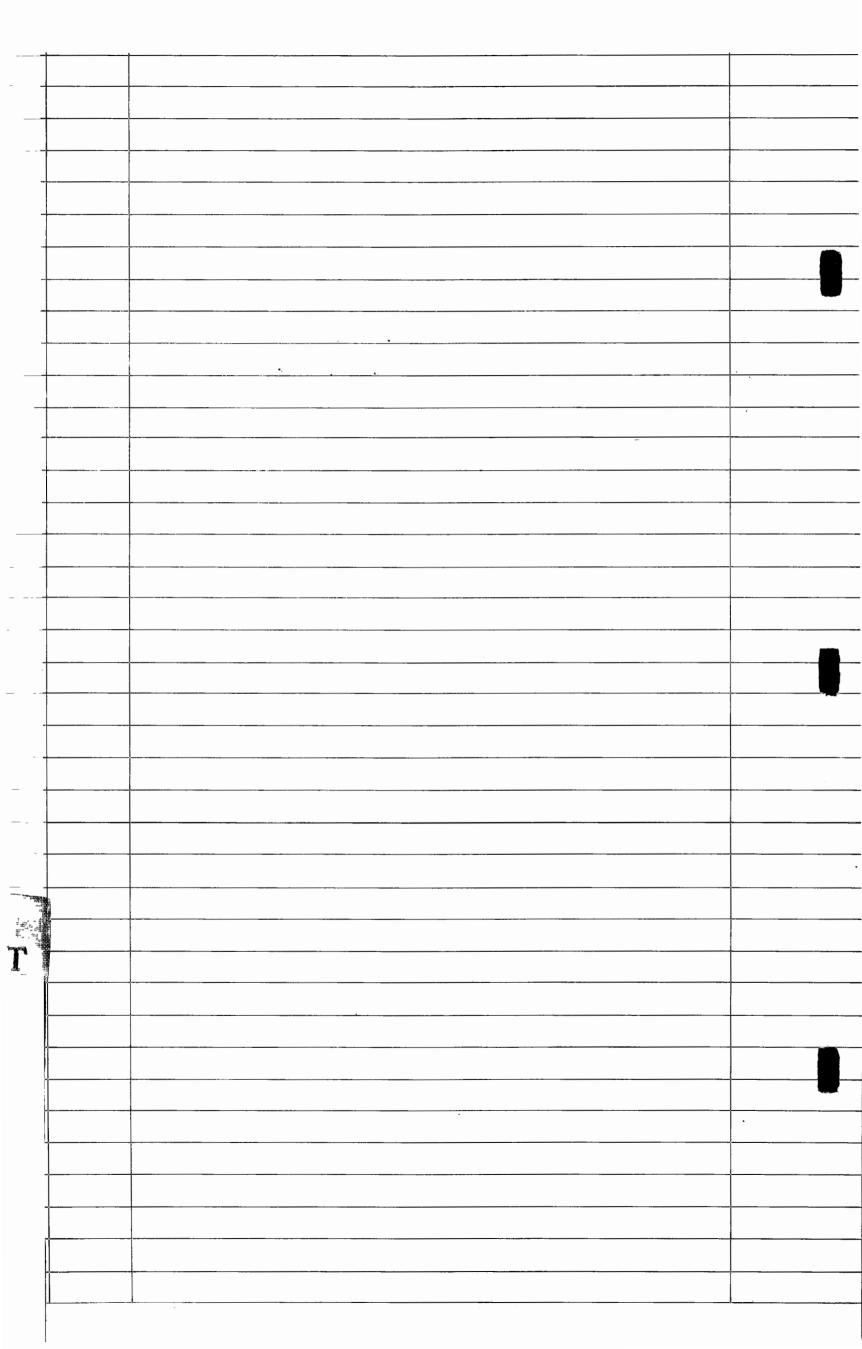




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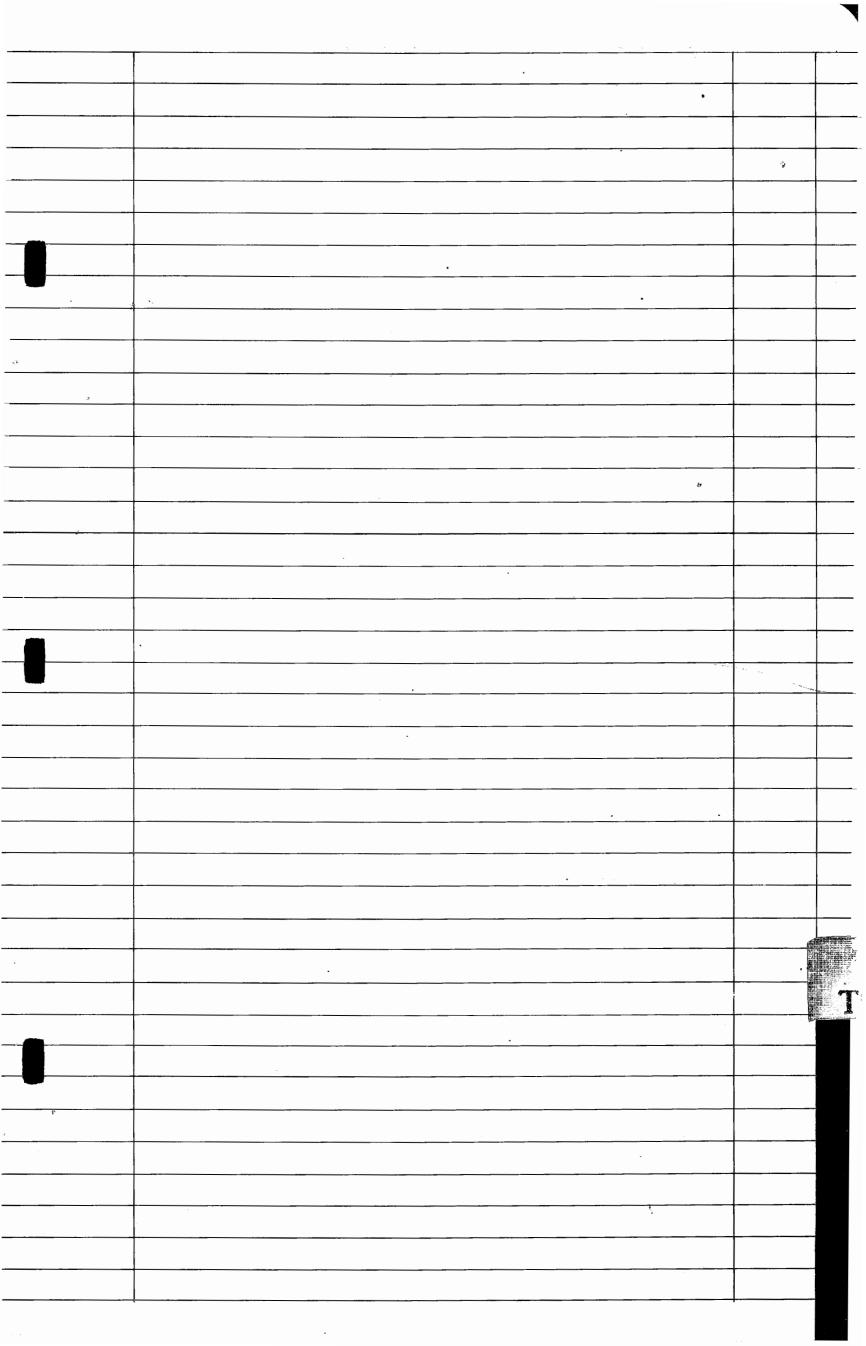
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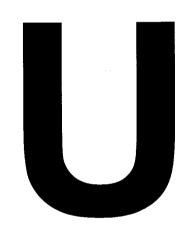
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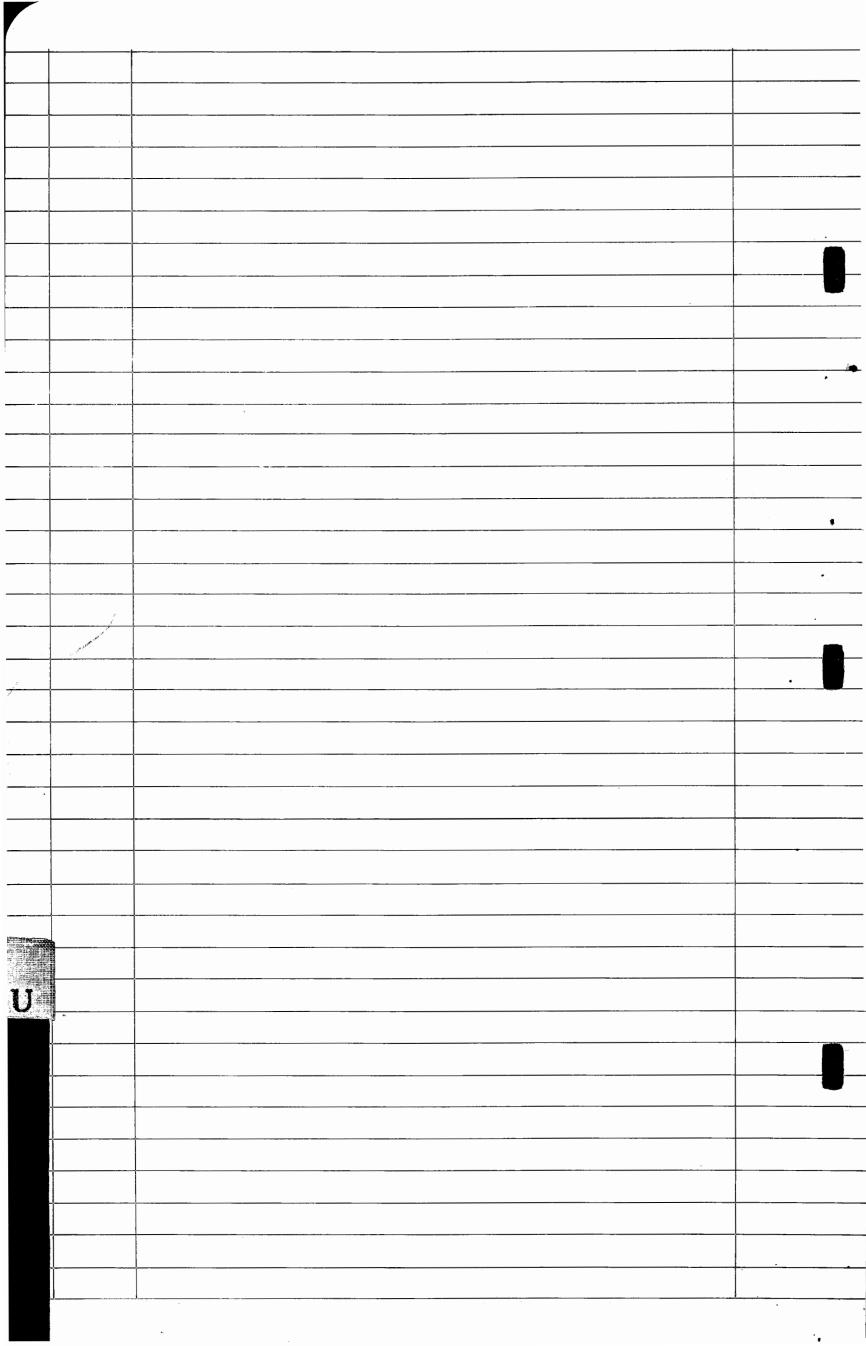


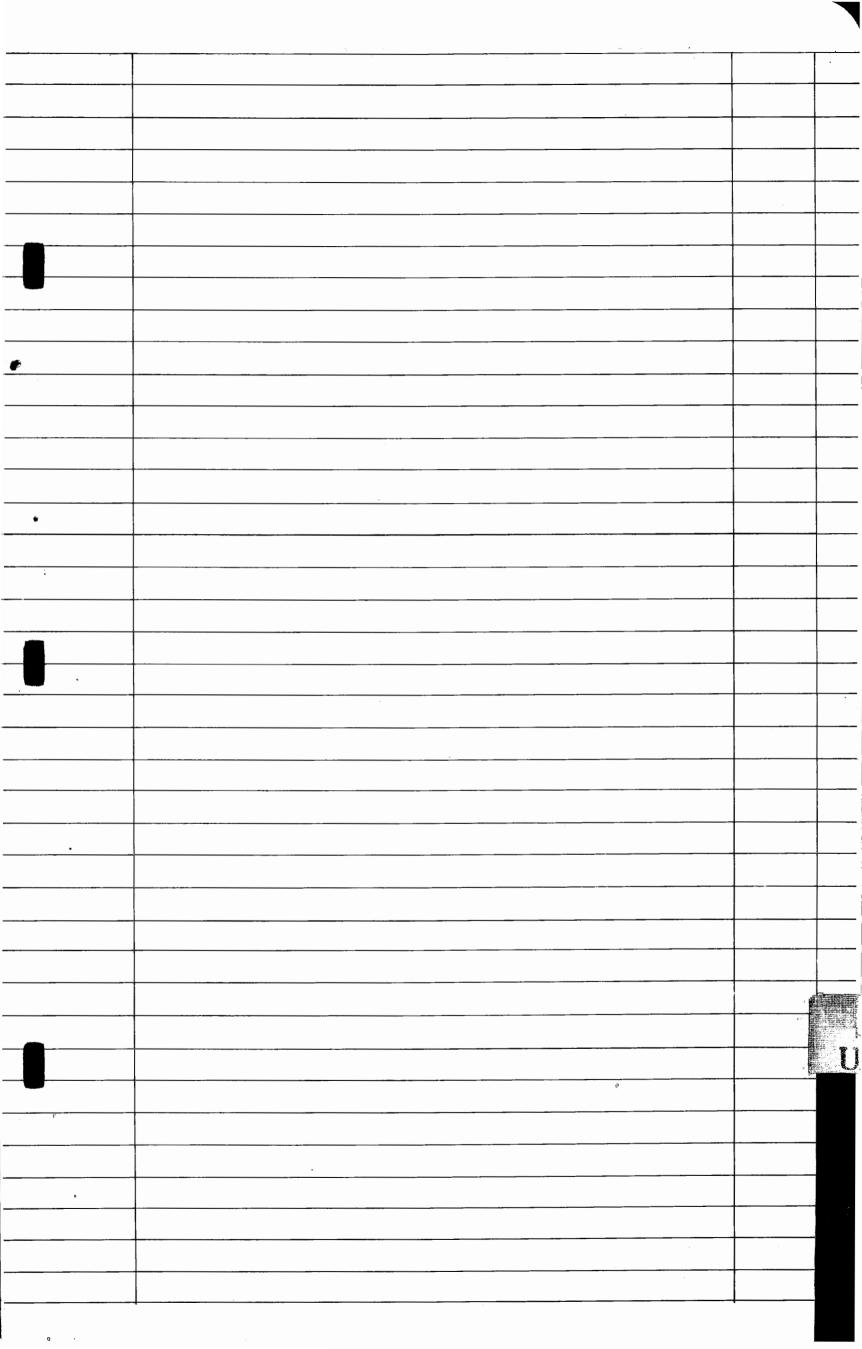
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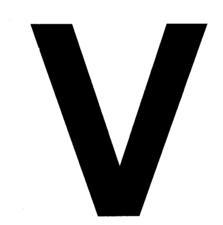
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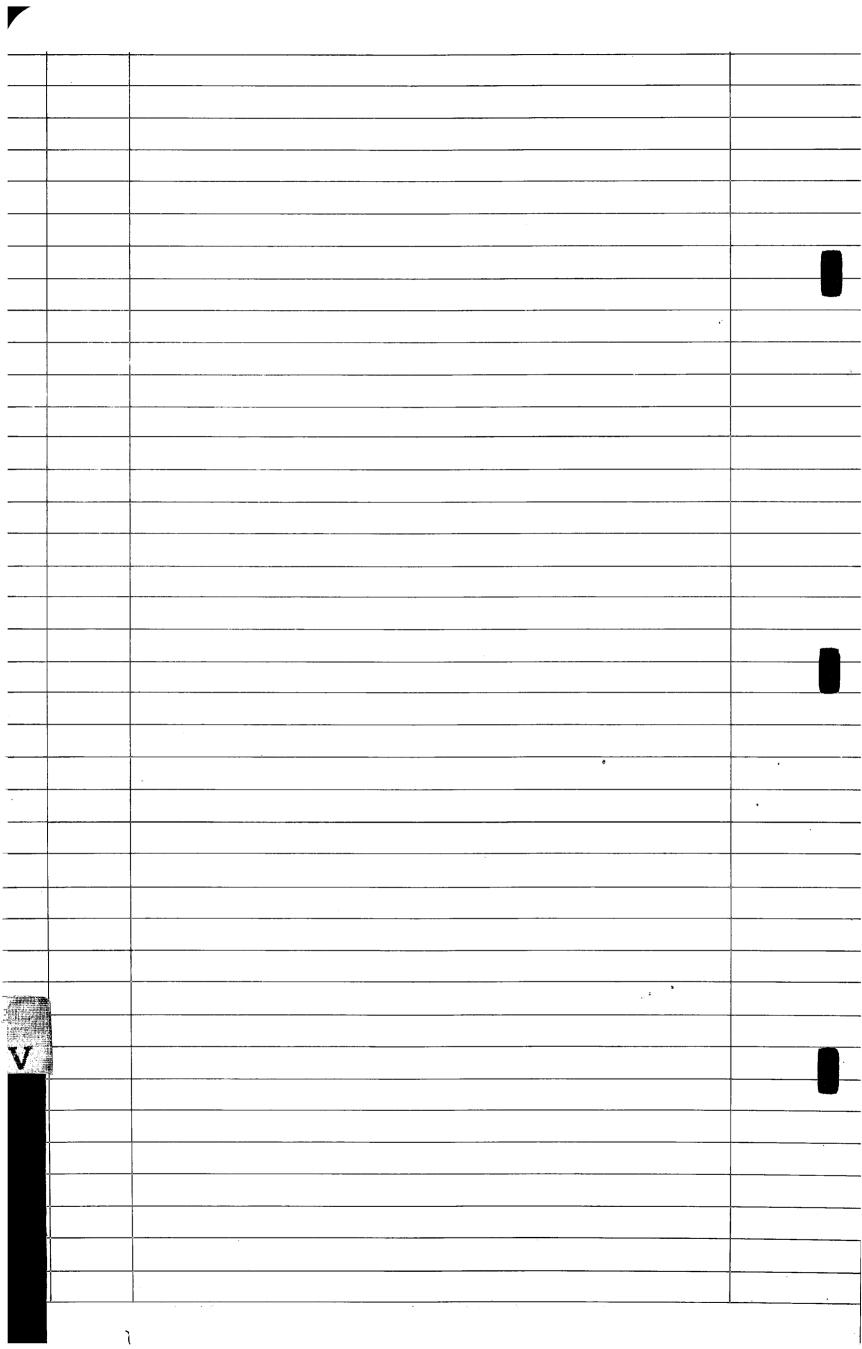






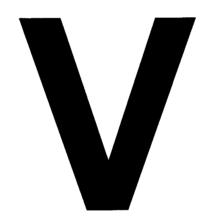


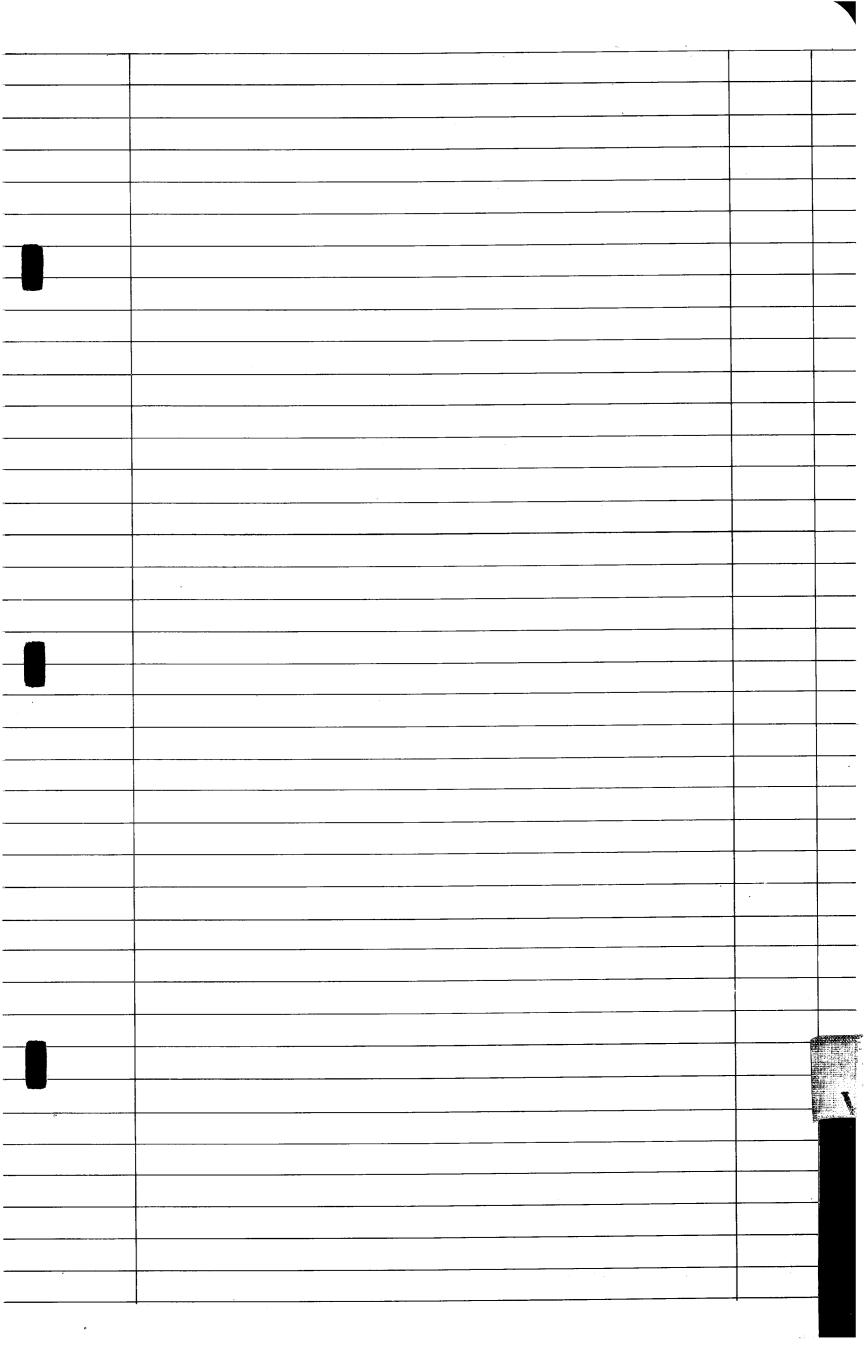


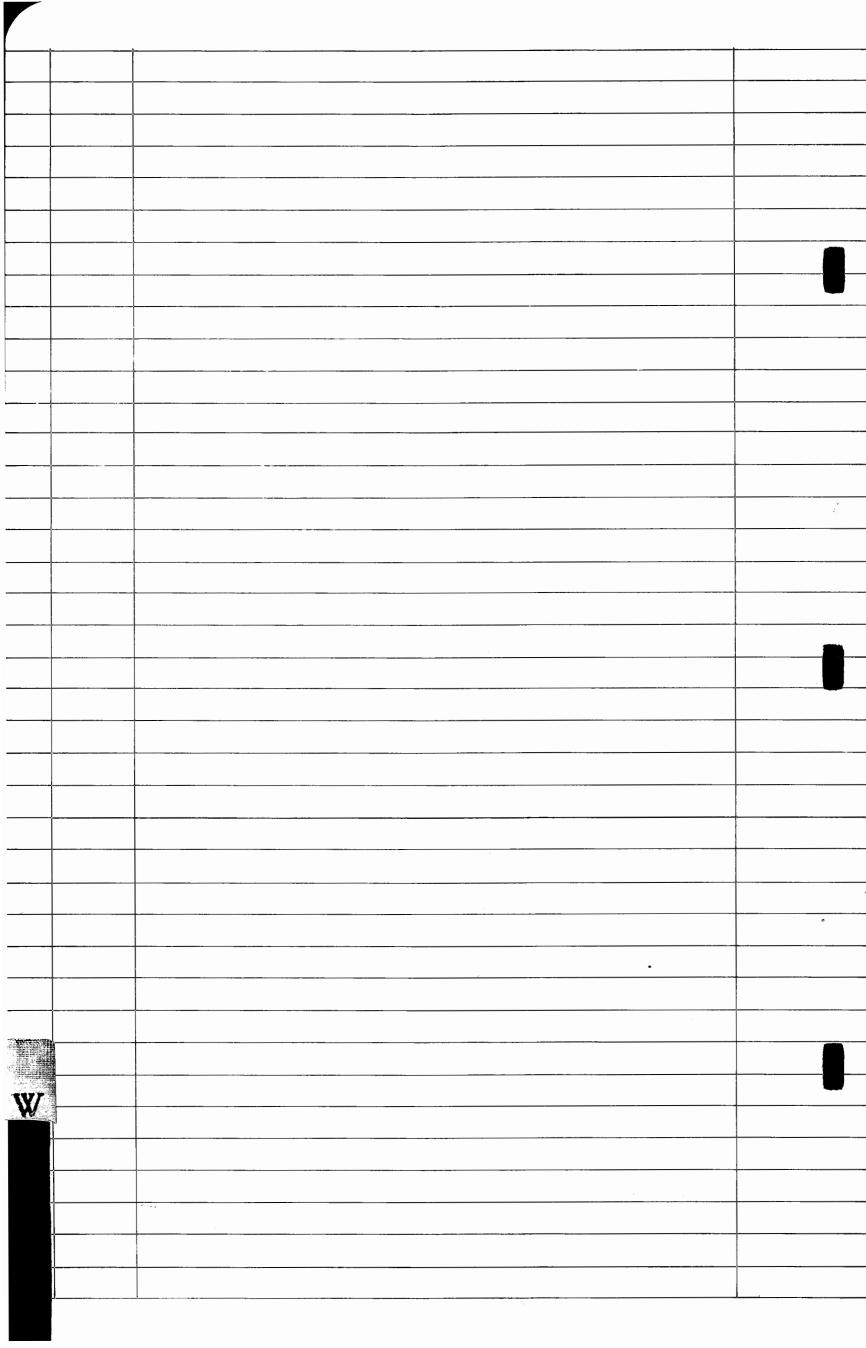


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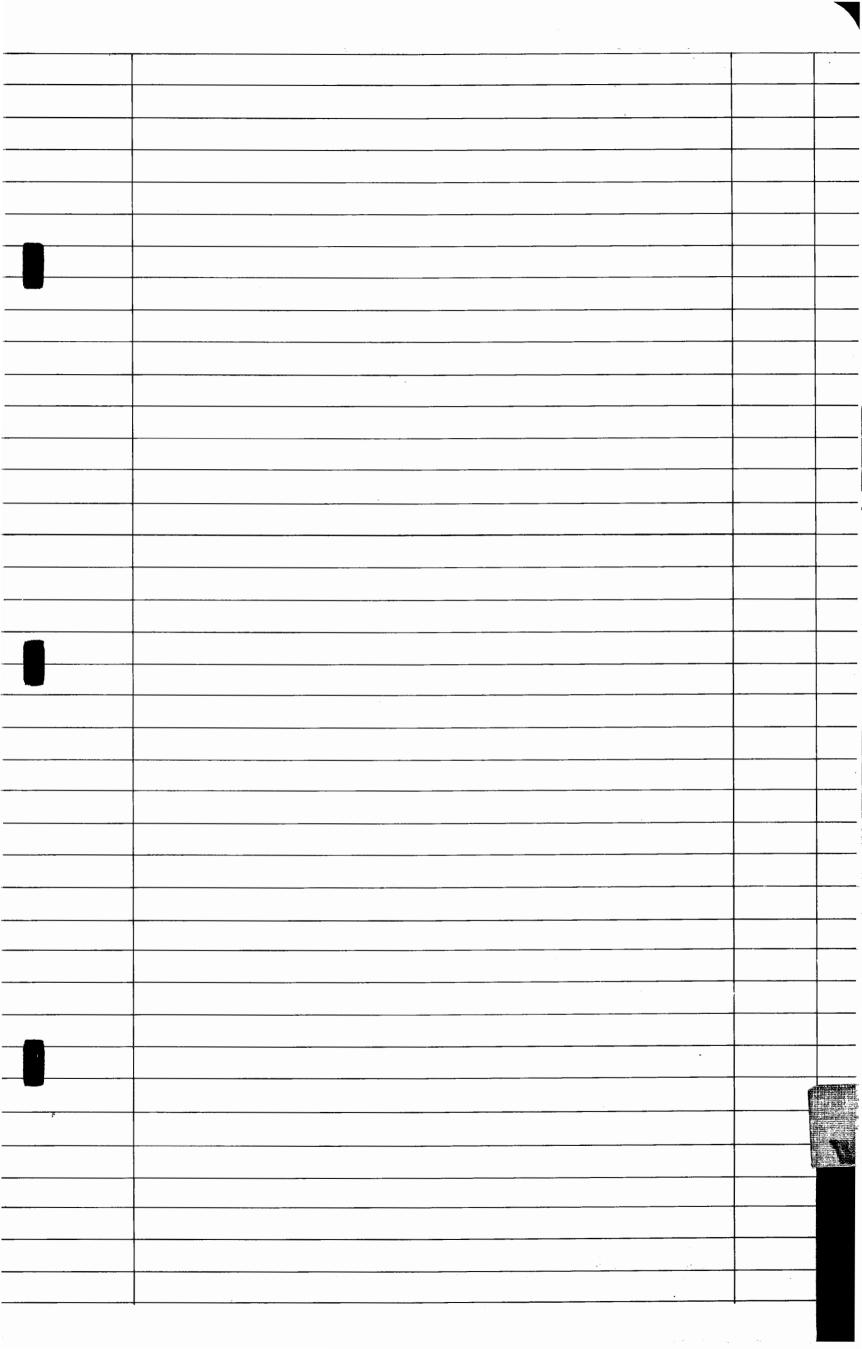
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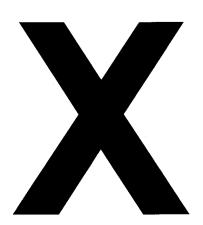


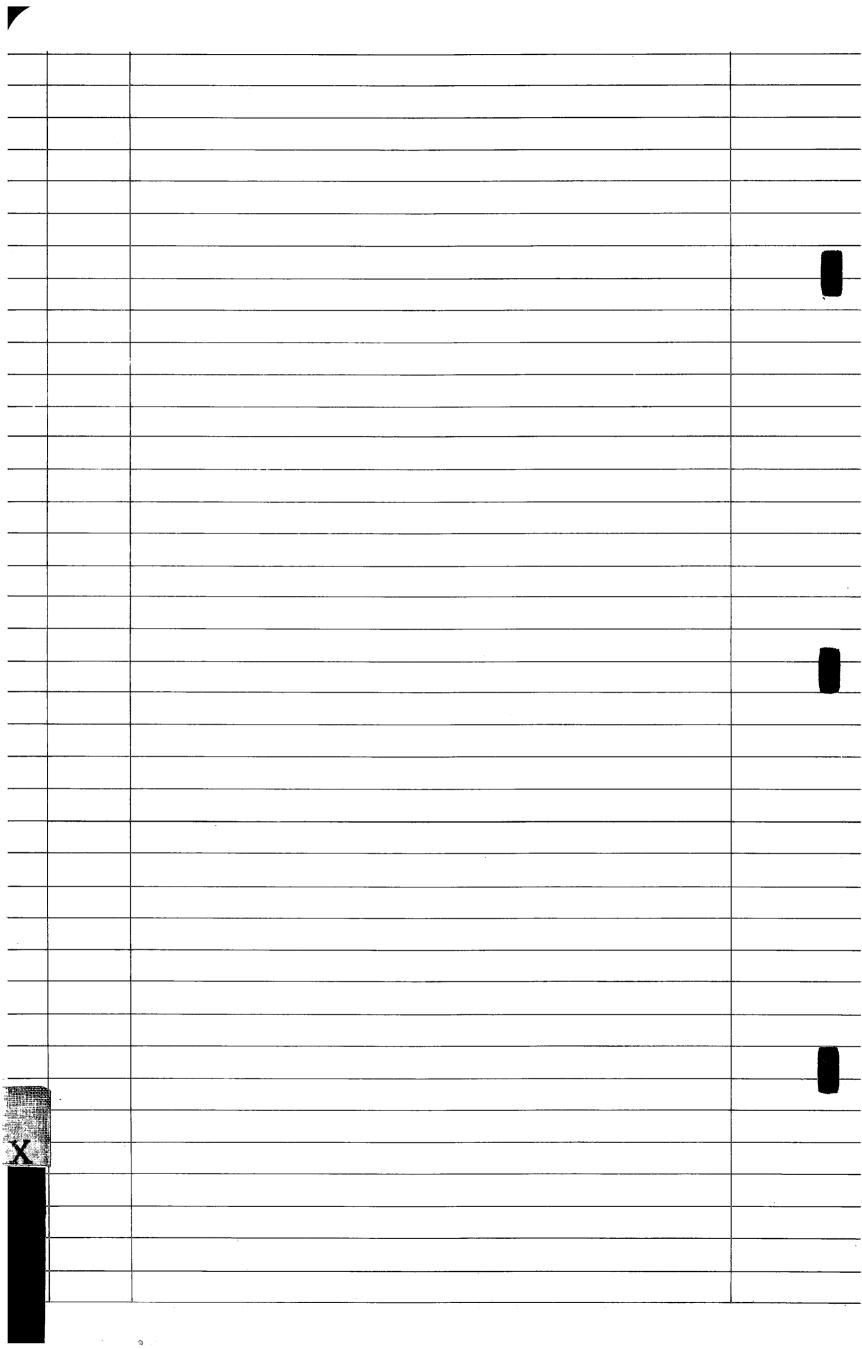


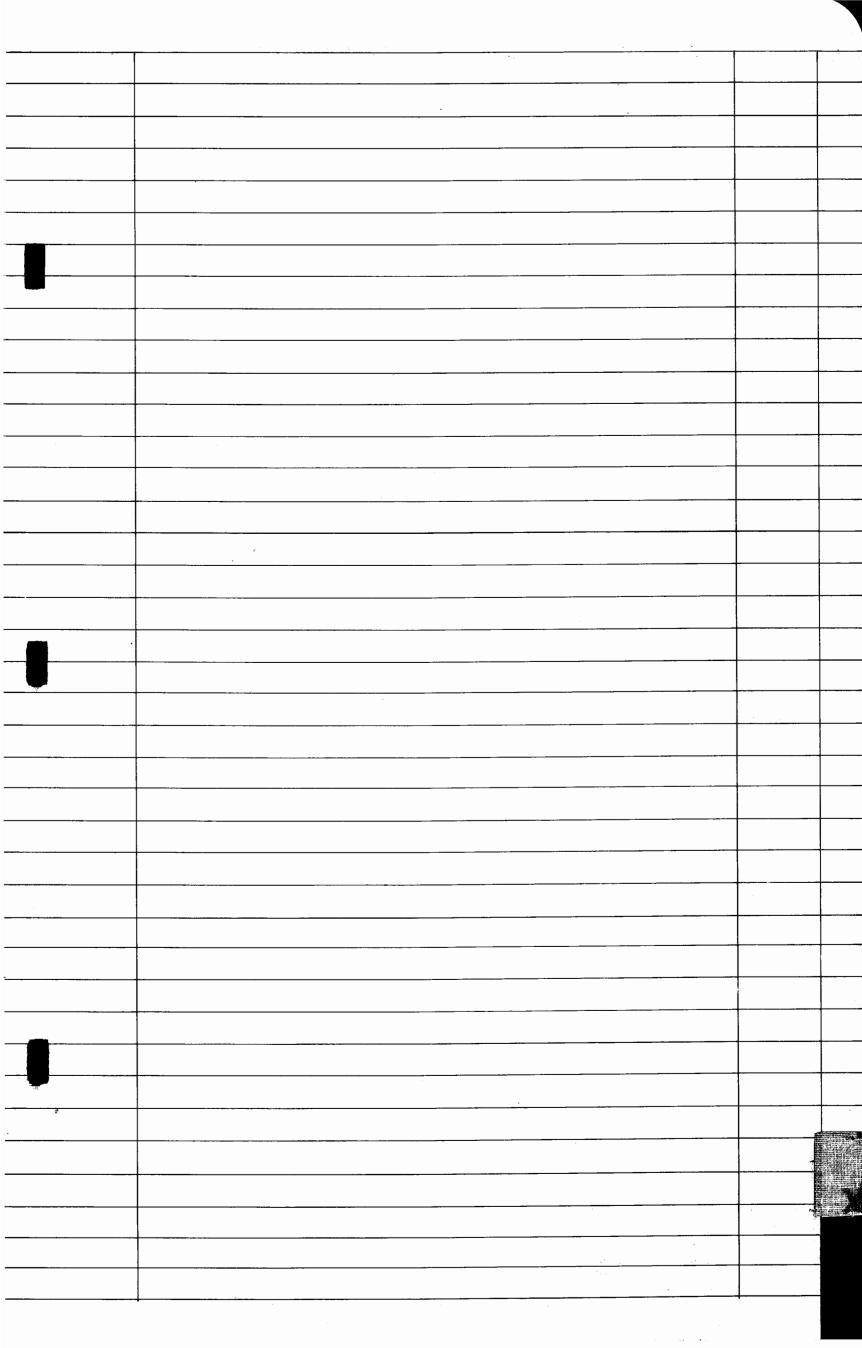


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190 Youth appreciation Week starting nov 12, 1974 478 Youth employment program papers submitted 666 Youth appreciation week starting nov 10, 1975 . Y ** 1.

COUNTY COMMISSIONERS MEETING JUNE 3, 1974

The meeting of the County Commissioners was held on Monday, June 3, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

The meeting was opened by Deputy Sheriff, Terry Hayes, this being the first meeting of the month.

RE: EMPLOYMENT CHANGES APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Max E. Lamar Jr. 3201 Tremont Rd. H.E.O. \$3.718 Per Hr. Eff: 5/28/74 William Roland Fr. 5111 Nolan Ave. Tk. Driver 3.40 Per Hr. Eff: 6/3/74 John W. Pfettscher 213 E. Oregon Laborer 3.297 Per Hr. Eff: 6/3/74 Toby Martinez 1316 Gavitt St. Tk. Driver 3.49 Per Hr. Eff: 6/3/74 Howard G. Fink 2507 E. Gum St. Tk. Driver 3.40 Per Hr. Eff: 5/29/74

CLERK OF THE CIRCUIT COURT

Thelma M. Raley 9001 Petersburgh Cashier \$224.00 Se. Mo. Eff: 6/1/74 Bertha A. Greubel 3017 Ridgetop Dr. Dep. Clerk \$214.00 Se. Mo. Eff: 6/1/74

VANDERBURGH COUNTY COMMISSIONERS

Helen Hagensieker 1609 Madison Part time Secretary \$2.50 Hr. Eff: 6/1/74

PLEASANTVIEW REST HOME

Rosie M. Jost R.R.4 Kremer Rd. Aide \$1.90 Per Hr. Eff: 5/29/74

RE: EMPLOYMENT CHANGES....RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Loren A. McBride 1801 S. New York Laborer \$3.297 Per Hr. Eff: 5/10/74 Michael O. Capps 1401 Laubscher Rd. Laborer \$3.297 Per Hr. Eff: 5/24/74 Thomas Griffin 5312 Middle Mt. Vernon Tk. Driver \$3.40 Per Hr. Eff: 5/21/74

VANDERBURGH SUPERIOR COURT

Martha E. Cron Clerical Assistant \$5,296.10 Yr. Eff: 5/31/74

CLERK OF THE CIRCUIT COURT

Bertha A. Greubel 3017 Ridgetop Dr. Cashier \$224.00 Se. Mo. Eff: 6/1/74 Geneice Newman 1809 Pollack Ave. Dep. Clk. \$214.00 Se. Mo. Eff: 6/1/74

PLEASANTVIEW REST HOME

Sharon Kuhr 1220 Richland Ave. Aide \$1.90 Per Hr. Eff: 5/23/74

RE: COUNTY OWNED SURPLUS PROPERTY

Mrs. Lucy B. Garrett bid \$300.00 for parcel 24-46-3, 657 E. Cherry Street, Gordons Addition - Lot 3 - Blk. 3, and said her husband's name is Ernest B. Garrett. The appraised value of this lot is \$625.00.

Mrs. Garrett's address is 659 E. Cherry Street and her Phone Number is 423-6122.

Commissioner Willner moved that the bid of \$300.00 be accepted and that the parcel be sold to the Garrett's. Commissioner Ossenberg seconded the motion. So ordered.

County Attorney Stephens reminded Mrs. Garrett that the sale would include any liens that might be against the property, that she can check it out and let him know, for sure, if she wants it and he will prepare the deed.

There being no further bids, the sale will continue.

Commissioner Schaad said that a letter was received from the Zoning Administrator of the Area Planning Commission, last week, stating that a complaint had been filed with their office on a reported violation of county-owned property at 301 and 305 Cass Avenue which had debris and high weeds on it and it was questioned as to why these parcels weren't included on the list of the county-owned surplus property.

After checking it was found that these properties were bid into the county last December so the County can't take them over until December of 1974.

This matter was referred to Mr. Hotz since the responsibility is that of the county, to take care of these lots and they will have to be cleaned up.

RE: OPENING OF BIDS FOR RESURFACING OF COUNTY ROADS

Bids were received for the resurfacing of the following roads:

- 1. Old Boonville Hwy.-Greenriver Road to County Line, 3.9 miles long, 18' wide.
- 2. Millersburgh Rd. From Oak Hill Rd. to Greenriver Road, 1.0 miles long, 18' wide.
- 3. Kansas Road from State Road 57 to Greenriver Road, 1.0 miles long, 18' wide.
- 4. Old 460, Koring Road to County Line Road, 3.4 miles long, 22' wide.
- 5. Hogue Road Eichoff Road to City Limits, 3.4 miles long, 18' wide.
- 6. Schutte Road State Road 62 to Broadway Ave. 1.4 miles long, 18' wide.
- 7. Mt. Pleasant Road from Darmstadt Road to Old State Road, 1.0 miles, 18' wide.

The bids were received from the following:

Midwest Construction Materials Inc.....\$ 316,607.64 Feigel Construction Co.....\$ 308,576.54

Engineer's Estimate is \$318,312.50

These bids were referred to Mr. Nussmeyer for recommendation and to check on the money available and if he finds that he is a little short, he will have to go before County Council.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received from CNA Insurance, on Insured, George D. Woods Co. Inc., a Paint Contractor.
Certificate of Insurance noted as being received and filed.

RE:INTER DEPARTMENT CORRESPONDENCE

The following letter was received by the County Commissioners, from Mr. John F. Gaither, the City Controller:

The State of Indiana Department of Revenue has issued a revised Circular WH-10 dated May 15, 1974 addressed to all units of government and political subdivisions.

IC 6-2-1-22 (h) provides that all taxing districts and political subdivisions must file with the Indiana Department of Revenue a report of all construction contracts within 30 days after the contract has been signed by such unit of government. A copy of the memorandum and the corresponding form is attached for your information.

A copy of the report filed with the Department of Revenue should be submitted to the Controller's Office to the Director of Fiscal Control, Mrs. Doris Dauble.

This letter was referred to Mr. Volpe, to draw the matter to his attention.

RE: CONTRACTORS BOND FOR SUPPLIES

A letter was received from J. H. Rudolph & Co. Inc. stating that they have enclosed two Contractor's Bonds for Supplies as requested by the contract for the furnishing of Bituminous Material, for the county, for the year of 1974.

The bonds to be filed with their contract in the Auditor's office.

Commissioner Ossenberg moved that the Contractors bond be approved subject to the proper amount of the bond. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FROM ROCKFORD MAP PUBLISHERS INC.

A letter was received last week, from Rockford Map Publishers, Inc. requesting that the Commissioners give their permission for the use of the equipment and the labor involved to obtain the names and addresses of all residents in Vanderburgh County.

The Commissioners, at that time, requested that a representative of Rockford Map Publishers, Inc. be present at today's meeting to discuss this matter.

Mr. Earl McLaughlin, a Research Man for the Rockford Map Publishers, appeared before the Commissioners and explained that Vanderburgh County has been selected for this research project and the reason for the project is to find out the need for a plat book as well as the desire.

He said one group of County Commissioners out of four, was a bit skeptical about letting these names and addresses out for the reason that they thought this would be infringing on the individuals rights of privacy.

Mr. McLaughlin said it is in no way, a suggestion or a request for the individual to buy a plat book, that it is just a few simple questions for them to answer, such as, of what use would they find a plat book, if they find their property correctly on the maps. etc.

Mr. McLaughlin said their plat books contain plat maps of cities, subdivisions, Incorporated cities, villages and each piece of property over five acres are drawn in on the maps. He said that all he needs is the names and addresses.

Commissioner Willner said that he understands it, the County Auditor will not let anyone come in and use the addressograph plate without his assistance.

Mr. McLaughlin said that he understood that the lady that does the addressograph work was to do this work and they would pay her expenses for doing it on her own time, of an evening and it would only take a few evenings.

Commissioner Ossenberg brought up the question of whether this work would interfere with the work that will be done by the Registration Office.

Mr. John said that he didn't think it would interfere with their work at the present time but that they would have to check on this.

Commissioner Ossenberg said that he understands there are from 28,000 to 30,000 names that have to be purged from the registration lists.

After checking, it was found that there would be no conflict with the work being done at the present time.

Commissioner Ossenberg moved that the Rockford Map Publishers Inc. be given the approval of the Board of County Commissioners to do this work, subject to them working it out with the County Auditor, to have the job done of an evening and the expenses to be paid by the company. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIMS

A claim was received from the City of Evansville for the County's share of Expenditures from January 1 through March 31, 1974 - 21.5% Health Department in the amount of \$16,072.52.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was received from the City of Evansville for the County's share of Expenditures from January 1 through March 31, 1974 - 25% Purchasing in the amount of \$2,506.32.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was received from the City of Evansville for the County's share of expenditures from January 1 through March 31, 1974 - 42% of Weights and Measures in the amount of \$1,516.20.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was received from the City of Evansville for the County's share of expenditures from January 1 through March 31, 1974 - 40% Building Commission in the amount of \$11,359.60.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was received from the City of Evansville for the County's share of expenditures from January 1 through March 31, 1974 - 14% Traffic Engineers in the amount of \$7,353.87.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was received from Brink's Incorporated for services of the Clerk of the Vanderburgh Circuit Court in the amount of \$77.30. Invoice #556806210.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency for credit on WC 4 63 25 05, Workmen's Compensation in the amount of \$3,141.00 and L 6 28 37 17, Comprehensive General Liability in the amount of \$375.00, a total credit of \$3,516.00 Credit.—General Fund.

Commissioner Ossenberg moved that this credit be accepted. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency for credit on WC 4 63 25 05 Workman's Compensation in the amount of \$1,830.00 and L6 28 37 17, Comprehensive General Liability in the amount of \$360.00, a total credit of \$2,190.00 - County Highway Department.

Commissioner Ossenberg moved that this credit be accepted. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Torain Insurance Agency on Washington & Hillcrest Homes for WC 4 63 25 05 - Annual Audit - Workmen's Compensation in the amount of \$101.00.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency on the Welfare Department. On WC 4 63 25 05, Workmen's Compensation, a charge of \$2,129.00 and on L 6 28 37 17, Comprehensive General Liability, Annual Audits, a credit of \$104, making the total of the claim to be paid in the amount of \$2,025.00.

Commissioner Willner moved that this claim be approved for payment. Commissioner Ossemberg seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency on Frank H. Tilford, the Vanderburgh County Treasurer on Bond 175 25 99, 3D Bond \$250,000. Loss inside premises; \$1,000 Loss outside Premises. 3rd yr premium, 3 yr Bond in the amount of \$1,528.00.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency on FDP 1 20 47 05, Public & Institutional Property Form, \$5,331,600. Replacement Cost - \$2,550,528. Actual Cash Value as per schedule filed - 2nd yr premium, 3 yr policy. The charge being in the amount of \$10,002.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Torian Insurance Agency on IMC 00 55 21, Contractors Equipment F1. - \$100,000 Blanket on Hwy Equipment - \$20,000. limit for any 1 item except 1969 Warner Swasey Grad-All for the County Highway Department. The charge is in the amount of \$700.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A form was received by the Commissioners, last week, concerning a Manpower Interlocal Governmental Cooperative agreement of the State of Indiana to develop procedures for program planning. This matter was taken under advisement at that time, for the County Attorney to study it and explain it.

County Attorney Stephens explained that this is a contract that the county has been asked to enter into to with other participating counties in order to receive a federal grant to retrain certain personnel and before the Commissioners can sign it, the County Council must give their approval and it is being done this week, probably by a telephone pole, since if they don't get it in by next Monday, they will lose their grant.

The contract will be presented to the Commissioners next week, for their signatures.

RE: EICHOFF ROAD PROJECT

A contract was received previously from A. C. Nutting Co. who is going to do the drilling on the Eichoff Road project. This matter was referred to County Attorney Stephens, last week.

Mr. Stephens said that it is necessary to carry out this contract for the Eichoff Road project, that it is an open end contract since there is only an estimate as to the amount of cost and it is pursuant to the engineering contract. The cost is to be between \$14,600 and \$18,600, which will be the total cost of their services.

Mr. Weiss said they have always come between these figures and more ofter, closer to the low side. He said that his company orders what is to be done and they have a man who goes out on the job with them who is a geologist.

Commissioner Schaad said that since they had agreed to purchase the Right of Way for four lanes and they are only going to build two now, he wondered if when they do their drilling, would they only drill for what was going to be constructed now.

Mr. Weiss said that it would be for the entire job and that there is only a 25 foot median on this road so there would be no problem and they can get all the data they need by going up the center line.

County Attorney Stephens asked if it were possible that this work would have to be done over if the project were postponed.

Mr. Weiss said that it wouldn't have to be done over on this since the the soil doesn't change.

Commissioner Willner moved that this contract be approved. Commissioner Schaad seconded the motion. So ordered.

RE: SEVEN HILLS ROAD

There was a problem on Seven Hills Road that was discussed last week, where a man had cut out of his field onto the county road and made chuckholes to where the road is almost impassible.

County Attorney Swain said that he is going to have a complaint filed on this matter tomorrow.

RE: SOUTHERN RAILROADTRAVEL APPROVED

County Attroney Stephens said that he had dictated a letter to the Southern Railroad Co. but he wasn't sure that it was a good idea. He thought it would be better to go see them on the Oak Grove Project because he thought if he sent them another letter, we might now get what we want and it would take a year or longer to get it straightened out.

Commissioner Willner moved that Mr. Stephens and Mr. Nussmeyer be permitted to travel to Louisville to see the representatives of the Southern Railroad and return, at county expense. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST FOR PUBLIC RECREATION

Mrs. Betty Jarboe of 3919 Clement Street in Western Terrace had appeared before the Commissioners a couple of weeks ago and explained that she needed money for Public Recreation and she was requested, at that time, to get the figures on the amount of money needed which was found to be \$1,080.00.

Commissioner Willner followed up on this matter by talking to Mrs. Jarboe and he told her to get the figures, in writing, from the Recreation Commission and to have a representative from the Recreation Commission at the County Council meeting of June 19, 1974, since this request will be on the council call agenda for this date.

RE: MR. HOTZ

Mr. Hotz said that there is a central ice machine at the Alcoholic Recovery Center and they have no use for it. He said that they are proposing a pavillion at the Washington Home for meetings and recreation and he wondered if this ice machine could be transferred to the Washington Home. He said that when this building is completed, he thought that Civic Clubs might use it for meetings and other activities and they could use this ice machine.

This matter was deferred until next week to give the Commissioners time to check to see if the ice machine is needed elsewhere.

RE: MR. HARNESS

Mr. Harness presented applications for the admittance of a Kay Howe and a John L. Ricketts to the Pleasantview Rest Home and he recommended the approval of these applications.

Commissioner Willner moved that the admittance of the applicants be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. WILLARD

Mr. Willard submitted an absentee report of the employees for the County Highway Department for the past week. Report received and filed.

Mr. Willard requested permission of the Commissioners to ask for the Purchasing Department to ask for bids on a Belt Loader. Mr. Willard will prepare the specifications.

Commissioner Willner moved that Mr. Willard be authorized to ask for specifications and bids on a belt loader for the county. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST FOR REMOVAL OF PATCH MATERIAL

Mr. Wilfred Diekmann had previously asked that the patch material on his property be removed.

Mr. Willard had said that the County didn't put it there and he was told that the State Highway Department put it there and he would check it out.

Mr. Willard said that he and Commissioner Willner went out there to look at it and Commissioner Willner said that it is rip rap and that the man across the street had rip rapped his ditch with the same material. He said that it isn't the type of material that is used by the county and he would say, to the best of his knowledge, that it doesn't belong to the county.

Mr. Willard said that he will talk to Mr. Botkin and then will let Mr. Diekmann know what the feelings of the Commissioners are on the matter.

RE: REIS LANE

Mr. & Mrs. Shapker were in a couple of weeks ago and asked that Reis Lane be oiled but the Commissioners have had many calls against them oiling the road. Mrs. Shapker had said that she had a petition that was signed by most of the residents and Mr. Willard was to have gone out there and have Mrs. Shapker to bring in the petition but hasn't done as yet.
Mr. Willard will follow up on this matter.

RE: CULVERT ON BRIDGEVIEW ROAD

Curtis Construction had put in a sewer on Bridgeview Road and they pulled a pipe out of the road and didn't put it back.

Mr. Willard was to contact Mr. Eifler, which he said, he has done and that Mr. Eifler said that he would see that Curtis Construction Company puts in a new tile.

RE: BURDETTE PARK BRIDGE

Commissioner Willner asked if the county garage has furnished the culvert for the Burdette Park.

Mr. Willard said that they have the culvert but that Burdette Park bought it

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Commissioner Willner said that he understands that construction has started on this project and he would like to know what the contract calls for.

Commissioner Ossenberg said that the contract was voted on by the Burdette Park Board and it was a little more than \$4,000 but when it came up that the County Highway could not buy their culvert for them, the Board bought their cwn culvert.

Commissioner Willner asked if they let the project out on a bidding contract.

Commissioner Ossenberg said they did and this was the lowest bid.

Commissioner Willner asked if the Burdette Park Board could let the contracts without the matter coming before the Commissioners.

County Attorney Stephens said that Burdette Park Board would have the authority to do this to maintain their own property.

RE: MR. NUSSMEYER

Mr. Nussmeyer presented the specifications and the Notice to Bridge Contractors for bidders on BC 3 74, Boonville New Harmony Road Structure #104 over a branch of Bluegrass Creek, 1.1 miles East of Green River Road on Boonville New Harmony Road. Completion Date to be November 1, 1974.

Commissioner Ossenberg moved that the specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted from Deig Brothers for Allens Lane over Locust Creek. Account # 216-3767 in the amount of \$17,339.74 and Account # 203-3767 in the amount of \$1,926.64. The total amount of this claim is \$19,266.38.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Robert F. Traylor Corporation for Burkhardt Road Bridge BC-5-73, Account #203-3764, in the amount of \$13,306.51.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by G. H. Allen Inc. for Structure #122, Old Mt. Vernon Hwy. Account #216-3770 in the amount of \$5,559.48 and Account #203-3812 in the amount of \$617.72. The total amount of this claim is \$6,177.20.

RE: RESOLUTIONACCEPTANCE OF STREETS

Mr. Nussmeyer presented a resolution adopting a Master List and accepting Venetian Drive 300' between Hamilton Drive and O'Hara Drive and South to Dusseldorf 380'. O'Hara Drive to Twickingham Drive, .2 mile, for maintenance.

Commissioner Ossenberg moved that these streets be approved, subject to maintenance. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to cut into St. Joseph Avenue 115' North of Lexington to bury telephone cable.

Indiana Bell Telephone Co. requests permission to cut into Mt. Pleasant Road 100' East of intersection with U.S. 41 to bury telephone wire.

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Indiana Bell Telephone Co. requests permission to cut into Barton Road, 3595' North of Volkman Road to expose telephone cable.

Commissioner Ossenberg moved that these cuts in be approved. Commissioner Willner seconded the motion. So ordered.

RE: PROBLEM WITH WATERWORKS ON CUTS IN

Commissioner Schaad asked Mr. Nussmeyer how he came out with Dennis Stallings on the problem with the cuts in of the Water Department.

Mr. Nussmeyer said that he has talked to Mr. Stallings but that he has been busy this past week and he will talk to him again.

Commissioner Willner said that he and Mr. Willard made a visual inspection of the water line. He said what the Water Co. is doing is excavating and laying a pipe it it and covering it back up without compaction. He said the specifications say they should be tamped one foot over the top with suitable backfill such as sand and tamped to where the backfill would make a cradle for the tile to lay in and then filled with excavating materials and tamped, etc.

Commissioner Schaad said the thing they are concerned about is that they don't want the people, in three or four years, to come back on the County Commissioners because the road is torn up.

County Attorney Stephens said that the city could hold the money until the Water Company complies with the specifications, if they want to.

Mr. Nussmeyer is to ask Mr. Stallings to come before the Commissioners next week so this problem can be straightened out, once and for all.

RE: AMENDMENT TO THE BUILDING CODE

Mr. Pugh said that they will have things ready in two weeks on the Amendment to the Building Code for the approval of the Commissioners. He recommended that they go to a full review, giving everyone 30 days to come up with recommendations for extra additions.

He said that he and Mr. Nussmeyer were talking about a problem with a culvert and he wondered if they shouldn't put these culvert recommendations for homes and businesses, etc. right into the building code while they are at it.

Commissioner Schaad said they have had some real problems out at University Heights and it isn't over yet and he said if these problems had been handled properly when the buildings went up, it could have been avoided and it should be at the expense of the contractor and not the county. He said he didn't know how they were going to control it and after this amendment is adopted, they will still have to have the inspection written into it somehow, to protect the people, in the future, to avoid mistakes that have been made in the past.

Mr. Pugh said the committee will draft it and make the additions and present the amendment to the Commissioners in two weeks for their approval.

RE: WESTBROOK COURT

Mr. Jerry Smith said that nothing has been done on Westbrook Court off Allens Lane and that on dry days it is just like a dust storm and on wet days the tar floats up and carpets are being ruined out there and something must be done about it.

Commissioner Schaad said the Commissioners agreed that they were going to road mix this road but they haven't been able to get to it as yet. He said that he was sorry this hasn't been done but the job has been ordered and he will get Mr. Willard out there as soon as possible.

The meeting recessed at 11:05 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Robert Schaad

Themas Ossenberg Robert L. Willner

Lewis F. Volpe Curt John, Deputy

William Stephens Thomas Swain

C. Leach
R. Lyles
B. Thompson

Secretary: Margie Meeks

COUNTY COMMISSIONÉRS MEETING JUNE 10, 1974

The meeting of the County Commissioners was held on Monday, June 10, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County owned property today. The sale will continue next week.

RE: APPOINTMENT MADE

Commissioner Schaad said that the Commissioners have an appointment open for the Levee Authority as of June 30, 1974.

Commissioner Ossenberg moved that Mr. Ronald Steinkamp be re-appointed to the Levee Authority Board. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT AWARDED

Bids were received last week for the re-surfacing of the following roads:

- Old Boonville Hwy.-Greenriver Road to County Line
 Millersburgh Road.-From Oak Hill Road to Greenriver Road.
- 3. Kansas Road from State Road 57 to Greenriver Road
- 4. Old 460, Koring Road to County Line Road
- 5. Hogue Road-Eichoff Road to City Limits
- 6. Schutte Road-State Road 62 to Broadway Ave.7. Mt. Pleasant Road from Darmstadt Road to Old State Road

Bids were received from Midwest Construction Materials Inc. in amount of \$316,607. and from Feigel Construction Co. in the amount of \$308,576.54.

The bids were then referred to Mr. Nussmeyer for recommendation and to check on the money that was available.

Mr. Nussmeyer recommended that Feigel Construction be awarded the contract, since this was the low bid.

Commissioner Schaad explained that additional money won't be needed because Mr. Willard has \$255,309.70 in his Highway Contractual Account and it was short \$53,266.84 but he said they have Revenue Sharing money in the amount of \$60,906.01 so there will be more than enough money for this project.

Commissioner Schaad suggested that another block or two on Schutte Road be included, up to Middle Mt. Vernon Road, since it is in such bad condition. He said this is an open-end contract and requested this be included in the contract.

Commissioner Willner moved that it be included. Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Willner asked if the contract included the driveways and the mail boxes that are being done.

Mr. Nussmeyer said that the contract includes that this be done.

Commissioner Ossenberg moved that Feigel Construction Company be awarded the contract for the resurfacing of these various roads. Commissioner Willner seconded the motion. So ordered.

RE: PROBLEM WITH WATER DEPT. ON CUTS IN

There was discussion, last week, of the problems with the Water Company on Cuts In and Mr. Nussmeyer was to have Mr. Stallings to appear before the Commissioners today, which he has done.

This matter is on the contract which George Ryan has with the Water Company, to cut into the county Rights of Way.

Mr. Stallings said he has been out there several times and that they are working on Boonville-New Harmony Road, East of Highway 41 at the present time and that the Water Company has a number of other contracts on other county roads, that Mr. Ryan has four other contracts besides this one and Deig Brothers Construction Co. has two contracts.

He said they have plans, also the specifications that were prepared by Engineer Associates and the inspection is being done by Biagi-Hannan & Associates. He presented Mr. Leo Ditsler of Biagi-Hannon & Associates, who has been assigned by that company to this job and is handling the detailed specifications. He said that Mr. Ditsler has been instructed to enforce the plans and specifications. He said he knew there had been some difficulty, a good part of it being due to the weather and there had been requests made for warning signs to be put up, which he thought has been done and they were asked to have a water truck out there to wash the highway off and they started to work this morning. He said, in addition to the plans and specifications, they have a two year guarantee from the Contractor which is pretty specific and astringent, in that neither the final certificate payment or any provision in the contract documents, will work be accepted unless any defects or damage resulting from the work occurs within the period of two years, so they do have two years maintenance on it.

Commissioner Ossenberg told Mr. Stallings that the Commissioners understood that one of the men was to do a saw cut across the road and he took a backhoe and completely tore up the road.

Mr. Stallings said this was done and the road will be completely repaired, that the trench across the pavement has to be backfilled with sand up to the subgrade of the pavement and crushed stone has been put in there and it will be repaired back to it's original condition but the pavement has not been replaced except for crushed stone, at this time.

Commissioner Willner said that the specifications call for the excavation to be backfilled and tamped so as to make a cradle around the tile and then backfilled and tamped a second time. He asked if any tamping is being done at the present time.

Mr. Ditsler said it was being hand tamped and pipes put in the spring line as to the center line of the pipe and is being hand tamped around the bottom and then over the top and from there up, there is no compaction requirement required up to the shoulder of the road.

Commissioner Willner said he checked this twice, himself, and this hasn't been done and there wasn't even any compaction equipment available on the job.

Mr. Ditsler said that none was required since it is being hand tamped, where they use a hand tamp or a two by four.

Commissioner Willner said it wasn't being done at the times that he was out there and there were four men on the scene at the time, that one was doing the excavating, two were laying the pipe and one man was on a tractor and there was absolutely no tamping of any sort being done and if this has changed, it is something new.

Mr. Ditsler said this is required and the men have been instructed to do it.

Commissioner Schaad said that the Commissioners heard that the men were ignoring the instructions, also that they were told not to use a saw cut on the road and they did it anyway.

Mr. Stallings said he thought this business of the men ignoring instructions is being worked out.

Commissioner Schaad asked Mr. Stallings if the Water Department is withholding payment for two years on a percentage of the contract.

Mr. Stallings said that the Maintenance Bond is held for a period of two years.

Commissioner Schaad said they just wanted to be sure that this work is being done correctly, since they have had so many complaints and the instructions weren't being followed and the Commissioners didn't want to have problems a year or two from now, where the side of a road was caving away because the road hadn't been compacted and it wasn't filled in properly or maybe where someone might run off the shoulder of the road and flips his car or something else happens and the Commissioners would have a suit on their hands.

Mr. Stallings read, as part of the general guarantee, that the contractor shall remedy any defects in the work and pay for any damage to other work, resulting therefrom, which shall appear within a period of two years from the date of final acceptance of the work unless otherwise specified.

Commissioner Schaad thanked Mr. Stallings and Mr. Ditsler for appearing before the Commissioners today.

RE: RESOLUTION ON MANPOWER CONSORTIUM AGREEMENT

A Resolution was presented on Manpower Consortium Agreement which is an Interlocal Governmental Cooperation Agreement entered into by and between Dubois, Gibson, Perry, Pike, Posey, Spencer, Vanderburgh and Warrick Counties, in the State of Indiana and the City of Evansville, Indiana, whereby the City of Evansville is an eligible prime sponsor for the purpose of providing Manpower Planning Programs for the City of Evansville.

This Resolution was presented previously but it was found that it must be approved by the County Council before the County Commissioners sign it.

The County Council has now signed the agreement and it is ready for the Commissioners signatures.

Commissioner Ossenberg moved that the agreement be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

\$10.00 per Day Eff: 5/25/74 Mary Schmidt 862 S. Villa Dr. Jr. Guard \$1.50 per Hr. Eff: 5/25/74 1013 E. Mulberry Jamie Trapp Extra Becky Wright 1800 N. Villa Dr. Extra \$1.50 per Hr. Eff: 5/25/74 Eff: 5/25/74 618 Keck Ave. \$1.50 per Hr. Tina Schnautz Extra 4507 Rolling Ridge \$1.50 per Hr. Eff: 5/25/74 Toy Lester Jr. Extra Brenda Buente 320 Westmore Dr. Extra \$1.50 per Hr. Eff: 5/27/74 7731 Newburgh Rd. \$1.50 per Hr. Eff: 5/27/74 Gloria Greif Extra Eff: 5/25/74 \$10.00 per Day Karen Little 2509 Koring Rd. Jr. Guard \$11.00 per Day Eff: 5/22/74 Patricia Schlacter 1510 John St. Guard 703 S. Willow Rd. \$11.00 per Day Eff: 5/25/74 Susan Buthod Guard \$10.00 per Day Eff: 5/25/74 Carol Hewig 8820 Petersburgh Rd. Jr. Guard \$1.50 per Hr. Eff: 5/25/74 3105 Division St. Jan Doom Ex. Guard Eff: 5/25/74 Jeannie Browning 1375 E. Chandler Jr. Guard \$10.00 per Day Susie Salazar 645 Madison Ave. Guard \$10.00 per Day Eff: 5/25/74 6314 Hogue Rd. Scott Maley Jr. Guard \$10.00 per Day Eff: 5/25/74 Greg Stallings \$10.00 per Day Eff: 5/25/74 7601 Newburgh Rd. Jr. Guard \$11.00 per Day Eff: 5/25/74 Clay Shirk 4421 Crestview Dr. Sr. Guard Sr. Guard Gary Burgdorf 1314 Reiter Dr. \$11.00 per Day Eff: 5/25/74 Tim Hall 4604 Claremont Rd. Jr. Guard \$10.00 per Day Eff: 5/25/74 7601 Newburgh Rd. \$11.00 per Day Eff: 5/25/74 Amy Stallings Sr. Guard \$11.00 per Day Eff: 5/25/74 Cheryl Cox 1304 Red Bank Rd. Sr. Guard Missy Maxwell \$1.50 per Hr. Eff: 5/25/74 1400 S. Grand Ave. Extra Charlie Seltzer 2323 Oak Hill Rd. \$1.50 per Hr. Eff: 5/27/74 Extra Mary L. Robinson 1912 Washington \$1.50 per Hr. Eff: 5/28/74 Extra Eff: 5/28/74 Harold Tepool Jr. 1911 W. Michigan \$1.50 per Hr. Extra 1506 Irvington \$1.50 per Hr. Eff: 5/28/74 Ann Vowels Extra Sherra Gourley 401 S. Weinbach Extra \$1.50 per Hr. Eff: 5/28/74 \$1.50 per Hr. Eff: 5/29/74 Tony Reutter 301 S. Elm Ave. Extra \$1.50 per Hr. \$1.75 per Hr. 1018 N. Villa Dr. Eff: 5/30/74 Kathy Hartman Extra Richard Boardman 206 N. Woods Ave. Eff: 6/4/74 Extra William J. Gregones 4624C Harmony Way \$1.50 per Hr. Eff: 5/21/74 Extra Barry Gaslin 3306 W. Maryland \$1.50 per Hr. Eff: 5/25/74 Extra 1419 Hillside Terr. Asst. Hd. Grd. \$12.00 per Day 614 S. Red Bank Rd. Jr. Guard \$10.00 per Day Mike Ginger Eff: 5/25/74 Eff: 5/25/74 Mike Head . 800 Sunset Towers \$1.50 per Hr. Dana Ewers Eff: 6/2/74 Extra Robert Weil 10206 Darmstadt \$1.50 per Hr. Eff: 6/2/74 Extra Barbara Hertzberger R.2 Nurrenbern Extra \$1.75 per Hr. Eff: 5/21/74

CLERK OF THE CIRCUIT COURT

Colleen Hilgeman 2805 Hartmetz Supr. Crt. Dep. \$214.00 Se. Mo. Eff: 6/9/74 Jacqueline Head 614 S. Red Bank Cir. Crt. Dep. \$214.00 Se. Mo. Eff: 6/9/74

COUNTY HIGHWAY DEPARTMENT

Michael K. Hester	7500 E. Chandler		\$2.25 per Hr. Eff: 6/10/74
Lawrence Rebstock	4108 Cort St.	Summer Help	\$2.25 per Hr. Eff: 6/10/74
Kim B. Wood	7417 Washington	Summer Help	\$2.25 per Hr. Eff: 6/10/74
Donald F. Asay	8914 Darmstadt	Summer Help	\$2.25 per Hr. Eff: 6/10/74
Chris Cron	300 S. Harrison		\$2.25 per Hr. Eff: 6/10/74

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CUMULATIVE BRIDGE

John L. Singer 2424 W. Illinois Asst. Inspect. \$7,500.00 Yr. Eff: 6/1/74

VANDERBURGH COUNTY SURVEYOR

Thomas Norton 921 Canterbury Rd. Draftsman \$5,720.00 Yr. Eff: 6/10/74

RE: EMPLOYMENT CHANGES.... RELEASES

BURDETTE PARK

Mike Ginger 1419 Hillside Terr.	Extra	\$1.60 per Hr.	Eff: 5/24/74
Mike Head 614 S. Red Bank Rd.	Extra	\$1.50 per Hr.	Eff: 5/24/74
Scott Maley 6314 Hogue Rd.	Extra	\$1.50 per Hr.	Eff: 5/24/74
Greg Stallings 7601 Newburgh Rd.	Extra	\$1.50 per Hr.	Eff: 5/24/74
Cheryl Cox 1304 Red Bank Rd.	Extra	\$1.60 per Hr.	Eff: 5/24/74
Branson Hart Jr. 2821 Forest Ave.	Extra	\$1.65 per Hr.	Eff: 5/28/74
Ronald Rohner 2525 Heidelbach	Extra	\$1.65 per Hr.	Eff: 5/28/74
William Roland 5111 Nolan Ave.	Extra	\$1.50 per Hr.	Eff: 6/4/74
Clay Shirk 4421 Crestview Dr.	Extra	\$1.65 per Hr.	Eff: 5/24/74
Gary Burgdorf 1314 Reiter Dr.	Extra	\$1.60 per Hr.	Eff: 5/24/74
Tim Hall 4604 Claremont	Extra	\$1.50 per Hr.	Eff: 5/24/74
Amy Stallings 7601 Newburgh Rd.	Extra	\$1.50 per Hr.	Eff: 5/24/74

CLERK OF THE CIRCUIT COURT

Jacqueline Head 614 S. Red Bank Supr. Crt. Dep. \$214.00 Se. Mo. Eff: 6/8/74 Jane A. Wilke 6617 Kratzville Rd. Cir. Crt. Dep. \$214.00 Se. Mo. Eff: 6/8/74

CUMULATIVE BRIDGE

John L. Singer 2424 W. Illinois Asst. Inspector \$7,000 Yr. Eff: 6/1/74

VANDERBURGH COUNTY SURVEYOR

Michael Shull 7405 Pine Ridge Dr. Draftsman \$7,959.30 Yr. Eff: 6/10/74 Sherry L. Hoffman 1114 MacArthur Dr. (Leave of Absence) June 15 thru June 30, 1974

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was submitted for the month of May.

Report received and filed.

RE: UNIVERSITY HEIGHTS

Commissioner Schaad said that Mr. and Mrs. Guthrie were to have appeared before the Commissioners today on a water problem in University Heights but Mr. Nussmeyer, Mr. Ludwich, Mr. Martin, Mr. Pugh, Commissioner Schaad and others went out there and Mr. Nussmeyer has come up with a solution that is agreeable with all concerned, so that is probably the reason that the Guthrie's aren't here.

Mr. Nussmeyer said that as soon as the plans are ready, he will submit them to the Commissioners, for their approval.

RE: DRAINAGE PROBLEM

Mrs. Dan Titzer of 846 Mells Drive had requested to be put on the agenda for today's meeting and appeared before the Commissioners in regard to a drainage problem. She said that there is a ditch running in front of her house that she cannot get cleaned out. She said that she called the county garage many times and they will not dig it out and she was told that it is because of her neighbor and she acced the Commissioners to help her.

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Commissioner Schaad said the Commissioners were familiar with this problem in University Heights and that Mr. Martin has been out there and has plans on what can be done to correct this problem.

Mr. Nussmeyer said it was just a matter of taking six to eight inches out of the bottom of the ditch so the water can drain off.

Mr. Ludwich said that both sides should be done at the same time and that there is a six inch tile under one drive that must be removed and replaced with a twelve inch tile.

Commissioner Schaad said the neighbors will have to be contacted to see if they are willing to purchase the twelve inch tiles.

Mr. Ludwich explained how the work will be done and said that they will have it staked out tomorrow.

Commissioner Schaad told Mrs. Titzer to keep the Commissioners informed as to the progress of this project.

RE: CLAIMS

A claim was received from the Board of Park Comm. for the County Recreation Study that was approved by the County Council in the amount of \$3,000.00. Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Terminal Warehouse on rent for the storage of the voting machines for June in the amount of \$500.00. Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from National City Bank, as Trustee, for fixed rental which is due June 30 and is for the last six months of 1974, in the amount of \$317,526.50 also a claim from the Evansville-Vanderburgh County Building Authority for addition rental for the last six months of 1974, in the amount of \$307,906.00. Commissioner Ossenberg moved that these two claims be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Browning-Ferris Industries of Indiana Inc., total billing for the month of May for service of the trash containers in the amount of \$1,412.25.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: RESOLUTION

A Resolution was presented, amending the Master Traffic Control Code of Vanderburgh County concerning New Green River Road, as follows:

WHEREAS, on the 23rd day of October, 1972, The Board of Commissioners of Vanderburgh County, State of Indiana, did adopt by resolution the Master Traffic Control Code of VAnderburgh County, Indiana, providing for the establishment of certain traffic control devices upon certain public highways or parts of highways in said County, and

WHEREAS, The Board of Commissioners of Vanderburgh County has made a further determination based upon an engineering and traffic survey that traffic congestion hazards along and upon New Green River Road are greater than is reasonable and safe under the conditions found to exist upon said highway; and

WHEREAS, the highway hereinbefore described is a part of the Vanderburgh County road system and is under the jurisdiction of said Board of Commissioners;

SECTION 1. It is hereby determined and declared that Section 3 of the Master Control Code be and the same is hereby amended to read as follows:

"(1V) It shall be unlawful to operate a motor vehicle in excess of thirtyfive (35) miles per hour upon and along the following roads, streets, and highways,
to-wit:

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(b-2) NEW GREEN RIVER ROAD, between Indiana State Highway #57 to Old Petersburg Road."

6.

PASSED by the Board of Commissioners of the County of Vanderburgh, Indiana on the 28th day of May, 1974, and upon said date signed and executed by members of said Board and attested to by the Vanderburgh County Auditor.

County Attorney Stephens explained that this resolution was passed by the Commissioners several weeks ago and is now being presented for the signatures of the Commissioners.

RE: REPORT OF BUILDING PERMITS

Mr. Crooks submitted a report of the Building Permits that were issued during the month of may. Report received and filed.

Mr. Crooks said the number of permits is a little off but he thought they were in pretty good shape.

RE: AUTHORIZED TO ADVERTISE

Mr. Crooks presented specifications and a Notice to Bidders for materials to install a new sprinkler system in existing Hillcrest Home Building located at 2700 W. Indiana Street, as required by the Fire Marshall. Commissioner Ossenberg moved that the Building Commissioner be permitted to advertise for bids on the sprinkler system. Commissioner Willner seconded the motion. So ordered.

RE: BUILDING CODE

Commissioner Schaad said they are hoping to pass the new Building Code next week and said he thought if they don't have rigid ways to inspect both, as far as the property and the county road Rights of Way are concerned, it won't be effective and it will be as it was before. He said that his observation on this is that whatever the cost might be as far as clerical help and inspection is concerned, it will save the county money, many more dollars than what the administration of things will cost and the Commissioners hope that this will end the complaints on drainage for the future.

Mr. Crooks said that the culverts need to be repealed from the present Building Code. He also said that some people may object to the New Code, since there will be a delay from the time they apply for a permit, until they get one, because all phases of their request will be checked out before they are issued a permit, unless they submit their plans ahead of time, that this is something that will have to be worked out.

RE: UPPER MT. VERNON ROAD

Commissioner Schaad said that Mr. Judd isn't here and is working on his budget, but said that he would be glad to come down if he was needed.

Commissioner Schaad said he had a call and a letter from a Mr. Batteiger of Upper Mt. Vernon Road, on a bad traffic situation and this had been referred to Mr. Judd and he doesn't have any inspection done on it as yet so this matter will be brought up next week, after Mr. Judd checks it out.

RE: MR. HOTZ

Mr. Hotz brought up the matter of the ice machine that was discussed last week. He had said that there is a ice machine at the Alcoholic Recovery Center that isn't needed there and he wondered if it could be moved to the Washington Home and the matter was deferred until today.

Commissioner Ossenberg moved that Mr. Hotz have permission to move the ice machine to the Washington Home. Commissioner Willner seconded the motion. So ordered.

RE: MR. WILLARD....REPORT

Mr. Willard submitted his County Highway Report Summary, of work and material for the month of May. Report received and filed.

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RE: BARTELS DRIVE

Commissioner Willner said he has had a deluge of calls on Bartels Drive, off Evergreen Road and it was on the original list of roads to be repaired and the last man that called thought it was taken off the list.

Commissioner Schaad said it is on the list of roads to be repaired by the county.

Commissioner Willner said that he will inform the gentleman of this.

RE: PERMISSION GIVEN TO PICK UP TRUCKS

Mr. Willard said he has had a letter from the Civil Defense and they have four trucks down in Alabama, for the County Highway Department, to be picked up. He requested permission for he and his men to pick them up.

Commissioner Willner moved that Mr. Willard be permitted to have these trucks picked up and brought back. Commissioner Ossenberg seconded the motion. So ordered.

RE: REIS LANE

Commissioner Schaad explained that Mr. and Mrs. Shapker, a few weeks ago, had asked that Reis Lane be oiled but the Commissioners had received many calls from residents that were against having the road oiled. He said that the road is too narrow to road mix and asked the other Commissioners if they were willing to go along with an oilmat on this road, as this would solve the problem out there for maybe five years.

Commissioner Ossenberg moved that the county oilmat Reis Lane. Commissioner Willner seconded the motion. So ordered.

RE: MR. NUSSMEYER

Mr. Nussmeyer reported that they have 47 parcels and a Right of Way buyer for Green River Road, from Heckle Road to New Harmony Road.

RE: SEVEN HILLS ROAD

There is a problem on Seven Hills Road, where a man had cut out of his field onto a county road and made chuckholes to where the road is almost impassible and County Attorney Swain was going to file a complaint on the matter.

Commissioner Schaad asked Mr. Swain if he had filed the complaint.

Mr. Swain said that he has it written but he is waiting for Mr. Willard to check on the mailboxes, since there are many people out there whose names are Farney and he wants to be sure and get the right one and there has recently been a transfer of property from one Farney to another.

Mr. Willard was requested to get with Mr. Swain so the camplaint can be filed.

RE: SOUTHERN RAILROAD

County Attorney Stephens and Mr. Willard were given approval, last week, to travel to Louisville to see the representatives of the Southern Railroad Co. on the Oak Grove Road project.

Commissioner Schaad asked if they had gone to Louisville yet.

Mr. Nussmeyer said they hadn't gone yet but they plan to go, however, he has received a letter from Mr. Tatum, saying that they have agreed to the last choice the road, which was going to the west with it and they asked that the existing crossing on Oak Grove Road be closed.

County Attorney Stephens said they can't close the existing crossing because it is private property. He said that he thought they were granting their consent, in the letter, for the third crossing but he would have to call them to explain the situation.

This matter will be continued next week.

RE: HIGH PRESSURE LINES NEED TO BE REMOVED

Commissioner Willner asked if the Commissioners had made a decision as to if they were going to ask the Gas Company if they were going to change that high pressure gas on No. 6 School Road.

County Attorney Stephens said he has been working on this and there has been real controversy about it so he isn't ready to tell the Commissioners what he thought they had to do. He said that the Gas Company don't want to pay for the cost of the removal of the high pressure lines, so there is a question of who is going to pay the cost. He said it is pretty sticky and that he would keep the Commissioners informed as to the progress of this matter.

RE: POOR RELIEF

Anthony Stuart....573 S. Garvin St...Pigeon Township....Ruth Anslinger, Investigator

Mr. Stuart was before the Commissioners previously but there was a question as to his income so the case was continued. He is asking for a hospital bill of \$476.75 to be paid by the trustee.

Mrs. Anslinger said she varified his Social Security again and that he is drawing \$122.20 per month S.S. and \$37.80 S.S.I. which makes a total of \$160.00 per month. She said that Mrs. Stuart was making \$2.00 per hour at Anchor Industries but that she called out there on June 7 and talked to a Mr. Brown, who told her that Kathleen had called in on May 31st and said that she and her husband were going to Indianapolis because of sickness in the family and she didn't know, for sure, when she would be back and wanted to know if when she came back, could she have her job back and he told her to get in touch with him when she got back in town.

Mrs. Anslinger also said that Mrs. Rogers of the S.S. office told her that Mr. Stuart's S.S.I. check was being sent to 212 S. Bedfore which is an empty lot and his S.S.D. check is being sent to 207 S. Grand and he lives on Garvin Street.

Mr. Stuart said that since their house burned down, the mailman has been taking his mail to his Grandmother's house. He said that the reason his wife quit her job was because the girls she was going to school with, quit their jobs and this was the only way his wife had, to get to work and they said that after they graduated, if they couldn't find another job, they would go back to Anchor Industries and they concocted the Indianapolis story so that if the other girls went back to work, his wife would have a way out there and would go back to work, also. He said that he came to the trustee three or four times before, for help and that they wouldn't help him. He said that he was going to try to get another job that he can handle, since he has only one eye, and that this will be the last time he will ask for help if he has to go through all this trouble.

County Attorney Stephens asked Mr. Stuart if the Social Security Office didn't refer him to the Indiana Vocational Rehabilitation office, since they always do this on disability cases, to help a person train for a job.

Mr. Stuart said they hadn't mentioned it.

Commissioner Schaad told Mr. Stuart that he could surely find a job so he could pay the hospital bill as it isn't that much and a lot of people have a lot more bills than he has and they manage to pay them, also that he can't see how they could authorize the trustee to pay the bill.

Commissioner Willner moved that this case be referred back to the trustee and asked that they help Mr. & Mrs. Stuart in finding employment and to work with them. He told Mr. Stuart that if he gets a job, he should do the best he can to hold it. Commissioner Ossenberg seconded the motion. So ordered.

The meeting recessed at 10:50 a.m.

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Robert Schaad

Curt John, Deputy Thomas Ossenberg

William Stephens Thomas Swain

S. Clark G. Clabes C. Leach

Robert L. Willner

Secretary: Margie Meeks

COUNTY COMMISSIONERS MEETING JUNE 17, 1974

The meeting of the County Commissioners was held on Monday, June 17, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

The County Attorney was requested to proceed with the opening of the bids that were received on Bridge #104 while the meeting is in progress.

RE: COUNTY OWNED SURPLUS PROPERTY

Commissioner Schaad explained to those present at the meeting, that it is customary at the Commissioners meetings, to ask if anyone is interested in bidding on the County-owned surplus property that has been advertised for sale. He stated that Mr. Volpe has submitted a list of all county-owned properties and that the properties that were previously advertised for sale, were properties that the county owns due to delinquent taxes and the new list is on properties that the county holds title to, for other reasons.

The list was referred to the County Attorney, for him to check them out so they can also be advertised for sale.

The bidding on the present parcels for sale will be continued next week.

RE: CANCELLATION

Commissioner Schaad said that there has been a cancellation on the matter of Evergreen Acres Road acceptance that was to come up this morning. The consideration of this matter will be continued on June 24, 1974.

RE: REZONING PETITION....BROWNING-FERRIS INDUSTRIES OF INDIANA INC.

Mr. Jerry Evans, attorney for Browning-Ferris, spoke on behalf of the petitioners by stating that he would like to present this petition in re-zoning this property, commonly known as 4101 Bergdolt Road.

Commissioner Schaad explained that normally, a petition is automatically referred to the Area Plan Commission, on first reading and comes back later for the action of the Commissioners but since there is so much interest in this petition, the Commissioners will allow a five minute presentation from each side.

Mr. Evans said, for this reason, he is only going to make a brief review. He explained that the purpose of this petition is for the use of the property as a sanitary landfill, to serve the residents of Vanderburgh County and that this property consists of approximately 79 acres which fronts on Bergdolt Road and extends back, almost to Pigeon Creek but that there is a parcel of property that separates it. He said the reason this petition is being requested is because the present landfill site being utilized, is rapidly filling up and will need to be closed shortly.

Mr. Evans requested that this petition be referred to the Area Plan Commission for further consideration.

Mr. Earl Pete Chandler spoke on behalf of the remonstrators by saying that the central issue at hand seems to be whether Browning-Ferris intends to use the site as the city landfill under the contract with the City of Evansville to dump, under the contract and if that is the case, he thought that the city has made it abundantly clear, in a statement to the Mayor and the Executive Secretary of the Board of Works, that the city will not approve that site as a landfill site, as specified in the contract and if that is the case, then the petition is void on its face because it does not meet the technical requirements as outlined and specified in the contract, which states that the city will provide a landfill site and this is obviously an effort by Browning-Ferris, as a private Corporation to acquire a site and he thought the whole thing is a bit ludicrous, considering the area in terms of it's development, it's population, the danger it presents to the community, to safety factors of trucks on Oak Hill Road which were previously banned by the County Commissioners, the truck traffic on Bergdolt Roa which is banned, the conditions of the roads as they will not support heavy vehicles. He said all these things make the concept of landfill, in that particular area, at that particular site, a bit hard to imagine but he said that their argument is, that if Browning-Ferris intends to use this site as the dumpsite for the pickup within the city, under it's contract, then that particular petition is

void on it's face because it doesn't meet the technical requirements as specified in the contract and for this reason, he requested that this petition be rejected on first reading.

Commissioner Schaad said they have received no official notice to this effect and all he knew was what he read in the newspaper. He said he has talked to the legal counsel on this matter and was told that, according to the statute, the Commissioners have no alternative but to refer this petition to the Area Plan Commission to be studied, as they are the professional people to check into it and see if this is a good site for the landfill as well as checking the roads.

County Attorney Swain read the statute which applies here, therefore it seemed to him that the petition must be referred to the Area Plan Commission.

Commissioner Willner said he agrees with this but that there is one way and that is, if the petitioner would withdraw the petition, in light of the possibility of the city not accepting it, and he asked if Browning-Ferris wanted to continue the petition at this time and if they do, there is no alternative but to refer it to Area Plan.

Mr. Evans said that Browning-Ferris does wish to continue with this petition and that is why he is here today.

Commissioner Willner asked Mr. Evans if this petition is granted, in final stages, would they use this site as a private landfill, other than the city, or what their plans were.

Mr. Evans said if the petition is approved, it will be used by Browning-Ferris as their landfill and they will own it and they will operate it as a private landfill.

Commissioner Schaad said he knew a lot of the people were concerned about this and he didn't want them to think that the Commissioners have made up their minds to approve this petition by the action being taken but that there are certain obligations they have and are following the advise of legal counsel. He said that he understands that Area Plan will act on this petition at their meeting of July 10, at 7:00 p.m. and it would be abetter place for the people to be heard. He explained that after Area Plan has acted on this petition, it will come back to the Commissioners for third reading on July 15, at 9:30 a.m. in the Council Chambers for final action.

Commissioner Willner moved that the petition of Browning-Ferris Industries of Indiana Inc. be referred to the Area Plan Commission. Commissioner Ossenberg seconded the motion. So ordered.

After a short recess, the Commissioners wished the Auditor's secretary a happy birthday and welcomed Mr. Ed Martin back from his vacation.

RE: EMPLOYMENT CHANGES APPOINTMENTS

COUNTY TREASURER

Etta M. Mueller 1508 S. Red Bank Clk.Mach. Opr. \$216.27 Se.Mo. Eff: 6/16/74

VANDERBURGH SUPERIOR COURT

Sarah Clouse Clerical Asst. \$220.67 2 Wks. Eff: 6/16/74

VAND. CO. PROSECUTOR'S OFFICE

Alan M. Kissinger 1103 N. Second Ave. Dep. \$8,000.00 Yr. Eff: 6/10/74 Sue G. Vance 109 Madison Ave. Sec. \$5,410.60 Yr. Eff: 6/1/74

VANDERBURGH CO. HIGHWAY DEPT.

 Keith T. Huff
 3013 W. Michigan Tk. Driver
 \$3.40 Hr.
 Eff: 6/12/74

 Cedric Rexing
 2833 Floyd St. Head Mechanic
 \$4.267 Hr.
 Eff: 5/27/74

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY TREASURER

June Sawyer 5404 Cunningham Clk. Machine Opr. \$216.27 Se.Mo. Eff: 6/15/74

VANDERBURGH SUPERIOR COURT

Sarah Clouse

Clerical Assistant

\$220.67 2 Wks.

Eff: 6/30/74

VAND. CO. PROSECUTOR'S OFFICE

Andrea Chandler

726 Reis Ave. Sec.

\$5,410.60 Yr.

Eff: 6/1/74

VANDERBURGH CO. HIGHWAY DEPT.

Cedric Rexing

2833 Floyd St.

Mechanic \$3.613 Hr.

Eff: 1/24/74

RE: MONTHLY REPORT

The monthly report of the County Treasurer was submitted for the month of May. Report received and ordered filed.

RE: LETTER OF CONDEMNATION

A letter was received from Mr. Harold Taylor, in regard to a house at 660 South Governor Street. It read as follows:

Dear Sir and/or Madam:

Please refer to our letter of January 21, 1974, in which you were given notice to appear before me in my office to show good reason why the building on the described property should not be condemned, razed or removed.

Inasmuch as the condition of the building is still dangerous, insecure and etc. and no action has been taken to demolish this property, I, by virtue of the authority granted me by Chapters 13 and 17 of the Municipal Code of the City of Evansville, order that said building is condemned and order you to demolish and remove same on or before June 27, 1974.

Failure to comply with this order may cause me to take the necessary legal steps to enforce same. If you have any questions, please call me at 426-5462.

Yours very truly, Harold Taylor, Chief Housing Inspect P.S. If and when this structure has been razed, please notify the Tax Assessor so this can be removed from the tax rolls.

This matter was referred to Mr. Hotz so he can check it out.

RE: LETTER FROM COMMUNITY ACTION

The following letter was received by Commissioner Schaad from the Community Action Program of Evansville:

Dear Mr. Schaad:

Some time ago Brother Arthur LeBon, Planning Director for CAPE contacted you for a representative from your organization for the Advisory Committee of The Program Supportive Services for Independent Living for the Elderly (SMILE).

I would like to get this committee organized to where citizen input can help guide the Program to fulfill the Service Needs it is committed to.

Please submit the name of your representative to me as soon as possible.

Sincerely, Marilyn L. Hagan, Director of SMILE
This matter was taken under advisement for one week.

RE: COMPLAINT...DRAINAGE PROBLEM

The following letter was received by the Commissioners:

Dear Sirs:

My name is David A. Weigant of 2510 Westchester Drive. In a conversation with the Commissioners office on Wednesday, June 5, 1974, I was requested by your office to make a formal complaint in writing to be submitted at your next meeting.

This complaint consists of high weeds, standing water and poor drainage along the roadway. This property is located on the Northwest corner of the intersection of Outer St. Joseph Avenue and West Mill Road. This property has mounds of dirt (dump truck size) located along the west boundary causing poor drainage and water to stand on the property next to it to the West. During the rainy season, the property to the West is flooded and water stands under the house on the property. There are also large tree trunks and trash on the property. This along with the fill dirt makes it impossible to mow the weeds.

We have contacted the tentative property owner on various occasions for the past three years with no results. We, the neighbors and myself, have contacted the owner again this year, and he refuses to return our calls.

You may think my complaint to be petty, but after three years we believe it should warrant your suggestions. I might also add that the last conversation

with them I offered to even mow that corner myself if they would level the lot.

Thanks for your time and consideration. I hope to hear from you soon.

Sincerely, D. A. Weigant

Commissioner Schaad wondered if this problem was on the County Right of Way, since if it isn't, it is a private matter and the Commissioners can do nothing about it.

Mr. Willard said that this property is across from the county garage and the grass out there was just mowed.

Commissioner Schaad said that he would go out to see Mr. Weigant, since he has no phone.

RE: BIDS ON BRIDGE #104

The following bids were received on BC-3-74, Boonville New Harmony Road Structure #104 over a branch of Bluegrass Creek, 1.1 miles East of Green River Road on Boonville New Harmony Road, as follows:

Deig Brothers Construction Co.....\$50,013.00 Engineer's Estimate G. H. Allen Inc.....\$50,591.40 Barnett Brothers Inc.....\$47,777.12 \$48,924.12

Commissioner Ossenberg moved that these bids be taken under advisement for one week and referred to Mr. Nussmeyer for study and recommendation, the contract to be awarded on June 24, 1974. Commissioner Willner seconded the motion. So ordered.

RE: NOTICE OF CLAIM

The following notice was received by the County Commissioners:

YOU ARE HEREBY NOTIFIED that Linda K. Page, whose present residence address is R.R. 2, Conneautville, Pennsylvania and who also attends the Cincinnati Bible Seminary, Cincinnati, Ohio, has a claim against Vanderburgh County, Indiana and others. On June 25, 1972, Linda K. Page collided with a transparent panel of glass in the Walnut Street lobby of the Civic Center Auditorium, Evansville, Indiana, which panel of glass forms one of the interior-exterior walls of said lobby portion of said Civic Center Auditorium. Said injuries occurred as a result of the breakage of said panel of glass as her body came in contact with said glass. As a result thereof Linda K. Page sustained deep cuts, lacerations and other severe injuries which were painful and permanent. It is believed at this time that she will suffer permanent disability, pain and suffering and that future surgical operations will be necessary to the treatment of her injuries. The total amount of her damages and claim have not yet been determined, although they are substantial.

The claimant, Linda K. Page, requests that this Notice of Claim be placed on the agenda for the next meeting of the Board of County Commissioners and that the minutes of said meeting reflect receipt of this Notice of Claim by the Board on the date of service hereof, the 14 day of June, 1974.

Signed J. Douglas Knight, Attorney for Claimant.

Commissioner Schaad said he thought this notification was a little irregular but he understands that according to the new statute, they are giving notice that they are going to sue the county.

The County Attorney will draw this matter to the attention of the county's Insurance agent.

RE: BOND

A bond was received from the Greenbriar Realty Corporation, which was a license permit bond for the City of Evansville.

This was referred to Mr. Crooks for him to check into the matter and see where it belongs.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received by the Commissioners from Jesse Stock, on the Insured, Jan's School of Dance Inc. and Carlton B. Sexson, stating that their policy is in full effect as of 6/7/74 for a Recital to be held in the Auditorium on June 7th and 8th, 1974.

Certificate of Insurance received and filed.



RE: CLAIMS

A claim was received from Deig Brothers Lumber & Construction Co. Inc. for concrete curb, Earth Fill and Labor for #239, the Southwestern Indiana Mental Health Center Inc. in the amount of \$1,243.55.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Neal Kraft, Acct. No. 130-552, for refund of the difference between the cost of Master Plumbing License for 1973 and the Plumbing Registration Fee in the amount of \$20.00.

Commissioner Ossenberg moved that the refund be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness said that the County Home Association is holding a meeting in Lafayette Indiana this coming Friday and he requested permission for he and his wife to motor to Lafayette and return, also one night's lodging and food to be paid by the County.

Commissioner Ossenberg moved that the request of Mr. Harness be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented from Jack Seibeking for expenses incurred while going to and from Montgomery, Alabama while picking up government trucks for Vanderburgh County, in the amount of \$184.54.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Dave Liggett for expenses incurred while going to and from Montgomery, Alabama while picking up government trucks for Vanderburgh County, in the amount of \$24.84.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Albert Knarian for expenses incurred while going to and from Montgomery, Alabama while picking up government trucks for Vanderburgh County, in the amount of \$74.48.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Jack Willard for expenses incurred while going to and from Montgomery, Alabama, while picking up government trucks for Vanderburgh County, in the amount of \$88.55.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EICHOFF ROAD

Commissioner Schaad said that Engineer Associates brought some plans in this morning on the Eichoff Road Project. He said that the Commissioners had a meeting with the State Highway Department sometime ago and he thought that since the plans were ready, they could look at them today. He said that he thought it was Harold McCutchan who suggested that rather than to dead end it, that they be allowed to have some signalization so that Eichoff Road would enter into Highway 62 and serve the Indiana State University so Engineer Associates was authorized to make this change on the end of it, with the rest of the alignment being pretty much the

This matter will be taken up again next week when the changes are hady.

The plans were referred to Mr. Nussmeyer to file with the rest of the papers that he has on the Eichoff Road Project.

RE: REQUEST TO ADVERTISE

Mr. Nussmeyer presented the specifications and the Notice to Bidders for bids on BC-4-74, the bridge on Pollack Avenue and Fuquay Road Intersection.
Mr. Nussmeyer said that the Engineer's Estimate on this project is a little less than \$30,000.00.

Commissioner Ossenberg moved that the Specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

Mr. Nussmeyer presented a claim from Ohio Valley Engineers on the Harper Ditch Engineering Estimate Base Bid and Alternate #1. The 50% that is due at this time is in the amount of \$25,664.25.

This is to be paid from the Accumulative Bridge fund and it will be reimbursed by the City.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requests to cut into Hillview Drive, South of St. Joe-St. Wendell Road to bury a telephone wire. F-2190-74 Commissioner Ossenberg moved that this cuts in be approved. Commissioner Willner seconded the motion. So ordered.

A cuts in was presented from the Gas Company that had already been worked on. It was for the installation of electric wires across Browning Road in two places, between Hillsdale and the entrance to Oakmeadow Subdivision. Notification # 2121273.

This cuts in was received by the County Surveyors office and filed.

A group of cuts-in that were submitted some time ago, were again presented to the Commissioners of which only one had been approved. The rest of them were held up since there was some question as to the workmanship. These cuts-in requests are from the Waterworks Department. They are as follows:

Request to cut into Darmstadt Road to install 12" Water Main from reservoir on Camp Ground Road to 1/2 mile north of Inglefield Road. Project 21A

Request to cut into Old State Road North to Hillsdale Road to install 12" watermain from existing 24" at Campground Road and Old State Road North to Hillsdale Road. Project 21 B

Request permission to cut into Browning Road to install 12" main from a point 3,500 feet south of the Boonville-New Harmony and Browning Road intersection to existing pump station on Petersburg Road. Project 21 D

Request to cut into Millersburg Road to install a 12" main from Daylight South on Green River Road to Millersburg Road West on Millersburg Road to existing 12" main on Oak Hill Road. Project 21 E

Request permission to cut into Old Petersburg Road and Boonville-New Harmony Road to install a 12" Water main along Old Petersburg Road from junction of Browning Road to Boonville-New Harmony Road, then East on Boonville-New Harmony Road to Hwy. 57. Project 21 F

Request to cut into the County Home property to install a 20" Water main from existing 24" main near intersection of North Kentucky Ave. and St. George Road running generally Northeast to junction of Hwy. 57 and U.S. 41. Project 21 G

Commissioner Schaad said that he had sent some people out there to see if they had anything to report and at the time they were there, he was assured by them, that the workers were compacting along the road.

Commissioner Ossenberg moved that the above projects be approved. Commissioner Schaad seconded the motion. So ordered.

The Waterworks Dept. submitted a request to cut into the 2700 and 2800 blocks of Allens Road for shoulder cuts, 1100 feet long to install a 6" water line. Est.5223

Commissioner Ossenberg moved that this cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

The Waterworks Dept. requested permission to cut into 7609 Eichle Drive for a shoulder cut to install 300 feet of six inch water line.

Commissioner Ossenberg moved that this cuts in be approved. Commissioner Willner seconded the notion. So ordered.

RE: SOUTHERN RAILWAY SYSTEM

Mr. Nussmeyer presented a copy of the letter that he sent to the Southern Railway System in regard to the crossing at Milepost 4.10-EB on Oak Grove Road, onto the highway, in answer to their letter that implied their approval of the grade crossin The letter reads as follows:

Dear Mr. Tatum:

Thank you for your letter of June 5 granting Vanderburgh County permission to cross Southern Railways Main line at Milepost 4.10-EB. We will advise you at least thirty (30) days in advance when we anticipate a construction starting date.

On behalf of the Commissioners please let me extend their appreciation in your approval of the grade crossing which is so necessary for the future economic growth of this area. The Commissioners would be more than happy to extend their assistance in every way towards the closing of the existing crossing at milepost 4.24-EB, however, as you probably know, that particular crossing is a private one which I understand is owned by Stevens Lumber Company and is beyond the jurisdiction of the Commissioners.

I had looked forward to meeting you in Louisville this Thursday but since reading your letter the trip will be unnecessary.

Respectfully yours, Richard Nussmeyer, County Surveyor

Copy of letter filed.

RE: MR. JUDD...ERECTION OF NO PARKING ANYTIME SIGNS

There had been complaints of a bad traffic situation on Upper Mt. Vernon Avenue and the matter was referred to Mr. Judd for study and recommendation. Mr. Judd has submitted the following recommendation along with a petition that was signed by the residents:

The County Commissioners approval is requested for NO PARKING ANYTIME signs to be placed to the west of 4004 Mount Vernon Avenue from Vanness to Upper Mount Vernon Avenue totaling 31 feet.

Also a NO PARKING ANYTIME sign to be placed from Vanness 120 feet south is requested. Signed William T. Judd, Traffic Director

Commissioner Schaad said that when a person turns off Upper Mount Vernon onto Vanness, there is a curve and if cars are parked on the right side, it is almost impossible to make the turn, especially for a school bus and it can be very hazardous.

Commissioner Ossenberg moved, on the recommendation of the Traffic Director, that this recommendation be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

CHARMAINE HOUSE......1908 W. Indiana St....Pigeon Township...Mrs. Bowling, Investigator

Mr. Rode of the Legal Aid Society, said that Mrs. House related to him that she had already filed an appeal and had asked him to represent her. He said that Mrs. House's husband had just left her, leaving no money in the house and the rent is two months delinquent and that she had heard he had joined the marines but she had no proof of it and didn't know where he was. She is asking that the trustee pay her rent for May and June and her utility bills, since her water bill is three months behind and her gas and electric bill is two months overdue. Mr. Pode said prior to this time, her husband had been on strike at the Creasey Co. He said that he had talked to Mrs. Bowling about this case and at that time, she stated that the trustee had not denied the application of Mrs. House but she had asked Mrs. House to get more information from the Red Cross as to whether her husband had reported for service d if so, when she could expect to start receiving an allotment from the military. He said this was just the opposite of what he had been told by Mrs. House but he thought: that he and Mrs. Bowling had reached an agreement, whereby he would come up and get Mrs. House and take her down to the trustee and get it straightened out

so they wouldn't be taking up the time of the Commissioners but when he went down, Mrs. Bowling refused to discuss the matter and said she had just received a call to

come to the Commissioners meeting and since she had to report anyway, there was no reason to discuss it. He also said that Mrs. House has filed for A.D.C. since she has a two year old child but no action has been taken on it as yet.

Mrs. Bowling said that what Mr. Rode said was true except that Mrs. House didn't follow their instructions and she did know where her husband was going, that he was to report on Sunday, June 9th. at San Diego.

She said that since Mrs. House didn't have any food, the first thing they did was to send her to the food stamp office to certify her for food stamps and that she stayed overtime so the trustee could pay for them as cash contribution, she also said that she had a military wife to explain to Mrs. House, the procedures for filing for support, not for an allotment because on the same day, Mrs. House had filed for divorce so she wouldn't be eligible for an allotment unless Mr. House would want to give it to her. She said that she told Mrs. House to go to the Red Cross to get a verification of her husband reporting for service and also had her to contact Mr. O'Connor who is the attorney for Champion Insurance Co. for military dependents so that the child would be covered with military insurance. She said that Mrs. House didn't contact the Red Cross and she didn't contact the Insurance Co. and if she got the food stamps, they weren't notified and all of this was hurried because food stamp certification closes at 3:30 p.m. and it was after 3:00 p.m. when she came in.

Mrs. Bowling said that Mrs. House wasn't denied anything.

Commissioner Schaad said that this is one of the problems that they have, to determine first, whether the person has been denied or not since it would take up less time of all concerned.

Mr. Rode said he thought the problem was resolved but it apparently isn't and this is the kind of cooperation he always gets down there.

Commissioner Ossenberg wondered if there was a possibility, between the two, of solving this matter in the trustee's office.

Mrs. Bowling said there were procedures that must be followed and they take a step at a time and Mrs. House didn't do what she was asked to do and they must have her cooperation in order to help her, also since her rent is two months overdue, she is sure that the landlord will let Mrs. House live there one more day, until Mrs. House gets the information that is needed.

Commissioner Schaad said that he believes in a lot of instances, the recipient doesn't understand and he is sure that Mr. Rode wants to get the cases resolved before they get to the Commissioners but the people jump to conclusions too quickly and thinking they are being refused, they come to the Commissioners. He said that the trustees had agreed, however, that when a case came this far, they would be willing to send someone down to hear it and he thought it would take a little bit better relationship or cooperation and understanding between the recipient and the trustee's office.

Mrs. Bowling said she was sure that something could be worked out but that she wouldn't commit herself for the full amount of the rent because she doesn't know what the landlord will accept since she hasn't contacted him as yet and she might have to work out some cheaper rent because her rent and utilities will exceed her income.

This case was referred back to the trustee and if the case has been resolved, Mr. Rode will call so it can be taken off the agenda and he will also notify Mrs. Bowling.

DORTHEA KIMBROUGH....436 S. 13th Street...Pigeon Township...Mr. Willett, Investigator

Mrs. Kimbrough said that the trustee denied her food stamps. She said she was disabled since she has a Lupus disease and she is going to be cut out of Medicare and she had to take out hospitalization and paid \$40.00 for insurance so it made her short on her food stamps so she went to the trustee to ask for money to make up enough for her food stamps so he wrote her an order but it was for soaps and detergents but that she needs food.

Mr. Willett said that Mrs. Kimbrough was in the office the fourth of June and asked for \$50.00 for \$95.00 worth of food stamps and she has \$368.30 per month coming so Mr. Willett told her that they couldn't substitute with that kind of money and if she had that much coming in she could buy her own food stamps but that he would give her a non-food order. He said she then told him not to give her anything, that she wanted to take him to the Commissioners anyway.



Commissioner Willner asked what the source of her income was.

Mr. Willett said it was Social Security and Aid to the Disabled.

Commissioner Willner then asked if Mrs. Kimbrough was the sole occupant at this address.

Mr. Olsen said that there were three children, aged 14,13 and eleven. He said that he told Mrs. Kimbrough that they would assume the medical for her and the children. since Mrs. Kimbrough has been spun out on the A.D.C. program as far as the medical part is concerned so she has only one alternative which may not mature and that is that she can go back through the welfare application section and make an application for herself with the Indiana Division State Assistance to the Disabled, then if she qualified, it would be several months before they would get an answer but the children wouldn't have a medicaid card, so the trustee's and his views of this was that they blank check it and if she is denied A.D. they will do this, but they didn't know how much it would amount to and she would have the income from her Social Security and the Aid to Disabled and should be able to buy her own food stamps and they would dispense non-food and medical which could be quite expensive but they have a practical reason for doing this and it would be better for Mrs. Kimbrough in the long run.

Commissioner Ossenberg said that it seemed to him that if the trustee was going to give Mrs. Kimbrough a blank check and pick up her insurance and medical bills, her \$40.00 is going to be safe and she could then pay for her food stamps.

Mrs. Kimbrough wondered what she could do for food now since she had already paid the insurance premium.

Mr. Olsen said that if Mrs. Kimbrough could produce a premium receipt showing that the insurance was paid for the month of June and the sum is about \$40.00, it would be just about what is being asked for and they would give her the money to buy food stamps for this month and next month, they expect to pay the premium on her insurance and Mrs. Kimbrough to pay for her own food stamps.

This case was referred back to the trustee so that she and Mr. Olsen can work it out.

RE: REVENUE SHARING

Commissioner Schaad said that Mr. Volpe brought the form on planned use for General Revenue Sharing to the Commissioners and said that it had to be sent in by a certain date and the Commissioners had agreed that it all be placed in Public Transportation and he didn't see where anything went into Public Transportation for streets and roads.

Mr. Volpe said that since a million dollars has been used in the last two years for various things to keep the tax rate down, he must continue doing this.

Commissioner Schaad wondered why Mr. Volpe brought it to them for an opinion if he knew what he was going to do with the money.

TRASH BARREL NEEDED

Mr. Olsen said that there are a number of 55 gallon drums in the county being used for trash barrels and the employees at the Auditorium parking lot would like to have one to keep the lot clean because it is always littered with trash and glass. Commissioner Schaad said he would see what the Commissioners could do about getting one.

Meeting recessed at 11:00 a.m.: PRESENT

COUNTY COMMISSIONERS Robert Schaad

Thomas Ossenberg Robert L. Willner COUNTY AUDITOR Lewis F. Volpe

COUNTY ATTORNEY Thomas Swain

REPORTERS C. Leach R. Lyles

G. Clabes S. Clark

B. Thempson

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONE

COUNTY COMMISSIONERS MEETING JUNE 24, 1974

The meeting of the County Commissioners was held on Monday, June 24, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned surplus property that is for sale. The sale will continue next week.

The new list of county-owned property should be ready to have appraised by next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

SHERIFF'	S 0	FFICE	

Jerry W. Crawford 1610 Hollywood Prob. Policeman \$8,580.00 Yr. Eff: 6/16/74

COUNTY HIGHWAY GARAGE

Jack Fettinger	4008 Walcott	Head Mechanic	\$4.267 Hr.	Eff: 6/18/74
John Pfettscher	213 E. Oregon	Tk. Driver	\$3.40 Hr.	Eff: 6/24/74
Max LaMar Jr.	3201 Tremont	Mechanic	\$3.613 Hr.	Eff: 6/24/74

PERRY TOWNSHIP ASSESSOR

Janet Zeller	301 N. Boehne Camp	Ex. Dep.	\$15.00 Day	Eff: 7/1/74
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COUNTY SURVEYOR

Barbara Heseman	7412 Oak Hill Rd.	Secretary	\$5,600 Yr.	Eff: 6/19/74
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VOTERS REGISTRATION OFFICE

Florence B. Bonifield	1404 Emmett	Typist	\$15.00 Day	Eff: 6/24/74
Edith G. Johnson	917 N. Kelsey	Typist	\$15.00 Day	Eff: 6/25/74
Lorraine Pike	315 Oak St	Typist	\$15.00 Day	Eff: 6/24/74
Norma Pittman	1115 Mary St.	Typist	\$15.00 Day	Eff: 6/24/74

BURDETTE PARK

William Gregones	4624G Harmony Way	Jr. Rink Grd. \$1.60 Hr.	Eff: 5/21/74
William E. Stanley	712 Georgette Rd.	Custodian \$5,560 Yr.	Eff: 6/14/74
Sherra Gourley	410 S. Weinbach	Jr. Guard \$10.00 Hr.	Eff: 6/14/74
Robert Gulick	2215 W. Illinois	Extra \$1.50 Hr.	Eff: 6/9/74
Rebecca Latham	7301 E. Chandler	Extra \$1.50 Hr.	Eff: 6/9/74
Emilie Hamlow	2800 W. Penn.	Extra \$1.50 Hr.	Eff: 6/9/74
Douglas Patton	5106 Barbara Jane	Extra \$1.50 Hr.	Eff: 5/25/74

RE: EMPLOYEMNT CHANGES....RELEASES

SHERIFF'S OFFICE

David M. Brandt 2129 Rheinhardt	Policeman \$9	,446.25 Yr.	Eff: 6/15/74
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COUNTY HIGHWAY GARAGE

and the second s				
John Pfettscher	213 E. Oregon	Labor	\$3.297 Hr.	Eff: 6/21/74
Max LaMar Jr.	3201 Tremont	H.E.O.	\$3.718 Hr.	Eff: 6/21/74
Howard Fink	2507 E. Gum Tk.	Driver	\$3.40 Hr.	Eff: 6/21/74
Cedric Rexing	2833 Floyd Head N	iechanic	\$4,267 Hr.	Eff: 6/18/74



BURDETTE PARK.....EMPLOYMENT CHANGES.... RELEASES... CON'T.

William Gregores	4624C Harmony Way	Jr. Rink Grd.	\$1.50 Hr.	Eff: 5/21/74
Sherra Gourley	410 S. Weinbach	Extra		Eff: 6/13/74
Becky Wright	1800 N. Villa Dr.	Extra	\$1.50 Hr.	Eff: 6/17/74
Douglas Patton	5106 Barbara Jane	Extra	\$1.50 Hr.	Eff: 5,27,74
C. W. Seltzer	2323 Oak Hill Rd.	Extra	\$1.50 Hr.	Eff: 6/22/74

RE: RESIGNATION

A letter of resignation was received by Mr. Lukens of the Area Plan Commission, from Mr. Jack Hanes III, as follows:

Dear Mr. Lukens:

Please be advised that termination of my employment with the Area Plan Commission will become effective June 21, 1974.

It has been an honor and an education to have worked with the Area Plan Commission members, office staff, and other affiliated organizations.

I sincerely regret this submission of office; but due to better possibilities in advancement, I feel this is the course I must follow.

Sincerely yours, Jack E. Hanes, III

Commissioner Ossenberg moved that the resignation of Mr. Hanes be approved. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad said that he and Mr. Ossenberg always thought a lot of Jack and if he thinks he can better himself, all they can do is to accept his resignation.

RE: MONTHLY REPORT

An amended report for the month of April was received from the Clerk of the Circuit Court, also their report for the month of May.

Report and Amended Report received and ordered filed.

RE: INTERGOVERNMENTAL PERSONNEL ACT

Commissioner Schaad said that on June 1, 1974, he had received a letter from Mr. Charles F. Bonzer of Indiana University, in regard to the Intergovernmental Personnel Act for the fiscal year of 1975. He stated that the School of Public and Enviornmental Affairs of Indiana University is the office within the State of Indiana, charged with the responsibility for the development of administration of programs under I.P.A. and if congress approves the I.P.A. appropriation, as requested, Indiana's share of formula funds will be approximately \$294,000.00 for the fiscal year of 1975.

Guidelines were enclosed in the letter for procedures in making grant applications.

Mr. Bob Bowman said that they have reviewed the guidelines and feel that the funds could be used to form a public administrator to serve on the committee for C.O.G. for Posey, Gibson, Pike and Warrick County's but he didn't think this type of service was needed.

Commissioner Ossenberg said this matter was discussed at the last C.O.G. meeting and the smaller counties that were involved were very much interested and they said it would be a tremendous help to them.

Commissioner Schaad said it was thought that this would be seed money to get this started and then would later, probably be picked up by one of the other agencies to be a continuing thing if it proves to be a success.

Commissioner Ossenberg moved that this letter be referred to Mr. Bowman of the Council of Governments. Commissioner Schaad seconded the motion. So ordered.

RE: EVERGPEEN ACRES

The matter of Mr. Bussing and the acceptance of Evergreen Acres was to have been discussed today but the matter was deferred until July 1.
Mr. Bussing said he would like to check the maps and he will get with Mr. Swain on it.

RE: DRAINAGE CODE OPDINANCE

Commissioner Schaad said a couple of things have happened since the Drainage Code Ordinance was placed on the agenda for today.

Mr. Bussing said he didn't get a copy until last Friday and he hasn't had a chance to look it over.

Commissioner Ossenberg said that Mr. Ed Ash brought in their proposed amendment to this ordance and he hasn't had a copy of it either.

Mr. Ash said that their suggested amendments are actually a re-hash of the change statement of Sept. 24, 1973 and has been incorporated into the latest version of the ordinance. He said there was a suggestion as to the amendment of 17.3 C, by adding that with advising applicant of the approval or disapproval, silence on the part of the Building Commissioner shall indicate approval.

County Attorney Swain said he didn't like the idea of silence being consent and he wouldn't recommend that the Commissioners accept it. He said that maybe, they would want to say, oral notice on approval but written notice on a denial. He also said that they are asking that items under Required Minimum Details be moved up to Required Supporting Documents and adding a new section, since he thought the change would make it more understandable and easier to keep track of.

This matter will be continued next week. RE: REQUEST TO PAY FOR TRAVEL EXPENSES

A letter was received from Mr. Harry Lukens, the Acting Director of the Area Plan Commission, as follows: Dear Mr. Schaad:

As Acting Director of the Area Plan Commission, I hereby request your approval for the payment of travel expenses for Mr. Wayne Grafton of Baxley, Georgia.

Mr. Grafton is being interviewed by the Personnel Committee of the Area Plan Commission for the position of Executive Director. One of the conditions of the interview for all applicants, is the payment of their travel expenses. Mr. Grafton's expenses include a round trip, tourist air fare from Baxley, Georgia. Also included is an overnight lodging at the Holiday Inn North in Evansville, Indiana. The amount of the expenses is \$170.00.

I respectfully request that you allow us to pay Mr. Grafton's expenses from our present transportation budget. Yours very truly, Horace M. Lukens III

County Attorney Swain said he suspected that expenses could probably be paid for someone to go to Georgia to interview Mr. Grafton, but unless he is employed by the county, he didn't see how the county could pay the expenses and he doubted that it could be done legally.

Commissioner Ossenberg moved, on the advice of the County Attorney, to deny the request of payment for travel expenses and lodging of Mr. Grafton. Commissioner Schaad seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

Two letters were received from Ed Hanes, stating that there have been complaints of debree at 605 and 606 E. Sycamore Street.

These letters were referred to Mr. Hotz so that he can check to see if these parcels are owned by the county.

RE: ADMITTANCE OF T.B. PATIENTS

Two letters were received from the City-County Health Department, stating that Ederae Holt of 1516 W. Florida St. and Dewey Williams of 2554 Stringtown Rd. were admitted to Good Samaritan Hospital for isolation and treatment of faradvanced, active, pulmonary tuberculosis, that they have hospitalization insurance, but that any balance not covered will be billed to the County Commissioners. The letters also certify that Mrs. Holt and Mr. Williams are Vanderburgh residents, that Mrs. Holt is medically indigent for tuberculosis and that Mr. Williams is in need of financial assistance.

The letters were signed by Mildred M. Knodel, R.N. who is the Vanderburgh County T.B. Control Officer.

Commissioner Ossenberg moved that these admittances be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST TO FENCE EASEMENT

re:Right of encroachment on section of land between Lot #19, Clarence E. Rupp, 2501 Glenview and Lot #20, William R. Gaffney, 2443 Glenview, known as St. Joseph Terrace.

The above mentioned parties have lived at these addresses for five years and have maintained the section of land known as a dedicated easement 50 feet wide, each party cutting and maintaining 25 feet each. This section of land is supposed to be a street but this is an unpaved easement and there are no plans to ever make a street out of this section now or later.

The afore mentioned parties seek right of encroachment to fence this easement down the middle each fencing their 25 foot in with their back yards thereby closing in the easement completely starting at the back side of the houses, due to problems that will be listed below. Let it also be known that both parties will share the expense of the fence and expect the county to pay no expense or for the county to maintain this property after it is fenced in. It is also agreed by both parties that if the county decides to build a street they will both revert their 25 foot back to the county.

As mentioned before both parties have lived at these addresses for five years and have spent a large amount of money and time on the maintaining of this easement. They have planted grass, filled ruts in with dirt, and mowed it only to find their time and money was wasted. After they would fill holes or plant grass, they'd come back home only to find a motorcyclist had made sure he found all the fresh dirt and spun it back out of the ruts with his tires. Not only have motorcycles been a problem but also cars and bicycles. Cars have come up their driveways, through their yards, into the wet easement, causing considerable damage to the easement and also their provate property. Both parties have asked individuals responsible for the damage to not bring the various vehicles through the easement and private yards, but to no avail. The only answer we receive is to find our children are being threatened and harrassed and that our wives and children are being cussed and called very dirty names, as they come on through.

One of the most important problems is serious injuries and law suits. A motorcyclist is going to pop a wheelie one time too many, hit a rut just right, not only receive a serious injury, but also the county would find themselves in a law suit. Already this year a 4 year girl was run down by a boy on a bicycle. She was lucky. She only received scrapes and bruises and a large bump on the head. A couple of years ago a boy was going through the easement at night and fell on a foreign object that someone had placed there, causing the parents to have to rush him to the Emergency Room to have the gash sewed up. That only required 26 stitches The county was lucky that time because they weren't sued. The next child's parents may not be so understanding. Both parties try to keep dangerous foreign objects out of the easement, but they cannot be home every second to see when or where someone might throw glass or bury strips of metal half in and half out of the ground, so when an unexpecting person mowing the easement or someone walking up and down and around can be seriously injured or maimed for life. Letters have been written to the Commission before, but no answer was ever received.

Please grant the below parties the right of encroachment to fence off this easement and notify them of the decision. Signed William Gaffney and Clarence Rupp

Mr. Ludwig said that Charlotte Avenue and St. Joe Terrace III is platted as a road and has never been constructed and probably never will be. It runs back into Locust Creek. He said this is an easement that should be taken care of by the county. These parties want the Commissioners permission to fence the easement off so as to keep people and vehicles out of there.

Mr. Rupp said a fence would solve their problem as they have no other way to do it.

County Attorney Swain said the other alternative is to vacate it, that he didn't like the encroachment but it would be the least expensive for the land owner.

County Attorney Stephens said the problem with vacating it would be if the county ever wanted to acquire it as a public street, they would have to pay for it.

Commissioner Ossenberg moved that the encroachment be granted. Commissioner Schaad seconded the motion. So ordered.

RE: CHAPEL HILL DRIVE

A letter of request to accept a street was received from Peter J. & Leo A. Hillenbrand, as follows:

Dear Sirs:

The construction of Chapel Hill Drive, in Chapel Hill Subdivision, has been completed. It has been inspected by the County Surveyor, and has met or exceeded all requirements set forth by this office for road construction.

We request that this road be accepted by Vanderburgh County as a County Road.

This matter was referred to Mr. Nussmeyer for recommendation.

RE: EICHOFF ROAD

A petition was received by the Commissioners from residents of Chapel Hill Drive and Hogue Road stating that;

We the undersigned are concerned about the poor condition of Eichoff Road between Hogue Road and Chapel Hill Drive which are now paved, surely some improvement of Eichoff Road could now be done.

Commissioner Schaad said that this concerns the old Eichoff Road where the new one will hopefully come through eventually.

Mr. Weiss said it is only a block long and it is a rock road. Commissioner Schaad said that he and Mr. Willard will go out and look at the road.

This matter was taken under advisement for one week.

RE: AGREEMENT...MARKET CATTLE TESTING

An agreement by and between the Indiana State Board of Animal Health and the Vanderburgh County Commissioners was presented for approval of cattle to be tested for Bovine Brucellosis and Tuberculosis to conform with regulations governing the recertification and reaccreditation of said Vanderburgh County. This is an annual contract.

Commissioner Ossenberg moved that the agreement be approved and signed. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIMS

A claim was received from Sheriff Riney for the meals of the prisoners that were served from May 15, 1974, to June 14, 1974, in the amount of \$7,690.15.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was received from the Evansville-Vanderburgh County Building Authority for furnishing labor and material to remodel room 314 for Council of Governments, with the authorization of the President of the County Commissioners, in the amount of \$2.852.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Horace Lukens III for lodging, limousine, taxi & carfare, also for meals to attend ASPO convention in Chicago, Ill. for the period of 5/11/74 to 5/14/74 to interview applicants for Executive Director of the Area Plan Commission. The claim is in the amount of \$125.10.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. CROOKS

A bond was received last week, from the Greenbriar Realty Corporation and was referred to Mr. Crooks for him to see where it belonged.

Mr. Crooks reported that he had checked on it and found that it is a duplication of what was had before and is a continuation of the Greenbriar Realty's bond.

Bond received and filed.

RE: MR. HOTZ

Mr. Hotz said they are having problems with the fishing at Boehne Lake. He said trash barrels are being thrown into the lake and that cans, bottles and trash are being thrown all over the place. He said that if this continues, he would recommend that the lake be closed to fishing because they don't have the manpower, nor the money to hire someone to keep the place cleaned up.

Commissioner Ossenberg said that when this matter came up before, the news media had left and there wasn't any publicity on it and he asked a reporter to please write an article on it because, if the vandalism continues, he will be in favor of closing it down and he hates to penalize all the people because of the ones who want to vandalize the place.

Mr. Hotz said that it would be asking too much to request that someone from the Alcoholic Help Inc. police the lake, since it is taking several hours a day now, for Mr. Lawson to police it and clean it up. He said they could go before the Council and ask for enough money to put a man out there for maybe two months during the fishing season and let him keep the place in order.

Commissioner Schaad said he knows how strongly Commissioner Willner feels about Boehne Lake and he wouldn't take any action on it while he is away.

Commissioner Ossenberg agreed to wait until Commissioner Willner returns before any decision is made and at the same time, he asked the cooperation of Reporter Heimann to publicize in the newspapers and said that if something isn't done to improve condition out there, the Commissioners will close it down. This matter was deferred until Commissioner Willner returns.

RE: UNIVERSITY HEIGHTS

Mr. Weigant and Dr. Guthrie appeared before the Commissioners on a drainage problem on Drexel Drive in University Heights, that has previously been discussed.

Mr. Ludwig presented a plan that was agreed to, by all the parties involved, to correct the problem.

Mr. Martin said that one of the problems is that the pipe under Dr. Guthrie's property is inadequate. He said they will divert the water to the open ditch and increase the size of the existing pipe to Mr. Weigant's property, clean that ditch out and dispose of the excess dirt, leave a berm and divert the water. All concerned were in total agreement with this procedure.

Commissioner Schaad said that after this done, it needs to be inspected so it won't happen again.

Mr. Pugh said that back when Dr. Guthrie's home was built, the contractor was suppose to put in a 24 inch pipe but put in a 12 inch pipe and said that if he were caught doing this, they wouldn't be having this problem and the new Building Code will keep this sort of thing from happening.

Commissioner Ossenberg moved that the plan be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CHECK RECEIVED

A check was received from the Rockford Map Publishing Inc. in the amount of \$54.08 for materials used from the Registration office in preparing their list of names and addresses, as was allowed by the Commissioners.

The check is to be placed in the County General Fund.

RE: MR. CROOKS

Mr. Crooks reported that he pulled the men off the job of wrecking the Boehne Bldg. last Saturday night to put them on the city garage where damage had been done by the storm and that he would probably get them back out at Boehne tomorrow.

RE: MR. WILLARD...REPORT

Mr. Willard submitted an absentee list for the past week of the County Highway employees.

Report received and ordered filed.

RE: AUTHORIZED TO ADVERTISE

Mr. Willard said he went over the specifications with Mr. Cravens for the loader that is needed by the county garage and presented them to the Commissioners.

Commissioner Ossenberg moved that the specifications be approved and authorized the County Auditor to advertise for bids. Commissioner Schaad seconded the motion. So ordered.

RE: SHARON DRIVE

Commissioner Ossenberg said he received two calls, last week, regarding Sharon Drive and this matter came up on July 23, 1973, in the Commissioners meeting and at that particular time, it was found that Sharon Drive was an accepted county road and the matter was referred to the Area Plan Commission through a motion by the Commissioners, for them to study it and see which roads should be repaired first and apparently Area Plan didn't follow up on it. He said he drove out there and that Sharon Drive is deplorable and it will cost the county a lot more money if something isn't done now and he wondered if the county highway crew could do this work. He said the road is chip and seal and is about two blocks long.

Mr. Willard said they could do it but it would take time to get to it. .

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Commissioner Ossenberg moved that the county highway department repave Sharon Drive this year. Commissioner Schaad seconded the motion. So ordered.

RE: CONTRACT AWARDED...BRIDGE #104

The following bids were received last week on BC-3-74, Boonville-New Harmony Road Structure #104 over a branch of Bluegrass Creek and were referred to Mr. Nussmeyer for recommendation:

Deig Brothers Construction Co\$50,	013.00 Engineer	rs Estimate
G. H. Allen Inc\$50,	591.40	
Barnett Brothers Inc\$47,	777.12 \$48,9	24.12

Commissioner Ossenberg moved, on the recommendation of the County Engineer, that Barnett Brothers, who submitted the low bid, be awarded the contract. Commissioner Schaad seconded the motion. So ordered. Barnett Brothers will be sent a copy of the signed contract.

RE: CONTRACT AWARDED...BERGDOLT-LYNCH-HITCH PETERS

Bids were opened on May 6, 1974, for the widening of Bergdolt Road, Lynch Road and Hitch Peters Road intersection. The bids had been referred to Mr. Nussmeyer for recommendation and he said at that time that the bids would have to be held until money could be transferred to cover this project. The bids are as follows:

Feigel Construction Co\$108,1	138.00 Engineers	Estimate
Deig Brothers Construction Co\$114,0	001.50 \$98,2	32.50

Mr. Nussmeyer said that the money is now available and he recommended that the low bid of Feigel Construction be accepted.

Commissioner Ossenberg moved that Feigel Construction Co. be awarded the contract. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Deig Brothers Inc. for Allen's Lane over Locust Creek; 203-3767...\$1,234.48 and 215-3767...\$1,110.30. The amount due is \$12,344.78. This is for the Allen's Lane Bridge, where it fell in.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CHANGE ORDER

Mr. Nussmeyer presented a change order on the project of Allens Lane that is involved beyond the contract limit of Deig Brothers, from Locust Creek to Mesker Park for resurfacing. He said that he has the money in his contractual account and the road is in terrible condition, that the change order is \$15,596.00 and he said that he was sure, if this work isn't done, the county will be critized.

Commissioner Ossenberg moved that the change order be approved. Commissioner Schaad seconded the motion. So ordered.

County Attorney Stephens said he thought this to be a new contract and questioned the legality of the change order since no one else has a chance to bid on it. He suggested checking with the state man and after calling them, the state man said that if Mr. Stephens would write an opinion, that it would be legal, that the State Board of Accounts would go along with it but that he was right in saying they should

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award a new contract, also, since the project is actually going to be extended beyond the point of the previous contract.

beyond the point of the previous contract.

He said this is a border line case and if they would let Deig go ahead with it, they would get themselves into the position that if it happened again, the Construction Company on the job would say, "You did it for him and now you've got to do it for me." He said that if the State Board of Accounts question it, they want him to give an opinion that it is allright and he can't do that.

After further discussion, Mr. Stephens said if the road is dangerous for travel, the road can be closed and it can be declared an emergency.

Commissioner Ossenberg asked Mr. Nussmeyer if the road was bad enough to be declared an emergency.

Mr. Nussmeyer said that it was.

Commissioner Ossenberg moved that his previous motion be rescinded and that the road be closed and that it be declared an emergency, on recommendation of the County Surveyor and that he get two more invitational bids. Commissioner Schaad rescinded his second to the motion to approve the change order and seconded the motion now made by Commissioner Ossenberg. So ordered.

The road was declared an emergency because it is dangerous to the public.

It was agreed that the Commissioners act on this matter as soon as the County Surveyor obtains two more invitational bids and the decision will be made public at next week's meeting.

RE: CLAIM

A claim was received from Engineer Associates for Engineering Services on the Eichoff Road project in the amount of \$40,420.58.

Mr. Weiss explained what percentage of the three phases that had been done and corrected errors that were made in the percentages.

Commissioner Ossenberg moved, on recommendation of the County Surveyor, that the claim be approved for payment and that the report be approved as amended. Commissioner Schaad seconded the motion. So ordered.

RE: OAK GROVE ROAD

The Oak Grove Road project had been discussed previously, since they are having problems with the Railroad because they wouldn't let us cross their switching devices and the plans had to be changed.

Mr. Nussmeyer reported that Mr. Tatum of the Southern Railway System, came down, after receiving his letter, to see the problem and that Mr. Tatum said that be could get approval for going East of Green River Road and that Mr. Tatum is to send him a letter. He said that as soon as he receives the letter, he will report on it, to the Commissioners.

County Attorney Stephens said that they were going to have to make up the minds as to what they are going to do and if Mr. Nussmeyer doesn't hear from Mr. Tatur, he should tell the Southern Railway System that they are going to file a petition with the Public Service Commission.

RE: OLD STATE ROAD

Commissioner Schaad said that another project that is being held up is the State Road project of the overpass over the Railroad track, because of the Suit on it, and they won't get this project done this year either.

Commissioner essentiang said that the law cut has now been reset from way to

The meeting recessed at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Reporters

S. Clark

Thomas Ossenberg

Thomas Swain

C. Leach

R. Lyles

B. Thompson

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 1, 1974

The meeting of the County Commissioners was held on Monday, July 1, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad 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 engrossed by the Auditor and the reading of them dispensed with.

The County Attorney's were requested to proceed with the opening of the bids that were received for the bridge at Pollack Avenue and Fuquay Road, while the meeting is in progress.

RE: COUNTY OWNED SURPLUS PROPERTY

Mrs. Donna Davis bid \$100.00 on a parcel of property at 2200 Blk. of Bosse Avenue, Pt. Blk. 5, Code 7-218-6. The Appraised value is set at \$450.00.

Commissioner Ossenberg moved that this parcel be sold at the offer of \$100.00. Commissioner Schaad seconded the motion. So ordered.

Mrs. Davis requested that the deed be in the name of James R. Davis. Mr. Stephens said that he would prepare the deed and it will be ready next week so that it can be picked up and paid for in the Auditor's office.

There being no more bids today, it is noted that the sale will continue next week.

RE: LETTER SENT TO INSURANCE COMPANY

A copy of a letter that County Attorney Stephens wrote to Torian Insurance Agency, regarding the law suit of Linda K. Page Vs. Vanderburgh County Commissioners reads as follows:

Dear Mr. Torian:

. .

I am enclosing a copy of a complaint served upon me on June 26, 1974, by the Sheriff of Vanderburgh County. Similar copies of the enclosed complaint have been served upon each member of the Vanderburgh County Commissioners.

Examination of the enclosed complaint reveals that the claim involved would be covered by the policy of Liability Insurance issued by your agency to Vanderburgh County, accordingly.

I am forwarding the enclosed document to you in order that you may employ counsel for the purpose of representing the Commissioners in said cause.

Would you kindly forward me a written acknowledgment of the enclosed document and this letter for my files. Very truly yours, William Stephens, County Attorney

Letter received and filed.

Mr. Stephens said that Torian Insurance Agency has sent him an acknowledgment and has forwarded the letter to the Insurance Carrier.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY TREASURER

Diana L. Steurer 1761 Henning Ass't Cashier \$216.27 Se. Mo. Eff: 7/1/7
Betty Burton 2812 Edgar St. Counter & Post. Clk. \$216.27 Se.Mo. Eff: 7/1/7

AREA PLAN COMMISSION

Douglas R. Thomas 312 Waggoner Zoning Admn. \$395.83 Se. Mo. Eff: 7/1/74

VANDERBURGH SUPERIOR COURT. JUVENILE DIVISION

Vane L. Schmitt 618 Wessel Ave. Clerical Ass't. \$5296.10 Yr. Eff: 7/8/74

37,

KNIGHT TOWNSHIP ASSESSOR

John W. Robinson

115 N. Weinbach

Deputy

\$15.00 Day

Eff: 6/24/74

RE: EMPLOYMENT CHANGES RELEASES

COUNTY TREASURER

Jean Sills

1829 Broadmoor Ass't Cashier \$216.27 SeMo. Eff: 7/1/74

Peggy Atherton

2618 Vogel Rd. Counter & Post Clk. \$216.27 Se.Mo. Eff: 7/1/74

AREA PLAN COMMISSION

Jack E. Hanes III

Zoning Admin.

\$395.83 Se. Mo. Eff: 6/21/74

Douglas R. Thomas

312 Waggoner

Technician

\$300.67 Se. Mo. Eff: 6/21/74

CLERK OF THE CIRCUIT COURT

Colleen Hilgeman 2805 Hartmetz

Sup. Crt. Deputy

\$214.00 Se. Mo. Eff: 6/22/74

Virginia Zinn 1303 Lodge Deputy Clerk

\$214.00 Se. Mo. Eff: 6/30/74

RE: REQUEST TO HAVE TELEPHONE MOVED

Mr. Angermeier sent the following note to the County Commissioners:

Gentlemen:

I am sending this note in regard to having a telephone moved from one desk to another desk in the County Assessor's office.

The telephone number that I am asking to be moved is 426-5271. We need it moved so the girls working for the County Board of Review will have a phone in making appointments, etc. Yours truly, James Angermeier, Vand. Co. Assessor

Commissioner Ossenberg moved that Mr. Angermeier's request be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance on Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts was received, showing that Feigel Construction Company was issued a policy of Insurance and that it is effective

Certificate of Insurance received and ordered filed.

BIDS RECEIVED

The following bids were received for the bridge at the Pollack Avenue and Fuquay Road intersection:

Deig Brothers Construction Co.....\$38,268.25 Barnett Brothers Construction Co....\$37,295.00 Oak Grove of Evansville, Inc.....\$38,011.40

Engineer's Estimate \$41,583,20

Commissioner Ossenberg moved that these bids be referred to Mr. Nussmeyer for examination and recommendation. Commissioner Schaad seconded the motion. So ordered. The contract will be awarded next week.

RE: APPOINTMENT MADE

Mr. Lukens presented the Commissioners with a copy of the memorandum concerning the decision of the Personnel Committee regarding the Executive Director position for the Area Plan Commission, as follows:

On Thursday afternoon, June 27, 1974 the Personnel Committee of the Area Plan Commission met to make a final decision oc serning it's recommendation for the position of Executive Director of the Evansville-Vanderburgh Area Plan Commission. Those in attendance at this meeting were the undersigned, Ralph Olmstead, Marion Hite, and Robert Jarrett. Mr. Robert Lutz was unable to attend the meeting due to a prior commitment. This report is to give you a resume of the activities of the committee as well as it's recommendation for a new Executive Director.

The Personnel Committee received 17 applications for the position of Executive Director. In addition to the applications received, the acting Executive Director did interview prospective applicants at the May meeting of the American Society of Planning Officials in Chicago. The Plan Commission also advertised the position in the Professional Planning Journal over an extensive period of time.

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38.

The Personnel Committee also had access to the applications which were previously submitted for the position of Executive Director of the Southwestern Indiana-Kentucky Council of Governments. After a thorough evaluation of all the applications submitted, the Personnel Committee reduced the selective process to three applicants.

The three applications which were selected for further interview represented a diverse geographical base as well as high professional qualifications. The three final applicants were all personally interview by members of the Personnel Committee. One applicant came from a large planning unit in Southeastern Georgia. Another applicant came from a planning unit in Northern Pennsylvania. The third applicant came from a city planning position in the Mid-West. All three applicants were given tours of the city and extensive briefings by the acting Executive Director.

The recommended selection by the Personnel Committee for the position of Executive Director of the Plan Commission is Mr. Kenneth D. Nelson of Paducah, Kentucky. Mr. Nelson is presently the Director of Planning for the city of Paducah. Qualifications were enclosed.

Mr. Lukens said this was the unanimous choice of the committee, as well as the Executive Committee, also that Mr. Nelson extends his regrets that he isn't here but that he is presently in the National Guard Camp at Fort Knox, Ky. and that he will be on the job on July 23, 1974. He said that Mr. Nelson comes highly recommended and was the best qualified applicant for the position.

Commissioner Ossenberg moved that Mr. Kenneth Nelson be hired to fill the vacancy of Executive Director of the Area Plan Commission, on the recommendation of the Executive Council. Commissioner Schaad seconded the motion. So ordered.

Mr. Lukens announced that as of July 23, 1974, he tenders his resignation as acting Executive Director of the Area Plan Commission.

RE: EVERGREEN ACRES

Mr. Gary Gerling who represents Bussing Construction Company, spoke on their behalf by stating that their position is that the streets in Evergreen Acres, do now, belong to Vanderburgh County and have for sometime. He said they aren't trying to transfer some kind of a problem to Vanderburgh County, that the only reason the situation was ever brought up is that the records of Mr. Bussing's office were incomplete in that they failed to show any formal acceptance by the Commissioners. He said as he understands the law, the streets in the county are established solely and exclusively by the Vanderburgh County Board of Commissioners, also to recognize the long time existance of some streets as called a highway by user and to accept and assume the responsibility and the maintenance of them.

Mr. Gerling said there is a third way to establish streets and that is the delegation of power that the County Commissioners have given to other persons because they have empowered the Area Plan Commission to approve subdivisions and one requirement of the statute to do this, is the subdivision can not be approved unless the streets contained, therein, can be coordinated with reference to the existing streets in the county, so obviously, a street can be built in this county by a contractor, building a subdivision which is what happens in most cases, and under the ordinance and under the requirements of the Area Plan Commission, such streets are built and Mr. Bussing built streets first in this method. He presented a preliminary plat to the, then, existing Area Plan Commission in the early 1960's for the streets to be contained in Evergreen Acres and after that was approved, he submitted a final plat for approval and this was developed. After the final plat plan was approved, prior to the time the streets were constructed, the plans and specifications were submitted, setting out the width of the streets, the materials to be used, the thickness of them, etc. He said that Bussing Construction Company has had on file with the County Building Commissioner, a bond for many years, guaranteeing the performance of work that he may do in this county, and now, pursuant to the authority, those plans were taken from the then existing, County Surveyor-County Engineer, Mr. Biggerstaff and presented to the County Commissioners, and the street plans were approved, the streets were constructed according to the specifications established and approved by this county. He said that sometime after he built the streets, he notified the county, forally, that the streets were completed and should be formally accepted. He said he assumed that the County Engineer, in the 1960's, did his duty as prescribed by statute. He said there are problems and the question is what is the problem connected with the street and the answer is not that they were improperly constructed but that they haven't been maintained. He said that according to his information, that Vanderburgh County has approximately 600 miles of roads in the county that they receive gas tax money on for maintenance and that about 99% of it must be spent to maintain and build county roads and they are receiving approximately \$15,000 per mile and the previous minutes of the Commissioners state that the county is receiving no money from the state for Evergreen Acres so he contacted the State Highway Department and he received a signed copy of the official revised inventory of November 3, 1971, from the state, which contains the roads in Evergreen Acres and shows that, at least since then, that Vanderburgh County has been collecting gas tax money for every mile of road in Evergreen Acres.

Mr. Gerling said that a little of the money has been spent on maintenance of some of the roads in Evergreen Acres, also that it seems to him that the residents out there don't have a choice of forcing Mr. Bussing to rebuild these streets since he has done all that the law requires him to do and Mr. Bussing asks a formal recognition of what has been happening in the past and he doesn't intend to build the streets again because it is not a problem that he created.

There was further discussion and it was stated that the Right of Way is 50 feet wide and the streets are constructed of concrete according to specifications, at least six

inches deep.

Mr. Gerling said he doesn't question the fact that the records of 1968 have been searched and doesn't reflect the formal acceptance, that he doesn't think the only way that the Commissioners can speak is through their official minutes, that they can speak through their actions. He said he assumed that the legislature anticipated that the inventory would be correct and that the Surveyor or Engineer would place roads in the inventory that were eligible for acceptance.

Mr. Jerry Baugh said he appeared on behalf of a number of the residents in the Evergreen Acres Subdivision and he wanted it made clear that he wasn't present to debate the law with Mr. Gerling or with legal council as to if the roads had been accepted or not but merely present, in a practical point of view and perhaps to some extent, arguing against the best interest of his clients who are residents out there because if it is true as Mr. Gerling states, that these are official county roads that are supposed to be maintained by the county, then it is strictly the County Commissioners that should be getting these streets in the kind of condition they should be in and aren't in at the present time. He said they don't know whose responsibility these streets are but they do know that the streets in Evergreen Acres aren't being properly maintained. He said if the county is receiving gas tax money for them, and should be repairing the streets, then he is at a loss to understand why, when his clients have come to the county, they have been turned down on numerous occasions and the more fact that isolated repairs have been done from time to time, he didn't think should weigh too heavily with the Commissioners in determining this issue. He said he didn't think he needed to remind anyone of the celebrated law suit, last year, which had never been accepted and were not county roads, were being, in fact, maintained to some extent, through either a mixup in the county's records or for some other reason and he thought they would all recognize that if sufficient pressure is brought to bear in behalf of a particular individual, it is sometimes possible to get repairs made where they shouldn't be made by the county. He said the point is that the roads there haven't been maintained in any systematic manner. He presented pictures of the streets that had chuckholes and other deficiencies to the Commissioners and said that he isn't saying that this is a result of improper construction, since he would assume that Mr. Bussing is well regarded in the construction industry and he would assume that his streets were made properly. He said if he would follow the legal argument that is being made by Mr. Gerling at this time, it is a little bit different from what appears in the Commissioners minutes of about four or five meetings ago and it now seems that he is saying that if a plat is approved and if construction of streets is done, in the carrying out of that plat, then that the County Commissioners has no authority to turn down streets, he then would ask why we have always gone through the acceptance procedure. He said if Mr. Gerling's argument is to be carried out logically, the county has no alternative, once the streets have been constructed, but to accept the streets, so why are we going through the acceptance process. He said he didn't think this is correct, that he thinks that until the streets are formally accepted by the Commissioners, they remain the responsibility of the builder. He also called to the attention of the Commissioners, that there is a question of not only the continuing maintenance but a question of liability arising out of the construction and maintenance of the streets which, if the county is now to accept these streets, they would accept the liability as well as the maintenance. He said that two weeks ago the city lost \$30,000 in a personal injury, wrongful death case arising from a woman who fell in a chuckhole in a street that was supposedly maintained by the city and if this is the kind of liability that the county expects to accept, then they should be fully aware that this liability will go with the acceptance of these streets. He pointed out that with the question of liability and maintenance of the streets, they should also take into account that more thought should be given by either the Area Plan Commission or by the County Commissioners to the things other than the maintenance of the concrete of the streets, namely, the layout and design even though it is too late in this instance.

Mr. Baugh presented photographs showing the newest street in the subdivision which is apparently the street that was just accepted in April, which showed some of the other problems which will follow the acceptance of streets which are not properly designed. He noted that there was mud on the new street which washes off of the area which is under present development by Bussing Development Corporation. He submitted that this is as poorly designed a street, from the standpoint of putting it downhill, of areas being developed without proper means being taken to insure that they do not flood with mud, creates another liability problem and if, as a result of that mud on those streets, which is a yearly and persistant problem in this subdivision, there is an auto or other accident, the County Commissioners as well as the Bussing Construction Co. will be subject to liability because of having accepted the streets so they don't really care whose

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problem it is but who is ever responsible should get some work done on those streets and get them up to the standards that the residents of the county have a right to expect and if it is not the county's problem, then lets get Mr. Bussing or someone else to do the work and get the streets up to the proper level and have them accepted and hereafter maintained by the county and this is basically their position.

Commissioner Schaad said the mud on the road was evidently a matter of drainage, probably the matter of ditches along the road to take the water away.

County Attorney Stephens said that there can be a good plan for a roadway and then they will build a street where excavating is done along the side which will cause water to come down and some of that can't be foreseen.

Mr. Gerling responded by saying that they weren't aware that every resident of Evergreen Acres was unhappy and of the number of people that Mr. Baugh represents. He said he knows that he represents two persons who have initiated a law suit against Bussing Construction Co. which is pending in Superior Court concerning this particular problem and the photographs taken were probably taken in February, at which time there was a problem and it is his understanding that Mr. Bussing has made plans for bales of hay and has consulted with Tom Pugh concerning this matter and has taken a number of steps to try to solve the problem and they have chosen, in court, to accuse them of improper drainage and design because they didn't agree with those contentions and he thought that street has been accepted and that case is pending and will be decided by the courts.

Mr. Gerling said the logic of what he stated as an acceptance procedure escapes him, but that he didn't state that at all and this Board certainly has the responsibility to inspect and to accept and what he stated was that the, then existing Commissioners can't get rid of their responsibilities by doing nothing, that if they day construct a street to a certain specification and if he does so with the understanding that if he does it properly, it will become a part of the county road system and will be maintained by the county so that the persons that live there will have street maintenance, the same as they would have in the City of Evansville. He said the streets are built and the Commissioners know they are there, the statute says to inspect it and it is done according to specifications and inspections are made and the Commissioners fail to either formally accept the streets or fail to make a note of it in the minutes and do nothing for a period of six or seven years and then when it is called to their attention, they say, that because the streets haven't been maintained for that long, they aren't going to take them and he thinks this acceptance becomes an obligation, that they can't just give the builder the responsibility, the rest of his life, of guarantee on continued perfect condition of the streets. He said, in reference to the work that has been done, that evidently enough work hasn't been done on them or they wouldn't be here and in reference to the work being done in some improper manner, he said that the defendant, which was a county employee, was found not guilty by the jury and all the newspaper articles, accusations and insinuations will never change that and he sees nothing wrong with the work performed on the streets, he just thought more work should have been done on them.

Mr. Gerling said if the county has collected the gas tax money on the streets and if they have met the specifications at the time they were constructed and no one controverts that evidence and they think that under these circumstances, the Commissioners should have its records and minutes speak the truth which is that these roads have been a part of the county road system for some period of time and they should be accepted and then be maintained as required. He thanked the Commissioners for their time and consideration.

Commissioner Schaad said that he was wondering, since there was no official records of these roads being accepted and some maintenance has been done on them, right or wrong and perhaps a long time ago some substandard streets could be accepted because somebody had a buddy too, so that doesn't make it right anymore than this does now but he wondered why it has taken seven years for this thing to happen and if the petition was filed for these streets to be accepted that long ago, why didn't they follow up on it to see that it was done.

Mr. Gerling said the reason of the oversight was because no one was concerned but because of the problems of complaints of the street conditions and the records indicated that the formal acceptance letter had never been received, which started the initation of the correspondence and Mr. Bussing was of the opinion that the streets had been accepted and that there were no problems.

Mr. Bussing said that he filed the letter in 1968 and was told that the Commissioners had accepted the streets and he took them at their word and never checked further.

County Attorney Stephens asked Mr. Bussing if he went back and did any work on the streets after they were built.

Mr. Bussing said no but that he went back into Old State Estates and did some work this summer and sealed all the streets there.

Commissioner Ossenberg said to expedite this matter, he has given proof this way and a copy is being sent to the County Highway Department, of a complete list of all roads accepted in Vanderburgh County that were receiving gasoline tax money, which should be due in a week to ten days, also he thought that the subdivision ordinance which was amended two years ago, had somewhat of a different approach of what the ordinance originally had been accepted and he thought to get this thing over with, to wait for the report from the state and at the same time, he would like for the County Attorney's to work with Mr. Gerling and with Mr. Baugh and see if they can't get this thing resolved once and for all. This matter will be continued.

RE: LEASE AND CHANGE ORDERS

The lease and change orders were presented for the Evansville Comprehensive Mental Retardation Center from Key Construction Co. and Swanson Nunn Electric Co.

Mr. Tom Jones apologized since he didn't know they were supposed to be here this morning because he was out of town and the other representative had to put his Mother-in-law in the hospital.

Mr. Jones said that some of the changes were requirements from the State Board of Health of which they have no control, that the one from Key Construction Co. is for vinyl wall covering on the folding doors between the rooms which was a requirement because of the fire reading on this type of material and the ceiling tile was a requirement from them because of the difference in price from what the regular tile was because two rooms were required to have a plastic coated tile, since they were dealing with infants, also the platform in the work training area is a deduct rather than an add-on, that it originally called for poured concrete and they asked that wood frame and decking be put in there instead, also required was that a telephone be placed in the elevator cab by the elevator inspector and they discovered that the aluminum doors were being torn by the door stops because there were no door stops on the walk itself, so this brings the change order request to \$1,428.15 from Key Construction Co. and this was approved under general construction and was approved by the Building Committee of the Association and also by the Board and this will be over and above the original bid. He said for Swanson Nunn Electric Co., this is for a buzzer system which goes into two infant rooms and two day care rooms and it was installed in the secretary's area which is the way the blue print showed it, but it actually was to have been installed in the nurses area instead, so they want \$60.00 to put it on the other side of the wall and there was to be re-arranging of the switches in the hall and they had to be changed so the breezeway hall lights could be turned off during the day, also a receptable wasn't installed in the kitchen area which is the training area and they needed it for an electric sink and there was also a deduct for a light fixture in the work area so this brings an add-on for Swanson Nunn Electric Co. in the amount of \$416.85 which was also approved.

County Attorney Swain said if this is the fault of the architect, in leaving it out, he didn't think the county should have to pay for it and that he would leave it up to the Commissioners but that he was tired of bailing out the engineers and architects for their mistakes.

After further discussion, Commissioner Ossenberg moved that the change orders be approved. Commissioner Schaad seconded the motion. So ordered.

Mr. Jones said that the county will be getting a check for \$60,000 this week, which will be \$60,000 of their portion of the construction cost.

The lease was discussed and the County Attorney's recommended that it be for 20 years since they didn't want to go the 50 years.

Mr. Jones said they have to give at least a 20 year lease and then for 50 years, the building has to be used for what it was originally constructed.

Commissioner Ossenberg moved, on the recommendation of the County Attorney, to approve the lease for 20 years. Commissioner Schaad seconded the motion. So ordered.

RE: ELECTRONIC VOTING SYSTEM

A letter was received from Shirley Jean Cox who is chairman of the committee to study the Electronic Voting System and she submitted a report and recommendation as follows:

1. We adopt the system for use in Vanderburgh County.

2. This system of voting be used beginning in the Primary election of 1975.

3. The Commissioners request funding to purchase the equipment as soon as possible to take advantage of the quoted prices.

4. Equipment purchased as follows, from the Computer Elections System; 650 votomatic devices at \$220.00 each for a total of \$143,000.00; 177 demonstrators at \$57.00 each for a total of \$10,089.00; 179 ballot transfer cases at \$14.00 each for a total of \$2,506.00; one neumatic crimper at \$980.00; 2 ballot tab comouters at \$47,800 and 179 ballot boxes at \$15.00 each for a total of \$2,685.00 for a grand total of \$211,050.00.

Commissioner Schaad said they have offered a trade-in on the 200 old machines of \$81,300.00 and subtracting that from the \$211,050.00 would be \$129,750.00 which would be the actual cost.

5. The Commissioners contact interested Equipment companies concerning the purchase of the 200 lever machines and compare to the allowable trade-in of \$81,300.00 from Computer Election System. Outright sale could result in added savings for Vanderburgh County. Reis Sales Co. of Indianapolis has indicated interest.

Commissioner Schaad said they would have to see if they can find anyone to give them more than \$18,300.00 for the old machines, also that they should keep a couple of the better machines to be used locally for elections and he wondered if they wouldn't have to get bids for the new system if the old machines aren't going to be traded in.

The County Attorney said that they would then have to advertise for bids.

Mrs. Marjorie Warner of Lombard Avenue appeared and said that she was the President of the League of Women Voters for two years in the 1950's and that Vanderburgh County, as other counties, does have irregularities in voting and when she was learning the procedures, she was told that this was nothing like the trouble they had with paper ballots. She said what they are proposing is another form of paper ballots with the addition of a computer for counting the vote. She said that she looked over the new system and has been doing research with other communities using this system and was particularly interested in finding cities our size or larger and learning of their experience with the machine and she found, in general, that the difficulty in marking the ballot is one which can be overcome with sufficient education of the voter and she hoped that one demonstrator would be available for each voting precinct as this is essential. She said she understands that the problem in punching the card is sometimes the people do not use enough pressure which would void the ballot. She also said the boxes should be large enough to hold the ballots and should be aluminum so as not to be too heavy. She said the only city that she found that considered this type of voting a disaster was Detroit and they got their old machines back. She said she hoped there would be an escape clause in our lease that would allow us to reconsider if we find that the new system doesn't work. She also said that she was told there could be inaccuracy where the ballots are put into the computer and it is essential for either, the citizens or newspaper and T.V. representatives to be allowed to watch to see that there is no funny business.

Commissioner Schaad thanked Mrs. Warner for coming and said it is nice to have a citizen to come forward and speak their mind since a lot of times they wait until something happens and then gripes about it. He said he was sure the committee has studied all the possibilities of the new system and that the savings will be terrific.

Mr. Hotz said that he wondered if the committee looked at the boxes that the county has for ballot boxes since they are lightweight, can be locked and they can also be waterproofed and would save the county some money and that he has more than enough.

Commissioner Schaad said he was sure that Mrs. Cox was familiar with the boxes that they have.

Commissioner Ossenberg said he doesn't know the time element to get the prices so he thought this should be referred back to the committee and let them come back and put it on the council call. He said if he would make a motion, it would be that we have an escape clause in the contract and he suggested calling Detroit to see what company they dealt with and what clause they had in their contract.

Commissioner Ossenberg moved that Mrs. Cox's recommendation be approved so it can be placed on the July Council Call and that they investigate the county election board in Detroit, Michigan and also he would like for Mr. Hotz to bring the boxes that he has before the committee to see if they are suitable and if so, they can be struck from the bid and they will do nothing about the old machines at the present time. Commissioner Schaad seconded the motion. So ordered.

RE: CHECKS RECEIVED

A check was received from Springfield Silver Servicing Co. for \$569.89 from the sale of surplus x-ray film that was at Boehne Hospital.

A check was received in the amount of \$500.00 from the sale of the boiler at the Old Boehne Hospital.

Commissioner Ossenberg moved that both checks be accepted and placed in the General Fund. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM

A claim was received from the City Comptroller for the S.W. Indiana & Kentucky Regional Council of Governments, Vanderburgh County Share for Operation of the Council of Governments from July 1, 1974, thru December 31, 1974, less utilities in the amount of \$52.00, and the amount of the claim is \$52.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said that in checking with the Auditor's office on 660 S. Governor St. He found that this property was taken by the county for taxes and the deed was dated 3/9/72. He said that he could use the money from account 130-254, Repair to County Buildings, to demolish this house.

County Attorney Swain suggested it be condemned to the city so they can foreclose on it and tear it down.

Commissioner Ossenberg moved to give this property to the city and let them tear it down. Commissioner Schaad seconded the motion. So ordered.

RE: SMITH DIAMOND ROAD BRIDGE...#125

Mr. Nussmeyer presented plans for the Smith-Diamond Road bridge. He said that the Engineer's estimate is approximately \$165,000.00. He asked that the plans be approved subject to the approval by the Corp. of Engineer's.

Commissioner Ossenberg moved that the plans of #125, over Sanders Creek be tentatively approved. Commissioner Schaad seconded the motion. So ordered.

RE: OAK GROVE ROAD

Mr. Nussmeyer presented the following letter that he had received from the Southern Railroad System.

Dear Mr. Nussmeyer:

It was a pleasure meeting with you in Evansville last week and certainly, our meeting was beneficial to the extent that I now clearly understand the problems involved with requested road crossing from Oak Grove Road.

As I pointed out to you in our meeting, from the beginning I had understood the request for a new crossing was for the purpose of removing dogleg from Oak Grove Road at point where it crossed Southern Railroad's tracks and entered Highway 62. I now thoroughly understand this is not correct and request for new crossing is primarily for the purpose of having access.

After our meeting, considerable research was done in my office to determine the status of present grade crossing from Oak Grove Road to State Highway 62. I have attached a print made in December of 1960 which shows the proposed track to serve Stevens Lumber Company (now Complete Lumber Co.) and as you can see from the drawing, there is an apparent offset of ownership in the northwest corner of Stevens property. This is the area over which vehicular traffic moved to cross our Railroad and enter Highway 62. Our files indicate a former private crossing agreement in 1920 to provide for the existence of the present crossing, but we have been unable to develop any information to indicate Mr. Stevens has an agreement for this crossing. This leads me to the conclusion that for a number of years, Southern Railroad has deemed this crossing a public crossing and that Mr. Stevens has no agreement to provide for its existence. If this assumption is correct, I see no reason present crossing

could not be improved as long as improvement did not involve switch serving Kight Lumber Co. and such an arrangement would satisfy your needs in this area.

With respect to the proposed new crossing at Southern Railroad Milepost 4.10-EB I would appreciate your consideration of the above information and advice as to whether you care to proceed with the improvement of the existing crossing, or construction of a new crossing and closing of the old,

Yours truly, P.M. Tatem, Superintendent

Commissioner Schaad said that now they were back where they started.

County Attorney Swain said that they deem this a public road but the Commissioners don't necessarily deem it a public road and what they deem it, isn't necessarily true. He said that they jump around and waited six months to answer a letter and then they said they didn't get the letter.

Commissioner Ossenberg said that this really disturbs him, that the Commissioners try to improve things and get things done and there is always a fly in the ointment.

Mr. Nussmeyer said that the crossing should be built as was originally planned and that Mr. Stevens, the residents and the Evansville Industrial Foundation will go along with it and the only problem that they have is the Southern Railroad.

County Attorney Stephens will answer the letter to the Southern Railway System.

RE: CHANGE ORDER

A change order on the project of Allens Lane, that is involved beyond the contract limit of Deig Brothers, from Locust Creek to Mesker Park Drive for resurfacing, was approved last week, after it was declared an emergency. The change order is now presented to the Commissioners in the amount of \$15,596, making the total of the project to be \$174,142.20.

RE: CHAPEL HILL DRIVE ACCEPTED

A letter of request was received last week to accept Chapel Hill Drive for County maintenance and it was referred to Mr. Nussmeyer for recommendation.
Mr. Nussmeyer now recommends that Chapel Hill Drive be accepted.

Commissioner Ossenberg moved that Chapel Hill Drive be approved as an accepted county road. Commissioner Schaad seconded the motion. So ordered. The resolution was signed by the Commissioners.

RE: CLAIMS

A claim was received from the Southern Indiana Gas & Electric Co. for relocating services on Lincoln & Fuquay Rd. in the amount of \$262.35 and relocating existing 2" H.P. Gas Main on Lincoln, Acct. # 506-201-3746.1 in the amount of \$320.76. The total amount of claim being \$583.11.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was received from Robert F. Traylor Corp. on Acct. #203-3764, Burkhardt Road over Boesche Ditch in the amount of \$13,335.01.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CUTS IN

The Waterworks requests permission to make a shoulder cut on Red Gate Road, off Boonville-New Harmony Road between Browning Road and Old State Road.

Commissioner Ossenberg moved that this cuts in be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST TO BORROW MAPS

Mrs. Barnhill appeared on behalf of the Area Plan Commission of Warrick County, in requesting permission to borrow planimetric maps of Warrick County from the Area Plan Commission of Vanderburgh County so they can make sepia reproducibles to be used in the up-dating of their zoning maps. She said that it will be necessary to have the mylar transparencies for a week.

45,

Commissioner Ossenberg said that there is an established policy in Vanderburgh County that nothing be taken from the Civic Center due to Insurance reasons and that he would only think that they could come to Vanderburgh County and reproduce these and the county could bill them.

Mrs. Barnhill said that they would be glad to do this, that they will send people to do it, also that they have their own paper.

Mr. Nussmeyer said that he has no objection of this being done in his office.

Commissioner Ossenberg moved that they be allowed to come to Vanderburgh County Civic Center to make the necessary reproductions. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST OF ENCROACHMENT

Mr. Clarence Rupp and William Gaffney who live on lots 19 and 20 on Glenview, known as St. Joseph Terrace, appeared last week, requesting the right of encroachment on the section of land between their lots.

County Attorney Stephens said that now, a gentleman who lives north of this property, objects to this encroachment in some manner and he understands that he wants a footpath or Right of Way through this encroached area so that he can get back to his property. He said that when he ran into this problem, he just stopped and asked Mr. Ludwich to have the gentlemen come back this week to discuss it.

Mr. Gaffney said that he heard that Mr. Meyer has full possession of the 50 foot of leaveway.

County Attorney Stephens said that Mr. Meyer doesn't have possession of it anymore than Mr. Rupp or Mr. Gaffney, that it is a dedicated street and belongs to the public, and in a case like this, the county has the option of vacating the property, at which time it would revert to the adjoining residents or the county could give them sort of a license to use it, without charge and in the event that the county would want it back they would do so and if anything had been built on it, the people would just have to take it down.

He said that the neighbor to the north evidently needs access to Glenview from his property and that the Commissioners can't give the property owners an encroachment agreement and then condition it, to the right of another property owner, to come down the middle of it.

Mr. Gaffney said that they would buy the ground or to do whatever is necessary because he can't see their taking care of it and then have everyone coming through there and tearing it up, also that they have to come through his driveway to get back there. He said while he was gone, a car tore up his yard. He said that he would put up a fence so the man could get through but he understands that the man wants a lock and key on a three foot wide gate and he keep the key.

County Attorney Swain said that the property should be vacated.

Commissioner Schaad asked if the two men couldn't fence off their property to keep the people out.

Mr. Gaffney said that this was what they intended to do but for the people to get up there, they are going to have to jump the curbing since there is no roadway on the end and his curbing is already broke and it will depreciate the value of the houses.

County Attorney Stephens said that it could be vacated but then if a subdivision is ever built, the county would have to buy the property back. He said that if they are granted an encroachment, they will probably be sued by the man north of them so his best bet would be to get an attorney and to file a petition for the vacation of the property and see what happens.

RE: DRAINAGE PROBLEM

Mr. Harold Peters said that the tile along St. George Road is choked up and water is going onto the roadway. He said that the men looked at it but that was all they did.

Commissioner Schaad said that Mr. Martin would look at it and tell the men at the county garage what needs to be done.

46.

Mr. Peters also said on the far side where the new church is being built, they are putting in tiles and the water will go on the roadway, that they aren't putting in grates on Ward Road and if they aren't stopped, they will all be putting in small tile and will have a lot of trouble.

He said that there is another problem at the corner of Peters Road and St. George Road where the Telephone Co. has a box and someone knocked it over so it was moved and now they have installed a post in the roadway and it makes the road very narrow and is obstructing the highway.

These problems were also referred to Mr. Martin for him to check them out.

The meeting recessed at 12:05

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg	Curt John, Dep.	William Stephens Thomas Swain	D. Goodman C. Leach B. Thompson G. Clabes S. Clark R. Lyles

Secretary: Margie Mecks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 8, 1974

The meeting of the County Commissioners was held on Monday, July 8, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county owned surplus property today. The sale will continue next week.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was submitted to the Commissioners for the month of June.
Report received and ordered filed.

RE: HAROLD PETERS

Harold Peters had appeared last week and reported some drainage problems and another problem where the Telephone Co. had installed a post in the roadway. He was again present today and asked what was being done about these problems.

Mr. Martin said that the contractor did a sloppy job at the north end and that the pipe should be lower so he will contact the contractor and have him lower it, and will also talk to them about installing a catch basin.

He said in regard to St. George Road and Twickingham, they have rip-rapped one ditch and they have the water going the other way and he said that they are going to recommend that the west end of the pipe be cleaned and rip-rap it.

In regard to the telephone post, he will have to contact the Telephone Co. in order that they might move it so Mr. Peters can get through the 30 foot road. He said that he would check on the sewer at the intersection of St. George and Ward Road.

Mr. Peters said that the tile is full of dirt where it goes into Melody Hills and the whole thing should be cleaned, also rock is needed on the side of the shoulders and the grates coming out of Melody Hills, also needs washed.

Mr. Martin said that he would check on all of these problems to see what can be done.

RE: INSURANCE

A corrected certificate of Insurance was presented to the Commissioners, on George D. Woods Co. Inc. that was issued on June 27, 1974. Certificate received and filed.

A certificate of Employer's Compliance with Indiana Workmen's Compensation and Occupational Disease Acts was submitted on Feigel Construction Co. Certificate received and filed.

RE: REQUEST FOR ROADWAY

The following letter was received from Sunbeam Plastics Corporation:

Dear Sirs:

Sunbeam Plastics Corporation is planning construction of new facilities in the Evansville area. At this time a 43 acre site previously purchased as investment property is being considered. The property is located at the southeast corner of Kansas Road and Highway 57. It is bordered on the east by Heddon Road.

In order to accommodate construction equipment, commercial carriers, and Sunbeam's trucking fleet, it would be necessary to increase the load carrying capacity of the present road bed and to construct a new bridge to replace the present two-ton limit structure adjacent to the Penn Central Railroad Tracks.

It is for this reason that we are requesting your consideration and investigation into the construction of this readway. If the county feels that it
cannot provide these improvements, it will be necessary for Sunbeam to consider
the possibilities of relocating at a site where adequate highways can be provided.

Thank you for your time and consideration. If there are any questions, I will be at your regular Monday morning meeting. Sincerely yours, Jerry Muller

Mr. Muller said that they propose the building to be 100,000 square feet for the first phase, that they intend to start building in January of next year and will employ from 125 to 130 people to start with.

Commissioner Schaad suggested that Mr. Muller to get together with the County Engineer and the County Surveyor so they can go out there and see what will need to be done and what the approximate cost will be.

Mr. Nussmeyer said that the bridge is on their list of bridges to be built.

RE: CLAIM

A claim was received from the Terminal Warehouse for rent of space for storing the voting machines during the month of July, in the amount of \$500.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: ANNOUNCEMENT

Commissioner Schaad said that the Re-Zoning Petition concerning the landfill on Bergdolt Road will be heard next week, and they anticipate such a crowd, that the meeting will be held in the Council Chambers, in Room 301, at 9:30 a.m. on July 15, 1974.

RE: POOR RELIEF

MARK HAWKINS.....507 E. Virginia St.....Pigeon Township.....Mr. Ragsdale, Investigator

Mr. Hawkins said that he went to the Trustee and asked for them to pay his rent and they refused. He said that his wife is expecting a baby and will be in the hospital and that he isn't working, that he quit his job because he had another job lined up and there is no way he can pay the rent.

Mr. Ragsdale submitted the following report:

This 19 year old young man was working at L. Berman Company, earning \$2.30 per hour, \$93.00 gross per week, \$65-\$70 net, plus overtime weekly. However, he stated he was underpaid for his ability and quit the job.

May 1, 1974 he filed unemployment claim with the Indiana Employment Security Division and was informed that determiniation would be made on his case on May 9, 1974. He received work from Indianapolis that he would be penalized six weeks, penalty to end June 20, 1974. On June 24, he returned to the U.E. office and was advised that his claim had been o.k.'d for \$380.00, less 25%. These payments would be \$49.00 per week. His first report was to be June 28, 1974 at 10:45 a.m., Line #4 to sign first voucher. His next reporting date would be July3, 1974, Line #4 to sign voucher #2. The third voucher should be signed July 10, 1974 at 10:45 a.m., Line #4. He has never reported to sign any of these vouchers. Also, he has a new plastic I.D. card waiting at the U.E. office to replace the card he either lost or lied about not having.

At the time of his application in our office, 5/1/74, this man was living at the home of his mother and, therefore, was unable to get food stamps. On 6/26/74 this man appeared in our office and requested we pay his rent as his mother became disgusted with him and had moved out. The Trustee's office would require proof that the rent receipt was changed from his mother's name to his name.

Signed Robert Morrison, Trustee

Mr. Ragsdale said that Mr. Hawkins asked for food but it was disallowed because he was living with his mother, and she, as the head of the house, would have to apply for food and the same thing held true when he asked for food stamps. He said that Mr. Hawkins could be drawing the \$49.00 per week but he hasn't reported. He also said that his mother was disgusted with him and asked him to leave but when he didn't, she moved out. He said that Mr. Mawkins was refused help because he has money coming if he signs up for it, but he has not been down to re.

Mr. Hawkins said that he had been down at the Employment office and explained that he was at the hospital with his wife and was unable to be there on the specified date and said that they told him when to come in again. He said that he is behind in his rent for six weeks and his rent is \$80.00 per month.

Commissioner Ossenberg said that according to the letter, Mr. Hawkins is due at the Employment office at 10: a this morning and said that he should go down

there and sign up so that he can pay his rent.

The request of Mr. Hawkins was denied by the Commissioners and Commissioner Ossenberg said if Mr. Hawkins doesn't get the money after he has signed for it, and they have proof of this, he can come back, also that they aren't going to help anyone that doesn't try to help themselves.

RE: MR. CROOKS....REPORT

Mr. Crooks submitted the Report of Permits Issued by the Building Commission for the month of June. He said that the revenue is about \$3,000 below the amount that it was this time last year.

Report received and filed.

RE: MR. WILLARD

Mr. Willard presented plans for extending the salt bin at the County Garage for storing the salt. The plans are to extend the bin ten feet wider and fifteen feet longer. He wondered if Mr. Hotz could do this since he is the Superintendent of Buildings and Grounds.

Commissioner Schaad said that this is a highway project and comes from gasoline tax money and that Mr. Willard can do this in his spare time.

Mr. Willard presented a report on the roads that are being repaved by the county. The report included South Weinbach Avenue, Reis Lane, Bartel's Drive, Grove Street, Schmitt Road and New Maple Road.

Mr. Willard presented a letter to the Commissioners that was received from Hardesty Welding Supplies, Inc., as follows:

Dear Sir:

This is to inform you that your 5 year lease on oxygen and acetylene cylinders has expired as of May 21, 1974. If you wish to renew your lease \$50.00 will be charged to your account.

If you do not renew, demurrage will be charged at the rate of \$.07 per day per cylinder. 5 year lease \$50.00.

Mr. Willard said that this is something they have always had.

Commissioner Ossenberg moved that the contract be renewed. Commissioner Schaad seconded the motion. So ordered.

Mr. Willard presented an absentee report of the employees of the County Highway Department for the past week.
Report received and filed.

RE: AUTHORIZED TO ADVERTISE

Mr. Leo Weiss presented the Notice to Bidders and the specifications for the western area of Burdette Park that was purchased a short time ago. He said what was first proposed in this area was tennis courts but then they decided to put the camping area, for the time being, in the area and they are adding an 8 inch water line from the intersection, into the park and splitting off and serving a building and the camp sites with the water. He said there will be two fire hydrants and a sanitary sewer. He said they found that the old sanitary sewer was bad so that entire section was relayed and that the only place there won't be new sewer is the drain coming out of the pool. He said there will be a new rest room by the ball diamond and it has all been approved by the Burdette Park Board.

Commissioner Ossenberg moved that the specifications be approved and that the Auditor be authorized to advertise for bids and for the bids to be opened on August 5, 1974. Commissioner Schaad seconded the motion. So ordered.

RE: CONTRACT AWARDED

Bids were received last week for the bridge at Pollack and Fuguey Road and were referred to Mr. Nussmeyer for his examination and recommendat a. They were as follows:

Deig Brothers Construction Co.....\$38,268.25 Barnett Brothers & estruction Co....\$37,295.00 Oak Grove of Evansville, Inc......\$38,011.40 Engineer's Estimate \$41,583.20

Mr. Nussmeyer said that the bids were in order and that Barnett Brothers was low, but that they don't have enough money, that they are about \$8,000 short, but that they have a request on the July Council Call.

Commissioner Ossenberg moved that when the money is available, Barnett Brothers be awarded the contract, on the recommendation of the County Engineer. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM

Mr. Nussmeyer presented a claim from Deig Brothers Inc. for Allens Lane over Locust Creck, 216-3767 - 203-3767, in the amount of \$26,643.89

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

RE: CLARIFICATION REQUESTED

Mr. Pete Chandler, the City Controller, said that he needed a clarification, that apparently he and the County Auditor can't agree on this issue.

County Attorney Swain said that this matter should come under the Drainage Board.

Commissioner Schaad said that before he closes the meeting, he will hear Mr. Chandler briefly.

Mr. Chandler said that on the city's tax distribution, \$56,333.05 was withheld from their fair apportionment of tax receipts and none of that money was withheld by authorization of the city, which to his understanding, is the proper procedure. He said they finally got a breakdown today, as to what constituted this \$56,333.05 and that one item on that list was \$25,664.25 for Harper Ditch and he supposed this was a Drainage Board matter but said that he understands it, from talking to the people in the Board of Works, there was never any work done on Harper Ditch and as he understands it, the county is to stand the cost of that but his point is whether the Auditor has the power to withhold the distribution of the tax money or not. He said in the matter of the \$28,937.18 for Eagle Slough, the mechanics involved in terms of the payment is the question he has for the Board of County Commissioners and that is whether the County Auditor can withhold that amount of money or not, that according to the contract, it is suppose to be on a ten year basis and if it is on a ten year basis, as opposed to what Mr. Volpe tells him is a 5 year basis and he sites a law, specifically, 27-24-12, that authorizes a 5 year payment and the citation apparently involved is 27-12-15, which, when it isn't applicable or reasonable to pay in 5 years, a bond issue can be floated, which in this case, is for 10 years, so his questions are; 1. Who enforces the contract in the county for that county share , and 2. Whether it is a 5 or a 10 year basis, when obviously, the contract as signed by the Drainage Board, is 10 years, then plus the fact that he considers the whole matter to be, if in fact, not illegal, highly highhanded, in the sense that money is just taken from their distribution without their authorizing payment and he has a bill for Mr. Volpe which prompted some correspondence and from which he got no reply and the bill was for \$28,000 and if this would have been a valid claim against the city, he would have certainly signed the voucher to pay the money but when the hassle began, as to whether it was a 5 or 10 year payment, he got nothing, subsequent to that point and he needs a clarification as to how the county can do business and the Auditor can capriciously and arbitrarily hold their funds.

County Attorney Swain said this is still a Drainage Board matter.

Mr. Chandler said that the point is that this is county business because a county official has acted in a manner that he needs a clarification on, as to whether he can legally operate that way.

County Attorney Swain said he will get a clarification in the meeting of the Drainage Board.

Mr. Volpe said that the Commissioners ordered him to withhold the money and he withheld it.

County Attorney Swa is aid the county agreed to do the work and the city agreed to pay for the engineering.

Mr. Chandler said this wasn't his understanding and that the point is, that he isn't a party to the agreement to do whatever work was involved, that his concern is the finances of the city and subsequent to that, he needs to know whether or

not, they are to assume that for the time being, this is how business is to be done, namely, that money is withheld without a claim to authorize the withholding.

County Attorney Swain said that a claim should probably have gone through.

Mr. Volpe said that business has always been done this way, in fact, at one time, he had a law that said the state owed him some money and they refused to pay it so he withheld it from the state. He said he can withhold anything he wants to because he is a bonded financial agent of the county and he is the only bonded financial agent of the county.

Mr. Chandler said perhaps this is what he needs a clarification on from the County Attorney, as he doesn't intend to put up with this sort of thing, if it is illegal and this is what he needs to know and that is why he is addressing himself to the chief county executives, to find out whether or not this is the proper way to do business.

County Attorney Swain explained that a claim should have been filed for the \$25,664.25 and the agreement was that the county would do the engineering and the city would reimburse the county for the engineering, the city would bill Harper Ditch on it's own funds and that was the agreement and it was just a matter of furnishing the city with a claim.

Commissioner Schaad asked Mr. Nussmeyer to get with Tom Swain to see about getting the claim made out for the city, as there should have been one filed.

Mr. Swain said as far as the Drainage Board is concerned, it is a 10 year bond and \$20,000 will be due on it by July 1, 1974.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg	Lewis F. Volpe	Thomas Swain	C. LeachB. ThompsonS. ClarkG. ClabesR. Lyles

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

The meeting of the County Commissioners was held on Monday, July 15, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

Commissioner Schaad welcomed Commissioner Willner back from his vacation and said that Marsha Smith, the Commissioners secretary is now on vacation and that her assistant, Helen Hagensieker, is substituting for her, also that Saturday was County Attorney Swain's birthday.

RE: CHECK RECEIVED

Commissioner Schaad received a check from the Voters Registration Office in the amount of \$399.40. He said that if he remembered correctly, the Commissioners gave them money from their postage fund to do the purging and this is apparently a refund on the postage meter and it should go back into the Commissioners budget.

Commissioner Willner moved that this money be placed in the Commissioners postage fund. Commissioner Ossenberg seconded the motion. So ordered.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property today. The sale will continue next week.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

VOTERS REGISTRATION OFFICE

Marie Lurker	2100 Schutte Rd.	Typist	\$15.00 Day	Eff: 7/15/74
Anita J. Sawyer	5405 Cunningham	Typist	_	Eff: 7/15/74
Donna Stephens	1419 S. Plaza Dr.	Typist		Eff: 7/15/74
Florence Lietz	615B S.E. 3rd. St.	Typist		Eff: 7/15/74
Mabel Winkler	7418 E. Mulberry	Typist	•	Eff: 7/15/74
Elizabeth Omer	1052 Madison Ave.	Typist	\$15.00 Day	Eff: 7/15/74

VANDERBURGH AUDITORIUM

Elvis Barnett 2607 Roosevelt Dr. Maint. Pt. Time \$2.00 Hr.	, Eff: 7/15/74
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VANDERBURGH COUNTY PROSECUTORS OFFICE

Christy Reiter	740 E. Delaware	Secretary	\$4,000 Yr.	Eff: 7/1/74
Mary Laugel	2204 W. Michigan	Secretary	\$4,000 Yr.	Eff: 7/1/74
Sue G. Vance	109 Madison Ave.	Secretary	\$5,600 Yr.	Eff: 7/1/74

BURDETTE PARK

Delores G. Woodring	5301 Winding Way	Ex. Guard	\$1.50 Hr.	Eff: 7/2/74
Laura Tavormina	R.R.13 Box 336	Ex. Guard	\$1.50 Hr.	Eff: 7/3/74
Don Lochmueller	7200 W, Mill Rd.	Ex. Guard	\$1.50 Hr.	Eff: 7/3/74
William Harrison	2527 W. Indiana	Ex. Guard	\$1.50 Hr.	Eff: 7/4/74
Dick Boardman	206 N. Woods	Night Man	\$2.00 Hr.	Eff: 6/21/74

CLERK OF THE CIRCUIT COURT

0.7-1-1	1.1.61.		A
Sylvia L. Schnerr	4404 Greencove	Sup. Ct. Dep.	\$214.00 Se. Mo. Eff: 7/15/74
Barbara L. Thaver	408 S.E. First	Dep. Clerk	\$214.00 Se. Mo. Eff: 7/15/74

RE: EMPLOYMENT CHANGES ... RELEASES

VANDERBURGH COUNTY PROSECUTORS OFFICE

		69	***	
C isty Reiter	740 E. Delaware	Secretary	\$6,446.05 Yr.	Eff: 7/1/74
Mary Laugel	2204 W. Michigan	Secretary : 0	\$6.446.05 Yr.	Eff: 7/1/74

RE: MONTHLY REPORTS

The monthly report of the Clerk of the Circuit Court was submitted for the month of June. Perert received and filed.

The monthly report of income and disbursements was received from the Department of Mental Health for the month of June.
Report received and filed.

Reports were submitted by the Bureau of Traffic Engineering for the months of May and June.

Reports received and filed.

The report of the County Treasurer was submitted for the month of June. Report received and filed.

RE: REZONING PETITION....EVANA TOOL & ENGINEERING, INC. VC-8-74

Petitioner...Evana Tool & Engineering, Inc. Owner of Record...Rajah, Inc. First Reading

Premises affected are situated on Southeast side of Old Boonville Highway, a distance of 500 feet Southwest of the corner formed by the intersection of Fairfield Drive and Old Boonville Hwy.

The requested change is from M-1 & A to M-2. The present land use is farming and the proposed land use is Industrial Manufacturing.

Commissioner Ossenberg moved that this petition be referred to the Area Plan Commission on first reading. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PEITITON....NUNN MILLING CO. INC. 74-31-PC & VC-5-74

Petitioner...Nunn Milling Co. Inc. Owner of Record...Same Second Reading

Premises affected are situated on the Northeast side of New Harmony Road a distance of 400 feet Northwesterly of the corner formed by the intersection of New Harmony Road and Robinhood Drive.

The requested change is from R-1B to M-2. The present use is a parking lot and two empty houses used for storage.

The proposed land use is for a parking lot and storage.

Mr. James Marchand spoke on behalf of the petitioner by saying that this property is directly across from the Nunn Milling Co. on New Harmony Road and has about a 316 foot frontage and a little over 300 feet deep. He said all the usability of the buildings is on the front, close to the road and there is no way to use the back of the property as there is a drop off. He said they have been using this property for storage and found that it hadn't been rezoned, although it had been used for storage for several years, so they want it rezoned so they can continue to use it for storage purposes. He said they signed a covenant at the request of the Area Plan Commission, where they agreed that they would only use it for storage and parking and distribution but no manufacturing. He submitted pictures of the area to the Commissioners.

There were no remonstrators present. The Field Staff recommended approval of this petition and the Area Plan Commission voted on it unanimously.

Commissioner Ossenberg moved to accept the Area Plan's approval of this petition.

Commissioner Willner asked how long the covenant was for. Mr. Marchand said they have run for seven years as that is their practice now.

Commissioner Willner seconded the motion. The vote being unanimous, the motion carried. The Rezoning Petition of Nunn Milling Co. Inc. was approved.

RE: REZONING PETITION....KENNETH M. AND HELEN J. ALVEY 74-32-PC & VC-6-74

Petitioner...Kenneth M. & Helen J. Alvey Owner of Record...Same Second Reading

Premises affected are located by commencing at the intersection of North Green River Road and State Highway No. 57 and extending Northeast along State Highway 57 approximately 1,100 feet, more or less, to a point on the Northwest side of said Highway and extending as frontage along said Highway Northeast approximately 200 feet and to a maximum depth of 394 feet Northwest.

The commonly known address is R.R.3, Box 241, Highway 57.

The requested change is from A to C-IB. The use of this land has been that of a service station and is presently being used by the owner to store sign making supplies and equipment of Alvey's Sign Company. The proposed land use is for the operation of a sign business.

Mr. Earl Bressner spoke on behalf of the petitioners by stating that this property extends about 394 feet at it's deepest point from Hwy. 57 and there is a wood finishing business to the North and it is zoned 3-1B and to the South, there is a vacant lot and it buffers between the area to be rezoned and the Auction Mart, that to the East, there is a rather wide Right of Way for Highway 57 and for the Railroad and beyond this, the zonign is M-2. He said that lying some distance, in back of the property, there are two residents which face Green River Road. He said that this will be a general sign business and for this, they need the C-1B classification to do this work. He said that the vote for this petition was unanimous by the Area Plan Commission and that the Field Staff recommended approval. There were no remonstrators.

Commissioner Ossenberg moved to accept the report of the Area Plan Commission in approving this petition. Commissioner Willner seconded the motion. The vote being unanimous, the motion carried.

RE: HAROLD PETERS

Mr. Peters had appeared previously and reported some drainage problems and a problem where the Telephone Co. had installed a post in the roadway. Mr. Martin had said that he would check these problems out, so Mr. Peters appeared again today to report that he had met with Mr. Martin to show him some of the conditions the roads were in and the trees that were growing in the ditches. He now wanted to know what Mr. Martin had come up with.

Mr. Martin said that they looked at the storm drain that is situated at St. George and Ward Roads, that was put in by the contractor who is building the church. He said that the north end of the pipe was high and that an inlet should be put in at the entrance to the preachers driveway. He said that he contacted this contractor and he said that he will take care of these problems.

Mr. Peters said that the contractor didn't lower the pipe, that he put some concrete in there.

Mr. Martin said that he didn't know this and he would have to see it. He also said that they are going to clean 250 feet of 15" buried tile that runs along the side of St. George Road from Ward Road to the west. He said in talking to Mr. Linzy of the County Highway Department, he found they don't have the equipment to do this work but said there is a possibility of borrowing it from the city.

Commissioner Schaad said the city has been cooperating in the past and he was sure they would again.

Mr. Martin said there is a question of drainage in this particular area and they aren't sure how the water was meant to go but they can determine this by putting smoke bombs in the manholes on the south side and this will tell them where the pipes are.

He said in the matter of the weeds in the ditches at St. George Road and Lynch Road, Mr. Linzy told him that the county started it's weed spraying on 7/12/74. He said the shoulders on St. George Road, on both sides of the road, between O'Hara and Twickingham, are in bad shape, but no worse that a lot of the county roads, but that they should be repaired.

He also said, in regard to the post that was installed by the Telephone Co., he has contacted them and was told that they would move it.

Mr. Peters said that he thought the trees in the ditches were too tall for the spray to do any good and he suggested that they be cut down and the stumps be sprayed to kill them. He also said that Mr. Willard has been spraying, as hot as it is, and that in hot weather they get a poor kill.

Mr. Willard said they have new kind of spray and this is the time to use it, and that it is doing a good job.

RE: INSURANCE

A certificate of Insurance was received, of Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts for Feigel Construction Corp. Certificate of Insurance received and filed.

RE: INSTECTION REQUESTED

A letter was received from Mr. Joe Elpers, a contractor, requesting an inspection of Whispering Hills Drive, located one mile north of St. Joe Indiana, off St. Wendell Road. This letter was referred to Mr. Nussmeyer's office.

RE: INSURANCE INQUIRY

Commissioner Schaad said the Commissioners had received an inquiry from Hanover Insurance Co. as to the status of the Deig Construction Project on Bridge #137, Allens Lane over Locust Creek.
This letter was referred to Mr. Nussmeyer's office.

RE: CLAIMS

A claim was received from Valley Wrecking Co. on the wrecking of the building at the old Boehne Hospital, as per contract, in the amount of \$14,900.00.

Commissioner Schaad said that Mr. Hotz gave him the claim and suggested that the Commissioners withhold the 5%, since this is normally done.

County Attorney Stephens said that they submitted a performance bond that protects them from liens and he doesn't know why the money would be held back.

Mr. Hotz said that the job was done satisfactorily but that they have to make another trip to haul off the excess dirt, but that this is not part of the contract.

Commissioner Schaad said the removal of the dirt was agreed to after the contract was signed and that the cost would be about \$1.00 per yard.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Browning-Ferris Industries of Indiana Inc. for service of the dumpsters for the month of June in the amount of \$1,544.25.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT

Mr. Ray Unfried and Mr. Alfred Eular appeared before the Commissioners to complain of a problem that has confronted them.

Mr. Nussmeyer said that on Division Street, between Burkhardt Road, these people had dedicated 15 feet of Right of Way off their property some years ago and now the developer has put a curb down the center of the highway and has cut them off.

Mr. Nussmeyer said that he called the State Highway Department and they agreed to have someone down here today, since the county has no jurisdiction over a state highway. He said that Ramsey Construction Co. only has the foundation down and that he had requested that they keep the curb down to just a lift to carry the water away and the lift could be driven over.

Mrs. Unfried said she didn't know how their water is going to drain off.

Commissioner Schaad said that if it is dedicated as a public road, whether it is used for that purpose or not, it is dedicated for that use, if and when someone wants to build on it but because it is dedicated, doesn't necessarily mean that it is the county's responsibility to do something about it, that only when the road is built according to county standards and accepted by the county, can they do anything about it but until that time, it isn't the county's responsibility.

Mrs. Unfried said if they could cut the curb off, they would have access to the highway.

County Attorney Stephens said the best thing to do is to wait until the state man comes down and takes a look at it, that what they are doing is cutting off the access into the highway

RE: MR. CROOKS

Mr. Crooks submitted his report on the number of the sthat were driven for the department of the Building Commissioner from 1/1/74 to 6/31/74. The total number of miles for the city was 17,875 and for the county, 16,253. Report received and filed.

RE: MR. WILLARD... REPORTS

Mr. Willard submitted the Vanderburgh County Highway Department Monthly Report for the month of June, 1974.

Report received and filed.

Mr. Willard submitted the absentee report of the County Highway Department employees for the past week.
Report received and filed.

RE: CHAPEL HILL DRIVE...EICHOFF ROAD

Commissioner Schaad said that they have a sign for Chapel Hill Drive in the wrong place, that what they have marked as Chapel Hill Drive is really Eichoff Road. He asked Mr. Martin to talk to Mr. Judd about this as he thought this was just a mistake. He said they looked at Eichoff extension and told Mr. Willard that it was okay to go ahead and roadmix it.

Mr. Willard said that he needs a letter to the effect that Chapel Hill Drive was accepted for maintenance by the county, to send to Mr. Hittle at Purdue, since he is supposed to keep Mr. Hittle informed as to the roads that are accepted. The Commissioners secretary will prepare the letter.

RE: REQUEST FOR ANALIZER

Mr. Willard said that the repairing of vehicles at the county garage has been hit and miss and that he would like for the Commissioners to look at the folder on an analizer that is needed by the County Highway Department.

Commissioner Schaad said that a number of the trucks at the county garage needs to be replaced and he and Commissioner Ossenberg would like for Commissioner Willner to go out there with Mr. Willard and look them over to see just which ones need to be replaced. He said that they should start some sort of program for replacing these trucks with new ones.

Commissioner Willner said that he agreed that the county garage needs an analizer but that the question is, what equipment to buy, whether they can get parts for it and if they give the mechanics schooling that is needed to operate it. He said that he would work with Mr. Willard, on the equipment, also, in checking the trucks at the county garage to see which need replaced.

RE: GASOLINE MONEY

Commissioner Schaad said that Mr. Willard wasn't there when they discussed the gas tax money with Alice Lee and he said that she has agreed to make up a list and the Commissioners can keep them up to date from the report of Mr. Willard, each month, on the amount of money that has been received.

Commissioner Schaad said he just received a summary for 1974, of all 92 counties in Indiana, as to what the Superintendents are paid, as well as the Commissioners, truck drivers, etc., that it is a complete breakdown of salaries. He said that he would like to know how many miles of county roads there are in each county, that some counties compare how many employees they have with the number of miles that they have and according to the report, Vanderbrugh County has 47 employees. He said some counties could have too many employees for the miles of roads they have. He said that he is going to write to Mr. Hittle and see if he has a list of the miles that each county is getting gas tax money for.

Mr. Willard said that he would like to take the Commissioners out on a road that is a school bus route and is almost impassible, that this road wasn't on the list of roads to be repaired.

RE: CLAIM

Mr. Nussmeyer submitted a claim from Robert F. Traylor Corp. for Burkhardt Road over Boesche Ditch, 203-3764, in the amount of \$5,432.07.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER

Mr. Nussmeyer submitted a change order for Burkhardt Road BC-5-73, Contractor is Robert F. Traylor. The Changeorder is for a guardrail in the amount of \$3,405.50.

Commissioner Ossenberg moved that the change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said that he and Mr. Crooks were discussing the specifications on the emergency lighting at Hillcrest-Washington Homes and he said that there is a minimum set of specifications that can be prepared, along with the ones that they talked about, that would be considerably cheaper but that it would eliminate some things that were in the specifications. He said this would be without refrigeration and heating, so they could prepare an alternate and the Commissioners could see which way they wanted to go. He said this would meet the requirements.

Commissioner Ossenberg moved that the specifications and an alternate be prepared for the emergency lighting. Commissioner Willner seconded the motion. So ordered.

RE: MR. CURRAN MILLER....COMPLAINT ON ROADS

Mr. Curran Miller appeared before the Commissioners and said he is just one of the people that is concerned about the conditions of Volkman Road and Seven Hills Road. He said there hasn't been much done on them for some time and they are in bad condition. He presented some pictures that showed holes in the streets, also a petition signed by property owners in the area.

He said that a bad condition exists east of 57, where a ditch comes out of the field and the water just comes over the road, also a real bad hole in Seven Hills Road.

Commissioner Willner said this was referred to the legal department.

County Attorney Stephens said that County Attorney Swain took care of this and that it is in litigation, so there isn't anything that can be done until it is culminated.

Mr. Miller said that Volkman Road and Seven Hills Road has much more traffic than it once had and that when Seven Hills Road was first black topped, it was put in during hot weather and when the vehicles went over it, they picked it up and it peeled off.

Commissioner Schaad said they couldn't roadmix the roads this year because they don't have the money. He said that he would talk to Mr. Willard and see if he can't get the bad hole patched on Seven Hills Road until something further can be done.

The meeting recessed at 10:55 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner		William Stephens	G. Clabes R. Lyles C. Leach R. Lyles

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 22, 1974 /

The meeting of the County Commissioners was held on Monday, July 22, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property today. The sale will continue next week.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

Alvin Paul	R.R. 2 Wadesville	Chief Inspector	\$9495.00 yr.	Eff. 7/16/74
VANDERBURGH S	UPERIOR COURT			

Sharlene	\mathbf{F}_{\bullet}	Ross	1205	S.	Vann

RECORDER		•			
Connie Sue Terry	1301 Lincoln Park Dr.	Deed Clerk	\$4850.00 yr.	Eff. 7/16/74	

Clerical Asst.

Deed Clerk

Eff. 7/22/74

Eff. 7/19/74

Eff. 7/15/74

\$5401.60 yr.

\$5401.60yr

\$4850.00 yr.

HIGHWAY DEPARTMENT

Connie Sue Terry

Charles E. Smith	1 0 2 E. Louisiana	Night Watchman	\$3.297 hr.	Eff. 7/18/74
Wallace L. Plunkett	108 S. Kerth	Labor	\$3.297 hr.	Eff. 7/22/74

RE: EMPLOYMENT CHANGES . . . RELEASES

CUMULATIVE BRIDGE FUND

Alvin Paul	R.R. 2 Wadesville	Chief Inspector	\$9000.00hr.	Eff. 7/15/74

SHERIFF

Alice Dye

Robert Miller	909 Lincoln	٠.	Policeman	\$9446.25yr.	Eff. 7/16/74
				· .	

VANDERBURGH SUPERIOR COURT

RECORDER		
Charles Mariad Address Contractions		

Clerical Asst.

4606 Omer Place Deed Clerk Carolyne Ann Carlile

1301 Lincoln Park Dr.

Commissioner Willner said he had a question on the Cumulative Bridge Fund. He said the only difference is the raise in salary, he said he didn't understand a raise in salary without changing the jobs. Mr. Nussmeyer said the money was there and they just gave him a raise.

RE: LETTER FROM BILL BRUNE

The letter reads as follows:

Board of County Commissioners Administrative Building Civic Center Complex Evansville, Indiana 47708

Dear Sirs:

In accordance with a Federal Grant that we have received to provide a Special Drug Deputy Prosecutor and purchase certain surveillance equipment, we must have bids prepaced for subjection to you for your acceptance to purchase this equipment.

Would you, therefore, authorize Mr. Bill Cravens to prepare for bids and follow the normal procedure for purchase of equipment in this matter by signing below and sending this letter with your approval to Mr. Bill Cravens, Purchasing Department, Civic Center Complex, Evansville, Indiana.

Thank you very much.

Sincerly,

William J. Brune Prosecuting Attorney

Commissioner Willner moved that the record show the letter received and refered to Mr. Cravens. The motion was seconded by Commissioner Willner. So ordered. Commissioner Willner said he wondered what the equipment was and Mr. Cravens said it is Unified Intellegence Equipment.

RE: VOTING MACHINES

President Schaad said the County Council authorized the purchase of voting machines to a certain amount of money, they did take out the computers. President Schaad wanted to know if they had to advertise for bids on the voting machines.

Mr. Cravens said the base bids for the voting machines outright purchase—the amount of money be deducted from the base bid for trade—in.

President Schaad said they had discussed another way of doing this. They advertise for bids on the voting devises—and then advertise the old machines as surplus and have an auction on them the same day.

Mr. Stephens said they had to go the alternate bid route and in addition, advertise the old machines for sale at public auction on the same day as they open the bids.

President Schaad said the Council is assuming they would allow then for the old machines, the same amount as if they were buying the computers. He said they put in the total price, the voting devises plus two (2) computers, then less the trade—in allowance. If they don't buy the computers they may not get the same trade—in allowance.

President Schaad said these specs will have to be prepared, and accept bids on the voting machines, and if they could, accept an alternate bid with the trade—in then at the same time they decalre the old machines surplus and on the same day have a public auction on selling them.

Mr. Stephens said the only thing they had to do was direct the Auditor to give public notice four (4) times for sale of the old machines. He said he and Mr. John will work together so the dates will come out on the same day. He said the auction will be with rights to reject any and all bids.

President Schaad said the exact amount the County Council appropriated was \$81,950.00.

President Schaad said the Council did state that in next years budget, they should come back and request the two (2) computers.

President Schaad suggested they ask for bids on per unit basis as well as total.

Commissioner Willner said for just general information they do intend to keep two (2) of the old machines for use of local organizations and political parties.

Mr. Cravens said to advertise the old ballot boxes as well.

Commissioner Ossenberg moved to authorize the sale and advertise for bids, seconded by Commissioner Willner. So ordered.

RE: CERTIFICATE OF INSURANCE

President Schaod said to let the record show that the Certificate of Insurance of Robert Sandelaben, DBA Sanileben Plumbing and Heating Co. is received and itself

RE: BID-WAYNE SUPPLY CO.

A bid of \$32,340.00 was presented to the Commissioners. Mr. Stephens said delivery would be approximately January, 1975. Mr. Stephens said the bid is subject to change in price between now and then.

Mr. Cravens said he was concerned about this because if the price goes up, how would they pay it.

Commissioner Ossenberg moved the contract be taken under advisement until next week, referring it to Mr. Cravens to approach the manufacturer and see what can be worked out. Seconded by Commissioner Willner. So ordered.

RE: RAINTREE GIRL SCOUT COUNCIL

The following letter was received by the Commissioners:

July 15, 1974

Vanderburgh County Commissioners City-County Building Evansville, Indiana 47708

Gentlemen:

Raintree Girl Scout Council will be sponsoring a council-wide event to officially kick-off our Council's Bicentennial Celebration on October 19, 1974. We will be holding this event at the 4-H Fairgrounds off of Highway 41.

Scouts from 10 counties in Southwestern Indiana and White County, Illinois will be attending this event. We anticipate an attendance of between 1,000 and 2,000 Scouts and adults.

The event has been named "Calico Caper" and girls will be demonstrating skills, crafts used by our forefathers. We will have demonstrations on spinning, quilting, candy making, old tyme games==all in all about fifty different booths will be in action.

Our plan is to culminate our Bicentennial Celebration in 1976 with a large camp—in and between now and then to sponsor 4 mini—events related to learn—ing about our past heritage and our present community. In order to find out what the girls would like to do, we would like to have the participants vote on the various ideas which will be presented at this event.

The committee planning the Calico Caper felt that it would be most appropriate to introduce girls to the democratic process by emphasizing elections since this fall is an election year. We also felt that this would be an excellent way to begin forusing our program into the area of Citizenship, Community Service and the community today.

Would it be possible for us to borrow two voting machines for the 19th so that our girls might have the opportunity to see how adults vote during elections? We would use the machines to have the girls choose the opportunities they would like to have during the next two years.

Any assistance you can give us with this project will be greatly appreciated. If there is any cost involved, we would appreciate knowing what it will be so that we can determine our budget.

We will be looking forward to hearing from you in the near future regarding this matter. If you have any questions, please do not hesitate to ask.

Sincerely yours,
Susan C. Huck (Wiss)
Program Service Director

14341

President Schaad said it has been their policy in the past to let these machines out for this purpose.

Commissioner Ossenberg said the cost involved would be for them to make arrangments for transportation to and from and an insurance policy be written in the event there is any damage to the machines. Commissioner Ossenberg moved it be approved, seconded by Commissioner Willner. So ordered.

RE: FOLZ LANE

President Schaad said they had a letter from R.C. "Bud" Schnell concerning the resurfacing of Folz Lane. The letter reads as follows:

Mr. Bob Schaad 1516 Mt Auburn Evansville, Indiana 47712

Dear Sir:

Approximately twelve years ago, the property owners on Folz Lane had the street improved and paid for the work. The county then accepted it for maintenance.

Since that time, Southern Indiana Gas & Electric Co. has made several cuts for gas lines. The water works has made more that thirty cuts in it, and this Spring they ran a new water line completely up the South 1/3 of the street and filled the trench with dirt and rock.

The street is now in a state of complete deterioration and needs complete resurfacing.

I would certainly appreciate your concern and effort in getting this situation corrected.

Sincerely yours, R.C. "Bud" Schnell 3305 Folz Lane

Commissioner Willner said he is concerned whether the Utility companies did tear up this road. He also said he would like to look at this road.

Commissioner Willner moved that the defer this for one week, seconded by Commissioner Ossenberg. So ordered.

RE: CONTRACT—BARNETT BROTHERS

President Schaad said this contract with Barnett Brothers has already been awarded, but was never signed. The Commissioners then signed the contract.

RE: VOLUNTEER ACTION CENTER

Mr. Don Wells explained in detail their monthly report. He said he would not appear each month, but, he did want the Commissioners to understand his monthly report.

President Schaad said let the record show the report received and filed.

RE: HAROLD PETERS

Mr. Peters said he was there to say that he checked and nothing had been done, he said he checked with Mr. Judd and he said he had gotten with the City to clean out the sewer. He said the pole had not been moved by Indiana Bell Co. The screen had not been taken out in front of the tale and lowered on Ward Rd. He said the shoulders need work done on them. He said nothing has been said about opening up the ditch along the road or taking the shoulder off where it is to high. He said where it concerns weed killing he has to contradict them. He said anything by killed it gets, but it won't get stuff that is hard to kill.

At this time Mr. Bill Coulter, from the Common Manufacturing Corp. spoke. He said all his chemicals have been tested by the Government. He said his chemical's kill three ways, on top, roots and residual kill.

Mr. Coulter said the get complaints because it kills too much, hardly do they get a complaint for not

Pro Blent Schood sair /



Mr. Peters asked what they were going to do about that pole, were they going to contact Indiana Bell or have the County Attorney write them a letter.

President Schaad said Indiana Bell has been requested to move it.

BIDS: SPRINKLER SYSTEM

There were four (4) bids for the sprinkler system at Hillcrest Home. The bids are as follows:

Sprinkler Contractors Inc.	\$32,000.00
Cullagan Fire Protection Inc.	47,470.00
Viking Fire Protection Inc.	39,722.00
Bruno Co. Inc.	48,888.00

Commissioner Willner moved they be referred to Mr. Hotz, seconded by Commissioner Ossenberg. So ordered.

CLAIMS

President Schaad said there were claims for the City of Evansville which reads as follows:

Library and City Treasurer (Deducted from tax payment) in the amount of \$790.00

City Ditch (Deducted from tax payment) in the amount of \$9,461.42.

Harper Ditch (Deducted from tax payment) in the amount of \$25,644.25.

Eagle Slough (Deducted from tax payment) in the amount of \$28,937.18.

Reimbursement on examination of records (Deducted from tax payment) in the amount of \$2.710.00.

President Schaad asked if there shouldn't be invoices with these claims so they would know what they are about.

Mr. Chandler, from the Controllers Office said that was the explanation they got.

President Schaad said they were as much in the dark now as they were the first time Mr. Chandler appeared before them.

President Schaad asked Mr. Stephens if he could help them on these claims from the City.

Mr. Stephens said what he thinks it represents is a reimbursement of funds which the Commissioners have already directed the Auditor to pay back to the City.

Mr. Chandler said they were not contesting whether the bill is due or not, they are contesting the fact that it was withheld by the Auditor and they were not properly billed.

Mr. Curt John said for about sixteen (16) years it has been done this way and Mr. Chandler said it had not.

Mr. Chandler said he has examined the records and there were no distributions until this year.

Mr. Chandler said his only concern is that they need the money in their treasury and if they are going to pay, they will pay it out according to standard procedure, and he doesn't feel this is standard procedure.

Mr. John said this is the way the Auditor instructed it be done.

Mr. Chandler said their records show that there has never been a deduction in the tax schedule except for advancement of funds.

Mr. John said he kn ws for a fact that last year he withheld for "examination of records".

Mr. Chandler said if he did he put it on his records and not the City's.

Mr. John said he doesn't believe Mr. Volpe will pay them unles to has a Court Order that makes him do so.

Mr. Chandler said he is not concerned with what the County Auditor is going to do. He is concerned with what the executive officers of the County are going to instruct that officer to do.

President Schaad said at their last meeting they instructed the Auditor to pay the City.

Mr. Chandler said he has submitted a claim and if they sign it, it becomes a legit-imate order upon the Auditor to pay.

Mr. Stephens said what they should do is verify the amounts of the claims and just what items are involved.

Mr. Stephens suggested they take them under advisement and they can look into it.

President Schaad asked for a motion to take it under advisement and Commissioner Willner said he would probably make that, motion but he wanted to say that he wasn't here when this was discussed before but as he understands it, it is just a question of whether it is legal for the Auditor to withhold payments from the City. He said he thought the State Tax Board could answer the question.

Mr. Chandler said there was one other question, and that is the amount withheld on Eagle Slough (\$28,937.18) conflicts with the agreement for which the Eagle Slough project was let out. It is ten (10) years verses five (5) years, so there is not only a money conflict but also the amount due.

Commissioner Willner asked Mr. Chandler if he had asked the County Attorney about the contracts.

Mr. Chandler said yes, the Drainage Board instructed the Auditor to reimburse them the half payment which has not been done. He said when the billing comes through for that, they will pay only half, as was the instruction from the Drainage Board.

President Schaad said they did instruct the Auditor to pay this, but he is not clear on the five (5) or ten (10) years on Eagle Slough.

Mr. Stephens said Mr. Swain agreed with Mr. Chandler. He said he would suggest that Mr. Chandler and Mr. John independently solicit an opinion from the State Board asking the procedure of this.

Commissioner Willner moved that they refer these claims to Mr. John until next week, so they can be worked out. Seconded by Commissioner Ossenberg, so ordered.

There were other claims that came before the Commissioners, they are as follows:

City of Evansville-County share Civil Defense in the amount of 4200.00.

City of Evansville—County share of Building Commissioners, 40 percent in the amount of \$13,039.49.

City of Evansville—County Share of Health Department, 21.5 percent in the amount of \$23,873.39.

City of Evansville—County share of Purchasing, in the amount of \$2,506.32.

City of Evansville-County share of Purchasing, in the amount of \$3,778.03.

City of cansville—County share of Traffic Department, 14 percent, in the amount of \$10,293.75.

City of Evansville—County share of Weights & Measures, 42 percent, in the amount of \$1,865.20.

Commissioner moved the above seven (7) claims be approved, seconded by Commissioner Willner. So ordered.

R.: CLAIMS

A claim for the Sheriff's Department for meals for prisoners in the amount of \$7,097.35 was presented to the Commissioners. Commissioner Obsenberg moved the claim be approved, seconded by Commissioner Willner. So ordered.

RE: JESSE COOKS

Mr. Groots - enter the Albering request to the Commission rs:

County Commissioners:

Request has been received from Elmer Buchta, Inc. to move a house from 610 South Boehne Camp Road to 1/2 block north of Hogue Road on Boehne Camp Road. The move route is entirely on Boehne Camp Road. The house is a 1 1/2 story brick veneer, approximately 36 feet by 36 feet overall. Move date is in August.

The route has been checked and notice given to Jack Willard. It is recommended that permit be granted.

Mr. Stephens said they would need liability to cover any damage done to the Road and Mr. Crooks said they have a standing bond in the County now for liability.

Commissioner Ossenberg moved that they approve the request, seconded by Commissioner Willner. So ordered.

RE: HERMAN HOTZ

Mr. Hotz said they have some tanks at Boehne that have been abandoned, he said they are corroded and are of no use. He said Valley Wrecking Co. will remove the tanks at no cost to the County. He said Alcoholic Help could use the room for maintenance and shop.

Mr. Stephens said to just let the record show that they have authorized the four (4) tanks be removed.

Commissioner Willner so moved, seconded by Commissioner Ossenberg, so ordered.

Mr. Hotz said another building out there houses high voltage equipment, he is concerned about teen—agers breaking in there and hurting themselves. He said he got three (3) bids on putting a fence around that building. The bids are as follows:

Sears `	\$588.21
National Fence	865.05
Rio Grande Fence	815.00

President Schaad said the bids were not complete.

Commissioner Willner said if a fence is required, it is alright with him, but he wondered if the Traffic Department could make them some signs saying "Danger" and "High Voltage".

Mr. Stephens said he thought the signs would be alright.

Commissioner Willner moved that they have Mr. Hotz contact the Traffic Depart about the signs. Commissioner Ossenberg seconded the motion. So ordered.

Mr. Hotz said Sunday the water went off at Washington Home and he called the Water Department and they came right out and started to work on it. He said they got good cooperation from them.

RE: NUMN MILLING REZONING

Mr. Stephens said last week they approved a rezoning on some property on behalf of Nunn Milling Co. As part of that agreement with the property owners, Nunn Milling Co. agreed to execute a covenant. Mr. Stephens gave the Commissioners the covenant to give to the Auditor to have recorded. Commissioner Willness to moved, seconded by Commissioner Ossenberg, so ordered.

RE: JACK WILLARD

Mr. Willard said that he and Commissioner Willner checked all the trucks for to County Garage.

Commissioner Willner said Mr. Willard was going to check his budget, which he he did.

Commissioner Willner said they checked all 28 trucks, he said 3 are no good cannot be used, one is a 1966 Dodge 600 Tandem, the only Tandem truck they He said the floor boards and side doors are rusted through. They have a limit

with 86000 miles on it and another 1965 Ford with 78,000 miles on it in the same shape. He is suggesting they replace 3 of the trucks and 1 bed. He said the reason this bed needs to be replaced is because it is on the Dodge Tandem and the bed is to big to take off and put on another truck, so they intend for this bed to stay on the Dodge for trade—in. He said they also need one pick—up or 3/4 ton truck.

Preisdent Schaad asked if they are going to need these trucks and Mr. Willard said yes. He said now they are having to pull trucks off jobs to do other jobs.

Commissioner Willner said he had the money in his budget, he would have to encumber it or go before the Council and Transfer it. If he does it before the end of the year.

Commissioner Willner said in the next budget year there are 3 more trucks that need to go to keep the County vehicles in good shape.

Commissioner Willner said if they get these trucks on order this year, it will save the County the expense of a new gas tank for the unleaded gas which goes into effect the first of the year.

Commissioner Willner moved they prepare specs on the trucks and 1 bed, seconded by President Schaad, so ordered.

Commissioner Willner said while they were there they looked over all the equipment and they have a caterpiller tractor, earth mover that is cable operated that is at least 30 years old. He said there was also a Seeman Tiller that is just rusting down. Mr Willard said they have never used them.

Commissioner Willner and Mr. Willard both recommend they be sold.

Commissioner Willner moved that they declare these machines surplus and sell them, seconded by Commissioner Ossenberg, so ordered.

RE: GASOLINE TAX

President Schaad said he had a question for Mr. Willard concerning the report of money on gasoline tax they ask for by the month. He said for January, 1973, he has \$56,216.23 and in January 1974, he has \$26,422.17 part payment. President Schaad asked if he ever got the rest of it, and Mr. Willard said no.

Preisdent Schaad asked Mr. John if he would check on it and he said yes.

Commissioner Ossenberg said outside of that he would like to add that 1973 we had received \$495,482.87 and in 1974 we are exceeding that, he said they have already received \$505,029.88.

President Schaad said one of the reasons he ask for this report is the cost of gasoline going up and were not getting any more per gallon and people driving less, he thought, because of the cost going up, that they would be getting less money and they would be in a bind next year when it comes to doing the Roads. But instead it is just the oposite. Commissioner Ossenberg said they were running about \$9500.00 ahead of last year.

RE: COMMISSIONER WILLNER

Commissioner Willner said he had one other thing and that is, Mr. Willard asked him to look into an analizer for the Garage. He said he found a used machine. He said the analizer was used for three (3) months and sold new for \$1950.00, he said the company took it back for non-payment. Commissioner Willner said the machine is good, he said he checked with other garages and they told him it was a good machine and he can get it for \$1250.00. He said the company will give them a new warranty on it and the factory will send a man down to train all three (3) of the garage machanics.

Mr. Stephens said to get three invitional bids on it and act on it next week.

RE; HAPPE ROAD

President Schaad said lest week Mr. Willard said he wanted to take the Commissioners out on Happe Road. He said it is a school bus route and it is almost impassable. He said they hadn't had a chance to go and look at it.

Mr. Willard said the road is about one (1) mile long and needs resurfacing bad.

Commissioner Willner moved they go ahead and resurface Happe Road, seconded by Preisdent Schaad, so ordered.

RE: SEVEN HILLS ROAD

President Schaad said they wanted to get some bad holes patched on Seven Hills Rd. Mr. Willard said they were going to do it.

RE: DICK NUSSMEYER

Mr. Nussmeyer presented a cut in for Indiana Bell to cut into Fischer Road to bury a telephone wire. Commissioner Ossenberg moved they approve it, seconded ny Commissioner Willner.

RE: CLAIM

A claim for Feigel Construction Company for the Improvement of Oak Hill Road and Hirsch Ditch in the amount of \$8,711.92 was presented to the Commissioners for approval. Commissioner Ossenberg moved they approve it, seconded by President Schaad, so ordered.

Mr. Nussmeyer said concerning that road out to the Highway, he has just got word from Bob Bernhard that they might use his crossing, but they decided it wouldn't work.

Mr. Stephens said what the trouble is that they can't get the Rail Road to agree to let them make a crossing unless they (the County) close the existing crossing, and they (the County) have no authority to close it. He said Mr. Nussmeyer came up with the idea that Mr. Bernhard had a license for a crossing he has never used and he thought they could take advantage of that if they could have it assigned to them by Mr. Bernhard. He said he looked it over and it is very clear that they cannot take an assignment of it.

President Schaad asked Mr. Stephens if he thought it would help if he and Mr. Nussmeyer went to Louisville and talked with them.

Mr. Stephens said he would try that as a last resort. He said they would try to get it worked out.

RE: MIKE LUDWICK

Mr. Ludwick said he and Mr. John got together and worked on this report he is giving to the Commissioners, the report reads as follows:

Vanderburgh County Commissioners Civic Center Complex Evansville, Indiana

Dear Commissioners:

On July 18, 1974, Mr. Curt John and myself checked all accounts in the Cumulative Bridge Fund, the following are my recommendations to you.

1. All these Accounts should be repealed

2033751	Vogel Road and Harper Ditch	\$ 25,000.00
203-3752	North of Vogel Road and Harper Ditch	45,000.00
2033753	Stockwell Road and Harper Ditch	55,000.00
203-3755	Weinbach and Eagle Slough	29,454.59
203-3759.5	Eichoff Road	15,000.00
203- 378 1	Old State Road	12,136.05
203- 37°4	Old State Road	14,000.00
2035 1	Claremont Avenue	76 , 583.74
203-1: 7	Underpass on Barker Avenue	1894 625.00
203- 3062	Barker Avenue and Claremont	167, 117.92
TOTAL	•	\$440,217.32

As of this date, you have \$1,050,119.00 in the Bridge Fund, then add this \$440,217.32 which you will have repealed in August which new totals \$1,490,336.32.

2. Then request from the Council in August \$400.000.00 for River Parkary Project 74-05 Account 203-3020.

Take the \$400,000.00 which you will quest next month plus the 270,000 which the Council approved July 17, 17 which totals \$670,000.

from \$1,490,336.32 resulting in a balance of \$820,336.32 in the Cumulative Bridge Fund above all accounts now established as Active.

Respectfully Submitted, Kenneth M. Ludwick, Deputy

President Schaad asked if this would cover the River Parkway Project, he said they were talking in terms now of two (2) structures instead of one (1).

President Schaad said if these accounts are dead then he doesn't see why they can't be repealed.

Mr. Ludwick said he looked up the accounts and these two Old State Road accounts have been on the books for six (6) years and were for other projects other than listed. The Barker Avenue and Claremont was for a job on West of Bucyrus Erie for the cleaning out of Carpenter Creek.

President Schaad said in other words these accounts have nothing to do with the structures being built and Mr. Ludwick said no.

President Schaad asked Mr. Ludwick if an account has been set up on the River Parkway Project and Mr. Ludwick said they would set up an account to do that project.

Mr. Ludwick said he had talked to different people on this project and he always gets about five (5) different answers.

President Schaad asked Mr. Ludwick what was the Eichoff Road account for \$15,000.00 for, and Mr. Ludwick said it didn't say what it was for. He said it may have been for salaries and Commissioner Ossenberg said he thought it was for some engineering.

President Schaad said the only thing he is worried about is allowing enough money for the River Parkway Project.

President Schaad asked Mr. John, the money being invested, he understands the interest goes back into the account, not the General Fund, Mr. John said they only invest the General Fund and Revenue Sharing money.

Commissioner Willner said these were separate accounts only on paper, money wise it is not a separate account.

RE: COMMISSIONER WILLNER

Commissioner Willner said he found on his desk where COG had approved their application on St. Joe and Green River Roads. He ask the other Commissioners if they were ready to file with the Government for Federal Funds. He also ask if the surveyor had filled out the forms and they said yes.

RE: CHAPEL HILLS DR.

President Schaad said there was a problem out on Chapel Hills Dr. He said he didn't know if the signs were wrong or what. He said they were going to check into it and see just what the problem is.

The meeting recessed at 11:35 a.m.

PRESENT

COUNTY COMMISSIONERS	٠.	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg Robert Willner		Curt John, Deputy	William Stephens	G. Clabes C. Leach R. Lyles S. Clark

Secretary: Margie Meeks
By J.W.

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COUNTY COMMISSIONERS MEETING JULY 29, 1974

The meeting of the County Commissioners was held on Monday, July 29, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property today. The sale will continue next week.

RE: EMPLOYMENT CHANGES...APPOINTMENTS

CO-OPERATIVE EXTENSION SERVICE

Elizabeth Rudolph...R.R. 3 Box 211.....4-H Asst.....\$3.50 hr.......Eff:6-3-74 Elizabeth Rapp......R.R. 4 Box 409-A....Secretary.....\$368.33 Month...Eff:7-10-74 Anna J. Reine......2822 W. Franklin....Secretary.....\$412.32 Month...Eff:7-15-74

AUDITOR:

Charlotte Baldwin.....149 Forest Lane...Job Evaluation...\$600.00 Month...Eff:7-15-74 Philip Duecker....715-B S.E.Riverside Dr...Job Evaluation...\$600.00 Month...Eff;7-15-74 Anita Juros....8320 Pollack Ave...Job Evaluation...\$600.00 Month...Eff:7-15-74

AREA PLAN COMMISSION

Kenneth D. Nelson. NO ADDRESS GIVEN.... Executive Director.. \$17,500.00 yr.. Eff: 7-22-74

BURDETTE PARK:

Kenneth Mitz....1801 Monroe...Rink Guard....\$1.60 hr....Eff:7-20-74 Martha Barrows..9214 Farmington Dr....Extra Guard...\$1.50 hr...Eff:7-19-74

RE: EMPLOYMENT CHANGES...RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Jack Fettinger...4008 Walcott Ave...Head Mech...\$4.267 hr.....Eff:7-5-73 Mary L. Burch...1616 Division St...Clerk Typist....\$5,085.10 yr....Eff:7-26-74

BURDETTE PARK:

Tony Reutter.....301 S. Elm Ave....Extra....\$1.50per hr.....Eff:7-12-74

Larry Babbs.....303 S. Wood Ave....Rick Guard....\$1.70 per hr...Eff:7-21-74

CO-OPERATIVE EXTENSION SERVICE:

Sharon S. Anderson....1614 Morgan Ave....Secretary...\$412.32 Month..Eff:7-15-74

VOTERS REGISTRATION OFFICE:

RE: NEW EXECUTIVE DIRECTOR ... AREA PLAN:

At this time Mr. Schaad introduced the new Director of Area Plan as being Mr. Kenneth D. Nelson. He welcomed him to the meeting and told him that if the Commissioners could be of any assistance to him to feel free to come to them.

RE: AWARDING OF BID....BELT LOADER....WAYNE SUPPLY CO.

Mr. Cravens said this is the only bid that was received for the belt loader and it does meet specification approval. The bid was in the amount of \$32,340.00 from Wayne Supply Company. This was conditioned however by an esculator clause. Subsequent to the meeting he said he met with Mr. Hartlein a representative of Wayne Supply Company and tried to find an answer to it and he is very happy to say he has a letter addressed to the Board of Commissioners that in effect deletes the esculation clause and if such a letter is satisfactory from the legal aspects showing a delivery by the end of December 1974 and deleting the esculating clause he would recommend this bid be approved.

Mr. Willard said this meets with his approval and he does have the money. Commissioner Ossenberg moved that the bid of Wayne Supply be approved without the esculation clause that was in their formal bid form. Commissioner Willner seconded the motion. So ordered.

RE: VOTING MACHINES:

Mr. Cravens said that he has received specifications on the voting machines. Mr. Stephens also has a copy of this along with the advertisement of the sale of the present voting machines. He said by next Monday he will have the specifications ready for the intelligence system. He would recommend that these two advertisements be run together.

Commissioner Schaad said you did ask for a unit bid price in case our money isn't quite what it should be, we could delete maybe a couple of the machines and still be alright. Then what we want to do is now set a date where it will all come off simultaneously.

Commissioner Willner said he has one question and that is he wants to know if it is true that only one company can bid on the punch card voting machines in the state of Indiana.

Mr. Cravens said that applications are publicated on data equipment is approved by the Burns Statute.

Mr. Stephens said there is only one that is approved by the State Election Board at the present time.

Commissioner Willner said this bothers him as he has several letters on his desk that says the electronic voting machines are coming of age and there are several companies that say their's will be approved shortly. Since we aren't going to use these machines in the fall election he is wondering if it might not be advantageous for us to wait until at least two or more can bid. He just don't see any sence in advertising when we know we are going to receive only one bid or one bid that is approved by the state.

Mr. Stephens said we have one problem in that the new machines are going to get more expensive and the old ones are going to lose value.

Commissioner said using past history, if we don't have competive bidding we sure don't get competive prices.

Commissioner Schaad said he agrees but on the other hand if someone does come up with a new one that is approved but we want someone that has experienced in this type of thing.

Commissioner Ossenberg said if approval is necessary it seems to him that some of these other companies would have machines in other states. He goes along with Commissioner Willner in that he too hates to see only one bid. He realizes that cost are going up but still we might save by having competitive bids. He would like to hold off on this and have someone from this body to write to the Election Board or to the Clerk and see if there is a possibility that there will be other voting machine companies in the country that will have application in with the State Election Board to seek approval and see if approval is forthcoming anywhere soon, as he too would like to see competitive bidding.

Omissioner Willner moved that this advertisement be held up to a another week and also that we contact the State Disction Board for their comments.

RE: BEQUEST TO COUNTY:

Commissioner Schaad said we have received a bequest of \$500.00 from the estate of Grace Boerner and Bruce Hile, personal representative. This check is made out to The Vanderburgh County Indiana Vanderburgh County Poor Farm. He said we need some legal advise on this as it is no longer a poor farm.

Mr. Swain said it is still a poor farm in the sence that it is the Pleasantview Rest Home. He said he asked for a copy of the will and it was furnished to him and after reviewing it he feels under the circumstances that Pleasantview Rest Home should have the money even if it is given to the director out there to spend the best way he sees fit. He assumes they are able to accept gifts.

Commissioner Willner agrees that Pleasantview should have the \$500.00 but he would move that before Mr. Harness spends it for anything that it be presented to the Commissioners for their approval. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST...AREA PLAN OFFICE

The following letter was presented to the Commissioners:

There will be a meeting of the City Council, Executive Committee of the Area Plan Commission, and the County Commissioners on Friday, August 2, 1974 at 10:00 a.m. in the County Commissioners hearing room (Room 307). Mr. Ken Nelson and Shannie B.Wilson will present the form for the new zoning ordinance, together with comments received from officials.

This will be the last meeting of this group prior to preparing the first draft of the zoning ordinance. Please plan to attend.

Sincerely, Shannie B. Wilson

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Mr. Swain asked if this revision is on behalf of the county also. If this is also a county ordinance we've had little notice from the city.

Commissioner Ossenberg said yes it is a city and county ordinance.

Commissioner Willner said if we take it by past performances, this is going to be a hundred page volume and its going to be hard to digest it in one hour. Is it not possible for us to have a copy of this revision to study sometime before we go into this meeting.

Mr. Swain said this is one, he believes, that requires public hearings and Commissioner Willner said yes, but he would still like a copy of it.

RE: LETTER FROM R.C."BUD"SCHNELL...RESURFACING OF FOLZ LANE

Commissioner Schaad said he has a letter dated July 11th from R.C. "Bud" Schnell at 3305 Folz Lane stating that approximately twelve years ago the property owners on Folz Lane had the street improved and paid for the work. The County then accepted it for maintenance and since that time the Southern Indiana Gas and Electric Company has made several cuts for gas lines. The Water Works has made more than thirty cuts in it and this spring they ran a new water line completely up the south side of the street and filled the trench with dirt and rock. The street is now in a state of complete deterioration and needs complete resurfacing

Mr. Jack Willard said he has pictures of this to show the Commissioners. He believes it is the Water Works fault and also he doesn't think they had a permit to do this. The Gas Company done work on the north side of the street and they resurfaced it and it is real nice and smooth, so actually what we've got is a half of a road.

Commissioner Schaad said how long has this been done, as perhaps they haven't had. "I time to resurface it.

Mr. Willard said he doesn't know how long it has been done as he can't find a permit for it to have been done.

Commissioner Schaad said you mean there was no authorization for the cut and Jack said they went back through the records and can't find one.

Commissioner Schaad said maybe we should refer this matter to Ed Martin and let him check it out with the Water Works and see what should be done.

Commissioner Ossenberg said he would combine this thing with Ed Martin and the County Attorney and have them contact the Water Works and ask them to repair this and if they don't do it then we will do it ourselves and bill them.

County attorney Bill Stephens said he would contact the Water Works.

RE: REFUND...SEWER DEPARTMENT

Commissioner Schaad said the Sewer Department is wanting to refund the County \$200.00 for a connection fee at 6000 Houge Road.

Mr. Volpe said this is the old Boehne Hospital Sewer. Since this area is growing we should start a check to see who has tapped into the sewer, as they should pay \$200.00 when they tap in. He would assume someone has tapped in and this is their payment.

Commissioner Ossenberg moved that this be approved. Seconded by Commissioner Willner. So ordered.

RE: REQUESTING COUNTY ACCEPTANCE....KIRKWOOD DRIVE

Commissioner Schaad said he has a letter from Earl J. Grimm, dated July 23rd. that read as follows:

Gentlemen :

We have completed the improvements of Kirkwood Drive from Lincoln Ave. north to the north end of the Kirkwood #2 subdivision according to plans and specifications submitted to the County Commissioners and approved in 1968.

This concrete street is 29 feet wide back of curb to back of curb and is 6" thick according to approved plans.

We hereby are requesting County acceptance of this pavement of street.

Earl J. Grimm

Commissioner Schaad said in the meeting of December 11, 1972, the Commissioners received a letter from Mr. Biggerstaff on the acceptance of Kirkwood Drive.

Commissioner Ossenberg moved that this be referred to Mr. Nussmeyer's office. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM THE MAYOR CONCERNING MANPOWER PLANNING COUNCIL

Commissioner Schaad said we have received a letter from the Mayor concerning the Manpower Area Planning Council Membership. He said as you will remember we signed an agreement to to form a consortium. The Mayor now wants a member of the County Commissioners to serve on the council. He asked Commissioner Ossenberg to accept this appointment and Mr. Ossenberg agreed to do so.

RE: REQUEST TO TRAVEL

Commissioner Schaad said he has a letter dated July 22nd from Mrs. Shirley Cox asking the Commissioners to approve the travel expenses of Mr. Ted Zeimer to travel to Indianapolis on August 14th to attending a conference on election proceedures and campaign financing.

Commissioner Ossenberg moved that the request be approved, that the county pay the bill.

Commissioner Willner said he feels that two should be going, one from each party.

Immissioner Oscanberg said yes he now knows what Commissioner Willner means and

he thinks that two also should go and he would go on record saying that if the Democrat County Chairman would come up with someone he would appoint to attend that we approve travel expense for both of them. Commissioner Willner said if that is in the form of a motion he would second it. Commissioner Ossenberg said that it was. So ordered.

RE: CLAIMS

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The following claim was presented to the Commissioners for approval:

Billie R. McCullough....For Legal Fees on Charles C. Melton, Jr. et al vs. The Area Plan Commission of Evansville, and Vanderburgh County......\$37.30.

Commissioner Ossenberg moved that the claim be approved. Seconded by Commissioner Willner. So ordered.

ENGINEER ASSOCIATES, INC....For Planning Report, Burdette Park....\$7500.00 Commissioner Ossenberg moved the claim be approved. Commissioner Willner seconded the motion. So ordered.

TERRY NOFFSINGER...Expenses to and from Bloomington, Indiana for Prosecutor's Conference.....\$49.20.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

WILLIAM BRUNE.... Expenses for attending Attorney General Conference....\$57.00. Commissioner Ossenberg moved the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: ARTICLE IN THE PAPER...LEGISLATIVE STUDY

Commissioner Schaad said that on July the 24th. there was an article in the paper stating that this area will get a chance, on August 2nd to discuss the street and highway problems. This is the legislative study committee on highway needs. They are going to hold a regional meeting in the City-County Building in Evansville, Room 301. State representative Steven Furgerson from Bloomington, Committee Chairman is urging Legislators, County and Municipal officials and the public to participate in the committee to assess hoosier road and street problems in the face of declining dollars.

He said there are a lot of things that need to be done in this area and he thinks it would be good if the Commissioners could attend this meeting.

He said he is concerned about the report that we got last week on the money that we get down on gasoline tax and it was real small, as far as January was concerned, which was a partial payment. We are about \$20,000.00 short of what we got last year. So with the gasoline prices being higher all the time we don't get anymore money per gallon in taxes. He feels that we are going to wind up with a lot less in the future unless something is done to get more money. He thought here would be a good time to discuss it with the legislature.

Mr. Volpe said over a period of time there has been a little discussion on this and perhaps a study of some sort should be made as to whether we could get more actual bang to the dollar by using this money mainly for contracting.

RE: JESSE CROOKS

Mr. Crooks presented the bids that were opened last week on the sprinkler system at Hillcrest Home. He said after checking the bids he would recommend the Commissioners accept the low bid of Sprinkler Contractors Inc. in the amount of \$32,000.00. Commissioner Schaad said the contractor has not signed this yet, but Mr. Crooks is going to get with him and get his signature.

Commissioner Ossenberg moved that Sprinkler Contractors Inc. be awarded the bid for the sprinkler system at Hillcrest at the sum of \$32,000.00. Commissioner Willner seconded the motion. So ordered.

RE: CORRECTION IN JULY 22 MEETING

Mr. Crooks said there is a correction to be made on one of the bidders of the sprinkler system at Hillcrest and that is instead of a bid submitted by Bruno Co.Inc. it should have been Grunau Co.

RE: MR. JUDD

Mr. Judd said the residence out at Larch Lane and Pine Place have asked that a four way stop sign be installed. It is a very bad place and he would recommend that we do put the sign up.

Commissioner Ossenberg moved that Mr. Judd be given permission to install a four way stop sign at Larch Lane and Pine Place. Commissioner Willner seconded the motion. So ordered.

County attorney Bill Stephens is to prepare the ordinance on this.

Mr. Judd said he also has a letter from the Southwestern Indiana Southern Baptist Association asking that the speed limit on Whetstone Road from Oak Hill Road northwest to where Whetstone Road dead-ins be changed to 30 miles per hour. He sees no problem and would recommend approval.

Commissioner Ossenberg moved that the 30 mile speed zone be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Judd said that his assistant came back this morning so they should be able to get a little more work done.

RE: DICK NUSSMEYER

WHISPERING HILLS DRIVE: Location- 1 mile North of St.Joe Road off St.Wendell Road, Extends East 1,210 feet. Mr. Nussmeyer is recommending that it be accepted for county maintenance. Mr. Nussmeyer said this is an asphalt road.

Commissioner Ossenberg moved that Whispering Hills Drive, as described above be accepted for county maintenance. Commissioner Schaad seconded the motion. So ordered.

KANSAS ROAD:

Mr. Nussmeyer said the Kansas Road Structure #79-A and Kansas Road Structure #79, right-of-way parcels are ready for the right-of-way buyer to be appointed. There are a total of five parcels to be purchased.

Commissioner Ossenberg moved that Bob Goff be appointed as right-of-way buyer for Kansas Road. Commissioner Schaad seconded the motion. So ordered.

LHO WEISS

Mr. Weiss said he has the bridge plans over the L.& N. R.R. This is on the Eichoff Road project. He showed them the location at this point. This is Phase I. He showed them the part that will be the north bound lane and where the other bridge will eventually set in at.

Commissioner Ossenberg asked what the span is and Leo said the center span is 77 feet. Leo said they have a correction to do on the length of piling but its not much.

Commissioner Ossenberg moved that this be referred to Mr. Nussmeyer. Commissioner Willner seconded the motion. So ordered.

CLAIM:

A claim was presented from Engineer's Associates on the Eichoff Road project in the amount of \$12,937.68 and was referred to Dick Nussmeyer along with the bridge plans.

The meeting recessed at 10:38 a.m.

PRESENT:

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Bob Schaad Thomas Ossenberg Robert Willner	Lewis F. Volpe	Thomas Swain Bill Stephens	G.Clabes B.Gladdish R.Lyles S.Clark

SECRETARY: MARGIE MEEKS By J.D.

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING AUGUST 5, 1974

The meeting of the County Commissioners was held on Monday, August 5, 1974, at 9:35 a.m. in the Commissioners Hearing Room with President Schaad presiding.

Deputy Sheriff Pete Swaim 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.

The County Attorney was directed to proceed with the opening of the bids that were received today for the construction of recreational facilities on the Burdette Park property.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned property today. The sale will continue next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Meral Opperman 4612 Rolling Ridge Extra \$1.50 per hr. Eff: 7/28/74 Frank Conkling 3020 W. Michigan Extra \$1.50 per hr. Eff: 7/30/74

COUNTY HIGHWAY DEPARTMENT

James G. Burton 2512 N. Edgar Summer Help \$2.25 per hr. Eff: 8/5/74 Carol L. Kelly 406 Holly Hill Clerk-Typist \$5,085.10 Yr. Eff: 7/30/74

RE: EMPLOYMENT CHANGES ... RELEASES

BURDETTE PARK

Omer L. Brown 851 Oak Hill Rd. Night Man \$1.80 per hr. Eff: 7/29/74

COUNTY HIGHWAY DEPARTMENT

Mike Hester 7500 E. Chandler Summer Help \$2.25 per hr. Eff: 8/2/74 Donald Asay 8914 Darmstadt Rd. Summer Help \$2.25 per hr. Eff: 7/26/74

RE: REPORT ON LEGISLATIVE COMMITTEE MEETING

Commissioner Schaad reported on the Legislative Committee meeting that was held on August 2nd. to discuss the street and highway problems and needs. He said they came down and wanted to know what the problems of the city and the county were, what projects they had working and where the money will come from for the building, maintenance and repairs of our roads. He said that a Mr. Ferguson was the chairman and Mr. Boehning of the State Highway Department made a presentation and when he finished telling of all the needs of the state, he didn't see how they were going to get money for anything else.

they were going to get money for anything else.

Commissioner Schaad said his comments were that with gasoline, bituminous materials and labor costing more and getting less in gasoline tax money, there will have to be some way to finance and repair the roads.

He said that Mr. Virgil Gerhardt, the President of the Warrick County Commissioners, came up with an excellent idea on how to the the money needed to do these things. He suggested that since gasoline products were so high and more sales tax is being collected, that the sales tax money be given back to the county.

Commissioner Schaad said he thought this a good idea but he didn't know what the legislators intends to do, that this is being discussed in other parts of the state and together they are trying to think of ways to get more money to get some of the roads done.

RE: BIDS RECEIVED

There were three bids received on the construction of Recreational Facilities on the Burdette Park property. They are as follows:

Deig Brothers Lumber & Construction Co.....\$1.70,787.00

Municipal Engineering & Construction Corp....\$217,142.00 Peyronnin Construction Company.....\$253,282.25

Engineers Estimate \$130,000.00

Commissioner Ossenberg moved that these bids be taken under advisement for one week and referred to Leo Weiss for study. Commissioner Willner seconded the motion. So ordered.

RE: VOTING MACHINES

Commissioner Schaad said that Mr. Cravens has all the specifications for the voting machines and that this matter was held up until they checked with the State Election Board to see if any other company might possibly bid on the voting machines. He said that County Attorney Swain had called the State Election Board and has submitted the following letter to the Commissioners:

Dear Bob:

Mr. O. Wayne Davis, Chief Deputy of the State Election Board, states that, in his opinion, at today's meeting of the State Election Board, the Election Board will approve the electronic voting machines of Fidler Chalmers Company. Mr. Davis has compared the two and can find no substantial difference between them.

It is interesting to note, however, that Fidler operates under a license from CES (Computor Election Systems). Therefore, time alone will tell whether there will be a competitive price advantage.

Thank you for the prompt information. Very truly yours, Thomas M. Swain

Commissioner Ossenberg said that they could get bids from two companies for the voting machines, that it is essentially the same company and the final say so the Commissioners will have the right to throw the bids out and they will watch this with a close eye to see just what the comparison is.

Commissioner Ossenberg moved that Mr. Cravens be authorized to advertise for bids for the new machines and for the sale of the old machines. Commissioner Willner seconded the motion. So ordered.

RE: FOLZ LANE

Commissioner Schaad said that a letter was received, last week, from Mr. R.C. Schnell complaining about the numerous cuts that were made on Folz Lane and that the street is now in a state of complete deterioration and needs complete resurfacing.

County Attorney Stephens contacted the Waterworks Board on this matter by sending them the following letter:

Gentlemen:

The Vanderburgh County Commissioners have requested me to contact the Water Board and ask that they restore the condition of Folz Lane damaged by employees of the Water Works Department when a new water line was installed along the south side of the street earlier this year. We understand that between 700 and 800 feet of the street was dug up and not restored to its prior condition causing the Commissioners to receive numerour complaints from residents in the area.

It would be appreciated if you would acknowledge the receipt of this request together with the Board's proposed action in response to same.

Your early reply is solicited. Very truly yours, William D. Stephens

Mr. Rupert Wetzel, Director of Administration of the Water Works Department answered this letter with the following reply:

Dear Sir:

We have your letter of July 30th regarding the condition of Folz Lane.

A copy of this letter has been sent to Mr. Don Mills, our Engineer in charge of Construction, requesting that he check into this condition.

Commissioner Schaad said that this matter will be placed on the agenda for next week so there will be a follow up on it, to see what they come up with because if a utility company cuts up the road, it seems to him that they should repave it.

RE: PARK AND WALNUT ROADS

Commissioner Willner asked Commissioner Schaad if he recalled whether the Water Works Department was given permission for Park and Walnut Roads in Hillsdale for the sewer, since they are going right down the middle of these roads.

Mr. Ludwick said that he would check on this.

RE: ROAD ABANDONMENT

The following letter was received from Mr. G.K. Hallock, Chief Highway Engineer, on Road Abandonment of State Road 662, Section 82, in Vanderburgh:

Gentlemen:

This is to inform you that the Indiana State Highway Commission has abandoned a portion of SR 662, Section 82, Vanderburgh County for a total distance of about 0.507 mile as follows:

SR 662, Section 82, From: Station 155+58 Fuquay Road-East city limits of Evansville To: Station 182+35 Vanderburgh-Warrick County Line.

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; that portion of SR 662, Section 82, for a total distance of 0.507 mile, is being abandoned as a State Highway and is hereby turned back to Evansville, Indiana. If county line roads are involved, maintenance jurisdiction will be as provided in Public Law 102 of the 1971 Acts of the Indiana General Assembly.

County Attorney Stephens said that he has checked into this and found that under the prevailing Indiana statute, the above described portion of road now becomes a part of the county road system. It was his recommendation that a resolution be adopted within the county system and that it be reported to the state for gas mileage.

Commissioner Schaad said that it is his understanding that these roads be brought up to county standards before they are accepted and he wondered if this had been done.

Mr. Ludwick said that this is the road that has been in progress for about six months and they have brought the road up to standards and he was just waiting for their reply, which has now been received.

Commissioner Ossenberg moved that the resolution be adopted. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad that this was another thing that was brought up at the meeting that he attended, that some of the counties were complaining about the state giving back the highways that they no longer need and that the gas tax money that is received from them aren't enough to cut the grass along side, much less the maintenence of them.

RE: LAURA LANE AND WEST SCHMITT LANE... REQUEST OF MAINTENANCE

The following letter was received from Mr. Norman A. Schmitt, representing numerous residents whose signatures were enclosed:

Dear Commissioners:

I am writing to ask the County to accept two roads that are completed according to plans in the Norman A Schmitt Subdivision 1/4 mile North of St. Joe, Indiana in German Township:

One is Laura Lane which is 708.18 feet in length and 24 feet in width including 1 cul-de-sar. This road has 6 inches of No. 53 crushed stone base and 2 inches of asphalt binder and 1 inch of asphalt surface. The job was done by Mid West Construction Road No. 2 is West Schmitt Lane, which was done in 1969. This street is 678.19 feet in length, 18 feet asphalt with 2 feet concrete gutters valley type on each side. At the time this road was completed, I asked for it to be accepted. The Commissioners at the time, inspected it and found it acceptable according to plan. They wrote me a letter telling me this which I cannot find in my records. We did not know it wasn't recorded as accepted until we needed sand on ice last winter and was told it wasn't a county road.

I am hoping you will find these roads acceptable as county roads.

Thank you, Norman Schmitt of R.R.2, Wadesville, Ind.

This letter was referred to the County Surveyor so that he can check into the matter.

RE: PETE CHANDLER

Mr. Pete Chandler appeared again today, protesting the manner in which the Auditor withheld money from the city and the Auditor felt that this was the standard procedure. They were both to have contacted the State Tax Board to see how this should be handled.

Mr. Chandler said that he talked to Mr. Stateler, who said that he was waiting for a letter from the Auditors office and that he hadn't received it yet.
Mr. Volpe said that he has called the State Tax Board but that he hasn't written them.

Commissioner Schaad said that nothing can be resolved until they find out how it should be handled.

Mr. Chandler said that the claim on the levee had been approved previously, as well as well as the claim from the Drainage Board for the rebate of the overage but that the checks haven't arrived.

Commissioner Schaad said that the claims were approved and that he should be receiving a check.

Mr. Volpe said that the difference in the one check is whether it should be 80% or 90%, since Mr. Chandler said that it is 90% and he says that it is 80%.

Commissioner Schaad said that the Commissioners have resolved it as far as they are concerned and the matter is between Mr. Chandler and Mr. Volpe.

This matter was previously discussed in the Commissioners meeting of July 22, 1974.

RE: CLAIMS

A claim was received from the Terminal Warehouse Co. Inc. for the rent space of the voting machines per contract from August 1, 1974, to September 1, 1974, in the amount of \$500.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Mr. Doyle Dressback of the Vanderburgh Auditorium, for attending a national convention. The amount of the claim for his expenses was \$412.92.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS...REPORT

Mr. Crocks submitted his monthly report of the permits issued for the city and the county.

Report received and filed.

Mr. Crooks said that Sprinkler Contractors Inc. were awarded the contract for the sprinkler system at Hillcrest Home, last week, but after checking the contract, the company wasn't satisfied with the contract since it read that they wouldn't get paid until the entire contract was completed so they wanted a new contract drawn up.

County Attorney Stephens told Mr. Crooks to get a letter from the company, to the effect that they acknowledge that the plans have been accepted, which will be their starting date.

Commissioner Ossenberg moved that the new agreement be approved, whereby the company will get paid as the work is being done. Commissioner Willner seconded the motion. So ordered.

The old contract was destroyed.

RE: RESOLUTION AMENDING MASTER TRAFFIC CONTROL CODE

County Attorney Stephens presented a resolution for a 4-way stop at Larch Lane and Pine Place and a 30 miles per hour speed limit on Whetstone Road, from Oak Hill Road Northwest to the terminus of Whetstone Road. This resolution was previously approved by the Commissioners and is being signed by them at this time.

RE: MR. WILLARD...FOLZ LANE...CON'T.

Mr. Willard said that he had talked with Mr. Mills on the problem of Folz Lane who suggested that Mr. Rudolph go out there and make an estimate of the cost of repair. Mr. Mills then went before his board and said that he and Mr. Willard had made an agreement. Mr. Wetzel then called Mr. Willard and Mr. Willard wrote a letter to Mr. Wetzel, telling him that he didn't agree to any proposal on the repair of Folz Lane. He also told him that Mr. Mills said that the work could not be done until a proposal was presented to the County Commissioners. It was said previously, that this matter will be taken up next week.

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RE: BASSETT AVENUE

Mr. Willard said they are having trouble on Bassett Avenue, off Green River Road. He said a resident out there fills up the ditch and he said that if they cleaned it out, he would fill it up again.

Mr. Martin said he was out there with Jerry Linzy but that they didn't know who the complainant was, just that there were threats by the man to fill up the ditch and he said that he could see that there was a drainage problem out there and that he would go out there if the Commissioners wanted him to, in order to make a survey of it.

Commissioner Schaad said that the ditch is full and the man who is filling the ditch in a Mr. Hohl and that the Commissioners would like for Mr. Martin to go out there.

Mr. Martin said that he would go out to talk to Mr. Hohl and see what the problem is and report back to the Commissioners.

RE: REPORTS

Mr. Willard submitted his report of the absentees of the employees of the County Highway Department for the past week. Report received and filed.

Mr. Willard presented a list of roads that have been resurfaced by the county. Report received and filed.

RE: MILLERSBURG ROAD

Commissioner Schaad said he has a note stating that when the paving contractor refinished Millersburg Road, there were trees and weeds cut from the shoulders and they are still in the ditches along with other debris and he thought that consideration should be made to clean the ditches now as they will be too clogged to take care of the flooding during the rainy season.

Mr. Ludwick said the contractor intends to go back and take care of this after they finish the job, since this is in their contract.

RE: TRUCKS NEEDED FOR COUNTY HIGHWAY DEPT.

Mr. Willard said they had talked about three dump trucks and a pick-up truck that is needed by the County Highway Department and that if they don't get a 1974 model pick-up, they will have to use leaded gas but not on the dump trucks.

Commissioner Willner moved that Mr. Willard get with Mr. Cravens to prepare the specifications to advertise for bids. Commissioner Ossenberg seconded the motion. So ordered.

RE: CUTS IN

The Waterworks Dept. requests permission to cut into Pine Gate Road to install a water pipe. This is to be a shoulder cut.

The Waterworks Dept. requests permission to cut into 6400 - 6500 Raintree Drive to install a watermain. This is to be a shoulder cut.

Commissioner Ossenberg moved that these cuts-in be approved. Commissioner Schaad seconded the motion. So ordered.

RE: RIGHT OF WAY...GREEN RIVER ROAD

Mr. Ludwick presented the following acquisitions for Right of Way purchase for Green River Road:

Gerald & Darlena Bachman...Right of Way Purchase on Parcel #16....\$100.00

David & F. Unferferth..Right of Way Purchase on Parcel #15......\$100.00

Ralph & Sarah Barton...Right of Way Purchase on Parcel #14...Evansville Water

Works will compensate grantor for any crop or land damage beyond the 40' easement,

also cellar drain is to be reconnected to road ditch after construction..\$952.00

Edward & Betty Kiegel...Right of Way Purchase...Parcel #22.......\$120.00

Helen Sandefur......Right of Way Purchase on Parcel #19......\$120.00

Everett # Jeanette Zimmerman....Right of Way Purchase on Parcel #18...\$150.00

Esther Letterman....Right of Way Purchase on Parcel #2.........\$685.00

80 ...

Cletus & Ernestine Ziliak...Purchase of Right of Way on Parcel #23, which includes damages to maple trees, pine trees and roses. Bridge, if destroyed must be replaced with minimum 20' length culvert.....\$2,500.00 Alvin E. Mann....Right of Way Purchase on Parcel #24. Contingency...This transaction is contingent upon the fact that if the existing fence must be disturbed in anyway or moved that it will be replaced or relocated without cattle escaping Kenneth & Helena Fehd....Purchase of Right of Way on Parcel #12......\$178.98

David & Carole Dixon....Purchase of Picht of Way David & Carole Dixon....Purchase of Right of Way on Parcel #17...Contingency -Should any damate to nursery be incurred during construction, the grantor shall be duly compensated.....\$323.00 Marvin & Ruth Zimmerman....Purchase of Right of Way on Parcel #20.....\$150.00 Martha Smothers & Helena Fehd...Purchase of Right of Way on Parcel #11....\$270.24 Frank Zimmerman....Purchase of Right of Way on Parcel #21...Should any crop damage be incurred during construction tenant farmer shall be duly compensated....\$985.00 Roger & Edna Fisher....Purchase of Right of Way on Parcel #3......\$108.00 Louise Wheeler & Helena Fehd...Purchase of Right of Way on Parcel #10.....\$222.24 Ellen McCutchan.....Purchase of Right of Way on Parcel #7......\$503.00 Emma Bosse....Purchase of Right of Way on Parcel #25.....\$573.00 Philip & Edna Heston.....Purchase of Right of Way on Parcel #1..........\$781.20 Kenneth McCutchan...Purchase of Right of Way on Parcel #6. Contingency-This transaction is contigent upon the payment to the wendor of \$50.00 per tree, for 6, in the event that such treet should be within construction area and susceptible to damage.....\$364.20. Kenneth McCutchan....Right of Way Purchase on Parcel #6. Contingency - This transaction is contingent upon the payment to the vendor of \$50.00 per tree for 6, in the event such holly trees should be within construction area and susceptible to damage......\$364.20 Jerome & Anita Schroering...Right of Way Purchase on Parcel #5......\$360.00 Theodore & Mildred Splittorff...Right of Way Purchase on Parcel #8....Contractor agrees to backfill and pack trench at time of installation...Also 40' easement line is to be staked prior to time of installation.....\$560.00 Herbert ε Peggy Ahles...Purchase of Right of Way on Parcel #9......\$651.00 Gary & Judy Engelhardt....Purchase of Right of Way on Parcel #13. Contingency -This transaction is contingent upon the payment to grantor the sum of \$500.00 ea. for a total of 2 maple trees, should such trees be damaged as a result of water line construction in road widening project.....\$180.00

Mr. Ludwick said that the Waterworks Department is paying for these acquisitions of Right of Way Purchases on the West side of the road and the county is going to buy the Right of Way on the East side of the road.

County Attorney Stephens said that this ground is owned by individuals and they are granting easements in order for a water line to be installed and if it is ever abandoned, the land will go back to the owners. He said that the Commissioners must approve the acquisitions.

Commissioner Ossenberg moved that all the above acquisitions be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked how the Right of Way was coming along on the East side of the road.

Mr. Ludwick said that they have about six more parcels to take care of yet.

RE: CLAIM

A claim was presented from Deig Brothers Lumber & Construction Co. Inc. for 216-3767 and 203-3767, Allens Lane over Locust Creek, in the amount of \$6,586.22, which is the semi-final bill.

Commissioner Schaad said that there is one spot between St. Joe and the bridge, also two spots between Mesker Park Drive and the bridge that were real bad and he didn't know what happened there because other than this, they did a good job.

Mr. Ludwick explained what caused this problem and said that the final payment would be held up until repairs are made.

Commissioner Ossenberg moved that this claim for \$6,586.22 be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Feigel Construction Co. for 216-3743, Middle Mt. Vernon Road, West of Peerless, in the amount of \$13,331.02.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

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A claim was presented from Feigel Construction Co. for Acct. 201-2260, for the paving of county roads in the amount of \$48,597.13.

Commissioner Schaad said that there is no identification as to which roads were paved.

Mr. Ludwick said that he would submit a list of the roads, from now on, that are included on the claims. He said that this claim includes the paving of Kansas Road, Millersburg Road and Mt. Pleasant Road.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said that Mr. Nussmeyer asked that the claim for Engineer Associates be held up, since there are some changes to be made on the decking.

RE: KIRKWOOD DRIVE

Commissioner Schaad said that a letter was received from Mr. Earl Grimm, last week, on the acceptance of Kirkwood Drive and asked if there was anything to report on it as yet.

Mr. Ludwick said he failed to get the letter back but that he will take care of it so the matter will be continued until next week.

RE: MR. HOTZ

Mr. Hotz said he would like permission to transfer funds from the building itself to the sewer that the city is going to put in at Pleasantview Rest Home. He said he has \$30,000 in the sewer account and needs \$20,000 more.

Mr. Volpe said that all Mr. Hotz needs to do is to write him a letter and he will get it in on the September Council Call.

Commissioner Schaad said he understood that the city was going to put the sewer in.

Mr. Hotz said that there had evidently been a change made.

Mr. Martin said they have a problem since they don't know if it is going to be feasible to do that and they already have committments that the city is going to bring a manhole that will service but there is a question now of whether they can do that because there is an option of a lift station on the original route and that hasn't been resolved as yet. He said he was with Mr. Eifler on it this morning and his boys are out there getting some more information which he should have today and he will then give the Commissioners an answer. He said, however, that Mr. Nussmeyer is against putting in a lift station. He said they haven't, as yet, committed themselves and they are going to profile it to see what is feasible, that the tap-in problem should be resolved in the next couple of days, also that they can use the tile from the ole Boehne Hospital.

Commissioner Schaad said that Mr. Martin should figure something out with Mr. Nussmeyer and to let the Commissioners know what they decide because something is going to have to be done pretty quick so they won't lose the Revenue Sharing money.

Commissioner Ossenberg said the deadline is September 16, 1974, also that he wanted them to stay on the city because he knew what it would be and frankly, he wasn't in favor of a lift station. He said if they transfer the \$20,000 plus using the \$30,000, they have a free tap-in from Peyronnin and if they have to pay the city the \$30,000 and use the \$20,000 to run it up to there, it is essentially that way and he does know that they have a natural flow if they go the other way.

Commissioner Ossenberg moved that Mr. Hotz write a letter to the County Auditor, authorizing him to advertise for a \$20,000 transfer to Pleasantview Rest Home, for Contractual Services, in the September Council Call. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:40 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

REPORTERS

Robert Schaad

Thomas Ossenberg Robert L. Willner Lewis F. Volpe

William Stephens

G. Clabes

S. Clark

R. Lyles
B. Thompson

Secretary: Margie Meeks

COUNTY COMMISSIONERS MEETING AUGUST 12, 1974

The meeting of the County Commissioners was held on Monday, August 12, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

President Schaad said that since the Commissioner's meeting is this morning and their secretary's father is being buried, they have asked County Attorney Tom Swain to attend the funeral to represent them.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property today. The sale will continue next week.

309 E. Florida

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Orbie R. Davis

Keith Hollander	2510 W. Maryland S	t. Pool Guard	\$1.50 Hr.	Eff: 8/4/74
Ermon Hart Jr.	2821 Forest Ave.	Rink Guard	\$1.65 Hr.	Eff: 8/1/74

COUNTY HGIHWAY DEPARTMENT

VOTERS REGISTRATION OFFICE					
Marie Lurker	2100 Schutte Rd.	Typist	\$15.00 Day	Eff: 8/5/74	
Donna Stephens	1419 S. Plaza Dr.	Typist	\$15.00 Day	Eff: 8/5/74	
Elizabeth Omer	1052 Madison	Typist	\$15.00 Day	Eff: 8/5/74	
Lucille Becking	706 1/2 Court St.	Typist	\$15.00 Day	Eff: 8/5/74	

Head Mech.

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Dennis Baumeyer	10149 S.E. Browning Rd.	Extra	\$1.50 Hr.	Eff: 8/4/74
Cheryl Mackey	423 N. Elm Ave.	Extra	\$1.65 Hr.	Eff: 8/17/74
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VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Orbie R. Davis	309 E. Florida St.	Mech.	\$3.613 Hr.	Eff: 7/22/74
James H. Howell	216 John St.	Labor	\$3.297 Hr.	Eff: 8/8/74

RE: AUTHORIZED TO ADVERTISE FOR BIDS

NEW VOTING MACHINES......Specifications were presented to the Commissioners by County Attorney Stephens for the advertising of the new voting machines.

UNITIZED INTELLIGENCE SYSTEM.....Specifications were also presented for the one unitized intelligence system for the Prosecutors Office.

Commissioner Schaad said it was Mr. Cravens suggestion that if these are both advertised at once, they can save about \$75.00, but that he does need the opening date.

Mr. Volpe said that the ad for the sale of the old machines will be advertised four times which will be August 15, 22, 29 and September 5th, the bids to be opened on September 9th, 1974.

Commissioner Schaad said that the other ads will be coordinated so the opening date will also be on September 9th, 1974.

Commissioner Willner moved that the specifications be approved for the one Unitized Intelligence System for the Prosecutor's office and that bids be advertised for. Commissioner Schaad seconded the motion. So ordered.

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\$4.247 Hr. Eff: 7/22/74

The authorization of advertising for bids for the new voting machines and for the sale of the old machines was approved at the Commissioners meeting of last week.

EMERGENCY POWER SYSTEM.....Specifications were presented for the Emergency Lighting Power System at the Hillcrest Home and the Washington Home.

Commissioner Willner moved that these specifications be approved and that Mr. Crooks be authorized to advertise for bids. Commissioner Schaad seconded the motion. So ordered.

RE: BURDETTE PARK CAMPING AREA

Mr. Leo Weiss said that the bids which were received last week on the Burdette Park camping area were too high, since they were over the Engineer's estimate of \$130,000.00.

They were as follows:

Deig Brothers Lumber & Construction Co.....\$170,787.00 Municipal Engineering & Construction Corp....\$217,142.00 Peyronnin Construction Company......\$253,282.25

Mr. Weiss said that he met with Deig Brothers, who was the low bidder and found that the overrun was in the Items # 1 & 2, which are the shower and toilet building in the recreation area and the toilet building out by the ball diamond. He said in going through their figures, they cam to the conclusion that there could be a reduction on Item #2, the toilet facilities by the ball diamond by redesigning the roof and they can cut the previous amount of \$27,000 by about \$4,000.00.

Mr. Weiss said that Item #1 can be cut by redesigning the shower and toilet building in the recreation area. He said the plans were for a round building and the price was out of sight. He said the original figure for the facilities were \$47.00 per square foot and with these changes it would be \$38.00 per square foot. He explained that Items 3 through 10, which include rock, fertilizer, dump station, sanitary sewer, manholes, etc. are all within the estimate they had in the spring when they asked for the money from the council. He said Item #11, which is for the 8 inch water line, can be reduced, which was bid as cast iron or ductile iron and he would suggest using cement aspestos or plastic pipe since this would cut the cost from \$5,000 to \$5,500. Items 12 through 17, fire hydrants, valves, pipe, fittings, etc., were also within the estimates they had in the spring. In regard to Item #18, which are for the three drinking fountains, he said that they could find something else for those rather than the ones they had picked and they could get these down to something like \$115.00 each. He said that Items #19 and 20 are for signs in the camping area and that they might as well let the Park Board buy these and put them in at unit cost. Items #21 and 22 is for the electrical work at the campground and the drain under the road which is 12 inch and they could alleviate these. He said by making these changes, they would end up with a cost of about \$115,000.00 but would still have to rebid Item #1, and at that time, they can see where they are at.

Commissioner Willner asked, by alleviating the electrical work, were they still going to service the camp sites with electricity.

Mr. Weiss said that they were going to or if the Commissioners wanted to, they could delete it for now and come back with it next year.

Commissioner Willner said if they were down to \$115,000.00, he thought they should leave it it. He also asked if the trailer dump station of \$2,900 was in line. Mr. Weiss said that it was.

Two members of the Campers and Hikers Association, Les Lantaff and Bob Crowley, appeared and said that they approved of the plans as they are laid out and asked that the Commissioners pursue the project and not let it drop by the wayside.

Commissioner Schaad said that Mr. Weiss should meet with the Burdette Park Board and come up with a recommendation from them before the Commissioners take further action.

RE: FOLZ LANE

Commissioner Schaad explained that a letter was received last week, from Mr. Schnell, complaining that Folz Lane was being torn up by a new water line being installed. He said that County Attorney Stephens wrote a letter to the Water Co.

The letter read as follows:

Gentlemen:

The Vanderburgh County Commissioners have requested me to contact the Water Board and ask that they restore the condition of Folz Lane damaged by employees of the Water Works Department when a new water line was installed along the south side of the street earlier this year. We understand that between 700 and 800 feet of the street was dug up and not restored to its prior condition causing the Commissioners to receive numerous complaints from residents in the area.

It would be appreciated if you would acknowledge the receipt of this request together with the Board's proposed action in response to same.

Your early reply is solicited. Very truly yours, William D. Stephens..Co. Att.

Mr. Wetzel then sent a copy of the letter, regarding these conditions to Mr. Mills, engineer in charge of construction, requesting that he check into it.

Commissioner Schaad said that he didn't know if anything else had been done or not.

County Attorney Stephens said that he would contact Mr. Mills to see if anything has been done, so this matter will remain open until next week.

RE: MILLERSBURG ROAD

The following letter was received from Harriett J. Hartig in regard to the new surface on Millersburg Road:

Gentlemen:

I wish to thank you for the new surface on Millersburg Road. For the one day it was in good condition, we certainly enjoyed it.

Your contractor did a beautiful job which was finished on August 6th. On August 7th the contractor for the Water Works had made a cut across Millersburg at Green River and from the looks of things (placement of water pipe and red markings on the road) another complete cut will be made. Shoulders are also destroyed.

While I am cognizant of the fact that the water department is to have the road put "back in good condition" I've yet to see a good job done by them. We can only look forward then, to many years of bad road conditions.

What a waste of taxpayer's money. Sincerely, Harriett J. Hartig

This letter was referred to the County Road Inspector for him to follow up on this matter.

RE: COMMENTS ON CUTS IN

Commissioner Willner said, in regard to the cuts-in on county roads, in traveling them, that hardly none of the roads are ever put back in proper state of repair and he doesn't see any change for the immediate future and he thought it necessary to take steps to stop this condition. He said he didn't think the Commissioners would ever stop giving permits to the utility companies and rightly so, but he also thought it important that the roads be repaired properly. He suggested that in the future, the cuts-in be turned over to the Road Inspector to ride heard on them and then bring back to the Commissioners for final approval, after the cuts have been properly repaired. He thought they should go back at least twice with hot mix to repair a cut and this has never been done and as a result, the roads are as rough as washboards and if the cuts aren't repaired twice with hot mix, he doesn't think the Commissioners should approve the cuts and therefore, in the future, they could refuse to grant permits on these grounds, to cut the roads a second time. He said he wouldn't make a motion on it at this time but he would in the future.

Commissioner Schaad said Commissioner Willner's remarks were well taken and he agreed with them and that this matter needs checking into and said that when these cuts come before the Commissioners, they should be listed with a progress report as to what has been done and the condition of these roads so the Commissioners are always aware of it.

Commissioner Willner said he also thought that the roller should be used in repairing the roads after cuts are made, that some of the utilities are just putting it in with a shovel and depending on the traffic to tamp it down.

Commissioner Schaad asked Mr. Willard of the County Highway Department, to set up a system of control for his Road Inspector and asked that all shoulder and road cuts be listed.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was submitted for the month of July.

Report received and filed.

RE: BASSETT AVENUE

Mr. Willard had reported, last week, that a Mr. Hohl, who is a resident in the area of Bassett Avenue, off Green River Road, keeps filling up a ditch and Mr. Martin was to go out there and talk to him.

Mr. Martin said they went out there and made a survey and talked with Mr. Hohl. He said that there are several problems to be solved.

This matter will be continued next week and until it has been resolved in some manner.

RE: WALNUT DRIVE

Commissioner Schaad said they had a call from Mrs. Richard Hovda of 401 S. Park Plaza Drive who complained that Mr. Robert Jolly of 309 Park Plaza Drive has put gravel, rock and dirt at the end of Walnut Drive so that kids can drive non-licensed motor bikes over this. The dirt, etc. prevents drainage to the 300 block which connects to a major drainage ditch, causing a lot of problems.

This matter was referred to Mr. Ed Martin, who will check into it.

RE: REQUEST FROM CITY.....JEFF MARSTON

Mr. Marston appeared and spoke on a Police Parking Experiment, after having presented the following letter:

I am seeking your support for a two-week parking experiment for police department vehicles. A study was conducted by my office to measure the extent of the current parking problem for police vehicles. One finding of the study was that an increase in 10 parking spaces for police vehicles would largely relieve congestion problems in the police and sheriff departments' area. The proposed experiment would add ten spaces as follows:

Two spaces would be provided by allowing police vehicles to park in the two 30 minute spaces along the east wall of the city lot. Eight spaces would be provided by allowing marked police vehicles only to park along the curb at the west end of the 7th Street parking lot.

Temporary signs and striping would mark the restricted parking area.

The purpose of the experiment is to measure the impact of additional parking spaces rather than to establish permanent police parking in the 7th street parking lot.

My office would monitor the experiment and submit a copy of our report to the Commissioners.

As one of the two primary tenants of the Civic Center Complex, your support of this experiment would be greatly appreciated.

Mr. Marston said that they went before the Board of Directors of the Building Authority and they requested that the City and County, as major tenants, agree to this parking experiment before they passed on it.

Commissioner Schaad said he has heard comments, pro and con, on this, as they think it will be bad for the people backing out but as far as giving it a two week trial, he wouldn't have any objections to it.

Mr. Marston said they contemplated on putting up signs and would like to get striping there so people would know it is a restricted area. He said the primary time for use of this area would be during time of shift change and the officers would be informed to first look elsewhere for parking spaces.

Commissioner Willner said there is a parking committee and he thought they should be informed of this and it should first be cleared by them.

Mr. Marston said he understood that by the ordinance passed last year, the Board of Directors of the Building Authority. gave the responsibility to the Safety Board for enforcing regulations in these lots and of their meeting of August 6, they approved this experiment, assuming that the other major people would also.

. ...

Commissioner Willner asked if they did approve the two week experiment, would they stripe the lot.

Mr. Marston said this would be Buildings and Grounds and he hasn't talked to them yet.

Commissioner Willner said he would need more time to consider it, that he isn't very much in favor of the idea. He said, in talking to the committee several times, they had recommended other alternates that haven't been heard from, as far as he is concerned he would rather there be something more permanent instead of an experiment.

Mr. Marston said that no one mentioned other alternates to him and the places in the experiment were thought of because it seemed to be a low cost, low inconvenient effort, not to see if those eight slots are going to work but what is going to happen to the parking problem in the back of the building and just how many more slots are needed. He explained that the cost would consist of the signs and Mr. Dunville said they have the temporary sign bases and the Police Department would take the signs in at night, when they wouldn't be needed.

Commissioner Schaad asked if the city has considered the plan and gone along with the recommendation.

Mr. Marston said that they had.

Commissioner Willner said he was sorry but that he can't go along with the suggestion and that he would be glad to work with anyone as far as other things concerned in parking, that he thinks needs to be done but he don't think they can mess up the one parking lot that they have for private citizens who need to come to the building.

Mr. Volpe said an interesting suggestion had been made by someone about three years ago, when they suggested on the cutting down of the walkway out front and actually having angle parking on both sides.

Commissioner Schaad said the only reason he was agreeable in going along with this was because it was a temporary thing so they can see if it will relieve the congestion during shift changes and if it does, they will find a place to put it permanently.

Commissioner Willner said this may be true but his feelings are that even if they allow it on a temporary basis, it will never be changed.

Mr. Marston said that the parking situation in the back has been changed several times. He also said the Police Department and the Sheriff's Department are violently opposed to having their cars isolated from their area, since there is concern of the antennas being ripped off and the things that are in their cars being taken.

Commissioner Willner said that there are also some people who work in the Civic Center whose cars were stolen from the back lot and they feel the same way and he hears this all the time. He said there are case workers from the courts who drive their cars just like the police do, who don't have a parking lot so if they take part of the public and other's parking lot, he thinks they are open for criticism and he knows there is a need but thinks it should be done permanently and he is willing to help.

After further discussion, Commissioner Willner said he hadn't changed his mind and he couldn't go along with this experiment so Mr. Marston's request was denied.

RE: MR. HAROLD PETERS

Mr. Peters was back today to report on what has been done to correct conditions of which he had complained of previously. He said that the weeds haven't been sprayed and the Telephone Company hasn't moved the post and he didn't think they intended to move it.

Mr. Ludwick said that he contacted them by letter.

Mr. Peters said that the semi-trailer trucks are thrown over the center of the road because of this post.

Commissioner Schaad suggested that the Area Plan send someone out there to see what needs to be done and he asked Mr. Martin to talk to Keith Lochmueller and ask him to make a recommendation on it and report back at the next meeting.

Commissioner Willner asked if the Telephone Company had a permanent easement or whether it is on the County Right of Way.

Mr. Nussmeyer said it is on the County Right of Way without permanent easement.

Commissioner Willner said they would then be within their rights to ask the Telephone Company to move the post.

RE: CLAIM FROM TELEPHONE CO.

A claim was received from the Indiana Bell Telephone Co., against the Board of County Commissioners for damages suffered to buried cable located 300 feet west of Mels Drive on Drexel Drive when county employees were using a backhoe to dig a trench to place a drain pipe across Drexel Drive. The damages in the amount of \$317.00.

County Attorney Stephens said that this is where the county cut the telephone cable where it wasn't buried enough and explained that County Attorney Swain has turned this matter over to the Torian Insurance Agency, our Liability Insuror, and asked them to look into it.

RE: CLAIM

A claim was received from Browning -Ferris Industries for the service of the dumpsters for the month of July in the amount of \$559.46.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: PETE CHANDLER

Commissioner Willner said when this question was raised between the City and the County Auditor, he was on vacation and didn't have a chance to check into it but since it has come up the last two Monday's, he has done some checking and according to his information, even though the Commissioners deemed that the Auditor was erroneous in withholding the payment, it is not the duty of the County Commissioners to request a county officeholder to do anything, to pay or not to pay and he thought the question was mute as far as the Commissioners were concerned and the legal department may say ye or nay to the same point. He said he knows Mr. Chandler has a problem and he thinks it should be settled but he thinks this is the wrong place.

County Attorney Stephens said the County Commissioners have the duty to approve the claims and if the Auditor doesn't pay them, Mr. Chandler should refer them to the City's legal department.

Mr. Chandler said that they have approved two of the six claims that were submitted which were the ones for the Levee on the Eagle Slough situation and the one for Eagle Slough with respect to the City and the others are held in abeyance pending the receipt of a letter from the State Board clarifying the situation, which he now has.

The letter read as follows:

In regard to reimbursement held from settlement.

Dear Mr. Chandler:

This will acknowledge receipt of your letter, dated August 5, 1974, pertaining to the above referenced subject.

After reviewing your letter we have had Mr. Casper Hudson, Field Examiner, to check to determine the purpose of withholding monies from your distribution.

First, we know of no statutory authority for withholding monies from tax distributions except for the amount for the examination of records which was \$2,710.00. The Library and City Treasurer item in the amount of \$790.00 was a premium paid by the county for the City Treasurer's bond for the year of 1973 and 1974 and a \$40.00 premium for the Library Treasurer's bond, the latter should be reimbursed to the City by the Library. The Harper Ditch item was in the amount of \$25,654.25 resulting in an agreement between the City Board of Works and the Board of County Commissioners whereby the County Commissioners paid for the construction or reconstruction of Harper Ditch and the City was to reimburse the total cost.

The City Ditch item in the amount of \$941.62 was a maintenance charge for various ditches for which the City had assumed responsibility.

As for Eagle Slough, the item in the amount of \$28,937.18, we do not have sufficient information to determine the purpose of this amount. We have assigned examiners to examine the records of Vanderburgh County at which time they will review the agreements involved and if adjustments are necessary, this will be revealed.

You stated in your letter that because of your not knowing of these charges, you have not made appropriations for payment of the amounts due, however, it is the City's responsibility to meet their obligations to appropriate the necessary funds therefore.

We have instructed the Field Examiners assigned to examine the Vanderburgh County records to discuss this situation with the County Auditor and your office to prevent this from happening in the future.

Mr. Chandler referred back to the third paragraph of this letter where it stated that they know of no statutory authority for withholding monies from tax distribution and on this basis, he requested that the outstanding claims, except for the examination of records, be signed and approved by the County Commissioners and be given to the Auditor for payment.

Mr. Volpe said the City entered into the agreement of Harper Ditch on April 19, 1973, and asked, if when several months later, when they made up their 1974 budget, if their committments were specifically budgeted for.

Mr. Chandler said he didn't have any idea.

Mr. Volpe then asked Mr. Chandler if they had budgeted for it for 1975.

Mr. Chandler said probably not.

Mr. Volpe then asked how many years the county was supposed to wait for this money.

Mr. Chandler said the question is, if they are billed for an item where, for example, they have a judgment against them for a sum of \$38,000, that amount can be appropriated by an emergency appropriation and that isn't pertinent to the argument here at all, the argument is, should the city be billed by a claim for any amounts due the county or should it be withheld from tax distribution and he thought the question has now been resolved by the opinion of Mr. Beesley.

Mr. Volpe said that Mr. Chandler would also notice that Mr. Beesley would also answer that the City had to budget for it, also that he will not wait for years for money.

County Attorney Swain said as far as Mr. Beesley is concerned, he thought he was wrong on the Eagle Slough because he thought the money for it could be taken from the tax settlement in the correct amount.

Mr. Chandler then asked when the City could anticipate the signing of the remaining claims.

Commissioner Schaad said he couldn't answer at this time and will act on them when he gets word from the legal department.

RE: MR. HOTZ

Commissioner Schaad said that Mr. Hotz has some serious back problems this morning and if anyone calls, he is at home.

RE: MR. HARNESS....RATE SET

Mr. Harness presented the proposed rate for 1975, for admission to the Pleasantyiew Rest Home as this is the time that the rate should be set. He said the rate is up by \$25.00 per month, from \$175.00 to \$200.00 per month for residential care and he thought this to be a justifiable increase and noted that they are limited, by law, to \$100.00 per month from township trustee's per person.

Commissioner Willner moved that the rate of \$200.00 per month for residential care at Pleasantview Rest Home be approved. Commissioner Schaad seconded the motion. So ordered.

RE: PICNIC HELD

Mr. Harness reported that on August 4, 1974, the Trinity United Methodist Church held a picnic at Pleasantview Rest Home for their congregation and for the people at the Home. He said that a good time was held by all and it was a very enjoyable event.

RE: PERMISSION TO TRAVEL

Mr. Harness reported that the Indiana Home Association is holding a meeting at Decatur Indiana, on August 23, 1974 and requested permission for he and Mrs. Harness

to motor to Decatur Indiana and return and asked for one night's lodging and meals, with the expenses paid by the county.

Commissioner Willner moved that the trip be approved and that the county pay expenses of one night's lodging and meals. Commissioner Schaad seconded the motion. So ordered.

RE: CHECK RECEIVED

Mr. Harness said that two weeks ago he received a \$500.00 check from the estate of Mrs. Grace Boerner and they researched the matter to see what to spend the money for and they felt that they could use another portable color television set which they can buy for approximately \$300.00 and they also need some comfortable chairs. He said with the permission of the Commissioners, he would like to use the money in this way.

Commissioner Willner moved that permission be granted. Commissioner Schaad seconded the motion.

Mr. Harness will send a letter of appreciation to the estate of the donor.

RE: CLAIM

A claim was submitted by Jay Welsh on the Old State Road Bridge Project, for 3 conferences with County Attorney, 10 hours preparation time, attendance for Court Hearing in the amount of \$300.00.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad said that as soon as the money is set by the appraisers, on this project, the money can then be put in escrow and they can go ahead with the Old State Road Overpass. He said that he wondered if bids were advertised for, since it is so late in the year and if Mr. Nussmeyer would want to get into this project this year.

Mr. Nussmeyer said he thought it better to wait until next year.

RE: MR. WILLARD....TESTING EQUIPMENT'S PURCHASE APPROVED

Mr. Willard said they had been talking about the testing equipment, that he and Commissioner Willner had been working on it and he submitted two bids, one from Automotive Wholesalers in the amount of \$1,250.00 is a used machine which was re-possessed and this amount is the equity that is in it.

Commissioner Willner moved that the County Garage be authorized to buy the testing equipment from Automotive Wholesalers in the amount of \$1,250.00. Commissioner Schaad seconded the motion. So ordered.

RE; PURCHASE OF TRUCK APPROVED

Mr. Willard said he was to have gone out and found a truck and that he found a 1974 truck that fits his needs at Key Motors in the amount of \$3,176.16, a F-100 pick-up, including the trade in of truck #14, a 1967 International Harvester.

Commissioner Willner moved that the purchase of this truck be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MELS DRIVE

Mr. Willard said the Telephone Company never wants to pay for the damages they have done to our roads and they have now caused damage to Mels Drive.

Commissioner Schaad said they would have to be billed for it.

RE: LAUBSCHER ROAD

Mr. Willard said he had a call on Laubscher Road when a big hold was cut in the road and the rain caused it to sink and a woman was sitting there with her head lights shining on it so someone wouldn't go into it and the Sheriff's Department called him so he got a man out of bed and sent him out there to put up barricades and the next morning he called the Waterworks. He said that he was going to bill them for time and material, also that the Waterworks went out there and filled the hole, then called him and told him they could pick up their barricades.

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Commissioner Schaad said that since the work was the responsibility of the Water Company, he should go ahead and bill them.

RE: STATE ROAD 662

Commissioner Schaad said that the state had previously asked the county to take back State Road 662, section 82, a distance of .507 miles and asked Mr. Willard who was to report this to the state so it will be included in our gasoline tax money.

Mr. Willard said that he will notify Mr. Hittle.

Commissioner Willner asked if the road had been brought up to county standards.

Commissioner Schaad read the previous minutes where Mr. Ludwick stated that the road was in progress for 6 months and the road was brought up to standards and they were just waiting for the reply from the state which has been received.

Mr. Nussmeyer said that he sends the state a copy of these roads to Mr. Hittle every year so Mr. Willard won't need to notify him.

RE: ACCEPTANCE OF ROADS

Resolutions to incorporate the following roads within the county road system were previously approved and are now presented to the Commissioners for their signatures:

Amendment No. 9...Kirkwood Drive - Kirkwood Subdivision, from a point 438 feet from the center line of Lincoln Avenue a distance of 182 feet to the termination of Kirkwood Drive.

Amendment No. 10...Norman A. Schmitt Subdivision - Section 21, Township 5 South, Range, 11 West

- 1. Laura Lane 708.18 feet in length 24 feet wide including cul-de-sac.
- 2. West Schmitt Lane 678.19 feet in length, 22 feet wide.

Amendment No. 11...State Road 662, Section 82, Vanderburgh County, a distance of 0.507 miles. to Vanderburgh - Warrick County line.

RE: CHANGE ORDER APPROVED

A letter was received from Feigel Construction Company proposing the unit price for hand patching for county roads, which is the same price being paid by the City. They recommend that Hogue Road, from City limits to Peerless Road to be hand patched which will be less than \$6,000.

Commissioner Schaad said that a contract was let to resurface Hogue Road and apparently there are some chuck holes that need hand patched before the surface is put down and he said that since Feigel is going to resurface it, they should do the hand patching so this will be in addition to the price of the contract.

Commissioner Willner moved that the change order be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM

A claim was received from Leo Weiss in reference to the bridge over L & N on Eichoff Road.

Mr. Martin said the corrected drawings of the changes on this project will be here this week.

This claim will be held up until the corrected drawings come back.

RE: HILLSDALE ROAD

Commissioner Schaad said that last week, Commissioner Willner brought up the matter of the Waterworks Department, giving them permission on the sewer at Park and Walnut Road and they were going down the middle of the road with the cut. He asked Mr. Ludwich if he has checked on this.

Mr. Ludwich said the map showed them going down the shoulder of the road but they went down the middle of the road.

County Attorney Swain said the Waterworks Department doesn't put in the sewer.

Commissioner Schaad said this should have read that the Sewer Department was

going down the center of the road with the sewer and he asked if the Sewer Department had requested permission to make the cut.

Mr. Ludwich said that he would check on this and report back next week.

RE: MR. PUGH

Mr. Pugh said that in the discussion of the Waterworks Department, that the contractor is going on Petersburg Road, from the pumping station to the South end of McCutchanville, near the airport and up Browning Road and one backhoe foot is always on the pavement so there is always a chuckhole every four feet and the people out there are wondering how the contract reads and if there are provisions for them to take care of this, also he understood that sometime ago, there was a debate with a certain engineering firm, as to whether the trenches were to be compacted or not and not too much attention was paid at that time but that four weeks has gone by and they haven't been compacted and they are wondering if they are going to be compacted or not. He asked what agreement has the county made with the Water Company.

Commissioner Schaad said there has just been arguments back and forth as to how the specifications read, as to whether it should be compacted or not. He also said that they have a new engineering firm doing the inspections and he hasn't heard anything since.

Commissioner Willner said they questioned both, the Water Company and the Sewer Department on compaction and their answer was that they would hand pack it with a two by four and that is the only answer they got.

Commissioner Schaad suggested that the County Attorney write them a letter and ask them what is going to be done about this condition.

Commissioner Willner agreed that this should be done.

Mr. Pugh said this would be a good opportunity for the Commissioners to have the road edges bermed so the water could get into the ditch. He said that there is water running from McCutchanville School, right at the edge of the pavement and there is a very serious six foot drop off out there and the reason for it is that the water can not get in the road ditch and he asked why can't they berm the roadside ditch while this is all torn up anyway and it would be a good time to do it.

Commissioner Schaad said the Waterworks Department should probably have done this when they laid the pipe, that they just filled it up and there is no ditch at all now. He said if the Water Company would cooperate, they could put the berm right while they put the road back at least the way it was. He asked Commissioner Willner if there were any other roads he wanted to add to this one.

Commissioner Willner said that Boonville-New Harmony Road, Park Road, Walnut Lane, Browning Road, Old State Road, Millersburgh Road and Green River Road and Darmstadt Road all need attention.

He said that they are doing a beautiful job on Highway 41, that they have an inspector out there full time.

He said that he has been getting more calls on the condition of the county roads than he has on the landfill and he has counted no less than 100 places, where water and mud has completely covered the road. He said that cars slide in it and the north end of the county is one heck of a mess.

Commissioner Schaad said the minutes should show that the County Attorney has written the Water Company asking them to correct the situation, the ditches on the side to be put back as they were so the water can run off and where the road has been damaged, that they be patched and put in previous condition, that they should also do compactions where needed.

Commissioner Willner said that one gentleman called him and said the Water Co. broke his drain tile, in excavating the trench and then stopped it up and his basement has been flooded three times because of this, that he has called the Ryan Construction Co. who has the installation who told him to call the Water Co., who, in turn, told him to call the county and they told him he lived in the City of Darmstadt, to call the Town Board and he called them and they don't know what to do.

Mr. Pugh asked if what he read was true, in that, the Water Board didn't have to ask anyone anything.

County Attorney Swain said there was some authority for this.

Commissioner Willner said they don't have to ask to do anything but he thought they should be responsible in repairing their damages.

RE: POOR RELIEF

Dorothy Handley...722 Line St...Pigeon Township....Investigator, Mr. Willett Albert Hill...916 S. Elliott St...Pigeon Township...Investigator, Mr. Willett

Commissioner Schaad said that both individuals, as listed above, asked to be placed on the agenda for today but neither of them appeared.

Mr. Bob Olsen, Chief Deputy from Pigeon Township Trustee's Office, had prepared letters as per request on these applicants and Mr. Olsen and Mr. Willett made an appearance for the Office of the Pigeon Township Trustee but since neither of the two appeared, no action was taken.

The letters will be kept on file in the Auditor's office.

RE: REQUEST TO MAKE ROAD CROSSING

Mr. Robert Burns, representing the Rossi Oil Company, appeared and said that they would like permission to make a road crossing, not in the form of a cut but in the form of pushing a piece of steel casing under the road in order to transport oil from one side of the road to the other side in order to get the oil from the #4 well, over to the tank battery. He said this is along Old State Road about two miles south of I 64, in Scott Township. He said they prefer to use two inch steel casing.

Commissioner Willner moved that this be approved, subject to the Rossi Oil Co. being responsible for the road.

County Attorney Swain said there should be a written agreement between Rossi Oil Company and the County Commissioners. He also said they should check for telephone cables by calling the Telephone Company, who will locate the cables for them.

Commissioner Schaad instructed Mr. Burns to have their attorney's to get together with the county attorney's and draw up the necessary agreement.

They are going to put in a casing and a two inch pipe as suggested by Mr. Nussmeyer and the agreement will be signed by both parties.

Commissioner Schaad then seconded the motion made by Commissioner Willner. So ordered.

The meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Robert L. Willner	Lewis F. Volpe	William Stephens Thomas Swain	C. Leach G. Clabes S. Clark R. Lyles

Secretary: Margie Meeks

Haluf Hallmer
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING AUGUST 19, 1974

The meeting of the County Commissioners was held on Monday, August 19, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

Commissioner Schaad welcomed Commissioner Ossenberg back from his vacation.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned property today, that is for sale at this time so the sale will continue next week.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

AREA PLAN COMMISSION

Clifford Sebree

325 Ridgeway

Draftsman

\$6,000 Yr. Eff: 8/19/74

RE: EMPLOYMENT CHANGES ... RELEASES

BURDETTE PARK

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Clay Shirk 4	421 Crestview S	Sr. Guard	\$11.00 Day	Eff:	9/3/74
Gregg Stallings	7601 Newburgh Rd.	Jr. Guard	\$10.00 Day	Eff:	9/3/74
TimeHall	4604 Claremont	Jr. Guard	\$10.00 Day	Eff:	9/3/74
Jeannie Browning	1375 E. Chandler	Jr. Guard	\$10.00 Day	Eff:	9/3/74
Karen Little	2509 Koring Rd.	Jr. Guard	\$10.00 Day	Eff:	9/3/74
Cheryl Cox	1304 Red Bank Rd.	Sr. Guard	\$11.00 Day	Eff:	9/3/74
Susie Salazar	645 Madison Ave.	Jr. Guard	\$10.00 Day	Eff:	9/3/74
Susie Buthod	703 S. Willow Rd.	Sr. Guard	\$11.00 Day	Eff:	8/14/74
Paula Schmidt	2612 E. Missouri	Hd. Guard	\$13.00 Day	Eff:	8/14/74
Amy Stallings	7601 Newburgh Rd.	Sr. Guard	\$11,00 Day	Eff:	8/14/74
Mary Schmidt	862 S. Villa Dr.	Jr. Guard	\$10.00 Day	Eff:	8/20774
Carol Hewig	8820 Petersburg	Jr. Guard	\$10.00 Day	Eff:	8/17/74
Sherra Gourley	410 S. Weinbach	Jr. Guard	\$10.00 Day	Eff:	8/20/74
Mike Ginger	1419 Hillside Ter.	Asst. Hd.	Grd. \$12.00 Da	Eff:	8/20/74
Gary Burgdorf	1314 Reiter Dr.	Sr. Guard	\$11.00 Day	Eff:	9/3/74
Gail Woodring	5301 Winding Way	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Harold Tepool	1911 W. Michigan	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Jan Doom	· 3105 Division St.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Rebecca Latham	7301 Chandler	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Robert Gulick	2215 W. Illinois	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Emilie Hamlow	2800 W. Penn.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Laura Tavormina	R.R.13 Box 336	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Robert Weil	10206 Darmstadt	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Dana Ewers	R.R.1 Box 33	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Kathy Hartman	1018 N. Villa	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Ann Vowels	1506 Irvington	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Mary Robinson	1912 Washington	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Brenda Buente	320 Westmore Dr.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Gloria Greif	7731 Newburgh Rd.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Missy Maxwell	1400 S. Grand Ave.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Patricia Schlach	ter 1510 John St.	Sr. Grd.	\$11.00 Day	Eff:	9/3/74
Martha Barrows	9214 Farmington	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
William Harrison	2527 W. Indiana	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Keith Hollander	2510 W. Maryland	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
David Waltz	6710 Hogue Rd.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Toy Lester Jr.	4507 Rolling Hill	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Jamie Trapp	1013 E. Mulberry	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Don Lochmueller	7200 W. Mill Rd.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
Tina Schnautz	618 Keck Ave.	Ex. Grd.	\$1.50 Hr.	Eff:	9/3/74
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COUNTY HIGHWAY DEPARTMENT

3013 W. Mich. Summer Tk. Driver \$3.40 Hr. Eff: 8/16/74 Keith Huff

RE: REZONING PETITION....EVANA TOOL & ENGINEERING INC.

Owner of Record.....Rajah, Inc. Third and final reading.

Premises affected are situated on Southeast side of Old Boonville Highway, a distance of 500 feet Southwest of the corner formed by the intersection of Fairfield Drive and Old Boonville Hwy.

The requested change is from M-1 and A to M-2. The present land use is farming and the proposed land use is Industrial Manufacturing.

Attorney Tim Dodd spoke on behalf of the petitioner by explaining that although the petition states that the present zoning is M-l and A, it was so stated because of a question as to whether one corner of the property is in an M-l or A zone and the vast majority of the property is M-l. He said they propose to eventually build a manufacturing facility, that Evana Tool Co. is in the business of manufacturing precision equipment for use by other manufacturing plants. He asked that the Commissioners give this petition favorable consideration.

The Area Plan Commission approved this petition unanimously.

There being no remonstrators present, Commissioner Ossenberg moved that the Commissioners approve the recommendation of the Area Plan Commission in approving this rezoning petition, also to approve the use of the Commissioners name stamps on all copies of the petition. Commissioner Willner seconded the motion. The vote being unanimously in the affirmative, the motion carried.

RE: REZONING PETITION....BROWNING FERRIS IND. OF INDIANA INC.

Browning-Ferris Industries of Indiana, Inc. has submitted a petition to rezone certain property on Bergdolt Road for a landfill, which was to come before the Commissioners today.

Commissioner Schaad received the following letter from Gerald H. Evans, attorney for the petitioner, after having talked with him on the phone about a continuance:

Gentlemen:

This letter is written in confirmation of my oral application, as attorney for the Petitioner, for a continuance of one (1) week upon the Browning-Ferris Industries of Indiana, Inc. petition for rezoning of certain property for use as a sanitary landfill.

It is understood that your oral approval of this application for a continuance will be confirmed at your regular meeting Monday, August 19, 1974.

Thank you for your consideration.

Commissioner Ossenberg said that since he has been on vacation and that there is a strong possibility that he will be out of the city next week, he would like for the petition to be postponed until he is present.

Commissioner Ossenberg then moved that the petition of Browning Ferris Industries of Indiana, Inc. be deferred until Tuesday, September 3rd. Commissioner Willner seconded the motion. So ordered.

Mr. Evans will be notified of this decision.

RE: REZONING PETITION....Philip & Agnes Tzschoppe

Premises affected are situated on the west side of Burkhardt Road, where the corner is formed by the intersection of Burkhardt Road and Old Boonville Highway.

The requested change is from M-1 to M-2. The present land use is commercial and agricultural and the proposed land use is industrial.

Commissioner Willner moved that the rezoning petition of Philip & Agnes Tzschoppe be referred to Area Plan on first reading. Commissioner Ossenberg seconded the motion. So ordered.

RE: REZONING PETITION....Meny's Enterprise

Premises affected are situated on the North sode of Scott Road, a distance of 1750 feet East of the corner formed by the intersection of Poscy-Vanderburgh Co. line and Scott Road to 1250' East.

The requested change is from A to M-2. The present land use is farming and the proposed land use is a propane storage tank.

Mr. Kenneth Meny, representative for Meny's Enterprises, Inc. spoke on behalf of the petition, explaining that they want to install a propane storage tank on this property for distribution purposes. He said that they will comply with all the State Fire Marshall's codes as far as piping and fencing are concerned.

Commissioner Ossenberg moved that the petition of Meny's Enterprise be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT....TRAFFIC ENGINEERING

The monthly report of the Traffic Engineer was submitted for the month of July, on materials used by the County.

Report received and ordered filed.

Commissioner Schaad said that Mr. Judd was unable to attend this morning's meeting.

RE: SEWER AT PLEASANTVIEW REST HOME

The following note was received from Jesse W. Fleener, the Sewer Director, on the sewer at Pleasantview Rest Home:

Dear Mr. Schaad:

The sewer tap-in fee for the following is \$20,000.00: Pleasantview Rest Home 700 Senate Avenue

The Sewer Department will maintain the pumping station after it is installed and accepted. Sincerely, Jesse W. Fleener

Commissioner Schaad said that we are going to have to build the line and the lift to get the sewage from the Pleasantview Rest Home to dump it into the city sewer and this will be done at the cost of the county. He said he thought maybe the contrathat the city was hiring to build the sewer would go ahead and do the rest of it for the county but apparently not, so they need to proceed with this project, since the county has \$30,000 in Revenue Sharing Money to cover the cost of this and we should be able to do our share for aroung \$10,000. He said they should get started on the engineering and let a contract. He said that Hank Sauer told him to just come down and pay the tap-in fee but they need to file a claim for it.

Mr. Martin said the engineering could be done in his office and that he would present the specifications for this project at next week's meeting.

Commissioner Ossenberg asked if this actually ties into a contract with the city. County Attorney Swain said that he really didn't know.

Commissioner Willner said the only thing we have to do is to get it on contract so we can spend our revenue sharing money before the deadline which is Sept. 16th.

Commissioner Ossenberg said he would also like to see a time element put into the contract with the city and we are under a State Board of Health situation out there and we can go along with the city, that if we don't have a concrete time element, the city may build it next year and then it won't do the county any good and the \$20,000 of Revenue Sharing money would be paid to them but he would like to see the time element in it.

Commissioner Schaad said he didn't think it to really be a contract, he thought it was just an agreement that they will let the county tap into their sewer for \$20,000.

County Attorney Swain said a contract could be prepared on it if they wanted one so the funds could be tied up.

Commissioner Ossenberg said he thought this should be done, including the time element since this verbal business of saying when they intend to do it and they don't and then the county will have the State Board of Health come back on them for not accomplishing anything. He said one worry can be solved by paying them the \$20,000 but the State Board of Health can close Pleasantview Rest Home because of the raw sewage and he would hate to come along and the county not have something in writing.

He said that verbally, he understood that completion date is to be in November.

County Attorney Swain said that he will check into this and see what they can do towork out a time element.

Commissioner Willner moved, for the record, to approve the \$20,000 for the tap-in to the city sewer, depending on the time element and that they will maintain the pump station of that sewer from now on. Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Willner also made a motion to ask the County Engineer to prepare specifications for the pump station and the county's part of the sewer for the Pleasantview Rest Home. Commissioner Ossenberg seconded the motion. So ordered.

RE: PETE CHANDLER VERSUS LEW VOLPE

Mr. Chandler has appeared before the Commissioners several times, protesting the manner in which the Auditor withheld money from the city. He had contacted the state to see how it should be handled. The answer from the State to Mr. Chandler was in last week's minutes.

Commissioner Schaad asked Mr. Chandler if there was anything new on this matter.

Mr. Chandler requested that the claims be signed and submitted, except for the one on the examination of records which he knew was withheld legitimately but he understood that the remaining claims haven't been signed or approved.

County Attorney Stephens asked Mr. Chandler if he knew whether or not the city was going to deny liability on the Harper Ditch.
Mr. Chandler said he had no idea.

Commissioner Schaad said the claims in question are probably in the Auditor's office, that two claims have been signed and five more haven't been signed. He asked that the claims be brought to next week's meeting.

Mr. Chandler asked if he could assume that the claims would be signed next week.

Commissioner Schaad said he guessed they would have to talk about it next Monday.

Mr. Volpe submitted the following letter that he sent to Mr. Beesley of the State Board of Accounts:

Dear Mr. Beesley:

Mr. Earl Chandler, deputy controller of the City of Evansville, recently wrote you a letter complaining about my withholding of certain monies at the June settlement.

He only told you part of the story, because he wants a favorable reply. Now, I will tell you the rest of the story.

Re: Harper Ditch. On April 9, 1973, the City and County entered into a contract for this, part of which was that the County would pay for and be reimbursed by the City for engineering for a bridge over this ditch.

To this day, 16 months later, the City has not appropriated the money to discharge its obligation. Knowing this to be so, I took the only action I could to discharge my constitutional obligation to oversee the county's finances. What else could I do?

Re: Eagle Slough Ditch Reconstruction. The Board of Works owes the County \$144,000 by contract. Burn's 27-2412 and 27-2415 are clear that payment must be made within five years, unless certain action is taken by the owner of the property affected by the assessment. Under no circumstances can the Board of Works be said to be the owner of all the property located within the city limits.

I am insisting that the Board of Works pay one-fifth of this sum each year in spite of an agreement which they signed with the Drainage Board allowing them to stretch their payments out over a ten year period.

These are my reasons for withholding the money. I am convinced I am right.

Yours truly, Lewis F. Volpe

Mr. Chandler said that the question that he brought before the board, originally, was whether or not there was authority to withhold the money and that the question was obviously answered in the letter that he received from the state. He said that the claims on Eagle Slough were signed and he will take legal action if he must.

This matter will be continued next week.



RE: REQUEST TO TRAVEL

The following letter was received by the Commissioners from Mr. Kenneth D. Nelson, Executive Director of the Area Plan Commission, requesting permission to attend a conference in Chicago, Ill. on August 14, 1974, at the Chicago Hilton, on the National League of Cities Policy Seminar on Community Development:

The House and Senate have reported the Housing and Urban Development Act of 1974, out of committee, and the bill is expected to be law by September 1, 1974. Evansville, Indiana plans to receive approximately \$3,0-0,000.00 under this act.

Our city's ability to receive this money will depend upon our meeting the requirements of the act. Therefore, I would appreciate your approval of this request to attend this valuable three day conference.

The estimated cost of the is as follows:

Lodging for three days....\$60.00
Travel.....8.00
Food....\$25.00
Conference Registration...\$50.00
Total \$143.00

There is \$250 in the travel account of the Area Plan Commission. A Council of Governments representative and a representative from the Mayor's office are also attending the conference, which is the reason the travel expense is so small.

Your consideration in this matter will be greatly appreciated.

Sincerely, Kenneth D. Nelson

Commissioner Ossenberg moved that permission be granted for Mr. Nelson to take this trip to attend the conference. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED

A check was received from the City of Evansville, made out to the Vanderburgh County Commissioners in the amount of \$200.00 for a tap-in fee for 6700 Hogue Rd.

Commissioner Ossenberg moved that we accept the check. Commissioner Willner seconded the motion. So ordered.

RE: CHECK AND LETTER RECEIVED

The following letter of August 12, 1974, was received by County Attorney Swain, from Attorney Frank Fish, on the Personal Property Judgment vs. Thelma Berfanger, now (Thelma Lenn).

Enclosed herewith is a check for \$158.38 which we talked about today, which was to satisfy the above personal property tax judgment lien against Thelma Berfanger (now Thelma Lenn) and her then husband. This is the one Mary Lee Hahn of the Probate Clerk's Office talked to you about some time ago.

I do not seem to have the duplicate number of this judgment, but I do have the date, which is January 27, 1965.

Mr. Lloyd (and other creditors) and I had an agreement that this and all of the other liens against the Berfangers were to be settled for 50¢ on the dollar from an inheritance Mrs. Lenn (formerly Berfanger received from her mother. At that time the personal property judgment lien was \$316.76. Although Mr. Lloyd and I agree on this, we could never get together to secure the release of same, it got filed away, and I had forgotten it until Mary Lee Hahn called me.

If you will take care of this, it will be appreciated by all concerned.

Very truly yours, Frank M. Fish

County Attorney Swain enclosed a note on the Personal Property Judgment vs. Thelma Berfanger (now Thelma Lenn, stating that he would like to secure the approval of the County Commissioners to compromise and settle the claim since it was apparently settled so long ago. He said that Mr. Fish had called him several days ago and said that he hound the check in his file which was originally dated in 1970 and nothing had ever been done. He said as far as he knew, there was no reason not to honor the agreement.

Commissioner Ossenberg moved that the check be accepted on the recommendation of County Attorney Swain. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was received from the Sheriff's Department for meals of the prisoners from July 15 to August 14, in the amount of \$7,699.25 for 11,845 meals at 65¢ per meal.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PARCEL OF CLAIMS AND EASEMENTS

Claims were presented for the Right of Way of Green River Road.

Commissioner Schaad said he understands that there are 47 parcels on this project and this is 14 of the 47. They are as follows:

Lillian Carnaghi...Right of Way buyer...acquired 14 parcels for the widening \$2,800.00 of Green River Road..... William E. & Vetris Angermeier...800 Sq. Ft. X .06, Vol. 250..Page 41...\$
Ralph & Sarah Barton...13153.1 Sq. Ft. X .06, Vol. 173..Page 307......\$ 48.00 Wm. A. & Nancy Duncan...900 Sq. Ft. X .06, Vol 556.. Page 371.....\$ 54.00 Charles E. Moehlenkamp...6753.5 Sq. Ft. X .06...Vol. 537..Page 275.....\$ 405.21 Paul E. & Nancy Faucett..800 Sq. Ft. X .06...Vol. 505..Page 410.....\$ Jacob & Anna Schmitt...800 Sq. Ft. X .06...Vol. 254..Page 323.....\$ 48.00 Eloise W. Whitehead...3,000 Sq. Ft. at 6¢.....\$ 180.00 Helena Fehd & Louise Wheeler...4409.4 Sq. Ft. X .06..Vol.521..P. 133....\$ 264.50 580.80 Wm. C. & Doris Young...9,680 Sq. Ft. at .06.....\$ Helena & Kenneth Fehd...1,688 Sq. Ft. X .06..Vol. 521..Page 129.....\$ 170.96 Helena Fehd & Martha Smothers..1325.0 Sq. Ft.X .06..Vol. changed.....\$ 79.50 60.00 Michael & Marilyn Mason...1000 Sq. Ft. at .06..Vol.518..P. 487.....\$ Virgil R. Weldon...3350 Sq. Ft. X .06..Vol. 585..Page 578......\$ Carnell & Ida Leistner..800 Sq. Ft. X .06..Vol.361..Page 471..\$48.00.... 148.00 and 18 year old Pine tree loss at \$100.00.....\$

Commissioner Ossenberg moved that the easements be accepted and the claim for the Right of Way purchaser and all the above parcels be approved. Commissioner Willner seconded the motion. So ordered.

RE: FOLZ LANE

A letter had been received two weeks ago, from Mr. Schnell, complaining that Folz Lane was being torn up by a new water line being installed, so County Attorney wrote a letter to the Water Co. and Mr. Wetzel forwarded a copy of this letter to Mr. Mills, the engineer, so that he could look into the matter and County Attorney Stephens said that he would contact Mr. Mills.

County Attorney Stephens said he has talked to Don Mills and was advised that he takes issue with the certification of how much damage is done to the road by the city and if they want him to, he will do one of two things. He will have Feigel go out there and repair the cuts in the road or he indicated that the city will pay 1/3 of the cost to resurface the whole road, which he said really needs to be done as it is in bad shape and patching will not solve the problem. He said Mr. Willard agreed that it is pretty bad but it isn't on the priority list.

Commissioner Willner agreed that patching is not the answer, however, the amount of damage that was done to the road is the reason it is in the shape it is in today and he isn't happy with the offer of 1/3, that he would probably go with 1/2.

Mr. Willard also thought the city should pay half of the cost.

Commissioner Willner moved that County Attorney Stephens be authorized to negotiate with Don Mills to make it 1/2 instead of 1/3 and the county will go along with it. Commissioner Ossenberg seconded the motion. So ordered.

RE: WATERWORKS & PETERSBURG ROAD

Mr. Pugh had reported, last week, that the contractor is going on Petersburg Rd. from the pumping station to the South end of McCutchanville, near the airport and up Browning Road and one backhoe foot is always on the pavement so there is always a chuckhole every four feet. The county Attorney was requested to write them a letter, asking them what they are going to do about it.

County Attorney Stephens said he hasn't received a report on this matter as yet, also that this job is on contract.

Commissioner Schaad said that this is a matter of the Commissioners following through and he agrees to the extent that when they do a job of this kind, they just don't go back and put the thing in final order all in one week. He said he didn't know what action they need to take.

Commissioner suggested that the Commissioners sign no more cuts until every single cut is taken care of and that every single one should be inspected to see that repairs are correctly made. He said they have seen a street, this morning, that has been torn up for X number of years, that has never been repaired and are now faced with the sewer cuts on Hillsdale where they go down the center of the road and there are water cuts that are done improperly and the only answer is that they not sign approval of the cuts until they are all taken care of.

Commissioner Schaad agreed and said there must be a starting point. He said he isn't taking side with the Water Department but that they are doing the work right now but thought maybe they will come back later and repair it and he doesn't believe in this particular instance, that they have had time to repair it.

RE: OLD STATE ROAD

Commissioner Schaad read Clarence Rueger's report, 21B, 01d State Road, North to Hillsdale Road...12 inch main...that they are now working on the road and are over half way done and no damage so far, had been done. He asked about the ditches where they dug and if the dirt is still piled up as it needs to be compacted and the berm should be so the water can get into the ditch.

Commissioner Willner said that on Old State Road, they are going past the new L & N Railroad tracks and asked if they are making any provisions for the bridge that is to be there.

Mr. Rueger said they went aroung it.

Commissioner Schaad asked if they could ask Mr. Mills to come to a meeting so these problems can be discussed with him.

Commissioner Willner said this would be a start and Commissioner Ossenberg agreed.

County Attorney Stephens said that he will invite Mr. Mills to the Commissioners meeting of September 3, 1974.

RE: LETTER FROM PEAT, MARWICK, MITCHELL & CO.

Commissioner Willner said that from the information he has, Peat, Marwick, Mitchell & Co. ahs contacted Mr. John of the Auditor's office on a proposal to get Federal funds for Vanderburgh County. He said he understands that they make a survey to see what the county is getting in federal government reimbursements of the indirect cost to the county. He said they have come up with some programs that he hasn't heard about and it is possible to recoup some money. He said they have a program called F.A.H.N.E.Y. which no one has heard of except Albany, New York and that they receive quite a sum from it. He thought maybe Mr. John should explain it and it could be a possibility for the county to look into. He said it deals in Poor Relief, partly, and other parts of county government. Commissioner Schaad said that he will talk to Mr. John about it.

RE: MR. HOTZ

Mr. Hotz is still having trouble with his back and is unable to attend today's meeting.

RE: MR. WILLARD

Mr. Willard asked how they should go about checking the contract job on the water line on Petersburg Road.

Commissioner Schaad didn't think they should do it on a daily basis until they get further along but he should watch it and check it from time to time.

Commissioner Willner said he saw need of it being checked and they will need to have something done but maybe they should wait for the report on it.

RE: EXTRA WORK AGREEMENT

An Extra Work Agreement, that was approved last week, was presented to the Commissioners on Feigel Construction for the project on Hogue Road in the amount of \$6,000, making the total project to cost \$314,576.54. Contract No. RC-3-74. It was their recommendation that Hogue Road from the City Limit to Peerless Road be hand patched. There are numerous areas that will provide an unsatisfactory finish surface if this road is overlaid in its present condition. The change order reads "County Roads" because the one project can't be separated from the contract.

The Extra Work Agreement is now presented to the Commissioners for their signatures.

RE: CLAIM

A claim was presented from Feigel Construction Corp. for final payment on Oakgrove Road, 506.3-201-3746, in the amount of \$1,394.76.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Barnett Bros. for the first payment on Structure #104 on Boonville-New Harmony Road in the amount of \$33,437.72.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Engineers Associates Inc. for the Engineering Services on the Eichoff Road Project, Bridge over L & N Railroad at Project Sta. 315+48.23, in the amount of \$12,937.68. A change that was needed has been made and approved by the County Surveyor.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

REY BILL FROM SOUTHERN RAILROAD CO.

A bill was submitted from the Southern Railroad Co.. The total cost was \$1,114.49, that was incurred by them for the account of the Commissioners in connection with the widening and improving of Burkhardt Road. 1314 feet west of Mile Post 5 eb, Evansville. The first work was done in February of 1971 and the final work was done on October 3 of 1973. The agreement was dated February 8 of 1971. \$818.05 was paid in May and they are akding for \$246.94.

County Attorney Stephens said they are trying to get something from them right now and he would like for the Commissioners to delay payment.

This matter was taken under advisement.

RE: MR. HARNESS

Commissioner Schaad received a note, stating that Mr. Harness couldn't be here today because he is attending a meeting of the State Board of Health.

RE: HILLSDALE ROAD PROJECT

It was noted that the Sewer Department went down the middle of Hillsdale Road instead of on the shoulder on which approval was given to install the sewer.

RE: BASSETT AVENUE

A couple of weeks ago, it was reported that a Mr. Hohl kept filling up a ditch on Bassett Avenue.

Mr. Martin said he has talked to Mr. Hohl and he sent out a crew to do a profile on it. He said this is just a conglomeration of pipes and no reason for them to be set the way they are. He said that one pipe goes one way and another, the other way and to correct it, all pipes would have to be changed and set to a grade to accomodate it. He said this could possibly be taken care of along with the Green River Road Project. He said the survey shows that the water is going the wrong way.

Commissioner Schaad said it would first have to be determined if it is a county accepted road.

Mr. Willard said he didn't think it was and County Attorney Stephens said it wasn't on the list so it isn't a county accepted road.

Commissioner Schaad said that as far as the Commissioners are concerned, nothing can then be done by the county, since Bassett isn't a county accepted road.

RE: WALNUT DRIVE

A Mrs. Richard Hovda had previously complained that a Mr. Robert Jolly of Park Plaza Drive had put gravel and rock at the end of Walnut Drive so the kids could drive non-licensed motor bikes over it and that it prevented drainage.

Mr. Martin said that Mrs. Hovda over exaggerated here, that this is a paved street and what they have done was to put two pipes in and a little rock to level off a place where the pavement was above the natural ground and it is on private property and isn't blocking anything.

Commissioner Schaad said that Mr. Martin will call Mrs. Hovda and explain this to her.

RE: PROTEST TO LANDFILL

Mr. Charles Theuerkauf, business agent for the Plumbers and Steamfitters, Local 136, appeared before the Commissioners and said the reason they are concerned is because of the landfill that is being proposed in the general area of St. Joe and Mill Road. He said that their union has spent considerable sums of money at St. Joe and Mesker Park Drive, of which between \$150,000 and \$160,000 is invested and this was done because they considered it a suitable area to build and they are considering building an apprenticeship school and a meeting hall. He said this was in good faith because the area was developing into a better situation and with over 200 members, they think this landfill would not be a justified move. He said that it is disgusting and he doesn't live out there but that anyone that lives within a mile of the area should be concerned. He said he knew the Commissioners couldn't satisfy everyone, also that they are talking about widening St. Joe and they are starting to build two Industrial Parks and a landfill would be unfair to the people who are trying to develope them. He said that with a run off of water from a landfill, it would leave a residue of bacteria filth and with people walking in and out of the meat plant out there and handling meat to be processed and tracking it in on their shoes, make this a poor location for a

Mr. Theuerkauf asked the Commissioners to give this matter their serious consideration.

RE: POOR RELIEF

Roy Fenwick...1505 Judson St.....Pigeon Township....Investigator, Mr. Willett. Mr. Olsen, Chief Deputy of Pigeon Township.

Mr. Fenwick said that he is asking for his utility bills, rent and hospital bill at Welborn emergency room, to be paid. He said he has been disabled for almost three years and unable to work and he has been waiting for disability Social Security. He said he has worked in the past as a truck driver for Russ Construction Company. He gets food stamps and the trustee was helping him until last week. He said he had to go to the emergency room a week ago last Friday because he fell in the parking lot that he has something loose in his back and if something hits it, his legs go out from under him. He said he has over a \$500.00 water bill at the Water Company and they turned off his water but after talking to them, they turned it back on.

Commissioner Willner asked Mr. Fenwick if he has been buying his food stamps or if the trustee has been furnishing them. also if the trustee has been paying his bills.

Mr. Fenwick said that the trustee has been furnishing his food and paying his rent and utilities.

Commissioner Willner said he wanted to hear from the trustee but from what he has heard, Mr. Fenwick is at the wrong agency, that he should be at the Welfare Dept. since this is a long term thing.

Mr. Fenwick said he has been getting help from welfare previously but he went to the trustee because the Welfare Department thinks they own you if they give you anything, that they took his 13 year old boy away from him but he ran away and has come back home and he intends to keep him anyway he can.

Mr. Olsen said that the present history in Mr. Fenwick's case starts back on December 5 of 1973 and since that time, the trustee has totally supported Mr. Fenwick. He submitted letters from physicians and said that they can't get any information from any physician or from the Veterans on Mr. Fenwick. He said Mr. Fenwick had previously filed for disability Social Security and it was disallowed and any medical information they get on him is always in a negative answer on Mr. Fenwick's complete and total disability.

380 V.

Mr. Olsen said that the doctor, in his letter, recommended that they send Mr. Fenwick to the Adult Rehabilitation Center and also to the Southwestern Adult Mental Health Clinic, also that Mr. Fenwick had visited the Rehabilitation Center in April but they haven't received the proper amount of cooperation as they can't get anything on his medical record at all.

Mr. Olsen said that Mrs. Fenwick was on ADC because he was regarded as disabled at that time and on re-examination, they wiped it out because he was no longer disabled. He then applied for a hearing and that was negative so they can't find any basis or proof of his disability. He said that several of the doctors that have seen Mr. Fenwick has questioned his motivation for work. He said he couldn't get Mr. Fenwick in workshop employment because of the Whirlpool strike but could get him in at the Indiana State Vocational Rehabilitation Department but he questioned as to if Mr. Fenwick would even go.

Mr. Fenwick said that Social Security has lost his file.

Mr. Olsen then submitted a confidential report on Mr. Fenwick for the the Commissioners to read.

Mrs. Fenwick said her husband had xrays made when he fell and the doctor said that Mr. Fenwick should be back in touch with the bone doctor, that he has deterioration of the spine and bones and his doctor said he is getting worse and he should be on Social Security. She said that he has worked hard all of his life.

Commissioner Willner said this is the reason he should be on Social Security or Welfare. He then suggested that the trustee be asked to try to get Mr. Fenwick an appointment with the Welfare Board and the Social Security Board and see if they can help him in any way.

Mr. Olsen stated that Mr. Fenwick said he would not go back to the Welfare Dept. because they want to look into his entire life.

Commissioner Willner said this is Mr. Fenwick's decision but he will have to dooperate if he wants help and there is some evidence that Mr. Fenwick possibly doesn't want to go to work.

Mr. Fenwick said that this is a lie and if he could work he wouldn't be going through all this stuff that he has to go through to get help.

Commissioner Willner said that the Legal Aid Department will help him if he has medical proof of his disability.

This case was referred back to Mr. Olsen, for him to help Mr. Fenwick in any way that he can to help get him to the right agency.

RE: SUGGESTION OF INCINERATOR

Mr. Olsen appeared as a taxpayer and asked the Commissioners why they haven't considered building a recovery incinerator like Miami, Florida, St. Louis, Mo. etc. He said that they were going to run into this landfill thing twenty times as stiff as they are now and that he knew a bond issue wouldn't be popular but but that the county would be spending more than one would cost before they are through and he didn't think any of the other counties were going to let us dump our trash in their county.

Commissioner Schaad said an incinerator could be placed some place other than a landfill could be and there would be no objection to it.

Mr. Volpe said he received something in the mail on this very thing and sent for it so the Commissioners could look it over.

RE: COMPLAINT BY MRS. LAUGEL

Mrs. Laugel appeared again today and asked if the Commissioners couldn't do something to help her where the people have built and let water come down onto

her property.

Commissioner Willner said the County Engineer and County Superintendent went out there, as well as the Commissioners and he saw no way feasible without a big expenditure to do anything and the last time Mrs. Laugel was here, they asked her to get an attorney and to take his advice.

Mrs. Laugel said she did get an attorney but she doesn't remember his name. She said that he wants to sue and she doesn't want to.

Commissioner Schaad said she should rely on her attorney and he should pursue it and that maybe to sue them is the only answer.

Commissioner Willner said the Sheriff has been out there several times and it is a neighborhood feud, that he has been a good friend of Mrs. Laugel's for years and if there was any way he could help her, he would and he hoped that she realized this, but that there is no way to help her.

Commissioner Schaad said that this is a matter for the courts to decide and if her lawyer wants to sue, she should let him sue, as there is nothing the Commissioners can do for her. He said that Mrs. Laugel should get the name of her attorney and call to let the Commissioners know who it is and they will contact him.

RE: DISCUSSION OF LANDFILL

Reporter Gene Clabes said that the City has contacted the Commissioners to see what their feeling was on the other landfill and he understands that the Commissioners would be opposed to the new site for the landfill off St. Joe Avenue because of the numerous calls they have had.

Commissioner Schaad said that before it is over, if there is going to be as much remonstrating as there was on Bergdolt Road, he doesn't know but he doesn't see how they can't approve one and approve the other. He said he knows they need a landfill and he has had numerous phone calls and they have even threatened to throw their trash in his back yard, if they put the landfill out in the west side but he doesn't know how it will be resolved.

Commissioner Ossenberg said he has no comment as he was totally unaware of it since he just came back from vacation but he would probably assess on an attitude of turning down one, that he will turn down the other.

Mr. Clabes then asked about the rezoning petition of Browning-Ferris, in regard to the landfill on Bergdolt Road, that was to be heard today.

Commissioner Schaad said this petition was supposed to be heard today but they asked for one week's continuous and the Commissioners gave them two weeks and it is to be heard on September 3rd. 1974.

Commissioner Willner said he has had several calls from the new landfill site and the people say that they evidently had a good site on Bergdolt Road and the mayor said he would not use that site under any stretch of imagination so shy would he then come to our area and say this is the area we want and he has to agree with this because if it isn't good for one set of people, then how come it is good for another set.

Commissioner Ossenberg said that sometime ago, when he was on the City Council, Mayor Frand McDonald suggested an incinerator and at that tiem the cost issue came up and he is beginning to think that when the council backed down on it, they made a wrong move. He said he just came back from Florida and it is true that they are making money down there with an incinerator program. He suggested that the city, seeing the emergency, as it is, they had better start thinking about contracting with Warrick County, such as Spencer County does, to fill those stripper pits until such a time they can determine if they want an incinerator built in this city.

After further discussion, the meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Reporters

B. Thompson
Thomas Ossenberg
Robert L. Willner

C. Leach
G. Clabes
J. Moskowitz

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS =

COUNTY COMMISSIONERS MEETING AUGUST 26, 1974

The meeting of the County Commissioners was held on Monday, August 26, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

Commissioner Schaad said that Commissioner Ossenberg is in New York on a buying trip so is unable to attend today's meeting.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property today, that is for sale at this time so the sale will continue next week.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

BURDETTE PARK

Andrew Gulick 2215 W. Illinois St. Ex. Guard \$1.50 Hr. Eff: 8/19/74 Kenneth A. Dosher R.4 Mesker Pk. Dr. Gr. & Main. \$1.75 Hr. Eff: 8/19/74 Keith Hollander 2510 W. Maryland Pool Guard \$1.50 Hr. Eff: 8/4/74 Ermon Hart Jr. 2821 Forrest Ave. Rink Guard \$1.65 Hr. Eff: 8/1/74

COUNTY TREASURER

Matilda Vance 816 E. Blackford Posting Clerk \$216.27 Se.Mo. Eff: 9/1/74

SHERIFF'S DEPARTMENT

Armandus J. Hardin 419 E. Gum St. Prob. Policeman \$8,580 Yr. Eff: 8/1/74

PLEASANTVIEW REST HOME

Thelma Rhineburger 108 W. Iowa St. Cook \$1.90 Hr. Eff: 8/24/74

COOPERATIVE EXTENSION SERVICE..123

Mary A. Voliva R.8 Box 204 Part Time \$2.00 Hr. Eff: 6/10/74

RE: EMPLOYMENT CHANGES ... RELEASES

BURDETTE PARK

 Jack Schenk
 1732 Glendale Ave.
 Asst. Pool Mgr.
 \$17.00 Hr.
 Eff: 9/3/74

 Dean Gaslin
 3306 W. Maryland
 Extra
 \$1.50 Hr.
 Eff: 9/23/74

 Meral Opperman
 4612 Rolling Rid.
 Extra
 \$1.50 Hr.
 Eff: 8/20/74

BURDETTE PARK

Dennis Baumeyer 10149 S.E. Browning Extra \$1.50 Hr. Eff: 8/4/74 Cheryl Mackey 423 N. Elm Ave. Extra \$1.65 Hr. Eff: 8/17/74

COUNTY TREASURER

Julia McQuire 421 S. Evans: Ave. Post. Clk. \$216.27 Se. Mo. Eff: 8/31/74

COUNTY SURVEYOR

 Brian Davis
 2323 E. Gum St.
 Rodman
 \$5,720 Yr.
 Eff: 8/15/74

 Tom Norton
 921 Canterbury Rd.
 Draftsman
 \$5,720 Yr.
 Eff: 8/15/74

 John Bugg
 1418 E. Missouri
 Instrumentman
 \$5,720 Yr.
 Eff: 8/19/74

COUNTY GARAGE

Chric Cron 300 S. Harrison Summer Help \$2.25 Hr. Eff: 8/26/74 Kim Wood 7417 Washington Summer Help \$2.25 Hr. Eff: 8/26/74

PLEASANTVIEW REST HOME

Eva Grover 312 Jackson Ave. Cook \$1.90 Hr. Eff: 8/15/74 Rosie Jost Kremer Road Aide \$1.90 Hr. Eff: 7/28/74

RE: MONTHLY REPORTS

The monthly report of the County Treasurer was submitted to the Commissioners for the month of July.

Report received and filed.

The monthly report of the Clerk of the Circuit Court was submitted for the month of July.

Report received and filed.

RE: REPORT ON REVENUE SHARING

The Actual Use Report of Expenditures was presented on the General Revenue Sharing funds for the past twelve months which needed the signature of the President of the County Commissioners.

Mr. Volpe said that the report will be advertised in the newspaper and then will be sent to the Federal Government.

Commissioner Schaad said that he saw where some of the counties aren't getting their reports in on designated time and it might affect their getting the money. He said that it was nice that Mr. Volpe was on the ball.

RE: REQUEST OF COUNTY TREASURER

The following letter was received from Mr. Tilford in regard to moving a telephone:

Gentlemen:

I herewith submit a request to have an extention phone in the County Treasurer's Office moved from the secretary's desk to another desk.

This request is necessary due to the volume of calls handled by the secretary. The only charge will be an installation cost of \$18.00. Thank you for your consideration, Sincerely, Frank H. Tilford, Treasurer

Commissioner Willner moved that the request of Mr. Tilford be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST OF AREA PLAN

The following letter was received from Mr. Thomas in regard to relocating some telephones:

Dear Mr. Schaad:

Due to the recent remodeling of our office, it has become necessary for us to relocate several of our telephones.

After discussing this situation with a representative of the Indiana Bell Telephone Company, we have concluded it will cost \$142.00 for relocation and adjustment of our telephone system.

In our opinion, this will be the least expensive and most efficient method of operation for this office. Sincerely, Douglas R. Thomas, Zoning Administrator

After clarifying that this will be a one-time charge, Commissioner Willner moved that the request of Area Plan be approved. Commissioner Schaad seconded the motion. So ordered.

RE: STREET NAME REQUESTED

The following letter was received by the Commissioners from the Area Plan office in regard to naming a street:

Dear Mr. Schaad:

The Area Plan office has received a request for approval of a street name in the county. The street is located on the north side of Middle Mount Vernon Road 830 feet west of Eichoff Road. The property owners have requested Prim Rose Lane as their first choice. Secondly, they have chosen Clifty Hills Drive. In the opinion of the planning office, there appears to be no objections.

The staff recommends approval for either name. Sincerely. Douglas R. Thomas.

Commissioner Willner moved that the street be named Prim Rose Lane. Commissioner Schaad seconded the motion. So ordered.

RE: AGREEMENT....E.A.R.C.

Mr. Jones said that this agreement will have to be held up since it needs the signature of the former president of the Commissioners. He said that this is the final of part 4, the putting together of all state monies with the amount of expenses that they have on the new facility and that the state will be putting up the \$936,000.00 that they had originally approved. He said they show the final figure at \$1,451,791.10.

Commissioner Willner moved that this agreement be approved and that Mr. Ossenberg could sign the agreement when he returns. Commissioner Schaad seconded the motion. So ordered.

Mr. Jones said that it was important to move this as fast as possible so that they can get it up to Indianapolis

RE: ACCIDENT CLAIM RECEIVED

Mr. Jones explained the claim, in that it was for damage done to carpeting and building by water damage in the amount of \$1,000.00. The claim was already signed by Mr. Nicholson.

The claim was then presented to the Commissioners for their signature and the money will be used to replace the carpeting.

Commissioner Schaad told Mr. Jones that he would send the agreement back to him after Commissioner Ossenberg returns and signs it.

RE: LETTER FROM AREA PLAN COMMISSION

The following letter was received from Mr. Kenneth Nelson, Executive Director of the Area Plan Commission:

Dear Mr. Schaad:

The Executive Committee of the Area Plan Commission met on Wednesday, August 21, 1974 to discuss the possibility of scheduling two regular monthly plan commissimeetings, instead of the usual one monthly meeting.

Due to the increased number of rezoning petitions and use applications, the agendas have become too long and involved for the plan commission staff to adequately consider and plan each of the individual cases brought before the commission. There is also a conflict with the Council of Governments monthly meeting, and the plan commission staff has been unable to attend any of these meetings.

For these reasons, the Executive Committee of the Area Plan Commission feels the first and third Wednesday of every month would be more suitable nights for the plan commission meeting rather than the second Wednesday.

Therefore, I would appreciate your comments on this proposal; and if there are any objections or conflicts involved, please contact our office.

Sincerely, Kenneth D. Nelson, Executive Director

Commissioner Willner said that there wasn't a quorum present at two meetings when they were only held once a month and he wondered what it would be if they held two meetings a month.

Commissioner Schaad said that if this is the recommendation of the professional staff, he would like to go along with it, at least on a trial basis and see if it helps the situation.

The County Attorney said that this matter doesn't need any official action by the Commissioners so the Commissioners said that they have no objection to the Area Plan Commission having two meetings a month.

RE: MECHANIC'S LIEN

A Notice of Intention to hold Mechanic's Lien was presented showing a lien to Robert T. Hamilton D/B/A Bob Hamilton Enterprises and the Hamilton Charitable Golf Foundation and the County Commissioners of Vanderburgh County by McAry Glass Co. Inc. for \$3,506.87.

County Attorney Swain said that as far as he is concerned, they can't have a mechanic's lien against the county but they might very well have a mechanic's lien against Hamilton's interest in the lease. He said that Hamilton should be sent a notice that he should reduce the lien and pay it. He said that Mr. Hamilton may have a dispute with this company but that isn't the problem of the county. He said that the lease requires that there be no lien against the county and that he must insist on following the lease.

Commissioner Willner moved that the County Attorney write Mr. Hamilton a letter and tell him to remove the lien and pay the \$3,506.87, before he goes on vacation. Commissioner Schaad seconded the motion. So ordered.

RE: LANDFILL COMMENTS

Commissioner Schaad said that in-as-much as it seems that there isn't going to be any location within the city of Evansville to locate a landfill site and as much as they have all worked on it, he thinks they are all in agreement that there isn't going to be a proper site in the city so it doesn't look like it will come before the County Commissioners to rezone some land in the county for a landfill, so rather than trying to find a spot without knowing the land use or soil type, the Commissioners have been pursuing this and although Commissioner Ossenberg isn't here, he is in agreement that they leave Ken Nelson, for the next week, to look for a possible site in the county that would be suitable for a landfill, so he thought that Mr. Nelson, with the help of others, could come up with some sites that could be considered and they intend to go about it professionally, without regard to any particular individual and they want it done the way it will do the most good and harm the least amount of people.

RE: LETTER FROM GENERAL TIRE AND RUBBER CO. ON LANDFILL

The following letter was received from the General Tire & Rubber Co.:

Dear Mr. Willner:

The progress that is presently being made with regard to the refuse-disposal problem in the City of Evansville is becoming a matter of quite concern for those of us in industry who are certainly more aware of this problem than are individuals. We have been notified by Browning-Ferris Industries, who service our plant and many of the other plants in this area, that there is less than six months' usage left at the present landfill site; and, at this writing, there have been no arrangements made for a future landfill.

With great interest, I have watched on television the reports of various meetings of all of the people concerned with this problem and certainly would not want the city to override the grave concern that all have. However, I have not seen anybody attend these meetings to present the side of industry. In this era of rapidly rising costs, one of the big overhead costs is most certainly trash disposal. I cannot believe that many of the people who are fighting the search for a landfill in an area close enough to serve us economically and most certainly serve us ecologically really understand what is facing those of us in industry. If we have to go to private haulers and send our material on an 80-mile trip every day, our costs could well double.

It is certainly appropriate at this time that all red tape be cut to obtain first a landfill site and then obtain the proper zoning and state permits. It seems to me that we probably will have a political argument on this matter when in effect it should be a community-negotiation project. What we have now is the County opposing anything that the City of Evansville wants to do; and, therefore, we seem to be at a standstill.

This is the time for those who wish to be represented from industry to be consulted as to what problems would be incurred should the landfill be closed down without another one to use immediately. While many people in the immediate areas of the landfill projects or sites which have been proposed are "up in arms", it certainly should be pointed out to them that a landfill could be properly operated without causing any economic loss in regard to the value of their homes, and certainly after the landfill has been completed, it would increase the value of their property. I don't feel that it is an economic disaster so much as it is a community disaster to have material pile up at the the back doors of industries and many homeowners cannot relate this to their own problems. For instance, a homeowner may have 25 pounds of waste per week, whereas a small industry can have as much as 25,000 pounds per week, whereas a small industry can have as much as 25,000 pounds per week. We realize the urgency of this situation and would like to help if there is at all a way that industry can do so.

I feel that both the County Commissioners and the Board of Works should redouble their efforts to handle this especially grave problem and keep in contact with the people in industry so that we can be involved in what is being done. It would appear to me that we should do what is best community wise rather than politically wise. I sincerely hope that this problem can be handled progressively very soon. Sincerely yours, General Tire & Rubber Co. James Miller, Manager

Commissioner Willner moved that Mr. Nelson pursue the possibility of landfills.

Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad said the Commissioners appreciated Mr. Nelson's taking this upon himself. He said that Ken Nelson is a fine gentleman and he hasn't been here too long but that he has impressed the Commissioners with his professional approach to anything.

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RE: CLAIMS

Right of Way, St. Joseph Avenue

Claims were received from Cecil R. & Dorothy Mae Phillips (3) on purchase of Right of Way, as follows:

Purchase of right of way per Judgment-Circuit Court Cause No. C-73-55....\$700.00 Purchase of right of way per Judgment-Circuit Court Cause No. C-73-56....700.00 Purchase of right of way per Judgment-Circuit Court Cause No. C-73-57....\$9,500.00

County Attorney Swain said that the judgment entries are before Judge Roberts in Spencer County, for his signature and as soon as they come back he will attach them.

Commissioner Willner moved that the above claims be approved. Commissioner Schaad seconded the motion. So ordered.

RE: OLD STATE ROAD OVERPASS

County Attorney Swain said that the instruction to the appraiser for the Old State Road Overpass will be the 27th of August and within about 30 days, we should be able to take possession.

Commissioner Willner said that he has had many calls on the Old State Road Overpass, in that the crossing has sunk some 8 inches and he wondered if the Railroad Company couldn't be called and asked to repair the crossing.

Mr. Willard said he talked to the engineer but they haven't done anything as yet.

Commissioner Willner asked Mr. Willard if he would contact them again and tell them that this is a hazardous crossing and the Commissioners would appreciate it, also that he thought stronger words were needed since they had been contacted before.

Commissioner Schaad said that he would call them himself, since they told him that they would do it.

RE: OLD BUSINESS

PLEASANTVIEW REST HOME SEWAGE

It was stated in last week's minutes that a note was received from the Sewer Director stating that the tap-in fee for the sewer at the Pleasantview Rest Home is \$20,000 and that they will maintain the pump station after it is installed.

Commissioner Schaad said this should be taken care of so there will be no slip up on the Federal Sharing money and the deadline is September 16th. He also said that he has a letter from Hank Sauer, verifying this.

Mr. Nussmeyer said they will present the specifications next week so bids can be advertised for.

Commissioner Willner asked where they would get the extra money if it ran over the \$10,000 since they have only \$30,000 and \$20,000 will pay for the tap-in.

Commissioner Schaad said they will have to transfer some money if the \$10,000 wasn't enough but then, they could transfer some money and if they don't use it, they can put it back. He then asked the Commissioners Secretary to write a letter, requesting the transfer of \$5,000 on the recommendation of Mr. Nussmeyer.

Commissioner Willner moved that \$5,000 be transferred and put back if not used, also that a claim be prepared for \$20,000 for tap-in at Pleasantview Rest Home, for the Commissioners signatures and submitted to the Auditor for payment. Commissioner Schaad seconded the motion. So ordered.

RE: FOLZ LANE

A letter had been received sometime ago from a Mr. Schnell, complaining that Folz Lane was being torn up by the Water Company in laying a water line along the street. A letter was written to the Water Company and County Attorney had talked with Don Mills who indicated that they would either patch the holes or go 1/3 of the cost to resurface the street.

County Attorney Stephens was authorized to negotiate with Don Mills to make their portion to be 1/2 of the cost instead of 1/3 of it because it was thought that the Water Company should at least pay half of the cost. He has since talked with Mr. Mills who said that they will just go ahead and patch the holes. He also invited Mr. Mills to attend next week's meeting to discuss this and other problems they are having with the Water Company.

RE: VOTING MACHINE SET UP

County Attorney Stephens said that another voting machine is set up in the office of the Purchasing Department and that Mr. Cravens has invited the Commissioners to inspect it and see how it operates. He said that there was a committee that inspected the other machine and made recommendations and he thought the committee should make recommendations on this machine.

Commissioner Willner moved that the Commissioners call the committee and ask them to review the new voting machine in the Purchasing Department and report their opinion to the Commissioners. Commissioner Schaad seconded the motion. So ordered.

RE: PETERSBURG ROAD

County Attorney Stephens said that he talked with Don Mills on the problem of Petersburg Road, where a contractor was traveling from the pumping station to the south end of McCutchanville, near the airport and up Browning Road where one backhoe foot was on the pavement and made a chuckhole every four feet and he said this could be discussed next week when Mr. Mills will be present.

Commissioner Schaad said that the problem on Old State Road, where the crossing has sunk, can also be discussed with Mr. Mills next week, as well as where the dirt is piled up and needs to be compacted and berms so that the water can drain. RE: BASSETT AVENUE ACCEPTED

There had been a question of whether Bassett Avenue is a county accepted street or not.

Mike Ludwick said that Bassett Avenue is not on the official records as being an accepted street, so he submitted an amendment for the acceptance of this street at this time.

Commissioner Willner moved that Bassett Avenue be accepted for maintenance by the county. Commissioner Schaad seconded the motion. So ordered.

There was a complaint that a Mr. Hohl kept filling up a ditch on Bassett Avenue and Mr. Martin sent a crew out there to do a profile on it and found that pipes are going every which way and that the water drainage is running the wrong way.

Commissioner Schaad this matter will be continued until next week and that the Commissioners can probably do something about it since it is now being accepted as a county maintained street.

RE: MR. JUDD

Mr. Judd said that where the Water Company is building water lines on Old State Road and Darmstadt Road, they are taking down the signs and throwing them into the ditch. He said those signs are quite expensive and should be put back in after being taken out.

This matter will stay on the agenda for next week so that it also can be discussed with Mr. Mills.

RE: MR. WILLARD

Mr. Willard submitted an absentee list for the employees of the County Highway Department for the past week.
Report received and filed.

Mr. Willard said that they lost the gas tax money at the County Garage on gas that Herman Hotz got, that the money couldn't go back in that account.

Mr. Volpe said that it went back into the Highway Account but not into the gas appropriation account.

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RE: KRAMER ROAD

Mr. Willard said that he and Ed Martin went out on Kramer Road and found that the ditch was dug the wrong way and that the water is running the wrong way.

Mr. Martin said that originally, the water crossed the road from the west to the east and a couple of years ago, Jerry Linzy blocked it off, thinking that he could take the water in the other direction without having it profiled and he thought he was doing right but he wasn't.

RE: TRUCK PURCHASED APPROVED

Mr. Martin said that sometime ago the Commissioners authorized \$3,800 for a new truck for the Surveyor's Department and that was on order with Alvey Scott but they have had a strike of some kind and they can't get delivery. He said they went to Key Ford who gave them prices on a van comparable to the specifications that were originally set out, in the amount of \$4,158.50 and they are going to give them \$300.00 for the trade in of the old truck so they will need \$58.50 to buy the new ford van. He said that the truck will probably be in this week. Mr. Volpe asked Mr. Nussmeyer to get him a letter for the Council for the \$58.50. Commissioner Willner moved that the County Surveyor be permitted to buy the van from Key Motors Inc. in the amount of \$4,158.50. Commissioner Schaad seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to make the following cuts:

Hitch-Peters Rd. at Lynch Road to relocate buried cable. Outer St. Joe Ave. to bury telephone cable. Heerdink Lane to bury telephone cable.

Commissioner Willner restated his former committment, that until the county comes up with a suitable plan to bring back the report on cuts-in, after they are finished and done properly, he thinks that he is doing the taxpayers an injustice if he signs any more cuts and this is the way he feels about it.

Mr. Ludwick said that they were trying to get the cuts on Lynch Road and Hitch Peters Road out of the way so they can get that job done at the intersection.

Mr. Nussmeyer asked the Commissioners why they didn't have Clarence Rueger to go out and check the cuts after they have been completed.

Commissioner Schaad suggested that the Road Inspector set up a system whereby, everytime the Commissioners approve a cut-in, they go on a schedule, and when they are completed, he is to report on them.

Commissioner Willner said that he will make an exception of the three cuts in of the Telephone Co. and he moved that they be approved. Commissioner Schaad seconded the motion. So ordered.

County Attorney Stephens said there is a possibility that the utility's post a bond and if the cuts aren't restored correctly, they can go against the bond.

Commissioner Willner said that he would hate to do this but , if after given a chance, and they don't restore the streets to their original condition, this might have to be done.

Commissioner Schaad said that all concerned should have a meeting to see if they can't get something worked out.

RE: CLAIM

A claim was presented from Robert Traylor for Burkhardt Road, BC-5, Acct. 203-3764 in the amount of \$4,760.97.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CLARIFICATION FOR RECORDS

Mr. Nussmeyer presented an Extra Work Agreement, No. 4, which is a clarification for records on Contract No. RC-5-73..Oak Grove Road..Contractor, Feigel Construction Co. Increase of \$773.23. The original Contract price was \$66,721.70 and the Extra

Work Orders, No. 1 thru 4 is \$3,016.73, making the total to be \$69,738.43.

Commissioner Willner moved that the Extra Work Agreement be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was submitted from Sentry Insurance Co. for Barnett Bros. Inc. of Henderson, Kentucky.

Certificate received and filed.

RE: LETTER FROM BARNETT BROS.

A letter was received by Mr. Nussmeyer, from Barnett Brothers, in answer to his request for bid on Red Bank Road & Upper Mt. Vernon Road project. They said that they would furnish the equipment, labor and material to perform the widening and paving of said project according to present plans and specifications for the sum of \$4,700. They said that Vanderburgh County could furnish pipe to extend present structure and that this price is good only if they can perform the work while they are constructing the Upper Mt. Vernon Road bridge.

Commissioner Willner thought this was rather high, so Mr. Nussmeyer said that he would get another estimate for this project by next week.

RE: POOR RELIEF:

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Gary Lee Jones....154 Washington Ave.....Pigeon Township...Mr. Ragsdale, Investigator

Mr. Ragsdale said that Mr. Gary Jones started at L. Berman & Co. 7-27-74 and quit 8-15-74. During this one month period the Trustee's office purchased his food stamps for the last half of July and first half of August, 1974. He drew pay checks on August 2,9, and 16th and will draw last pay check Friday, August 23rd. for \$70.00. Total earnings for this period \$220.49. He has contributed nothing for food stamps during this period. From this last pay check he stated that he must make a car payment. The Trustee's office thinks food for his family is more important than the car payment. He must pay \$24.00 for \$89.00 worth of food stamps. This would be his first contribution in six weeks for any food for his family.

Mr. Ragsdale said that Mr. Jones has an excessive absentee record at work and was also off because of a stab wound. He said the Trustee's office has purchased food for the Jones family for the past six weeks and Mr. Jones has contributed nothing so when he said he had to make a car payment and had no money for the food, he was rejected for help by the Trustee.

Stephen LaPlante of Legal Aid, said that Mr. Jones is requesting \$24.00 in payment for food stamps, also that Mr. Jones has a wife and three dependent children, that he has earned \$230.00 this month and with this he has been required to support a family of five. He said that Mr. Jones is to start to work at Peerless Pottery tomorrow, that he was laid off at L. Bermans and he was off for one week due to the stab wound he received. Mr. LaPlante said that Mr. Jones was evicted from his former residence due to his inability to pay the rent and he moved his family into another home, where he is obligated to pay \$29.00 per week, so he paid this plus a \$22.00 damage deposit so he used up his last pay and has no money to purchase his food stamps. He said it is the position of Legal Aid that Mr. Jones is making every attempt to become fully employed but at the present time he needs emergency help and needs the money to purchase food for his family.

Mr. Ragsdale said that Mr. Jones wasn't laid off, that he quit and this can be verified by L. Berman Co. and when he worked there, it was a full time job but he only worked halp the time so he only drew half the salary.

Mr. Jones said that when he started at L. Bermans, he had been working at Peerless Pottery and they went on strike and he got this job at L. Bermans where he was hired as full time but they were only working two or three nights a week and this can be checked out with his foreman.

The Commissioners said that his work record would make a big difference to them.

Mr. Jones said he has his medical release and will go back to work tomorrow but that he won't get paid for two weeks and he needs the money now to buy food until he gets paid.

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Mr. Ragsdale said that what the Trustee is interested in is the fact that they have helped the man on three different occasions and have taken nothing of the small income he had, also that he passed up the opportunity to make more money and when he was certified for food stamps, he turned in \$111.00 earnings which he doesn't have.

Mr. LaPlante asked Mr. Jones if he ever willfully failed to show up for work.

Mr. Jones said no he didn't, that he worked when there was work to do and he left work early because his foreman said there wasn't any work and he should go home. He also said that he quit L. Berman to go back to Peerless Pottery to make more money and that he was to go back on Monday and the previous Friday night he was walking past Duffy's tavern when a man stabbed him twice so he lost this week's work.

Mr. Willner asked Mr. Ragsdale if Mr. Jones had any problems such as drinking.

Mr. Ragsdale said not to his knowledge. He also said he got the attendance record of Mr. Jones from the Personnel office and the Payroll department.

Mr. Jones said he has a 1968 Dodge and owes \$507.00 on it and that payments are \$63.44 per month but he pays a little at a time whenever he can. He pays \$29.00 rent per week which includes utilitys.

Commissioner Willner asked Mr. Jones if the Commissioners ask the Trustee to give him food for the next two weeks, would he promise to take care of his job and work full time and not be back on the relief roles for any reason, to the best of his ability.

Mr. Jones said he would take care of his job and that they could contact Peerless and ask them about his work record.

Commissioner Schaad said there seems to be a discrepancy as far as his absenteeism is concerned but that Mr. Ragsdale only got the information from the Personnel and Payroll Departments and to verify it properly, they should have a verification from his foreman as to if Mr. Jones was laid off because there just wasn't enough work for him or if he took off of his own accord.

Mr. Ragsdale said Peerless had a strike fund, where the employees got two payments of \$100.00 each.

Mr. Jones said he wasn't eligible for this because he wasn't in the union as yet.

Mr. Ragsdale said he thought Commissioner Willner had the right idea and thought it wise to buy the food for Mr. Jones for the last time around unless he is on the strike fund availability list.

Commissioner Willner moved that the Trustee take care of the food requirements for the Jones family for two weeks, subject to his not being on the strike fund list, and if there are new complications to check back with the Commissioners. Commissioner Schaad seconded the motion. So ordered.

The meeting adjourned at 11:00 a.m.

PRESENT

Marie ...

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

REPORTERS

Robert Schaad

Robert L. Willner

COUNTY AUDITOR

William Stephens
Thomas Swain

D. Goodman H. Wolford
B. Thompson

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING SEPTEMBER 3. 1974

The meeting of the County Commissioners was held on Tuesday, September 3, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

Deputy Sheriff Jim Brinkman 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 was dispensed with.

RE: COMMENTS ON REZONING PETITION

Commissioner Schaad said that if there is anyone in the audience that is here in regard to the Rezoning Petition on the Bergdolt Road landfill that is being requested by Browning-Ferris, that a letter was received, asking that the matter be postponed for one week. It read as follows:

VC-7-74 - Browning-Ferris Industries...Petition for Rezoning

Gentlemen:

This letter is our written application, as attorney for the Petitioner, for a continuance of one (1) week upon the Browning-Ferris Industries of Indiana, Inc. petition for rezoning of certain property for use as a sanitary landfill.

It is understood that your oral approval of this application for a continuance will be confirmed at your regular meeting Monday, September 9, 1974.

Thank you for your consideration. Very truly yours, Gerald H. Evans

Mr. Chandler said that this issue has been bouncing around for a number of weeks and it is important to the people of the Bergdolt area to know when the meeting will be held to hear this petition. He said he didn't hear about it being postponed until last Friday evening.

Commissioner Schaad said that they tried to contact Mr. Chandler as soon as they knew it was postponed but they were told that he was out of town and couldn't be reached.

Commissioner Ossenberg told Mr. Chandler that, in all fairness, they would grant him a continuance, also that next week is the final week for the hearing and that he is going to vote against it.

Commissioner Willner said that he already voted in the Area Plan Commission but, in all fairness, he thought that the only thing Browning-Ferris is trying to do is to be sure that the City and the County has a landfill and he didn't think this to be an outlandish request but he didn't think Bergdolt Road to be the place for the landfill and he doubted that it would be there, however he wasn't in a hurry to say "no", since there is no other place for it. He also said that if the county had control of the landfill, they might be able to make a definite decision but it is the city's responsibility to find a landfill and not the county's and it is, therefore, pretty hard for the Commissioners to make a solid decision here today, until the powers to be, have got the landfill straightened out.

Commissioner Schaad said he knew there was short notice as the Commissioners didn't know about the postponement until Friday either, but they were unable to contact Mr. Chandler, as well as his attorney, but they didn't know it was going to be continued and when they found out, they contacted the news media immediately. He said that he knew that everyone wanted to get it over with but until something is arrived at, the Commissioners Browning-Ferris the same courtesy they owe Mr. Chandler.

After further discussion, Commissioner Schaad said he would contact their attorney and see if he can't set a definite date that would be agreeable within the next couple of weeks so all can be present because he thought Browning - Ferris should be considered too. He said that he would inform Mr. Chandler as to when the meeting will be held.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned property today, that is for sale at this time so the sale will continue next week.

RE: EMPLOYMENT CHANGES APPOINTMENTS

Ella M. Sheets	3307 Bayard Pk.	Clerk-Typist	\$211.83 Se.Mo.	Eff: 9/3/74
Carol L. Kelly	406 Holly Hill		\$251.44 Se.Mo.	Eff: 9/3/74
James Howell	216 John St.	Laborer	\$3.297 Hr.	Eff: 9/3/74

BURDETTE PARK

Scott Maley	6314 Hogue Rd.	Grounds & Main.	\$1.65 Hr.	Eff: 8/22/74
Tim Hall	4604 Claremont	Grounds & Main.	\$1.65 Hr.	Eff: 8/22/74
Terri Babbs	303 S. Woods	Extra Guard	\$1.50 Hr.	Eff: 8/22/74
Kenneth Mitz	1801 Monroe	Grounds & Main.	\$1.75 Hr.	Eff: 8/22/74
Sherra Gourle	y 410 S. Weinbach	Jr. Guard	\$10,00 Day	Eff: 8/19/74
Robert Miller	Jr. 825 Negley	Extra Guard	\$1.50 Hr.	Eff: 8/28/74
Mary Schmidt	862 S. Villa	Jr. Guard	\$10.00 Day	Eff: 8/30/74

LAW LIBRARY

Marilyn Merchant 3113 Cherry Vacation Clerk \$150.00-2 wks. Eff: 9/16/74

VOTERS REGISTRATION

Edna Henry	3904 Clement	Typist	\$15.00 Day	Eff: 9/3/74
Edith Johnso	n 917 N. Kelsey	Typist	\$15.00 Day	Eff: 9/3/74
	mpbell 325 Van		\$15.00 Day	Eff: 9/3/74

VANDERBURGH COUNTY ELECTION BOARD

Susan K. Kirk	8302 Spry Rd.	Supervisory	\$2.50 Hr.	Eff: 9/6/74 to 11/74
Louise Gunther	437 Tyler			Eff: 9/6/74
Edward L. Knight	1113 E. Riversid			Eff: 9/9/74
Perry Neal	2849 Edgewood	Hd. Mech.	\$2.50 Hr.	Eff: 9/9/74

RE: EMPLOYMENT CHANGES RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Alice Lee 5111 Nolan Ave. Bkkpr.(Leave of Absence \$251.44 Eff: 9/3/74 Carol L. Kelly 406 Holly Hill Dr. Clk. Typ. \$211.83 Se. Mo. Eff: 9/3/74 James G. Burton 2512 N. Edgar St. Summer Help \$2.25 Hr. Eff: 9/3/74 Lawrence E. Rebstock 4108 Court St. Summer Help \$2.25 Hr. Eff: 9/3/74

BURDETTE PARK

Charles Alsip 2311 Herbert Maintenance \$1.85 Hr. Eff: 8/30/74

COUNTY SURVEYOR

Jeff Mueller 4912 Conlin Ave. Draftsman \$5,720.00 Yr. Eff: 8/26/74

Commissioner Willner said that he noticed that Alice Lee is taking another leave of absence from the County Garage, as bookkeeper, which is the second time this year and it is the second time this year we have had registration of voters, first for the Primary and now for the General Election and he asked if this was in keeping with good government, to let an employee off for the purpose of registration and if they don't need her two months out of the year, do they need her the other ten months.

County Attorney Swain said that this was good government, because, why should she be paid by county funds for doing party work, which was the way she was paid in the past, under the Democrats.

Commissioner then asked if he was saying that she didn't show up for her job under the Democrats, or did she work for the party of an evening.

County Attorney Swain said there were many absentee ballots and there was no way she could have done it all in the evenings.

Commissioner Willner then asked if they can do without her for two months, can they do without her the rest of the time.

Commissioner Schaad said that the question he was asking wasn't a fair question.

Commissioner Willner said that he disagreed with Mr. Swain, but that he had made his point.

RE: COMMENTS ON BIDS....BURDETTE PARK RECREATION

Mr. Leo Weiss said they were holding off on the awarding of any bids for the Burdette Park Recreation Northwest until next week because there are some changes being made due to the fact that the low bid of Deig Brothers was quite a bit higher than the Enginner's estimate.

Commissioner Schaad asked Mr. Weiss if he thought the bids would have to be readvertised for.

Mr. Weiss said he could better answer this question next week, so this matter will be taken up at that time.

RE: REQUEST TO TRAVEL....CLERK OF THE CIRCUIT COURT

County Clerk, Shirley Jean Cox, submitted a request for the permission of the Commissioners to attend, in person, alone, a two day conference. Attached was the following data to All Clerks of Circuit Courts:

In compliance with IC 5-11-14-1 (Burns 60-240a) the State Board of Accounts is calling a two day conference for all Clerks of the Circuit Courts to be held on Wednesday and Thursday, September 11 and 12, 1974.

The meeting will be held in the Inn at Turkey Run State Park.

The conference will begin at 10:00 A.M., E.S.T. on Wednesday, September 11, 1974.

Each clerk of the circuit court may attend in person alone, (b) attend in person and also require the attendance of one deputy or assistant, or (c) require attendance by a deputy or assistant alone, if he does not attend: Provided, if more than three deputies and assistants are employed, the clerk of the circuit court may (d) attend in person alone, (e) attend in person and also require the attendance of not more than two of his deputies or assistants, or (f) require the attendance of not more than two deputies or assistants if he does not attend.

Each clerk of the circuit court and each authorized deputy and assistant attending will be entitled to twenty dollars (\$20.00) per day in lieu of actual expense. Mileage of ten cents (10¢) per mile from the county seat to Turkey Run State Park and return will be certified for payment to the clerk, deputy or assistant furnishing the conveyance, but only one mileage allowance will be made for each county.

The conference is called for the purposes stated in the above referenced law. Your attendance at this meeting is respectfully requested.

State Board of Accounts, Kenneth R. Beesley, State Examiner

Commissioner Ossenberg moved that Mrs. Cox's request be approved and that she be permitted to travel to Turkey Run State Park. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL....LEGAL AID

The following letter of request was received by Mr. James Rode of the Legal Aid Society:

Dear Mr. Schaad:

This is to request funds for two members of the Legal Aid Staff to attend a conference in Indianapolis concerning the Supplemental Security Income Program. A copy of a letter describing the conference is attached. We consider this essential in the proper representation of our cleints. We plan to drive a private vehicle and our budget for the trip is as follows:

Gasoline.....\$20.00

Lodging.....\$15.00

Meals.....\$25.00

Conference Registration..\$20.00 A total of \$80.00

I would appreciate your placing this matter on the Agenda at the next regular Commissioners' meeting. I will be present at the meeting to answer any questions.

The attached letter was addressed to Persons Interested in the Indiana SSI program, from The Legal Services Organization of Indianapolis and the Indiana Center on Law and Poverty. re: A state-wide training conference on the Supplemental Security Income Program. It read as follows:

During the past several months it has become apparent that many persons in our state desire in-depth knowledge of the workings of the SSI program. To this end, the Indiana Center on Law and Poverty and the Indianapolis Legal Services

Organization have decided to sponsor a state-wide training conference on SSI.

We are directing this particular conference to lawyers, paralegals and community advocates (1. e., persons who, because of their involvement as advocates for the SSI recipients, desire in-depth trainging on the fundamental substantive law of the program). We will cover as much of the law as is possible, including application procedures, eligibility requirements, benefits available and appeal procedures. We also hope to devote some time to particular problem areas and strategy planning (in an optional evening session).

The conference is scheduled for all day (beginning at 9:00 A.M.) Friday, September 27th at the American Red Cross Building, basement conference room, 441 E. 10th Street, Indianapolis. There will be a minimal registration fee of not more than \$10.00 (basic cost for reproduction of materials). If you (or your agency) are unable to meet expenses (transportation, registration fee, etc.), scholarships will be available. We would like to have the enclosed registration form returned by September 7. If you have any questions, contact Sheila Farrell (at the center). Also, if you know of anyone else who is interested in attending, have them get in touch. We should be recontacting you soon with a copy of the agenda and the exact registration fee. Thanks

Commissioner Ossenberg moved that the request of Mr. Rode be approved. Commissioner Willner seconded the motion. So ordered.

RE: PROBLEMS WITH WATER COMPANY

Mr. Don Mills had been invited to the Commissioners meeting today so they could get a few problems ironed out that they are having with the Water Company and their sub-contractors but he didn't appear.

Commissioner Schaad wondered if these matters shouldn't come before the Water Department meeting instead of the Commissioners because it seems that they can't all get together.

Mr. Pugh said that Mr. Marlin McCutchan has been maintaining the road cuts in front of their place, himself, because he was getting sick and tired of the problem and there was a water truck laying on it's side out there, the other day and the whole front end knocked out of a lady's car and hub caps all over the place and this is happening all over the county. He said they had a project across Boonville-New Harmony Road about three or four years ago and they were required to inform the contractor that he must compact the trench and nothing like this is being done now and it seems to him that there comes a time when the county must sue somebody.

Commissioner Schaad said that any calls he has had, he refers them to the Water Company as it is their contract and they are responsible for it.

RE. FOLZ LANE

County Attorney Stephens said that he talked with Mr. Don Mills again, on the problem of Folz Lane being torn up by the Water Company in laying a water line and he said that the city is still offering to pay 1/3 of the cost to resurface the street and if the county won't accept this offer, Mr. Mills will have Feigel Construction to go out there and patch it.

Commissioner Willner said what the road really needs is repatching and then resurfaced. He suggested that Mr. Stephens be given the authority to request of Mr. Mills, that the city pay 1/3 of the cost after the county repatches and resurfaces Folz Lane.

Commissioner Willner then moved that Mr. Stephens be given the authority to contact Mr. Mills and see if the city is willing to do this. Commissioner Ossenberg seconded the motion. So ordered.

RE: PETERSBURG ROAD

County Attorney Stephens said that he talked to Mr. Mills again about the problem on Petersburgh Road, where a contractor made chuck holes with a back hoe and he was told that Mr. Mills is holding back 5% of their contractors money until he gets these holes repaired.

RE: CHECK RECEIVED

A check was received for rent of West Heights School in the amount of \$1.00. Commissioner Willner moved that the check be accepted. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST TO CLEAN DITCH

A letter was received from E. R. Chandler Construction Co. It read as follows:

Gentlemen:

Will you please refer to our letter dated September 5, 1973. We are copying the first paragraph of this letter.

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 has been out-lined on County Surveyors records.

As of this date, August 28, 1974, this ditch due to it's clogging, flooded Walnut and Chestnut Streets and it is the utmost importance that something be done at the earliest possible moment.

We have made numerous phone calls to everyone involved and explained to the Commissioners that Mr. Sam Biggerstaff has a file on this and it has been cleaned periodically for the last eight (8) years.

As we have explained in numerous letters this ditch drains over one hundred and forty (140) acres of ground. Yours very truly, E. R. Chandler.

This matter was referred to Mr. Ed Martin so he can see what can be worked out

RE: NOTICE OF CHARGES DUE

The following letter was received from the Waterworks Department and addressed to the Burdette Park Commission. It reads as follows:

Gentlemen:

Our computor billing register shows your Account No. 615-31360 is presently in arrears.

The past due balance with your current charges amount to \$5,435.39.

This letter is to notify you that your water service will be discontinued, if the above past due amount has not been paid on or before 9/13/74.

If payment has already been made, please disregard this letter.

Very truly yours, C. Rupert Wetzel

Mr. Volpe noted that there is an argument between Burdette and the Waterworks Dept. about this; so until it is resolved (and he didn't really know anything about it) so he didn't know if it should be paid or not.

Commissioner Ossenberg said that since we put in that sewer out there, they are wanting a sewer tax deal from us and this is to be handled by Don Stucki, President of the Board and the Waterworks Department and that is the way it was left.

Commissioner Ossenberg moved that this matter be referred to Don Stucki. Commissioner Willner seconded the motion. So ordered.

County Attorney Swain recommended that payment be held up until it can be worked out.

RE: CLAIMS

A claim was submitted from the Board of Works, City of Evansville, Sewer Department. Agreed tap-in fee for Pleasantview Rest Home on Sanitary Sewer as negotiated per letter of Jesse Fleener dated August 15, 1974, in the amount of \$20,000.

Commissioner Schaad said this money would be definitely committed since the Commissioners signed the claim and it will be held up until Pleasantview gets the tap-in.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

The following claims were presented from the City of Evansville:
To Reimburse withheld funds for "City ditches for maintenance in amount of \$941.62.
For Eagle Slough Reimbursement. (Deducted from tax payment) in amount of \$28,937.18.
For Harper Ditch (Deducted from tax payment) in the amount of \$25,664.25.
For Library & City Treasurer (Deducted from tax payment) in the amount of \$790.00
For Reimbursement on Examination of Records in the amount of \$2,710.25.

Mr. Volpe said there is a specific thing in the law that says the claim on the Examination of Records should be withheld and that this amount is not part of the suit that was filed.

Mr. Volpe said his attorney has all the pertinent information on his suit but that he hasn't entered his appearance in the case as yet. He said Mr. Chandler will take the claim for the reimbursement on examination of records back.

County Attorney Stephens said the best thing to do would be to get Mr. Chandler to withdraw it because if the County Commissioners deny the claim, it would throw him into a different kind of procedure.

Commissioner Ossenberg moved that the claims from the city be approved with the exception of the one for the reimbursement on examination of records, pending the courts decision. Commissioner Willner seconded the motion. So ordered.

A claim was received from Sidney R. Lindsey, Attorney-At-Law, 217 Main Street in Rockport, Indiana, for legal services rendered in three condemnation cases venued to Spencer Circuit Court - styled: The Board of County Commissioners of the County of Vanderburgh VS. Cecil R. Phillips and Dorothy Mae Phillips, husband and wife, et al...Cause numbers C-73-55, C-73-56 and C-73-57 in the amount of \$400.00.

County Attorney Swain said that Mr. Lindsey had been appointed with the Commissioners permission as local council in the three Phillips' cases that were set up in Spencer County and the cases are settled and this is the final bill.

Commissioner Ossenberg moved, on recommendation of the County Attorney, that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: DRAINAGE CODE ORDINANCE

Mr. Crooks pointed out that a letter from Tom Pugh dated May 25, 1973, stated that the County Commissioners appointed the writing group to prepare the Drainage Code Ordinance so it has been in the works for 15 months.

Mr. Pugh said he didn't feel that anything the home builders have proposed has weakened the ordinance and he thought all the changes from the hearing they had are now in it and he thought it to be a solid ordinance and that it would solve a lot of problems.

Mr. Jack Schroeder said they had met informally a couple of weeks ago, at which time they reached an agreement of two basic principles, First, they have incorporated the F.H.A. code and they were going to modify it and take the F.H.A. code out and Secondly, they agreed for existing and future plats, that those people, because of the engineering work and surveying work, do not have to meet the same standards as the person who goes out in an unplatted subdivision and wants to build a house and they all agreed on this and after the meeting, it was his understanding that he, Mr. Crooks, Mr. Biggerstaff and Mr. Pugh were going to get together to go over the standards, that the subdivision owners were to meet and the next he heard was at 9:15 a.m. this morning. He said he wasn't objecting to a drainage ordinance and this could be worked out in a short time but he never had the courtesy to even let him know of the meeting today. He said if he is not going to agree to make the amendment that was suppose to be made, then he would like the opportunity to bring more home owners down here and stand up and fight the ordinance completely but if they can agree as they had once before, then they need time in order to specify what standards the subdivision owners have to meet in contrast to the people who are building without subdivisions. He said that he personally resents being called at 9:15 a.m. and then they try to sneak through an ordinance which is contrary to the agreement they made at the meeting and all he is asking is that the Commissioners instruct him, Mr. Pugh and Mr. Crooks to be a certain place at a certain time, this week, so they can agree on an ordinance.

Commissioner Ossenberg said he thought they had met and this had been done.

Mr. Crooks said he didn't think Mr. Shroeder's statement was true at all, that they did get together and asked them to come in and that they have had delay after delay after delay, trying to get them together. He said that Mr. Schroeder was informed a month ago as to the time this should be done and they had not done it and he and Mr. Biggerstaff went over it and the only objection he had was the subdivision thing and the soil types and he didn't know if anything can be done about these or not and he doesn't think it is fair to anybody to make a new man make a stronger criteria than one that was subdivided a long time ago and nothing done about it so he thought they have done what they were asked to do and they wind up with being asked to delay it without any input to it.

Mr. Pugh said it was true that he hadn't met with Mr. Schroeder, that the first three days of last week he was busy trying to get ready to take two days vacation, which he took, so Mr. Crooks has had to carry the ball all through last week on this. He said as far as sneaking the ordinance through, 15 months have gone by and if they were going to sneak it through, they could have done it in that length of time.

It was agreed that Mr. Pugh meet with Mr. Schroeder today and the ordinance will be ready next week for the signatures of the Commissioners.

Commissioner Willner said that on 17-2b of the ordinance, the Board of Billing Appeals should read as the Board of County Commissioners.

Mr. Pugh said they are so named in the County Building Code.

Commissioner Willner said that 17-2c reads that the Building Commissioner of the City of Evansville, Vanderburgh County, Indiana should read Building Commissioner of the City of Evansville and Vanderburgh County.

Commissioner Schaad said this can be resolved in their meeting today.

RE: SEWER AT PLEASANTVIEW REST HOME

Mr. Hotz said they still have \$10,000 in Revenue Sharing for the sewer at Pleasantview Rest Home and apparently they will have \$5,000 transferred.

Commissioner Schaad said that Mr. Nussmeyer thought the \$10,000 may not be enough to bring it to where it is to be tapped into the city sewer so he is having the Commissioners secretary to write a letter to have another \$5,000 transferred.

Mr. Nussmeyer said he is ready to advertise for bids on the sewer so they can be opened on the 16th of September.

The deadline on the Revenue Sharing money is September 15th but this is on a Sunday so Mr. Volpe said he saw no problem as his experience has been that the Revenue Sharing Office has been flexible on almost everything.

RE: OLD STATE ROAD AND DARMSTADT ROAD

Mr. Judd had reported last week, that signs are being taken down where water lines are being built on old State and Darmstadt Roads and they are being thrown into the ditch.

Commissioner Schaad wondered if maybe, Mr. Judd shouldn't go on record, in writing to the Water Co. to tell them of this problem.

County Attorney Stephens said that he thought Mr. Mills would help Mr. Judd if he would call him.

Commissioner Willner thought that if a letter was written to the Water Co., they should demand that the signs be put back up in a certain number of days or they will be sued as he is tired of playing footsies with a bunch of people who don't care what they do, when they do it or how they do it.

Commissioner Schaad suggested that Mr. Judd call Mr. Mills and tell him what is going on and see if he will cooperate in getting the signs back up and if not, the Commissioners will then take the action that is necessary.

Mr. Judd will report back to the Commissioners next week.

RE: MR. WILLARD

Mr. Willard submitted his absentee report of the employees of the Highway Dept. for the past week.

Report received and filed.

Mr. Willard asked the Coommissioners if they were interested in any 5 ton trucks. He said they will have to bid on them and if purchased, there are no restrictions on them.

Commissioner Willner moved that Mr. Willard be permitted to bid on the trucks. Commissioner Ossenberg seconded the motion. So ordered.

It was agreed that Commissioner Willner go with Mr. Willard to inspect the trucks that are for sale.

RE: AUTHORIZED TO ADVERTISE

Mr. Nussmeyer presented plans and specifications for the sewer that is to be built at Pleasantview Rest Home. He said he would have the approval of the Board of Works on Friday.

Commissioner Ossenberg moved that the plans and specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: MIDDLE MT. VERNON & RED BANK ROAD

A letter had been received from Barnett Brothers last week, in answer to a request for a bid to extend repairs in widening the road and putting a radius on it in the addition to the project on Middle Mt. Vernon & Red Bank Road. Barnett Bros. bid \$4,700, if the work can be performed while they are constructing the bridge out there. Commissioner Willner had requested that another informal bid be obtained so they got one from Feigel Construction Company in the amount of \$5,900.

Commissioner Ossenberg moved that the bid of Barnett Brothers be accepted for this project. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said there is approximately \$20,000 left in contractual accounts and it hasn't been identified for any particular project and he asked if he could take \$4,700 from one of these funds. There was no objection to this.

RE: CLAIMS

A claim was submitted from Feigel Construction Co. for RC1-74 Bergdolt Road, Account No. 506.201-3747 in the amount of \$10,280.70.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Feigel Construction Co. for paving of County Roads, Acct. # 201-2260, in the amount of \$16,996.59.

RE: HOGUE ROAD

Commissioner Schaad said that he was out on Hogue Road and that the new surface isn't smooth, that it is full of pit holes.

Mr. Nussmeyer said that they used a coarser aggregate on it and it isn't a smooth finish.

Commissioner Schaad asked Mr. Nussmeyer to look at it because he is afraid that the pock marks will wear into holes from the traffic.

RE: COMPLAINT ON OAK HILL ROAD

Mr. Ludwick said that Mr. Robert Barton called in about a problem on Oak Hill Road. He asked Mr. Rueger to go out and look at it. He said it is owned by the County Garage and it is a concrete ditch that has holes in it and it is undermining the road and there are also trees in the ditch and the man would like for something to be done. He said the trees should be removed and the concrete holes filled back in before the road further deteriorates.

Commissioner Schaad said it seemed to him that the County Garage could take care of this problem.

This matter was referred to Mr. Martin to check into and report back to the Commissioners next week.

RE: CUTS IN

The Waterworks Department submitted a request to cut into Evergreen Heights for a shoulder cut.

In regard to the problems with the cuts in of the Water Department, Commissioner Schaad said that the Water Company has their meetings and the Commissioners have their meetings and they aren't getting together and perhaps someone should attend a Water Department meeting and tell them of all the problems they are having.

Commissioner Schaad said that he has talked to Mr. Rueger and explained that he thought Mr. Rueger should have some system whereby he would be informed of all cuts and that it be laid out so when they are approved, they can be checked to see that they are done properly and submit a progress report on them and then if they aren't done right, he can report to the Commissioners so they can see that the cuts are repaired properly. He said that Mr. Rueger assured him that this system will be set up.

County Attorney Swain said that the Waterworks Board has their meeting today at 1:30 p.m.

Mr. Ludwick said they have a utility meeting once every second Wednesday at 2:00 p.m. and the Waterworks, the Works Board, etc. has a representative there and all the utility companys are represented and what this was primarily set up for is to talk about construction plans and this meeting could be broadened to take in the problems they are having with the contractors.

Commissioner Schaad said he understood these meetings had poor attendance.

County Attorney Stephens said he thought if the Commissioners went to their meeting and tell them that from now on the cuts are going to have to be a certain way and if they aren't, there is going to be a deposit required for any damage done to our roads. He said the Commissioners should go prepared with all these problems and if they don't want to cooperate, they should just quit approving the cuts.

Commissioner Schaad said it is too late to be prepared for their meeting today, so they will have to prepare the data and call and ask to be put on the agenda of the Waterworks Board meeting next Tuesday at 1:30 p.m.

The request of a cuts-in on Evergreen Heights that was received by the Water Department was not approved at this time.

RE: MR. NUSSMEYER...OAK GROVE ROAD

Mr. Nussmeyer said that County Attorney Stephens wrote a letter to Mr. Tatum of the Southern Railroad Co. on the crossing at Oak Grove Road and he met with Mr. Tatum who promised that within a couple of weeks he would get a feasibility of moving the switch at Kight Lumber Company so Mr. Stephens suggested they go over there Thursday night and see Mr. Tatum on Friday morning.

Commissioner Ossenberg moved that Mr. Stephens and Mr. Nussmeyer go to Louisville and talk to Mr. Tatum in trying to get an appointment to get this thing settled and if they can't, they will file a P.S.C. order. Commissioner Willner seconded the motion. So ordered.

RE: BASSETT AVENUE

Commissioner Schaad asked Mr. Willard if he had a report to make on Bassett Avenue, which has now been accepted by the county, where there was a complaint of a Mr. Hohl filling up a ditch and where they found that pipes are going ever which way and the water drainage is running the wrong way.

Mr. Martin said he presented a plan two weeks ago on what needs to be done and that it is a major project. He said he was out there again and the fellow that is complaining doesn't have water in front of his house, that it is the fellow who he is complaining against who has the water.

Commissioner Schaad said they will just wait and see what happens and play it by ear.

RE: SURPLUS PROPERTY DISCUSSED

County Attorney Stephens said they aren't having any luck in selling the countyowned surplus property and he asked the Commissioners if they thought of considering
giving the property away at the cost of \$1.00, to people who will maintain and
improve it and also pay the taxes, with a stipulation in the deed that if they
don't maintain, improve it and pay the taxes, the property will revert back to
the county. He said this way the property would get back on the tax roles. He
said he doesn't want to make this known until he has it all worked out including
a layout that will draw interest.

n 15.75

The meeting recessed at 11:15 a.m.

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PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Reporters

William Stephens

County Attorneys

S. Clark

Thomas Ossenberg

Robert L. Willner

County Attorneys

William Stephens

County Attorneys

Reporters

County Attorneys

Reporters

County Attorneys

Reporters

County Attorneys

Reporters

Secretary: Margie Meeks

Policy Commissioners

Eff. 9/1/74

Eff. 8/31/74

9,446.25

12,589.66

COUNTY COMMISSIONERS MEETING SEPTEMBER 9, 1974

The meeting of the County Commissioners was held on Monday, September 9, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

As there were no bids on the County owned surplus property, President Schaad said to let the record show the sale will continue.

President Schaad said Mr. Stephens had a good suggestion last week about running an ad and see if they couldn't sell some of this property of \$1.00 and getting it back on the tax roll.

Mr. Stephens said it was more complicated than that and he is still working on it.

RE: EMPLOYEEMENT CHANGES....APPOINTMENTS

Surveyor	,
Dur veyor	-

John F. Appuhn	201 N. Lemcke	Rodman \$5720.0	O Eff.	9/9/74
Burdette Park				
Michael Murphy Mike Head	7409 Pine Ridge 614 S. Red Bank	Grounds & Maint. Grounds & Maint.	1.70 hr. 1.65 hr.	Eff. 8/30/74 Eff. 9/4/74
<u>Sheriff</u>	÷	•		
Michael Craddock S. Lee West Philip Strange Randall E. Korff	3508 Stratford 1710 Cass 1730 Glendale 7019 Arla Jane	Sergeant Lieutenant Detective Pro. Policeman	\$11,445.15 12,589.66 10,404.68 8,580.00	Eff. 9/1/74 Eff. 9/1/74 Eff. 9/1/74 Eff. 9/1/74
RE: EMPLOYMENT CH	ANGESRELEAS	SES	•	
Burdette Park				:
Frank Conkling Kenneth Dosher Andrew Gulick Sherra Gourley Mary Schmidt Robert Miller, Jr. Mike Head Terri Babbs	3020 W. Michigan R.R. 4 Mesker Park 2215 W. Illinois 410 S. Wienbach 862 S. Villa Dr. 825 E. Negley 614 S. Red Bank Ro 303 S. Woods Ave.	Extra Pool Jr. Pool Guard Jr. Pool Guard Extra Guard	\$1.50 hr. 1.75 hr. 1.50 hr. 10.00 day 10.00 day 1.50 hr. 10.00 day	Eff. 9/3/74 Eff. 9/3/74 Eff. 9/3/74 Eff. 9/3/74 Eff. 9/3/74
Sheriff			:	
	3508 Stratford 1710 Cass	Detective Sergeant	\$10,404.68 11,445.15	Eff. 9/1/74 Eff. 9/1/74

RE: BIDS.....NEW VOTING MACHINES AND INTELLIGENCE DEVICE

1730 Glendale

805 E. Blackford

President Schaad said to let the record show it is 9:30 a.m. and time to open the bids on the new Voting Machines and Intelligence Device. He said Mr. Stephens would open the bids and see if they are in order and they will come back to them as soon as the County Attorney is ready.

Patrolman

Lieutenant

RE: MONTHLY REPORT

Philip Strange

Warren Reynolds

President Schaad said they have the monthly report from the Traffic Department and to let the record show it is received and filed.

RE: LEO WEISS....BURDETTE PARK

President Schaad said when they took bids for the Camping Area at Burdette Park the bids came in so much higher than the engineer's estimate and even more money than they had alloted. He said Mr. Weiss has been working with the Burdette Park Board to try to get it within the bounds of what money they have.

Mr. Weiss said he talked to the two (2) Attorney's and they said they must re-bid the whole thing. He said they must re-advertise and go from there.

Commissioner Willner asked about using a change order and Mr. Stephens said there wa over \$60,000.00 difference between the first bid and the proposed changes.

Mr Weiss said the bid was for \$171,000.00 and they are down to \$116,000.00. He said they are deleting one building at the cost of \$43,000.00.

Mr. Stephens said it had to be advertised two (2) times.

Commissioner Ossenberg moved they re-advertise with bid opening on September 23rd., at 9:30 a.m. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON DARMSTADT

President Schaad said they received the following letter concerning Darmstadt,

The Board of Commissioners of Vanderburgh County, Indiana City-County Building Evansville, Indiana 47708

Re: The Town of Darmstadt

Gentlemen:

The Board of Trustees has asked me to write to you and advise that the Clerk-Treasurer is now receiving funds from the Motor Vehicle Street and Road Account.

These funds are to be used for the maintenance of the streets and roadways in Darmstadt and plans are going forward to utilize these funds for that purpose.

Very Truly yours, Robert D. Schuttler Town Attorney

President Schaad said to let the record show the letter is received and filed.

RE: CLAIMS

A claim for the Terminal Warehouse Co. for Rent for space of Voting Machines per contract from September 1st to October 1st. 1974 in the amount of \$500.00. Commissioner Ossenberg moved the claim be approved, seconded by Commissioner Willner. So ordered.

President Schaad said if they buy these voting machines and they get everything squared away, that \$6,000 per year will be saved because they don't need any space to store the new machines. He said another savings is about \$17,000.00 a year for moving the old machines.

A claim for Engineer Associates on the Burdette Sanitary Sewer in the amount of \$2,350.80 was presented to the commissioners.

Another claim for Engineer Associates for Copies of Master Plan originals—Burdette Park in the amount of \$150.00. Commissioner Ossenberg moved the above claims be approved, seconded by Commissioner Willner. So ordered.

A claim for Deig Bros. Lumber & Construction Co. on Burdette Park for Nurrenbern Road 10" Sanitary Sewer in the amount of \$1,391.40 was presented to the Commissioners for approval. Commissioner Schaad said the total labor and Materials to date is \$21,750.00 less 10%. Commissioner Ossenberg moved the claim be approved, seconded by Commissioner Willner. So ordered.

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RE: DRAINAGE AND FLOOD ORDINANCE

Jesse Crooks said they have gone over this ordinance with Tom Pugh and it is in proper order.

Jack Schroeder said they had made some changes in it.

Tom Pugh said he was satisfied with this ordinance as did Mr. Crooks and Mr. Schroeder.

Commissioner Ossenberg moved that the admendment to ordinance No. 1118-F be approved, seconded by Commissioner Willner. So ordered. Roll Call was made with all three Commissioners voting yes.

RE: BIDS....AUDIO INTELLIGENCE DEVICE

Mr. Swain said there was just one bid for this device, it was from Bell & Howell in the amount of \$3,398.25. He said the bid bond seems to be in order.

Commissioner Ossenberg moved this bid be taken under advisement so they can talk to the Prosecutor and get his advice and come back next week for letting.

Commissioner Willner seconded the motion. So ordered.

RE: BIDS....NEW VOTING MACHINES

Mr. Stephens said they have two bids: Computor Election System in the amount of \$163,160.00 with an alternate bid with trade—in for the existing machines in the amount of \$81,300.00 making their net alternant bid \$81,860.00

Fidler and Chambers Co. in the amount of \$142,536.00 base bid with trade—in of \$2,750.00 for a net bid of \$139,786.00.

Mr Stephens said they have an alternant bid of \$136,750.00 with trade-in of \$2750.00 making a net alternant bid of \$134,000.00.

Commissioner Ossenberg moved that they refer these bids to Mr. Cravens for one week, seconded by Commissioner Willner. So ordered.

Mr. Stephens said they had one bid for the old machines and to take it under advisement also.

President Schaad said the Council gave them money in next years budget to purchase two computors, but they can't buy those until next year.

Mr. Cravens said what worries him is the delivery date. He said he would recommend the Board advertise in December, but Mr. Stephens said they can't do that. They have to have the money when they advertise. Mr. Cravens said he would then suggest they at least get the specs ready and advertise as early as possible.

Mr. Swain asked Mr. Cravens if the same computor would work with both machines. Mr. Cravens said yes, they are standard IBM cards.

Mr. Cravens said the water works has a computor that can be possibly programmed to use these cards. He feels in case of an emergency they could use the water works computor.

Shirley Cox said she served on this committee that studies this system of voting and their committee also went into the cost of programming existing computors in the area as compared to the purchase of their own computors. She said they felt the would be a lot better off and it would be cheaper to purchase their own computors.

Robert Matthews of the Election Board said these computors can be programmed by their own staff of the Election Board .

RE: BID....OLD MACHINES

Mr. Stephens asked if there were any bidders in the Audience for the old machines. As there were none he said they had one bid by mail. The bid was from Automatic Voting Machine Co. of Jamestown, New York in the amount of \$58,605.00. He said

the conditions on the bid would be the delivery of a check of payment in full at the time of a receipt of bill of sale from the Company. The machines are to be inspected by the bidder here in Vanderburgh County. He said they enclosed a check in the amount of \$5,861.00-10% of the bid as good faith.

The offer will remain open until October 1, 1974. Mr. Stephens said as the result of this particular bid they would have to examine these other bids more closely.

Commissioner Ossenberg moved they take this bid under advisement, seconded by Commissioner Willner, so ordered.

Mr. Cravens asked what the amount of money did the Council allow to purchase the new machines and President Schaad said they allowed \$81,950.00.

RE: MR. STALLINGS

Mr. Stallings appeared concerning a meeting at the works board. President Schaad said the meeting is tomorrow at 1:30 at the works board. He said the three Commissioners, County Attorney's along with Mr. Nussmeyer and Bill Judd would attend this meeting, he also said it was a public meeting.

RE: JESSE CROOKS

Mr. Crooks said he had his monthly report and also a chart showing how Building Permits vary from month to month.

President Schaad said to let the record show the report received and filed, also the chart.

Mr. Crooks said he had a bid on the emergency lighting. He said the bid is from Althoff and Howard in the amount of \$8,723.00 and the bid is in order.

Commissioner Ossenberg moved the bid be taken under advisement for one week so Mr. Crooks can review it. The motion was seconded by Commissioner Willner, so ordered.

RE: HERMAN HOTZ

Mr. Hotz said he had three (3) invitational bids replacing glass at Hillcrest-Washington Homes. The bids are as follows:

Red	Spot	Paint	and	Varnish	\$:	1150.00	Washington	Home
, ·							Hillcrest	Home
					\$	1367.00		

Tri-State Glass \$ 867.00 Both Homes

Central Glass Co. \$ 225.00 Hillcrest 846.00 Washington 1071.00 —246.00 Deduct 825.00

The County Attorney said this deduction of \$246.00 is for the use of obscure wire instead of clear aluminum.

Mr. Hotz recommended the bid be given to Central Glass as they were the low bidders.

Commissioner Ossenberg moved they award the bid to Central Glass in the amount of \$825.00, seconded by Commissioner Willner. So ordered.

RE: BILL JUDD

Mr. Judd said he got ahold of Don Mills from the water works and he was going to notify the contractor about the signs and replace them.

RE: JACK WILLARD

Mr. Willard said he had his monthly report and his absentism report. President Schaad said to let the record show that these reports received and filed.

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Mr. Willard said they have a piece of equipment they are not using and is supposed to be sold for junk that the Levee Department would like to lease for \$1.00 per year. He said they would like to try to fix it up and use it.

President Schaad asked the County Attorney about this and he said it was allright to do it.

Commissioner Willner moved they allow the Levee Department to lease this pièce of equipment of the Highway Department for 1:00 per year. The motion was seconded by Commissioner Gssenberg, so ordered.

President Schaad asked Mr. Willard about these trucks they are thinking of buying. Mr. Willard said Commissioner Willner went to Indianapolis and bid on three (3) Five (5) ton trucks for \$200.00 each.

Commissioner Willner said there was a Dodge $1\frac{1}{2}$ ton, 6 cylinder dump truck that was overlooked so he bid on it and bought it for \$50.00.

Commissioner Willner asked Mr. Willard if the Council cut his budget and Mr. Willard said yes, but he isn't sure just how much as the budget books are not finished yet.

Commissioner Willner said he wanted to discuss this. He said all County Garage receipts come from gasoline tax so the only thing the Council can cut is the individual items and not the total.

President Schaad said he would like to comment on what the Council did. He said they realize this is gasoline money, but they felt the Council has some authority and they have to watch the purse strings for the County. He said they questioned how could you anticipate a revenue from gasoline tax, when your anticipated income is 1,000.000.00 and their budget is \$1,000,600.00. He feels they are right in that respect. He said year after year they have done this same thing but this year it was noticed because the sheets that were prepared by the Auditor's Office contained this information.

President Schaad said the Council felt and he agreed with them that they should come up with an accounting system that shows each month what they have spent at the County Garage so they can see that they are not spending more than they receive.

RE: DICK NUSSMEYER

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Mr. Nussmeyer said he wanted to talk about Southern Railroad. He said he talked to someone from there and they proposed they curve the Road just a bit. He said they are also asking for the closing of Frank Stephenson Crossing.

President Schaad asked if this was an illigal crossing and Commissioner Ossenberg said he thought they had a private agreement with them.

President Schaad said it was not their property and they could not close the road.

Commissioner Ossenberg said if they get a workable agreement he didn't think Mr. Stephenson would object.

Mr. Nussmeyer said he would continue to work on this problem.

President Schaad asked Mr. Nussmeyer about the resurfacing on Hogue Road. Mr. Nussmeyer said he had not been out there, but Mr. Ludwick had been and he said they are getting it done.

RE: ED MARTIN

Mr. Martin said they were talking about an open ditch. He said part of this ditch has 60" pipe in it and he said whent you get to Cherry Street it becomes County property over to Burkhart Road. He said all the part in the County is open Ditch. He said they want this ditch either cleaned or piped.

President Schaad said the request was for both cleaning and pipe, Mr. Martin said cost wise this was prohibitive.

President Schaad asked about cleaning it and Mr. Nussmeyer said the cost would be between \$500.00 to \$1,000.00.

President Schaad asked Mr. Nussmeyer if the County Garage could do this and Mr. Nussmeyer suggested a contractor by bids.

President Schaad said he and Mr. Martin would get with Mr. Willard about cleaning this ditch.

RE: OAK HILL ROAD

President Schaad said last week there was a complaint on Oak Hill Road about a concrete ditch that has holes it it and is owned by the County Garage. He said this work could be done by the County Garage and he said they would get together with Mr. Willard about getting it done.

RE: LYNCH ROAD

President Schaad said last week they were requested by a group of manufactures on Lynch Road, they said Lynch Road needs some work done on it because of all the trucks that travel on it. He said they all attended that meeting and Mr. Nussmeyer is going to see just what can be done. He said Mr. Nussmeyer suggested to they that if they would donate some land on the North side of Lynch Road, they maybe could widen the road or put in truck lanes. He said they were going to meet again with the group and see what can be worked out.

The meeting recessed at 10:40

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg Robert Willner	Deputy Curt John	William Stephens Thomas Swain	S. Clark G. Clabes

Secretary: M. Meeks By: J. Wilkey

Robert Del

BOARD OF COUNTY COMMISSIONERS

The meeting of the County Commissioners was held on Monday, September 16, 1974, at 9:30 a.m. in the County Chambers with President Schaad presiding.

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

President Schaad said to let the record show that it is 9:30 a.m. and Mr. Stephens is opening the bids for the sewer for the Pleasantview Rest Home and they will get back to it when he has checked it over.

COUNTY OWNED SURPLUS PROPERTY

As there were no bidders, President Schaad said to let the record show that the sale will continue.

EMPLOYMENT CHANGES.....APPOINTMENTS

SURVEYOR'S OFFICE			•	
Gene Kautzman	7119 Hogue Road	Instrumentman	\$5,720.00	Eff. 9/16/74
BURDETTE PARK	•			
Steven Craig	2604 W. Maryland	Grounds & Maint.	1,85 hr.	Eff. 9/3/74
RE: EMPLOYMENT CHA	ANGESRELEASES			
Barbara Heseman	7408 Oak Hill Rd.	Secretary	5,600.00	Eff. 9/16/74
VANDERBURGH SUPERIO	OR COURT AND JUVENILE	DIVISION	•	•.
Brenda McDaniel		Probation officer	7,807.00	Eff. 9/13/74
BUBDETTE PARK	*		•	

BURDETTE PARK

••				
Steven Craig	2604 W. Maryland	Pool Manager	20.00 day	Eff. 9/3/74

MONTHLY REPORTS

President Schaad said they received the monthly reports from the Clerk of Circuit Court, County Treasurer and Pleasantview Rest Home. He said to let the record show that these reports are received and filed.

RE: BID AWARDING......NEW VOTING DEVICES

President Schaad said they received the following letter from Shirley Cox:

VANDERBURGH COUNTY COMMISSIONERS

VANDERBURGH COUNTY ELECTION BOARD FR: RE: RECOMMENDATIONS BIDS ON AUTOMATIC VOTING DEVICES

Pursuant to request from the Vanderburgh County Commissioners

the Election Board met to consider the bids from Computor Election Systems and Fidlar-Chambers Company.

It was by unanimous vote that the Alternate Bid 1-A from GES be accepted for the following reasons;

- The GES company specializes in and has a proven track record in conducting successful elections.
- Superior structural and mechanical features of the CES equipment.
- 3. Low bid submitted

Respectfully,

VANDERBURGH COUNTY ELECTION BOARD

Ted C. Zeimer, Jr. Chairman Robert S. Matthlews, Member Shirley Jean Cox, Secretary

P.S. RE: Ballot Tab Computors

The board would also like to renew their request that the Commissioners take the necessary steps to acquire the ballot tab computers as soon as possible.

President Schaad said they won't have that money until next years budget. Mr. Stephens said they should advertise in December so the bids can be let in January.

Commissioner Ossenberg moved they accept the bid of Computor Election System, subject to contract wording, seconded by Commissioner Willner, so ordered.

RE: BID ON INTELLEGENCE DEVICE

The following letter was read by President Schaad concerning the Audio Intellegence Device for the Prosecutors Office:

Mr. Bill Cravens Purchasing Agent Civic Center Complex Evansville, In. 47708

Dear Mr. Cravens:

It has come to my attention that two replies were received in accordance with the bids pertaining to the surveillance equipment. One reply stated that they did not wish to make a bid because of the specifications.

The bid from A.I.D. in Ft. Lauderdale, Florida is acceptable to the Prosecutor's Office and we request that that equipment be purchased.

Yours very truly,

Roy A. Tyler Deputy Prosecuting Attorney

Mr. Cravens said he recommended that they award the bid to Audio Intelligence Device, Inc.

Commissioner Willner moved that the Intelligence Device be purchased in the amount of \$3,398.25 from the Audio Intelligence Device Co. The motion was seconded by Commissioner Ossenberg, so ordered.

RE: SURPLUS VOTING MACHINES

President Schaad said they did have a bid on that last week:

Mr. Stephens said they should deny the bid.

Commissioner Ossenberg moved the bid be denied, seconded by Commissioner Willner, so ordered.

RE: REZONINGS

UNIVERSITY SHOPPING CENTER

President Schaad said they have a rezoning petition from the University Shopping Center to rezone some property from R-5 to C-4.

Since this is the first reading Commissioner Ossenberg moved it be referred to Area Plan, seconded by Commissioner Willner, so ordered.

BROWNING FERRIS INDUSTRIES

President Schaad said this is the final reading on Browning-Ferris Industries' petition to rezone property form A-1 to 11-2.

A spokesman for Browning-Ferris said at this time he would respectfully request the Commissioners permission to amend their petition to read from A to R-1.

The County Attorney said it would have to be referred back to Area Plan.

Commissioner Ossenberg moved they accept their request and refer it back to Area Plan, seconded by Commissioner Willner, so ordered.

MR. & MRS. TZSCHOPPE

President Schaad said this is a petition to rezone property from M-1 to M-2.

Mr. Tim Dodd said there was an error made on the original petition, he said it shows Old Boonville Hwy. and it should be just Boonville Hwy. He said Mr. Tzschoppe informed him he would be in Kansas City today and if the Commissioners had any questions for him that he could not answer, they could hold it for another week.

President Schaad asked if there were any remonstrators. As there were none, Mr. Dodd explained this is to be a aluminum Recycling Plant. He said the operation would consist of receiving scrap aluminum foil including beer and soft drink cans, separating them from other material that might be mixed in and shreading it and bundling it and selling it to aluminum processing plants.

He said the operation would be conducted on mobile units, so there would be no construction involved. He said there would also be no open storage.

Commissioner Ossenberg moved the rezoning be approved, seconded by Commissioner Willner, so ordered. Roll Call vote was yes for all three Commissioners

MENY ENTERPRISES

Kenneth Meny said they want this rezoned from A to M-2. He said the purpose of this is Installing an L.P. Storage Tank, to be used in disbursing propane to the homeowners. He said there was one thing the Area Plan Commission did ask is that they fence it in and they have agreed to do this. He said they have agreed to screen it in accordance with Staff Recommendations.

As there were no remonstrators Commissioner Willner moved they approve the petition.

Mr. Swain asked Mr. Meny about State Fire Marshall Regulations and Mr. Meny said they have applied to the State Fire Marshall and will do whatever they recommend.

The motion was seconded by Commissioner Ossenberg, Roll call vote was yes for all three Commissioners.

RE: BID OPENING SEWER AT PLEASANTVIEW

Mr. Swain said there were two bids on the sewer at Plaasantview Rest Home and they are as follows:

Jebco Inc.

\$15,480.00

H.A. Grant

16,515.00

Mr. Swain said the engineer's estimate was for \$16,350.00. He said the bids are in order.

Mr. Nussmeyer asked if he could extend these now since there are only two bids and the tems are not that large.

President Schaad said there was a problem, he said they had \$30,000.00 in Revenue Sharing funds and they are giving the sewer department \$20,000.00 for tap—in fee. He said this leaves \$10,000.00 in that account and they are going before the County Council on Wednesday and asking for \$5000.00, but they will be \$480.00 short.

Mr. Hotz said the \$5,000.00 was coming from his budget, and President Schaad asked Mr. Hotz if he had another \$500.00 and he said yes.

Upon Mr. Nussmeyer's recommendation, Commissioner Ossenberg moved the bid be awarded to Jebco, Inc. in the amount of \$15,480.00, seconded by Commissioner Willner, so ordered.

RE: EMERGENCY LIGHTING....HILLCREST-MASHINGTON HOMES

At this time the Commissioners signed the contract for the emergency lighting at Hillcrest-Washington Homes.

RE: HAROLD PETERS

Mr. Peters said the Telephone Co. did move the pole some but it is still not where it should be. He said Mr. Willard has not done anything.

He said the cut down some tree limbs but left them laying in the ditch. He said where they put rock on the side of the Road it is higher than the road and the water is running back on the road.

President Schaad suggested he get with Mr. Willard and see what can be done.

RE: REQUEST FROM G. MICHAEL BURKS

President Schaad said they received the following letter:

Mr. Robert Schaad President, County Commissioners Room 305 Civic Center Complex Evansville, Indiana 47708

Dear Mr. Schaad:

This is a formal request asking for permission to video tape the student interns working on the job in the county offices. I am working in conjunction with the Communications Arts Club of Indiana State University Evansville on a documentary about the City's Student Intern Program.

In this documentary, I would like to show briefly what each student does and what the program involves. The program will be shown at Indiana State University Evansville through the Communications Arts Club News Burear.

Respectfully,

G. Michael Burks

cc: Robert Willner Tom Ossenberg

President Schaad said to let the record show that they give their consent.

RE: DISCUSSION.....WATERWORKS DEPARTMENT

President Schaad said last week he anounced that the Commissioners were going to visit the Waterworks on Tuesday at their regular board meeting. He said he and Commissioner Willner along with several others went to this meeting. He said they discussed their problems they are having about the new water line they are putting in in the McCutchanville Area. He said he thought they came up with some agreements.

President Schaad said he told them that they have meetings with the Utility Company's every two weeks and they should have a representative there to discuss these things. He said he asked Mr. Stephens to prepare the following letter to be sent to all Utility Company's.

D.W. Vaughn, President Southern Indiana Gas & Electric Co. Hulman Building Evansville, Indiana

The second secon

James Covert Commercial Manager Indiana Bell Telephone Company 133 Northwest Fifth Street Evansville, Indiana Jerry Lamb Evansville Water Board Waterworks Department Civic Center Complex Evansville, Indiana

Jesse Dunville
Executive Secretary
Board of Public Works
Civic Center Complex
Evansville, Indiana

Gentlemen:

The Vanderburgh County Commissioners are renewing their invitation to all

public utilities to attend a monthly meeting with the Vanderburgh County Surveyor's Office for the purpose of:

- 1. Advising utilities of proposed City and County improvements which involve utility services.
- 2. Coordinating governmental activities with utility plans to eliminate or minimize needless expense and conflicts; and
- 3. Exchanging information and viewpoints upon problems and proposed improvements.

The meetings are held on the second Wednesday of each month at 2:00 p.m. in the County Commissioners Meeting Room, Room 307, Civic Center Complex.

The Commissioners would especially appreciate your office advising their Secretary at phone 426-5241 of the name and phone number of your designated representative to these meetings. Additionally, we would urge your representative to attend the meetings as regularly as possible.

Very truly yours,

William D. Stephens Vanderburgh County Attorney

President Schaad said another letter concerning this was sent to Sheriff Riney, that letter reads as follows:

Mr. Jerry Riney, Sheriff Vanderburgh County City-County Building Evansville, Indiana

Dear Sheriff Riney:

To insure a better line of communication between our departments and to expedite emergency telephone calls, we list below those numbers which we feel you should keep at your answering service at all times.

Any calls during the office hours (8:00 a.m. to 5:00p.m.) excluding Saturday and Sunday, should be made to 426-5771 to the writer. Emergency calls after the office closes at 5:00 p.m. or on holidays, Saturday or Sunday, should be directed to 426-5792 which is the Waterworks Garage. The Filtration Plant on Shawnee Drive-426-5787.

When calls, however, relating to road conditions, etc. in the County, which relates to the Waterworks Department should, of course, be made to 426-5792 after hours.

Should you have any questions, please advise this office.

Respectfully yours, EVANSVILLE, INDIANA WATERWORKS DEPARTMENT C. Rupert Wetzel Director of Administration

President Schaad said anytime there was an emergency they would call Mr. Willard even in the middle of the night about barricading a hazard. He said as a result of this this letter was written to the Sheriff.

RE: CLAUSE TO SURPLUS PROPERTY DEEDS:

President Schaad said Mr. Stephens has written the following clause to be inserted in the deed of all property sold in the future:

"This conveyance is made and accepted upon the express condition that the above described presently unimproved real estate shall be maintained in a reasonably neat condition by the Grantee(s) and/or assign(s). In event of breach of this condition Grantor and successors shall, in its sole discretion, be entitled to right of re-entry and exclusive possession of said real estate which right of re-entry may be exercised by the filing of a written declaration to that effect by Grantor in the Recorder's Office of Vanderburgh County, Indiana. In event Grantee(s) and/or assign(s) shall cause structural

improvements to be made to said real estate to such a degree that said improvements are assessed for ad valorem taxes then the condition and right of re-entry created herein shall become null and void."

Mr. Stephens said he would get a copy of the property that is left and re-advertise it with the understanding that they will go to the highest bidder, but they would not be bound by any appraised value.

President Schaad said the idea is to get these purplus properties back on the tax rolls. He said they have to maintain them and it is just an added expense to the County.

Commissioner Ossemberg moved they refer this to Mr. Stephens, seconded by Commissioner Willner, so ordered.

RE: CLAIMS

A claim for Browning-Ferris Inc. was presented to the Commissioners in the amount of \$362.50 for approval. Commissioner Ossenberg moved the claim be approved, seconded by Commissioner Willner, so ordered.

President Schaad said there were four claims and they are in regard to when they did some engineering and bore drilling on Eichoff Road. He said in some instances there was some crop damage done. He said one claim is from Alfred Helfrich in the amount of \$96.00, another from Raymond Nurrenbern in the amount of \$75.00, another from Don Temme in the amount of \$25.00 and another in the amount of \$20.00 for Leroy Williams.

President Schaad said these amounts have been agreed upon by all the property owners.

Mr. Swain said he feels this is the contractors liability and not the County's.

Commissioner Ossenberg moved they defer this for one week so Mr. Weiss can get with the contractor and try to work this out. The motion was seconded by Commissioner Willner, so ordered.

RE: BILL JUDD

President Schaad said he got a call about a new bridge on Upper Mt. Vernon Road, near Diefenbach and the complaint is that they have signs that the bridge is out but the people don't know how to continue on Upper Mt. Vernon Road. He said they get off on the side roads and get lost. President Schaad said he was wondering if they could put some detour signs to direct traffic.

Mr. Judd said he would check into this problem.

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RE: JACK HARNESS

Mr. Harness said he had an application to Pleasantview from Frances Rose.

Upon Mr. Harness' recommendation of acceptance Commissioner Willner moved it be approved, seconded by Commissioner Ossenberg, so ordered.

RE: JACK WILLARD

President Schaad asked Mr. Willard about Folz Lane and Mr. Willard said the weather had not permitted them to start on it.

President Schaad said in their discussion with the water board it was agreed that Folz Lane was in bad need of repair before they ever started on it. He said it was agreed by them that they would pay 1/3 of what ever has to be done and then resurface the whole road.

DICK NUSSMEYER

Mr. Nussmeyer presented a claim for Fiegel Construction Corp. in the amount of \$9,623.85 to the Commissioners for approval. Commissioner Ossenberg moved it be approved, seconded by Commissioner Willner, so ordered.

Mr. Nussmeyer presented another claim for James Shrode for service rendered in the acquisition of easements on Smith-Diamond Road....Bridge Project....4 parcels in the amount of \$700.00.

Commissioner Ossenberg moved the claim be approved, seconded by Commissioner Willner, so ordered.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert Willner	Curt John, Deputy	Thomas Swain William Stephens	C. Leach S. Clark

Secretary: Margie Meeks
By: J. Wilkey

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS SEPTEMBER 23, 1974

The meeting of the County Commissioners was held on Monday, September 23, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: BID OPENING

President Schaad said to let the record show that it is 9:30 and Mr. Stephens is opening the bids for the Burdette Park Recreational Area and they will get back to them when he checkes them over and sees that they are in order.

RE: COUNTY OWNED SURPLUS PROPERTY

As there were no bidders, President Schaad said to let the record show that the sale will continue.

Mr. Stephens said he had a new ad to be put in the paper.

President Schaad said he thought maybe they could have a display ad in the news part of the paper instead of in the legals.

President Schaad asked Mr. John what the price of an ad was and Mr. John said it depended on the size of the ad.

Mr. Stephens said he would get with Chuck Leach and see about getting it into the paper.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY SURVEYOR				
Susan Gaines	3706 Justus Court	Secretary	\$5600.00 yr.	Eff. 9/23/74
COUNTY HIGHWAY	DEPARTMENT			
Ed Martin	R.R. 5 Box 240-A	Act. Super.	12,000.00yr	Eff. 9/23/74
David Liggett	Vanness Ave.	Tr. Driver	3.40 hr.	Eff. 9/23/74
Lawrence Babbs	115 N. Woods	Laborer	3.297 hr.	Eff. 9/1C/74
•	•		• ,	

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY HIGHWAY DEPARTMENT

Ed Martin	R.R. 5 Box 240-A	Asst. Eng.	12,000.00	Eff. 9/23/74
Jack Willard	4101 Hogue Rd.	Super.	10,550.00	Eff. 10/7/74

President Schaad said he would like the record to show that they appreciate Mr. Willards' willing to work at the Garage when they really needed him. He said even when Mr. Willard wanted to retire back in the Spring, he agreed to stay on until they could find someone. He said he feels the Commissioners really owe a lot to Mr. Willard for being so considerate and working with them as he has.

David P. Liggett Vanness Ave. Michanic 3.613 hr. Eff. 9/23/74

RE: SHIRLEY COX

The following letter was received by the Commissioners:

Board of County Commissioners City County Building, Room 305 Evansville, Indiana

Gentlemen:

We hereby request that your Board hand over to the Vanderburgh County Election Board all voting machines and keys to voting machines at your earliest convenience. Mechanics are scheduled to begin checking and preparing the machines for use in the General Election to be held on November 5, 1974 on September 30, 1974.

Thank you.

Sincerely,

Shirley Jean Cox, Clerk-Secretary Vanderburch County Election Loans

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President Schaad said they will have Mr. John turn the keys over to the Election Board.

The following letter was also received by the Commissioners:

Board of County Commissioners City County Building Room 305 Evansville, Indiana

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precinct Boards in the one-hundred and seventy-seven (177) precincts for the General Election to be held November 5, 1974 as follows:

Inspectors	\$40.00
Judges	
Clerks	
Asst. Clerks	15.00
Sheriffs	

Thank you very much.

Shirley Jean Cox, Secretary Vanderburgh County Election Board

President Schaad said to let the record show that the above payments are approved.

The following letter was also received by the Commissioners:

Board of County Commissioners City County Building Room 305 Evansville, Indiana

Gentlemen:

We hereby request that your Board connect the telephone service in the warehouse where the voting machines are stored...(Parker Warehouse-Main and Pasco) effection on September 30, 1974. If possible we would like the same phone number (464-2171).

We would also like to request that your Board make the arrangements to install four (4) phones in the Election Office, Room 214, City County Building for use on the General Election day only, November 5, 1974. We request that these phones be set up on a rotary basis which will connect to our one permanent phone (number 426-5122) here in the Election Office.

Thank You

Shirley Jean Cox, Secretary Vanderburgh County Election Board

President Schaad said they would notify the Telephone Co. about making these changes.

The following letter was sent to the Commissioners by Mrs. Cox:

Board of County Commissioners City County Building, Room 305 Evansville, Indiana

Gentlemen:

We hereby request that you extend an invitation to the various transportation companies of our city 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 and seventy-seven (177) precincts in Vanderburgh County, Evansville, Indiana. There will be two (2) machines needed in the following precincts: 1-2, 1-18, 1-25, 2-5, and C-9. The election board also authorized the use of two (2) machines in those precincts which show a registration of Eight hundred and minety (890) voters for the general election. The exact figure, of registration of the second voters will not be available until after Coteber 7, 1977 or

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which time a list of these involved precincts will be sent to you.

This hauling is to be started on Saturday, November 2, 1974 and to be completed not later than 6:00 P.M. Monday, November 4, 1974.

Thank You,

Shirley Jean Cox, Secretary Vanderburgh County Election Board.

President Schaad said to let the record show that the Auditor's office will prepare the bids to be advertised.

The following letter was also sent to the Commissioners from Shirley Cox:

Board of County Commissioners City County Building, Room 305 Evansville, Indiana

Gentlemen:

This is to serve as a reminder that Friday, October 25, 1974 is the last day before the general election for the Vanderburgh Board of County Commissioners to fix voting places in each precinct for the General Election to be held on November 5, 1974 and give ten (10) days' notice thereof by one (1) publication in two (2) newspapers of general circulation of opposite politics, printed and published in such county, if there be such; if not, said notice may be published in any two (2) newspapers of general circulation printed and published in such county of if there be only one (1) newspaper published in such county, then publication is such one (1) newspaper shall be sufficient notice.

If a change is made in a polling place after the giving of such notice, a like notice must be given of such change. No changes in voting places can be made within two (2) days of the general election. (3-1-8-5; 3-1-8-6.)

Sincerely,

Shirley Jean Cox, Secretary Vanderburgh County Election Board

President Schaad said to let the record show that the Commissioners will write a letter to both the County Chairman and to Alfred Rose of the School Corp. to get the polling places in to them as soon as possible.

Commissioner Willner asked of the Council appropriated money in next years budget for the two computors and President Schaad said yes. He said it has been decided that they would advertise in December and if they are not available by the May election, the Company will allow them to use to of theirs.

RE: HEALTH DEPARTMENT

The following letter was received from the City-County Health Department:

Mr. Robert J. Schaad, President Vanderburgh County Commissioners Room 303, City County Building Evansville, Indiana 47708

RE: Donald M. Baggett 2917 E. Euclid Dr. Evansville, Indiana B.D. 7/9/47

Dear Mr. Schaad,

The above referenced individual was admitted to Good Samaritan Hospital, Vincennes, Indiana on September 12, 1974 for isolation and treatment of moderately advanced, active pulmonary tuberculoses.

This is to certify that Mr. Baggett is a Vanderburgh County resident medically indigent for tuberculoses and in need of financial assistance in meeting the medical expenses involved with this hospitalization.

If there are any questions, please feel free to call me.

Sincerely, Mildred M. Knodel, R.N. T.B. Control Officer

President Schaad said this was an uncontrollable item and that the claims would be sent in, in the normal manner.

RE: COG

The following letter was sent to the Commissioners:

Mr. Bob Schaad, President Vanderburgh County Commissioners Civic Center Complex Evansville, Indiana 47708

Dear Mr. Schaad:

This letter is a written request to the Vanderburgh County Commissioners for the Commission's approval of the use of excess funds from the April 1974 through June 1974 appropriation to the Council of Governments. The amount of that excess id \$4,364.42.

The Council of Governments' Annual Work Program which is approved by HUD requires that the Council of Governments' Staff conduct a Housing and Land use Windshield Survey. In conformance with those requirements the staff had been conducting those surveys in Pike and Gibson Counties since July 1, 1974. This process then, obviously has required that the Council of Governments' Staff use their personal automobiles with a \$.10 (ten cents) per mile reimbursement for gas, oil and libricants. Because of the nature of the Windshield Survey procedure (traveling each and every road in a jurisdiction, traveling gravel and dirt roads of varing conditions, running engines at least 6 hours per day, and idling engines for extended periods of time) the \$.10 per mile reimbursement fails to cover the wear and tear on personal automobiles. This is most evident from the maintenance record so far. Since the survey began, each of the staff members personal automobiles have required various degrees of shop work for such problems as malfunctions in the warning systems due to road vibration, replacement of shock absorbers, jammed thermostats, wheel balancing, etc. I personally do not believe that the mileage reimbursement was intended to cover such activities.

Therefore, we are requesting that the excess funds cited above be used for the pruchase of an agency vehicle with any savings set aside for gasoline, oil and lubrication. This car would, of course, be the property of Vanderburgh County. Although initially it would be the County's investment, the member counties would be required under future work programs to share in the cost of maintenance and operation if they, too, approve of this expenditure. The car would be treated much in the same manner as building rent and office furniture as an element of the work program.

I hope you and the Commission will give this request your attention and should you have any further questions concerning this matter, please feel free to contact me.

Sincerely yours, Robert Y. Bowman Executive Director

Commissioner Ossenberg said he feels he can speak on this, he said the Council advanced COG \$15,000.00 to continue operations because the other counties at that time did not have the money or had not gone into session to obtain the money.

Commissioner Ossenberg said what Mr. Bowman is asking for is an endorsement from the Commissioners so he can go back to the Council and see about getting the money. He also said the money is available.

Mr. Bowman said he would have to go before his own budget committee as well as the Council.

President Schaad said he wondered if the cost of the car should be born by the other counties as well and Mr. Stephens said the other counties could share in the cost of operation of the car.

Commissioner Ossenberg moved they give this endorsement so Mr. Bowman can go before his butget committee and the county council. Seconded by Commissioner Willner, so ordered.

RE: UNITED MAY

The County Commissioners received the following letter from United Way:

Mr. Robert Schaad, President Board of County Commissioners Civic Center Evansville, Indiana 47708

Dear Mr. Schaad,

The United Way of Southwestern Indiana will deeply appreciate your waiving the normal rental charge for the use of the Civic Auditorium risers.

We will be using these risers for our 1974-75 United Way campaign Kick-Off meeting at the Evansville Community Center on Monday, September 16.

We realize our request may be a special problem because of your general policy of charging all organizations for the use of the risers away from the building.

We are a unique organization — different from all others in the community. Through our 29 agencies we annually provide at least 80 different kind of human services to thousands of residents of Evansville and Vanderburgh County. These persons are from every walk of life, all financial circumstances, both sexes, all ages, races and ethnic groups. The money we raise comes from identical sources.

Our fund raising costs are comparatively small; we strive to make as much money as possible available for services to the same constituency as yours.

These circumstances provide ample justification for an exception to hour rental policy.

Respectfully yours. Gilbert A. Eberlin Executive Director

President Schaad said he got a call on this, he said they are about \$5.00 a piece and there are 9 of them. He said he knows it has always been the policy of the Commissioners that there is no rent free use of the Auditorium.

He said he told them they could have them for \$45.00 and Mr. Dressback is building them. He said they would send them a bill for the \$45.00 and then Mr. Eberlin would ask them for permission not to pay the bill.

Commissioner Ossenberg said he also got a call on this, and as far as he is concerned he feels that United Way is an organization that does contribute to many governmental functions and therefore he feels they should have them free.

Commissioner Willner said his position is that he feels they do deserve it but there are other organizations that deserve it to and where do they draw the line. Commissioner Ossenberg moved they defer this for one week and they will invite. Mr. Eberlin in to discuss this. Seconded by Commissioner Willner, so ordered.

RE: BID AWARDING...BURDETTE PARK

Mr. Stephens said there were two bids on the Burdette Park Recreational Area, . the bids are as follows:

Deig Brothers......\$148,894.00 Municipal Engineering..... 185,613.00

Mr. Stephens said the bids are in order and that the Engineer's Estimate is \$169,370.25.

Commissioner Ossenberg asked Mr. Weiss how much money was there and Mr. Weiss said he heard a figure of around \$140,000.00.

Mr. Weiss said they can accept any and all of the items in the bids. .

Commissioner Willner moved they refer these bids to Mr. Weiss for one (1) week. The motion was seconded by Commissioner Ossenberg, so ordered.

President Schaad said they have a letter from the State of Indiana to the County Treasurer concerning Highway Railroad grade crossings.

President Schaad said this letter is being refered to Mr. Stephens for study.

RE: KEN NELSON

The following letter was presented to the Commissioners:

Mr. Robert Schaad President, County Commissioners Room 305 Civic Center Complex Evansville, Indiana 47708

Dear Mr. Schaad:

The Indiana Planning Association is having its "Annual State Planning Conference" on Friday, September 27 in Indianapolis, Indiana. A representative for the Council of Governments is attending this conference, and I would appreciate your approval of my request to also attend the conference.

The estimated cost of the trip is as follows:

Registration\$	3.00
Luncheon	5.75
Food	6.00
Membership	5.00

There is \$182.11 in the travel account of the Area Plan Commission to cover the estimated cost of this trip. Your consideration in this matter will be appreciated.

Sincerely,

Kenneth Nelson Executive Director

Commissioner Ossenberg moved they approve the above request, seconded by Commissioner Willner. So ordered.

RE: CLARENCE KIEFER

The following letter was received by the Commissioners:

County Commissioners Attn. Robert Willner

How about putting some new signs of 35 mph. on Greenriver Rd. through Daylight.

of Greenriver Road. There are about five (5) or ten (10) big trucks that come through Daylight every day and when they are weighing trucks on Highway 41, there are a lot more.

Clarence Kiefer R.R. 3 Box 221

President Schaad said they have had this problem before and he thinks they are using Greenriver Road to avoid the truck weigh station on Highway 41. He said if they put "No Truck Traffic" signs then the farmers couldn't use it.

Commissioner Willner said they have two (2) business' that require their trucks to use Greenriver Road.

Mr. Stephens said they could put "No Thru Truck Traffic" signs out the problem is enforcement.

Commissioner Willner moved they refer the speed limit signs to Mr. Judd.

President Schaad said he thought they had already put speed limit signs out on Greenriver Road.

Mr. Judd said they did put signs on the other side of Highway 57.

Commissioner Willner said the speed limit is 35 mph on Greenriver Road, but he doesn't know if they have been torn down or rusted.

Commissioner Willner moved they put up the speed limit signs and the "No Thru Truck Traffic" signs and see what happens. The motion was seconded ny Commissioner Ossenberg. So ordered.

RE: CLAIS

A claim for the Sheriffs' Department for food from August 15, to September 14, 197 in the amount of \$7,680.70 was presented to the Commissioners for approval, Commissioner Ossenberg moved they approve the claim, seconded by Commissioner Willner, so ordered.

A claim for the City of Evansville for expenses for the Economic Development Commission in the amount of \$14,000.00 was presented to the Commissioners. The following note was attached to the claim:

As per agreement by the County Council, January 2, 1974, to assume 40% of the Economic Development Department expenses for 1974. The expenses that are owed are \$14,000.00.

Commissioner Ossenberg moved they refer this claim until next week so Mr. John can get an itemized expenditure statement from Mr. Chandler. Seconded by Commissioner Willner, so ordered.

A claim for Robert Engelbricht in the amount of \$35.00 for Refund on Permit #4180 due to cancellation of zoning permit 74-259 was presented to the Commissioners for approval. Commissioner Willner moved they approve the above claim, seconded by Commissioner Ossenberg, so ordered.

RE: SOUTHERN RAILROAD

President Schaad said Southern Railroad sent them another bill for \$296.44.

Mr. Stephens said he has that bill in his file and he is not going to recommend they pay it until something is done on Oak Hill Road. The bill was given to Mr. Stephens.

RE: CLAIMS ON CROP DAMAGE

President Schaad said last week they had four (4) claims for crop damage and they were referred to Mr. Weiss.

Mr. Weiss said he had taken care of them and the Contractor is going to pay them.

RE: COUNTY HIGHWAY DEPARTMENT

Mr. Martin presented an absentee list to the Commissioners.

President Schaad said the work has been completed on Folz Lane and the Water Department had agreed to pay 1/3 of the cost. He said Mrs. Smith is preparing a claim for it.

At this time President Schaad welcomed Mr. Martin to his new position of Acting Highway Superintendent and volunteered the services of the Commissioners in the event he needs it.

RE. MIKE LUDWICK

President Schaad said on that Pleasantview Rest Home Sewer, that they awarded the bid without having the money. Commissioner Ossenberg said it was awarded subject to that item.

RE: CLAIMS

Mr. Ludwick presented a claim for Engineers Assoc. Inc. on Eichoff Rd. Project in the amount of \$18,774.40. Commissioner Ossenberg moved it be approved, seconded by Commissioner Willner, so ordered.

A Final claim for Deig Bros. Inc. for Allens Lane, Account 203-3767 in the amount of \$3,640.29. Mr. Ludwick said there is \$952.00 left in this account that can be transfered out. Commissioner Ossenberg moved it be approved, seconded by Commissioner Willner, so ordered.

A Claim for Robert F. Traylor Corp. for Burkhardt Road, account 203-3764 in the amount of \$1,423.47 is also a final claim and there is \$1,637.26 left in this account. Commissioner Willner moved it be approved, seconded by Commissioner Ossenberg, so ordered.

A claim for Barnett Bros. for Bridge on Upper Mt. Vernon Road in the amount of \$7,220.00 was presented to the Commissioners for approval. Commissioner Willner moved it be approved, seconded by Commissioner Ossenberg, so ordered.

Another claim for Barnett Bros. for Bridge on Boonville-New Harmony Road in the amount of \$10,683.85. Commissioner Willner moved it be approved, seconded by Commissioner Ossenberg, so ordered.

A Claim for Feigel Construction Corp. paving of County Roads in the amount of \$74,024.01 was presented for approval, Commissioner Ossenberg moved it be approved, seconded by Commissioner Willner, so ordered.

RE: CUT-INS

Indiana Bell Telephone asked for permission to do a shoulder cut into Selzer Road to bury a Telephone Wire.

Indiana Bell Telephone asked for permission to do a push job on Orchard Road to bury a telephone cable.

Commissioner Willner moved they be approved, seconded by Commissioner Ossenberg, so ordered.

President Schaad said Clarence Reiger is supposed to go out and check these after they are done and report back to the Commissioners.

RE: POOR RELIEF

The following letter was presented to the Commissioners:

Mr. Robert Schaad, President Board of County Commissioners City-County Administration Building Evansville, Indiana 47708

RE: Application for Poor Relief of Robert Wead

Dear Mr. Schaad:

This office represents Robert Wead in regard to his Poor Pelief action taken by the Knight Township Trustee. Mr. Wead was injured in an automobile accident on June 24, 1974 and fractured his pelvis in (4) places and has continuing problems with his pelvis and kidney.

Mr. Wead has received assistance from the Knight Township Trustee to the following extent...Mr. Wead's electric bill and midical insurance continue to be paid and the space rent on his trailer of \$35.00 monthly is continuing to be paid. Mr. Wead has been denied assistance in regard to payments on a trailer which he is purchasing. A conversation with the Knight Township Trustee's office has revealed that it is their policy not to make payments on property that is being purchased but that they would make payments on rent. Mr Wead would like to appeal this decision to the Board of County Commissioners. Please notify this office when this appeal can be had.

Very truly yours, R. STEPHEN LaPLANTE

President Schaad asked Mr. Wead to please come forward and with him was his Attorney and a representative of the Knight Township Office.

The Trustee's office, due to Mr. Weads temporary disability, has been paying his utilities and his trailer lot rent along with his medical insurance.

He is also receiving free food stamps. What Mr. Wead wants is for the Commissioners to make payments on his Mobile Home.

Mr. Wead said his job at Bosler's T.V. is waiting when he is released from the doctor, but the doctor has not given him a definite date as to when that will be.

The Trustee's office said they do not make payments of this sort, she said she called Permanent Savings where Mr. Wead has his trailer financed and they told her they would go along with Mr. Wead until he could return to work.

President Schaad said it has always been the policy of the Commissioners to not make payments of real estate property.

Commissioner Willner moved that since Mr. Wead is in no danger of losing his mobile home and also when he does go back to work, the Trustee keeps on helping him until he can get caught up, that they refer this back to the Trustee and if the situation changes then he is to come back to the Commissioners, seconded by Commissioner Ossenberg, so ordered.

RE: ROY SILK

Mr. Silk said he was there concerning Schmitt Lane. He said there has been quite a bit of controversy over whether this street has been dedicated. He said he went to Indianapolis and they told him the street had been dedicated. He said this is the property of Mr. Louie Wagner and Mr. Wagner said there is nothing in the recorders office to show the property was given for a road.

Mr. Stephens said an unrecorded dedication is not worth the paper it is written on. He said Mr. Biggerstaff said there was a dedication of 50 ft. but he does not remember if he said if it was recordered.

President Schaad said to let Mr. Stephens check this out with Mr. Nussmeyer and Mr. Biggerstaff and see if it has been recordered. He also asked Mr. Silk to come back next week.

Mr. Silk said what they want to do is fix the entrance to Schmitt Lane. He said there is not enough room for two cars.

RE: MYRON CANNON

Mr. Cannon wanted to know where to go to see about getting a street sign and street lights on Aspen Ridge Sub.

President Schaad referred him to the Traffic Department for the street sign and

told him that the County Council said they will not put street lights on any County Roads.

Meeting recessed at 11:15.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Tom Ossenberg Robert Willner	Curt John, deputy	William Stephens	C. LeachB. GladishG. ClabesB. Thompson

Secretary: Margie Meeks
By: J. Wilkey

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS - SEPTEMBER 30, 1974

The meeting of the County Commissioners was held on MOnday, September 30, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

President Schaad said Commissioner Willner was on vacation.

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

RE: COUNTY OWNED SURPLUS PROPERTY

As there were no bidders, President Schaad said to let the record show that the sale will continue.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

EMPLOYMENT CHANGES ... RELEASES

KNIGHT TOWNSHIP ASS	出るのは				
John W. Robinson	115 N.	Weinbach	Deputy	15. 00 day	Eff. 9/6/74
					•

VANDERBURGH COUNTY	HIGHWAY	DEPARTMENT				
John Pfettscher	213 E.	Oregon	Truck Driver	3.40 hr		9/30/74
Lawrence Babbs	115 N.	Woods	Laborer	3.279 hr.	Eff.	9/28/74

RE: SIGNING OF AGREEMENT ON VOTING DEVICES

President Schaad said everything else has been done on this except the signing of the contract, and at this time the Commissioners signed the contract.

RE: - EARC

The final pay vouchers were presented to the Commissioners for the Construction of the Vanderburgh Development Training Center. The Check has been deposited in Mr. Volpes' Office. There is an insurance refund check for \$1,547.47 which goes to Key Construction Co. for damage to carpets in the building. This check need to be endorsed over to them. The Commissioners endorsed this check.

The pay vouchers are as follows:

Condit & Fosse in the amount of \$1,098.05.

Condit & Fosse in the amount of 2,733.25.

Goedde Plumbing and Heating in the amount of 16,530.79.

Key Construction Co. in the amount of 120,346.26.

Kuebler Heating and Air conditioning in the amount of 22,450.82

Swanson-Nunn Electric Co. in the amount of 12,897.02.

Commissioner Ossenberg moved they approve the above claims and as part of his motion is that they authorize Mrs. Smith to use the Commissioners name stamp to sign the claims, seconded by President Schaad, so ordered.

RE: TUPMAN CEMETERY

President Schaad said there was an article in the newspaper about a certain fence in Tupman Cemetery. He said he got a call from Don Scherer on this and the best way to clear it up was to have them appear before the Commissioners.

Don Scherer and Mr. Will were at the meeting. Mr. Scherer said this was suryeyed by the County Surveyor and they put a fence where they were supposed to put it. He said after they put up the fence and where the pins are they found they had run across some graves. He said they have an easement and they are not interupting anything. He said they are willing to move the fence to their own easement at their own expense.

RE: AIRPORT AUTHORITY BOARD

President Schaad said John Dunn has resigned as the County Commission's appointment to the Airport Authority Board.

Commissioner Ossenberg nominated Charles Weaver of 5725 Weaver Road to fill the unexpired term of Mr. Dunn. He said Mr. Weaver is 41 years old, married with three (3) Children. President of Peerless Pottery, has an Honorable Discharge from the Army and has a Degree in Business from I.U.

President Schaad seconded Commissioner Ossenberg's nomination. Roll call was Schaad, yes, Ossenberg, yes.

Commissioner Ossenberg said he would like to say that he thought Mr. Dunn did a good job, but for business reasons he just did not have enough time to devote to it.

RE: McCUTCHANVILLE FIRE DEPARTMENT

The Commissioners received the following letter:

Vanderburgh County Commissioners City-County Building Evansville, Indiana 47708

Dear Sirs:

As you are no doubt aware, the McCutchanville Fire Department is responsible for fire protection in the Burch Industrial area on U.S. 41 North, as well as the residents of Heinlein, Mt. Pleasant, and Baumgart Road areas. Thid department is encount4ring great difficulty in driving over Heinlein Road due to its extremely rough and holey surface. This road is our route to these areas.

We realize that the Airport expansion Program may take some of this area, but in the interim period, we "bouncingly" request that something be done to this road in the areas of ditch cleaning and re-surfacing. This type road is hard on our equipment and is potentially dangerous.

In a similar vein, when we are required to make runs into Northern Center Township and into Scott Township to assist their fire department, we must take Hillsdale Road as our shortest and quickest route to these areas. We ask that the possibility of re-surfacing Hillsdale Road between Old State Road and Hwy. 41 North be looked into.

The two above mentioned roads are really the only "thorns-in-our-sides." Thanking you in advance for any help you might be able to give us.

Sincerely:

Thomas E. Baumgart, Chief

John D. Rademacher, Secretary

Commissioner Ossenberg moved they refer this letter to Ed Martin, seconded by President Schaad, so ordered.

RE: CLAIMS

A claim for Evansville-Vanderburgh County Building Authority for Furnish necessary labor and material to install vinyl walls, aluminum door frames, wood doors, transoms, grills and hardware as per sketch. Also included are six (6) new electrical and phone outlets, light switches, relocating light panels and thermostats, moving counter and rug patching, room 312, administration building, per authorization of Bob Schaad 8/5/74 in the amount of \$4,740.00. Commissioner Ossenberg moved the claim be approved, seconded by President Schaad, so ordered.

Another claim for the City of Evansville for the County Share of the Economic Development Division in the amount of \$14,000.00. Commissioner Ossenberg moved they approve the claim, seconded by President Schaad, so ordered.

A claim for Paul Bitz-In Trust for the Old State Road right-of-way condennation suit in the amount of \$1,000.00.

Tom Swain-said there are a series of claims that are all on the purchase of the right-of-way for the Old State Road and L. & N. Railroad Bridge. He said the Court appointed three (3) appraisers, Bitz, Hatfield, and Brown. He said they have turned in their appraisals and this is a court order to pay them \$250.00 per appraisal.

There are other claims for the Old State right-of-way condemnation and they are as follows:

G. Richard Eykamp in the amount of \$2,000.00.

Dorothy E. McCutchan in the amount of \$2,720.00.

Mac Brown in the amount of \$1,000.00.

Eitel H. Schroeder in the amount of \$3,500.00.

Paul Hatfield in the amount of \$1,000.00.

Donald Stephenson in the amount of \$1,150.00.

Commissioner Ossenberg moved the above claims be approved, and also as part of his motion is to authorize Mrs. Smith to use their name stamp.

There were also claims for the Green River Road Midening Project, they are as follows:

Raymond & Inez Young in the amount of \$394.80. Pearl Lois Work in the amount of \$110.22. George S. Harry Buck in the amount of \$48.00. Roger & Susan Hites in the amount of \$395.00. Richard & Ella Jean Wiggers in the amount of \$48.00. Ronald & Jean Titzer in the amount of \$48.00. Helena & Emil Fehd in the amount of \$465.78. Elizabeth M. Schuttler in the amount of \$48.00. Donnie L. & Mary Paddock in the amount of \$48.00. Miss Ellen McCutchan in the amount of \$765.90. Raymond & Katherine Tepool in the amount of \$180.00. Jack Kerney in the amount of \$36.00. Kenneth McCutchan in the amount of \$780.84. Glen & Kay Hall in the amount of \$90.00. Paul & Viola Scharr in the amount of \$144.00. Gilbert J. Ahles in the am unt of \$527.75. Raymond H. & Frances Roettger in the amount of \$136.00. Melvin & Dorothy Grisham in the amount of \$48.00.

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Commissioner Ossenberg moved that they approve the claims and also give Mrs. Smith the authorization to use their name stamp, Commissioner Ossenberg also made part of his motion that they accept the easement, seconded by President Schaad, so ordered.

RE: RED MOSBY

Mr. Mosby said he was getting complaints every day about this fence in Tupman Cemetery. President Schaad said in order to get this cleared up he is going to ask Mr. Mosby, Mr. Scherer and Mr. Will to come back in next week.

RE: JACK HARNESS

Mr. Harness said he received a letter from the State Fire Marshall listing some defiencies they found at Pleasantview Rest Home. He said he has taken this up with Mr. Hotz and some of the minor things can be corrected and are being corrected right now. However, there are some major things that will be quite expensive. He said they wanted him to answer this letter within 10 days.

Commissioner Ossenberg said he assumes this goes along with the up-grading the code that the State has.

Mr. Harness said he wants to call Mr. Dunn, Safety Engineer in Indianapolis and talk to him about this. He said Mr. Hotz does not have enough money for all of this.

Mr. Hotz said they have the money for the minor items but they don't have enough in the Revenue Sharing Account for the major items.

Commissioner Ossenberg said his feeling is that if they are going to do it they might as well do it all to bring it up to code once and for all and if they don't have the money, then go to the Council and get it.

Mr. Hotz said if he didn't have the money in Revenue Sharing he might possibly have enough in Repairs to County Buildings to make up the difference.

Commissioner Ossenberg said Mr. Harness should tell them they will make these repairs in 1974 if the money is available, if not, they will comply by January, 1975 because they will have additional money then.

Mr. Swain asked what the chances are of getting the Board of Health and the rest of them to inspect it and get it all done at one time.

Mr. Harness said they will have their inspection from the State Board of Health in November and they will get recommendations from them. He said there was a whole revised guideline that they got in the mail and until they have their inspection they won't know just what all they have to comply with.

Mr. Swain said when Mr. Harness writes to them he should tell them that they will do the minor things now but they would like to defer the major items until November when they have their inspection by the State Board of Health so they can do all the major work that has to be done at one time.

Mr. Harness said he would like to ask the permission of the Commissioners for him and his wife to attend the Indiana State County Home Association final meeting on October 24th. & 25th. at Springmill State Park. He said he would like the mileage, meals and lodging to be paid by the County.

Commissioner Ossenberg moved they approve Mr. Harness' request, seconded by President Schaad, so ordered.

Re: SCHNIDT LANE

Mr. Biggerstaff said there is no record of this right-of-way ever being recorded.

Mr. Nussmeyer said in the Commissioners minutes sometime in the 1950's it was suggested by the Area Plan Commission, they recommended the road be 50 ft. but there is no record it was ever recorded.

President Schaad explained to Mr. Silk that there has never been a recording made of this right-of-way.

Mr. Silk said he was going to drop the issue and let someone elseworry about it.

RE: CLAIMS

Mr. Swain said he had two claims for George Campbell for a refund for producing a defendent in open court.

Mr. Volpe said they checked with Mr. Middleton and he said the money has been paid. He said he is just not sure what account to pay it out of.

Mr. Swain said he thought these went into the common school fund. He said to hold this over for one week so he can check on them.

RE: BILL JUDD

Commissioner Ossenberg said Mr. Judd asked him about who they notify and who puts up detour signs and barricades when they close a bridge.

Mr. Nussmeyer said they use the County Garage or the Sheriff's Dept.

Mr. Judd said it should be make part of the contract that the contractor puts up the detour signs and barricades.

RE: DICK NUSSIEYER

Mr. Nussmeyer presented a claim for Feigel Construction Corp. for Middle Mt. Vernon Road west of Peerless Road in the amount of \$1,282.56. He said this is a final claim.

Commissioner Ossenberg moved it be approved, seconded by President Schaad, so ordered.

Mr. Nussmeyer said on the Old State Road Overpass, it is to late this year to do anything about it because it has to have so much fill.

Commissioner Ossenberg said he feels they can go ahead and advertise and let the contract and the contractor can start work about april.

RE: RESOLUTION HUCKLEBERRY LANE

Commissioner Ossenberg said they have already approved this resolution and now it is just a matter of signing it. At this time them Commissioners signed the resolution.

RE: BID AWARDING ON BURDETTE PARK

President Schaad read the following letter from Mr. Leo Weiss:

Board of County Commissioners Vanderburgh County City-County Building Evansville, Indiana

RE: Burdette Pard-Recreation Northwest

Gentlemen:

After consultation with Don Stucki, President of the Burdette Park Board, he has advised me that Item 1 should be deleted and that a contract be awarded to Deig Brothers Limber and Construction Company, Inc. of the remainder of the Items 2 through 22. I also agree with this line of thinking since the bids are higher than was originally planned in the programming of this work last Spring. Construction costs have risen greatly since this time, therefore, with funds at hand this will give a recreation area to the Park and the building under Item 1 can be re-bid next year.

Yours Truly. Leo V. Weiss Commissioner Ossenberg moved they award the bid to Deig Bros. in the amount of \$119,309.00, seconded by President Schaad, so ordered.

RE: POOR RELIEF

Mr. George Barnes of 260 Washington Ave. appeared before the Commissioners. He said he has been laid off from work since September 15th., he said he would Makeaid have his rent paid, he said he pays \$30.00 a week and is 5 weeks behind. He said he was working for Ohio Valley Container and was laid off for 2 weeks before he went to work for Koch. He said he has signed up for unemployment insurance but he had to re-open his claim and he should get a check this week.

Mr. Olsen of the Trustee's office said Mr. Barnes benefits should be \$50.00 a week and he has #316.00 left to draw on.

Mr. Olsen said he is getting food stamps, he said he can get \$23.00 worth of stamps bi-monthly for \$8.00.

Commissioner Ossenberg moved they deny the claim with the understanding that if he is still unemployed at the end of his unemployment insurance then he can come back before them again for his rent, seconded by President Schaad, so ordered.

RE: TOM SWAIN

Mr. Swain said he had three (3) clerks deeds on the Phillips Condemnation of St. Joe Ave. that need to be recorded.

Commissioner Ossenberg moved they have these deeds recorded, seconded by President Schaad, so ordered.

RE: AUDITORS COMMENT

Mr. Volpe said on referring to the Old State Road Right-of-way , last week his office received a court order to pay these claims, since the order did not say this money had to go in trust, it was paid to the individual appraisers.

The meeting recessed at 11:07 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg	Lewis F. Volpe	Thomas Swain	H. Wolford S. Clark B. Gladish C. Etheridge

Secretary: Margie Meeks

By: J. Wilkey

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING OCTOBER 7, 1974

The meeting of the County Commissioners was held on Monday, October 7, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

The meeting was opened by Deputy Sheriff Jim Brinkman, 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 was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bidders present to bid on the county owned surplus property today so the sale will continue next week.

RE: RELEASE FORM AND BOND RECEIVED

A release form was received on releasing Jack Willard as County Highway Supervisor. Also enclosed was a new bond for Edward Martin who is the new County Highway Supervisor.

The forms were properly signed by the Commissioners. The release will be returned to Torian Insurance Co. and the bond for Mr. Martin will be recorded.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Robert W. Depriest James Evans	1716 N. 5th Ave. 1818 S. Helfrich		\$1.60 Hr. \$1.95 Hr.	Eff: 9/25/74 Eff: 9/21/74
Steve Craig	2604 W. Maryland	Ground Main.	\$1.90 Hr.	Eff: 9/21/74
Terri S. Babbs	303 S. Woods		\$1.90 Hr.	Eff: 9/21/74
Phillip A. Outlaw	R.R.2 Box 30	Sr. Rink Grd.		Eff: 9/21/74
Constance Willman	3205 S. Frederick			Eff: 9/21/74
Kenneth Belangee	3814 Claremont	Sr. Rink Grd.	\$1.90 Hr.	Eff: 9/21/74

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Edward Martin R.R.5 Box 240 A Superintendent \$15,000.00 Yr. Eff: 10/7/74

VANDERBURGH COUNTY ELECTION BOARD

Lloyd Daniels	213 Oaklev St.	Mechanic	\$2.00 Hr.	Eff: 9/30/74
Vernon Crofts	202 W. Oregon St.	Mechanic	\$2.00 Hr.	Eff: 9/30/74
Sharon Yunker	5313 Sherbrooke	Deputy Clk.	\$2.00 Hr.	Eff: 9/30/74

PLEASANTVIEW REST HOME

Marlyn Johnson 700 Senate Ave. Aide \$1.90 Hr. Eff: 10/2/74

VANDERBURGH SUPERIOR COURT

Fred O. Vetter Pauper Investigator \$5,612.60 Yr. Eff: 10/1/74

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Richard Boardman			Eff: 9/30/74
Richard Boardman			Eff: 9/30/74
James Evans	1818 S. Helfrich Maintenance	\$1.85 Hr.	Eff: 9/20/74
Steve Craig	2604 W. Maryland Ground Maint.	\$1.85 Hr.	Eff: 9/20/74
Terri S. Babbs	303 S. Woods Ave. Asst. Cashier	\$1.70 Hr.	Eff: 9/20/74
Phillip A. Outlaw	R.R.2 Box 30 Jr. Rink Guard	\$1.60 Hr.	Eff: 9/20/74
Constance Willman	3205 S. Frederick Asst. Cashier	\$1.50 Hr.	Eff: 9/20/74
Kenneth Belangee	3814 Claremont Jr. Rink Guard	\$1.60 Hr.	Eff: 9/20/74

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Edward Martin R.R.5 Box 240 A Acting Superintendent \$12,000 Yr. Eff: ;0/7/74

VANDERBURGH SUPERIOR COURT

Leland Powell

Pauper Investigator

\$5,612.60 Eff: 10/1/74

RE: MEETING DATE SET

President Schaad announced that since next Monday, October 14th, is a holiday due to Columbus Day, the Commissioners meeting will be held at 9:30 a.m. on Tuesday, October 15th. 1974.

RE: TUPMAN CEMETERY

The problem of a fence being installed through Tupman Cemetery came up last week, in that it was run over some graves. Mr. Will said that they have an easement and they would be willing to move the fence to their own easement at their own expense.

Commissioner Schaad said that the fence was put up without taking the easement into consideration, which is why the fence was built across the graves. He said that there has been no objection to moving the fence which would solve this problem. He said that Red Mosby wasn't invited to the meeting last week and thought it a good idea to invite him to come to this week's meeting to air the matter since Mr. Mosby objected to a gate that has been placed across the road.

Mr. Mosby said that he was advised of this matter by the Advisory Board and that this road has been open since 1876 and Attorney Jack Caine told told him that if a road had been open for 20 years or more, it can't be dropped off and this is what they have done. He thought that the fence should be at the edge of the cemetery, and he didn't want to see that road closed out there. He said he would help in any way that he could but if the County Commissioners okayed it, he would have the people call them because he has had enough trouble over it and he doesn't intend to put up with it anymore.

Jack Caine said that one of the problems here is that it isn't only the fence down the center of the cemetery but that they have a gate on this fence that is locked so the people don't have access to this road through the cemetery and they say the people can enter by Tupman Road or Red Bank Road but they can't drive through the cemetery and this road has been used for years and years so he thought they have gained an easement for the right of continued access to this road and he didn't think they had the right to block it.

Mr. Will said the road wasn't a thoroughfare and if the fence is moved to the edge of the graves it will be off the graves and will divide the county owned property and the cemetery owned property but the gate is another situation and has been a problem all the way through because these people have been trespassing through a private road, that it has never been a public road and they have had signs up for the people to keep out and that some of the people that use it are taking a short cut to Red Bank Road and the only way they can stop it is to put up a gate. He said there has been vandalism and people park out there because it is secluded.

Mr. Mosby said he has never seen any signs out there.

County Attorney Stephens said that the county has nothing to say about the road because it is on the cemetery property.

Commissioner Schaad said there is no objection as far as the moving of the fence is concerned so the cemetery will do this and as far as the road is concerned, it isn't on county property, so this problem is between the citizens out there and Tupman Cemetery.

He thanked all concerned for being present to get this matter cleared up.

RE: REQUEST FOR USE OF VOTING MACHINE

The following letter was received by the Commissioners from Channel 7:

Gentlemen:

Our television station would like to borrow one voting machine for use on October 15, 1974, to be used as a part of a television program designed to educate poll workers and prospective voters on the mechanics of a polling place.

If we could borrow the machine on that day, it could be returned to the County the following day, October 16.

Your cooperation in this Public Service Program (which will be produced in conjunction with the League of Women Voters) would be greatly appreciated.

Sincerely, E. Berry Smith, President

Commissioner Schaad said he thought this was a fine thing and that they should be permitted to use the machine. He said the standard contract has been prepared.

Commissioner Ossenberg moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE ...PERFORMANCE BOND

A Certificate of Insurance was received for Deig Lumber & Construction Co. Inc. issued to the County Commissioners on the Burdette Park Recreation general construction work, which also included a Performance Bond for same.

Commissioner Ossenberg moved that the Certificate of Insurance and the Performance Bond be accepted. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON UTILITY CUTS

Commissioner Schaad said that sometime ago the problem of utility cuts was discussed and the Commissioners were sometimes criticized for going out and improving a county road only to have them cut into by a utility company a few days later, to lay utility lines, so the Commissioners thought it would be a good idea to contact all of the utilities and meet with Mike Ludwick in the Surveyor's office to discuss things that might be coming up so they will have coordination in work that needs to be done on the roads. He said this was on September 11th. and Mr. Stephens was kind enough to draft the letter that was sent out to Mr. Vaughn, President of Southern Indiana Gas & Electric Company, Mr. Covert, Commercial Manager of the Indiana Bell Telephone Company, Mr. Lamb, President of the Evansville Water Board and to Mr. Dunville, Executive Secretary of the Board of Public Works.

He read the letter, as follows:

The Vanderburgh County Commissioners are renewing their invitation to all public utilities to attend a monthly meeting with the Vanderburgh County Surveyor's office for the purpose of, 1. Advising utilities of proposed City and County improvements which involve utility services. 2. Co-ordinating governmental activities with utility plans to eliminate or minimize needless expense and conflicts. 3. Exchanging information of view points upon problems and proposed improvements. The meetings are held on the second Tuesday of each month, at 2:00 p.m. in the County Commissioners meeting room, number 307 in the Civic Center Complex. The Commissioners would especially appreciate your office advising their secretary at phone no. 426-5241, of the name and phone number of uour designated representative to these meetings, additionally, we would urge your representative to attend these meetings as regularly as possible.

Commissioner Schaad said the only one they have heard from is Mr. Vaughn of the Gas Company, who said that Ed Cole would co-operate with the Commissioners. He said that he didn't know what else they could do.

Commissioner Ossenberg said they could just deny them permits when they send in applications in requesting to make cuts.

RE: MILEAGE DEDUCTED

The following letter was received from the Indiana State Highway Commission:

Dear Sirs:

A field inspection has indicated County Inventory Road 52 is impassable for an ordinary passenger car and therefore does not meet our road inventory requirements for a public road. Also, the L & N Railroad has classified the railroad crossing on this road as private. CR 52 was shown from county inventory road 63 to county inventory road 1 for a distance of 0.73 miles.

In view of the above we will deduct the mileage of CR 52 from the Vanderburgh County road mileage in our next report to the State Auditor.

We are enclosing a copy of a memo explaining the procedure for a local governmental unit to revise its road mileage.

Yours truly, Bill Wood, Planning Statistics Engineer.

In checking, it was found that Road 52 is Vaughn Road and is between Pleasant and Old Henderson Road, 1st. east-west road south of Bayou Creek Road.

Mr. Martin said that he went out and looked at this road and that it is closed and has been for years. He said that the only portion of the road that is open is from Old Henderson Road to the Railroad.

REVISION OF ROAD OR STREET MILEAGE

The Planning Statistics Department is in the process of updating the road mileage of the Counties, Towns & Cities so all will obtain their fair share of MVH and LRS funds.

Governmental units, which have increased their road mileage due to the construction of new road or streets or to the expansion of the incorporated areas of towns and cities, should wirte and request maps to show said revised roads or streets or revised corporation limits. Said request should be addressed to: Mr. Bill Wood, Planning Statistics Engineer, Indiana State Highway Commission, Room 1205, State Office Building, Indianapolis, Indiana 46204, Telephone: 317-633-5906.

Upon the receipt of a marked-up map showing the revisions, a representative of the Planning Department will inventory the additional roads and the governmental unit road mileage will be revised.

These marked-up maps must reach the State Highway Commission before February 1 for the revised mileage to be eligible for submittal to the State Auditor by the April deadline each year.

For the State Highway Commission's inventory a road or street is defined as a public travelway maintained by a governmental unit and capable of being traveled by an ordinary passenger car.

If there are any questions concerning this matter, please contact the above mentioned person.

Commissioner Schaad said that Mr. Hittle had told them to contact Mr. Wood about getting a list of the roads that the county is receiving gas tax money on and they will also need to request some maps so that they can be brought up to date.

Commissioner Ossenberg moved that this matter be referred to Mr. Keith Lochmueller. Commissioner Willner seconded the motion and asked that the Commissioners be kept informed, in the event that Mr. Lochmueller declines the task of contacting Mr. Wood. So ordered.

Commissioner Schaad said that he would talk to Mr. Lochmueller about it. He also said that when they were at the meeting in Princeton the other night, the matter of trying to get a list of county roads that the county was getting gas tax money on, was discussed, so by contacting Mr. Wood, they may be able to get the information they need.

RE: CLAIMS

A claim was received from Lillian F. Carnaghi who was buyer for the Green River Road Widening Project, for 18 parcels at \$200.00 each. The total of the claim being \$3,600.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Browning-Ferris Industries of Indiana, Inc. for total billing for the month of September for service of the dumpsters in the amount of \$362.50.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from the Terminal Warehouse Co. Inc. for rent of space fro storage of voting machines per contract from October 1st. 1974, to November 1st. 1974, in the amount of \$500.00.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINTS OF DANGEROUS CROSSINGS

Commissioner Willner said he has had numerous phone calls on the L & N crossings

at Inglefield Road, Baseline Road and Stacer Station Road, that these are the three crossings immediately north of the Rural Youth Center. He said that L & N removed the cross ties and upgraded their crossings and instead of using blacktop, they filled it with rock and it is now almost impassible and there was an accident at Inglefield Road in which the woman driving, crossed the tracks and the children were in the back seat and one of them flew up and hit the top of the car and it knocke her out for a period of time and he requested that a letter be written to the Railroad Company.

Commissioner Schaad said that he would write a letter to Mr. Spicer to see if something can't be done about these crossings.

RE: MR. HOTZ

Mr. Hotz said that Mr. Crooks has requested that his department be allowed to build a pollution control device on top of a building at the Alcoholic Recovery Center, that Mr. Crooks has talked to Mr. Volpe who is the Administrator out there and that is okay for them to do this.

Mr. Crooks said they would call this a base station and that it would give the air quality count and it wouldn't bother anything.

Commissioner Willner moved that the request be granted. Commissioner Ossenberg seconded the motion. So ordered.

Mr. Hotz suggested that the absentee ballot boxes be returned to the Civic Center after election and stored in the inactive storage room in the basement instead of having to return them to the warehouse.

Commissioner Willner said the moving companies might charge extra for dropping the boxes off here and the machines be delivered to the warehouse.

Commissioner Schaad said they can just be hauled back to the Terminal Warehouse with the machines and when our lease is up, that maybe the county trucks can transfer the boxes to the Civic Center to store them if they aren't sold.

RE: MR. ED MARTIN

Mr. Martin presented the absentee report of the employees at the County Highway Garage for the past week.
Report received and filed.

Mr. Martin reported to the Commissioners as to how the Road Inspector made out his reports on his jobs and disposition of them.

Commissioner Schaad said they will have to sit down and go over the reports with him and see that his reports are more meaningful.

RE: HEINLEIN ROAD AND HILLSDALE ROAD

A letter had been received last week from the McCutchanville Volunteer Fire Dept. in which they complained about the condition of Heinlein Road and Hillsdale Road, and the matter was referred to Mr. Martin.

Mr. Martin said that in the case of Heinlein Road, they have limited Right of Way and the road is in bad shape and he suggested that they use the grader and level it and the same thing applies to Hillsdale Road between Higheay 41 and Old State Road. He said they will try to do this as soon as the equipment is available.

RE: CLAIMS...MR. NUSSMEYER

Mr. Nussmeyer presented two claims from Robert Goff for the Right of Way on Kansas Road for Bridge Structures. One claim is for the purchase of two parcels for Bridge Structure 79A, for service in full through September 30, 1974, in the amount of \$600.00.

The other claim is for the purchase of three parcels for Bridge Structure 79, for service in full through September 30, 1974, in the amount of \$800.00. The purchase of these parcels were approved by Mr. Nussmeyer.

Commissioner Ossenberg moved that these two claims be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Robert & Emalu Leggett for part of the Northeast quarter of the Northease quarter of Section 27, Twp. 5 South Range 10 West..Parcel #5, 24,525 square feet in the amount of \$10.00.

This is subject to a field entrance to be constructed by Vanderburgh County as close as possible to State Road 57.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Alvin E. Mann for part of the Southeast quarter of the Southeast quarter, Section 27, Twp. 5 South, Range 10 West, Parcel #1, 23,532 square feet in the amount of \$10.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Sky Service Corporation for part of the Northwest quarter of the Northwest quarter, Section 26, Twp. 5 South, Range 10 West, Parcel #4, 3,450 square feet in the amount of \$10.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Alvin & Eleanor Mann for part of Section 23, Twp. 5 South, Range 10 West, Parcel #3, 6,420 square feet in the amount of \$10.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

These four claims are for the parcels themselves in the Kansas Road Structures 79 and 79A and they were approved by Mr. Nussmeyer.

A claim was presented from Mrs. Lillian F. Carnaghi for the purchase of Right of Way on New Green River Road for six parcels of land at \$200.00 each. Account # 201-3743.1. The total of claim is \$1,200.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

The purchase of these parcels were approved by Mr. Nussmeyer.

A claim was received from Wilbur & Bertha Bicking for 13,041 square feet by .06, Volume 358, Page 439, Account # 201-3743.1 for Green River Road Widening project in the amount of \$782.46.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Forest & Ethel Thompson for 1600 square feet by .06, Volume 360, Page 285, amount being \$96.00. Flowering Crab Apple Tree in the amount of \$50.00 and Magnolia Tree, 20 feet in height in the amount of \$350.00, Account # 201-3743.1. The total amount of claim is \$496.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Jo Ann Cole for 800 square feet by .06, Volume 521, Page 556, Account # 201-3743.1 in the amount of \$48.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Paul Jr. & Gloria June Prow for 800 square feet by .06, Volume 557, Page 92 for \$48.00 and a dogwood tree approximately 10 feet tall at \$25.00, Account # 201-3743.1. The total amount of claim is \$73.00.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Super Quality Homes Corp. for 1600 feet with half interest to Mr. Ernest Jett and Mrs. Edna Fechtmeister gets the other half. County Attorney Stephens said to make the check out to the corporation and they can take care of giving them their money.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. Sc ordered.

A claim was received from Glen & Harriet Hartig for 800 square feet x .06, Volume 472, Page 437, at \$48.00 and 2 evergreens at \$25.00 each for \$50.00. The total amount of the claim is \$98.00.

There is also a contingency, in that,

- 1. Replace culvert and driveway entrance in condition at least equal to that prior to road construction.
- 2. Mailbox relocation per requirements from Post Office.

3. Relocate surveyor's pin (s) in proper place.

4. Payment of the following to be made to the grantor for the following trees should such trees be damaged as a result of the road widening project: Blue Spruce-\$100 Sweet Gum, \$50.00 and/or Maple-\$50.00.

5. County would assume responsibility for any damage to downspout drain tile and/egas line service entrance.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

The last six claims were parcels for the Green River Road widening project and were approved by Mr. Nussmeyer.

Ten more parcels will finish the first phase.

RE: PLANS PRESENTED.... REQUEST TO ADVERTISE

Mr. Nussmeyer presented plans and specifications for two bridges on Kansas road. Structure 79 - Kansas Road - located over a branch of Firlick Creek, .2 mile West of Highway 57 on Kansas Road.

Structure 79A - Kansas Road - located over a branch of Firlick Creek, .1 mile structure East of Highway 57 on Kansas Road.
They are to be let as one contract.

Commissioner Ossenberg moved that the plans be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: PLANS REFERRED TO DARMSTADT

Plans were presented for a road between Hoing Road and Boonville-New Harmony Road but since this location is in Darmstadt, this matter will have to come before the Darmstadt Town Board.

The meeting recessed at 10:40 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Lewis F. Volpe	William Stephens Thomas Swain	S. Clark C. Leach R. Heinman

Secretary: Margie Meeks

Robul S Mellower

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING OCTOBER 15, 1974

The meeting of the County Commissioners was held on Tuesday, October 15, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: COUNTY-OWNED SURPLUS PROPERTY

There were no bids on the surplus property today so the sale will continue. The surplus county-owned property will again be advertised on October 17, 24, 31 and November 7, 1974. The sale to take place in the Commissioners meeting room on November 15, 1974.

Commissioner Schaad said that he appreciated the nice article on this that was in the newspaper yesterday.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY ELECTION BOARD

Emil Raber	1624 S. New York	Watchman	\$2000 Hr.	Eff: 10/15/74
Lester Lineback	600 B W. Louisiana	a Watchman	\$2.00 Hr.	Eff: 10/15/74
August Hallman	1904 N. Fifth Ave.	Watchman	\$2.00 Hr.	Eff: 10/15/74
Michael Putnam	4909 Conlin Ave.	Watchman	\$2.00 Hr.	Eff: 10/15/74
Virgil Lee	101 N. Alvord Su	ip. Dep. Insp.	\$2.50 Hr.	Eff: 10/15/74
Geneice Newman	1809 Pollack Ave.	Cl. Deputy	\$2.00 Hr.	Eff: 10/15/74
Lucille Becking	706 Court St.	Cl. Deputy	\$2.00 Hr.	Eff: 10/15/74
James L. Tayler	636 Olive St.	Mechanic	\$2.00 Hr.	Eff: 10/15/74
Paul Blue	318 Walnut St.	Watchman	\$2.00 Hr.	Eff: 10/15/74

PLEASANTVIEW REST HOME

Violet L. Barnett R.R.2 Box 73 Aide \$1.90 per Hr. Eff: 10/15/74

RE: EMPLOYMENT CHANGES....RELEASES

VANDERBURGH COUNTY ELECTION BOARD

Michael Putnam 4909 Conlin Ave. Watchman \$2.00 Hr. Eff: 10/15/74

PLEASANTVIEW REST HOME

Fredia McKee 5020 Stringtown Aide \$1.90 per Hr. Eff: 10/15/74

RE: DISASTER AREA DISCUSSION

Commissioner Schaad said that in regard to this matter, since he was busy with the Fall Festival last week, Commissioner Willner called him and told him something about this and said that it would be left up to the County Commissioners as to what areas were to be declared as disaster areas and Mr. Willner agreed to spearhead it.

Commissioner Willner said he was new in the farm area and he would like to ask Mr. Fred Smith of the county's emergency board for the Agriculture Stabilization and Conservation Service to explain the program.

Mr. Smith said he was the chairman of the Emergency Disaster Group and they had held a meeting last Thursday to primarily determine the extent of damage from the adverse weather conditions they had during this past growing season and it was primarily the early spring freeze that damaged the wheat, excessive rain fall during the planting season followed by drought, also the flooding in low areas and the early freeze that damaged the soy bean crop. He said the committee is composed of himself as chairman, Mr. Pugh of the Soil Conservation Service and Mr. Hershel Whitham of the County Extension Service, however, Mr. Whitham had to send Mr. Beach as his representative, to the meeting and they came up with the following figures as to the extent of the disaster:

Corn was estimated as 30% damage with loss of approximately of \$3,042,000.00. Soy Beans estimated as 45% damage with loss of approximately of \$4,158,000.00. Wheat estimated as 40% damage with loss of approximately of \$866,880.00. Hay Crop estimated as 35% damage with loss of approximately of \$52,500.00. There was also loss of livestock, etc.

He said that F.H.A. has a 5% Interest Loan that an eligible producer would be entitled to receive, providing he makes application for the loan and he would have to prove that his crop has been damaged and it would have to be at least 10% below average for the year and they, as the Vanderburgh County U.S.D.A. Emergency Board, recommends that the County Commissioners declare the county as a disaster area so the producers are allowed to receive the loan. The loan has a four-year pay back at 5% interest and they have six months to make application for the loan, the money to be primarily used to pay existing debts, so they should have to prove they were hurt by the disaster and they need the money to operate their farms.

He said the F.H.A. can come into the county and make loans on up to twenty-five applications but the F.H.A. Director in Indianapolis can designate the county as being eligible for these funds but if more than twenty-five producers make application, then the County Commissioners have to declare the request to the governor, that the county be declared a disaster area and it takes the Secretary of Agriculture's designation to declare the aid.

Commissioner Willner explained that he understood that they must write a letter to the governor of the state of Indiana, who in turn, takes this report from the A.S.C.S. office and their approval with ours, is submitted to the Secretary of Agriculture.

Mr. Smith said that the Secretary of Agriculture didn't approve this a week or ten days ago, because they didn't go through the County Commissioners, which must be done to be eligible.

Commissioner Willner said he has asked the N.F.O., the Farmers Union and the Farm Bureau, if they would like to attend this meeting so they can be heard.

Mr. Buente, the President of the Farmers Union was present, as was Mr. Arthur Karch, who is a member of the Farmers Union, both of which are in favor of this program.

Mr. Albert Miller of the Vanderburgh County Farm Bureau said that he felt this should be left up to the individuals as to if they feel they need the loan and he would agree with whatever action the County Commissioners would take.

Commissioner Willner moved that Vanderburgh County be declared as a disaster area for Farm Commodities and that they make application to the governor for it's approval. Commissioner Ossenberg seconded the motion. So ordered.

County Attorney Swain will prepare the necessary letter.

Commissioner Schaad said he received a call from Ed Broderhausen, President of the National Farmers organization, stating that their group is backing this program for disaster areas.

RE: STATEMENT BY COMMISSIONER OSSENBERG

Commissioner Ossenberg had a prepared statement concerning a T.V. commercial of the past weekend that was brought to his attention, in that Mr. Robert Slade, Manager of Inland Container in Evansville, appeared on television with statements supporting Vandi-Gov, and although Mr. Slade lives in Warrick County and cannot vote on the referendum, he does not take issue with his support of the bill. He does, however, believe he has committed an affront to both the County Commissioners and the County Highway personnel.

He referred to the statement which alleged that city and county trucks sit idle half of the time, with the allegation that Vandi-Gov would put them to work full-time. He said this statement implies that the County Commissioners and the Highway Department as well as the City Garage condone it's inactivity, allowing the personnel to draw their full pay for half-time work and he would like to assure Mr. Slade that these trucks and men serve a very useful purpose and are seldom idle.

RE: STATEMENT BY COMMISSIONER WILLNER

Commissioner Willner said he attended a meeting the other night where they had a question and answer period with Mr. Hobdy and Mr. Cox and Mr. Cox made the statement

that the Traffic Department had made great stride in money saving for the county and the local tax payers and he cited one incident where the merger of the two departments gave the Traffic Department an extra truck which belonged to the county and this kept them from having to buy another truck and saved in the neighborhood of \$3,000 and at the very time he made this statement, the truck that the county had given to the Traffic Department, for this purpose, was sitting at the County garage with no explanation to the Commissioners as to why the truck was brought back. In checking, he found that the Traffic Department had purchased a new truck and took the old truck back to the County Garage and left it with no explanation to anyone, including the County Highway Superintendent. He said that he inspected the truck and it is running and is in fairly good shape so he posed the question that Mr. Cox doesn't know what's going on in the Traffic Department, as well as the County Commissioners and if this is good practice, then there is something wrong with his judgment because they don't have a particular use for this truck but since it has been brought back, the Commissioners will find something for it to do. He said the statement was false and he deplored namecalling in the Vandi-Gov issue, which has been done in the past and half-truths and outright lies.

Mr. Judd later said that the City Garage had refused to repair the truck because they thought it to be beyond repair.

Commissioner Willner said he did not take issue with buying a new truck but rather with the statement that \$3,000 had been saved.

RE: DATE SET FOR OPENING BIDS

The date set for opening bids for the moving of the voting machines for the General Election will be October 28, 1974. The ad will appear in the newspapers on October 17th and 24th.

RE: REQUEST FROM THE ELECTION BOARD

The following letters of request were received from the Vanderburgh County Election Board:

Gentlemen:

We respectfully request the use of the Council Chamers, Room 301, Commissioners Hearing Room 307, and Commissioners Caucus Room 303 and the Third Floor Lounge area in the County Administration Bldg. according to the following schedule.

We would like the use of the Council Chambers on Sunday, November 3, 1974,

We would like the use of the Council Chambers on Sunday, November 3, 1974, at 1:30 p.m. for the instruction and swearing in of the Sheriffs for Election Day.

We would like the use of Council Chambers, Commissioners Hearing Room, and Commissioners Caucus Room and Third Floor Lounge area on Tuesday, November 5, 1974, starting at 6:00 p.m. for our three (3) canvass boards and press canvass board. We will need the use of these rooms until such time as the Canvassing Board is completed with their work.

Thank you for your consideration, Sincerely yours,
Shirley Jean Cox, Secretary.

Gentlemen:

We would like to reserve the Auditorium in the Vanderburgh County Auditorium and Convention Center for November 3, 1974, on Sunday from 2:00 p.m. to 4:00 p.m. for the purpose of one-partisan instruction of Primary Election Workers.

Thank you for your consideration, Sincerely yours,
Shirley Jean Cox, Secretary.

These requests were approved by the Commissioners and the letters are to be noted as being received and filed.

RE: REQUEST TO TRAVEL

A letter of request was received from Clyde Gviatt of the Vanderburgh County Veterans Service as follows:

Dear Sirs:

a meeting sponsored by the Indiana Department of Veterans Affairs.

It will be held Friday, October 18th at Spring Mill State Park and there is

sufficient funds in our travel fund to cover this trip.

Yours very truly, Clyde Oviatt, Service Officer.

Commissioner Ossenberg moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM THE WATER WORKS DEPARTMENT

The following letter was received from C. Rupert Wetzel, the Director of Administration of the Waterworks Department:

Gentlemen:

In answer to your recent request to have a representative from the various utilities to attend your meetings the second Wednesday of each month at 2:00 p.m. in the Commissioners Room 307.

This is to advise you that Gary Leek, from the Water Works Engineering and Construction Department, phone 426-5792, has been designated by Mr. Don Mills, Director of Operations, to represent the Water Works Department at these meetings.

Very truly yours, C. Rupert Wetzel,
Director of Administration

Commissioner Ossenberg said he would like for the County Commissioners to have an ordinance prepared on this, whereby they will follow the City Council, where they will follow the color scheme as to what utility is making a cut so they would then have a recourse to follow. The city just adopted this procedure.

Commissioner Willner said he thought this action was long overdue.

Commissioner Ossenberg moved that the County Attorney prepare the proper ordinance. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad explained that by each utility having a different color, when making a cut, they would know who did it if there is any problem as to how the road is repaired after the cut.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was presented from American States Insurance Co. on Jebco Inc. who has a contract with the Vanderburgh County Commissioners.

Certificate of Insurance received and filed.

RE: MONTHLY REPORTS

A report was received from the Clerk of the Circuit Court for the month of September. Report received and filed.

A report was received from the County Treasurer for the month of September. Report received and filed.

A report was received from the Pleasantview Rest Home for the month of September.

Commissioner Ossenberg moved that this report be approved and signed. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was received from Torian Agency Inc. for the Highway Department, BND 197 84 04 Bond for Edward Martin, the New County Highway Supervisor - \$1,000 Coverage, the amount of claim being \$20.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON WEEDS AND GRASS ON COUNTY ROADS AND DITCHES

Mr. Albert Miller, in referring to the cutting of the grass and weeds, said that he wondered if the Commissioners had considered contracting these roads to the Farmer's, for them to do the mowing.

Commissioner Willner said, to his knowledge, there hadn't been any contracts in the past on the cutting of the grass and weeds but he thought it was a good idea, also that some of the farmers would like to contract this work in their spare time or off-season and he thought they could probably get it done better and cheaper with such contracts.

Commissioner Schaad told Mr. Martin that he might want to consider this if the County Highway Department doesn't have the proper equipment or the time to do it, that it might be possible to divide this work among the farmers on a contract basis.

Mr. Miller said he understood that the county had the wrong type of mowing machines to begin with.

Mr. Pugh pointed out that the Four Rivers Conservation Development Project Area is considering a Nine-County grass program and the committee is studying the best program and they are wanting to work the Commissioners in each of the nine counties and the Farm organization leaders, etc. so they can get better control on the Rail-Road Right of Ways, legal drains, etc. and Purdue has always been a little reluctant because they don't have a 100% fool-proof program to recommend. He said that Union Township and parts of Knight Twonship have done a tremendous job of control and yet other places are neglected so they hope this program will be coming through.

Commissioner Schaad asked Mr. Pugh to keep the Commissioners informed on the progress of this program and to let them know if they can help in any way because this all needs to be done if it is going to be controlled.

RE: PROBLEM ON PROPERTY

Mr. & Mrs. Herman Euler appeared before the Commissioners since they had a problem with some woods they bought on Darmstadt Road and they received a map that they thought was their property and then the Home Owners Loan took it over when the American Trust Bank failed and they gave the bank their abstract and then in 1888 an acre was deeded to the county and when they further checked, an abstract was made but they don't keep them that far back so the Commissioners records show where the survey was ordered but no further record can be found. The Assessor told them that this land is their's, also Forrest Condict, who said that he had it vacated, and now the water line is coming through and if they have to pay it, it will be around \$2,200.00.

Mrs. Euler said they were told they own it but if they wanted to sell it, they couldn't and she wanted to know where the county had the authority to take off the record, the vacation of this land.

Commissioner Schaad said they first will have to determine who owns this land, as this would decide who would be assessed for the water line.

The Commissioners agreed that this matter will have to be researched. Commissioner Willner said this is in the town of Darmstadt.

Commissioner Ossenberg said the County can still own it and that they will be in touch with the Water Department and when they find out anything, they will contact Mr. & Mrs. Euler, whose Address is R.R.5, Box 77, Haubstadt, Ind. Zip Code 47711 and their phone number is 867-2358.

RE: MONTHLY REPORT

The report of the Building Commissioner's office was submitted as to the permits that were issued for the month of September.

Report received and filed.

RE: LETTER PREPARED IN REQUEST TO GOVERNOR

The following letter to the governor has been prepared by County Attorney Swain, in regard to declaring Vanderburgh County a Disaster Area so that eligible producers can apply for the loan as previously discussed in this meeting:

Dear Governor Bowen:

The Board of County Commissioners of Vanderburgh County at their regular meeting on October 15, 1974, have requested that Vanderburgh County be declared a disaster area as to farm commodities in Vanderburgh County.

This recommendation is based upon the estimate of crop damage by Frederick Smith, Chairman, U.S.D.A. Emergency Board by reason of excessive rain, draught, and early freeze.

It is our request that the Governor declare Vanderburgh County a disaster area and that this be forwarded to the Secretary of Agriculture for action;

Commissioner Ossenberg moved that the Commissioners sign this letter and forward it to the Governor. Commissioner Willner seconded the motion. So ordered.

RE: REPORT OF BUILDING COMMISSION

The report of the Building Commission office was submitted as to the permits that were issued for the month of September.

Report received and filed.

RE: PROBLEM OF FEEDING FOWL

Mr. Hotz said there is a problem of feeding the geese and ducks at the Boehne Lake. He said the people feed them all summer but that Mr. Lawson and Mr. Volpe will feed them all winter if they can get the feed but he didn't know of any account he has that would take care of it.

Commissioner Willner suggested that they be taken to the zoo and he said that he understands that people take ducks out there and dump them in the lake and he doesn't want them to starve so they must be fed or be disposed of.

Commissioner Schaad said that some of them are domesticated and he didn't think the zoo would want them. He asked Mr. Hotz how much it would cost for the feed.

Mr. Hotz said they would need to be fed for about five months and it would cost approximately \$50.00.

Commissioner Ossenberg moved that Commissioner Schaad check with the West Side Nut Club to see if they would buy the feed.

Commissioner Schaad said he would accept the job.

Commissioner Willner seconded the motion. So ordered.

RE: INSURANCE ON NEW VOTING MACHINES

Mr. Hotz said that the new voting machines came in last week and he had them stored in the inactive storage room in the basement, in a secure place under lock and key and he questioned as to if they were covered by Insurance, by the county since the Building Authority doesn't have Insurance on anything stored in the building.

The Commissioners secretary checked on this with Torian Insurance Agency and found that we are covered by Insurance on the voting machines.

RE: MR. JUDD

Mr. Judd said the only thing he has is the 35 mile per hour speed limit on Green River Road and he was under the impression that an ordinance was to be written on this and the signs have been put up already from Theater Drive to Hwy. 57.

Commissioner Schaad said he had a call last week from the State Police, stating that some speed limit signs were placed on Green River Road and the way it was described, there were 35 mile per hour signs all the way from Hwy. 57 to Daylight and he said that there was nothing in their records that indicated an ordinance was passed to this effect.

County Attorney Stephens said there was an ordinance written on Green River Road but it was from Kansas Road to Hwy. 57.

Commissioner Willner moved that an ordinance be prepared for a 35 mile per hour speed limit on Green River Road from Theater Drive to Hwy. 57. Commissioner Ossenberg seconded the motion. So ordered.

County Attorney Stephens said he will prepare the ordinance and will see that the State Police gets a copy of it.

RE: EXPLANATION OF TRUCK AT COUNTY GARAGE

Mr. Judd explained that the 1 ton truck they used in the county that was previously discussed in this meeting was being serviced at the city garage and it was taken there for repairs and he was told that it was beyond repair and it sat there from four to six weeks and there was money available that Ray Becker got through the Council for new equipment so they got a new truck and he asked Er. Willard, at that

time, if he had any use for the old truck and he never got an answer on it so the truck is at the county garage.

Commissioner Willner said he didn't blame Mr. Judd for buying the truck, but he did blame someone for saying that they saved \$3,000 while the old truck was sitting at the county garage and has now been replaced with a new truck so there was no savings there.

Commissioner Schaad added that even if Mr. Judd had asked that the truck be repaired and was told that it wasn't worth repairing, it should have been called to the attention of the Commissioners.

Commissioner Willner said if the county garage had no use for the truck, it should have been traded in.

Mr. Judd said the city doesn't trade in vehicles and this truck was bought from city money.

Commissioner Ossenberg asked if the city bought this truck to be used in the county.

Mr. Judd said that it was under his fleet.

Commissioner Willner noted that there was an agreement, that if the consolidated department was ever nullified, the county would get 14% of that so something is wrong.

RE: COMPLAINT ON ST. JOE

Commissioner Ossenberg said he had a complaint out on Outer St. Joe, past the county garage, from Mr. Charlie Brown of Industrial Contractors, who travels out that way and he said that the line drawn in the center of the road, after you pass the county garage is 8 feet on one side and 10 feet on the other side and that it is very dangerous and hazardous and he would appreciate Mr. Judd checking into this.

RE: AUTHORIZED TO PURCHASE SURPLUS TRUCKS

Mr. Martin said in regard to the surplus trucks, that Mr. Cannon and Mr. Willard tagged, that he had a call from Mr. Cannon, saying that he has a 2 1/2 ton utility truck with wenches both front and back, at the Kelly Airforce Base in Fort Worth Texas and they would have to send some one after it and they would have to put \$363.00 into that one and they also have another one that is a 2 1/2 ton truck-tractor at Eads Airforce Base in Wisconsin that would cost \$33.11 and they would have to send someone after it also. He said Mr. Willard is familiar with these but that he did look at some like them and he thought they could use them to an advantage so he asked the permission of the County Commissioners to make arrangements to pick them up.

Commissioner Willner said he understood that these titles would come to the county and the trucks would belong to the county.

Commissioner Willner then moved that the county purchase these trucks and that arrangements be made to pick them up. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. MARTIN....REPORT SUBMITTED

Mr. Martin submitted an absentee report for the employees of the County Highway Department for the past week.

Report received and filed.

RE: LETTER RECEIVED FROM SOUTHERN RAILROAD

Mr. Nussmeyer submitted a letter from the Southern Railway System which reads as follows:

Dear Mr. Nussmeyer:

It is with a great deal of pleasure that I inform you proposed new crossing of Oak Crove Road has been approved.

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I attach for your reference copy of our print showing the location of new crossing. As previously agreed to, it is understood the County will pay for entire construction of crossing and existing crossing will be removed. In addition, Southern Railway Company will require Vanderburgh County to execute our standard crossing agreement covering installation of new crossing.

I will have agreement prepared and forward to you as promptly as possible. Will you please advise if the County work crews will install crossing, of if you intend to engage outside contractor to perform the work. In any event, Track Supervisor, E. M. Pelter, should be informed of work schedule in order to oversee construction and provide necessary protection while work is performed.

Your prompt advice will be appreciated. Yours tryly, P. M. Tatem, Supt.

Mr. Nussmeyer said he didn't think Mr. Stevens would approve closing the present road until such a time as he actually sees the existing road.

Commissioner Schaad said if the present road was closed now, Mr. Stevens wouldn't have a way of getting out.

Mr. Nussmeyer said they will investigate as to where the alignment is and get it worked out.

County Attorney Stephens said that the thing is that this is all done on supposition, that the county will pay the cost of the construction of the new crossing and that the county will pay for any eventual signalization that might be required and this is the only way they will consent to it.

Commissioner Ossenberg said that he would consent to this because if the county is required for anything in through there, they are going to have to be required on the whole line and they don't have anything on Burkhardt Road, all the way into the city.

County Attorney Stephens said there is also a new Federal Law that requires states to survey all their road crossings and if they find any signalizations, they pay for them so he is kind of putting this in the back of his mind to see if the county will have to pay for the signalization and if they do, he will try to get Federal funds for them.

Mr. Nussmeyer said he had a suggestion as to how this could be financed. He said they had \$50,000 in Right of Way acquisitions of which he anticipated a great deal of it would be used on Green River Road but they used \$5,000 of it and applied the rest to R & S funds and they will participate in the Right of Way buying, as well as the construction so there should be from \$30,000 to \$40,000 in this Right of Way account.

Commissioner Ossenberg asked if this couldn't be justified on the grounds that they are tying in Green River Road up to Hwy. 62.

Mr. Nussmeyer said they wouldn't be eligible for R & S on this because he tried it before and wondered if the money from the Right of Way account couldn't be transferred to this construction. He thought the cost would be about \$30,000.

Mr. John said he didn't know if the state would allow the transfer because they were over-budgeted last year and so far, all they have allowed is the repeals but not the appropriations, that anytime they tried to transfer funds, it was turned down and the same thing was about to happen this year.

Commissioner Schaad said they are going to have more serious problems next year with no Revenue Sharing money because the Council used it off to reduce taxes and they are going to have to go through the line items in the budget as they were given a figure to go by.

Mr. John said there are some contractual accounts that they aren't going to be using and they could probably take the money from there.

Commissioner Schaad asked Mr. Nussmeyer to get with Mr. Ludwick and Mr. John so they can check to see if there is some money encumbered that won't be used.

Mr. John said the money would have to be committed in order to be encumbered

Mr. Ludwick said they had several Revenue Sharing accounts that still has a few thousand dollars in them.

Mr. Nussmeyer said the accounts should be cleared out when the jobs are completed.

Commissioner Schaad said that this hasn't been done yet.

RE: DITCH AT LINCOLN AND BURKHARDT ROADS

Subject: Ditch inspected by Mr. Ed Martin

The following letter was received by the Commissioners from E.R. Chandler Construction Company:

Gentlemen:

We have been informed by Mrs. Marsha Smith (Secretary to County Commissioners) that the ditch mentioned in our previous letters will be cleaned.

We would like to point out that unless this work is done almost immediately it would be impossible for the machine to work along the ditch line due to rainy and bad weather.

As we have mentioned in our other letters this work has been done by Mr. Staub and paid for out of the street fund since the streets are flooded when the ditches are not clean.

Will appreciate you advising us when work will begin.

Yours very truly, E.R. Chandler Constr. Co.

Mr. Ludwick had an estimate from George Staub which read that they proposed to do the work at the ditch located near the Burkhardt Road and Outer Lincoln Avenue, to clean the ditch and level the dirt down for the sum not to exceed \$1,200.00. He said he thought this was a fair estimate.

Commissioner Willner moved that the estimate be approved and that Mr. Staub do the work. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIM

A claim was submitted from Norman E. Messel for the cleaning of a ditch located in Cloverlawn Subdivision as per agreement with the Drainage Board from Account # 201-2260 in the amount of \$115.00.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted from Feigel Construction Corp. for Bergdolt Road, Partial payment, RC-1-74, Account #506-201-3747, Estimate #2 in the amount of \$61,829.90.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from G. H. Allen for Structure #123 BC-1-74...Acct. #216-3770 - \$7,367.02 and Acct. #203-3812 - \$818.56. The total amount of claim on this structure on Old Mt. Vernon Road is \$8,185.58.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said he has had several people ask for more caution signs on the construction site on Upper Mt. Vernon Road.

Commissioner Ossenberg said he thought there was vandalism out there and that the signs were being carried off.

Mr. Martin said they wanted a sign put up saying "Bridge Out" but he didn't know how this would do more good than the "Road Closed" sign they have out there. He said the smudge pots and flares that they had out there are gone and he has a man to go out there to check them every afternoon to make sure there are flares out there.

Commissioner Ossenberg said there had been some controversy out there about the Gas Company moving those poles and Mr. Nussmeyer called him and he, in turn, called Mr. Vaughn and he found that the contractor was gone off the job because the poles were in the way but the poles have now been moved so the contractor can now get back on the job.

RE: CUTS IN

A request was submitted by the Water Company to cut into Baumgart Road to lay a water line in the Burch Industrial Center.

Commissioner Willner asked if the Water Company was going to do the work themselves or if they were going to hire it done.

Mr. Nussmeyer said they are going to do it themselves.

Commissioner Willner said their performance was real good the last time so he moved that permission for this cut in be granted and he asks that the Road Inspector follow through on his routine to see that the work is done. Commissioner Ossenberg seconded the motion. So ordered.

RE: VAUGHN ROAD

Mr. Martin said that relative to the letter from the Indiana State Highway Commission of the County Road 52 which is Vaughn Road, that they want to take off the county's gasoline tax money, he has looked at this road and it is only for 200 feet and that the road just doesn't exist, so he suggested that it be taken off the list.

Commissioner Schaad asked if the approaches and guard rails on either side of the viaduct were the responsibility of the county.

County Attorney Swain said they were the responsibility of the L & N Railroad.

Commissioner Schaad said that someone was in and said that the guard rail was hit and it was out in the county Right of Way.

Mr. Martin said that this has been taken care of.

County Attorney Swain said that Mr. Martin should figure his cost for this and bill the L & N Railroad Co. for it. He said they have some claims on that bridge and he is taking the position that the county doesn't own it.

RE: PERMISSION TO RETURN SUMMONS

County Attorney Stephens said that this past week the Pigeon Township Assessor handed County Attorney Swain a summons and it appears that he has been sued by Albert Johann & Sons, to appeal their assessment and indicated that he wanted the County Attorney's to defend him. He said the statute provides that the Township Assessors can employ the attorney of the Township Trustee's attorney, so he would like a motion from the Commissioners to return the summons to Mr. Kornblum and ask him to employ his own council as the County Attorney's don't have time to defend this kind of suit.

Commissioner Ossenberg moved that the summons be returned to Mr. Kornblum. Commissioner Schaad seconded the motion. So ordered.

The meeting recessed at 11:10 a.m.

PRESENT

	MMISSIONERS	COUNTY AU			ATTORNEYS	REF	ORTERS
Robert Sch Thomas Oss Robert L.	enberg	Curt John	(Deputy)	Willia Thomas	m Stephens Swain	S. H.	Leach Clark Wolfert Berry

Secretary: Margie Meeks

Roard OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING OCTOBER 21, 1974

The meeting of the County Commissioners was held on Monday, October 21, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: REQUEST TO OPEN BIDS

Commissioner Schaad asked County Attorney Stephens to proceed with the opening of the bids that were received on the Kansas Road Bridge.

RE: COUNTY OWNED SURPLUS PROPERTY

Commissioner Willner said he received a letter from Carolyn Scruggs, the Director of "Operation City Beautiful" Committee of the Chamber of Commerce, in regard to the surplus property, that the Commissioners should make these parcels available to the adjoining property owners first. He thought this to be a good suggestion but said he didn't know just how it could be handled. He said even though the ad has been in the newspapers several times, these people may not have seen it.

Commissioner Schaad said why not let Ms. Scruggs undertake the project of talking to these people as this would be a good project for the Chamber of Commerce.

The new ad on these properties are being advertised October 17th, 24th, 31st. & November 7th. 1974.

Commissioner Schaad asked if they shouldn't wait until after the sale date before going ahead with this.

Commissioner Ossenberg said he thought this would be the only fair thing to do since he has had some inquiries about these properties, that Mr. Curtis is interested and an attorney has indicated that he may make a bid on the whole lump sum.

It was agreed by the Commissioners that this suggestion be held up until they see how they do on the advertising and if they don't get any bids, to let the Chamber of Commerce pursue it from that point.

Mrs. Erma D. Redgrave submitted a bid of \$25.00 on each of two properties. One was on code #29-98-5, 1416 W. Columbia St...Lamasco..L. 8...Blk. 20. The other one was on code #24-46-8, 667 E. Cherry St....Gordons Addition...L. 8..Blk. 3. Mrs. Redgrave lives at 3908 Vista Drive and her phone number is 422-9904.

Since a new ad was run on these parcels, the Commissioners will take her bid under consideration and she will have to come back on the date of the sale which is to be on November 12th. in order to protect her bid.

Mrs. Redgrave agreed to come back at that time.

The bidding will remain open and the sale will continue next week.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Commissioner Schaad said that Mr. Cravens was unable to be here today but that in talking with him, he learned that it is time to advertise for the bids on the uniforms worn by the employees at the county garage and Mr. Cravens said he will get with Mr. Martin to work this out.

Commissioner Schaad said he understands that the city is interested in adopting the same program that the county has, so maybe by doing this, they will get a better bid. He said that apparently the present program has been satisfactory as there have been no complaints on it.

Commissioner Willner moved that Mr. Cravens be authorized to advertise for the uniforms for the employees of the county garage. Commissioner Ossenberg seconded the motion. So ordered.

RE: BIDS ON KANSAS ROAD BRIDGE

The following bids were received on Structures 79 and 79A:

Deig Bros. Lumber & Construction Co......\$143,942.19 G. H. Allen Inc.....\$139,911.14 Farnett Bros. Inc.....\$142,426.60 Engineer's Estimate on this project is \$141,454.35.

County Attorney Stephens said that all the bids are in good order.

Commissioner Ossenberg moved that these bids be taken under advisement for one week and be referred to Mr. Nussmeyer for study and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON GAS TAX MONEY RECEIVED ON ROADS

Commissioner Schaad said that sometime ago, the Commissioners had a letter concerning the county roads and that it seems that it has been some time since they have been updated and the Commissioners don't really know what roads they are getting gas tax money on so they were asked to update the county roads to be sure the county is getting the gas tax money they have coming on them so Mr. Keith Lochmueller was given the task of working with the State Highway Commissioner.

Mr. Lochmueller said that when he went to Indianapolis, he found that the present mileage that they have for R & S is 472.87 miles. Evansville has 463.32 miles, and Darmstadt has 6.53 miles. He said he asked them when their last updating of these roads took place and how they obtained the mileage. He said that it seems that in 1969, people were sent down from Indianapolis to do the inventory and he presented a map like the one they have requested from the state and he said that when they get the map, with the help of the County Engineer's office, they will update the mileage because he feels that a good number of miles have been added since the roads were last updated.

Commissioner Schaad said that he thought the county had close to 800 miles of county maintenance and since they are only getting gas tax money on 472.87 miles, maybe this is something that should have been done long ago. He asked Mr. Lochmueller to continue to follow up on this project.

RE: REPORT SUBMITTED

The report of the Traffic Engineer was submitted for the month of September. Report received and filed.

RE: REZONING PETITION....OMICRON INC. R 3-A to M2

Premises affected are situated on the south side of Mt. Pleasant Road, a distance of 0 feet east of the corner formed by the intersection of U.S. 41 and Mt. Pleasant Road.

The requested change is from R3A and C1B to M2 and the proposed land use is an Industrial Park.

Mr. Gary Gerling, Attorney for the petitioners, appeared and said that this is the property just north of Burch Plow Works and they ask that this petition be referred to Area Plan.

He presented an aerial photo of the proposed area and said at the time of opposition, some years back, for request of this land to be rezoned for trailer court zoning, everyone here complained that there shouldn't be a trailer court without being zoned Industrial so he is asking ror this zoning of an Industrial Park.

There were no remonstrators present.

Commissioner Willner moved that this petition be referred to the Area Plan Commission, on first reading. Commissioner Ossenberg seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: REZONING PETITION....BROWNING-FERRIS INDUSTRIES OF IND. INC. A to R-1

Premises affected are situated on the South side of Bergdolt Road, a distance of 2,780 feet East of the corner formed by the intersection of Bergdolt Road and Oak Hill Road.

The requested change is from A to R-1, as amended.

Mr. Evans, Attorney for the petitioner, said this property represents the only property known that is suitable in Vanderburgh County, to be used as a sanitary landfill. He said that to date there has been no alternative provided to the city or to the county that is known to be suitable for use as a sanitary landfill

and there may be other property but to their knowledge, there is none that has been properly tested and engineered. He said he made this statement so it will go on record, since they are not pursuing it because they have been advised that it would not be acceptable as a landfill under any circumstance by the city or by the county and he would like to state on record that if it was so desired, they would be happy to make it available for that purpose, but if not, they will continue their petition and request the zoning of R-1.

There were no remonstrators present and it was stated that the Area Plan approved

this petition unanimously.

Commissioner Ossenberg moved that this petition be approved for R-1 Zoning.

Commissioner Ossenberg moved that this petition be approved for R-1 Zoning. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: REZONING PETITION....UNIVERSITY SHOPPING CENTER R-2 to C-1A

Premises affected is on the North side of Highway 62 between Rosenberger Avenue and Red Bank Road.

The requested change is from R-2 to C-1A, as amended.

It was previously requested that this property be zoned as C-4 but the petition was amended and they requested that the C-1A zoning be approved as recommended by the Area Plan Commission. The staff recommended approval subject to the amendment.

Mr. Montgomery said they are asking the rezoning of 14 acres off Hwy. 66 and Rosenberger Avenue, that it is next to 40 acres owned by the city that has already been approved. He said this shopping center will stretch from Rosenberger Avenue to Red Bank Road, and that the University Shopping Center is owned by various business men in Evansville. There were no remonstrators present.

Commissioner Willner asked if the state had to approve their ingress-egress.

Mr. Montgomery said the state had already approved this in the city rezoning when they obtained their Right of Way.

Commissioner Willner said he received letters on this and he wanted to make sure it is satisfactory.

Mr. Montgomery said that since this is controlled, they will have to go back to the Area Plan for just about anything they do. He said the only objection he knew of was from Vanco Beverage Co. which has an interest in the Subdivision but they have withdrawn their objection.

Commissioner Willner moved that the petition of the University Shopping Center be changed from R-2 to C-1A as approved by the Area Plan Commission. Commissioner Ossenberg seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: JUDGMENT ENTRY

The result of a lawsuit of Deaconess Hospital, Inc. VS. The County Commissioners was received as follows:

The Court having considered the stipulation of facts submitted herein and the briefs of the parties, and the Court being duly advised in the premises after taking said cause under advisement now finds for the defendant, Board of County Commissioners of Vanderburgh County, Indiana and against the plaintiff, Deaconess Hospital, Inc.

It is, therefore, ordered, adjudged and decreed that the plaintiff take
way of nothing by way of its complaint, that the defendant, Board of County
Commissioners of Vanderburgh County, Indiana be and they are hereby awarded
judgment for their costs laid out and expended.

Signed Morris S. Merrell
Judge, Vanderburgh Superior Court

This was a result of a claim that had been submitted to the Commissioners on March 25, 1974, from the Hospital, in the amount of \$1,346.01 for a Mr. Paul Smith, who had been in the county jail and was transferred to the hospital and in the meantime the charges were dismissed, after which the charges were incurred.

County Attorney Stephens said that the court actually ruled on the fact that they didn't appeal in time.

RE: TRAFFIC RESOLUTION

County Attorner Stephens submitted a Resolution amending the Master Traffic Control Code of Vanderburgh County, in that it shall be unlawful to operate a motor vehicle in excess of thirty-five miles per hour upon and along New Green River Road, between Hirsch Road to Indiana State Highway #57 and in excess of fifty miles per hour upon and along New Green River Road, from Evansville City limits to Daylight, Indiana.

County Attorney Stephens said that the Commissioners had told him to change the speed limit between Theater Drive and Highway 57 but there was already an ordinance between Theater Drive and Hirsch Road so he just changed it to between Hirsch Road and Highway 57.

Commissioner Ossenberg moved that this Traffic Resolution be adopted. Commissioner Willner seconded the motion. So ordered.

RE: PROBLEM ON PROPERTY

Mr. & Mrs. Herman Euler appeared before the Commissioners last week. It seems that they bought some property on Darmstadt Road some time ago and they found where the survey was ordered but nothing further so it hasn't been determined if Mr. & Mrs. Euler own it or if the county owns it. The Water Department is putting a water line out there and the Euler's don't want to pay for it unless the property is proved to be their's.

Commissioner Schaad asked if anything had been done on this and found that it had been turned over to County Attorney Swain to look into the matter and since he isn't here today, the matter will be continued next week.

RE: BUILDING COMMISSION ORDINANCE

Mr. Crooks explained that a resolution had been passed to make a joint city-county tradesman's license and he presented an ordinance and an agreement.

County Attorney Stephens said they have prepared an ordinance authorizing the Count Commissioners to enter into an agreement amending the agreement which isn't necessarilis matter was deferred for one week to give the County Attorney time to look over the ordinance.

RE: PROBLEM OF FEEDING FOWL

Commissioner Schaad said that in regard to his assignment in asking the West Side Nut Club to furnish money to buy feed for the geese and ducks at the Boehne Lake for the winter, he has checked with them and they are taking it up at their next Board of Directors meeting.

He said he has had offers from people to take the ducks and geese off their hands but that he was sure the other Commissioners would agree that the fowl do add to the beauty of the lake and that Mr. Volpe said he would feed them if the feed was provided.

He also said that Bob Zimmerman raises seed corn and when the corn is graded, the smaller grains fall by the wayside and he said they could have this, but it is indefinite as to how much and when it would be available.

He also called Mr. Meyers of Area Extension, thinking that maybe some 4H group could use this as a project and have the boys go out and get enough corn to feed them so this matter will be delayed until he sees what develops and he will follow through on it.

RE: ROADS NEED STRIPING

Commissioner Schaad said he had a letter for Mr. Judd from Mr. Ludwick, stating that several roads are completed and need to be striped before cold weather sets in. They are Millersburg Road, Old 460, Hogue Road, Schutte Road, Mt. Pleasant Road and Middle Mt. Vernon Road.

The letter was referred to Mr. Judd.

RE: COMPLAINT ON ST. JOE

There had been a complaint, last week, on Outer St. Joe, past the county garage, that the line drawn down the road wasn't in the center, that there was 8 feet on one side of the line and 10 feet on the other side and Mr. Judd was asked to look at it.

Mr. Judd said that the striping is a little off and that when is is repainted, he will see that this is corrected.

RE: MR. ED MARTIN

Mr. Martin presented a report of absentees for the past week of employees at the County Garage, which included the leave of absence of a George Cummings and there was a question of how this was handled since all leave of absense requests are to be approved by the Commissioners but due to the circumstances, in that Mr. Martin is new in the job and it was an oversight, Commissioner Schaad said it would be okay this time but that in the future, before there is any leave of absence, it must be approved by the Board.

RE: FOLLOW-UP ON CUTS IN

Mr. Martin submitted a report on the follow-up of cuts in, as was the policy that has been adopted by the Commissioners.

RE: LETTER FROM MEAD JOHNSON & CO.

A letter was received by Mr. Martin from the Mead Johnson Research Center as follows:

Dear Ed:

I called you this morning to say thank you for resurfacing the shoulder entrance to the Resurrection School and Church property. You were out on the job so consequently I didn't have the opportunity to speak with you personally. You did a beautiful job Ed & we want you and your associates to know how much Father Paul Stone, the pastor and all the parishioners, the 195 families, appreciate your consideration of our need in this instance.

RE: COLOR CODING FOR CUTS IN

County Attorney Stephens noted that the Commissioners wanted an ordinance like that of the city's on color-coding and said that the Commissioners already have statutory authority to issue permits which they have been doing so he suggested that the Commissioners adopt a resolution that all applications for cuts state therein, that the applicant won't comply with the existing color-coding requirements now in existance by the Board of Public Works and that way, when the application comes before the Commissioners, if the applicant doesn't have this on the application, they shouldn't issue them a permit and this would be a better effective way of control. He said since they already have the authority, they don't have to pass an ordinance, they only need to make the above a part of their policy and that will make the permits of the city and the county the same.

RE: PARKING LOT NEEDS REPAIRED

Mr. Martin said that the paid parking lot by the Auditorium is in bad need of repair, that work needs to be done on cracks in the lot and that some of the bumper blocks are knocked off and broken.

Mr. Hotz was asked to talk to Doyle Dressback about this because the money would come from his budget for these repairs.

Commissioner Ossenberg said that he doubted that Mr. Dressback would have the money because the County Council cut his budget pretty bad.

Mr. Hotz said that he would talk to Mr. Dressback and see if anything can be done.

RE: BILL SENT TO L & N RAILROAD

It was stated last week, that the guard rail out at the viaduct had been hit and Mr. Martin had made the necessary repairs.

County Attorney Swain had said that the approaches and the guard rails there were the responsibility of L & N Railroad Co. He said that Mr. Martin should figure the cost for these repairs and to bill the L & N Railroad Co.

Commissioner Schaad asked Mr. Martin about this and Mr. Martin said that he has billed them.

RE: CUTS IN

There were two applications for cuts from the Indiana Bell Telephone Co. for making shoulder cuts as follows:

A request to cut into Outer St. Joseph Avenue to repair a defective buried cable. A request to cut into Bayor Creek Road to place a telephone wire.

Commissioner Ossenberg moved that these cuts be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted from Feigel Construction Corp. for the paving of county roads, Estimate #4...Acct. #201-2260, in the amount of \$54,536.62.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: OLD STATE ROAD

Mr. Nussmeyer said they are ready to go on Old State Road and asked Mr. Cole if he had anything on it.

Mr. Cole said the Gas Company has some distribution easements prepared for signatures and he will bring them to the meeting next week.

Commissioner Ossenberg said the Commissioners had asked all the utilities to share the cost during the meeting they had and that Mr. Day, who represented the Gas Comapny, came back saying that the Gas Company would not share the cost so at that time, when he was the President of the County Commissioners, he told Mr. Day that they would bury the gas lines 35 to 40 feet in the ground and then Mr. Vaughn got into the picture and said they have some happy letter writers over there and they would be more than happy to share the cost. He said this will all have to be settled before they start on the project.

Mr. Nussmeyer suggested that bids be advertised for soon, that the contract be let and then the work to start arount April and completed around November of next year. He said they will have to get temporary Right of Way to route the traffic around the project area.

Commissioner Ossenberg said he hates to go to the inconvenience but if the Commissioners remember, they had to go to court to get what they have. He also said he didn't think the people would mind the road being closed at all because they want that thing built, mainly due to the fact that those trains are blocking the traffic out there.

Commissioner Schaad said that Mr. Nussmeyer could get with the utility companies and get this resolved so they can authorize to advertise for bids, hopefully next week

The meeting recessed at 10:25 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Lewis F. Volpe	William Stephens	<pre>C. Leach B. Thompson B. Chapell</pre>

Secretary: Margie Meeks

Robil Willner

COUNTY COMMISSIONERS MEETING OCTOBER 28, 1974

The meeting of the County Commissioners was held on Monday, October 28, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

The minutes of the previous meeting were approved with one correction being made in that, under the heading of Color Coding for Cuts in, it should have read that County Attorney Stephens suggested that the Commissioners adopt a resolution that all applications for cuts state therein, that the applicant would comply with the existing color-coding requirements, rather than won't comply, as was stated.

The reading of the minutes was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids this morning on the county-owned surplus property. The sale will continue next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY ELECTION BOARD

Judith A. Campbell	325 Van Dusen	Dep. Clerical	\$2.00 Hr.	Eff: 10/28/74
Jane E. Culbertson	16 E. Missouri	Dep. Clerical	\$2.00 Hr.	Eff: 10/28/74
Kathryn Cimbalmik	5312 Sherbrooke	Dep. Clerical	\$2.00 Hr.	Eff: 10/25/74

PLEASANTVIEW REST HOME

Betty L. Guinn	605 W. Michigan	L.P.N. \$3.25 Hr.	Eff: 11/2/74
Violet L. Barnett	R.R.2 Box 73	Bookkeeper \$397.50 Mo.	Eff: 11/1/74
Lois Van Way	1322 Parrett St.	Aide \$1.90 Hr.	Eff: 11/1/74

VANDERBURGH COUNTY AUDITORIUM

Shirley Sears	616 Olive St.	Extra Coat Check	\$1.74 Hr.	Eff: 10/28/74
Shirtey Sears	OTO OTIME PL	Extra Coat Check	AT - 14 UT.	D11 TO/20/17

RE: EMPLOYMENT CHANGES....RELEASES

PLEASANTVIEW REST HOME

Lois Van Way	1322 Parrett St.	Bookkeeper	\$397.50 Mo.	Eff: 10/31/74
Violet L. Barnett	R. R. 2 Box 73	Aide	\$1.90 Hr.	Eff: 10/31/74

VANDERBURGH COUNTY HIGHWAY DEPT.

William Roland	5111 Nolan	Truck Driver	\$3.40 Hr.	Eff: 10/26/74

RE: AWARDING OF CONTRACT FOR MOVING VOTING MACHINES

A combined bid was submitted for the moving of the voting machines to and from the voting places at a cost of \$45.00 per machine within the city and \$50.00 per machine outside the city. The combined bid was from the following companies:

Adco Moving & Storage Co. Inc.

Belmont Moving & Storage Inc.

Evansville Transfer & Storage Co. Inc.

Geiger Moving & Storage Co. Inc.

Kinder Moving & Storage Inc.

Nunley Gardner Inc.

Shetler Moving & Storage Inc.

Commissioner Ossenberg moved that the combined bid be accepted. Commissioner Willner seconded the motion. So ordered.

RE: BIDS ON KANSAS ROAD BRIDGE

Bids were received last week from Deig Bros., G.H. Allen Inc.& Barnett Bros. Inc. for the Kansas Road Structures 79 and 79A and they were taken under advisement for one week, the contract to be awarded today but since the County Council can't approve the transfer of monies for this project until their next meeting which will be on November 20th., the awarding of the contract on this project will be placed on the agenda for November 25th. because it can't be awarded until the money is there.

RE: SKATING RINK AT BURDETTE PARK....SPECIFICATIONS PRESENTED

Commissioner Schaad said that Ohio Valley Engineer's has submitted specifications for the re-roofing of the skating rink at Burdette Park, for the permission of the County Commissioners to advertise for bids.

Commissioner Ossenberg moved that these specifications be referred to Mr. Nussmeyer so he can look them over. Commissioner Willner seconded the motion. So ordered.

RE: INSURANCE

A General Change Endorsement of Amended Coverage on the voting machines was received by the Commissioners from Torian Insurance Agency Inc., since the old machines are stored in the warehouse until such a time as the purchasers can take possession of them, and the new 650 voting machines are stored at the Civic Center Complex.

This endorsement is noted as being received and filed.

RE: BUILDING COMMISSION ORDINANCE

Mr. Crooks explained, last week, that a resolution had been passed to make a joint city-county tradesman's license and he presented an ordinance and an agreement at that time.

County Attorney Stephens had said that the ordinance wasn't necessary and the matter was deferred until this week to give County Attorney Stephens time to look it over.

County Attorney Stephens said that he has looked it over and explained that the licensing program of the city and the county has been combined and that the agreement is an amendment to the present joint agreement, establishing a city-county joint licensing program since the other one didn't go into specifics, and in addition to that, an ordinance which was needed to adopt to the Building Code, incorporating the joint department of the Building Commission so that the County Building Code would then read the same as that of the city.

Commissioner Ossenberg moved that the agreement be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg then moved that the amendment of Ordinance 1118-G be adopted. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was received from Valley Wrecking Co. for the fill dirt and work done at Boehne Hospital to cover wrecked building site and tunnel in the amount of \$1,537.00.

This job is completed and has been approved by Mr. Hotz.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Central Glass of Indiana Inc. on Account #500-131-712, as per contract on work done at the Hillcrest Home and the Washington Home in the amount of \$825.00.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Deig Construction Co. for the Burdette Park -- Nurrenbern Road 10" Sanitary Sewer....From Account #506-145-725 in the amount of \$10.034.20.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: BILLING FROM CIVIL DEFENSE

Commissioner Willner said he has a billing from the Civil Defense for two trucks and that the total cost is \$159.00, of which \$38.00 is for the Highway Department for some tools that they picked up at the same time and the \$100.00 is for the two trucks that Civil Defense brought back.

Commissioner Schaad said that a regular claim would have to be prepared, also

that he talked to Bob Hertzberger at Burdette Park who said that he was interested in the truck.

Commissioner Willner said that one truck is a parts truck for the other one and he heard that Civil Defense was going to take the truck and paint it as well as doing some body work on it.

Commissioner Schaad said this was true and that if it was purchased by Burdette Park, the County wouldn't pay for it, that it would be up to Burdette Park to pay the \$100.00.

Mr. Hertzberger will be notified of this.

RE: MR. CROOKS....AUTHORIZED TO ADVERTISE

Mr. Crooks presented a Notice to Bidders and specifications for doors at the Washington Home.

Commissioner Ossenberg moved that the specifications be approved and that Mr. Crooks be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: PARKING LOT NEEDS REPAIRS

Mr. Martin had said, last week, that the parking lot at the auditorium was in bad need of repair and Mr. Hotz was asked to contact Mr. Dressback since Commissioner Ossenberg said that the County Council had cut the budget on the Auditorium for 1975 and he doubted if Mr. Dressback would have the money to do it so Mr. Hotz was asked to talk to Mr. Dressback about it.

Mr. Hotz said he had talked to Mr. Martin who had called the Auditorium and talked to Mr. Dressback's assistant and found that Mr. Dressback wasn't in, so Mr. Dressback was to contact Mr. Martin but he hasn't heard from him as yet.

RE: PROBLEM ON PROPERTY

Mr. & Mrs. Herman Euler had previously appeared before the Commissioners, stating that they bought some property on Darmstadt Road sometime ago and they found where the survey was ordered but nothing further, so they wanted to know if they own it or if the County owns it because a water line is going in and the owner will have to pay for it.

The County Attorney is looking into this matter so it will be taken up again next week.

RE: PROBLEM IN ST. JOE INDIANA

Commissioner Willner said that sometime ago there was a problem in St. Joe Indiana at a big community intersection and the Traffic Department went out there and made a survey where they were going to paint some lines and he understood that there was another accident out there and the project hasn't even been started and he thought it should be followed through with.

Commissioner Schaad said he thought that it had all been layed out and agreed upon.

Mr. Judd isn't present today so this matter will be continued next week.

RE: UPPER MT. VERNON ROAD BRIDGE

Commissioner Schaad said that he had requested that additional signs should be installed on Upper Mt. Vernon Road at the bridge, as far as the detour is concerned since people go out Upper Mt. Vernon Road and they come to the bridge where they can turn right on Diefenbach Road but it doesn't tell them how to get back on Upper Mt. Vernon Road, also coming west, a person gets all the way to the bridge and there is no sign to tell them which way to go.

RE: MR. HARNESS

Mr. Harness said that the rate for 1975 was established for residential patients at the Pleasantview Rest Home in the amount of \$200.00 per month and that this would also apply to the Evansville State Hospital and in talking with their administrator, he was asked to inform them of the new rates, in official capacity, with a letter to this effect, also since their billing date begins on December 15, 1974, that it could be made effective as of this date.

Mr. Harness asked the County Attorney if a motion to this effect wouldn't suffice.

County Attorney Stephens said he didn't know why not, since this is what they want.

Commissioner Ossenberg moved that Mr. Harness be authorized, as Administrator of the Pleasantview Rest Home, to inform Indiana State Hospital that charges for Family Care Patients from the State Hospital will be \$200.00 per month, effective December 15, 1974. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mr. Harness what these patients would be costing the state.

Mr. Harness said he didn't know what the Evansville State Hospital establishes as their charge on the overall basis of the patients they have but he is sure they have a breakdown of what it is costing per day but he didn't know what the amount was. He said that once they are classified as Family Care Patients, the money comes from Mental Health of the State of Indiana and the check comes from the State Auditor.

Commissioner Willner asked that Mr. Harness let him know the cost per day if he can get this information.

RE: RODENBERG AVENUE

Mr. Martin called attention to the problem of long standing, out on Rodenberg Avenue, of Mr. Wonderahe whose property is in the county and the city is directly across the street and he is getting drainage from the city side across the road, which comes on his property. Mr. Wonderahe wants tile across his property.

Commissioner Schaad said that he doesn't see a thing that can be done by the county for him, since they can't put tile on private property, also that the city said that even if they ditched it on the south side, this water would still have to go someplace and it will have to go to the north. He said he could see the problem but he doesn't see how the county could legally do anything.

Mr. Martin said that the city side has developed out there through the years and he thought they could alleviate the problem a little by fixing the drive where they would have to do a little repair work in the gutter but that would only take care of some of the water.

Commissioner Schaad said maybe this would keep the water out of his garage but that Mr. Wonderahe would have to pay for the tile but he didn't know what to suggest to completely solve his problem.

County Attorney Stephens said that it is outside the jurisdiction of the Commissioners to be able to spend any money on this problem.

Mr. Martin said that he would call Mr. Wonderahe and inform him of this.

RE: LEAVE OF ABSENCE REQUESTED

Mr. Martin requested permission of the Commissioners, that Mr. Glen Jones, the Night Watchman at the the County Garage, be permitted to take a leave of absence for 90 days since he has cirrhosis of the liver and is in the hospital. He said it might be well to hire a new man and Commissioner Ossenberg suggested that they might have to advertise on the bulletin board for a watchman.

Commissioner Schaad said it would be well for Mr. Martin to check with the men out there on this matter.

Commissioner Ossenberg moved that Mr. Jones be permitted to take the 90 days leave of absence. Commissioner Willner seconded the motion. So ordered.

RE: OAK GROVE ROAD

Mr. Nussmeyer presented plans on Oak Grove Road and said he has a possible solution that is in with the alignment that was approved by the Railroad Company. He said that Bob Bernhardt said that he would provide the Right of Way that is needed, and he still has to talk to Mr. Stevens and Mr. Crane but he thought sure they would agree to it.

Commissioner Schaad said this will be a new contract since it wasn't included in the other one and bids will have to be advertised for.

Commissioner Ossenberg said if Mr. Nussmeyer intends to get approval for the transfer of funds this year, he will have to award the contract and encumber the money so he doesn't lose it.

County Attorney Stephens said he will also have to get the Railroad to agree with this plan, to get Mr. Stevens to agree to give up his old crossing and Mr. Bernhardt to grant the Right of Way, and the maintenance agreement will also have to be signed.

RE: CLAIMS

A claim was submitted by Jebco Inc. for the sewer or pump station at Pleasant-view Rest Home, Account #506.2-133-725, in the amount of \$3,525.45.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Engineer Associates, Inc. for Engineering Services in designing the Recreation Northwest at Burdette Park, Account #145-726, in the amount of \$9,140.65.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: OLD STATE ROAD

Mr. Nussmeyer had said, last week, that they are ready to go on the Old State Road project and since the utility companies had been asked to share in the cost, he would have to get with them and get it settled so they could advertise for bids.

Commissioner Schaad asked Mr. Nussmeyer if this has been resolved.

Mr. Nussmeyer said it wasn't resolved yet, that he was to get with Mr. Day this week.

This matter will be continued next week.

The meeting adjourned at 10:20 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Lewis F. Volpe	William Stephens	B. Chapel S. Clark B. Thompson R. Davis

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 4, 1974

The meeting of the County Commissioners was held on Monday, November 4, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

Deputy Sheriff Jim Brinkman opened the meeting, this being the first meeting of the month.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids this morning on the county-owned surplus property. The sale will continue next week when bids will be accepted on all surplus county-owned parcels.

RE: EMPLOYMENT CHANGES....APPOINTMENTS MADE

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Charles E. Smith 102 E. Louisiana Might man \$3.207 Hr. Eff: 10/30/74 William Martin 2220 W. Illinois Mechanic \$3.613 Hr. Eff: 11/4/74

VANDERBURGH COUNTY ELECTION OFFICE

Juanita G. Leathers 102 S. Denby Ave. Dep. Clerical \$2.00 Hr. Eff: 10/29/74 Sharon R. Scheller 2400 Harmony Way Clerical \$2.00 Hr. Eff: 10/30/74

PLEASANTVIEW REST HOME

Dixie L. Lunkenheimer 2609 W. Mill Rd. R.N \$4.00 Hr. Eff: 11/4/74

RE: LEAVE OF ABSENCE REQUESTED

The following letter was received by the Commissioners, from Mr. Martin, the Superintendent of the Highway Department:

Dear Sirs:

This is a letter requesting a leave of absence for Albert Knarian, an employee here at the County Highway Department. His absence would be from November 4, 1974 through November 12, 1974.

We would appreciate your acting on this request as soon as possible.

Commissioner Ossenberg moved that the Leave of Absence be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mr. Martin if they would need a replacement during that time.

Commissioner Schaad said that this would be the problem of Mr. Martin.

RE: CHECK RECEIVED

Commissioner Schaad said that the Humane Society sent a check for \$25.00 to buy feed for the ducks at Boehne Lake. He asked the Commissioners secretary to send them a thank you note. He said that he would buy the feed and send it out to them.

RE: AUTHORIZED TO ADVERTISE

The specifications for the re-roofing of the skating rink at Burdette Park were submitted and referred to Mr. Nussmeyer so he could look them over. He said that he has gone over them and that they are okay. The ad will appear in the newspaper for bids on November 8th and 15th of November and the bids to be opened on November 18th. 1974.

Commissioner Ossenberg moved that the specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: LETTER RECEIVED

A letter was received from the Public Service Commission, Larry J. Wallace, Chairman. Other copies of which were sent to the Executive Director of Indiana State Highway Commission, Executive Director of Indiana Department of Commerce, Director of Indiana Department of Natural Resources, Board of County Commissioners of Gibson, Posey & Vanderburgh Counties and the City Clerk of Evansville, in compliance with House Enrolled Act No. 1012, An Act to amend I.C. 1971, 8-3-1, relating to the duties of the Public Service Commission in railroad abandonments. Enclosed, was a publication of the United States Railway Association, identified as Docket No. 75-42 and providing for proposed abandonment of railroad facilities in Gibson, Posey and Vanderburgh Counties.

County Attorney Stephens explained that this is a Public Notice to the Commissioners, of the petition by Penn Central Railroad to abandon certain railroads within our County and gives notice of the petition and of the hearings on it and that it is evidently pursuant to law, that they have to give notice to all counties. He said the portion in Evansville that could be abandoned, extends from Johnson, Indiana, South, near Evansville, which is a distance of 22.1 miles in Gibson, Posey and Vanderburgh County. He said any objection must be submitted by November 4th which is today.

Mr. Volpe suggested that it be objected to on general principles and if they find that there is nothing to do after the investigation they can drop their objection.

Commissioner Willner said the Commissioners have no objections to it and they have been waiting for this a long time.

Commissioner Ossenberg said he just wanted to be sure they were talking about the right Penn Central line and if the Commissioners recalled, the Public Service Commission turned them down on St. George Road to build a bridge over Penn Central lines out there.

Commissioner Willner said that was from Daylight to Elberfeld and this one is from near Johnson, Indiana.

Mr. Nussmeyer said this is the right line as it goes Northwest and the other one goes Northeast.

Commissioner Ossenbers said that he has no objection then.

RE: REQUEST FROM AREA PLAN

The following letter of request was received from the Area Plan Commission:

Dear Mr. Schaad:

The Area Plan Commission requests your permission to install a telephone recorder coupler to one of the telephones in our office. The telephone recorder coupler is part of the Lanier Nyematic VIP Dictating System which the Area Plan Commission plans to purchase.

In order for Indiana Bell Telephone to install said coupler, permission is needed by the County Commissioners. I would appreciate your attention to this matter.

Sincerely, Kenneth Nelson, Executive Director

Commissioner Schaad said this would be a matter of a \$20.00 installation fee and \$3.00 per month for service.

Mr. Nelson explained the use of the machine and said they already had the bank which gives the Traffic Department the ability to do the same thing by just buying the little phone that is needed. He said it works like a dictaphone and messages or whatever can be put on it for the secretary to type when she gets time. He said the cost of the machine is approximately \$1,400.00 and the money for it is in his budget this year. He said that he didn't originally submit the budget so he didn't know what machines they had intended to get but he thought one thing they talked about was a xerox machine, but he didn't see any reason for it since they have a printer and a small photostat machine and if they need anything xeroxed, they just use the Commissioners cassette.

He said he has already checked with County Council and they thought if this machine took the place of an additional secretary that had previously been requested, that it would be an even trade.

Commissioner Ossenberg moved that the \$20.00 installation fee and the \$3.00 per month service charge be approved. Commissioner Willner seconded the motion. So ordere

RE: CERTIFICATE OF INSURANCE

A certificate of Insurance was submitted by the Affiliated F M Insurance Company on Orkin Exterminating Company, Inc. and its subsidiary companies. Certificate received and ordered filed.

RE: VIOLATION OF HEALTH LAW

The Commissioners received a copy of the letter that was sent to Reis Tire Sales by the Health Department, stating that they had been allowing the dumping of trash amd debris on property located at 3001 Wimberg Avenue. The letter stated that Reis Tire Sales that it will be necessary for them to correct the present condition and that the area be closed to further dumping of any type and that they will make a re-investigation in approximately 15 days to determine if this condition has been corrected.

Letter received and filed.

RE: LETTER FROM RAINTREE GIRL SCOUT COUNCIL

A letter from the Raintree Girl Scout Council was received by the Commissioners and reads as follows:

Gentlemen:

On behalf of Raintree Girl Scout Council I wish to express our thanks to you for allowing us the opportunity to use the voting booths at our Calico Caper.

The Scouts were delighted with the experience of seeing democracy in action as they voted for the events to be offered next year.

We feel that this part of our program, with the help of the League of Women Voters, was a tremendous introduction to encouraging citizenship activity in troops.

Sincerely, Carol Baker, Chairman.

RE: STATE BOARD OF TAX COMMISSIONERS HEARINGS

Commissioner Schaad said the Commissioners have been advised by the State Board of Tax Commissioners that all County Governmental units budgets for 1975 will be heard at 8:30 a.m. Monday, November 25, 1974, probably in the Council Chambers, and that all offices should be represented as they may want to cut their budgets, and they may need to be explained.

RE: REQUEST FROM AREA PLAN COMMISSION

Mr. Kenneth Nelson, Executive Director of the Area Plan Commission, submitted the following letter to the Commissioners:

Dear Mr. Schaad:

The Area Plan Commission requests your permission to install a telephone recorder coupler to one of the telephones in our office. The telephone recorder coupler is a part of the Lanier Nyematic VIP Dictating System which the Area Plan Commission plans to purchase.

In order for Indiana Bell Telephone to install said coupler, permission is needed by the County Commissioners. I would appreciate your attention to this matter. Sincerely, Kenneth D. Nelson

Mr. Nelson explained the use of the machine and said they have the bank which gives the Traffic Department the ability to do the same thing by just buying the little phone that is needed. He said it works like a dictaphone and messages of whatever, can be put on it for the secretary to type when she gets time. He said the cost of the machine is approximately \$1,400.00 and the money for it is in his budget this year. He said he didn't originally submit the budget so he didn't know what machines they had intended to get but he thought one thing they talked about was a xerox machine but he didn't see any reason for it since they have a printer and a small photostat. machine and if they need anything xeroxed, they use the Commissioners cassette. He said that he has already checked with County Council and they thought if this machine took the place of an additional secretary for which had previously been requested, that it would be an even trade.

Commissioner Ossenberg moved that the \$20.00 Installation fee and the \$3.00 per month service charge be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT BY ROYCE L. KING

The following letter was sent to the Judge of the United States District Court and the Vanderburgh County Sheriff, a copy of which was sent to the Commissioners. It reads as follows:

Honorable Judge:

I enclose for your reading copies of three letters I have written to the Sheriff of Vanderburgh County, Evansville Indiana. I also have sent copies of the three letters to the U.S. Marshal's office and to the Attorney General. No one has bothered to answer any of my letters yet.

While in Federal custody I was lodged in the Vanderburgh County jail on or about June, 1974, until June 14, 1974, while being transferred to FCI, Lexington, Kentucky. On June 10, 1974, I received a telegraphed money order from my attorney for the amount of \$25.00. (copy also attached.) On the morning of June 14, before I was transferred I spent a total of \$1.50. They would not give me but \$4.56 when I left saying I had spent all but this amount. They do not have any receipts that I signed showing that I spent or authorized the spending of any of my money. With the \$1.50 I spent plus the \$4.56 they gave me subtracted from the \$25.00 (for which I have a signed receipt,) the Sheriff still owes me a balance of \$18.94. I have been unable to get anyone to help me recover my money nor will they answer any of my letters. Can you please help me to get this \$18.94, or at least tell me how to go about filing a suit to get it.

Thank you, Royce L. King

RE: CLAIM

A claim was received from Central Glass Co. in the amount of \$232.26 for latches and glasses in the doors at the Pleasantview Rest Home. This is part of a bid for the work that was done out there, and it has been approved by Mr. Hotz.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MEETING DATE SET

Commissioner Schaad announced that there will be no meeting next Monday due to the Veteran's Holiday, so the meeting will be held on Tuesday, November 12, at 9:30 a.m. in the Commissioners Meeting Room.

RE: MR. CROOKS

Dear Sir:

Mr. Crooks requested the permission of the Commissioners to move a house from 4501 W. Pennsylvania St. and State Road 62, to a quarter of a mile west of Eichoff Road, on Middle Mt. Vernon Road. He said he gave a copy of it to Mr. Martin and to Sheriff Riney and that he has checked this out and recommended approval of the move.

Commissioner Ossenberg moved that permission be granted, to move this house. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO ENTER RIGHT OF WAY

Subject: Highway-Railway Grade Crossing Passive Protection Program.

The following letter addressed to the County Treasurer was submitted to the Commissioners:

As you may be aware, the Federal "Highway Safety Act of 1973" has expressed the intent of the Federal government to upgrade the protection at all grade crossings in the United States. To initiate our responsibilities in this area, the State of Indiana is establishing a program to upgrade the passive devices at all public crossings to comply with the Manual on Uniform Traffic Control Devices. These devices include advance warning signs and cross bucks as a minimum.

Attached is an agreement which basically defines the areas of responsibilities for your agency and the Indiana State Highway Commission. In general, we are requesting that you permit us to enter upon your right of way to install these devices and that you maintain them after they are installed. The State will furnish all materials, labor, and equipment for these installations at no cost to your agency. The first project in this program is with the Louisville and Nashville Railroad Company only. However, the attached agreement is for all railroad crossings, since we will have projects with other railroad companies as monies become available.

It is requested that appropriate action be taken by your agency, the appropriate signatures affixed to the original copy of this document and have it notarized and returned to this office for further processing. The carbon copy of this agreement is for your files until it has been appropriately executed, at which time, we will return a copy for your files.

Very truly yours, Donald F. Petty
Engineer of Traffic Safety Operations

County Attorney Stephens said they sent a form to be signed and they are going to decide which crossings need protection and they apparently plan to put up some sort of standard advanced warning signs which will be used throughout the country and they will all be the same and they are non-electrical and will be placed so many feet on each side of the crossing and the state will decide where they go, the Federal Government will pay for the installation and from then on it will be the county's responsibility to maintain them. He said he wrote to the Engineer of Traffic Safety and asked him how come the county had to assume legal responsibility for them and the answer he received stated that if the county don't put them up, they could be responsible for not having them up, under the Federal Highway Protection Act, so he looked over the contract and found it to be okay.

He said he also checked on the Insurance with Torian Insurance Agency and was told

He said he also checked on the Insurance with Torian Insurance Agency and was told that the pllicy would protect the county on this. He said the survey will be started as soon as the contract is signed and sent back.

Commissioner Ossenberg moved that the contract be approved and signed. Commissioner Willner seconded the motion. So ordered.

RE: ST. JOE INDIANA....PROBLEM

The problem of the big community intersection at St. Joe Indiana came up last week and the Commissioners understood that a survey was made and that lines would be painted out there. They thought this had been done but found that it hasn't been done.

Mr. Judd said he has all the equipment in and he bought buttons to make the islands but they can't put them down with the surface as bad as it is and Mr. Willard knew the situation of the loose pavement. He said the pavement should be resurfaced and he thought the County Highway could do the work.

Commissioner Schaad said this should have been brought to the attention of the Commissioners. He said that there are no guidelines out there to direct the flow of traffic and something should be done about it. He said they should all get together with Mr. Judd and Mr. Martin and go out there and see just what is required to get the work done.

RE: UPPER MT. VERNON RD. BRIDGE

It had been requested that additional signs be placed on Upper Mt. Vernon Road Bridge, because of a detour and Mr. Judd said that the signs have been replaced three times and someone takes them down.

Commissioner Schaad said he called the Sheriff's Department, since some lady called him about 11:30 one night and said there were no flashers or anything out there and that it is very dangerous. He said the Sheriff promised to go out there and talk to some of the neighbors because from what Owen Barnett said, they are sure that the neighbors know who is doing this but they won't tell and the Sheriff said he would see if he could get a lead on it because this is a terrible intersection.

Mr. Martin said the road inspector checks this every evening and when he checked it, it was okay.

Commissioner Schaad said that the lady told him that it was okay earlier in the evening, when she left but that when she came back, everything was gone. He said the only thing they can do to stop this is to prosecute whoever is responsible.

RE: AUTHORIZATION FOR PROGRAM OPERATION

Commissioner Schaad said that Clark Johnson came up the other day and needed the Commissioners signature on an authorization for an "Out of School" program operation. He said this is a youth employment program where they hire around 42 boys and girls who are dropouts from school or disadvantaged by national poverty level and is totally federally funded. He said they will work for non-profit organizations and will get counseling education and will be encouraged to return to school.

Commissioner Ossenberg moved that this program be signed . Commissioner Willner seconded the motion. So ordered.

RE: MR. MARTIN....REPORTS

Mr. Martin submitted a report of the County Highway Department for the month of October and also his absentee report of the employees at the County Garage for the past week.

Both reports being noted as received and filed.

Mr. Martin made his report of the follow-up on the various cuts in county roads made by the utility companies.
Report received and filed.

RE: BOONVILLE-BASELINE INTERSECTION

Mr. Martin submitted a sketch relative to the Boonville-Baseline Road intersection at the Hornville Tavern.

Commissioner Schaad said that the school buses use this intersection to turn around and the men who run the tavern wants the county to blacktop it since the bus is breaking off the blacktop but that only part of it is on county Right of Way.

Mr. Martin said they want more than this portion blacktopped.

Commissioner Willner said that the county has resurfaced the corner several times.

Commissioner Ossenberg said that it's okay for the county to do the work they have been doing but if they want more done on this intersection, that they should contact the School Corporation and ask them to do the work, since the schools are the ones that benefit from it.

It was agreed that the county repair the one portion but if they want more done, they will have to ask the School Corporation because this is gasoline tax money and the county can't legally do it since this money must be spent on the county roads right of way.

RE: TRUCKS TO BE DISPOSED OF

Mr. Martin said they have trucks and junk to be sold and he asked if he had to advertise for bids to do this.

County Attorney Stephens said that it must be sold at a public sale and if it can't be sold, he would imagine they would give it away to anyone that wants it.

Commissioner Ossenberg asked if they advertised and couldn't sell it, if it could be junked.

County Attorney Stephens said the junk yards could then be solicited for bids and Mr. Martin could conduct the sale at the County Garage.

Commissioner Ossenberg moved that the items be declared as surplus and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: RODENBERG AVENUE

The long standing problem of drainage that Mr. Vonderahe has been having out on Rodenberg Avenue was discussed last week and County Attorney Stephens said that the tile installation that Mr. Vonderahe wants is out of the jurisdiction of the Commissioners and the county can't do it.

Mr. Martin said that he contacted Mr. Vonderahe and told him that the Commissioners said that they could not put tile across his property.

RE: LETTER FROM TOM BELL

Commissioner Schaad said he received a letter from Tom Bell, requesting the county's priority on roads and bridge needs. It stated that the County Commissioners of Indiana are faced with declining revenue, scaring costs, etc. and he would like for the form that he sent to be filled out and returned.

Commissioner Schaad asked Mr. Nussmeyer if his office could work with Mr. Lochmueller in getting this form filled out.

RE: WEIGHT LIMIT ON BRIDGE

Commissioner Schaad said that he had a call from a lady on Hogue Road who said there is a bridge out there that the Commissioners closed and that the school bus will no longer cross it and she was concerned about the bus picking up her children.

Mr. Nussmeyer said they put a two-ton limit on it and that it is an emergency and that the bridge, Structure #52, needs to be replaced and that it is next on the list.

Mr. Ludwick said the eye beams are completely rusted through, that they have banned truck and bus traffic over it and they have asked that the school buses be re-routed. He asked if they could go before the County Council this month to ask for money.

Mr. Volpe said it was too late for this month but that it could be declared an emergency and he could call the members of the County Council on the phone.

Commissioner Willner said he would go along with the emergency but that he would like to see the project go out for bids.

Mr. Ludwick said they intended to get bids and that during the time it is being worked on, it will have to be closed down. He said the closest road which is Upper Mt. Vernon Road is about a mile away.

Mr. Nussmeyer said that they will ask for \$40,000 from the County Council.

Commissioner Ossenberg moved that this be declared an emergency and that Mr. Nussmeyer be authorized to get invitational bids to submit to the Commissioners next Tuesday. Commissioner Willner seconded the motion. So ordered.

RE: OLD STATE ROAD PROJECT

Mr. Nussmeyer presented the final agreement of the Southern Indiana Gas & Electric Company, on the Old State Road overpass, where they agreed to go 50-50 with the county, pursuant to a verbal agreement. He said he will submit it to the Railroad Company for final approval, after the Commissioners agree to the contract.

Commissioner Ossenberg moved that the county enter into the agreement with the Gas Company. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer then presented the plans for the Old State Road Overpass that had already been signed by the Commissioners but said that the design has been changed, which gives a lower profile and will save about 10,000 yards of fill. He asked that the Commissioners change the date and he will submit the plans and specifications to the Railroad Company for their approval.

Commissioner Ossenberg moved that the date be changed. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer then asked the Commissioners to sign the specifications for this project.

Commissioner Ossenberg moved that the specifications be signed so they can be sent to the Railroad Company together with the plans. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer said he won't do anything more on this project until after the Railroad Company agrees to the plans and specifications, at which time he will request permission to advertise for bids.

RE: CLAIMS

A claim was received from G. H. Allen in the amount of \$19,026.64 for partial payment on Structure #123, which has been approved by Mr. Nussmeyer.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Barnett Brothers in the amount of \$14,090.63 for partial payment on Upper Mt. Vernon Road.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Feigel Construction Co. in the amount of \$2,202.48 for partial payment on Bergdolt Road.

Commissioner Willner moved that this claim be approved for payment. Commissioner Ossenberg seconded the motion. So ordered.

A claim was received from Feigel Construction Co. in the amount of \$11,915.70 for partial payment on Lynch and Hitch Peters Road.

RE: CUTS IN

An application was received from the Indiana Bell Telephone Co. requesting to cut into two locations on Hitch-Peters good to bury a telephone cable and to push telephone cable under road surface.

Commissioner Ossenberb moved that the request to make the two cuts be approved. Commissioner Willner seconded the motion. So ordered.

RE: KANSAS ROAD BRIDGES

Mr. Nussmeyer said they have an emergency here, in that they are going to have a two-ton limit on the two bridges on Kansas Road and they should have them under contract on these structures, #79 and 79A, but they don't have enough money for both bridges and they are asking County Council for money as they only have about \$110,000.00. He said the contractor would like to move on the small bridge, Structure 79A, so he would like a contract on this one now but that both of the bridges are in one contract.

County Attorney Stephens said they could let a partial contract on the one bridge and take the balance of the bid under advisement until the money for the other one is approved by Council.

Commissioner Willner moved that a partial contract be let today on the small bridge, Structure 79A to G.H. Allen in the amount specified in the contract. Commissioner Ossenberg seconded the motion. So ordered.

RE: POOR RELIEF

Danny Geppner of 1402 First Avenue was to have appeared before the Commissioners today to request food stamps but failed to appear so no further action could be taken by the Commissioners at this time.

The meeting recessed at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Lewis F. Volpe	William Stephens	B. Chapel B. Thompson

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 12, 1974

The meeting of the County Commissioners was held on Tuesday, November 12, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: YOUTH APPRECIATION WEEK

Commissioner Schaad said that this is Youth Appreciation Week which is sponsored by the Optimist Club and he introduced Malcolm Guinn from Bosse High School, who is President of the Student Council at Bosse. He is spending the day in the Commissioners office and is attending the meeting to see how county government is run. Also in attendance were Steve Willem, with the Evansville Courier, Ted Brown with the Surveyor's office and two students from Central High School who is spending the day in the Building Commissioners office. Wayne Cooper is visiting in the Auditor's office.

RE: EMPLOYMENT CHANGES..... APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Urban Kahre	11113 Darmstadt	Lead Man	\$3.56 Hr.	Eff: 11/12/74
Bobby Cobb	1305 Monroe	Truck Driver	\$3.613 Hr.	Eff: 11/6/74
Larry Babbs	1153 Covert	Laborer	\$3.297 Hr.	Eff: 11/12/74

RE: EMPLOYMENT CHANGES....RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Homer Riddle	1800 Rolletts La	. Lead Man	\$3.56 Hr.	Eff: 10/25/74
Urban Kahre	11113 Darmstadt	Operator	\$3.718 Hr.	Eff: 10/12/74
Bobby Cobb	1305 Monroe	Laborer	\$3.297 Hr.	Eff: 11/6/74

RE: AUTHORIZED TO ADVERTISE

Mr. Cravens submitted specifications for the uniforms for the employees of the County Garage and asked that the bid opening be set for December 2, 1974, as this will tie in with bid opening for the uniforms needed by the city and he said that they will, hopefully, get a better price on them.

Commissioner Ossenberg moved that specifications be approved and the County Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM GOVERNOR BOWEN

A copy of a letter from Governor Bowen, addressed to the Honorable Earl Butz, Secretary of Agriculture, was submitted to the Commissioners. The letter read as follows:

Dear Secretary Butz:

Referencing my letter of October 17, 1974, the following counties have also qualified for the United States Department of Agriculture disaster loan program. I respectfully request that they receive the benefits of the federal agricultural credit program at an interest rate not to exceed 5%.

The additional counties are: Pike County and Vanderburgh County.

Kindest personal regards, Otis R. Bowen, M.D., Governor.

Commissioner Schaad explained that this relief was requested because of the unusual rains and early freeze that has caused crop damage and cattle loss and this is a means of the farmers obtaining temporary relief by obtaining low cost loans to help them through the ordeal.

Letter received and ordered filed.

Commissioner Schaad said that it must now be forthcoming from the Secretary of Agriculture for approval of same and the applications can then be made.

Commissioner Schaad said he has asked the Soil Conservation Service about this program and to this date, they don't know anything about it.

RE: LETTER FROM COUNTY BUILDING AUTHORITY

The following letter was received by the Commissioners from Mr. Ruston of the Building Authority:

Dear Mr. Schaad:

Recently, our Board of Directors declared as surplus a quantity of parking lot equipment including gate standards (in and out), coin standards, and detectors. These were originally installed in the large rear parking lot and were manufactured by Johnson-Farebox Company.

The Airport Authority has taken a few of these items for a parking lot they are installing, however, the Board is now anxious to dispose of the balance of these

items.

Our thought in writing you is that perhaps you are contemplating parking lots which would require this type of equipment. If so, we would be more than happy to quote you reasonable prices on this used equipment.

If you are interested, please contact this office.

Sincerely, C. G. Ruston, General Manager

Commissioner Schaad said that he didn't know if any of the county department's would be in need of any of these things but thought it would be well to mention it so they would know that these items are available.

Letter received and filed.

RE: REQUEST TO ACCEPT ROAD FOR MAINTENANCE

The following letter was received from the property owners on Vernonwood Court:

Gentlemen:

We the property owners of Vernonwood Court, as defined in Plat Book K, Page 14, do hereby petition request that our street be accepted as a county road. It is further agreed by the property owners of Vernonwood Court to give the necessary right of way that is required by the state if our street is accepted. Very truly yours, Mr. & Mrs. Gerald Knowles, Mr. & Mrs. Jay Gunther, Mr. & Mrs. Davis Temple and Mr. & Mrs. William Robinson.

Commissioner Ossenberg moved that this matter be referred to the County Surveyor's office to check on the criteria of county standards and for recommendation. Commissioner Willner seconded the motion. So ordered.

RE: CHANGE ORDER

A change order regarding the Burdette Park Sewer was presented to the Commissioners. Deig Brothers Lumber & Construction Co. Inc. has the contract. Mr. Leo Weiss, the Engineer on this project, explained that with the installation of this additional work the sewer from the Northwest corner of the office building to the pump station on Nurrenbern Road is completed and is a water-tight sewer. If the additional work on Recreation Northwest is authorized, a new sewer will be laid from this manhole westward through the parking lot and to the area for Recreation Northwest. This will give a new sewer in the vicinity of the drain from the swimming pool and he suggested that when this is done that a new sewer be laid from the swimming pool to this sewer to alleviate any problems which should arise in this area. Mr. Weiss said that the original contract was signed for \$17,526.25 but ended up with the lesser figure of \$16,793.00 but at that point, they were still taking a lot of water so they looked at the rest of the sewer which was leaking badly, so after discussing this problem with Mr. Ossenberg, they decided to re-lay a new sewer at the cost of \$4,957.00 which is the amount of the change order and making the total cost of the contract to be \$21,750.00. He said the money is available from different funds.

Mr. Volpe said if the money is in the same major catagory, the money can be transferred by writing him a letter to this effect so if Mr. Weiss will come to his office, they can check on it.

Commissioner Willner moved that the change order be approved, subject to the financing of the project. Commissioner Ossenberg seconded the motion. So ordered.

RE: COUNTY RETAINS TWO VOTING MACHINES

Commissioner Schaad explained that when the new voting machines were purchased, the Commissioners agreed that two voting machines would be kept to be used by any groups that might need them for elections and it needed to be decided as to where the keys for these machines would be kept.

The serial numbers on these machines are 160012 and 160013 and it was suggested that the Auditor keep the keys in his safe since he was always in charge of them.

The old machines can't be moved from the warehouse to be delivered to the purchaser for 90 days but Mr. Hotz said that when they are moved out of the warehouse, the two machines that will be kept can be stored in the basement storage area.

Commissioner Willner moved that the keys be kept by the Auditor in his locked safe. Commissioner Ossenberg seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was submitted for the month of October.

Report received and ordered filed.

RE: CLAIMS

A claim was submitted from the Terminal Warehouse Inc. for rent of the voting machines as per contract, from November 1st to December 1st, 1974, in the amount of \$500.00.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Browning Ferris Industries of Indiana, Inc. for service of the dumpsters in the amount of \$362.50.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED

County Attorney Stephens presented a check in the amount of \$3,835.74 from Frederick P. Furth, Escrow Trustee for Gypsum Settlement Fund. He said this was the result of a settlement of a law suit in San Francisco, California, where action was brought by the government against the Gypsum contractors to recover over charges made to different governmental units for the construction of improvements in which there was certain gypsum wall board used and in Vanderburgh County, the claim that was filed was on behalf of 16 classrooms, an addition at Scott Township School, and the Waterworks Garage construction of 1966 as well as the Shelter House addition at Burdette Park in 1966 and as a result of the three projects, there was a claim in the amount of \$13,083.201 and what it amounted to was that the court entered a settlement agreement with the manufacturer and the county's share of the recovery, after all administration expenses were deducted is the \$3,835.74.

The check was turned over to the County Auditor so he could deposit the money into the county general fund.

RE: COUNTY OWNED SURPLUS PROPERTY

The following property was sold today, during the sale of the surplus county-owned property:

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1809 Judson.....Code 22-70-23.....Oakdale, L. 5....Blk. 5
1811 Judson.....Code 22-70-24.....Oakdale, L. 6...Blk. 5
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Mr. C. R. Chrisman and Mrs. Irma D. Redgrave bid on these parcels with Mrs. Redgrave offering the highest bid of \$60.00 per parcel.

Mrs. Redgrave's address is 3908 Vista Drive and her phone number is 422-9904.

County Attorney Stephens reminded all bidders that the abstracts aren't guaranteed, that the county makes no warranties on the titles or the existance nor non-existance of any liens and in addition, on these particular properties, there is a condition attached, whereby they will be kept in reasonably clean condition and in the event that they aren't at the option of the Commissioners, they can be revested in the county's name and that this condition will appear in the deeds.

Commissioner Willner moved that the parcels located at 1809 Judson and 1811 Judson Street be sold to Irma D. Redgrave at \$60.00 per parcel. Commissioner Ossenberg seconded the motion. So ordered.

1925 S. Elliott.....Code 22-73-10.....Oakdale, Lts. 31 & 32, Blk. 1

Mr. C. R. Chrisman bid \$25.00 for this parcel. His address is 1219 S. Governor and his phone number is 422-0322.

Commissioner Willner moved that this parcel be sold to Mr. Chrisman for \$25.00. Commissioner Ossenberg seconded the motion. So ordered.

1819 S. Garvin....Code 22-76-19.....Kronenbergers Addition....L. 25, Blk. 1

Mr. Chrisman offered \$25.00 for this parcel.

Commissioner Ossenberg moved that this parcel be sold to Mr. Chrisman for \$25.00 Commissioner Willner seconded the motion. So ordered.

1815 Judson Street....Code 22-70-27....Oakdale...L. 9 & 10...Blk. 5

Mrs. Irma Redgrave bid \$10.00 for this parcel.

Commissioner Ossenberg moved that this parcel be sold to Mrs. Redgrave for \$10.00. Commissioner Willner seconded the motion. So ordered.

1922 S. Governor....Code 22-73-23....Oakdale....L. 32....Blk. 2

Mr. C. R. Chrisman bid \$10.00 for this parcel.

Commissioner Willner moved that the parcel at 1922 S. Governor be sold to Mr. Chrisman for \$10.00. Commissioner Ossenberg seconded the motion. So ordered.

667 E. CherryCode 24-46-8....Gordons Addition....L. 8...Blk. 3 1416 W. Columbia....Code 29-98-5.....Lamasco....L. 8 ...Blk. 20

Mrs. Irma Redgrave bid \$25.00 for each of these parcels.

Commissioner Ossenberg moved that these parcels be sold to Mrs. Redgrave at \$25.00 for each parcel. Commissioner Willner seconded the motion. So ordered.-

County Attorney Stephens said that he would have the deeds ready next week and that the purchasers could pay for the parcels at that time, in the Auditors office.

The sale of the county-owned surplus property will continue next week.

Commissioner Schaad explained for the benefit of the visiting students, that the reason these parcels are being sold at such a low cost, is because this is property that has been reverted back to the county since people have failed to pay their taxes on them so the Commissioners thought if they could get them back on the tax rolls by selling them at a low cost, the people will start paying taxes on them and keep the property clean and the county will then get revenue from them.

RE: MR. CROOKS

Mr. Crooks submitted his report of the Building Commissioners office on permits issued during the month of October.
Report received and filed.

RE: ST. JOE INDIANA.....PROBLEM

The problem of the big community intersection at St. Joe Indiana was previously discussed and the Commissioners thought it had been taken care of but Mr. Judd had explained that he had the equipment and buttons to do the work but that the surface of the road was too bad so he and Mr. Martin were to go out there and see what needed to be done.

Mr. Martin said that they went out there and Mr. Judd said he would get the striping done this week but that there is no sense in putting the buttons down until they get a good surface so as a temporary measure, they are going to paint the stop blocks until next spring when they can resurface the intersection and then put the buttons down.

Commissioner Willner explained that Mr. Judd said the buttons wouldn't hold unless there was a good surface so they won't do it now and that it is too late in the year to resurface so they decided that painting would be the best way to go at this time. He said they will see how it works and if this works okay, they may not need to resurface but if it doesn't, they will have to.

Commissioner Schaad asked Mr. Feigel, as to resurfacing, if he wasn't about finished with his contract on paving the roads in the county.

Mr. Feigel said it isn't completed yet and he expects to do some more this year.

RE: ABSENTEE REPORT

Mr. Martin submitted his absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: CLAIM AND CHANGE ORDER

Mr. Ludwick presented a claim from Feigel Construction Company for the paving of the county roads, Account No. 201-2260, in the amount of \$75,947.06 which is the semi-final bill.

Mr. Ludwick also submitted a change order #2 for an increase of \$1,339.92 on St. Joe & Lexington and \$7,192.14 on Bergdolt Road, a total of \$8,532.06. He said they are finished with everything planned and with an under run on the original contract, they have about \$24,259.27. He said they had authorization to spend, by change order, \$323,108.60, including change order #1 for \$6,000.00.

Commissioner Ossenberg moved that the change order #2 be approved and that the claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said if the Commissioners wanted any more roads to be paved, they have this \$24,259.27, that Mr. Nussmeyer had in mind, Burkhardt Road, which was on the original list but was deleted by the Commissioners because of a project out there at the time and he thought if they would like to travel on Burkhardt Road, South of Olmstead and look at it, they would agree that it needs paving and this could be done with the money that is available.

Commissioner Schaad said that Seitz Road also needs repaved but that it may mean more money than they have but he thought the Commissioners need to look at these roads.

Commissioner Willner said they also have a petition from Mr. Curran Miller and the residents of Seven Hills Road, that was taken under advisement.

Commissioner Schaad said that they should look at all these roads and see which one should be done, that maybe they could go out this afternoon.

RE: CUTS IN

A request was received from Indiana Bell Telephone Co. to cut into Mesker Park Drive & Kasson Drive to provide telephone facilities. No. RC-3

Commissioner Ossenberg moved that this cuts-in be approved. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS PRESENTED

Mr. Ludwick presented specifications for the emergency contract that had previously been discussed on Bridge Structure No. 52, on Hogue Road .1 mile West of Roesner Road, BC-6-74.

He said their intentions are to fix this with pipe and if they can, it will be from \$20,000 to \$30,000 cheaper. He said the specifications are ready and the plans will hopefully be ready today and he will bring at least three invitational bids in next week.

Commissioner Ossenberg moved that the specifications be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said that he has twenty days for completion in the specifications so whoever is awarded the contract will have to start right away in order to get the job done in that time so the road can be opened right away.

Commissioner Schaad explained to the students that this is a bridge that was brought to the Commissioners attention, in that the span dropped down about 5 or 6 inches down the middle and is quite hazardous so it was declared an emergency whereby they can just get invitational bids and it doesn't have to be advertised for.

RE: COMMENT ON QUESTIONNAIRE ON BRIDGES

Commissioner Schaad said that the Commissioners were at a meeting on Monday night and they asked that the questionnaire from the Association of County Commissioners on the bridges and the highway be sent in as soon as possible and he asked Mr. Ludwick to get with Keith Lochmueller on it so they can complete it and send it back.

RE: MR. CECIL KOONCE

Mr. Koonce had sent a letter to the Commissioners and asked that he might be heard this morning and since he recently had eye surgery, asked Commissioner Schaad to read his letter which is as follows:

Honorable Sirs:

On October 30th. past, my Dad received a personal political letter from the Governor of Indiana endorsing certain candidates for state office, personally believing this to be a direct threat to our fights for free elections, or at the very least, an attempt to violate the spirit of the Hatch Act, I contacted the County Clerk's office to find out who the current election attorney was. In error I was directed to Attorney Tom Swain. On stating my reason to his secretary, I told her, pertained to an election legal opinion. The error will not be corrected. After seven to ten minutes, Mr. Swain took me back to his office, having glanced at the letter and asked me in words to the effect of, what about it. I told him how I felt about it, if not a direct violation of the Hatch Act, it came closer than the stubble on my face. Uttering an oath, he said, "Cecil, get out." I left, still under the wrong impression that I had been talking to the County Election Attorney. I do not, nor am I interested in what Mr. Swain thinks of me personally, but what I am interested in is that we have, evidently, a County Attorney who doesn't know the extent of his duty. Therefore as unofficial spokesman for better than 5000 voters of Vanderburgh, I respectfully request this honorable Board to declare the post of County Attorney vacant and instruct the Assistant County Attorney to assume the duties of Vanderburgh County Attorney until the Board is re-organized in January of 1975. As further evidence that this will meet with your approval, I call your attention to the election returns of last Tuesday, Nov. 5th. Thank you in advance for your time and consideration.

I remain, respectfully, Cecil Koonce of 6809 Darmstadt Rd.

Commissioner Schaad said that no action can be taken on this today, that he has Mr. Koonce's complaint and it will be investigated.

RE: RIVER ROAD

Mr. John Staser appeared, representing Mr. Arthur Karch. He said that Mr. Karch is a property owner where River Road is closed, also that he was informed that the County Highway Department graded and rocked the road last week and he asked if River Road had been re-opened and if so, when.

County Attorney Stephens said if it was done, it was done without his knowledge, that a resolution had been entered about a year ago, to close River Road. He said this road was involved with a law suit against the county and to his knowledge the road remains closed unless the order has been rescinded which hasn't been done to his knowledge and if any improvements have been made on River Road, it was a mistake.

Commissioner Willner said to his recollection, the road was left just exactly as it was, pending the outcome of the law suit and in order to refresh his memory, he will have to go back and read the minutes but he wasn't under the impression that the road is closed.

County Attorney Stephens said to his recollection, the road is closed, but neverthe-less, it was contemplated that there would be no further improvements made on it and if there was, it was a mistake.

Mr. Martin said that he couldn't say if any materials were put on the road or not but that he would check it and report back to the Commissioners.

Commissioner Ossenberg said he thought the road had been completely abandoned.

Commissioner Schaad said this matter will be referred to Mr. Stephens who will investigate the legal part of it and the only thing he could say was that if the county did work on the road, that it was just an error and that it could have been a costly error as Mr. Staser had said.

Mr. Staser wondered if there was a weight limit on the road, as it is his understanding that there are heavy semi-trucks who are using the road from Weinbach Avenue to haul coal and when they are loaded, weigh about 70,000 pounds. He said that this part of the road is county owned and county maintained.

Mr. Karch said he believes that the trucks are trying to dodge the state police because they are over loaded.

Mr. Staser said they are concerned because where they are using the road across Mr. Karch's property, they contend it isn't a public road and this is what the law suit is about and also it is a dangerous situation, as the road is too narrow and they fe that the people that rent property from Mr. Karch are going to be injured and the roso close to the river bank that there is a possibility that the river bank will coll

Commissioner Schaad said the Commissioners were fully aware of the problem but they felt they couldn't spend the taxpayers money to build the road for one business out there so this is why he thought it was abandoned, as the county didn't need the road and if it isn't a county road, the Commissioners have no jurisdiction over it.

Mr. Staser said they are concerned about the improvement that has already been made to the road and wanted to know who is responsible for it.

Commissioner Schaad said the Commissioners weren't aware of this and that it will have to be investigated, also that there has been a change of personnel at the County Highway Garage and it is entirely possible that Mr. Martin wasn't familiar with what happened before and maybe the proper records hadn't been corrected at that time.

Commissioner Willner asked the status of the law suit.

Mr. Staser said it has been set for pre-trial conference but he hasn't heard or been given notice on it as yet.

A group of residents who live along River Road, complained that heavy truck traffic is creating a hazardous situation because of damage to the road, the dust, and the speeding trucks. They said that this is on the part of the road that is county maintained.

County Attorney Stephens said that if this is the case, they will have to establish a load limit out there.

Commissioner Schaad suggested that the residents write a letter to the Commissioners of their concern on the condition of this road and he asked Mr. Martin if he would investigate to see just what has been done, after the County Attorney checks the legality of it.

Commissioner Ossenberg read the minutes of the Commissioners meeting of April 16, 1973, where the Commissioners voted to close River Road from the point of its juncture at the West line of the property owned by Mr. Karch, thence East ot the site of the terminal operated by Mr. Bruce until such time as the aforesaid impractical and/or unsafe conditions no longer exist and the use of said road becomes practical and safe. It was also the judgment of the Commissioners that a suitable detour for the diversion of traffic need not be established. The County Highway Superintendent was directed to post an appropriate sign notifying the public of the closing of the aforesaid portion of River Road. Commissioner Schaad made the motion and it was seconded by Commissioner Ossenberg, at that time, to adopt this resolution, on the recommendation of the County Attorney.

The meeting recessed at 10:35 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEY REPORTERS

Robert Schaad Lewis F. Volpe William Stephens C. Leach -G.

Robert Schaad Thomas Ossenberg Robert L. Willner

Secretary: Margie Meeks

William Stephens C. Leach -G. Clabes
B. Chapel-S. Clark

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ROARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 18, 1974

The meeting of the County Commissioners was held on Tuesday, November 18, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor with one correction being made which was on page 5, where Commissioner Schaad said that Seitz Road also needs repaved, since it should have read that Kuebler Road also needs repaved but that it may mean more money than they have but he thought the Commissioners need to look at these roads.

The reading of the minutes was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

A packaged bid was offered by Emma Morgan in the amount of \$110.00 for the following properties:

1902 Judson St....Code 22-70-12....L. 13.....Blk.4....Oakdale

1811 S. Governor..Code 22-71-31....135 Ft of L.5 & 23 Ft. of L.6 Blk.3...Oakdale

1923 S. Governor..Code 22-73-33....Pt. L.30 & 31....Blk.3...Oakdale

1821 S. Garvin St...Code 22-76-18...L.24..Blk.l...Kronenberger Addition to Oakdale

1820 : Judson St...Code 22-70-11....L.12...Blk.4....Oakdale

1914 S. Governor ... Code 22-73-20... L.28... Blk.2... Oakdale

1810 1/2 S. Garvan...Code 22-70-6....23' of L.7...Blk.4...Oakdale

1909 S. Elliott St...Code 22-73-2....L.22...Blk.l....Oakdale

416 S. Linwood....Code 24-36-46....L.8...Blk.7... Rietman & Schulte's Addition 1811 S. Garvin St....Code 22-76-23...L.29...Blk.1...Kronenberger's Addition She said that she was also interested in the property next to 1905 Judson St. Code No. 22-70-32...L.15...Blk.5...Oakdale, since she wanted to stay in the area.

County Attorney Stephens said that he would do the best he could in preparing the deed and getting a legal description on this parcel.

Mrs. Morgan said that these are all small parcels and she would give \$110.00 for all of them and if her purchase is approved she would like for the deeds to be in the name of her nephew which is Anthony Wm. Hill and made in care of her at 651 Line Street...Phone No. 423-9458.

County Attorney Stephens said that these properties are being sold on the condition that the lots will be kept clean and if they aren't kept in a reasonably clean condition the county does have the right to claim the property back. He said this will appear within the deeds and the county makes no representation as to the warranty of these properties, as far as the title is concerned, or any liens that might be on these properties. He said there are no tax liens on them but other than that they make no warranty of title on them.

Commissioner Ossenberg moved that the eleven parcels as listed above, be sold to Mr. Morgan at the price of \$110.00

County Attorney Stephens said he will have the deeds ready next Monday, at which time she can pay for the parcels.

Mrs. Morgan said that she would rather pay the \$110.00 at this time so she was told to go to the Auditor's office and they would hold the money and would write her a quietus for that amount and she could pick up the deeds next Monday and have them recorded.

Commissioner Schaad said it may seem a little irregular to those people present, to be selling these parcels at such a low price but he explained that these lots have come back to the county because someone hasn't paid their taxes and the properties are a constant problem to the county because they have to be maintained and kept clean and the Commissioners feel that even though they sell them at a low cost, if the people will keep them clean, it would be worth it, plus the fact that they will be put back on the tax rolls.

County Attorney Stephens said that since June of 1973, the county has sold 600 parcels, not including what was sold today, at the total amount of \$14,981.00.

The deeds were presented for parcels that were sold last week so the purchasers, Mr. C.R. Chrisman and Mrs. Redgrave, can pick them up and pay for the properties that they purchased and have them recorded.

The bidding on the County-owned surplus property will continue next week.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

 Carol Kelly
 406 Holly Hill
 Clerk
 \$211.87 Se. Mo. Eff: 11/18/74

 Alice Lee
 5111 Nolan Ave. Bookkeeper
 \$251.44 Se. Mo. Eff: 11/18/74

 David Liggett
 VanNess Ave. Operator
 \$3.718 Hr. Eff: 11/18/74

RE: EMPLOYMENT CHANGES ... RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Carol Kelly 406 Holly Hill Bookkeeper \$251.44 Se. Mo. Eff: 11/18/74 Ella Mae Sheets 3307 Bayard Park Clerk \$211.89 Se. Mo. Eff: 11/18/74 David Liggett VanNess Ave. Truck Driver \$3.40 Hr. Eff: 11/18/74

BURDETTE PARK

Dean A. Baumeyer 10149 S.E. Browning Rd. Grounds \$1.50 Hr. Eff: 11/9/74 Kenneth Miller 1519 DeShields Dr. Grounds \$1.60 Hr. Eff: 11/9/74 Betty Upton 1411 Cumberland Grounds \$1.65 Hr. Eff: 11/9/74 Lawrence Ellington 355 S. Koch Ave. Grounds & Main. \$2.00 Hr. Eff: 11/9/74

RE: REZONING PETITION...ERIE CORPORATION

Premises affected are situated on the West side of Highway 41 at the intersection of Highway 41 and I-64 constituting the southwest corner thereof.

The requested change is from A to C-IB. The present existing land use is agricultural and conforming and the proposed land use is for a motel, restaurant, gasoline service station and truck stop and related commercial development.

Mr. Bill Powell appeared, representing Erie Corporation and explained that this petition relates to approximately 55 acres of land at the Southwest corner of I-64 and Highway 41. He said they previously had about 5 acres rezoned and there is a filling station facility there. He called the Commissioners attention to an error that had been made on the maps and said he would furnish them corrected maps, since the present maps show the land south of theirs as being agricultural and it is C-1B for about a quarter of a mile, also that it shows all the land on the East side of Highway 41 as being agricultural and it isn't, that part of it is C-1B. He said that Erie Corporation has entered into an agreement to sell this land to Busler Enterprises and Mr. Busler intends to develop this land for commercial purposes. He said they have a highway permit for a cut and a letter from the State Highway Commission, saying they have no objection to this rezoning. Mr. Powell said that Mr. Paul Kinney, President of Erie Corporation is here, as is Mr. Busler and his attorney, Mr. Keck.

Commissioner Willner moved that the Rezoning Petition of Erie Corporation, VC-13-74, be approved on first reading and be referred to the Area Plan Commission. Commissioner Ossenberg seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: REZONING PETITION.....OMICRON, INC.

Premises affected are situated on the south side of Mt. Pleasant Road, at the intersection of U.S. 41 and Mt. Pleasant Road.

The requested change is from R3a and Clb to M-2. The present existing land is vacant and the proposed land use is industrial park.

Mr. Gary Gerling, attorney for the petition, said that Omicron Inc. is a corporation comprised of thirteen people who are residents of Vanderburgh County and have owned this property and have attempted to develop it for some time. He asked the Commissioners to examine the drawing to show that it is appropriate for Industrial Development. He noted that the storm sewers and the sanitary sewer would service the property and he showed the location of the railroad and the real estate in the area. He said that the front half of the area is zoned as C-1B and the back half of the property is zoned R-3A for Mobile Home Park development. Mr. Gerling said, at the time it was zoned for that purpose, most of the persons in the area, supported by the Chamber of Commerce, Evansville Future Foundation, etc.

urge that it not be approved for a Mobile Home Park rezoning since it should be preserved as prime industrial land. He said there has been a soil and conservation study made by Mr. Pugh and they have laid out a proposed industrial park on the area that keeps in mind, all the recommendations Mr. Pugh has made. He said it is laid out so they get the access to solve the traffic problems without requesting additional cuts on Highway 41 and one of the conditions on the proposed rezoning with the Area Plan Commission, is that their group agreed not to seek a cut on Highway 41 unless the Commissioners suggested it would be better to do so, and one other condition they requested was that they dedicate to the county, for use of Highway, in the future, a 40 foot strip off Mt. Pleasant Road and a 30 foot strip off Baumgart Road and they are willing to deed that to the county without cost, in order to co-operate and to secure the rezoning. He said this rezoning was unanimously approved by the Area Plan Commission and that they have complied with all requests made by all concerned. He presented the prepared deed for the Right of Way.

Commissioner Willner said that he was concerned as to what would be required to follow this through and see that it was done according to the recommendations if this rezoning petition is approved today and that he would like to hear what Mr. Ken Nelson has to say about it.

Mr. Nelson said that the procedure would be that when they apply for permits, they would submit a site plan so they would know where the building is and what elevation they are and he knew that recommendations were made on floodways between Highway 41 and the building site and at that time, they could be sure that the new zoning code would be followed.

There were no remonstrators present.

Commissioner Ossenberg moved that the Area Plan Commission report be approved and that the petition, Docket No. 74-52-PC...VC-12-74 be approved as outlined with the Area Plan Commission. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: AUTHORIZED TO OPEN THE BIDS

County Attorney Stephens was authorized to proceed with the opening of the bids that were received for the roof of the roller rink at Burdette Park.

RE: SOUTHWEST INDIANA MENTAL HEALTH CENTER

Mr. Jerry Evans said that in 1966 and 1967, an arrangement was worked out between the Board of County Commissioners and the Southwest Indiana Mental Health Center and Welborn Memorial Baptist hospital for property the hospital owns, to be sold to the County Commissioners under a contract, per deed, with a lease purchase option, given to the Southwest Indiana Mental Health Center.

He explained that it is a lease option to purchase, which provides for them to have the right to give the County Commissioners notice, with a \$10.00 check and assumption of unpaid liabilities, under the lease, to complete the purchase payment to the hospital for the property. He said he is delivering this letter and check for \$10.00 to the Commissioners, exercising this option.

Mr. Evans said that the Southwest Indiana Mental Health Center is not a profit making corporation and its membership is made up of representation of government and civic organizations interested in mental health, as well as certain individuals, representing Vanderburgh County, Posey County, Warrick County and Gibson County. He said the option reads that it is to be presented to the Commissioners who have five days to prepare the assignment and to complete the exercise. He said he has discussed the matter with the County Attorney and he thought they had worked on the option to the mutual satisfaction of both parties.

Commissioner Schaad said he understood that this must be exercised before the end of the year and asked if any of the other Commissioners had any questions to ask Mr. Evans on this matter.

The balance on this property is \$5,000.00.

Commissioner Ossenberg said he has talked with the County Attorney about it and he knew it was written in the contract but the only thing he had fear about was the fact that after they take control of it, if there would be a possibility of them going out of business and several doctors take it over because it then wouldn't be operated by a non-profit organization.

Mr. Evans said that the Southwest Indiana Mental Health Center is a non-profit corporation under Indiana law and it has also obtained a rederal tax exemption as a public non-profit charitable corporation, that both, the laws of Indiana and the Federal tax laws that they are under now and are qualified for, require that

the assets of the corporation be dedicated to public charitable use. He said if the corporation would go out of existance, it would have to see that the assets were continued to be used in a charitable manner and that it couldn't go to private use.

County Attorney Stephens said that what Mr. Evans has said is correct in every respect. He thought that one falacy in the original contract in 1966, when the county bought the property from the hospital, there was a conditional clause in the contract between the county and the hospital, where it said the property shall always be used for a mental health facility but it didn't say non-profit mental health facility and the question raised by the Commissioners was that they would like to see it remain non-profit but there is obviously no way they can control that but in his opinion, the contract was ill conceived and ill drafted but is legal, as far as he knows.

The Commissioners have acknowledged the receipt of the letter and the \$10.00 check in their offer to enter into this agreement to exercise the option.

After further discussion, Commissioner moved that this matter be taken under advisement for one week at which time action will be taken. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Treasurers office was submitted to the Commissioners for the month of October.

Report received and ordered filed.

RE: REQUEST OF ACCEPTANCE OF STREETS

The following letter was received by the Commissioners from Guthrie May & Co. Inc. on the Valley Downs Subdivision:

Gentlemen:

We hereby submit the following concrete streets with integral curbs for your approval and request that they be accepted and maintained by the county:

Oxmoor Road from the intersection of Saratoga Drive east to the intersection of Autumnwood Way

Autumnwood Way from the intersection of Oxmoor Road souty to the intersection of Spring Valley Road

The plans for the construction of the streets were approved by the Board of County Commissioners on December 12, 1972. The plat was recorded on January 1, 1973.

Sincerely, Donald J. Blume, Vice President.

Commissioner Ossenberg moved that this matter be referred to Mr. Nussmeyer's office office. Commissioner Willner seconded the motion. So ordered.

RE: BIDS RECEIVED Roller Rink roof at Burdette Park

The following bids were received for the roof of the roller rink at Burdette Park:

Deig Brothers\$15,936.00	Peyronnin Construction\$15,500.00
Key Construction\$22,490.00	Empire Steel\$21,670.00
U.S. Sheet Metal\$15,983.00	A.A. Roofing Co\$17,000.00

Commissioner Ossenberg moved that these bids be referred to the County Engineer until next week, at which time he can make his recommendation and the bid will be awarded. Commissioner Willner seconded the motion. So ordered.

RE: LETTER RECEIVED

A copy of a letter to Mr. Angermeier, from the Building Authority was received by the Commissioners on cost of enlarging room 227 in the City-County Building.

Commissioner Schaad said that the letter is apparently in answer to a request of Mr. Angermeier's, to the Building Authority to enlarge room 227. It reads as follows:

Dear Mr. Angermeier:

We quote you as follows:

Furnish labor and material to move approximately 30-ft. of West wall of Room 227 about 9-ft. West into room 225 and make return wall on South end.

Make necessary alterations to air conditioning and heating and electrical system......\$1150.00.

Price guaranteed for thirty (30) days only.

In accordance with established practice, written authority for this type of alteration must come from the County Commissioners and the Mayor, together with a purchase order covering work to be performed.

If there is any further information needed, please advise.

Sincerely, C.G. Ruston, General Manager

The Commissioners didn't seem to be familiar with this request and Mr. Volpe said that as long as they are talking about authorization, they might as well bring in the outgoing Pigeon Township Assessor and the incoming Pigeon Township Assessor as well as the County Assessor because he can see nothing but problems if the Pigeon Township Assessor does not agree to it since it will be cutting into his office space.

Commissioner Willner suggested that the Commissioners go and look at these offices so they can see what they are talking about.

Commissioner Willner moved that this matter be taken under advisement for one week. Commissioner Ossenberg seconded the motion. So ordered.

Those concerned will be notified.

RE: REQUEST TO NAME STREET

The following letter was received from Attorneys, Cox & Mitchell, addressed to Mr. Thomas of the Area Plan Commission in reference to Marvin Huff's Private road:

Dear Doug:

Pursuant to your request, we are asking that a private road leading east off of Darmstadt Road, just south of the Clearcrest County Club, running east approximately 1,020 feet to Marvin Huff's property be named for the purposes of providing postal service to the common road of those who will be living in the fifty acre tract. The road has recently been surfaced with stone and is 900 feet north of the intersection of Orchard and Darmstadt Roads on the east side of Darmstadt.

The order of preference for the name of the road is as follows, listed in priority:

- 1. Cedar Hill Drive
- 2. Salem Hill Drive
- 3. Pin Oak Drive

Please use this letter as the necessary authority to have the postal service available to those numbers which your office will assign.

While the perspective owners will not be building houses there for some time, with the exception of Mr. and Mrs. Marvin Huff, Jr., the other two owners of some of the property partitioned off will be Mr. and Mrs. James R. Trockman and Mr. & Mrs. Will T. Chance.

If you need any further information, please do not hesitate to contact me.

Commissioner Willner moved that the name of Cedar Hill Drive be approved as the name of the street as described above. Commissioner Ossenberg seconded the motion. So ordered.

Mr. Thomas of the Area Plan Commission will notify the people that this name has been approved by the Commissioners.

RE: NOTICE OF PETITION TO REZONING IS SCHEDULED

A notice was received by the Commissioners since the county is an owner of real estate contiguous to 113-129 N.E. Third Street which is owned by the City of Evansville, Ind. Department of Redevelopment, the sender of the letter. They will petition request that the real estate at said address be rezoned from C-3 Central Business District to C-4 General Commercial and if successful, will sell this real estate for purposes of being used for the sale of new and/or used cars.

The first hearing on this rezoning is set for the Evansville City Council on November 18, 1974, at 7:30 p.m. C.S.T. in the City Council Room.

Commissioner Schaad said that the reason that the county is being informed of the meeting, when they will request approval of this rezoning, is because the county owns the property across the street from the property in question. Letter received and filed.

RE: HEARING OF REZONING RESCHEDULED

The following letter was received by the Commissioners in a follow-up to the previous notice of petition for rezoning property, from the Redevelopment Commission:

To: All owners of real estate contiguous to 113-129 N.E. Third Street, Evansville,

Dear Owner:

We previously notified you of a first hearing before the Evansville City Council on a petition to rezone real estate commonly known as 113-129 N.E. Third Street.

This is to advise you that said hearing, which will be the first hearing on said petition, has been rescheduled for November 25, 1974, at 7:30 p.m. C.S.T. in the City Council Room on the Third Floor of the Civic Center Complex.

Signed James Lindsey, Executive Secretary

Letter received and filed.

RE:PUBLIC NOTICE....LIMITS OF JURISDICTION

A letter was received from the Department of the Army, Louisville District Corps of Engineers on limits of jurisdiction.

County Attorney Stephens said that they are apparently giving notice that the Corp of Engineers is re-determining the extent of their jurisdiction over the navigable waters of the United States and if you wish to make any improvements on the waterways, they will have to comply with the regulations as set out by the Corp of Engineers.

County Attorney Stephens suggested this matter be referred to Mr. Pugh and the Area Plan Commission.

The Commissioners secretary will see that they have copies of these regulations.

RE: MATTER OF REDEMPTION OF ISSUANCE OF DEED

Commissioner Schaad said that this is a matter that needs special attention since an Odessa T. Matthews of 824 Sycamore St. is about to lose her property, that it is about to be taken by the county and it is his understanding that it was her opinion that if she filed for her old age exemption, she didn't have to pay taxes anymore but she owes \$426.98. The property was to be deeded to the county in December of this year and she said that she could pay \$50.00 on Dec. 2 & \$40.00 per month to pay off this debt.

Mr. Volpe said that people get confused with the taxes and exemptions. The legal on this property is Ballard's Addition...Lot 14...Blk. 2. He said that the county has the certificate but doesn't have the title.

County Attorney Stephens said that perhaps after the deed comes up, the county can deed it back to her and she can then pay the taxes that she owes because he didn't think there was any way he could do it before then, because he couldn't take time payments.

He said that if an agreement was made with the treasurer to pay it off with time payments and pull the title, it would be opening the door to everyone who has a similiar problem.

Commissioner Willner wondered if Mrs. Matthews could borrow the money to pay the taxes due and redeem her title, as it would be the best thing to do.

Commissioner Willner moved that this matter be referred to County Attorney Stephens so he can contact Mrs. Matthews in regard to this problem and inform the Commissioners of his findings next week. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIMS

A claim was received from Torian Insurance Agency for insurance premium on Burdette Park in the amount of \$2,115.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Torian Insurance Agency, Inc. for the insurance of the Buildings and contents at Burdette Park in the amount of \$3,537.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

The following claims were presented from the City of Evansville:

County Share of expenditures from July 1 thru Sept. 30, 1974...Purchasing...50% in the amount of \$9.751.76

County share of expenditures from July 1 thru Sept. 30, 1974...Traffic Engineer.. 14%, in the amount of \$11,093.38.

County share of expenditures from July 1 thru Sept. 30, 1974...Health Department... 21.5 percent, in the amount of \$20,151.96.

Commissioner Ossenberg moved that these claims be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: MR. JUDD

Mr. Judd said that they were painting the lines out on St. Joe and St. Wendell this morning. He said they were going to paint the stop blocks and put them down.

Commissioner Schaad said that last week that the Commissioners decided not to use the buttons out there since the surface isn't good enough to do so and that they wait until spring and see how it works out and if it doesn't, the road may then have to be resurfaced and the buttons installed at that time.

RE: GREEN RIVER ROAD

Commissioner Ossenberg said that on Green River Road, where they set a 35 mile per hour speed limit, there are no signs up there yet.

Mr. Judd said that those signs have been installed twice already and he would have to check them again.

Commissioner Schaad suggested that Mr. Judd report this to the Sheriff.

RE: MR. MARTIN

Mr. Martin submitted his absentee report of the employees at the County Garage for the past week. Report received and filed.

RE: FOLZ LANE....CHECK RECEIVED

Commissioner Schaad said that Folz Lane had needed resurfacing badly and when the water went down 1/3 of it, the Water Company agreed to pay 1/3 of the cost for the resurfacing so a check was received from the Water Company in the amount of \$497.66.

Commissioner Schaad requested that Mr. Volpe put this money back into the County Highway Garage Fund.

RE: RIVER ROAD

A question came up last week on whether the county had improved the portion of River Road that had been abandoned by the county some time ago and Mr. Judd said that he would have to check on it.

Commissioner Schaad said the county highway department crew had no record of the Commissioners legally abandoning the road last year and did work on River Road, up to the point it had done before the abandonment, that since there had been a change of personnel and Mr. Martin wasn't familiar with the action that had been taken. He said the work cost \$99.00 and he said that no more work would be done on River Road beyond Mr. Karch's property.

He said that one thing that was mentioned last week by the residents of River Road was that the heavy trucks were tearing up the county roads.

Mr. Martin said this was true and that the cost would be tremendous to repair it.

Commissioner Schaad said that the only thing he is concerned about now is, what they are going to do from Mr. Karch's property, west, to Weinbach Ave. He said there is no point in closing it if the man that has the dock out there, grades it and keeps the road in repair but if he starts asking the county to repair it, they might consider closing the whole thing.

RE: INSURANCE ON TRUCKS

Mr. John said the county has six trucks and BurdettePark has one and they are on loan from the Civil Defense and he thought the county should have insurance on them.

County Attorney Stephens said that Mr. John should call Torian Insurance Agency and tell them about problem and they will probably insure them under an assignment from Civil Defense.

Mr. John said that he would call the Insurance Company.

RE: CLAIM

Mr. Nussmeyer presented a claim from G. H. Allen for partial payment on Old Mt. Vernon Road Structure #122. #216-3770 at \$1,876.13 and #203-3812 at \$208.46. The total amount of the claim is \$2,084.59.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: VANNESS AVENUE

Commissioner Schaad explained that they had a problem on VanNess Avenue, just off Upper Mt. Vernon Road, that the road out there isn't wide enough for the school buses to make a turn and it is very dangerous and hazardous. He said they did paint the curb yellow and then some vandal painted it green and someone had told him that the man on the corner out there had come out too far with his property and built a curb on the County Road Right of Way so he asked Mr. Ludwick to check on it.

Mr. Ludwick submitted a report on this matter, in that VanNess Avenue is located between Upper Mt. Vernon Road and Hogue Road. The road is 1/4 mile in length and has a chip and seal base. This street is an unrecorded plat and in checking Perry Township-Outside the city, records state that this road was accepted by the county for maintenance on September 10, 1962. He said the party who owns the property on the west side of VanNess, heading south, has recently placed concrete curbs and gutters along his property and to his knowledge, this man has not checked with the Building Commissioners office, nor with the Surveyor's office, concerning standards that should have been required. He said the curb is within the County Right of Way and the Commissioners may want to have the County Attorney look into this matter regarding building code violations. He said parking on the street seems to be the greatest problem.

Mr. Ludwick said the curb is 17 feet from the center line of the existing road but he didn't know what the road was before and now, because of that curb, there is a parking problem and the people park all over the place out there.

County Attorney Stephens recommended that the Sheriff ticket the cars that are in the County Right of Way, against the yellow line.

This matter was referred back to the Traffic Department for Mr. Judd to check and see if there is another solution to this traffic problem.

RE: INVITATIONAL BIDS RECEIVED Bridge Structure No. 52 on Hogue Road

There were three invitational bids received on the emergency of the Bridge #52 on Hogue Road. The Engineer's estimate is \$25,600.00.

The bids are as follows:

Deig Brothers.....\$16,824.00 G. H. Allen.....\$19,722.50 Barnett Brothers.....\$30,304.20

The bids were in order and were checked out and Mr. Nussmeyer recommended that the emergency on Hogue Road be awarded to the low bidder.

Commissioner Ossenberg moved that the contract be awarded to Deig Brothers at the cost of \$16,824.00. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF WHICH ROAD TO REPAIR

Commissioner Schaad said that Mr. Feigel and Mr. Ludwick had stated, last week, that there was \$24,000 left in the contract to resurface the county roads and three roads that need repaired, were mentioned. They were Burkhardt Road, Kuebler Road and Seven Hills Road.

He said the Commissioners went out to look at them and they thought that any of the three might be done with the money that was left, that Kuebler Road and Seven Hills Road were in about the same dis-repair and Burkhardt Road didn't look quite as bad as the other two, so he called Mr. Feigel to see if he thought whether one of these roads could be done with the money they had. He said they came up with the factor of 800 on Kuebler Road, 600 on Seven Hills Road and a factor of 1000 on Burkhardt Road, so if one of the three needs to be done, according to the formula, it would be Burkhardt Road.

Mr. Feigel said that the prime problem on Burkhardt is north of the bridge. He submitted a report on the three streets, also the following cost estimates based on no shoulder grading and no shoulder stone being placed.

Burkhardt Road - from north end of paving at new bridge on Burkhardt Road to Olmstead...approximately 0.35 miles.....\$10,250.00.

Burkhardt Road - from south end of paving at new bridge on Burkhardt Road to Old Boonville Hwy.\$24,000.00.

Seven Hills Road - Volkman Road to State Highway 57.....approximately 1.6 miles\$47,500.00

Kuebler Road - State Highway 65 to Fischer Road.....approximately 1.65 miles..

Commissioner Ossenberg said he couldn't see spending this kind of money on Seven Hills Road and Kuebler Road, with no more traffic than there is on them, that he thought the County Highway Department could possibly do them next year.

There was more discussion of which road should be repaired with the money available and Commissioner Willner asked the Commissioners to keep in mind that there wasn't any roads in the Northern part of the county let on contract for the last six or seven years that he knows of.

Commissioner Willner then moved that Burkhardt Road be repaired at the cost of \$10,250.00, from the north end of paving at the new bridge on Burkhardt Road to Olmstead. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. NUSSMEYER

Mr. Nussmeyer presented the Commissioners with a copy of a letter that he sent to Mr. Nichols, the Assistant Chief Engineer, regarding the Old State Road overpass project, which reads as follows:

Dear Sir:

The Vanderburgh County Engineering Department is submitting the revised plans for the Old State Road Overpass Project for your approval.

We need your approval as soon as possible so that we can let a contract for this project yet this year, with a starting date in early spring of next year.

Within the next week, I will submit the Specifications for this project, which I am now in the process of finalizing, to you for your approval.

Please let us hear from you as soon as possible on this matter so that we can advertise this project in the near future.

RE: EASEMENT PRESENTED

Mr. Nussmeyer presented an easement from L & N Railroad Co. on Bergdolt Road, which is between Oak Hill and Hitch Peters Road.

Commissioner Ossenberg moved that this Right of Way be accepted from the L & N Railroad Co. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO ACCEPT STREET FOR COUNTY MAINTENANCE

A letter was received last week from residents of Vernonwood Court, that this street be accepted for county maintenance and was referred to the County Surveyor's office for recommendation.

Mr. Ludwick said their office checked this street and found that it is 198 feet in length and 21 feet wide and that the street is blacktop and in good condition and that the property owners have expressed their willingness to give additional Right of Way before the county accepts the street, as is required by the state. He said the total Right of Way should be 25 feet from either side of the center of this roaq, as platted.

Mr. Ludwick recommended that the street be accepted if the property owners will grant the necessary Right of Way.

This matter was referred to County Attorney Stephens so he can see that it is done and Commissioner Schaad said that when the Right of Way is received, they will accept the street.

The meeting recessed at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Lewis F. Volpe	William Stephens	<pre>C. Leach B. Chapel S. Clark B. Thompson</pre>

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 25, 1974

The meeting of the County Commissioners was held on Monday, November 25, 1974, at 9:30 a.m. in the Commissioners hearing room with President Schaad presiding.

The minutes of the previous meeting were approved with one amendment, last weeks minutes stated one address on the Surplus Property list was 1801-1/2 S. Garvin and it should read 1801-1/2 S. Judson.

At this time the Commissioners signed the deed for Property sold last week.

RE: COUNTY OWNED SURPLUS PROPERTY

A package bid was offered by Emma Morgan in the amount of \$30.00 for the following properties:

21-60-1....413 E. Gum....Elliotts Enlg....L. 5....Blk. 7
23-14-16....706 Bayard Park....Columbia Addn....East Half Lot 36....Blk. 13
33-65-13....Prosperity....Garden Acres....Pt. lt. 31

Commissioner Willner moved they accept the bid of \$30.00, seconded by Commissioner Ossenberg. So ordered.

RE: COMMISSIONER WILLNER

Commissioner Willner said while campaigning for County Commissioner and the talk of Vandi-Gov, he said he talked to a lot of people in regard to County Government and he finds that most everyone he talked to was very happy with the County Government as it is except for one thing, he said most people would like to see one Commissioner as a full time office holder. He said he would like to have the views of the other Commissioners and the County Attorneys to see if it would be feaseable to sponser a bill in the legislature of making the President of the Commissioners a full time job.

Commissioner Willner said he thinks the Association of County Commissioners also finds this true throughout the State of Indiana, especially in second and third class countys'.

Commissioner Ossenberg said he would have to study the fact that if they make one Commissioner full time, it seems to him the salary would have to be adjusted to make it worth his while. He said he feels since they would be putting all the burden on the one full time Commissioner, the other two (2) should have a reduction in their pay.

Commissioner Willner said his feeling is that the full time Commissioner could travel when needed and to check into Federal Monies.

President Schaad said the County Council wants to hire a person to investigate the possibility of Federal Funds and he feels this would be a duplication.

At this time the County Commissioners authorized Mr. Swain to open the bids on the roof at Burdette Park to see if they are in order.

RE: COMMISSIONER OSSENBERG

Commissioner Ossenberg asked Mr. Stephens if he had a figure on how much the Surplus Property would generate back in taxes. Mr. Stephens said he had no way of knowing right now. He said since June of 1973 until the present time they have sold 81 parcels of land totaling \$15,121.00. He said he would have to check each code number and find out what the new assessment will be before he will know just what the taxes will be. He said he would do this and report back to the Commissioners.

RE: JAMES ANGERMEIER

President Schaad said this is not on the agenda but last week they had a request from Mr. Angermeier. He said this request has been deferred by Mr. Angermeier until the first of the year.

RE: PERFORMANCE CHECK.... VOTING MACHINES

President Schaad said the people who moved the voting machines have requested that the check for \$250.00 they put up in good faith be returned to them.

President Schaad said he remembers that there was some damage done on a Church and he doesn't know if that damage has been taken care of or not.

Mr. Stephens said this was a performance check and had nothing to do with this damage.

Mr. Volpe said they just endorse the check right back to them.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

PLEASANTVIEW REST HOME

Thelma Kisner.....1317 E. Franklin St......Cook.....\$1.90 hr.....11/21/74

CLERK OF CIRCUIT COURT

Jane Wilkie.....6617 Kratzville Road.....Dep. Clk......\$214.00.....11/24/74

RE: EMPLOYMENT CHANGES RELEASES

PLEASANTVIEW REST HOME

Vivian Guerin....602 Jefferson.....Cook.....\$1.90 hr.....11/13/74

CLERK OF CIRCUIT COURT

Deborah L. Dersch.....R.R. 1 Nurrnebern....Dep. C1k.....\$214.00.....11/23/74

RE: BURDETTE PARK ROOF

President Schaad said this was referred to the County Engineer last week.

He said the County Engineer recommended approval of the bid submitted by the Peyronnin Construction Co. in the amount of \$15,500.00.

Commissioner Ossenberg moved they accept the approval of the County Engineer, seconded by Commissioner Willner, so ordered.

RE: ODESSA MATTHEWS

President Schaad said this lady was under the impression that once you reach a certain age you don't have to pay taxes anymore.

Mr. Stephens said he talked with the Treasurer's office and worked it out with them.

President Schaad said she will pay \$50.00 on the 2nd of December and \$40.00 a month after that until she catches up her back taxes to keep from losing her property.

RE: KANSAS ROAD BRIDGE

Mr. Volpe said he called Mr. Gordon McIntyre in Indianapolis and he said he could see no reason why the money wouldn't be approved in the normal 12 day period, so they might as well let the bid today.

Commissioner Ossenberg moved the bid be given to G.H. Allen Co. in the amount of \$139,911.14, seconded by Commissioner Willner, so ordered.

RE: SOUTHWESTERN INDIANA MENTAL HEALTH CENTER

President Schaad said this was discussed last week.

Mr. Gerald Evans spoke at this time and said this matter was presented to the

Commissioners last week and it is in the minutes, he said it is an option to acquire property now occupied by Southwestern Indiana Mental Health. He said he had the document prepared and need the Commissioners signature.

Mr. Stephens said he has looked this over and it is in proper order.

Commissioner Willner moved thevapprove the request, seconded by Commissioner Schaad, so ordered.

RE: FRED RIECHMAN....CONRAD BAKER FOUNDATION

Mr. Reichman said it was necessary to replace 2 sections of the boiler at the Old Court House and he has the bill from Evansville Wet Heat in the amount of \$1360.00. He said they were covered by insurance for about 90% and all that is required is for the Commissioners to endorse their interest in this insurance settlement over to Evansville Wet Heat.

Commissioner Willner moved it be approved, seconded by President Schaad, so ordered.

Mr. Reichman said while he was here he had one other request. He said about a year ago they tore down the annex and at the time it was his understanding that part of the Commissioners participation in that they would get rock on that lot.

President Schaad said this would come out of Mr. Hotz budget and he said he has no money for this.

President Schaad said he doesn't recall this agreement but they will research the minutes and see if they can find it.

RE: GROUP INSURANCE

President Schaad said they have an endorsement of the Insurance Policy that will be effective next year, he said this is on the new insurance to be given to all County Employees after the first of the year.

Commissioner Willner moved they sign the endorsement, seconded by Commissioner Ossenberg, so ordered.

RE: TOM PUGH

Mr. Pugh presented the Commissioners with a re-newal agreement with the Soil-Conservation.

Mr. Pugh said this is the regular 6 months agreement.

Due to a conflict in the time of the agreement this was referred back to Mr. Pugh for one week so he can get a clarification on it.

RE: MONTHLY REPORTS

The monthly reports for the Traffic Dept. and The Clerk of Circuit Court were presented to the Commissioners.

President Schaad said to let the record show that these reports received and filed.

RE: LETTER FROM ARTHUR GRIFFITH

The following letter was sent to the Commissioners from the Attorney Arthur Griffith:

November 18, 1974

TO: The Mayor and the Common Council of the City of Evansville, of Evansville Indiana
Civic Center
Evansville, Indiana

In re: Cohoon vs Evansville Vanderburgh School Corporation

Gentlemen:

You are hereby notified that Jerry and Pamela Cohoon are holding the School Corporation, the City of Evansville and the Vanderburgh School Corporation liable for the damages sustained by Jerry and Pamela Cohoon resulting form injuries to Pamela Cohoom on September 20, 1974 at Harrison High School when she was attacked and beaten on the school grounds as a direct and approximate result of the negligence and carelessness of the School Corp., the City of Evansville and Vanderburgh County jointly and severally. Her injuries consisted of bruises and contusions to her whole body from being kicked and nummeled and concusion and cuts, lacerations and hemorrhages, doctors and hospital bills, pain, suffering, mental anguish, humiliation, embarrassment, lost of services and future medical bills, pain, suffering mental anguish, embarrassment and loss of services.

Sincerely yours,

Arthur Griffith

President Schaad said to let the record show that this letter is received and filed.

RE: TELEGRAM....OLD RIVER ROAD

The following Telegram was sent to the Commissioners:

Bob Schaad Civic Center Evansville, Indiana

Please help do something to keep coal trucks off old River Road. People live there and makes the roads almost impossible to get to work. Also danger with speeding for the resident area.

The telegram was signed by the residents of Old River Road.

President Schaad said this is no longer a county road and therefore there is nothing they can do except show the wire received and filed.

RE: MEMO TO DEPARTMENT HEADS

President Schaad said the following memo is being sent to all Dept. Heads under the Commissioners budget:

TO ALL DEPARTMENT HEADS:

Effective today, Monday, November 25, 1974, all emergency appropriation requests are to be turned in to the County Commissioner's Office. When they are approved by the Commissioners, the request will be forwarded to the Auditor's office for placement on the County Council's agenda.

The Auditor has been instructed by the County Council and the County Commissioners not to accept any request of this nature from individual department heads.

The memo was signed by all three (3) Commissioners.

RE: EMPLOYEES FOR 1975

President Schaad said another memo is going out to all Office Holders to send in their list of employees for 1975. He said this list will be approved at their first meeting of 1975. He said there was no date on the memo and to let the record show that the date was November 20th.

RE: CLAIMS

President Schaad said they had two (2) claims from the sheriff for feeding of prisoners, the first one is for September 15th. to October 14th, in the amount of \$8839.05.

The second is for October 15th. to November 14th. in the amount of \$8375.25.

Commissioner Ossenberg moved they approve both claims, seconded by Commissioner Willner, so ordered.

RE: COMMISSIONER WILLNER

Commissioner Willner said he is under the impression that Clyde Oviatt, the Veterans Service Officer, who is up for re-appointment next year be replaced. He said he has no hard feelings against Mr. Oviatt and he feels he has been a wonderful public servant for a number of years, but, he does feel this position should be changed in the coming year. He said he would like to suggest to the Commissioners that they let this come about and they contact the Council of Veterans organization and ask them for three (3) names of qualified persons to fill that vacancy and submit them to the Commissioners for their selection.

RE: HERMAN HOTZ....BIDS FOR DOORS

The following bids were presented to the Commissioners for the doors at Washington Home:

Robert H. Myers Co....Range from \$5240.68 to \$11,416.12 Kister Lumber of Louisville....\$5659.51 Village Home Builders....Range from \$4408.57 to \$5496.21

Mr. Swain said the bid of Proposal Bond is not signed by the Principal on the Village Home Builders bid. He said it is signed by the Surety but not by the Principal.

Mr. Hotz said he has the money for this.

Commissioner Willner moved the bids be referred to Mr. Hotz for one (1) week, seconded by Commissioner Ossenberg, so ordered.

RE: ED MARTIN

Mr. Martin presented an absentee list to the Commissioners, President Schaad said to let the record show the list received and filed.

RE: DICK NUSSMEYER

Mike Ludwick presented four (4) claims to the Commissioners for approval, they are as follows:

Barnett Bros. in the amount of \$18,715.48 for the Pollack and Fuquay intersection. Barnett Bros. in the amount of \$24,023.60 for Structure 148.

G.H. Allen in the amount of \$8,175.62 for Structure 123.

G.H. Allen in the amount of \$6,766.19 for Kansas Road Bridge, East and West of Highway 57.

Commissioner Ossenberg moved the above claims be approved, seconded by Commissioner Willner, so ordered.

Mr. Ludwick presented an amendment number 14 to the Commissioners for approval and their signatures.

At this time the Commissioners signed the amendment.

Commissioner Ossenberg asked Mr. Ludwick if his office has received any favorable confirmation on Old State Road for the L.&N. Railroad.

Mr. Ludwick said they got a call Friday and that they should have received a letter on the approval, but the letter didn't come.

Commissioner Ossenberg said the L.EN. Official he talked to said the approval should be received Tuesday.

RE: JOHN FEIGEL

Mr. Feigel said when they completed the work assigned under the paving contract there was sonething like \$24,000.00 left. He said the next priorty was Burkhardt Road and authorized to proceed under the contract with the paving on the North part of Burkhardt Road. He said enough of that road has gone in to lead them to believe that the estimate they gave them would do this work. He said this leaves about \$13,000.00 in the budget that could be expended. He said they inspected the lower part of Burkhardt after a rain and you can tell more if a road is wet. He said the road was dry in spots which shows the water is going down in the road.

He said there review would recommend that as a place to spend this money is to come on south on Burkhardt Road with what they call a drag binder course in the amount of \$13,600.00. He said this is based on their experience.

President Schaad said he talked to him on the phone and what they are wanting to do is put a 1-1/4 to 1-1/2 inch sealer on to prolong the life of the road.

Mr. Ludwick said they would recommend that Burkhardt Road be completed.

Commissioner Willner moved they finish Burkhardt Road seconded by Commissioner Ossenberg, so ordered.

President Schaad said he has talked to Keith Lochmueller about a new list of roads to be repaired next year.

The meeting recessed at 10:42 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY	REPORTERS
Robert Schaad Thomas Ossenberg Robert Willner	Lewis F. Volpe	William Stephens Thomas Swain	B. Chapel C. Leach S. Clark

Secretary: Margie Meeks By: J.W.

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 2. 1974

The meeting of the County Commissioners was held on Monday, December 2, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

Deputy Shcriff Terry Hayes opened the meeting, this being the first meeting of the month.

The minutes of the previous meeting were approved as engrossed by the Auditor with one correction made, in that an address on the County owned surplus property read 1810 1/2 South Garvin and should have read 1810 1/2 Judson Street.

The reading of the previous meeting's minutes was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the county-owned surplus property at this time but this will be continued later in the meeting, since someone expressed interest in some parcels and they may show up later.

RE: AUTHORIZED TO OPEN BIDS

Commissioner Willner moved that the County Attorney's be authorized to proceed with the opening of the bids that were received on uniforms for the County Highway Department.

Commissioner Ossenberg seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

VOTERS	REGIST	RATION	OFFICE
THE RESERVE AND ADDRESS OF THE PERSON NAMED IN			

PROSECUTORS OFFICE

James M. Redwine 7307 E. Powell Deputy \$16,000.00 Yr. Eff: 11/18/74

PLEASANTVIEW REST HOME

Melvileen Redman 19 E. Louisiana Aide \$1.90 Hr. Eff: 11/26/74

RE: EMPLOYMENT CHANGES.....RELEASES

PROSECUTORS OFFICE

Murray West	1912 Plantation Crt.	Deputy	\$16,000 Yr. Eff: 11/15/74
Alan Kissinger	1103 N. Second	Deputy	\$ 8,000 Yr. Eff: 11/15/74
James M. Redwine	7307 E. Powell	Deputy	\$10,000 Yr. Eff: 11/15/74

PLEASANTVIEW REST HOME

Lois VanWay 1322 Parrett St. Aide \$1.90 Hr. Eff: 11/29/74

RE: COMMENT ON APPOINTMENT TO BE MADE

Commissioner Ossenberg said that he knew the Democratic County Chairman will soon be making a new appointment to the voters Registration Office as a department head and since this comes under the Commissioners budget, he would like and respectfully request that it go on record in asking the Democratic County Chairman that whoever he names to this particular position to serve as full time, which isn't being done at the present time.

Commissioner Willner asked what the salary was for the department head of the Voters Registration Office.

Commissioner Ossenberg said the salary was over \$7,000 per year and that it seems odd to him that everyone else down there serves full time and that Mr. O'Day has made a part time job out of it.

Commissioner Ossenberg moved that the Democratic Chairman appoint someone at this position for full time. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR LEAVE OF ABSENCE

A request was received by Mr. Ken Nelson for a three-day leave of absence plus traveling time.

Commissioner Schaad said that Mr. Nelson was special ordered to Texas for three days, December 3rd to December 5th. by the army and it is the Commissioners policy to give approval for any leave.

Commissioner Ossenberg moved that the leave of absence be granted to Mr. Nelson. Commissioner Willner seconded the motion. So ordered.

RE: MR. LOCHMUELLER

Mr. Lochmueller had been asked to check into our county roads and be sure that we are getting all the gasoline tax money that we have coming.

Mr. Lochmueller said he had been in contact with Mr. Wood of the County Highway Department, who told him that the map he requested was put in the mail today and beyond this point, he has been working from the work sheet and some roads had been deleted. He said there are 472 miles of county roads that they are now getting gas tax money from but that he doesn't have the exact number of additional miles which will be from 20 to 35 miles.

Commissioner Schaad said that he wants to be sure that the county gets all the gas tax money they are entitled to because it will be darned scarce next year anyway.

Mr. Lochmueller said he would continue to pursue this matter and report on it at a later date.

Commissioner Schaad asked Mr. Lochmueller if he had any idea as to how we stood on the preliminary engineering on Outer St. Joe Avenue.

Mr. Lochmueller said they were requested by the state to furnish four items before they would submit that application and he is in the process of finishing this and was going to submit it this week. He said one item was that the recommended transportation plan be adopted and this has been holding them up a little but they have been meeting in the direction of this being adopted.

Commissioner Ossenberg said that this is the Commissioners number one priority but the number one priority on this is actually the by-pass around Mead Johnson & Co. He said Mr. Lochmueller wants to meet with the Commissioners a little later this morning to bring them up to date.

Mr. Lochmueller said he would also like to meet with the County Engineer to review with him, their design on Oak Grove Road and State Route 62, as they are a little concerned with some turning movements in that design.

RE: OPENING OF BIDS ... UNIFORMS

The following bids were received for the rental of the uniforms for County employed

Charles Todd Uniform Service\$4,875.60 - Uniforms...\$1,188.00 - Jackets...No charge for lockers..........Total of \$6,063.60.

Means Services.....\$3.00 per unit, per employee for uniforms....\$1.00 per week, per employee for Jackets....No charge for lockers.

Mechanics Laundry.....Uniforms - \$3.00 for three changes, \$4.00 for four changes, \$4.75 for five changes and \$13.00 for six changes....No charge for lockers, repairs or replacements, etc. but will charge for lost articles.

Commissioner Willner moved that these bids be regerred to the County Highway Department and Mr. Cravens of the Purchasing Department for checking and recommendation

Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIM

A claim was submitted from the Terminal Warehouse Co. Inc. for the rental of space for storage of the voting machines from December 1, 1974, to January 1, 1975, Invoice #10671, in the amount of \$500.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CERTIFICATES ON PROPERTY PRESENTED

Mr. Volpe submitted certificates on property that was bid into the county on December 3, 1974.

Commissioner Schaad said that if these parcels aren't picked up by next year, they will be sold along with the other county-owned surplus property.

Mr. Volpe said that next week, he will have the deeds on the parcels that the county received certificates on a year ago.

The property that was bid into the county on December 3, 1974, are as follows:

Code	Description	Taxes due	Cert. No.
2-195-44 8-16-3	S 1/2 SE Pt. Sec. 12 6 11 Frac. Sec. 8 7 10 .2 Acres NE 1/4	\$98.89	2-A
12-82-2	90 x 966 Ft. (Includes Condemnation) Triangle Pt. Sec. 4 7 10 Greenville	\$956.19	4-A
22-02-2	Blk. 1	\$120.79	5-A
15-10-31	Rosedale Park Pt. L. 32 Blk. 2	\$127.47	6-A
15-10-32	Rosedale Park Pt. L. 33 Blk. 2	\$ 86.60	7 - A
15-11-9	Rosedale Park L. 9 Blk. 3	\$321,65	8-A
20-62-14	Hughes Place L.7 2 Ft. L. 8	\$773.18	10-A
21-28-16	Northeastern Enl. L. 16 10 Ft.	,	
	L. 17 Blk. 12	\$1,034.67	11-A
21-32-5	Northeastern Enl. L. 6 Blk. 15	\$470.08	12-A
21-56-8	Elliotts Enl. L. 3 5 Ft. L. 4 Blk.4	\$747.15	13-A
21-57-11	Youngloves Enl. L. 12 Blk. 1	\$544.99	- 14-A
21-59-14	Southern Enl. L. 6 Blk. 21	\$251.84	15-A
21-59-27	Youngloves Enl. Pts. L. 15 & 16 Blk.2	\$485.77	16-A
21-65-12	Southern Enl. L. 16 Blk. 15	\$416.54	17-A
21-67-34	Southern Enl. 41.45 Ft. L. 39		
•	41.45 Ft. L. 40 Blk. 16	\$224.34	18-A
22-64-11	Crofton Pl. Pt. L. 15,16,17 Blk.7	\$944.19	20-A
22-68-16	Crofton P. L. 16 Blk. 5	\$5 95 . 55	` 21-A
24-19-12	Garvin & Browers Add. L. 33 Blk.2	\$558 . 95	22-A
24-29-12	Walnut St. Add. L. 33 Blk.l.	\$496.21	23-A
24-29-13	Walnut St. Add. L. 34 & 35	\$2,707.62	24-A
24-45-13	Gordons Add. L. 15 Blk. 2	\$452.54	25-A
25-94-8	Kumlers Add. L. 5,6 Blk. 3	\$893.53	26-A
29-106-5	Lamasco Richardson Sub. L.5 Blk.7	\$529.51	- 28-A
30-34-16	Lamasco 19 1/2 Ft. L.22 Blk. 89	\$193,00	29-A
30-39-20	Imp. Only Lamasco Pt. Blk.91	\$767.49	30 - A
31-8-13 31-134-17	Imp. Only Wedeking Add. L. 20 Blk.2 Bell Sub. Pt. L. 24 Abandoned Tr.	\$1,350.01	31-A
	Line Sec. 8 6 10	\$815.14	32-A

RE: DEED PRESENTED

County Attorney Stephens presented the deed on three parcels that were purchased last week by Emma Morgan and in the name of Anthony Wm. Hill as she had requested. Ms. Morgan was asked to take the deed to the Auditors office, pay for the parcels and to have the deed recorded.

RE: REQUEST TO ATTEND MEETING

Commissioner Schaad said that County Attornev Swain would like the permission of the Commissioners for leave of one day to attend the Association of Attorneys on December 6, 1974 in Indianapolis.

Commissioner Ossenberg moved that Mr. Swain be permitted to go to Indianapolis on December 6th. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks said the bids that were received last week for the doors at the Washington Home were checked and the apparent low bid of Village Home Builders didn't meet the specifications, in that the doors wouldn't be solid wood bonded doors, but parka board, so he recommended that the next lowest bid of Robert H. Myers Co. be approved in the amount of \$5,240.68. This bid is \$800.00 above the lowest bid.

Commissioner moved, on the recommendation of Mr. Crooks, that Robert H. Myers Co. be awarded the bid for the doors at Washington Home. Commissioner Willner seconded the motion. So ordered.

RE: REPORT

Mr. Martin submitted an absentee report of the employees at the County Garage for the past week.

Report received and ordered filed.

RE: CLAIMS

A claim was presented from Feigel Construction Co. for the repaving of Bergdolt Road. Partial payment..Acct. No. 506-201-3747, in the amount of \$3,851.07.

Commissioner Ossenberg moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was presented from Feigel Construction Co. for partial payment of work done on Lynch & Hitch-Peters Road, Acct. No. 201-3744, in the amount of \$9,867.13.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PLANS ON OLD STATE ROAD PROJECT APPROVED.

Mr. Ludwick presented a letter that he had received from R. W. Pember of the L & N. Railroad Company, pertaining to S/D, Indiana: Vanderburgh County, OH: Old State Road Overpass. It read as follows:

Dear Mr. Ludwick:

Reference previous correspondence regarding plans on the Old State Road project.

Please be advised that the plans have been reviewed and are hereby approved. Letter received and filed.

RE: AUTHORIZED TO ADVERTISE

Mr. Nussmeyer then presented the Notice to Bidders and the specifications for the bridge on the Old State Road and L & N Railroad Overpass...BC-7-74, Project No. S-1281, 1 quarter mile North of Mt. Pleasant on Old State Road.

Commissioner Ossenberg moved that the specifications be approved and that the Auditor be authorized to advertise for bids. The bid opening date to be December 23, 1974. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked what the status is on the property connected with this project.

County Attorney Swain said that four suits are still pending.

Commissioner Schaad said that the money will just have to be put into escrow.

RE: POOR RELIEF

Ms. Roberta Coleman of 420 S.E. 9th. Street....Pigeon Township....Investigator - Charles Willett.

Ms. Coleman was to have appeared before the Commissioners today, to request medical assistance but failed to do so.
No action could be taken at this time.

The meeting recessed at 10:05 a.m.

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Robert Schaad

Thomas Ossenberg

Robert L. Willner

Lewis F. Volpe

William Stephens

Thomas Swain

B. Thompson

S. Clark

C. Leach
G. Clabes

Secretary: Margie Meeks

Bot School

COUNTY COMMISSIONERS MEETING DECEMBER 9, 1974

The meeting of the County Commissioners was held on Monday, December 9, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: PAY SCHEDULE FOR COUNTY EMPLOYEES

Commissioner Schaad said that the County employees have been paid bi-monthly in the past and the City is being paid every other Friday and that this is by statute, so the plan is being implemented in the County.

He said the first pay of 1975 will be on January 17. and every other Friday thereafter.

RE: COUNTY OWNED SURPLUS PROPERTY

There being no bids on the County-owned surplus property today, the sale will continue next week.

RE: DEEDS PRESENTED

90670

Deeds were presented on the property that the County received certificates on a year ago, as a result of non-payment of taxes. They are as follows:

year ago, a	s a result of non-payment of taxes.	mey are as lollows.	
Code ·	Description	Amt. paid (Taxes owed)
6-117-19	Imp. Only Summer Camp #3	\$230.83	· · · -
14-22-16	Miller Terrace Pt. L.16 Blk.5	\$ 57.01	•
. 15-9-23	Rosedale Park L.26 Blk.1	\$161.49	
15-9-24	Rosedale Park L.27 Blk.1	\$ 36,12	
21-21-11	Northeastern Enl. L.15 Blk.6	\$268.66	arama a jaka
· 21-22-5	Northeastern Enl. 25 ft. L.5 Blk.5	\$532.70	•
21-47-15	Orr Place L. 47	\$590.37	
21-60-17	Southern Enl. 6ft, L.11,12 Blk.22	\$853.71	
21-67-16	Southern Enl. L.21 Blk.16	\$227,63	
21-69-30	Garvins Add.to East. Enl.Pt.L.2082	21 \$36.87	
21-71-14	Southern Enl.35ft. Pt.L8-13 Blk.5		
22-15-11	Goodsell Enl. 5ft. L.38 Blk.2	\$ 26.38	•
·22-38-16	Parret Enl. Sub.14-20 L.25 Blk.4	\$654.87	
22-38-17	Parret Enl. Johnson Daniels Sub. Bl	lks.14 to 20 L.26 Blk.	\$553.21
22-67-1	Crofton Pl. L.1 Blk.3	\$648.28	
22-67-2	Crofton Pl. L.2 Blk.3	\$605.67	
22-67-3	Crofton Pl. L.3 Blk.3	\$482.91	•
22-70-33	Oakdale L.1 Blk.6	\$165.83	•
22-70-36	Oakdale L.4 & 5 Blk.6	\$493,68	
22-73-18	Oakdale L.26 Blk.2	\$176.59	
22-73-19	Oakdale L.27 Blk.2	\$390.43	
22-76-1	Kronenbergers Add. L.182 Blk.1	\$687,13	
22-76-20	Kronenbergers Add. L.26 Blk.1	\$138,45	
22-77-11	Kronenbergers Add. L.13 Blk.2	\$502.07	
22-77-24	Kronenbergers Add. L.29&30 Blk.2	\$778.47	•
23-64-21		\$1,169.54	•
24-19-15	Garvin & Browers Add. L.37 Blk.2	•	
24-39-48	Ballards Add. L.24 Blk.2	\$466.78	•
25-95-21	Kumlers Add. L.18 10 1/2 ft. L.17		•
26-14-36	Improvement Only	\$382,93	
26-37-13	Northern Enl. 20 ft. E. Side L.15		
28-56-7	Blankenburgh Pt. L.5 Blk.15	\$182.51	
34-166-10	Beckers Pl. Pt.L.11 & L.12	\$344.37	
OIL PRODU		******	•
	And an action of the control of the		_
90057	.291667 W.I. In Brune Martin Lease-	-Armstrong-Pt. NW Sec. 3	31 4 11 \$67.22
90419	.2656 W.I. Mesker No. 40092-Perry Ou		\$20.40
90422	.4469 W.I. Mesker No. 40092-Perry Ou		\$27,62
90477	.2656 W.I. Sec. 1 4 7 Wm. B. Schiffe		
90481	.4469 W.I. Sec. 1 4 7 Wm. B. Schiffe		
90482	.041666 R.I. Wm. B. Schiffer No. 400		
JU-102	N 1/2 NW 1/4 Sec. 7 6-7-11	out to the out of the out	\$30,16
00000	11 T/V IN T/4 DOC! 1 Co./wTT	30 6 01 11 110 12	\$ 00 \$ 10

.410156 W.I. Lichtenburg No. 1 Pts. 16 & 21 -Union-

Sec. 21 7S 11W 100 Acres

\$22,23

County Attorney Stephens said he didn't think appraisals were necessary on these parcels but that they will have to be advertised.

Commissioner Schaad said he didn't see any reason for appraisals either, that he thought it was better to take what they could get for the parcels so they could get the property back on the tax roles.

This matter was deferred until County Attorney Stephens can look over the parcels and come back to the Commissioners with an opinion on them.

The deeds were turned over to Mr. John so he can have them recorded.

RE: EMPLOYMENT CHANGES

CLERK OF THE CIRCUIT COURT

Appointment - Rosalind Grimwood 1631 Walnut Lane Dep. Clerk \$214.00 Se.Mo. Eff:12/9/7 Released- Jane Wilkie 6617 Kratzville Rd. Dep. Clerk \$214.00 Se.Mo. Eff: 12/8/74

RE: CONTRACT AWARDED FOR UNIFORMS

Mr. Cravens said he has analized the bids that were received for the County Highway Garage and Maintenance Department employees and that they all met the specifications.

Mr. Martin recommended that the contract be awarded to Mechanics Laundry & Supply Company of Evansville, in the amount of \$8,280.00. He said that this was also the recommendation of the union members, since the jackets have a zip-out lining.

Mr. Whobrey said he thought these jackets were more appropriate for the men.

Commissioner Ossenberg moved that the contract be awarded to Mechanics Laundry & Supply Co. in the amount of \$8,280.00. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT - CLERK

A report was submitted by the Clerk of the Circuit Court for the month of November. Report received and filed.

RE: REPORT - PLEASANTVIEW REST HOME

A report was submitted by the Pleasantview Rest Home for the month of November. The Commissioners signed the report and it is noted that the report has been received and is being filed.

RE: SOIL AND WATER CONSERVATION AGREEMENT

A renewal of the Co-operative agreement between the Vanderburgh County Soil & Water Conservation District and the Board of County Commissioners was presented to the Commissioners for their signatures. This is an annual agreement.

Commissioner Ossenberg moved that the agreement be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM AREA PLAN COMMISSION

A letter was received from Mr. Ken Nelson, Executive Director of the Area Plan Commission. It read as follows:

Dear Mr. Schaad:

There are some discretionary Community Development Funds available to the unincorporated portion of Vanderburgh County. This money is released on a competitive basis. One of the requirements to obtain this money, is for the political jurisdiction to have a designated planning agency and to prepare a Community Development and Housing Assistance Plan.

My recommendation is to designate, through a resolution, the Area Plan Commission of Evansville and Vanderburgh County and the Community Action Program of Evansville as the co-planning agency for the unincorporated portion of Vanderburgh County.

I have discussed this matter with the staff of the Council of Governments, and they concur with this suggestion. It is my personal belief this approach presents the most expedient path to developing a satisfactory product.

If there are any questions on this program, please feel free to contact me.

Sincerely, Ken Nelson

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Mr. Nelson said that he would draw up the resolution.

Commissioner Ossenberg moved that Mr. Nelson prepare the resolution and submit it to the Commissioners next week for their signatures. Commissioner Willner seconded the motion. So ordered.

RE: AGREEMENT ON EASEMENT APPROVED

County Attorney Swain said that as part of building the overpass on Old State Road, by agreement with Council for the Southern Indiana Gas & Electric Company, he agreed that if they wouldn't file any objections to the taking, that the County would give them an easement in lieu of damages, which merely reflects the agreement of the parties.

Mr. Cole said it is a normal distribution easement for access of ingress and egress, that there is no money involved and it is a small portion within the area that the county is taking for the Old State Road overpass.

Commissioner Willner moved that the agreement be approved and signed. Commissioner Ossenberg seconded the motion. So ordered.

RE: RIDER AMENDMENT TO INSURANCE POLICY

A Rider was presented to the Commissioners from the Golden Rule Life Insurance Company to amend Policy Number 8785 which was issued to the Vanderburgh County Employees.

This matter was deferred so County Attorney Swain and Bob Barthel of Golden Rule can work it out.

RE: BOND ON COUNTY AUDITOR

A bond was presented on Curt John who has been duly elected as Auditor of Vanderburgh County for the term beginning from the 1st. day of January, 1975, and until his successor is duly qualified. The amount of the bond is \$10,000.00.

Commissioner Ossenberg moved that the bond be approved and signed. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was presented from Browning-Ferris Industries of Indiana Inc. for the total billing of November, 1974, in the amount of \$362.50 for the service of the dumpsters.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

Two claims were presented from George Campbell and one from Margaret Beech to refund bond forfeitures.

County Attorney Swain said he checked the court records and the docket said that the money shall be returned, so he doesn't know that they have any choice.

The claim from Margaret Weech was in the amount of \$150.00. Account # 301. This claim wasn't signed by the City Clerk and the County Attorney said he take care of it.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

One claim from George Campbell was in the amount of \$500.00 and the money was ordered to be returned to the Bondsman, since he produced the defendant in open court.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion on recommendation of County Attorney Swain. So ordered.

Mr. Swain explained that the record entry does not appear in the Clerk's record but that it does appear on the judge's docket. He said that in his opinion, the Clerk's record is the only official record but since it does appear on the judge's docket, he is willing to pass it like it is.

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The other claim from George Campbell is in the amount of \$200.00 and the bond money is ordered to be returned to the Bondsman since he produced the defendant

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion on the recommendation of County Attorney Swain. So ordered.

RE: CECIL KOONCE

in open court.

Mr. Koonce said that the Commissioners had received a letter from him, asking them to follow suit in a program that he is trying to get under way and said that he had sent the Mayor a letter asking him to set up a program for the rehabilitation of the patients who are released or who could be released from the State Hospital if they would have employment or a place to live. He said he has been trying for the last four months, to set up such a program. He said that the director of the rehabilitation at the State Hospital told him that he had a fine idea but that he should first get himself established so this is what he has been trying to do. He said he hasn't heard from the Mayor but if this program is approved, he wondered if the Commissioners would follow suit in participating in it. He said that he was a patient at the State Hospital for fourteen months.

The letter that Mr. Koonce wrote to the Mayor's Office was read by Commissioner Schaad, as follows:

As per our phone conservation Friday morning, here is a brief outline of what I am planning for the ex-patients of the Evansville State Hospital, those that are ready for rehabilitation at Good Will and the Blind Association; A. Incorporate as a non-profit corporation as brothers and sisters of the friendless. 1. Operate a holiday gift shop in service, expanding later to provide training in other fields. 2. Have radio programs over WROZ weekly. A program called Radio Auction, where gifts, housewares, Televisions, furniture, etc. could be auctioned with the opening bid to be the cost plus 25% mark up for production. Food items would be handled in the same manner with highest bid being good for one week. Plan with necessary help in backing, have a downtown location in the old County Agent's office, at the Conrad Baker Foundation, selling gift subscriptions for six major holidays. I have been told that the time has beat me for Christmas of 1974, but since we are going to the basketball season, I believe we are still in the game, just in an overtime period. Thank you in advance for your assistance and co-operation. If you, Mayor Lloyd, have any further questions, will be glad to answer them, will however have the date open, not to conflict with any other activity. Merry Christmas. Sincerely, Cecil Koonce

Commissioner Schaad said he hasn't heard anything more on this from the Mayor's office, as to how well details have been worked out.

This matter was then taken under advisement for the present time.

RE: MONTHLY REPORT

Mr. Crooks submitted his report of permits that were issued by the Building Commissioners Office during the month of November, 1974. Report received and filed.

RE: PLANS APPROVED FOR SPRINKLER SYSTEM

Mr. Crooks presented the plans for the Sprinkler System at Hillcrest Home. He said that it had been approved by the Indiana Association and by the State Fire Marshall and they had asked for a few corrections to be made, which has now been done. He said he would like for the plans to be approved so he can give them to the contractor.

Commissioner moved that the plans be approved with corrections made by Mr. Crooks. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said that Mr. Schaad should be complimented on being a good promoter in getting \$25.00 from the Humane Society for feed for the ducks and geese at Boehne Lake and that through the efforts of the Future Farmers of America and Mr. Mahrenholz, their instructor and the Cummings farm, they secured well over 75 bushels of corn from the fields. They shelled it and it is now stored at Boehne, so there will be no further problems in the feeding of the geese and the ducks out there. He thought that a thank you note should be sent to Mr. Cummings and to the Future Farmers of America. Mr. Hotz again complimented Mr. Schaad for a job well done.

Commissioner Schaad said they did have a problem and the Commissioners contributed something last year so the ducks and geese could be fed through the winter. He said that he requested that the Nut Club contribute something to go along with what they got from the Humane Society and since they have so many requests, they denied this one but the President of the Nut Club said that they have done so many things for Reitz High School, so he thought that they would be receptive to doing something in this instance if they were asked to do so.

He said he called the Principal of Reitz High School, who in turn, asked Mr. Mahrenholz and a group of boys very willingly collected this corn.

He suggested that thank you letters be sent to these people.

RE: MR. MARTIN...REPORTS

Mr. Martin submitted an absentee report of the County Garage employees for the past week. Report received and filed.

Mr. Martin submitted the report of the County Highway Department for the month of November.

Report received and filed.

RE: SURPLUS MATERIAL SALE

Mr. Martin submitted a report on the sale of Surplus Materials and equipment that was advertised and held at the County Garage last week. He submitted one quietus in the amount of \$1,807.00 and another in the amount of \$1,974.04, a total of \$3,781.04. He said that all items have been paid for and removed from the County Garage area. The money has been put back into the Vanderburgh County Highway Fund.

Commissioner Schaad said there were 13 bidders and they were all advised as to who submitted the highest bids of the materials and equipment.

They are as follows:

Truck #53V.J. Auto\$428.00
Truck #54Groeninger\$855.00
Truck #55Tri-State Truck\$302.51
Truck #56Tri-State Truck\$297.51
Cat GraderTri-State Truck\$797.51
Tractor MF #61S. Maser\$437.50
Grader Blade\$ 82.50
Hahn Mower\$ 51.00

Push Mower	.LaMar	\$10.00
Dog Cage	.LaMar	\$10.00
Junk Pile (L)		
Junk Pile (S).	.S. Maser	\$155.00
Dog Catcher #46		
Old Grader Blac	de (Incl. in	Junk)\$25.00
Dist. Tank	Steckler.	\$30.00

RE: MR. LUDWICK

Mr. Ludwick submitted two subdivision improvement plans that the developer wants the Commissioners to approve. They are Castle Lake Estates which is off Darmstadt Road to the West, between Schenk & Moore Road and between Darmstadt & St. Joe Ave. and Kahre Lake Subdivision.

Mr. Ludwick said that Mr. Nussmeyer has checked these plans out and the Commissioners will only be approving the plans as such. He said they have been approved by the Area Plan Commission and that he and Mr. Nussmeyer recommend that the plans for both subdivisions be approved.

Commissioner Ossenberg moved that the plans for Castle Lake Estates be approved. Commissioner Willner seconded the motion. So ordered.

The Kahre Lake Subdivision is off Darmstadt Road between Wortman Road and Fleener Road to the West and between Darmstadt Road and St. Joe Avenue.

Commissioner Ossenberg moved that the plans for Kahre Lake Subdivision be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Company requests permission to cut into Baseline Road, extending 230' West of Korff Road to replace a section of defective cable....F-1441-74.

Commissioner Willner moved that this cuts-in be approved. Commissioner Ossenberg seconded the motion. So ordered.

The Waterworks Dept. requests permission to make a shoulder cut at 6221 Marx Road to install 850' 8" Water Line to Provide Water Service... Est. 5291.

Commissioner Willner moved that this cuts-in be approved. Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Willner asked if the Color Coding for the cuts was now in effect.

Mr. Ludwick said that it hasn't been put into effect yet, that Mr. Dunville was to have gone over, with the Utility Companies, what the Wroks Board is going to require them to do on this new ordinance that they passed but he hasn't done this yet, so they decided to follow what has been done in the past until it was explained to them.

He told them that the County Commissioners had advised him to tell them that they would follow the same ordinance that the city has passed.

Commissioner Willner asked Mr. Ludwick if he thought they would have the Color Coding cuts in effect as of the first of the year.

Mr. Ludwick said there will be a meeting on this, Wednesday.

RE: CLAIM

A claim and Change Order for \$10,699.93 was submitted from Barnett Brothers for final payment of Structure #104, 1.1 miles East of Green River Road on Boonville-New Harmony Road. The final payment is in the amount of \$14,356.18....Account #216-3772 is \$12,920.56 and Account #203-3798 is \$1,435.62. The claim in the amount of \$14,356.18 has been approved by Mr. Nussmeyer.

Commissioner Ossenberg moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

Roberta Coleman of 420 S.E. 9th Street was to have appeared before the Commissioners today to ask for medical assistance.

Mr. Jim Rode of Legal Aid said that it was probably his fault that Roberta Coleman wasn't here last week, because he told her to be here at 10:30 a.m. but the meeting was short so it was over when she arrived. He said he told her to be here at 9:30 a.m. this morning but she has failed to show up.

Mr. Willett, the Investigator and Mr. Olsen, the Chief Deputy of the Pigeon Township Trustee's office were here earlier but left since Ms. Coleman wasn't here. No action can be taken at this time.

RE: WALNUT ROAD

Commissioner Willner said he has had a request from the Scott Township General Baptist Church and residents along Walnut Road, at Hillsdale, for the County to make their road passable. He said that because of the Sewer Department, the road has almost been impassable for the past month because of the heavy rains and that he told them to contact the Water Company and the Sewer Department and that they told him this has been done but that it hasn't helped any. They wanted to know if the Highway Engineer would go out there and look at it and see what it needs and then send a letter to the Sewer Department and ask them to repair the road.

Commissioner Schaad said he also had a call on this and he referred them to Mr. Dunville, hoping that he would work it out.

Commissioner Willner said he did the same thing but there was no response.

The Commissioners agreed that Mr. Martin should go out and look at the road and then talk to Mr. Dunville to see if they can't get something done.

RE: RIDER AMENDMENT TO INSURANCE POLICY, CON'T.

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A rider was presented to the Commissioners earlier in the meeting from the Golden Rule Insurance Company to amend the policy of the County employees and the matter was deferred at that time.

It was now agreed that it is a supplement to Medicare on the Hospitalization program, with information that the premiums of full-time employees will be lowered after they are 65 years of age.

Commissioner Ossenberg moved to approve the Hospitalization Program Supplement to Medicare. Commissioner Willner seconded the motion. So ordered.

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The meeting recessed at 10:25 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS .
Robert Schaad Thomas Ossenberg Robert L. Willner	Curt John	William Stephens Thomas Swain	B. Chapel S. Clark B. Thompson

Secretary: Margie Meeks

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COUNTY COMMISSIONERS MEETING DECEMBER 16, 1974

The meeting of the County Commissioners was held on Monday, December 16, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: MEMO REGARDING HOLIDAYS

Commissioner Schaad said the Commissioners have met and are submitting the following memo to all people in the complex and particularly to all county offices:

The Board of County Commissioners and the City of Evansville will close the Civic Center Complex at noon on December 24th. for Christmas and December 31st. 1974, for New Years, also the County Commissioners and the City of Evansville are adopting the same policy as last year, regarding holiday parties. They request that no alcoholic beverages be served in the Civic Center Complex.

A copy of this memo will be sent to all county offices.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will stay open until next week.

RE: EMPLOYMENT CHANGES APPOINTMENTS

RECORDERS OFFICE

Connie Sue Terry 1301 S. Lincoln Pk.Dr. Deed Clerk \$5,056.62 Yr. Eff: 12/1/74

PROSECUTORS OFFICE

John Meyers 1931 Lombard Ave. Deputy \$14,000.00 Yr. Eff: 12/10/74

PLEASANTVIEW REST HOME

Margie Lindsey 2407 E. Riverside Aide \$1.90 Hr. Eff: 12/11/74

RE: EMPLOYMENT CHANGES RELEASES

RECORDERS OFFICE

Connie Sue Terry 1301 S. Lincoln Pk.Dr. Deed Clerk \$4,850.00 Yr. Eff: 12/1/74

SUPERIOR COURT

Sharlene F. Ross Clerical Assistant \$5,401.60 Yr. Eff: 11/30/74

COUNTY HIGHWAY DEPARTMENT

Toby Martinez 807 Taylor Ave. Truck Driver \$3.40 Hr. Eff: 12/12/74

RE: MONTHLY REPORT

The monthly report was submitted from the Bureau of Traffic Engineering for the month of November, 1974.

Report received and filed.

RE: LETTER FROM BROWNING-FERRIS

Commissioner Schaad received the following letter from Browning-Ferris Industries Waste Systems Division, concerning the County Container Service Experiment:

Dear Bob:

We presently have 2 - 6yd. trash containers at the Armstrong site which are emptied Mon. Thurs. and Sat. for which we bill you \$212.75 per month.

Since we no longer have a county trash route as such we are spending roughly 3 & 5/6 additional hours per week, approximately 15 hrs. per month, to service these containers. As a result we will have to increase the rate for service at this location to \$482.75 per month.

We recognize this as quite a substantial increase, however we now require about 1 hr. and 10 minutes additional each time we make this pick-up. This rate will become effective December 15th. 1974 for this location.

will become effective December 15th, 1974 for this location.

I notice the 2 containers at K-1, Youth Emergency House, are all that remain of the County Container experiment and it is my feeling that they should be repriced to reflect a city rate. Therefore, effective December 1st, 1974 the rate at this location for 2 - 6 yd. containers emptied 2 times per week will be \$127.56 per month.

I hope these rates will be satisfactory with the Commissioners. If there are any further questions please give me a call. Phone 479-6961.

Yours Sincerely, Jay W. Coe, President.

Commissioner Schaad said these are the only dumpsters being used in the county and there is no money appropriated for next year so the dumpster program will terminate.

Commissioner Willner asked if the price increase is effective the first of the year or as of now.

Commissioner Schaad said it became effective on December 15th. 1974.

Commissioner Ossenberg asked how the contract runs.

Commissioner Willner said the only contract they had was on a trial basis and if the dumpsters would be taken out at the end of the month, they might as well take them out now.

Commissioner Ossenberg moved that Browning-Ferris be notified that the last two dumpsters will be removed from Armstrong Township.

Commissioner Willner said that he would notify Browning-Ferris of this decision.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Commissioner Schaad said that authorization is necessary for Mr. Cravens of Public Purchasing, to prepare the specifications for the two computors to be advertised in December so they can be purchased the first of the year and be available for the May Primary Election. He said it was suggested to him that they could get one computor with a greater capacity but he thought it better to get two of them so if one broke down, they would have another one.

Commissioner Ossenberg moved that Mr. Cravens have authorization to prepare the specifications for bids, to be opened on December 31st.

Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO PURCHASE VEHICLES

Commissioner Schaad said the Commissioners have had a request from Sheriff Riney, for the purchase of the new 1975 vehicles for the Sheriff's Department. He thought they should authorize the Purchasing Department to prepare the specifications but he thought Mr. Cravens should first talk to Jim DeGroote, the Sheriff Elect.

Commissioner Ossenberg moved that Mr. Cravens talk to both, Sheriff Riney and Mr. DeGroote and that Mr. Cravens prepare the specifications for the 1975 vehicles for the Sheriff's Department. Commissioner Willner seconded the motion. So ordered.

RE: EMERGENCY LOANS FOR FARMERS

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The following letter was received by the Commissioners from J.D. Thompson, State Director for the United States Department of Agriculture:

Gentlemen:

We authorized the County Supervisor located in the Tempel Building, 108 First Avenue, Princeton, Indiana to receive Emergency Loan Applications in Vanderburgh County from eligible applicants who suffered severe production losses due to excessive rainfall, drought, freeze and hailstorms. You should make the appropriate public announcements concerning this designation.

Mr. Bill Chattin, Princeton Supervisor of the Farmers Home Administration, said that the emergency loans are in regard to the crop disasters we have had during the past year and the Federal Government has made money available to these farmers to replace their production losses for the 1974 crop year. He said the County Emergency Board met back in September and made a recommendation to the Governor that the area be designated, based upon approximately a 35 to 40% crop loss.

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Mr. Chattin said the County Commissioners also made a request of the Governor, that the area be designated and bankers submitted letters to him that funds be made available and they have been made available. He said the Farmers Home Administration will be administering this program and they have unlimited funds available so farmers that have had production losses should apply through the Farmers Home Administration. He said the headquarters is located in Princeton, Indiana at 108 First Avenue and they can contact him at this address or they do have an out of county office in the Federal Building here where they meet on the fourth Thursday of each month from 11:00 a.m. to Noon and that it is in Mr. Pugh's office and that any farmer that has suffered at least a 10% production loss would be eligible for an emergency loan fund at a 5% interest rate. He said that he is in charge of four counties, Warrick, Posey, Vanderburgh and Gibson and that Vanderburgh County is the only county thus far, to be designated and Posey and Warrick Counties are still under consideration. He said that any farmer that has had damage and wants to apply for one of these loans should contact him.

RE: LETTER FROM KENNARD OIL COMPANY INC. ... WORKING INTERESTS

A letter was received by Mr. Angermeier, the County Assessor, and submitted to the County Commissioners, as follows:

Dear Mr. Angermeier:

The problem of the illegal oil and gas tax statements has been resolved in Posey County, Indiana. They have removed from their books the May and November Tax Statements as based upon oil production of the previous year on Working Interest Oil and have issued new tax statements as based upon the Form #103 and #104 Personal Property. The penalty also was dismissed upon the illegal tax statements.

Tax Statements upon royalty and overriding royalty oil and gas properties still remain upon the Posey County books. They admit that they are illegal but to date they have not been told by the state office exactly how to remove them from their books.

I have paid my Posey County taxes now and I must assume that they had permission from the State Office to do so. I assume also that your County must now have this same permission - at least concerning Working Interests. You have my Forms #103 & #104. Please cancel the illegal statements and issue new tax statements as based upon Personal Property figures. Thank you, Gene M. Kennard

Mr. Volpe said he received a copy of this letter and that several months ago, a suit was filed by Posey and Gibson counties on Working Interests and he had several applications for refunds and the Commissioners told him to hold them up until they found out what happened in Posey and in Gibson County. He said that a lot of oil men are saying that the law is unconstitutional because taxing an oil interest is not taxing real estate as such. He said they really wanted the court to make the whole thing so that the Commissioners and the Attorney's are satisfied that we do owe the money.

RE: REZONING PETITION....ERIE CORPORATION....A TO C-1B

Premises affected are situated on the West side of Highway 41 at the intersection of Highway 41 and I-64 constituting the southwest corner thereof.

The commonly known address is Intersection of Highway 41 and I-64. The requested change is from A to C-lB.

The present use is agricultural and the proposed land use is for a motel, restaurant, gasoline service station and truck stop and related commercial development.

Mr. Bill Powell, Attorney for the petitioner, distributed corrected maps on the area of the requested petition, as the previous maps were in error, showing the surrounding zoning. He said there are over 50 acres involved and that part of it has already been rezoned C-1B and they sold the land to Shell Oil Company and now Erie Corporation has entered into an agreement, subject to the rezoning to sell this property to Busler Enterprises. He said Busler Enterprises are entered into a number of truck stops and related developments.

He said that Mr. Busler is present today, as is his Attorney, Mr. David Keck and Mr. Paul Kinney, President of Erie Corporation.

Mr. Powell said that Erie has had a permit for access to this property for a number of years so there is access and a cut into the highway right now, that there had to be, because of the Shell Oil properties and they hold a valid permit at this time and the State of Indiana's Highway Commission is interested in acquiring five acres of this land toward the west for a highway garage.

He presented the proposed development plan and said that the ultimate project of Mr. Busler will involve a great deal of money and he plans to develop it in phases. On the south, he plans to start the initial stage of the development with a truck stop including a restaurant, pumps for cars and trucks and some shops for truckers. He

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said there is a 16 foot easement going East & West through the property, adjacent to the part that will be developed first for the truck stop. He said that Mr. Busler plans at least one motel and possibly two, as shown on the plan and he has plans for a restaurant such as a pancake house adjacent to I-64. He said that Mr. Chamberlain of the State Highway Commission has gone over the traffic plan, as has Mr. Nelson and the Planning Staff and they have requested a 30 foot easement and he has indicated the strip on the plan for the easement to the county. He has submitted the easement document to County Attorney Stephens and he has approved it, as to form and they are prepared to deliver this easement today. He said the reason for this easement is to give access to the South because some of the property to the South is C-1B and there is additional access to Highway 41 and this is to allow the traffic from their property to go South onto Highway 41 at another locations should that prove more desirable than where they enter now. He said they appeared fore the Plan Commission and they received unanimous vote for the rezoning and there were no remonstrators.

Commissioner Willner said there were a group of farmers that contacted him that wanted to work out a water problem and he asked if they met with Mr. Busler and if everything was satisfactory.

Mr. Busler said he agreed to meet with them.

Mr. Ken Nelson said there was a water and soil report made by the Soil Conservation Office at the request of Mr. Busler or Mr. Kinney and the water problem will be resolved.

There were no remonstrators present at this meeting.

Commissioner Ossenberg moved that the report of Area Plan be received, filed and approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg then moved that the zoning be approved. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

Commissioner Schaad said the Commissioners would like to thank Mr. Busler for the many months that he put up with the dumpsters at his location, that they did everything they could and it didn't seem to work out but they appreciated his co-operation.

RE: NEW BREAKDOWN ON BUDGET FOR COMPLEX

The Building Authority presented the new breakdown on the budget for the rental of the complex, as follows: (After Tax Adjustment Board Reduction)

Lessee	(%)	Fixed Rental	Additional Rental	Total
City	(33,499)	371,839.	346,380.	718,219.
County	(56,955)	632,200.	588,915.	1,221,115.
School	(9,546)	105,961.	98,705.	204,666.
	100.000	1.110.000.	1.034.000.	2,144,000.

RE: CLAIMS

A claim was submitted from the Evansville-Vanderburgh County Building Authority for Additional Rental, the first six months of 1975, due December 31, 1974, in the amount of \$294,457.50.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from the National City Bank for the Fixed Rental, the first six months of 1975, due December 31, 1974 in the amount of \$316,100.00.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from the City of Evansville for the county share of expenditures from October 1, through November 30, 1974 for the Health Department at 21.5% in the amount of \$14,552.98.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Sprinkler Contractors Inc. for the first partial billing on the Automatic Sprinkler System at Hillcrest Home. The total amount of the System was \$32,000 and the amount completed to day is \$3,200.00 less 10% so the amount of the claim is \$2,880.00, which has been approved by Mr. Hotz.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers on the final payment for the Sanitary Sewer at Burdette Park, in the amount of \$11,715.80 which has been approved by Mr. Hertzberger.

There was a question on the retainage fee.

Commissioner Willner moved that this claim be referred to Engineer's Associates so they can see if it has been done right and if it is finiahed. Commissioner Schaad seconded the motion. So ordered.

A claim from Margaret Veach, in the amount of \$150.00, was submitted and approved last week. It was for Acct. No. 301, Fines & Forfeitures, since on defendents motion the bond money was ordered returned. The claim, however, hadn't been signed by Mr. Middleton, the City Clerk.

This claim has now been properly signed and approved for payment.

A claim was presented from Computer Election Systems for the new Votomatic Voting Machines in the amount of \$75,704.00 which is for the merchandise that has been received.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if all the new voting machines have been inspected.

Mr. Hotz said the cartons hadn't been opened but there was no visible damage.

Commissioner Ossenberg then rescinded his motion, as did Commissioner Willner his second to the motion.

Mr. Hotz said he was merely storing the machines and he thought it the responsibility of the Election Board to inspect them.

Commissioner Ossenberg said they were the property of the County and thought that Mr. Hotz should check them and see that they are in tact and that all parts are there and that someone will go with him to do this.

Commissioner Ossenberg then moved that the claim be approved, subject to the voting machines being in good shape. Commissioner Willner seconded the motion. So ordered.

RE: GRANT APPLICATION SIGNED

Commissioner Schaad explained that the application he is signing is a grant application in Omnibus Crime Control and Safety Streets Act of 1968, as amended, that has been signed by the Prosecutor, Bill Brune and it apparently needs the signature of the President of the County Commissioners also.

RE: CLAIM

A claim was presented from Lillian Carnaghi for two easements for Green River Road improvement in the amount of \$400.00, also easement enclosed.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Arnold & Janet Heilman for the Green River Road improvement, 39,515 x 10 at .06, Allowance for roadway that is to be cut into property at a later date, with Mr. Heilman doing the labor and this voucher in the amount of \$2,771.00 is to be paid in full before the end of December. Easement enclosed. This makes a total of 34 parcels on this project and they have 14 more to go for a grand total of 48 parcels.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Southwestern Trucking Co. Inc. for Right of Way easement for the Green River Road Widening Project, 6580.5 Sq. Ft. x .06. The amount of the claim is \$394.80. Easement attached.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: TRAFFIC SIGNS DOWN

Commissioner Schaad said there have been complaints that there are quite a few traffic signs down in the county and the Commissioners agreed that the Traffic Engineer office should check on them and see that signs are replaced if they are down or if they have been bent or damaged.

Commissioner Ossenberg said he would also like to see the striping done on Burkhardt Road, from Old Boonville Highway, North, to the part that was recently improved and the stop sign replaced at Old Boonville Highway and Burkhardt Road as it is bent over.

RE: ABSENTEE REPORT

Mr. Martin submitted the absentee report of the employees at the County Carage for the past week. Report received and filed.

RE: MR. MARTIN....COUNTY ROAD MILEAGE

Mr. Martin said that the Commissioners had wanted a more current total of mileage on the county roads and he asked if he should get together with Keith Lochmueller on it and see what he has found out or did they want him to go out and drive it and bring them up to date on it.

Commissioner Schaad said he thought Mr. Martin should work with Mr. Lochmueller on it because he has maps now from the State Highway Department, showing what Vanderburgh County roads that we are getting gasoline tax from and he didn't think we were getting money on as many roads that we should be getting. He said they may need some of the men from the County Garage to do some leg work in going out and measuring the roads and it needs to be done promptly because it has to be in by February 15, 1975. He said that Sam Biggerstaff and John Koch has worked on this once before and it would be a good idea to work in conjunction with them.

The Commissioners agreed that Mr. Lochmueller be in charge of this committee and that he be given the authority to do what is necessary to complete the work needed to get the information.

· RE: DRAINAGE PROBLEM

Commissioner Schaad said he has had a number of calls from a Mrs. Hovda who has a problem and she thinks the Commissioners can solve it. He said he wasn't so sure that they can and that Mr. Martin has been out there a number of times. He said that East Walnut Street dead-ends into a subdivision called Wilson Square which, to his understanding, has never been developed and there is a drainage problem and he couldn't see how the Commissioners could help unless it would be at the end of East Walnut Street and if the county property goes back there, they might be able to open it up and help her problem but if not, they can't, and it would be a private matter, so he thought the thing to do would be to send someone out to look at it.

Mr. Martin said he has gone over this with Mr. Ludwick and Mr. Ludwick said that he would send out a crew to establish where the pavement ends and if it is on county property or not.

Mr. Ludwick said he would report back to the Commissioners so that Mrs. Hovda can be notified.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to cut into Lutterbach Road to bury a telephone wire.

Commissioner Ossenberg moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

The Waterworks Department requests permission to cut into 1615 Baumgart Road, a shoulder cut, to install 800' 8" Water Main to provide water service.

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Commissioner Ossenberg moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM SOUTHERN RAILWAY SYSTEM

A letter was submitted to the Commissioners that was received by Mr. Nussmeyer, from the Southern Railway System. It read as follows:

Dear Dick:

Confirming our telephone conversation today, this is to advise proposed new crossing at Milepost 4.24-EB, as shown on your revised print forwarded to my office on October 31, 1974 is approved.

I am having formal agreement prepared covering construction of this crossing.

Please be certain, Track Supervisor, E. M. Pelter at Huntingburg, Indiana is notified prior to actual construction in order that our main track may be protected during construction period.

Yours truly, P.M. Tatem, Superintendent

Mr. Ludwick said that when the formal agreement arrives, they will have the county attorney to check it and they will then go ahead with the Oak Grove extension.

RE: CLAIMS

A claim was submitted from Feigel Construction Co. for the paving of county roads. Account #506-201-2260 at \$18,065.06 and Account #201-2260 at \$18,065.06. The final estimate due is \$36,130.12.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said that this is an under-run of \$2,345.01 on the original contract.

A claim was submitted by Floyd I. Staub for the dredging of the ditch on Outer Lincoln Avenue, Account #201-2260, passed and inspected on December 10, 1974 by the County Engineering Department. The claim is in the amount of \$1,428.00. This claim was approved by Mr. Nussmeyer.

Commissioner Ossenberg moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: WALNUT ROAD

The problem of Walnut Road was discussed last week, since the road is almost impassable and it was agreed that Mr. Martin go out and look at it and then talk to Mr. Dunville to see if they couldn't get something done.

Commissioner Willner said that he and Mr. Martin went out there and that there are some problems, so he talked to the contractor Friday and he assured them that he would take care of it.

He said that the Sewer Department went down the right hand side of the road, that the roadway isn't very wide there and they did cut part of the road, also that there are plans for water to go down the other side so they thought they would probably like to get with the County Commissioners since the Water Department and the Sewer Department would like to completely repave the road when the water is in, with each paying one-third of the cost.

RE: NEW COUNTY OWNED SURPLUS PROPERTY

Deeds were presented last week on property that the county received certificates on a year ago and this matter was referred to County Attorney Stephens so he could look over the parcels and give an opinion on them before they are advertised for sale.

Mr. Stephens said that some of the parcels have improvements so he is going to talk to the County Assessor and will then make up a new list so they can be advertised.

This matter will be deferred until County Attorney Stephens is finished checking on the parcels and at which time he will submit the list of properties to be advertised.

RE: POOR RELIEF

EMRICH TYLER JR......810 Bayard Park Dr....Pigeon Twp. Investigator, Charles Willet. Mr. Tyler is asking for utilities and clothing. He explained that he is on sick leave from Signal Trucking, that prior to working here, he was working at Whirlpool and when they went on strike he went to Signal. He said he had worked at Whirlpool for 18 years.

Mr. LaPlante of Legal Aid spoke on behalf of Mr. Tyler. He said that Mr. Tyler had been sick since October 12th. and that he had received some assistance on his doctor bills, utilities and did get some food stamps.

He said that the rent is \$119.50 per month and the trustee said that he wouldn't pay it. He also owes \$230.00 on his water bill that is delinquent. He said that Mr. Tyler has four children and that two of them need coats and shoes. He said that he has a nervous condition and was in the hospital for 30 days and that

He said that he has a nervous condition and was in the hospital for 30 days and that Dr. Longstaff and Dr. Newsome treated him. He said that his wife is not able to work and the children, ages of 18, 17, 13 and 11 are all in school.

Mr. Laplante said his sick pay has not been straightened out, that he has filed and should get \$90.00 per week and this is the reason for the emergency of his need for help at this time. He thought the problem of the sick pay checks to be administrative

Mr. Willet submitted a report from Dr. Newsome.

Mr. LaPlante said that the report states that Mr. Tyler is unable to work but some social worker said that he is fine.

Mrs. Boling said they signed a contract to purchase the house they live in and are paying so much a month until they pay in enough for a down payment which is called a turn key purchase so she wouldn't say that they are paying rent.

Mr. Olsen said they paid \$102.50 on the house in March and in April it was run on a discount rate and they paid \$6.50, also \$6.50 in June, July, August, September and October and November 1, they paid \$119.50.

Mrs. Boling said the Welfare Department discontinued help for him because Dr. Longstaff said he would be able to return to work but now since he can't, he will have to re-file.

Commissioner Willner asked if the Commissioners couldn't make it a policy to have someone from the Welfare Department present when they are involved since he would hate to order the trustee to pay if he is to collect sick benefits.

Mrs. Tyler said even if he was to get sick pay, it would be four weeks before he would get it.

Mr. LaPlante said he thought the trustee agreed that Mr. Tyler was taken off Welfare and he isn't able to go to work so he really doesn't see what the problem is.

Commissioner Ossenberg asked why the water bill that they owed, was so big.

Mrs. Tyler said that it was because Whirlpool was on strike and they were unable to pay it and that they also have a water leak.

A representative of the Welfare Department was requested to come to the meeting, which she did, and said that Mrs. Tyler and the doctor's office had called her to tell her that Mr. Tyler couldn't return to work and she told them to come and re-apply and if the application was made today, they would receive a check in January.

Commissioner Willner moved that this case be referred back to the Trustee and asked that the Tyler's ask for emergency assistance from the Trustee until Welfare picks it up and he asked the Trustee to check on his sick benefits, also that they talk to the Water Company and report back to the Commissioners on February 1, 1975. Commissioner Ossenberg seconded the motion.

Mr. Olsen said he would be glad to work with these people and that he would check on the sick benefits and call the Water Company so they wouldn't turn off the water.

THURMAN WALDEN....1510 W. Maryland St....Pigeon Twp. Investigator, Mrs. Boling. Mr. Walden requests a Grocery Order. \$93.00 for Food Stamps.
Mr. Walden said that he has a wife and six children. They are step-children, ages

of 4 to 14 years. He said that he lived in Evansville for 31 years and left to go to his Father in law in Wichita, who was sick and he came back to town on November 5th and has been unable to find work.

He said that he did get some food from St. Vincent De Paul but they can no longer help him.

Mr. Walden also said that fire popped from the fireplace and something popped in his eye and he has to go back to the doctor so he can try to get the rest of it out and that there is a possibility of blindness in the one eye. He said he gets \$225.00 per month from Welfare and that the childrens father pays no child support.

Mrs. Boling said that two couples live in the same house and that Mr. Walden and the other man swapped wives, therefore, each of them are eligible to get A.D.C. and neither man works and this has some bearing on her decision. She said they got help from the Salvation Army also and that they received a check and went to Wichita and spent the money coming back from there and he will get a check today.

Commissioner Ossenberg said that the Cab Company is always looking for help and he could probably get a job there.

Mr. Walden said that he has never had a drivers license.

Commissioner Willner moved that this case be referred back to the Trustee and asked Mr. Walden to call the Trustee and let them know if he has received the check.

Mr. Olsen said that Mr. Walden hasn't been denied help.

Mr. LaPlante said that all he can do is talk to his clients for information because no one from the Trustee's office wants to talk to him.

Mr. Boling said she would be glad to talk to him.

Commissioner Ossenberg seconded the motion. So ordered.

MILDRED RAINEY628 E. Missouri St. Pigeon Twp. Investigator, Mrs. Harrison. Mr. Rode of Legal Aid said that he was sorry, that he supposed Ms. Rainey had called the Commissioners, that she called him and this case was cancelled.

ROBERTA COLEMAN...420 S.E. 9th St...Pigeon Twp. Investigator, Mr. Willet. Miss Coleman is asking for medical assistance. (Doctor bill & Xray bill)

Mr. Rode said that Miss Coleman has been a ward of the court for a number of years and has been living with foster parents. She had problems with her stomach and the Welfare Department had assured her that they would stand the medical cost for treatments and afterward, she was informed by the caseworker that since she had turned 18 years of age on July 7th. she was no longer a ward of the court so she was no longer under the jurisdiction of the Welfare Department so they wouldn't pay the bill. She was refused by the Trustee also.

Mr. Rode said she continues to live with her foster parents even though they aren't receiving reimbursement. He said she is registered with the unemployment office and all that she is asking for is \$40.00, that she owes the hospital \$22.00 and the Doctor \$18.00.

Mr. Olsen said he thought they shouldn't pay bills, after the fact, through the error of another department and that, had she come in after she was 18 years old and before she had treatment, her case would have been considered.

Mr. Rode said that he didn't feel she should suffer through the Welfare Department's error.

Commissioner Ossenberg said his contention is that she is a victim of circumstances beyond her control and he feels that there is a direct responsibility to the welfare worker.

Miss Coleman said that she could continue living with her foster parents and that she was trying to find a job.

Commissioner Ossenberg asked her if she knew of the Federal Program that is starting with the red line area in the inner city. He said that she lives in this particular area and that she can make application for a job.

Mr. Rode said that he will take her to the city office to make application.

Commissioner Ossenberg moved that the Trustee pay the \$40.00 doctor and hospital bill. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:40 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEYS REPORTERS

Robert Schaad Lewis F. Volpe William Stephens C. Leach Thomas Ossenberg Thomas Swain S. Clark

Secretary: Margie Meeks

Bolt School

Bolt School

Bolt School

Board of County COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 23, 1974

The meeting of the County Commissioners was held on Monday, December 23, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

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

RE: AUTHORIZED TO OPEN BIDS

Commissioner Schaad authorized County Attorney Swain to proceed with the opening of the bids that were received today for the Old State Road Bridge.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-owned Surplus Property today. The bidding will stay open until next week.

Commissioner Schaad said that County Attorney Stephens is going to research some of the new surplus property that the county has acquired, since there is property on some of it. He is on vacation at this time and when he gets back he will complete the new list so they can be advertised for sale.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY SURVEYOR

Lillian Tibbals 5117 Conlin Ave. Secretary \$6,000 Yr. Eff: 1/1/75

PROSECUTORS OFFICE

David Shaw 1112 W. Mill Rd. Deputy \$6,000 Yr. Eff: 12/15/74

PLEASANTVIEW REST HOME

Eva J. Thompson 945 Independence Aide \$1.90 Hr. Eff: 12/20/74

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

William Harl 775 Hesmer Rd. Truck Driver \$3.40 Hr. Eff: 12/19/74

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY SURVEYOR

Susan J. Gaines 3706 Justus Crt. Secretary \$5,600, Yr. Eff: 12/20/74

PLEASANTVIEW REST HOME

Sylvia Phelps 700 Senate Ave. Aide \$1.70 Hr. Eff: 12/16/74 Margie Lindsey 2407 E. Riverside Aide \$1.90 Hr. Eff: 12/16/74

RE: MEETING DATE SET

Commissioner Schaad said that the next meeting will be next Tuesday, at 9:30 a.m. instead of Monday, since this will be the last day of the year and they can encumber funds for next year and that there will also be an Organizational meeting on January 1st at 9:30 a.m.

RE: MONTHLY REPORT

The monthly report of the County Treasurer was submitted to the Commissioners for the month of November.

Report received and filed.

RE: BOND ON COUNTY ASSESSOR

A bond was presented on James Angermeier who has been re-elected as County Assessor for the term beginning from the 1st. day of January, 1975, and until his successor is duly qualified. The amount of the bond is \$5,000.00.

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RE: RESOLUTION....COMMUNITY DEVELOPMENT ACT OF 1974

A letter was sent by Mr. Nelson, previously, stating that there were some discretionary Community Development Funds available to the Unincorporated portion of Vanderburgh County and he recommended to designate this program through a resolution. He said that he would draw up the resolution.

Mr. Nelson presented the following....Resolution of the County Commissioners of Vanderburgh County Designating the Area Plan Commission of Vanderburgh County and the Community Action Program of Evansville as the Co-planning Agencies for Preparation of the Community Development Act....

WHEREAS, the 1974 Community Development Act makes some discretionary funds available to the unincorporated portion of Vanderburgh County; and,

WHEREAS, the discretionary money is available to the Community on a competitive basis: and.

WHEREAS, the Area Plan Commission of Vanderburgh County has sufficient staff, under an approved budget, to prepare such a plan; and,

WHEREAS, the Community Action Program of Evansville has sufficient staff, under an approved budget, to assist the Area Plan Commission with the plan preparation and citizen participation requirements.

NOW, THEREFORE, BE IT CRDAINED by the Commissioners of Vanderburgh County that the Area Plan Commission and Community Action Program of Evansville are designated co-planning agencies for the Community Development plan preparation.

PASSED AND APPROVED this 23rd day of December, 1974.

Commissioner Ossenberg moved that the foregoing Resolution of the County Commissioners of Vanderburgh County designating the Area Plan Commission of Vanderburgh County and the Community Action Program of Evansville as the co-planning agencies for the preparation of the Community Development Act be adopted as introduced and read, which motion was seconded by Commissioner Willner.

The President of the County Commissioners thereupon declared said Resolution as passed and approved.

RE: CLAIM

A claim had been received last week, from Deig Bros. Lumber & Construction Co. for the Burdette Park Sanitary Sewer and there was a question on the retainage fee, so it was deferred until today. The amount of the claim is \$11,715.80, in final amount.

Mr. Weiss, who is with Engineering Associates, said that the sewer has been in use since the 19th of June and that the contract was let sometime prior to May. He submitted a copy of the inspection report. He said the first inspection was made on the 13th of May and the last inspection was made on the 19th of June. He said that it is a good sewer and that it is working fine.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: NOTICE OF CLAIM

A notice of a claim was presented to the Commissioners, giving them notice that James E. Tolley of 906 Adams Avenue is making a claim against the State of Indiana and the City of Evansville, for damages received as a result of malicious prosecution, false arrest and imprisonment, negligence, slander and libel as a result of his unlawful arrest and imprisonment on the 3rd day of September, 1974. On such date, Mr. Tolley was charged with passing fradulent checks. His claim is for \$300,000.00.

Notice of Claim received and filed.

RE: ACCUMULATIVE BRIDGE FUND

Commissioner Schaad said they received an official notice of the assessment for the Accumulative Bridge Fund of 15¢ per \$100 of assessed valuation which has been set at that amount for at least the past two years.

Mr. John said they had misplaced it so they had to call up during the budget session because they had to have final approvement so they approved it. This began in 1973, payable for 1974 and is in effect for five years so they will have to renew it in four years.

Commissioner Ossenberg said there was some question as to whether they can go to 20¢ and if they go to 20¢ with the Governor's tax raise, as he understands it, Warrick County is in the situation right now, that they are at 10¢ and finding themselves in great jeopardy and they have asked for a hearing to raise it to 15¢ and if Vanderburgh County would want to go from 15¢ to 20¢, they would have to appeal for a hearing and go to Indianapolis and show sufficient reason for the raise. Official notice of assessment received and filed.

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RE: CLAIMS '

Commissioner Schaad said the County had a contract with George Ryan for Burdette Park, for the installation of concrete pipe and spillway repairs of the bridge that was sinking and if he remembered correctly, the bid was \$4,987.00 but there were other claims for materials that Burdette Park didn't order and it should have come under the contractor. They are as follows:

A claim that was dated 9/19/74, Invoice A9620 was received from Ready Mix Concrete in the amount of \$736.48.

Commissioner Ossenberg moved that this claim be denied. Commissioner Willner seconded the motion. So ordered.

A claim was received from Evansville Crushed Stone Co. for Stone #2, 53, and Rip Rap less over payment on September 20, 1974 of \$49.59. The total amount of the claim is \$1.092.85.

Commissioner Ossenberg moved that this claim be denied. Commissioner Willner seconded the motion. So ordered.

A claim was received from George Ryan Co. Inc. for the installation of the pipe and spillway repairs in the amount of \$4,987.00.

Commissioner Ossenberg moved that this claim be denied. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg asked the County Auditor, Elect, if, since the work has been done, if they could encumber the \$4,987.00.

Mr. John said that they could and that he would need a letter to this effect.

Commissioner Willner said that the minutes should be sufficient and he therefore moved that the Commissioners instruct the Auditor to encumber \$5,000 for the Burdette Park Bridge Project....George Ryan, Contractor.

Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Willner then rescinded his motion to read that the County Auditor encumber the balance of that account, since they weren't sure that it was right at \$5,000. Commissioner Ossenberg seconded the motion. So ordered, as amended.

RE: CLAIM

.A claim was submitted from Sheriff Riney for the meals of the prisoners from Nov. 15 to Dec. 14 in the amount of \$8,446.10.

Commissioner Schaad said that the Sheriff made a notation on the claim stating that they only have \$5,785.70 left in the account and that the difference of \$2,660.40 is to be paid in 1975.

County Attorney Swain said they can allow all or none and he thought the Commissioners should allow it to the extent of the balance of the account.

Commissioner Ossenberg said they would then have to come back with a claim for an appropriation for 1975, for the balance of this claim.

Commissioner Ossenberg moved that the Commissioners approve the amount of the amount in this account, for 1974, to be applied to this claim. Commissioner Willner seconded the motion. So ordered.

RE: NEW VOTING MACHINES

Commissioner Schaad said that the claim in the amount of \$75,704.00 was received from Computer Election Systems, last week, on the new Votomatic Voting Machines, for the merchandise that has been received and it was approved, subject to the machines being in good shape, so Mr. Hotz was asked to check on them.

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He said that Mr. Hotz told him that every parcel that is supposed to be there is there but as far as opening each machine, this hasn't been done. He said that the men will be down approximately one month before election, to get the machines ready for election and they do guarantee that the machines are in good working order. This was agreeable with the Commissioners.

RE: DUMPSTERS

Commissioner Schaad said it was believed that the only dumpsters in use were the two in Armstrong Township, but there are also two in Knight Township at Boonville-New Harmony Road. He thought they should be called so it can be explained to them, because there will be no money in the budget for the dumpsters next year.

Commissioner Willner moved that the dumpsters in Knight Twonship also be removed. Commissioner Ossenberg seconded the motion. So ordered.

RE: OPENING OF BIDS

The following bids were received on the Old State Road Overpass:

G. H. Allen Inc.....\$495,445.07 Barnett Bros. Inc....\$446,565.60 George Ryan Co. Inc...\$589,365.70 Robert Traylor Corp...\$573,815.65 Deig Brothers Co. Inc..\$425,604.40 John Mans Inc.....\$499,358.57

Engineers Estimate....\$473,931.60

Commissioner Ossenberg moved that these bids be referred to the County Engineer and the County Surveyor's office until next Tuesday, at which time the contract will be awarded. Commissioner Willner seconded the motion. So ordered.

RE: MR. HOTZFire Alarm System

Mr. Hotz said he has a problem and would like to encumber the money for one item at the Pleasantview Rest Home. He said that they have a call in to Indianapolis, to see if it meets all the requirements of the Fire Marshall and the State Board of Health but they haven't called back yet. He said he wondered if he could encumber this and then if they require additional money, they can take it out of their regulabudget.

County Attorney Swain asked Mr. Hotz if he had a contract.

Mr. Hotz said they didn't.

Commissioner Schaad said he would have to have a contract or a purchase order, which he could get today.

County Attorney Swain asked Mr. Hotz why he couldn't enter into an agreement, subject to the approval of the Fire Marshall.

Mr. Hotz said they require a Fire Alarm System only and the inspector asked that it also be a smoke detector, which apparently doesn't appear on their requirements.

Commissioner Schaad asked the Commissioners secretary to call the Fire Department and see if they can't call the State Fire Marshall and get a decision on this matter.

Mrs. Smith called the Fire Department and was told to contact the state man, which she did. The state man said that he would contact Carrol Kingston, the local inspector of nursing homes and have him go to the Pleasantview Rest Home and that whatever he said was required would stand.

RE: MR. BILL JUDD

Commissioner Schaad said that it was stated in last week's meeting that the Commissioner's had been getting quite a few complaints on signs being down or bent up, on the county roads.

Mr. Judd said that he has had extra men out all week, working on them.

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Commissioner Schaad said that Commissioner Ossenberg had also brought up the striping on Burkhardt Road, from Old Boonville Highway, North, that was recently repaired

Mr. Judd said that he was waiting for good weather to do this.

RE: MR. HARNESS

Mr. Harness presented an application for the admittance of a Hazel Walton to the Pleasantview Rest Home and he recommended approval of this application.

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Commissioner Ossenberg moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Harness reported that a good number of gifts , fruits and cookies were given to the residents of the Pleasantview Rest Home by numerous churches, organizations and individuals of the community, so therefore, the residents look forward to a good Christmas.

He said that on behalf of the residents and the employees of Pleasantview Rest Home, he would like to convey to the Commissioners, best wishes for a merry Christmas and a good New Year.

Commissioner Schaad wished the same to Mr. Harness as well as to everyone else.

RE: MR. ED MARTIN

Mr. Martin submitted an absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: WALNUT ROAD

Commissioner Schaad asked Mr. Martin if he had a report on Walnut Road that was discussed last week, where the Sewer Department cut part of the road and the road is almost impassable.

Mr. Martin said they have done a little on it, that he has been in touch with the contractor, through the Works Board and the Sewer Department and he was told that the contractor is taking care of it.

There are also plans for water to go down the left side of the road where the Water Department and the Sewer Department would like for the Commissioners to pay one-third of the cost with them each paying one-third of the cost.

RE: DRAINAGE PROBLEM

The drainage problem of a Mrs. Hovda was discussed last week and she thought the Commissioners could solve it, but Commissioner Schaad said that he wasn't so sure they could, unless it would be at the end of East Walut Street and if the county property goes back there, so Mr. Ludwick said that he would send out a crew to establish where the pavement ends and if it is on county property, also that he would report back this week.

Commissioner Schaad asked Mr. Ludwick if anything had been resolved on this problem.

Mr. Ludwick said that the survey crew is still working out there. This matter will remain open until next week.

RE: CLAIM

A claim was submitted by Ohio Valley Engineering on Harper Ditch in the amount of \$20.531.40.

Commissioner Schaad asked if it wasn't agreed that the county pay for the engineering on this project.

Mr. Nussmeyer presented a letter from Dick Eifler, stating that the enclosed claim has been received in the City Engineer's Department and that inspection has been completed and it is his recommendation that this bill be paid.

Commissioner Schaad said it was agreed that the county pay it and they would be reimbursed by the city. This is account No. 203-3754.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said he would like to know what their time limit is and that this would give the Auditor something to go on.

Mr. John said they should be reimbursed right away.

A claim was submitted from G. H. Allen for partial payment on the Kansas Road Bridge in the amount of \$30,208.94 for structures 79 and 79A with the proper retainage being withheld.

Commissioner Ossenberg moved upon the recommendation of Mr. Nussmeyer, that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers Inc. for partial payment on the Upper Mt. Vernon Road Bridge, which is now open, in the amount of \$27,063.13, with proper retainage being withheld.

Commissioner Ossenberg moved that this claim be approved, as recommended by Mr. Nussmeyer. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers Inc. for partial payment of the Pollack Ave. and Fuquay Road intersection, in the amount of \$14,544.62.

Commissioner Ossenberg moved on the recommendation of Mr. Nussmeyer, to approve this claim. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Feigel Construction Co. for final payment of Lynch-Hitch Peters Road RC-1...201-3744-2260, in the amount of \$3,401.47.

Commissioner Ossenberg moved that this claim be approved. He also said he has received numerous phone calls from people, stating what a great job was done out there. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted from Feigel Construction Co. for Bergdolt Road in the amount of \$12,091.62...Account No. 506-201-3747 and Account No. 506-201-2260.

Mr. Nussmeyer said that there was an overrun of this contract and that there is \$10,000 left in the paving contract so he will have to write a note to the Auditor to have this money transferred.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER TO JERRY LAMB

Mr. Nussmeyer presented a copy of a letter that he sent to Mr. Jerry Lamb, President of the Water Department, on Millersburgh Road, from Oak Hill Road to Green River Rd. It read as follows:

Dear Sir:

Asphalt and Patches appear adequate but there are some signs of settlement along the shoulders which were paved with stone prior to the installation of the water line. I suggest we observe them during the Winter and Spring. As was previously pointed out to the Board, a water line installed near the North side of the Bridge which we have programmed for replacement in 1975. Since the Bridge will be widened it will necessitate the moving of this line.

Commissioner Schaad explained that Mr. Nussmeyer sent Jerry Lamb this letter to put them on notice.

RE: .. ROADS ACCEPTED IN 1974

A list was submitted by Mr. Nussmeyer, of the roads that were accepted for maintenance by the county in 1974. They are as follows:

- 1. Melody Hills Subdivision
 - (A) Venetion Drive 300' between Hamilton Drive and O'Hara Drive
 - (B) Venetion Drive South to Dusseldorf 380'
 - (C) O'Hara Drive to Twickingham Drive .2 miles
- 2. Chapel Hill Drive East from Eichoff Road a distance of 625.0'
- Whispering Hills Drive Location 1 mile North of St. Joe Road off St. Wendell. extends East 1,210'
- 4. Kirkwood Drive Kirkwood Subdivision from a point 438' from the center line of Lincoln Avenue a distance of 182'
- 5. Norman A. Schmitt Subdivision, Sec. 21, 5 South Range 11 West
 - (A) Laura Lane 708.18'
 - (B) West Schmitt Lane 678.19'
- 6. State Road 662, Section 82, Vanderburgh County a distance of 0.507 miles from Fuquay Road East City Limits of Evansville to Vand.-Warrick County Line.
- 7. Bassett Avenue Location New Green River Road East to Jerry Avenue a distance of 1,320' Right of Way 60'

- 8. Village Acres Subdivision, between Middle Mt. Vernon and Hogue Roads on Peerless Road
 - (A) Huckleberry Lane 1,100' Right of Way 50'
 - 9. Valley Downs Subdivision
 - (A) Oxmoor Road from the intersection of Saratoga Drive East to the intersection of Autumnwood Way a distance of .10 miles in length
 - (B) Autumnwood Way from the intersection of Oxmoor Road South to the intersection of Spring Valley Road a distance of 150' in length.

 Total of 2.07 miles

List of Roads accepted received and filed.

RE: PROJECTS COMPLETED IN 1974

Mr. Nussmeyer presented the following list of projects that were completed in 1974:

DRAINAGE CONTRACTS

Reconstruction of Eagle Slough	Priest Hazelwood	\$109,978.30
Eagle Slough Pier Protection	Tapp Excavating Inc.	3,588.00

ROAD CONTRACTS

RC-2-73 Paving of County Roads 14 mi. Feigel Construction Co.	\$191,017.75
RC-4-73 Lincoln & Fuquay Storm Drainage Geo. Ryan Constr. Co.	49,835.84
RC-5-73 Oak Grove Road Feigel Constr. Co. Inc.	69,738,43
RC-3-73 Middle Mt. Vernon W. of Peerless Feigel Constr. Co. Inc.	25,000.00
RC-1-74 Bergdolt Rd. & Lynch & Hitch Peters Feigel Constr. Co.	108,038.00
RC-2-74 Paving of County Roads 18 mi. Feigel Constr. Co.	308,576.54

BRIDGE CONTRACTS

BC-5-73	Burkhardt Rd. Robert	Traylor Corp.	\$142,357.89
BC-7-73	Str.#21 Trapp Rd.Str.107 Ruston	La. G.H. Allen Inc.	44,565.80
BC-3-73	Allens Lane Bridge Deig	Bros.	173,014.63
BC-1-74	Bridge No. 122,123,126	G.H. Allen Inc.	126,000.00
BC-2-74	Str. 148 Upper Mt. Vernon Rd.	Barnett Bros. Inc.	50,993.25
BC-3-74	Str. 104 Boonville-New Harmony	Barnett Bros. Inc.	58,477.05
BC-4-74	Pollack & Fuquay Intersection	Barnett Bros. Inc.	37,295.00

Total Drainage Contracts....\$113,566.30
Total Road Contracts..... 752,206.56
Total Bridge Contracts..... 632,703.62

Grand Total

\$1,498,476,48

List of projects accepted, received and filed.

Reporter Roberta Heiman asked the Commissioners if they knew how this amount compared to the amount spent on projects for last year.

Mr. Ludwick said he had this information in his office and that he would get this information for her.

Commissioner Ossenberg said that they made the comprehensive study of bridges in 1973, which was the first time it had been done in years and the State of Indiana said this was one of the finest bridge reports they have seen.

Commissioner Schaad said that more bridges were built in the last two years than have been built in the past twelve.

RE: POOR RELIEF

JANET LUKE.....1208 Judson St....Pigeon Twp. Investigator, Mrs. Sallee Ms. Luke is asking for rent. She said that the Trustee told her that they would pay Marilyn Mominee \$50.00 rent, that they paid it for October and she had to go into the hospital and they paid her bills for four days and now the Trustee says they can no longer pay her rent and she doesn't understand why.

Mrs. Sallee said that on the 25th of November, Janet was in the office asking for rent and she explained to her that because her landlady had made hospital application in the office, they couldn't pay more rent but that all she would have to do was to find another apartment that would rent for not more than \$60,00 per month and they would gladly pay the rent but that Janet left the office and they heard no more from her.

Mrs. Sallee said that after Ms. Mominee's baby was born, she stopped by the office one day so they could see the baby but she didn't say anything about needing help.

Mr. Olsen said that assistance wasn't denied.

Commissioner Schaad told Ms. Luke that she must be rejected or denied help by the Trustee before she could come before the Commissioners to appeal her case.

This case was referred back to the Trustee.

GENEVIEVE CORNERS.....107 Harriet St. Pigeon Twp...Mr. Willet, Investigator Ms. Corners was going to ask for money for food stamps but she failed to appear. No further action could be taken at this time.

MARY MATHEWS-Bennie (Husband) 320 Jefferson...Pigeon Twp. Mrs. Sallee, Investigator Mrs. Mathews is requesting money for eye glasses. She said that she went to the Trustee's office last week and requested that they pay for some glasses for her, that neither she nor her husband are working. She said that she had previously had glasses but that they were broken and that the doctor told her she needed to wear glasses all the time. She said the lady at the Trustee's office told her that the only way they could help her was if she was working and needed the glasses for her job, but she felt that she needed them to apply for a job. She said that she had worked at A & P but was laid off.

Mr. Mathews said he worked at Sears Roebuck & Co. previously but had been discharged and that he has been picking up part time work and that they are getting food stamps.

Mrs. Sallee said that Mrs. Mathews was in the office on December 18th, asking for eye glasses and when she said she wasn't working and had been without glasses for two or three months, she told her that in the event that she did get a job, and that her employer would send them a statement, stating that the glasses were necessary for her work, that they would issue them.

Commissioner Ossenberg suggested this case be referred back to the Trustee and that Mrs. Mathews get a doctor's statement, stating that she needs glasses to get employ ment and that if she takes the statement to the Trustee's office, she will get consideration.

He also told them that there is a federally funded program where jobs are going to be available in a red line area through the city and he was told, this morning, that there will be another 250 jobs opening up the first of the year. He said that applications can be obtained in the personnel department of the city.

Mr. Mathews said that he is going to school on a scholarship.

Mrs. Sallee also said that the Trustee once bought food stamps for the Mathews' but that when he came back the next month, she told him that when he had an income, he must make his own contribution to the food stamp program.

After further discussion, this case was referred back to the Trustee.

The meeting recessed at 10:40 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad Thomas Ossenberg Robert L. Willner	Curt John Dep.	Thomas Swain	C. Leach R. Heiman D. Berry B. Thompson
		•	S. Clark

Secretary: Margie Meeks

12110 -12-1

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 31, 1974

The meeting of the County Commissioners was held on Tuesday, December 31, 1974, at 9:30 a.m. in the Commissioners Hearing Room with President Schaad presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor with one addition made, in that, under Notice of Claim on page 2, it should read that Mr. Tolley was charged with allegedly passing fraudulent checks.

The reading of the previous minutes was dispensed with.

RE: AUTHORIZED TO OPEN BIDS

Commissioner Schaad authorized County Attorney Swain to proceed with the opening of the bids that were received today for the two new computors.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-owned Surplus property today. The bidding will remain open.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Charles Smith 1202 E. Louisiana Nightwatch \$3.627 Hr. Eff: 1/1/75

PLEASANTVIEW REST HOME

 Mabel Clark
 107 Harriett St.
 Cook
 \$2.05 Hr.
 Eff: 1/1/75

 Jesse Burnett
 700 Senate Ave.
 Aide
 \$1.85 Hr.
 Eff: 1/1/75

BURDETTE PARK

Kenneth Mitz 1801 Monroe Ave. Night Man \$2.15 Hr. Eff: 1/1/75

RECORDERS OFFICE

Martha S. Wolf 730 E. Powell Ave. Photo Copy Dep. \$5,056.62yr. Eff: 1/1/75

COUNTY ASSESSOR"S OFFICE

Cheryl A. Lawrence 12 N. Roesner Rd. Dep. Clerk \$5,184.00yr. Eff: 1/1/75

RE: EMPLOYMENT CHANGES....RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Glenn Jones Schmuck Rd. Nightwatch \$3.297 Hr. Eff: 1/1/75 Charles Smith 1202 E. Louisiana Laborer \$3.297 Hr. Eff: 1/1/75

PLEASANTVIEW REST HOME

Thelma Rhineburger 108 W. Iowa St. Cook \$1.90 Hr. Eff: 12/31/74

BURDETTE PARK

Leslie Schmitt 506 Boehne Night Man \$2.15 Hr. Eff: 1/1/75

RECORDERS OFFICE

Susan Sherwood 3421 Stringtown Rd. Photo Copy Dep. \$5,056.62yr. Eff: 1/1/75

COUNTY ASSESSOR"S OFFICE

Dorothy E. Lietz 615 S.E. Third St. Dep. Clerk \$5,064.00 Yr. Eff: 12/31/74

RE: OPENING OF BID Contract awarded

There was only one bid on the two computors and this was from the Computor Election System in the amount of \$48,150.00, a check for \$5,000.00 enclosed, which is the bid bond.

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Mr. Volpe said that the contract could be awarded today and dated tomorrow, since the money will be available as of the first of the year.

Commissioner Ossenberg moved that the bid of Computor Election System be approved in the amount of \$48,150.00 for the two computors, subject to the availability of the money and that the contract be dated tomorrow. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT AWARDED....OLD STATE ROAD OVERPASS

Mr. Ludwick said that the bid of Deig Brothers Co. Inc. in the amount of \$425,604.4 was the low bid that was submitted last week for the Old State Road Overpass and that Mr. Nussmeyer recommended the approval of their bid. Engineers Est..\$473,931.8

Commissioner Willner asked if there was a time limit on it.

Mr. Ludwick said the job must be completed by November 30th. 1975.

Commissioner Ossenberg moved that the bid of Deig Brothers Co. Inc. be approved, on recommendation of Mr. Nussmeyer. Commissioner Willner seconded the motion. So ordered.

County Attorney Swain said that Deig Brothers would need to get a Certificate of Insurance and a Construction Bond.

Mr. Ludwick said that he talked to the contractor yesterday and they said that as soon as they get the bid, they will furnish the necessary forms.

RE: DRAINAGE PROBLEM OF MRS. HOVDA

Commissioner Schaad said that the Commissioners had hoped that Mrs. Hovda would be here today so they could discuss her drainage problem, but although she wasn't here and it is on the agenda, he wondered if they couldn't resolve it. He said that Mr. Ludwick and Mr. Martin had both been looking into this problem.

Mr. Ludwick explained the problem of drainage out there, where a man who is moving away, has put riprap and railroad ties in a six foot easement and that there are two four-inch plastic pipes in this easement on East Walnut Street. He said that according to the plat, as accepted by Area Plan, etc., nothing of a permanent nature can be placed in an easement except for public utilities, so this man is in violation.

Mr. Ludwick said that Mrs. Hovda is complaining because this man has built in this easement and now the water can't go through it and she wants him to clean it out. He said that North of the area, there is a subdivision that has been platted but nothing further has been done so the people out there think they can put anything on it.

Commissioner Schaad said he told Mrs. Hovda that this isn't a legal drain, that it isn't on county property and there is nothing the Commissioners can do for her, that he thought it a private matter and that she should get an attorney.

Mr. Crooks said they have been in the area in question and he wouldn't issue any permits out there.

Commissioner Ossenberg said as he remembered, he thought this was originally a fight out there between two builders and after checking, found that the county had nothing to do with the subdivision and that the county hadn't accepted the roads out there.

Mr. Martin said that Mrs. Hovda originally told him that the man out there put the pipes in and covered them with gravel so the kids could ride motorcycles out there and since that time, she wanted to know if he put these things in, why couldn' she. He said she wants the county to order this man to remove this stuff.

After checking, Commissioner Ossenberg said there isn't a road in the subdivision that has been accepted.

Commissioner Schaad said the problem in Carrollton Court Subdivision and specifically East Walnut Street, at dead end, going west at Mrs. Hovda's problem, Lot 13, is not an accepted county road and the county has no jurisdiction so there is nothing the county can do to help her.

З.

RE: BOND FOR SHERIFF

A bond was presented for Sheriff Elect, James DeGroote, in the amount of \$15,000.00.

Commissioner Ossenberg moved that the bond for the Sheriff be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM INDIANA STATE HIGHWAY COMMISSION

A letter was received by the Commissioners from the Indiana State Highway Commission, addressed to All Counties and All Cities and Towns of over 5,000 Population, concerning Federal-Aid Highway Projects, and the Indiana Action Plan, as follows:

The Indiana State Highway Commission received the approval of the Indiana Action Plan from the Federal Highway Administration on November 6, 1974. The procedures outlined in the Action Plan, became a requirement for all Federal-aid Highway projects on that date.

We anticipate that we will have the Action Plan published and in your hands shortly after January 1, 1975. However, the Indiana Action Plan now applies to any Federal-aid projects which you may be planning. To avoid any possible problems that might be caused by not knowing of some requirement, it is suggested that the Indiana State Highway Commission, Division of State-Aid be contacted.

Your full knowledge of Federal-aid procedures is essential to avoiding mistakes that could make your project ineligible for Federal funding. Federal participation in an activity is not a criteria for whether Federal requirements or procedures must be followed in order to receive Federal reimbursement for any later activity on a project.

Therefore, it is respectfully suggested that the Division of State-Aid be consulted before any activity is undertaken in the planning and design of any project which you may later desire Federal participation. This is suggested at this time because of the implementation of the Indiana Action Plan, but is also suggested as good procedure at any future date, since the requirements for Federal-aid projects are subject to change without prior notice.

Very truly yours, G.K. Hallock, Chief Hwy. Engineer. A copy of this letter has been sent to Mr. Bowman, Mr. Lockmueller and Mr. Nelson. Letter received and filed.

RE: VIOLATION OF HEALTH ORDINANCE

A copy of a letter was sent to the Commissioners that was forwarded to Yewell B. & Nellie E. Raleigh of 2520 Grove Street, notifying them that the City-County Department of Health has received several complaints regarding the dumping of trash at the above address and stated that it will be necessary for this area to be closed to further dumping and that the present condition be corrected, also that a reinvestigation will be made in approximately fifteen days to determine if this condition has been corrected.

Notice received and filed.

RE: LETTER FROM EVANSVILLE ASSOCIATION FOR RETARDED CITIZENS INC.

A letter was received by the Commissioners, notifying them that the Evansville Association for Retarded Children, Inc. has changed their corporation name to Evansville Association for Retarded Citizens, Inc. and that it has been approved and recorded by the Secretary of State for Indiana on December 2, 1974. Letter received and filed.

RE: CLAIM

A claim was received from Edward Vonderahe for a refund of \$27.00 on permit #3700 at 7291 E. Sycamore Street, due to the fact that the job was cancelled because the house was not built.

Commissioner Ossenberg moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: QUESTION OF CLAIM BEING PAID

Commissioner Schaad said that Mr. Dunville had reminded him that the Sewer Dept. had never been paid the \$20,000 for the sewer tap-in at Pleasantview Rest Home. He said that this is Revenue Sharing money and will have to be encumbered if it hasn't been paid.

Mr. Harness said he was under the opinion that this was paid.

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Mr. Volpe checked on this and found that the \$20,000 was paid to the Sewer Dept. on October 14, 1974, on warrant #10,771.

RE: DUMPSTERS

Commissioner Schaad said the Dumpster Program will be ended as of today, but that there will be a bill received for the month of December, so the money will need to be encumbered. He said that he has written the County Auditor a letter, requesting that \$5,000 be encumbered in Acct.#130-506-263 for payment of this bill. He said the balance of the money, after the bill is paid, can be put back into the General Fund.

RE: ENCUMBRANCES

The list of monies to be encumbered for payment of purchase orders, contracts and obligations made during the year of 1974 was presented for approval.

Commissioner Ossenberg moved that the County Auditor be requested to encumber the accounts as presented. Commissioner Willner seconded the motion. So ordered.

The complete list is enclosed on page 5.

RE: SIGN DOWN

Commissioner Schaad told Mr. Judd that a speed limit sign was knocked down on Mt. Auburn Road so he could take care of it.

RE: MR. HOTZ

Mr. Hotz said that the factory representative was in yesterday, on the new voting machines and equipment and that he checked them out and found them all to be okay. He said he was informed that on January 8th. the two new computors will be here by air and he questioned the freight cost.

County Attorney Swain said the freight cost was included in the cost of the bid, that it was F.O.B. Evansville Indiana.

Mr. Hotz said this is pretty valuable equipment and wondered if the computors shouldn't be stored in an office, rather than in the storage room in the basement.

The Commissioners agreed that the computors be stored in the Election Office.

RE: MR. MARTIN

Mr. Martin submitted an absentee report of the county garage employees for the past week.

Report received and filed.

A Very Happy or Good New Year was wished to everyone by the County Commissioners and by all those who were present.

The reorganizational meeting for the new year will be held at 9:30 a.m. tomorrow morning.

The final meeting of 1974 was adjourned at 10:12 a.m.

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THE FOLLOWING LIST OF MONIES TO BE ENCUMBERED FOR PAYMENT OF PURCHASE ORDERS, CONTRACTS AND OBLIGATIONS MADE IN THE YEAR, 1974, VANDERBURGH COUNTY

ACCOUNT NO.	COUNTY REVENUE		4	AMOUNT
CLERK OF THE CIRCUIT COURT:			The Paperson Book and the second	keftwaji
101-360Office Sur 101-592Committmer 101-724.1Other Equi 101-724.2Other Equi	nt of Patients to StatipmentLaw Books	e Institution	n	2,426.25 14.85
AUDITOR:	•			\$
102-360Office Sup 102-1-252Equipment	oplies	• • • • • • • • • • • • • • • • • • • •	\$	376.16 2,011.27
TREASURER:				
103-360Office Sup	oplies and Printing	• • • • • • • • • • • • • • • • • • • •	\$	734.04
RECORDER:	•			
104-370Lease on 2	Kerox Machines and Sup	plies	\$	517.61
SHERIFF:	:			
105-321Jail Exper 105-340Boat Patro 105-350Canine Con 105-360Office Sun 105-372Indentific	ol rp oplies		••••••	177.00 189.87 55.00 162.55 12.00
SURVEYOR:				
106-252Repairs to	Equipment		\$	47.00
CORONER:				
107-371Film Color	red and Film Processin	g	\$	110.81
PROSECUTOR:				•
108-213Traveling 108-360Office Sup	Expenses	• • • • • • • • • • •	\$	140.30 72.32
COUNTY ASSESSOR:				•
109-360Office Sup	oplies	• • • • • • • • • •	\$	155.07
CENTER TOWNSHIP ASSESSOR:		:		
111-360Office Sur 111-371Red and B	oplies	••••••	\$	3.60 36.60
KNIGHT TOWNSHIP ASSESSOR:	•			
113-360Office Sur	oplies	••••••	\$	113.60
PIGEON TOWNSHIP ASSESSOR:				
115-360Office Sur	plies	• • • • • • • • • • •	\$	153.75
COUNTY ELECTION BOARD:				
121-721Office Fur	miture and Fixtures	• • • • • • • • • •	\$	204.40
VOTERS REGISTRATION:				
122-360Office Sup		•		
117-111Salary of	Union Twp. Assessor	1973	•••••\$	533.83

ACCOUNT NO.	COUNTY REVENUE	AMOUNT
COUNTY AGENT:		e de la companya de l
123-371Misc	ice Supplies	
DRAINAGE BOARD:		
126–264Reps 126–360Offi	airs and Reconstruction(Kolb Dite	ch)\$5,000.00 259.23
VETERANS SERVICE:		
127–360Offi	ice Supplies	19.46
COUNTY COMMISSIONERS:	· •	÷
130-244 Dupl 130-254 Repa 130-255 Repa 130-266 Weig 130-267 Brud 130-269 Demo	Diem Board of Review	125.00 1,307.12 15.04 1,878.04 1,311.05 4,619.33 62.22
131-720Equi	ipment	\$ 277.00
PLEASANTVIEW REST HON	<u>Æ:</u>	
133-360Offi	litiesice Supplieser	4.48
CIRCUIT COURT:		
	ice SuppliesProbation Department	
SUPERIOR COURT:		•
137–264Trar 137–265Yout 137–360Offi 137–722Offi	air to Equipment	
AUDITORIUM:		
144-252Reps 144-360Offi	litiesS.I.G.E.Co	
BURDETTE PARK:	•	
145–251Reps 145–255Sand 145–321Gasd	lities airs to Building d,Gravel and Cement oline, Oil and Lubricants micals	5,577.67 49.60 139.40
TOTAL TO BE I	INCUMBERED	\$ 48,224.36

ACCOUNT NO.	COUNTY HIGHWAY DEPARTMENT C	AMOUNT
201-1370 201-2372 201-2410 201-2420 201-2560 201-3741 201-3743 201-3745 201-4220 201-4252 201-4253 201-4321	Office Records and Supplies Other Supplies Calcium Chloride (Salt) Stone, Gravel and Other Aggregates Culvert, Tile and Sewer Pipe Rental of Equipment Eichoff Road Middle Mt. Vernon Rd.& Peerless Green River Road Heckel to Hwy.57 Oak Grove Road Extension Uniforms Repairs to Truck and Tractor Repairs to Road Equipment Gasoline, Oil and Lubricants Other Garage and Motor Supplies	9,401.00 1,268.47 7,318.56 55.00 265,000.00 753.76 35,642.74 47,892.13 1,377.37 16.01 330.00 2,954.20 373.50
201–4721	TAL TO BE ENCUMBERED	\$ 374,749.26
		1
· ACCOUNT NO.	BOND AND SINKING	AMOUNT

ACCOUNT NO.	BOND AND SINKING	AMOUNT
202.1Bond	and Sinking.	\$ 641.66
	TOTAL TO BE ENCUMBERED	\$ 641.66
	CUMULATIVE BRIDGES	•
203-2260Othe 203-3754Sout 203-3759.4Poll 203-3759.10Smit 203-3761Old 203-3784Old 203-3798Boon 203-3812Old 203-3814Uppe 203-3815Mesk 203-3816Klei 203-3817Kans 203-3819St.J	tenance and Repairs by Contract r Contractual Services hern R.R. at Harper Ditch ack Ave. and Fuguay Rd h-Diamond State L & N State Road State Road ville-New Harmony Mt.Vernon andCypress Dale r Mt.Vernon Road er Park #27 tz Road #29 as Road #79 and 79-A oe Road	49,181.95 39,468.60 6,739.90 22,930.00 208,052.19 12,136.05 14,000.00 4,044.78 35,371.11 4,887.82 49,900.00 50,000.00 110,884.87 50,000.00 25,000.00
	TOTAL TO BE ENCUMBERED	712,597.27

ACCOUNT NO.	LOCAL BOAD AND STREETS FUND	AMOUNT
216-3743	noff Road	3,631.51 8,657.70 245,722.50 3,491.53 37,945.41 147.74 39,340.39 3,521.95 7,370.67
	TOTAL TO BE ENCUMBERED	1,186,728.10
ACCOUNT NO.	AREA PLAN COMMISSION chases and Rental of Equipment	<u>AMOUNT</u> \$ 17.55
	TOTAL TO BE ENCUMBERED	\$ 17.55

ACCOUNT NO.	CRIME CONTROL FUND	AMOUNT
505.1	.Administration Volunteer Probation Counselors, Circuit Court	\$ 9,334.15
505.2	.Work Release Fund	5,537.93
505.6	.Volunteer Probation Consellors Program, Circuit Court	
	.Alcoholic Help Inc	
	.Vand.Co.Circt.Court Probation Intern Program	
	Bail Bond	
	.Prevention & Control of Juvenile Delinquency	
	.Prevention & Control of Juvenile Delinquency	4 .
	Youth Service Bureau	
	Youth Service BureauCrisis Line	790.39
	.The Community Corrections Co-ordinator	
	.Prosecuting Atty.Dept.of Deferred-Prosecution	1,581.38
	Regional Organized Crime and Composite Intelligence UnitProsecution	4,784.86
505.36	Streamling Office Procedures-	
	Vand.Prosecutor Office (Equipment)	
505.37	.Vand.Circuit Court-Law Clerk	2,229.87
•	TOTAL TO BE ENCUMBERED	\$ 90,758.10

506-102.1-560. Auditor's Mechanized. \$ 1,344.67 506-130-263. Solid Waste Disposal. 5,000.00 506-130-546. Care of Patients and Inmates in Institutions. 23,191.57 506-130-720. Voting Machines. 6,246.00 506-131-712. Equipment (Supt. of County Buildings). 43,506.68 506-133-725. Sewer. Pleasantview Rest Home. 6,474.55 506-137-721. Furniture and Fixtures. 407.96 506-145-711. Land and Land Improvements, Deig Constrper bid Peyronnin Construction - per bid, per council. 19,309.00 Furniture and Fixtures 1907.96 19,309.00 15,500.00 15,500.00 16,829.33
506-201-2260

TOTAL TO BE ENCUMBERED

\$227,677.18

Those present at the meeting were:

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

REPORTERS

Robert Schaad Thomas Ossenberg Lewis F. Volpe

Thomas Swain

G. Clabes

C. Leach

Secretary: Margie Meeks

COUNTY COMMISSIONERS MEETING JANUARY 1, 1975

The organizational meeting of the Vanderburgh County Commissioners was held on Wednesday, January 1, 1975, at 9:30 a.m. in the Commissioners Hearing Room.

The new Sheriff of Vanderburgh County, James DeGroote, opened the first meeting of the year.

Mr. DeGroote and his wife Martha, were introduced to those who were present and he was welcomed as a new county officeholder.

The approval of minutes for the meeting of December 31st. 1974, were deferred until the next meeting which will be held on January 6th. 1975, due to the closing of county offices for the holiday.

Commissioner Schaad stepped down after serving as President of the County Commissioners for the past year.

Commissioner Schaad nominated Commissioner Ossenberg as President of the County Commissioners for 1975. Commissioner Willner seconded the nomination. So ordered by consent.

Commissioner Ossenberg nominated Commissioner Schaad as Vice President of the County Commissioners for 1975. Commissioner Willner seconded the nomination. So ordered by consent.

RE: APPOINTMENTS FOR 1975

COUNTY COMMISSIONERS:

1st. District - Thomas L. Ossenberg

2nd. District - Robert L. Willner

3rd. District - Robert Schaad

EXECUTIVE ASSISTANT:

Martha Smith

COUNTY ATTORNEYS

Thomas M. Swain William D. Stephens

AUDITORIUM:

Doyle Dressback

COUNTY JAIL PHYSICIAN:

George F. Berry, M.D.

AREA PLAN COMMISSION:

Robert L. Willner

LAW LIBRARY:

Doris Gaiser

PLEASANTVIEW REST HOME

Jack Harness

COUNTY BUILDING SUP'T .:

Herman T. Hotz

COUNTY HIGHWAY SUP'T .:

Edward C. Martin

VETERAN'S SERVICE OFFICER:

Clyde Oviatt

BURDETTE PARK BOARD

Thomas L. Ossenberg Deryl Blackburn

LICENSE EXAMINING BOARD:

Thomas L. Ossenberg

INSURANCE:

Agent of Record for Life Insurance: Robert Barthel

ALL OTHER INSURANCE:

Hahn & Becker Torian Agency

PART TIME SECRETARY, CO. COMMISSION

Helen Hagensieker

Commissioner Ossenberg said that the appointment of the Veteran Service Officer may change within thirty days.

SOIL CONSERVATION

Anna Lee Niethammer

RE: EMPLOYEES FOR 1975

CLERK OF THE CIRCUIT COURT

Shirley J. Cox Helen L. Kuebler Judith E. Edwards Imogene Haney Barbara Bruner Florence Hess Nancy Kleiman Sharon Boardman Dorothy J. Schaefer Patricia Patton Ruth Porter Thelma Raley Dorotha Buente Bertha Greubel Deborah Hunter Lorraine Dean Beatrice Phillips Frances Gates Jacqueline Head Barbara Thayer Linda Delano Joyce Fields Sylvia Schnerr Doris E. Cato

COUNTY AUDITOR

Curt John Alice McBride Mildred Fuquay Martha Schenk Dona Reherman Margie Meeks Peggy Powless Lucille Musgrave Sylvia Williams Gloria Evans Letty Freihaut Janice Decker Georgia Benson Lily LeBlanc Martha Calkins Ruth Calhoun Bette Carrigan Jean Wilkey Lucille Elliott Marian Ellsperman Helene Sprinkles Ruth Wilhite Zerline Wentzel Beverly Nance Virginia Landers Janice Jackson Dorothy Wilson

COUNTY TREASURER

Florence Bruck
Mary Schimmel
Elsie F. Shirley
Carolyn Seib
Sylvia Reutter
Constance Laubscher
Etta Mae Mueller
Marjorie Keeney
Lucille Yestingmeier
Suzanne Demsey
Helen Middleton
Matilda Vance
Diana L. Steurer

COUNTY TREASURER CON'T.

Harriett Higdon Katharine Harker Virginia Seybold Betty Burton C. Glenn Meeker

COUNTY RECORDER

Clyde "Buddy" Cole Jr.
Louis Grewe
Aldora O'Neil
Betty Hermann
June Cosgrove
Connie Terry
Aline Payne
Martha Wolf

COUNTY SURVEYOR

Richard Nussmeyer
Kenneth M. Ludwick
Dan Kares
Curren E. Bridges
Thomas Hamlin
Lloyd Rittenour
John Appuhn
Gene Kautzman
Gary Gulledge
Charles Davis
Susan Gaines

CUMULATIVE BRIDGE FUND

Daniel G. Hartman David Guilluam Alvin Paul John Singer

SHERIFF'S DEPT.

James A. DeGroote James H. Wallace Charlie Gibbs James Allen Soney Banks Terry Haves Gary Kassel John Lancaster Earl Russell Clifford Trainer Jimmie Tucker S. Lee West Thomas Brandsasse Michael Craddock William Droll Robert Etheridge James Fravel Stanley Garrett Marlin Beck Robert Beckham Otis Bell Richard Bennett Wallace Bishop Paul Bice James Brinkman Merrill Carr Gary Castrup Robert Coleman Kenneth Collins Clarence Cotton Jr.

SHERIFF'S DEPT. CON'T.

John Crosser Mary J. Davis Michael Daws Billy Denton Michael Forshee Carl Gardner Stephen Griggs Danny Hape Ronald Hartmann Donald Humston Timothy Lannartz David L. Ludwig Mark Mabrey James Moers James Neighbors Ronald Newman Gary O'Risky Kenneth Patterson Roy Perkins William Pierce Arella Ray John Reutter Jr. William E. Roberts Lois Scruggs Margaret Smith Stephen Sparks Steven Schnell William Speicher Philip Strange Michael Sturgeon Peter Swaim Anne Therber Robert Trible Joseph Winfield William Young Jerry Crawford Armandus J. Hardin Randall E. Korff

COUNTY CORONER

H. T. Combs M.D. Earl K. Cox Mary F. Westfall

COUNTY ASSESSOR

James L. Angermeier
Mary L. Garrison
Thomas M. Lindsey
Zreeta Hardin
Madge Bunker
Monica E. Mindrup
Meraloyd Stansberry
Cheryl Lawrence

PROSECUTING ATTORNEY

James M. Redwine
David Miller
J. Douglas Knight
Carl Heldt
Maurice O'Connor
Robert Lensing
Ronald Freson
Jerry Atkinson
Katherine Miller
Christy Reiter
Mary Laugel
LaTosha Pitt

PROSECUTING ATTORNEY-CON'T.

Sue G. Vance Dorathea MacGregor Francis Stofleth R. Stephen Barron

SUPERIOR COURT

JUDGES

Terry D. Dietsch Morris S. Merrell Morton W. Newman Claude B. Lynn

PROBATE COMMISSIONER

James W. Angermeier

COURT REPORTERS

Jane Griffith
Ruthetta Graves
Gayle Spalding
Alice Hillenbrand
Karen Flittner

COURT BAILIFFS

Catherine Kueber Nina Horstketter Rosemary Norbury Bert Conway Marion Gresham Edith Fox

PROBATION OFFICERS

Bart F. O'Connor Elvera M. Riggs Merle C. Melton Nancy Chreste Tom R. Miller Gregory W. Combs Wayne Miller Roger D. Walker

CHIEF CLERK

Mary Lee Hahn

CLERICAL ASSISTANTS

Clare Riordan
Mildred Morgan
Jane E. Schmitt
Gladys Lovell
Katherine Flittner

PAUPER INVESTIGATOR

Fred O. Vetter

PLEASANTVIEW REST HOME

Jack K. Harness
Helen Harness
Phyllis Hepler
Violet Barnett
Bonnie Goodge
Dr. Robert Walter
Dixie Lunkenheimer
Betty Guinn

PLEASANTVIEW REST HOME-CON'T.

Edwin Zenthoefer Ruth Bauman Reuben Bell Minnie Bracken Zadie Cobb Edith Goins Rose Harpenau Betty Hiter Willard Hughes Eva Johnson Marlyn Johnson Thelma Kisner Sheryl Lunkenheimer . Tillie Mancini Landis Mead Melvileen Redman Thelma Rhineburger Geneva Sweeney Gearldine Wilson

AREA PLAN COMMISSION

G. Michael Burks
Jane E. Gourley
Dorothy C. Grubb
P. Michael Mitchell
Kenneth D. Nelson
Ann Schmidt
Cliff Sebree
Douglas R. Thomas

VOTERS REGISTRATION

Mabel Lurker
Beulah M. Evans
Dorothy Block
Amelia Tornatta
Wandalee Cain
Travis Rayburn
Jo Evelyn Gaffney
Virginia Massey

COUNTY HIGHWAY

Edward C. Martin Jerry Linzy W. Dabrowski F. Siebeking Charles Russell Alice Lee Carol Lee Kelly Clarence Rueger Orbie R. Davis Max E. LaMar Jr. William Martin Arthur Kibby Homer Ray Monroe Mullen Victor Bryant James Bell George Cummings Albert Gartner Tony Harvey-Albert Knarian Paul D. Liggett Roger Kissel Harold Steckler Richard F. Donaldson William Harl Donald Gartner Joseph Geiser William Hillard Mark D. Krueger

COUNTY HIGHWAY-CON'T.

Dennis U. Merideth Gilbert Harris Wallace Plunkett Allen Brigham James E. Caldwell Joseph Folz James H. Howell Clayton Jenkins Sam Robinson Lawrence Babbs Bobby Cobb Charles E. Smith James H. Gorman Fred Huber Urban Kahre Richard L. Walther Harry Woods Robert White Thomas Schmitz

DEPT. PUBLIC WELFARE

Robert D. Work Mary L. Ahles Armitta C. Hahn Clifford E. Higgason George R. Holmes Devin L. Hunsucker Jo Ann Lang Rubylee Lowe Margaret R. McLemore Mary A. Reitz Dorothy L. Sells Frank L. Staton Courtney L. Thomas Jean R. Van Hoy Mary E. Welch Maury Anthony Gary C. Barnett George M. Barton Norman W. Baumgartner James E. Baxter Mildred J. Beeler Jeanette E. Bey Aaron M. Biggerstaff Edwin Bosaw Leanne Branch Mary Jean Britt Nan E. Britton Mary A. Butler Norman C. Butler Janella L. Carlile · Susan B. Carson David K. Cline Thomas N. Coe Lawrence L. Congleton Ruth A. Conrad Elizabeth M. Dick Phyllis A. Donahue Denise A. Elvestrom Sydney L. Finney Gerald L. Flick Dionna L. Garrison · Jane H. Gerard Harry F. Glenn Mary E. Gosnell Bonnie S. Greenfield Doris A. Havens Robert A. Hay Connie K. Hendrix Peter W. Herrick Jayne E. Hill

HILLCREST-WASHINGTON-CON'T.

J. Kathleen Hirsch Guy D. Holladay Mary L. Hudspeth Lynda S. Kendall R. Michael Kough Margaret L. Latham Barbara E. Lipper Catherine M. Lovelace Elbert E. Lynch Diane S. McCool Betty L. McGlone Karen L. Markham Ronald K. Mayer Ruth A. Metz Jennifer C. Miller Carolyn C. Nation Mary E. Nelson Wilhelmina M. Perkins Pamela A. Pond Patricia A. Rager Barbara J. Reherman Janice F. Reutter Patricia A. Rhiver Steven R. Robbins Susan E. Rogers Virginia L. Saari Emily W. Sanderson John M. Schroder Donald A. Schuldt Marina L. Sensmeier Thomas W. Sergesketter Frances L. Sisson Anna Mae Skelton Vicki L. Small Bernitta R. Smith Patsy A. Sproatt Jessie L. Strunk Elizabeth A. Sutton Patricia E. Sutton Dorothy J. Thomas Lindy L. Sykes Gladys S. Thornton Trent C. Tucker Shirley A. Tyree Susan L. Watson Mary E. Werner Doris D. White Benjamin P. Willett Thomas C. Wirth Robert E. Young Glenda M. Bott Wanda P. Crim Deborah J. Denton Charlotte A. Elder Christine Hartig Michael R. Hazen Jean M. O'Daniel Dee Gee Painter Patrick A. Rhoades Nancy C. Ridley Paul M. Stofleth Gary P. Wagoner Jerri A. White Vickie R. Yaser Alma M. Buecher Veronica Chittenden Cheryl J. Cochran Helen M. Cook Virginia C. Cox

Mary L. Daniels Wanna Dean Irene M. Frakes Shirley S. Hopple Vernita L. Hufnagle Frances Hyatt William M. Igleheard Lionel L. Koehler Wilma J. Korff Anna G. Mueller Jean Newman Mildred Ross Hilda Schatz Gertrude M. Schnacke Antoinette M. Thacker Faye A. Wilson Alberta M. Word Frank M. Fish Phillip L. Kiely

HILLCREST-WASHINGTON

Denzil E. Reed Bernice L. Roedel Janet L. Beck Versie M. Burgdorf Thelma I. Byers Mary E. Caldwell Marie E. Davis Iva B. Fowler Rena H. Green Carolyn Hedinger Mary L. Holt Elizabeth M. Meredith Dorothy E. Reed Lois V. Sanders Katherine I. Stewart Clarissa J. Williams John Gassaway Robert M. Thomas Nettie K. Whitaker Wava Bee Nancy Kuhn Carrie Hanshaw Mildred L. Smallwood Mary J. Alvis Elizabeth I. Emerson Irene A. Baldwin Theresa J. Girouard Thomas V. Bennett

BURDETTE PARK

Robert Hertzberger Henry Dersch Jr. William Stanley Shirley Hape Donald Stucki Emily Fowler Dervl Blackburn Leslie Schmitt Steven Craig William R. Depriest James Evans Tim Hall Michael Head Scott Malev Michael Murphy Robbyn Whitledge Harold Babbs

Lawrence Ellington
Katoya Ellington
Barbara Hertzberger
Terri Sue Babbs
Constance Willman
Mary Jane Little
Kenneth Mitz
Ermon Branson Hart Jr.
Kenneth Belangee
Phillip Outlaw
William Gregones

BUILDING COMMISSIONER

Jesse C. Crooks
Ray Broerman
Charles Legeman
Virgil Admire
Eldon Robinson
Tom Mackay
Paul May
Joe Freeman
Chester Sturtevant
Jesse Brown
Wm. Mitchener
Harriett J. Hartig

AUDITORIUM

Doyle K. Dressback Charles C. Chrisman Katherine Appuhn Earl Schoenbachler Jessie Byers Hallene Moore Henry Overby Ruby Norris Lewis Cook Elvis Barnett Anita Glover Shirley Sears

VETERANS SERVICE

Clyde Oviatt Norma Dickens Loraine Rohner

LEGAL AID

James E. Rode R. Stephen LaPlante Patricia A. Ross

PIGEON TOWNSHIP ASSESSOR

Robert T. Dorsey
Estelle Moss
Jerry Zeller
Dorothy Lietz
Mary Dee Williamson
Judith Stricker
June Hallenberger - Pt. Time

KNIGHT TOWNSHIP ASSESSOR

Maxine F. Ginger Roberta Burkhart Kenneth Bristow Elizabeth Omer Wanda Simmons

CENTER ASSESSOR

Shirley E. Stucki Betty Ann Bawel Sherry L. Wheeler Joyce A. Fields Evelyn Meyer-Extra Arvel I. Christmas-Extra

CENTER TRUSTEE

Wilbur J. Schmitt Viola Winiger Mildred Derrington Georgiann Schmitt Victor Ahrens Richard Eykamp Thomas Shetler Edward Wessel Kathryn McLaughlin Phyllis Ann Cooper Leon Montgomery

PERRY TRUSTEE

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

PIGEON TOWNSHIP TRUSTEE

Robert M. Morrison Paul W. Luster Rosemary Carr Mary T. Webb Ole J. Olsen Raymond J. Wilm Edward A. Brunck Lester Wharton Rachel J. Altheide Robert E. Olsen Ruth E. Anslinger Myrtle Bowling Cova Harrison Estel W. Ragsdale Margaret H. Sallee Charles L. Willett Bettye Duggins Mary L. Hall Modesta Harl Esther Mackey Phyllis Vititoe

SUPERIOR COURT - CON'T.

Public Defender -Malcolm Montgomery Secretary -JoAnn Stevens

SUP'T. OF COUNTY BLDGS.

Herman T. Hotz Alvin H. Jones Bennie Gossar James K. Schaefer

CO-OP EXTENSION SERVICE

Herschel L. Whitham Jane E. Heramb Janice Breiner Max W. Myers Jr. Allen E. Boger Betty M. Bumb Anna J. Reine Elizabeth J. Rapp Joyce E. Smith-Part Time Rosalie M. Mesker-Part Time M. Joyce McCutchan-Part Time Marilyn M. Sherbrooke

SUPERIOR COURT - Addition

ASSISTANT PAUPER ATTORNEY

H. Wayne Turpin Budget Clerk-Sarah L. Cook Asst. Chief Clerk-Georgia Williams

HOLIDAYS FOR 1975

Lincoln's Birthday...... Monday, February 10 Good Friday.....Friday, March 28 Christmas......Thursday, December 25

In establishing these holidays for 1975, in order to eliminate any confusion, Commissioner Ossenberg stated that all county offices will close at noon on December 24th. for the Christmas holiday and again at noon, on December 31st. forthe New Years holiday. He said he is sure the City offices will follow suit.

Commissioner Ossenberg welcomed Mr. Curt John as the new County Auditor and congratulated him. He said that he would miss Mr. Volpe. Mr. Lewis Volpe was County Auditor from 1967 through 1974.

The meeting recessed at 9:50 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

REPORTERS

Thomas Ossenberg Robert Schaad

Curt John

Thomas Swain

G. Clabes C. Leach

Robert L. Willner

Secretary: Margie Meeks

COUNTY COMMISSIONERS MEETING JANUARY 6, 1975

The meeting of the County Commissioners was held on Monday, January 6, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Commissioner Willner moved that the minutes for the meeting of December 31, 1974, be approved as engrossed by the Auditor and the reading of them dispensed with. Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Schaad moved that the minutes for the meeting of January 1, 1975, be approved as engrossed by the Auditor and the reading of them dispensed with. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-owned surplus property today. The bidding will remain open.

Commissioner Schaad said that in the minutes of December 23rd. 1974, he had made the statement that County Attorney Stephens was going to research some of the new county-owned surplus property because there is some real estate on a number of these lots and that Mr. Stephens has now completed his study.

County Attorney Stephens recommended that the County Assessor appraise all these parcels since there are buildings on many of them.

Commissioner Schaad moved that Mr. Stephens be authorized to ask Mr. Angermeier to appraise all the new county-owned surplus property. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

AREA PLAN COMMISSION

Ann Schmitt 2721 N. New York Pt. time Planner \$4.80 Hr. Eff: 1/6/75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Charles Kelsie 2804 Red Bank Truck Driver \$3.73 Hr. Eff: 1/2/75

CENTER TOWNSHIP ASSESSOR

George D. Manley 3101 Kratzville Rd. Deputy \$15.00 Day Eff: 1/6/75

CLERK OF THE CIRCUIT COURT

Doris E. Cato 817 Hercules Dep. Clerk \$5,036.00 Yr. Eff: 1/1/75

RE: EMPLOYMENT CHANGES....RELEASED

CLERK OF THE CIRCUIT COURT

Rosalind Grimwood 1631 Walnut Lane Dep. Clerk \$214.00 Bi.Mo. Eff: 12/31/74

RE: MONTHLY REPORT

The monthly report of the Pleasantview Rest Home was submitted for the month of December, 1974.
Report received and filed.

RE: LETTER FROM CONDICT & FOSSE ARCHITECTS

The following letter was received by the Commissioners from Condict & Fosse Architects:

Re: Vanderburgh Development and Training Center (Evansville Comprehensive Mantal Retardation Center) Escrew Agreement and Account . 258

Gentlemen:

Our firm being Architects on the above referenced project, was instructed by the State of Indiana to include, as a part of the specifications, an Escrow clause to the effect that funds retained by the Owner, from periodic payments be invested, with the earned interest becoming a part of the escrowed principal. Your attention is invited to the "Escrow" references in the project specifications.

Final payments to the various Contractors for their respective contract amounts have been made excluding the interest amounts. Recently I have received correspondence from the Contractors requesting payment of the interest.

Please advise our office of the required procedure for the Contractors to obtain their escrow interest funds.

Respectfully, William H. Fosse

Mr. John explained that the retainage fees were invested and that the construction is completed but that Mr. Tom Jones of the Evansville Association for Retarded Children, came in and it seemed that he was a little upset as to if the contractors would come back or not, to do some small things that needed to be done, so he has the claims for the retainage fees that amounts to approximately \$8,000 for the four contractors and he is getting them signed by the various contractors.

Mr. John said that the money is available.

Commissioner Schaad moved that this matter be deferred until the claims are received by the Commissioners. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST FROM PIGEON J. P.

The following letter was received by the Commissioners from Mr. Paul W. Luster, the Justice of the Peace for Pigeon Township:

Dear Sirs:

Since there is only one Justice of the Peace in Pigeon Township and the Courts Building, we are in need of the following items from the office of Carl W. Zapp, Room 211.

3	713	R	Chairs	(green)	1	305	Filing	Cabinet
2	713	В	Chairs	(gold)	3	641	Roller	Cabinet
2	317		Filing	Cabinets	1	214	Book Ca	as e

2 305 L Filing Cabinets

We submit the above for your consideration.

Sincerely, Paul W. Luster.

Commissioner Ossenberg said that last week, when Mr. Zapp moved out, the furniture was going out of there so fast, that the Building Authority couldn't figure, for a while, who owned what. He said that the Commissioners only own a chair that was in there and he understands that Mr. Morrison, the Pigeon Twosnhip Trustee, is responsible for some of that furniture and that he gave his permission for them to go in and take it for Mr. Luster's office.

County Attorney Stephens said that the township is obligated to furnish to the Justice of the Peace, his office and furniture so it may be that it does belong to the township, and if so, it would have to go through the township Advisory Board.

Commissioner Schaad said that according to the statute, the only thing he thought the county must do, is to furnish the office space.

Commissioner Schaad moved that this matter be referred to Mr. Morrison on the recommendation of County Attorney Stephens. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST BY COUNTY AUDITOR

The following request was received by the Commissioners, from Mr. Curt John:

Dear Sirs:

I would like permission to have a longer cord on one of our telephones. This will enable one telephone to be shared by two clerks.

Thank you for your consideration Sincerely, Curt John

Commissioner Schaad moved that this request be approved. Commissioner Willner seconded the motion. So ordered.

RE: T.B. PATIENT ADMITTED

Commissioner Ossenberg received the following letter from the City-County Dept. of Health:

Re: Sheryl McCallister of 1130 Fountain Ave. Evansville, Indiana

Dear Mr. Ossenberg:

The above referenced individual was admitted to Good Samaritan Hospital, Vincennes, Indiana, on November 24, 1974, for isolation and treatment of moderately advanced, active pulmonary tuberculosis.

This is to certify that Mrs. McCallister is a Vanderburgh County resident medically indigent for tuberculosis and in need of financial assistance in meeting the medical expenses involved with this hospitalization.

If there are any questions, please feel free to call me.

Sincerely, Mildred M. Knodel, TB Control Officer

Commissioner Schaad moved that the financial assistance for this patient be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Health Center.

A claim was received from the City of Evansville for the county's share of expenditures from July 1 through Sept. 30, 1974, for Weights & Measures - 42 percent in the amount of \$1,994.10.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Miller's Insurance Agency for the following:

County Auditor Bond....Annual premiumAmount \$10,000.....Premium is \$35.00 Blanket Public Employees Bond in amount of \$5,000.....Premium due is \$103.00 Knight Township Assessor in amount of \$3,000.....Premium due is \$24.00 County Assessor Bond in amount of \$5,000.....Premium due is \$20.00. Total amount of the claim is \$182.00.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was received from Welborn Memorial Baptist Hospital Inc. for payment on property for the Adult Psychiatric Clinic that was due on January 3, 1975.

County Attorney Stephens explained that this is the final payment on property that the county purchased and the Southwest Indiana Mental Health Center recently took over the contract and agreed to pay the \$5,000. He said that this claim should be referred to Welborn Hospital, with an explanation to Mrs. Gooch, that it is the responsibility of the Southwest Indiana Mental

Commissioner Schaad moved that this claim be referred to Welborn Hospital.

Commissioner Willner seconded the motion. So ordered.

A claim was received from Computor Election Systems Inc. for the Computor Voting Devices....179 Transfer Cases at \$2,586.00 and 1 Gang Mask Punch at \$3,650.00, with Freight Charges at \$202.13. The total amount of the claim is \$6,358.13.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Terminal Warehouse Company Inc. for rent of space for storage of Voting Machines per contract from January 1st, 1975 to February 1st, 1975 Invoice No. 10736, in the amount of \$500.00.

County Attorney Stephens said that the Voting Machines are still impounded and the rental will have to be paid because the purchasers of the machines can't take possession of them as yet.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

4.

260

Commissioner Schaad said the Commissioners wanted the machines to be picked up as soon as they are released so the rent for storage won't be any more than necessary.

RE: BURKHARDT ROAD

Commissioner Ossenberg asked Mr. Judd if the striping on Burkhardt Road has been done yet.

Mr. Judd said he was waiting for the weather to break so they could get it done.

RE: MR. HARNESS

Mr. Harness said there were things that needed to be discussed in regard to the Supplemental Security Income Program and some of the residents at Pleasantview Rest Home.

He said that in January of 1974, the Social Security Administration took over the dispensing of funds that were formerly dispensed through the local Welfare Department and their names, money and status of the people who were on the program was sent to the Social Security Administration and in January, they began receiving a Gold Check, issued by the Social Security Department that resembled a Social Security Check, except that it isn't Social Security money.

He said on December 31, 1974, a representative from Social Security here in Evansville, called on him and said he wanted to talk to all the people involved in this kind of payment and he had with him, two forms, that he wanted to show them and explain to them.

Mr. Harness said that one form was a statement of claimant or other person, which stated that the person signing it would read that he understands that the payments made the person, would continue until 30 days from the date of receipt of the notice of planned action or if he requests reconsideration within that time, until notice of the reconsideration determination has been sent to him, however, he wishes to have the planned action effective immediately, although he still retains the right to request reconsideration of the action.

Mr. Harness said, that in discussing this form with the Social Security representative, he found that for some reason, the Social Security people are saying that residents in County-owned facilities are not eligible for these monies because of some partic ruling, primarily because they were tax-money funded. He said he called the people together because if they would have signed these forms, their money would have been cut off completely, so as their representative, he advised them not to sign this statement, so they didn't.

He said the other form was a "Without Fault" questionnaire, which stated:

I was told by the County Welfare Department and/or the Social Administration that I was entitled to it. I understand that benefits are being terminated due to a change of position by the Social Security Administration. My total income from all sources consist of

. My total resources in cash, negotiables, chattels& real estate consist of

. My date of birth is

, etc.

Mr. Harness said they were also asked to sign this form. He said he found that this is a statewide movement and other homes are rejecting it and a state legislator from St. Joe County is planning to implement a bill in the legislature, whereby some funds can be set up to support these people. He said this means that if a man was a resident at Pleasantview Rest Home, not entitled to Social Security and not receiving any, but was on the Welfare Program, he would be receiving a gold check for \$190.00 each month and of this amount, \$175.00 would go to the home to pay for the charges for his keep and \$15.00 would be retained by the man for his personal monies. He said what they are saying here, is that if they stop these checks, that he will get no money to pay his way and no spending money. He said the local Welfare Department, here, in Vanderburgh County, received this letter from Wayne A. Stanton, the Administrator of the Welfare Department for the State of Indiana. He said that Mr. Stanton pointed out that the department was recently notified of the ruling in regards to the Supplemental Security Income payments to residents of County Homes in Indiana and the decision has been reached, that those residents of County Homes approved for residential care, only, are not eligible for S.S.I. payments and it is the understanding that the regional Social Security Administration Offices have not been advised to notify the recipients of S.S.I., considered to be ineligible for continued benefits under the above conclusions and the administrators of the County Homes involved, that this decision has been made and that S.S.I. will be immediately discontinued. He said that it stated further, "That we wish to inform you and asks that you carefully interpret locally and especially to persons who make inquiry of you, of the fact that the State Welfare Department approved the conversion of these cases to the Supplemental Security Income program in good faith, following precisely the policy interpretation which was given to us on July 30th, 1973, by the appropriate policy personnel of the Social Security Administration, participating in the implementation of S.S.I.

We deeply regret the reversal of the Federal Agency with regard to these persons."

Mr. Harness said that it stated further: "That we have proposed state legislative provisions for a state finance public welfare program for the needy, aged, blind and disabled persons who require a board & room or residential type living situation. In the meantime, we have requested the Social Security Administration to completely review the situation of these particular Indiana County Home residents, with the hope that there yet might be a reversal of the federal decision to declare them ineligible for S.S.I."

Mr. Harness said that he personally thought this to be a discriminatory act on the part of the Social Security Administration, that these people are free and twenty-one and it is discriminatory for them because they are living in a county home, to have their funds cut off, where Jo Blow who is living in a private fund facility, is not having his funds cut off. He said he doesn't necessarily have any recommendation to the Commissioners at this time and he doesn't know how to advise these people. He said that he has thought of going to Legal Aid and asking them to advise these recipients. He said quite a few of these people have guardians and this was quite a blow to them and they are quite disturbed and don't know what to do. He said that if their funds were cut off by S.S.I., he thought that most of these people would qualify under the intermediate residential situation and could go into other facilities offering intermediate residential care and this is the person who is a step above, in the need for care, who needs some care and nursing service. He thought they would qualify because they are unable to take these monies that they are getting and go into the community and provide for themselves because they need supervised care and most of them need medication. He also said that there is no private run facility where these patients can be

cared for at the rate of monies they are now getting, that there is no private run facility in this area with a room & board rate of \$175.00 or less, that residential care is only available in this area, at the McCurdy Residential Center, the Little Sisters of the Poor and the Pleasantview Rest Home, but that the other two facilities have higher rates than the Pleasantview Rest Home. He said they raised the rate at Pleasantview Rest Home, last year from \$175.00 to \$200.00, thinking that some additional monies would be coming and they could gain extra revenue, however, in light of what is happening now, he finds that it is impossible for these people to get any more than the \$175.00. He said the maximum benefit for the S.S.I. recipients, if they have no Social Security, is \$146.00 per month and with the Social Security, the maximum is \$166.00 with S.S.I. however, if they were living in a licensed Health Facility, prior to January 1, 1974, they could not give them less than they were receiving then, so this is the reason they are getting the \$175.00 for their room and board and \$15.00 for personal money, if they have no other income. He said if they have Social Security, most of them get approximately \$30.00 for personal monies plus the \$175.00 for room and board and this is a combination of Social Security and Supplemental Security Income, if they have Social Security.

Mr. Harness said he also needs some guidance from the Commissioners in regard to the charges for the room and board since they cannot pay more than the \$175.00 and the rate was raised to \$200.00.

Commissioner Willner asked Mr. Harness if he is receiving additional monies for private paid patients.

Mr. Harness said that at the present time he has no private paid patients but he. does have some township trustee patients and the Township Trustee is excluded, by law, to a maximum payment of \$100.00. He said he thought this law became official in 1973, also that all of the recipients in the home that he is talking about, have been converted to S.S.I. except for one patient that was denied because of a clause that the Social Security uses, referring to "Income In Kind" and it reads, in essence, that if a person is being provided with services that has value placed on it, this is considered "Income In Kind" and it means that if a trustee is paying your rent of \$60.00 per month, this is "Income In Kind". It means that if the county takes a person into a facility and is providing them with room and board and there is a value of \$175.00 placed on it, this is considered "Income In Kind" so the application they made for this person, was denied on the basis that the person is now receiving more Income In Kind than the maximum amount they could have received. He said that he isn't having trouble with the Medicaid program but this is only set up for 15 beds of which 14 are now occupied and the established rate for this is only \$12.50 per day but that this is in a different part of the facility. He said the residential part of the facility is the one that the Social Security Administration is taking this stand on.

He said that the people at the local Social Security office feel that they are wrong but they are only following orders that are coming down to them from an office elsewhere.

Mr. Harness said he thought that until these people have been officially notified, in a letter, from the Social Security Administration, to the effect that their benefits are going to cease as of a certain date, they can not cut them off and he, personally, thinks that the people will then have the right to appeal. He said he has talked to the Welfare Department about this and they are aware of what is going on but they don't know the answer, other than the fact that most of these people, if they do get these payments cut off, can be transferred to an intermediate residential situation and if so, would have to be put in a facility that could handle this many people. He said other than this, the county would have the option of continuing to provide them with care and taking the matter back to the township trustee in the township from which they originally came. He said this is only what he feels could be done, that he isn't an authority on the subject.

Commissioner Ossenberg said that what Mr. Harness is essentially saying is that we are being penalized because this is a unit of government, the County Home, and that he is asking the Commissioners to rescind the \$200.00 down to \$175.00.

Mr Harness said he felt this would eliminate some bookkeeping and deficits in accounts in the Auditors office, that possibly couldn't be paid unless something would happen where these accounts could be recouped. He said, what they are saying in the "Without Fault" questionnaire, is that they have already paid these people for a year and they are thinking they paid them illegally but they are asking the people to sign this form and they will then wipe this off their books, saying that the recipient doesn't owe them any money.

Commissioner Willner asked Mr. Harness if he has been in contact with the rest of the homes in Indiana.

Mr. Harness said he has been in contact with some of them and he wants to contact more of them. He said that some of them are doing the same thing he is, while others weren't aware of what was going on and were going to let the people sign the forms which would stop their payments immediately and he recommended that the individuals be advised not to sign it. He said there may be a reversal of the opinion from Social Security but he didn't know if there would be or not and also that there may be a program to come out of the legislature which would provide funds to pay these people and this is something that has been talked about and it was proposed, last year, where a residential program be established that would possibly pay \$250.00 or \$300.00 per month, where private people could go into the business and make a little money, so it is a contradictory matter. He also said the intermediate and skilled care facilities are going into all sorts of procedures and spending all kinds of money through therapists, Social Service Directors and Activity Directors, trying to rehabilitate people and trying to cut down on their length of stay, but he asks, "rehabilitate to what?" and said if there is no residential level available, where they can stay, where do they go? He said what they are doing here is forcing them from a residential status into a nursing status and costing the taxpayers possibly \$500.00 to \$600.00 per month, where they could get a residential type care for approximately \$250.00 to \$300.00 per month.

Commissioner Willner asked Mr. Harness, if he even went through the legislature, it was true then, that they would have nothing to do with federal funds.

Mr. Harness said this is correct, that it would have to be state funds which would be issued to Welfare. He said the plan has been implemented to cut off the funds and he wanted the Commissioners to know what is going on.

Commissioner Ossenberg said he understands then, that this will be a total rip-off of any responsibility of the Federal Government, that has to come from the state.

Mr. Harness said this is correct, that if they take these checks away, these people will be without funds.

Commissioner Willner asked what the S.S.I. stands for.

Mr. Harness explained that S.S.I. stands for Supplemental Security Income and said there is also another term that is used which is S.S.A.P. and stands for State Supplemental Assistance Program.

Commissioner Ossenberg asked if what they are essentially saying then, is if the state has a bill to die in the hopper and the state doesn't come through, that they will have to close Pleasantview Rest Home.

Mr. Harness said he is saying that they won't receive any federal monies for residential care and that it would be an injustice to these people to have to try to force them back into a township trustee situation and all these people who are on this program do have the medical part of the program for which they were approved but that Blue Cross-Blue Shield doesn't have anything to do with S.S.I. or S.S.A.P.

He said if they could get a doctor to certify that these people need intermediate residential care, then they can be transferred into intermediate care facilities. He said that for Pleasantview Rest Home to be certified as an intermediate residential care facility and do away with the residential, there are some changes that would have to be made and this would take some time.

Commissioner Ossenberg said that other than this, the survival of Pleasantview Rest Home would have to rely on the local taxpayers.

Mr. Harness said this is correct, because if the money is cut off, the people would have to revert back to the township trustee's or the county, itself, would have to carry them.

Commissioner Willner asked if there has been talk of any class action being taken in the courts.

Mr. Harness said if there was, he hasn't heard of it, that he was advised to seek the assistance of the County Attorney's and if the Commissioners so desired, they could so instruct the County Attorney's to avail him with a little of their time so they could discuss it.

Commissioner Willner said he thought this a must.

Mr. Harness agreed, because, as he explained, these are human beings that they are dealing with as well as the money that is involved and that many of the people have told him and his wife that they just don't know what they will do if their funds are cut off.

Commissioner Ossenberg asked what the Commissioners pleasure was as far as rescinding the charges of \$200.00 back to \$175.00.

Mr. Harness said that this would apply to the S.S.I. recipients, that the State Hospital recipients are paying the \$200.00 and are not complaining about it.

There was then discussion of having a dual rate but Commissioner Willner said he wasn't worried about that, since the local nursing homes have dual rates but that he doesn't have enough information right now, to make a decision properly, however, the Welfare, Medicaid and Medicare is probably grossly unfair as it now stands and he isn't too sure that some class action to the courts is not feasible.

He said that in Welfare, the people pay to the Federal Government and then the Federal Government gives it back to the state with a little less and the state gives an X number of dollars to the Blue Cross-Blue Shield, to administer their funds, then it comes to the local Welfare Department and many times they overstep their boundaries in what they can and cannot do and he has been past President of the Good Samaritan Home and he knows that, on occasions, they have the same problems and many times, what they tell the individual homes, is not the law, that it is what they can get by with and it isn't healthy for the economy, the people paying the poor relief or the people receiving it, and from what he understands here, he believes they have overstepped their authority and he thought the Co. Attorney's should look into this matter and advise the Commissioners as to what to do.

Mr. Harness said that since he is the Administrator, the people at the home look to him for guidance, the same as children look to their parents for guidance.

Lot Of Market Director

Commissioner Willner moved that the County Attorney's look into this matter and advise the Commissioners of their findings. Commissioner Schaad seconded the motion. So ordered.

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In discussing the charges of \$200.00 per month at the Pleasantview Rest Home, Commissioner Willner said he thought if the legislature did something about this, they might make it retroactive so he is in no hurry about changing it because it isn't causing them any problems anyhow so the Commissioners agreed that the charge remain at \$200.00 for the present time.

RE: MR. MARTIN REPORT

Mr. Martin submitted an absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: COUNTY ROADS

Commissioner Schaad asked Mr. Martin how he and Mr. Lockmueller are getting along on the survey of the county roads, to see what the county is getting gasoline tax money on.

Mr. Martin said they have the latest maps of the county and just as soon as Jack Siebeking comes back to work, he will be out making a survey on it.

RE: CUTS IN

The Indiana Bell Telephone Co. submitted an application, requesting permission to cut into Baehl Road, T 4S, R 11W. Sect. 32..., F-2249-74, to bury a telephone cable.

Commissioner Schaad moved that the cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: MEETING SET

Mr. Ludwick said the County Engineering Department will be having a meeting on Wednesday, January 8, 1975, at 9:00 a.m. in Room 325, concerning the preconstruction conference on Old State Road. He said they have asked the Utility Company's to be there and that they would have a representative of the L & N Railroad Co., the Contractor and they have also asked County Attorney Stephens to attend this meeting. He said that due to the county, supposedly is to reimburse the utility company's some funds for removing and replacing the utilities, so he asked if one of the Commissioners would want to attend the meeting or if they had worked it out.

Commissioner Ossenberg said they worked it out with the Gas Company, the Water Company, etc. so he thought it wasn't necessary for the Commissioners to attend.

RE: RIGHT OF WAY BUYER NAMED MESKER PARK DRIVE

Mr. Ludwick said he has five parcels of Right of Way that they need for Mesker Park, Bridge #27, a quarter mile North of Hwy. 65 on Mesker Park Drive and they need a Right of Way Buyer for these parcels.

Commissioner Schaad moved that Dan Riddle of 5111-B Stringtown Road, be appointed as Right of Way Buyer for these parcels. Commissioner Ossenberg seconded the motion. So ordered.

RE: COMPLAINTS ON HILLSDALE ROAD

Mr. Ludwick said he has received several complaints on Hillsdale Road, where the City has let a contract for a sewer and the pavement cuts are supposedly not being back-filled properly, that they are using dirt instead of sand and they have already replaced sections of blacktop with other blacktop and it is just a poor job all the way through.

He said he asked to see the specifications this morning, to see what was required on that job and it did say state specifications. He also asked if there were any city inspectors on the job and there supposedly was but he thought someone should look into this because the county will be stuck with the road being in that condition. He said the contractor is J.A. Paddock Construction Company.

Commissioner Willner asked Mr. Ludwick if he had looked at Walnut Road.

Mr. Ludwick said they are all in the same shape and that something should definitely be done, since this is what they have specifications for and this

is why they have inspectors who are supposed to do their job and someone isn't doing their's.

Commissioner Schaad moved that the Sewer Department be instructed to have J.A. Paddock Construction Company to re-do the work, according to the specifications on Hillsdale Road, between Hwy. 41 and Browning Road.

Commissioner Willner seconded the motion, subject to the Commissioners asking that a representative of J.A. Paddock Construction Company be at next Monday's meeting, because he would like to get to the bottom of this, as it has been going on for some time and he didn't think that just sending a letter would help. He said that he wants an explanation as to why the Construction Company isn't meeting the state specifications on county roads.

He said that when the same company went down Highway 41, they did a beautiful job, because the state had an inspector down there and he made them do it right. He said he is tired of the work not being done right and that he received a letter on this matter, this morning and he has been getting phone calls and the Commissioners have been unable to get it straightened out so he thought it to be one of the things that the Commissioners are going to have to take a stand on and that they are going to do it if they have to sue and he thought the Contractors will then take a different attitude toward the county roads and start doing their job right.

The other Commissioners agreed and Commissioner Ossenberg asked Mr. Ludwick to contact the Sewer Department, the Construction Company and the Water Dept. to see that they would have a representative at the meeting next Monday morning at 9:30 a.m. The motion carried.

Commissioner Ossenberg said if this is to continue and if they can do jobs on the state roads and it behooves the Commissioners to send inspectors out there from the county, like the state did, to make sure that they do the job properly, they will. He said he knew the jurisdiction of the sewer lines being run out there is the City's responsibility but he is also sick and tired of hearing people from the Water Department and the Sewer Department, etc. complain of damages that have been done on the county roads.

RE: POOR RELIEF

Michelle Tenner....112 E. Powell Ave...Pigeon Township...Mrs. Sallee, Investigator

Ms. Young of the Human Relations Commission, appeared on behalf of Ms. Tenner in appealing for rent because Ms. Tenner is unemployed and has no means to support herself, that she had been working at the Good Samaritan Home and she applied at the Pigeon Township Trustee's office for assistance but said that she was denied and they sent her back home to Indianapolis but she was quite a bit behind in her rent, so she came back here to try to repay the back rent that she owed and she was then able to work part-time for her landlord to pay back some of the rent but hasn't been able to pay it all so the landlord wants more money or possession of the property. She said that Ms. Tenner is behind by \$140.00, but that the landlord will accept a smaller payment.

Ms. Tenner said her rent is \$20.00 per week and that she has been unemployed for about two months and she isn't collecting any unemployment compensation at the present time, that the unemployment office is supposed to send her some papers aroung January 15th. to fill out and she is to return at that time. She said she didn't work long enough to collect unemployment, that she only worked at the Good Samaritan Home about four weeks and before that, she only worked at the Christian Manor part-time for about two weeks. She said that she has lived in Evansville since July and before that, she lived in Indianapolis for eighteen years and she worked at Unipac in Indianapolis for three months.

Mrs. Sallee said that Ms. Tenner first appeared in the Trustee's office on 11/21/74 and stated that she arrived in Evansville on October 13th, 1974, and had been employed at Good Samaritan Nursing Home, but when she called, was told that Ms. Tenner had been on the payroll for only nine days and she was terminated, also, that when she applied for rent, she wasn't a month behind, she had no job and Indianapolis was her home, so she suggested that Ms. Tenner return to Indianapolis because her A.D.C. check had not been transferred to Evansville and her family was in Indianapolis. She said Ms. Tenner didn't reach a decision right away and said she would give it some thought, so two days later, she came back and said she had decided to accept the transportation back to Indianapolis, so the Trustee furnished a bus ticket for her and her daughter, but thought it strange because she didn't have any luggage, then on 1/2/75, she came in and said she had never received any assistance but she was

recognized, so then she said she had received assistance, so of course, they wouldn't consider paying any rent for her because she had moved right back into the apartment from which she left.

Mrs. Sallee said that if Ms. Tenner was so far behind in her rent, she couldn't see a landlord letting a tenant leave and coming back into the same apartment. She also said that Ms. Tenner told her that she left her baby in Indianapolis with her mother.

Ms. Tenner said she isn't getting A.D.C. for her child, that her mother is just taking care of her, that she used to get A.D.C. but doesn't anymore. She also said she has never been married.

Ms. Young said that when Ms. Tenner went to apply for help at the Trustee's office, they weren't going to let her apply because she was only 18 years old, but after checking with someone, they made a new application on her and after Mrs. Sallee recognized her, they went back into the office and after Mrs. Sallee wasn't very agreeable toward paying the rent, she asked about another bus ticket and Mrs. Sallee denied that. She wondered if maybe the rent could be paid, if Ms. Tenner could go home again and the Trustee buy her another bus ticket. She said that the ticket is only \$9.00.

Ms. Tenner said she came back because her mother told her to come back and see what she could do about apying the back rent.

Commissioner Ossenberg said if she kept the apartment when she left, she must have had every intention of coming back.

Ms. Tenner said she told her landlord that she was going to Indianapolis.

Commissioner Ossenberg also said there was a discrepancy as to when Ms. Tenner came to Evansville, also the amount of time she worked at Good Samaritan.

Ms. Tenner said she came to Evansville in July because she was living at 101 E. Powell Avenue, across from 112 E. Powell Avenue, where she now lives. She also said she worked at Good Samaritan for four weeks but Mrs. Sallee said she was only on the payroll for nine days at Good Samaritan and they had no record that she ever worked at Christian Manor.

Ms. Tenner said her card was pulled because she was sick.

Commissioner Willner moved that this case be referred back to the Trustee, with the recommendation that the Trustee purchase another bus ticket for Ms. Tenner to return to Indianapolis.

Commissioner Schaad said it is hard for him to understand why she came back because of the back rent, after a bus ticket had been purchased for her, since she could have sent the money to the landlord from Indianapolis for the back rent.

Commissioner Schaad seconded the motion with the understanding that there is no reason for Ms. Tenner to come back here unless she has a job or just cause to return. So ordered.

OTIS SPARKS..........605 W. Tennessee St. Pigeon Township....Mrs. Harrison, Inv.

Mr. Sparks said he is asking for food stamps and that the Crippled Children's Association is taking care of the medical bills, since he and his wife have two children who are sick and one of them is a diabetic and the other has a salt deficiency. He said he was told the Trustee couldn't help him because he makes too much money but he doesn't even have enough money to buy the diabetic food. He said he works at Geiger Transfer Company and his take home pay was \$94.00 last week. He said their doctor is Dr. Healy and his children are 7 and 8 years old and the one that has diabetes just got out of the hospital just before Christmas. He said he has Blue Cross but they only pick up the bills if they go to the hospital, not when they go to the clinic.

Mrs. Harrison said she told Mr. Sparks to go and get certified for food stamps, when he asked for a food order and when he asked for medical assistance, she told him to bring in the bottles so she would know what kind of medicine he needed for his children but he has never brought them in, so she sent him to the clinic to get a statement from the doctor and when he came in again for medicine, she was going to give assistance with medical help, but again, she couldn't because he didn't bring the bottles in and he didn't seem to know

what insulin the children needed. She said that she had also suggested to him that he go to the Welfare Department to make application for help.

Commissioner Willner asked Mr. Sparks if he had ever made application at the Welfare Department for assistance in getting food stamps or medical assistance.

Mr. Sparks said he had applied with Welfare for food stamps.

Commissioner Willner explained to Mr. Sparks that this isn't a temporary thing, that the problem will continue from now on, so Mr. Sparks is at the wrong agency and that he should make application at the Welfare Department.

Commissioner Willner then moved that this case be referred back to the Trustee and requested that Mrs. Harrison take Mr. Sparks, hand in hand, to the Welfare Department, to make application and to follow through on it with him. Commissioner Ossenberg seconded the motion. So ordered.

The meeting recessed at 11:05 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	S. Clark B. Thompson C., Leach D. Goodnow

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JANUARY 13, 1975

The meeting of the County Commissioners was held on Monday, January 13, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-owned surplus property today. The bidding will remain open and the sale will continue.

SPECIAL GRANTS TO GOVERNORS

Mr. F. Wendell Lensing, a member of the County Council, submitted a copy of a letter that he is sending to the Indiana Offices of Manpower Development. It reads as follows:

Dear Sir:

The attached proposal for funding from the "Special Grants to Governors" section of the Comprehensive employment in training act of 1973 from the Indiana Office of Manpower Development will be carried on in behalf of Vanderburgh County by the Vanderburgh County Council. The official population of this jurisdiction as of the 1970 Federal census was 168,772 persons.

This proposal is sent to you with the agreement of the Vanderburgh County Council. Thank you, F. Wendell Lensing

PROPOSAL FOR FUNDING: RE:

Application for Federal Assistance....(Nonconstruction Programs) Part I

Dear Sir:

Vanderburgh County has approximately 7,000 unemployed within it's 168,772 population.

\$83,200 Propose to employ forty (40) persons for 6 months in planting trees and repairing park benches and tables and shelter house in Burdette Park, Vanderburgh County, Indiana.

\$83,200 B. Propose to employ forty (40) persons for 6 months to repair and repaint small bridges and approaches under County jurisdiction.

Propose to employ forty (40) persons for 6 months, in deepening

the ditches along county roads, to protect roads from breaking up If any one of these proposals is found to be unacceptable, we will appreciate Your consideration of the other two proposals. Sincerely, F. Wendell Lensing.

Commissioner Ossenberg said that Mr. John brought this Special Grant Program to his attention, that will gain additional employment to the County and that this is additional money in the Unemployment Act under C.A.P.E.. He said the County Council would like to pursue it and the Commissioners would like to also and that this is just a matter of reading it into the minutes.

Commissioner Schaad moved that this matter be referred back to Judge Lensing, with the understanding that he contact Mr. Hertzberger of Burdette Park, Mike Ludwick of the Surveyors office and Mr. Martin of the County Highway Department. Commissioner Willner seconded the motion. So ordered.

TELEPHONE BILLS

Commissioner Ossenberg said it has been brought to the Commissioners attention, of the matter concerning telephone bills and apparently, that on 11/13/74, a charge was made from the Center Assessor's office, to the Girls School for \$2.99, which they maintain they did not make that call and again on Election Day, in Room 303, which is the caucus room for the Council, there was a call made for 85¢ to the Bloomington Ind. University's T.V. Station. He said the complex was closed on Election Day but he understands that there were some of the news media in there. He said the Commissioners won't sign these bills but the Phone Company said that the County must pay them. He said the phones are under the jurisdiction of the Commissioners and that they are going to have to take a stand here in having some kind of policy on phone calls. He thought that any of the calls that are made during the day can be the responsibility of the officeholder, and he wondered if the others can be verified by the Commissioners before they can be made.

Commissioner Schaad said that people come and go all the time at the Civic Center and he didn't see how the phone calls could be controlled and he wondered if it was necessary to keep the phone in Room 303.

Mr. Hotz said he has had this problem for awhile but he now puts his phone on transfer and this has eliminated the problem.

It was agreed that the Commissioners secretary would check with the people who use the phone in Room 303 and see if it would be any inconvenience if the phone were removed.

Commissioner Schaad moved that the bills in question be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Gilbert Harris	1906 Walnut La.	Lead Man	\$3.89 Hr.	Eff: 1/1/75
Urban Kahre	11113 Darmstadt	Truck Driver	\$3.73 Hr.	Eff: 1/1/75
Phillip Adcock	641 Jackson Ave.	Laborer	\$3.627 Hr.	Eff: 1/9/75

CLERK OF THE CIRCUIT COURT (To correct minutes of 1/6/75

Ooris E. Cato 817 Hercules	Dep. Clerk	\$213.34 Pay	Eff: 1/1/75
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PLEASANTVIEW REST HOME

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Marke	Ann Cobb	R.R.7 Box 114	Aid e	\$2.05 Hr.	Eff: 1/13/75
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RE: EMPLOYMENT CHANGES....RELEASES

Gilbert Harris	1906 Walnut La. Foreman	\$7912.50 Yr.	Eff: 1/1/75
Urban Kahre	11113 Darmstadt Rd. Leadman	\$3.89 Hr.	Eff: 1/1/75

PLEASANTVIEW REST HOME

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Ruth Baumann	830 F. Mill Road	Aide	\$1.90 Hr.	Eff: 1/13/75

RE: REQUEST BY SHERIFF DEGROOTE

Sheriff DeGroote said he would like to request permission to do some remodeling within the main office of the Sheriff's Department. He explained that this is to be for security reasons within the Department, and for a safety factor, in that most evenings, after 8 p.m. and until almost 7 a.m., there is only one officer in there and the radio room is presently located back in a corner and he is at a disadvantage since he must communicate with the poeple through a voice box communication system and a lot of times when the people go to visit inmates, he loses sight of them, and as to the safety factor, there could be any number of people down the hall that could get on the elevator and he wouldn't know it.

He said he would like to move the radio room up into the present conference room and to utilize a couple of the smaller offices into a conference toom.

This would entail moving a 12 foot vinyl wall between Room 104 and 106, patch carpet, remove electrical wall outlet and communication wires for new conference room would cost \$250.00. Remove insulating board from radio room and replace with vinyl and plastic wall board and paint where necessary. New office for Chief Deputy...\$370.00. Install outlets and phones in old conference room to accomodate radio equipment...\$50.00. Total amount to be \$670.00. If the new office is approved, Mr. Ruston will lay new carpeting at no charge.

Mr. DeGroote said he has money in his budget for this project.

Commissioner Schaad moved that the expenditures be authorized, on the recommendation of Sheriff DeGroote. Commissioner Willner seconded the motion. So ordered.

Sheriff DeGroote also requested that he be permitted to remodel the present chapel that is located on the second floor of the jail. He said it is his understanding that this room hasn't been used for approximately two years and that any religious services that are held, are done on an individual basis by the number of lay and church people who are visiting and to benefit the prisoners, he would like to remodel this room, at his expense, into either a reading room, a T.V. room, library or perhaps an exercise room. He said they would only need to paint and move the present furniture out and others in.

Mr. DeGroote said that he hadn't contacted Mr. Ruston as yet, also that he doesn't see any great expense and he does have sufficient money to do the remodeling.

Commissioner Schaad moved that Sheriff DeGroote be permitted to do the remodeling as stated. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said the Commissioners had never been through the Sheriff's Department and jail and asked Mr. DeGroote if, at his convenience, after a meeting, if he would take them on the tour.

Sheriff DeGroote said that he would be glad to.

RE: KNIGHT TOWNSHIP TRUSTEE EMPLOYEES

The numerous county employees were approved at the meeting of January 1, 1975, but due to the legal entanglement concerning the election of the Knight Township Trustee, the employees of this office weren't named and submitted at that time for approval, and since the judge of Posey County, who is hearing this case, hasn't rendered his decision as yet, the following will be employees of this office until such a time as the decision comes through his court and by Indianapolis:

Jack Chaddock Mary Ellen Mueller Albion Besing Dorothy Alsop Cynthia Decker

Commissioner Willner moved that these employees be approved, subject to the above stipulation. Commissioner Schaad seconded the motion. So ordered.

RE: COMPLAINT

Commissioner Ossenberg said that last week, we had the situation of heavy trucks at the Kauai Industrial Park.

Commissioner Schaad said that he is familiar with this situation and that he has any number of neighbors to come in on this problem and there is a heavy duty road off St. Joe, into this Industrial Park and there is construction going on there now building some industrial sites and he doesn't know why the contractors are coming in off North 12th Avenue, off of Allens Lane, to get to the Industrial site for the construction and he said that he called John Carroll, who was the attorney for the previous rezoning and he, in turn, called Earl Roehm who is building the one Industrial site and he said he would talk to the contractor and see if he could get some co-operation since they are driving off the end of North 12th Avenue and breaking up the road severly and there is a lot of mud and it is dangerous as far as the children out there are concerned. He said he checked with Mr. Martin and Mr. Linzy and they said it is a Right of Way and he thought they might be able to block it off but they can't because it is a public road.

Commissioner Ossenberg asked the County Attorney's if this couldn't be handled by ordinance.

County Attorney Stephens said he thought this matter could be handled by a load limit.

Commissioner Schaad said he has asked Mr. Rueger to talk to the contractor that is causing the problem and ask his co-operation and if he won't keep the trucks off North 12th Avenue, maybe they can have an ordinance and make it a load limit that is pretty light.

Commissioner Schaad moved that this matter be deferred until we get a report from Mr. Rueger. Commissioner Willner seconded the motion. So ordered.

RE: HILLSDALE ROAD

Mr. Eifler said that in connection with the sewer and waterline discussion of Hillsdale Road, that was held last Monday, he has had some complaints and he sent a project inspector out there to see what the condition of the road was and he called back later and reported that there were no chuck holes and that all the cuts that Mr. Paddock had in the project, were filled as well as could be expected until better weather when they can make repairs. He said the specifications were followed completely and there was an inspector on the job at all times and if there were any problems out there, they aren't related to the sewer construction.

Commissioner Willner presented pictures that were taken of Hillsdale Road on January 8, 1975, showing where repairs needed to be made.

Mr. Eifler said he understood that it was the road cuts that were being discussed and that the trench cuts, with the amount of rain we've had, there has been some settlement along the surface mud and there is nothing they can do right now, because of the weather conditions but as the weather permits, they will take care of it. He said it was his understanding they were talking about cuts across the pavement.

Commissioner Ossenberg said there are seven cuts across Hillsdale Road.

Commissioner Willner said there are some more of the Water Company's cuts on Felstead Road and Allens Lane and he presented some pictures showing the deterioration of the road. He said he understood that there will have to be some tearing up to get these lines in and he would like to get some committment as to how they are going to put these roads back in shape when weather permits. He said they also have Park Road, Walnut Road, Radio Avenue and Campbell Road in the community of Hillsdale and that on Walnut Road, the pavement is completely torn up, that there is nothing left and that the Water Company is now going into the water line and they took care of one side and the Sewer Department took care of the other side and there is no visible signs of any pavement being left.

Mr. Eifler said there wasn't much pavement there to start with and that there is an agreement between the Sewer Department and the Water Company on completion of the water project, that they will go back in there and make the rode in equal, or better condition than it was in.

Commissioner Willner asked Mr. Eifler if he had a copy of that agreement, since he would like to see it.

Mr. Eifler said he didn't have one but he was sure he could furnish Commissioner Willner with this information.

Commissioner Willner said he heard that the Water Company is going to pay one-third of the cost, the Sewer Department one-third of the cost and they want the county to pay one-third but he has never seen anything official on it.

Mr. Eifler said this is the first he has heard anything about the county paying one-third of the cost.

Commissioner Ossenberg said this happened on Folz Road and it was the Waterworks Department. He said he was sure that Mr. Eifler can appreciate the Commissioners problem, that they receive the phone calls and he knows they talk about the weather being a factor but somewhere along the way, he thought they were going to have to have better communications and thought that one of the things they were going to have to do, and they will probably have to have the Legal Department to work it out, but that it is a fact that whatever happens out there, they send a county crew out there as inspectors, just as he sends out inspectors and if they aren't satisfied, he thought there should be some kind of protection for the Commissioners, that he has the power to put a stop work order on it.

He said he thinks that it is a lack of communication, and that it is a fact that the County has spent good money, last year, on many of the roads and that Millersburg Road was one of them that they repaved and the next thing they saw, was the Waterworks Department out there making cuts in the new pavement.

Commissioner Schaad said they have a meeting every month to tell them of the roads they will be working on.

Commissioner Ossenberg said this is true but he doesn't think anyone attends the meetings.

Mr. Eifler said it is very difficult to co-ordinate it and that he has the same problem with all the Utility Company's but as far as Commissioner Ossenberg's suggestion, he said he was sure they would be happy to go along with it.

Commissioner Ossenberg asked County Attorney Swain if it was possible for him to get with the City Attorney and agree that if the Utility Company's do not live up to their contract or specifications, that the inspector have the power to put a stop work order on it.

County Attorney Swain said yes, but he would see what he could do.

Commissioner Ossenberg asked Mr. Nussmeyer if he had the final say to approve the work done out there with the city.

Mr. Nussmeyer said that he did have the final say.

Commissioner Ossenberg asked Mr. Nussmeyer if he remembered, last year, when they were out on Petersburg Road, when the Water Company was digging out the shoulders and not compacting them properly, and one of the requirements Mr. Nussmeyer made to them was that they put that road back into condition whereby water wouldn't seep under the road and possibly crack underneath. He asked if this was lived up to.

Mr. Nussmeyer said he didn't think it was. He said he received a letter a couple of weeks ago on Millersburg Road, whereby they said they would have to wait until after winter and spring to see how the shoulders are.

Commissioner Ossenberg said he don't know how the contract reads, and he doesn't know if 10% is withheld, but if they get paid, by their inspector saying that it is okay, what recourse do the Commissioners then have? He said he would like for the County Attorney to check and work with the City Attorney's to see if they can have some type of recourse, as he thought the Commissioners should have a final say because these are county roads and he would like someone from the county to say whether the work meets with the specifications or not and if it doesn't, Mr. Eifler can deny final payment until they put the roads back in good condition, with the understanding that there will be no one-third paid by each, as there was on Folz Lane.

Commissioner Willner said that he and Mr. Martin went out one day to check out a complaint and they talked to the foreman on the crew and it was his understanding that they would share one-third to repair the road and he told the foreman that he was one of the County Commissioners and he had never seen any such agreement.

Mr. Eifler said he would get the information and agreements and bring them back to the Commissioners next week.

The matter of Hillsdale Road was deferred until next Monday's meeting.

RE: LETTERS FROM EVANSVILLE REDEVELOPMENT COMMISSION

The two following letters were received by the Commissioners, from Mr. Harold Taylor, the Chief Housing Inspector:
Re: 303 & 305 Cass Ave. and 804 E. Sycamore Street.

Gentlemen:

The above addressed properties are in need of razing. They have been offered on tax sales in 1972 and 1973. Still no progress has been made.

The property at 804 E. Sycamore is also in a dilapidated state and should be razed.

Our office will appreciate your consideration on the above.

Thanking you in advance. Sincerely, Harold H. Taylor

Re: 1824 S. Elliott Street

Gentlemen:

1824 S. Elliott is a dilapidated house which was offered on tax sale in August, 1974 for \$108.77. No one bought this property.

A large tree fell in the back yard onto a chain link fence of the property next door, 1820 S. Elliott, owned by Mrs. Helen Robinson. She wishes the fence repaired and requests whatever actions necessary to clear up the above problem.

Mrs. Helen Robinson lives at 1818 S. Elliott St.

Thanking you in advance for your consideration in this matter.

Very truly yours, Harold H. Taylor. These letters were referred to Mr. Hotz so he can check to see if these properties belong to the county.

RE: BONDS PRESENTED

A bond was received from Western Surety Co. for Mr. William Heppler as Trustee of Armstrong Township, in the amount of \$10,000 for the period from the first day of January, 1975, to the first of January, 1979, and until his successor is duly qualified.

Commissioner Schaad moved that this bond be approved. Commissioner Willner seconded the motion. So ordered.

73.703 523 A bond was received from the American States Insurance Company, on Robert T. Dorsey, as Assessor for Pigeon Township in the amount of \$4,000.00 for the period from January 1st. 1975, and ending on December 31st. 1978.

Commissioner Willner moved that this bond be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REAL ESTATE TAX MATTER

A real estate tax matter was submitted to the Commissioners.

Commissioner Schaad moved that this matter be referred to County Attorney Stephens until the next meeting. Commissioner Willner seconded the motion. So ordered.

RE: POLICY ON WHO IS ELIGIBLE FOR COUNTY INSURANCE:

The County Insurance Policy was defined as follows:

The Board of County Commissioners and the County Auditor of Vanderburgh County agree that anyone who is receiving a salary as a County Employee on a regular basis even though they are not working a 40-hour week is considered eligible for Life Insurance and Hospitalization Insurance Benefits provided by Vanderburgh County.

This policy is effective as of January 1, 1975.

Commissioner Schaad moved that the definition of the County Insurance Policy be approved as presented. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF REPAIR TO HILLSIDE DRIVE

The following petition was presented to the Commissioners by the residents of Hillside Drive:

Gentlemen:

We, the undersigned wish to request the County to repair Hillside Drive. As, property owners we will also give Vanderburgh County a 50 feet wide road easement, to enable the County to widen and improve Hillside Drive.

Signed by residents of Hillside Drive

Commissioner Willner said that he understands this is a gravel road and that a certain portion does belong to the county but there is some question of the Northern-most part of the road.

Commissioner Said he didn't think this was an accepted road as it wasn't listed in the master file of county roads.

Mr. Linzy said he has it in his card file as being a county accepted road but he didn't know, for sure, when it was supposed to have been accepted.

Commissioner Schaad explained that it doesn't have to be a road that the County is getting gas tax money on, to prevent the county from doing some repairs to the road.

County Attorney Stephens said he thought what was decided, was, that if a road wasn't listed in the master book, which represents a research of records of the County Commissioners minutes, that there hasn't been legal action taken to adopt it as a County maintained road, however, they decided that when one in question came up, they would then make a decision based on the merits of it, as to if it should be incorporated within the system and if it is, to maintain it.

Commissioner Schaad said they should establish some sort of criteria or standard, so they don't accept one road and not another and he wondered who this matter should be referred to so the road in question can be checked on.

Commissioner Ossenbers said he thought one of the requirements was that an easement be granted.

Commissioner Schaad said, sometime ago, that there was a long road that only two people lived on and it wasn't feasible for the county to spend the money out there for only two people but if this is going to be their policy, then they ought to do it for everyone so he thought they need a criteria before they start approving one and denying another.

Commissioner Schaad moved that this matter be referred to Mr. Lockmueller and to the County Engineer for their inspection and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was received from the Southern Railroad Co. on Burkhardt Road.

County Attorney Swain said they determined that they didn't know whether the
County owed the bill or not and they took the position that they didn't owe it.

He said the County paid them the \$296.44 several years ago and the first bill

was deducted from the second bill and they did the work in 1971 and didn't bill

us until 1973 and we paid the bill in 1971 as partial payment and they took the

position that the partial payment was on the total bill because they never broke it

down, as to when they did the work or as to what was done, that all they really

did was to send a bill for \$1,000.00.

He said a letter was written to the Railroad Company and asked if the bill was part of the other bill and he explained what had happened and all they got back was the same mimeographed bill that they sent with no letter or explanation.

Commissioner Schaad moved that the County Attorney's write them another letter. Commissioner Willner seconded the motion. So ordered.

A claim was received from Computor Election Systems, Inc. for the Computor Voting machines in the amount of \$6,358.13, last week, and was approved but was sent back to the Commissioners, since it was in error because the shipping charges of \$202.13 were added to the bill and should have been included so the correct total of the claim is \$6,156.00.

Commissioner Schaad moved that this claim be approved in the correct amount of \$6.156.00. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Engineer Associates, Inc. for Engineering Services on the Recreation Northwest at Burdette Park in the amount of \$3,000.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Southwestern Indiana & Kentucky Regional Council of Governments, (C.O.G.) for the Assessment for second six month operation of the C.O.G. in the amount of \$5,200.00.

Commissioner Ossenberg said that the county will start paying, just the rent, this year.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by former Sheriff Riney for the meals of the prisoners served from December 15th, 1974 to December 31, 1974 at \$4,719.00 and for the balance due from previous month, (Nov. 15th, 1974, to December 14th, 1974) at \$2,660.40. The total amount of the claim is \$7,379.40.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Robert H. Meyers Building & Supplies, Inc. on account of appropriation for the Superintendent of County Buildings for the doors for all three homes in the amount of \$5,240.68.

Mr. Hotz said that three doors were back-ordered and should be here shortly.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: 1975 BOUNDARY AND ANNEXATION SURVEY

A form was received for a survey of Boundary and Annexation for the county data as of January 1, 1975, from the U.S. Department of Commerce. Commissioner Ossenberg said this census involves active incorporated places, Town of Darmstadt and the City of Evansville and that there no changes and it just requires the signature of the President of the County Commissioners and returned to the U.S. Department of Commerce.

Commissioner Ossenberg signed the form at this time.

RE: MR. LEO WEISS

Mr. Weiss said he has received the reports of the Corp. Drillings and recommendations from H. C. Nutting, last Friday, on Eichoff Road and he distributed copies of it to the Commissioners.

This matter was referred to Mr. Nussmeyer.

RE: MR. BROERMAN

Mr. Broerman presented the Building Commission's report of permits issued for 1974.

Report received and filed.

RE: MR. HOTZBARN DECLARED AS SURPLUS

Mr. Hotz said there is an old barn at Pleasantview Rest Home that is beyond repair and of no further use and he would like to have it declared as surplus, and it will be disposed of at a later date.

Commissioner Schaad moved that this old cattle barn be declared as surplus. Commissioner Willner seconded the motion. So ordered.

RE: STORAGE OF ELECTION MATERIALS

Mr. Hotz said that he has talked to Shirley Cox and it was decided to store all of the voting machines, equipment and supplies in the Election office, so they are going to move them up there the first of the month. He said they have the necessary shelving and uprights that will hold the machines and they can be placed by wards and townships. He said he will only need the labor of some of his men to assemble the shelves. He said he would like permission to do this. He said that he has already talked with Mr. Ruston about it. He said that if it is possible, and that he thought he would find room for them, that he would also put the stakes and ropes in the same location so that everything will be together.

The Commissioners agreed that this would be the best thing to do with the voting machines and equipment so they gave Mr. Hotz permission to proceed with this project.

RE: AUTHORIZED TO ADVERTISE FOR BIDS ... INSTALLATION OF DOORS

Mr. Hotz said, in regard to the doors for the three homes, that he doesn't have the necessary equipment nor the necessary manpower to install them and he would like permission to advertise for bids for the installation of the doors. He said there approximately 210 doors and the men have to be very experienced to install them. He said if they do it themselves, they would have to buy some equipment as they would need an electric planer and an electric rooter and he didn't know of any future use they would have for them. He said that he has the money in his budget.

Commissioner Schaad moved that Mr. Hotz have permission to advertise for bids. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Hotz said that he has one more item in the Fire Prevention Program and that is to advertise for bids on fireproof draperies for the Hillcrest and Washington Homes. He said it wouldn't take him long to draw up the specifications since he has the measurements for them.

Commissioner Willner moved that Mr. Hotz have permission to draw up the specifications and advertise for bids for the draperies. Commissioner Schaad seconded the motion. So ordered.

RE: LICENSING CONTROL BILL WILL BE INTRODUCED

Commissioner Ossenberg said that the Bill that went to the Indiana General Assembly last year, which would give the County power to license, didn't get called in the Indiana Senate for final reading, and that it will once again be re-introduced, specifically for a general licensing Bill in the County. He said he received a call last Saturday afternoon and there are a number of churches in the west side that are banning together and starting to petition to try to eliminate massage parlors that are going out into the far west side of town in the County, where they can do this with no license. He said that he expects as many as 5,000 signatures on the petition. He said that County Attorney Stephens will be in contact with Mr. Server

today, to work this out and hopefully, in the next couple of weeks, this bill will be introduced. He said he is asking Senator Harry Thompson to sponsor this bill, also that he thought it was time that the County has a licensing control bill.

He said that approval of such a bill would give the Commissioners the power to prevent massage parlors from operating and to require trash haulers to meet certain standards.

RE: MR. HARNESS

Mr. Harness said that he didn't have much to say, in light of the discussion last week, on Supplemental Security Income but that he has received a letter from the Department of Health, Education and Welfare, officially informing him of the action that is being taken by the S.S.I. in the stand with people in county homes throughout the State of Indiana.

County Attorney Stephens had read the letter and said that it explains why they have cut off the benefits and that the reason is because they say that the county home is a public institution and therefore, is not qualified under the S.S.I. He said he has tried to get in touch with Mr. Swope and he will try to see him this week but he isn't very optimistic about it, also that it is pretty clear that the county home is a public institution and if they want to get it changed, they will probably have to get it through legislation. He said he wants to talk of the immediate problem because some of the people at the home are now receiving notices and their checks are going to be cut off.

Mr. Harness presented one of the notices that was received by the recipients or their guardians, stating that their benefits will be cut off as of March 1, 1975, so they are assured payment through February.

He said the recipient does have the option of appealing to the Social Security Administration within 30 days and he knows that a lot of them are going to be appealed and exactly what action will be taken or can be obtained from that, remains to be seen. He said that the recipients can use the services of a relative or of a friend and he asked the County Attorney if he would have the perogative to help them, not as the Superintendent of the home, but as a friend of the individual.

County Attorney Stephens said he didn't know why not.

Mr. Harness said if the first appeal is denied, he is under the opinion that a person has the right to a second appeal and that an appeal judge has to be set out to hear this and it will depend on what stand may be taken or what may come out of legislature before that time, as to what will happen. He said he has discussed this with the local Welfare Department and their recommendation was that they all appeal it, so that is what he is asking his people to do. He said the fact is that the people are innocent of the action, since they were told they had these benefits coming and now for them to reverse their position, depending on how the appeal board may or may not hear this, it could be a decision, reversed on the part of the Social Security Administration.

Commissioner Willner said if they are saying they are going to stop payment because these people reside in a public institution, then what appeal would they have? that there is no evidence to submit that they aren't living in a public institution.

Mr. Harness said he thought the people could appeal on the grounds that they are being unjustly penalized because the Department of Public Welfare told them they are entitled to this and many of these people have been in this institution for a number of years and now they are saying the people have to move and that the person who actually wrote the provision into the bill was in error in writing it in there and imposing this hardship on these individuals

County Attorney Stephens asked if it would be desirable for the people who will have their funds cutt off, to apply to the local Department of Welfare, for assistance at this time.

Mr. Harness said that the letter reads that an agency of the state will inform them of any change in their eligibility for medical assistance caused by this action. He said it is his assumption that if they continue to be eligible for Medicaid from the Welfare Department, that they will have the privilege of going into an intermediate residential situation, if a doctor will certify that they need that level of care.

Mr. Harness said that the responsibility of these people belongs to some agency so if they get, in fact, dumped by S.S.I., someone has to pick it up, either the State of Indiana, the County, the Township Trustee, or possibly they will revert into a higher rate of care at a higher expense.

County Attorney Stephens said that if proceedings aren't initiated right away, sometimes it is a long time waiting for their money so these people who are going to be without funds on March 1st may be wise, as soon as they are notified that they are cut off, to at least look into the possibility.

Mr. Harness said that the Welfare Department might be waiting for a decision from the Commissioners to say whether or not they will continue to provide these people with room and board at no cost or who they are going to hold responsible for the charges of these individuals.

Commissioner Schaad said the point is if the people are cut off and can't pay it, then the Commissioners would have to determine what the people are going to do.

Mr. Harness said that this is what he meant and that he would have to check with Welfare and see what their position is. He said, quite frankly, if the S.S.I. dumps the responsibility, that the responsibility comes back to the Welfare Department because they were the ones that had the people on their program initially and who guaranteed them that they would not receive less monies because of the implementation of the S.S.I.

County Attorney Stephens said that if he finds out he can get in to see Mr. Swope, he will let Mr. Harness know, since he wants to go with him to the meeting.

RE: CLAIMS ...EARC

The following claims were presented for the Evansville Association for Retarded Citizens, Inc. for interest due on retainage fees. They have been checked by County Attorney Swain and he said that it is in order to pay them.

Swanson-Nunn Electric Company.....\$\$\\$787.77\$
Key Construction Company......\$6,033.95
Goedde Plumbing......\$641.69
Kuebler Heating & Air Conditioning...\$1,498.74

Commissioner Schaad moved that these claims be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: MR. WHOBREY....RETIREMENT

Mr. Whobrey said he has been working with County Attorney Swain on the labor agreement for the County Highway Department employees and there is one provision they have had in their agreement for the last couple of years and worked it in on a piece-meal basis, which was a compulsory retirement age. He said the union didn't really propose this, that the City wanted it and that Mr. Swain felt that it would be desirable or necessary for the county to have this. He said the only small disagreement is the effective date of this compulsory retirement. He said we are going into 1975 and the union is reluctant to go in and sign an agreement where they're going to walk out the next day and say that the union signed them out of a job, since they are already past 70 years old. He said they are proposing that a portion of this take effect in 1976 and a portion in 1977, also that this is a three-year agreement and this way it won't be a big shock and the people who will be affected will have at least another year's employment. He said they would be happy to sign this agreement with the other modification that Mr. Swain has proposed and he hoped that it would be acceptable.

It was later agreed that the effective date on both sections would be January 1, 1976 and that they add "special" to the leave of absence in Section 7, Page 9.

Commissioner Schaad moved that this be approved, subject to the changes. Commissioner Willner seconded the motion. So ordered.

This matter was referred back to Mr. Whobrey and County Attorney Swain and the agreement will be signed next week.

RE: CUTS IN

The Waterworks Department requests permission to cut into Red Bank Road and Upper Mt. Vernon Road to repair a water valve.

Commissioner Schaad moved that this cuts-in be approved.

Commissioner Ossenberg asked Mr. Nussmeyer if the Utility Companies were attending the meetings. Mr. Nussmeyer said that they were.

Commissioner Willner said that at one time, they decided that after the Commissioners approved these cuts, they were going to be given to the Road Inspector for him to see that the roads were repaired correctly and report back to the Commissioners. The other Commissioners agreed.

Mr. Ludwick said that the applications for cuts are given to Mr. Rueger and he goes out and looks before anything has been done and he puts his stamp on the application, that it is okay for them to do the work.

Commissioner Ossenberg said he would second the motion on the condition that when the County Engineer is in the meeting, that he would advise the Utility Companies to advise him when they are even going to do an emergency. So ordered.

Mr. Ludwick said that the Commissioners had asked him to tell the Utility Companies, at the meeting of January 9th. that whatever the city decided to do as far as the cuts-in permits color-coding was concerned, the county would follow suit. He said the city has decided to have a six-inch disc made by Minnesota Manufacturing Co. that is to be stuck on the blacktop or concrete, a different color for each utility and the contractors would be white, with a number on it and they are going to try to implement this at the meeting this Friday or next Friday. He said the Utility Companies haven't been notified as yet, by the Board of Works, also these tags have been purchased at 10¢ per disc and they have to be issued. He said that if the county follows suit, they will have to buy the tags and they will have to be paid for and someone will have to issue them.

He said that after their discussion on Thursday, it is very doubtful that the tags are going to work because the city holds the Utility Companies responsible for 3 to 5 years and all they do is to call them, if something goes wrong and the utility company goes out immediately and takes care of it. He wondered why they couldn't do the same thing for the county.

Mr. Ludwick also said he questioned the use of the tags because he said if they have several cuts at one location, people will think the discs are new pavement markings.

After some discission as to if Mr. Rueger goes back out to check the roads after cuts are made, Commissioner Schaad told Mr. Linzy to check with Mr. Rueger to see if he is doing this.

Commissioner Ossenberg asked Mr. Ludwick to see what can be worked out.

Indiana Bell Telephone Co. requests permission to cut into Duesner Road to bury a phone cable.

Commissioner Schaad moved that this cuts-in be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: FRANKLIN STREET BRIDGE

Commissioner Schaad said that the Franklin Street bridge was looked at some time ago and there was so much dirt washed up underneath the bridge and he understands that it has been cleaned out but that there has been some damage done whereby the rails have buckled and he would like to see this job completed and that if they wait, it will cost more than it would if they repaired it now.

Commissioner Schaad moved that Mr. Nussmeyer draw up the plans and specifications and to get an Engineer's estimate on the project and bring it back to the Commissioners.

RE: REQUEST FROM JUDGE MILLER

Judge Miller appeared and said he has talked with all the Judges and he would like to renew their request for the use of the empty J.P. office. He said that it is for the purpose of court use and they really need it because of the increased work load and cramped space.

Commissioner Schaad said the Commissioners realize what the judge is telling them and that this is really a problem.

Commissioner Ossenberg asked if there was any possibility of the Juvenile Division being moved out soon.

Judge Miller said he didn't know of any plans for this now. He also said that the Juvenile Court is located with the Juvenile Detension in Indianapolis.

Commissioner Ossenberg said the Commissioners will discuss this matter and when they make a decision, they will let the judge know.

RE: POOR RELIEF

CHARLES E. EDWARDS....1303 Shanklin....Pigeon Twp...Mrs. Bowling, Investigator

Mr. Edwards is asking for food stamps. He said he could get them for February but that they won't give him any for the rest of January. He said he only gets \$180.00 per month and with bills to pay and his rent, he doesn't have any money left. He said he was certified and then asked for \$22.00 for the rest of the month and was turned down. Mr. Edwards has only one leg and can't work.

Mrs. Bowling said that in October, Mr. Edwards came in and he had a grocery bill and it was running about \$80.00 per month. They have a combined income of \$238.00 per month and she asked him to pay off the grocery bill and they would give him a straight food order so that he could get his bills paid and go into the food stamp program. She said that in November she went through the same thing with them, and again in December and she told him that after three months, she was going to cut him off. She said that their rent is \$51.00 per month and their food stamps are \$44.00 per month and this leaves them \$146.00 per month and for \$42.00 they can get \$89.00 worth of food. She said that without the food stamps, they are starving. She said they spend all their money in a week or two and they don't have enough food for the rest of the month and with the food stamps, he could go to various stores but he goes to just one store and it is running him over \$100.00 per month, even with the food order.

Mrs. Bowling said that Mrs. Edwards needs some medical attention as she has no sense of value and she doesn't know how to manage anything, that they are in bad shape and the only way she can see that they are eating properly, is to make them get food stamps, because they can't manage the money that they have, that it all goes for food but they still don't have food. She said she has insisted that he buy \$42.00 worth of food stamps per month, which will give him \$89.00 worth of groceries and if this doesn't last, she will have to get a homemaker or someone to go out and show them how to manage.

Mr. Edwards said that he would go into the food stamp program on February 1 but that he needs \$22.00 so he can get food for the rest of January.

Commissioner moved that the Trustee give Mr. Edwards the \$22.00 for the last time and that Mr. Edwards then go into the food stamp program. Commissioner Willner seconded the motion. So ordered.

MARSHALL MCWHORTER....1804 S. Garvin....Pigeon Twp....Mr. Morrison, Trustee

Mr. McWhorter needs \$1,650.00 to pay a bill that he owes Alcoholic Help Inc. Mr. Morrison said that he, Mr. Gilliam and Mr. Volpe have discussed this matter and he didn't know about the legality of paying this bill and he would like something in writing, stating that it is legal for him to pay it, so he would appreciate Mr. Volpe sending him a letter with all the information.

Mr. Volpe said that Mr. McWhorter was here this morning, so the appeal has been made. He said that he would confer with County Attorney Stephens on it, since Alcoholic Help, Inc. is a private hospital, licensed by the state, but that Trustee's in this county and in other counties do pay them.

The Commissioners agreed that those concerned, interrogate this so that clarification can be made.

BENNY MATTHEWS.....320 Jefferson Ave....Pigeon Twp....Margaret Sallee, Investigator

Mr. Matthews is asking for food stamps.

Mr. LaPlante of Legal Aid appeared, and said that last week, Mr. Matthews applied for \$20.00 worth of food stamps from the Pigeon Township Trustee and it was determined, at that time, since he was working, that he was ineligible for aid.

He said that Mr. Matthews started working at a Shell station on January 3rd. and has put in 32 hours during his first week of work and the check will be paid this Friday and his wage rate is \$2.00 per hour. He said that Mr. Matthews is \$95.00 behind in his rent that was due on the 27th of December and he will owe another \$95.00 rent on the 27th. of January. He said they also owe a hospital bill of \$230.00 and he is paying \$35.00 per month on a car and he owes another \$180.00 hospital bill for his wife. He hasn't been billed for his electric in the three months he has lived here so they don't know what the cost will be.

Mr. LaPlante said that Mr. Matthews did receive certification from Public Welfare and they requested that the Trustee pay his food stamp order of \$20.00.

He said that Mr. Matthews is only asking for food stamps so he can get food to feed his family.

Mr. Morrison said that Mr. Matthews was reluctant to talk to Mrs. Sallee and wouldn't give her the true information she needed, that he did sign an affidavit that what he was saying was true and he said he wasn't working and they found that he was working and this is why his request was denied.

Mr. Matthews said this was true and the reason he told her he wasn't working was because he was afraid that if he told her he was working, he wouldn't be able to receive the food stamps. He said that whenever they go to the Trustee's office there seems to be some conflict between him and Mrs. Sallee. He said when they went to ask the Trustee for money to pay for his wife's glasses, they told her "no" and she asked where she would appeal their decision and she was told she could appeal before the Commissioners and Mrs. Matthews said that it seemed to her that they should have told her where to go to see the Commissioners instead of telling her to ask someone out front.

Mrs. Bowling said that the Matthews' have told the optometrist that she said they could have the glasses and have told others that she has okayed things for them, and that she hasn't okayed anything, and that she wasn't even on this case.

Mrs. Matthews had confused Mrs. Sallee with Mrs. Bowling or through her description others had confused the two.

Mrs. Bowling said that no one had authorized her to get the glasses and when she went to get them, the lady at the optometrist's office knew that the Trustee always sent something with a person that is authorized to get glasses so the lady called Mrs. Bowling.

Mrs. Matthews said she went to get the glasses after she got permission from the Commissioners.

Commissioner Ossenberg said that the Commissioners granted her permission to go to the doctor to get a statement stating that she needed glasses to look for employment and take the statement back to the Trustee for consideration.

Mr. LaPlante said there seemed to be a real problem of communication between the Matthews' and the investigators but he thought, under the circumstances, that Mr. Morrison will agree if all the information came out in the beginning, that the food stamps would be authorized and he asked that they be authorized at the present time.

He said he could see where Mrs. Bowling and Mrs. Sallee could be confused for one another by description and he didn't think it was the Matthews' intent to falsify themselves.

Commissioner Schaad said it didn't make any difference which lady it was, that it wasn't true that the glasses had been authorized because they weren't.

Mr. LaPlante said this was the first time he has appeared on this case and he knew there was a lot of confusion. He said he also agreed that Mr. Matthews shouldn't have told them that he wasn't working and he has advised him of this, but, he also said that the need is still here and he hoped that the Commissioners would overlook it in this instance.

Commissioner Willner moved that this case be referred back to the Trustee, the reason being that he thought it would behoove Mr. Matthews to start all over, that he should fill out another application and tell the caseworker the absolute truth. He said he won't override the Trustee on half-truths and that because he is working, doesn't mean he can't get food stamps.

Commissioner Willner said, if necessary, Mr. Matthews can bring in his stub from his pay check because they want proof and then if there is any problem, he will be glad to hear the case again.

Commissioner Schaad said there will be Federal monies available for jobs and he suggested that Mr. Matthews make an application for one of these jobs.

Mr. Matthews said he would but that jobs are very hard to come by and he hasn't heard anything from the applications he has made. He also said he had applied for a job with an Insurance Company but was turned down because he was uninsurable due to a heart defect.

Commissioner Schaad seconded the motion that was made by Commissioner Willner. So ordered.

RE: MR. RON KREIGER

Mr. Kreiger said he has an idea in regard to voting machines. He said he is a business man and doesn't have time to go through the election slate, when voting, and take every man and completely disseminate him. He said that his idea is basically to use a different color each, for designating whether a candidate has been in office previously or whether he is a new candidate, etc.

After further discussion, Commissioner Ossenberg said the County Commissioners do control the voting machines but that the Clerk of the Circuit Court controls everything else about the election and in essence, what Mr. Kreiger is asking, would necessitate that a bill be introduced and changed in the Indiana General Assembly before that could ever be changed.

The meeting recessed at 12:17 p.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	C. LeachS. ClarkJ. EverettB. ThompsonG. Clabes

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JANUARY 20, 1975

The meeting of the County Commissioners was held on Monday, January 20, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: LETTER OF RESIGNATION

The following letter of resignation was received by President Ossenberg from Mr. Donald Stucki:

Dear Tom:

This letter is to inform you that I wish to submit my resignation as a member of the Burdette Park Board. Due to private business pressures I would like for the Board of County Commissioners to accept my resignation effective February 1, 1975.

In closing I would like to say that it has been a privilege to serve on the Burdette Park Board during the past four years.

Very truly yours, Donald T. Stucki

Commissioner Schaad moved that the resignation of Mr. Stucki be accepted. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BOARD OF CO. COMMISSIONERS (Soil Conservation Office) (also noted in 1/1/75)

Anna Lee Niethammer 13600 Old State Road Clerk \$5,619.00 Eff: 1/1/75

VANDERBURGH SUPERIOR COURT

Lucille A. Jones Clerical Assistant \$5,833.72 Yr. Eff: 1/10/75

RE: EMPLOYMENT CHANGES....RELEASES

VANDERBURGH SUPERIOR COURT

Malcolm Montgomery Public Defender \$12,533.40 Eff: 1/31/75 JoAnn Stevens Public Defender's Secretary \$2,278.80 Eff: 1/31/75

RE: JUDGES TO OCCUPY ROOM 211

Judge Miller had appeared last week, on behalf of all the judges and requested the use of the office that was previously occupied by Pigeon Township Justice of the Peace, Carl Zapp.

Commissioner Ossenberg said he supposed that everyone had read in the newspaper that Judge Miller and Judge Rawlings mandated the County Commissioners to give them this room, with the understanding that Judge Miller would use the room half of the day for his pre-trial courts and he has named Robert Hayes, local attorney, to handle that and said that the city court now has a second city court with a referee and Judge Ed. Smith will handle that. He said this is a move to take the load off both the courts. He said several other bodies of government had requested this particular room but the Commissioners took no position in the matter, in that they felt this was the Courts Building and if the Judges felt they so desired that they have the room, the Commissioners had talked to them and told them to mandate it.

He said they wanted the keys to this room and while the county is presently paying the rent on that room, he refused to okay the giving them of these keys, until such a time as he had a letter of intent, that there would be a 50-50 share of cost with the city picking up 50% of the tab.

The Commissioners received a copy of such a letter that was addressed to Mr. Rusten from Mayor Lloyd, which reads as follows:

Dear Mr. Ruston:

This is to inform you that for the period of January 1, 1975 to December 31, 1975, the City of Evansville will reimburse Vanderburgh County for one-half (1/2) of the rent due to the Evansville-Vanderburgh County Building Authority for Room 211 of the Courts Building.

2.

Please also consider this letter a request that for 1976 the current pro-ration between City and County be altered to reflect a 50-50 split and that the two units of government be billed accordingly.

Very truly yours, Russell G. Lloyd, Mayor

Commissioner Ossenberg said this will require his signature, and by the same token, as the Commissioners are acting, the mandate, signed by Judge Newman, states, the court having examined said explained and being duly advised of the premises, find that alternative writ of mandate should be issued, ordered and responded to grant temporary use of Room 211 of the City-County Courts building to the Realtors and to show cause within 30 days from the date of this order why the said order should not be made permanent.

Commissioner Ossenberg said that since the Judges need the space, he thought the Commissioners to be on record that they shall have the room.

Commissioner Schaad moved that Commissioner Ossenberg have permission to sign the letter to Mr. Ruston, as to the sharing of the rent. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad moved that this order be made permanent as of today, January 20, 1975. Commissioner Willner seconded the motion and added that he is doing this, in hope that it will speed the cause of justice. So ordered.

The Commissioners secretary wrote a letter to Mr. Ruston, authorizing him to turn over one set of keys to Judge Miller for Room 211 and to turn over the set to Judge John Rawlings.

RE: AGREEMENT ON UNION CONTRACT SIGNED

The agreement between the Board of County Commissioners of Vanderburgh County and the Local Union 215 of the Teamsters Union was discussed last week, on the retirement, and two changes were made, in that the effective date of the compulsory retirement in both sections would be January 1, 1976 and that they add "special" to the leave of absence in Section 7, Page 9. The agreement was approved last week, subject to these changes and is now presented to the Commissioners for their signatures.

RE: REQUEST BY SHERIFF DEGROOTE

Sheriff DeGroote appeared and said that in the interest of saving money, he would like to request the permission of the Commissioners to explore the possibility of having the Central Garage do the repair work for the Sheriff's County vehicles. He said there are twelve vehicles and at the present time, all of the repair work is being done about fifteen different places and he said he has talked to the Superintendent out at the Central Garage and he returned a letter, stating that within a 90 day period, they could work the Sheriff's cars into the rotation system without any problems and could begin some preventive maintenance, if nothing else and he thought this would be a chance for a tremendous savings, since they spent a total of \$35,118.44 last year just maintaining twelve vehicles, which is approximately \$3,000 per vehicle. He said the labor scale at the Central Garage is \$4.02 per hour, the parts are purchased at their cost, there is no mark-up on them and are purchased at wholesale cost and there is no sales tax, so he is sure this will save them money, so he is asking that the Commissioners give him permission to utilize the services at the Central Garage on a trial basis of 90 days.

Commissioner Ossenberg said that the Superintendent of the Central Garage came in and talked to him and said they would have time to do this and thought they could save the county some money.

Commissioner Schaad moved that the Sheriff be permitted to negotiate and have his vehicles serviced at the Central Garage in the City of Evansville for a 90 day trial basis. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO DISCONTINUE CANINE CORP.

Sheriff DeGroote said he has talked with the County Attorney's on this matter and he is seeking permission to eliminate the Canine Corp. He said they have three dogs at present and that they aren't used enough to justify the \$1,500.00

annual cost. He said he has conferred with the Sergeant in charge of the Canine Corp. and the other officers and found that there isn't enough justification to keep the dogs in the service they are now in. He said they have been through no formal training, nor have their trainers for some time and he has been advised that this necessitates that they go through some training every month. He also said the dog kennels at the County Garage are in dilapidated condition and the training course at Burdette Park hasn't been used for a couple of years, so he asked permission to confer with the County Attorney's to figure out some way to do away with the dogs. He said the dogs were donated to the county and that the men that work with the dogs have said that they will accept the dogs as their personal pets and that they will maintain the dogs at their homes. He said the dogs are more like pets now, since it has been some time since they have had any training.

Commissioner Willner said he takes the position that he isn't really qualified to say whether the dogs are good in the protection of the County or not but that he was always under the impression that the dogs were a valuable asset to the County and he had seen a valuable demonstration last November in the Town of Darmstadt, where the dogs were used and he was very impressed, so this comes as quite a shock to him, but whatever the other Commissioners decide to do, it is agreeable with him.

Sheriff DeGroote said he based his opinion on the contributing facts from the officers that are now involved in the Canine Corp. He said he is asking permission to work with the County Attorney's to find a legal way for them to find a proper home for the dogs and if the dogs are given to the officers, he wants to make sure that their legal responsibility ends, so if the dogs would happen to bite someone, that the County wouldn't be held responsible.

Commissioner Schaad moved that the Sheriff seek the advice of the County Attorney's, in order to do what is necessary to phase out the program and to protect the county from any responsibility. Commissioner Ossenberg seconded the motion. So ordered.

RE: MONTHLY REPORT....CLERK

The monthly report of the Clerk of the Circuit Court was submitted for the month of December, 1974.

Report received and filed.

RE: MONTHLY REPORT....TREASURER

The monthly report of the County Treasurer was submitted for the month of December, 1974.
Report received and filed.

RE: COST QUOTATION SHELVES FOR VOTING EQUIPMENT

The following letter was received by the Commissioners from Mr. Ruston of the Building Authority:

Dear Mr. Ossenberg:

Mr. Herman Hotz requested a quotation as follows pertaining to Room 214 Election Office, Administration Building:

Furnish labor amd material to erect approximately 37 lin. ft. vinyl wall, ceiling height, with aluminum framing including a 36" solid wood door, aluminum door frame, wood transom, aluminum grille and lockset, all wood stained......\$1,280.00

If you desire to proceed, please give us written approval of this quotation, which is valid for thirty (30) days only.

Sincerely, C. G. Ruston, General Manager

Mr. Hotz said these quotations are for materials needed for the storage of the voting machines, election computors and materials. He said that Shirley Cox told him that it is required, by law, that the materials be secured and locked up, also that he failed to mention that there would be two locks, one for the Democrats and one for the Republicans and that it would take both keys to open the door.

Commissioner Ossenberg asked if this would change the price any.

Mr. Hotz said it would probably change it a little but he told Mr. Ruston that it could be put on an individual billing, also that this would be paid for, from his budget.

Commissioner Schaad moved that this work be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL....KNIGHT TOWNSHIP ASSESSOR

The following letter was received from Mr. Roman Gehlhausen:

Dear Sirs:

On January 13, 14, and 15, 1975, I attended the Annual Assessors' Conference as requested by the State Board of Tax Commissioners, at the Marriott Inn in Indianapolis. Upon return, I have been informed I should have asked for a permit from the County Commissioners before leaving the County.

Let me take this opportunity to apologize to you and to assure this will not happen again. I will make it a point to read and institute the rules upon these matters.

Thanking you for your consideration, I request the payment for the Blue Claim enclosed.

On February 3rd. thru 7th. (5 days) I have been requested to attend the Indiana Assessors' School at I. U. in Bloomington, Indiana. May I have permission to attend this school and travel mileage?

Thanking you, I remain, Sincerely, Roman Gehlhausen, Knight Twn. Assessor

RE: CLAIM

The claim was submitted by Mr. Gehlhausen for the three days that he attended the Annual Assessors' Conference in Indianapolis...Per diem \$20.00 for 3 days at \$60.00 and Mileage of 324 Miles at 10¢ per mile at \$32.40. The total amount of the claim is \$92.40.

Commissioner Ossenberg said that since Mr. Gehlhausen has just taken office and is not really familiar with the policy that the Commissioners set last year, he thought that the Commissioners are going to have to overlook it and pay the bill.

Commissioner Schaad moved that the claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION TO ATTEND MEETING

Commissioner Willner moved that Mr. Gehlhausen be given permission to attend the Indiana Assessors' School on February 3rd. thru the 7th. 1975. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST TO TRAVEL....CENTER TOWNSHIP ASSESSOR

The following letter was received from Mr. Alvin Stucki:

Honorable Commissioners:

On January 13, 14 and 15, 1975 I attended the Annual Assessor's Conference, as requested by the State Board of Tax Commissioners, at the Marriott Inn in Indianapolis. Upon return, I have been informed that I should have asked for a travel permit from the County Commissioners before leaving the County.

Let me take this opportunity to apologize to you and to assure you this will not happen again. I will make it a point to read and institute the rules on these matters.

Thanking you for your consideration, I request the payment of the Blue Claim.
On February 3rd thru 7th (5 days) I have been requested to attend the Indiana
Assessor's School at Indiana University in Bloomington, Indiana. May I have
permission to attend this school and also to receive travel mileage?

Sincerely yours, Alvin E, Stucki..Center Twp. Assess.

RE: CLAIM

The claim was submitted by Mr. Stucki for the three days that he attended the Annual Assessors' Conference in Indianapolis...Hotel Room...\$20.00 per day at \$60.00 ...Mileage to and from Indianapolis, total of 336 miles at 10¢ per mile at \$33.60. The total amount of the claim is \$93.60.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION TO ATTEND MEETING

Commissioner Willner moved that Mr. Stucki be given permission to attend the

Indiana Assessors' School on February 3rd. thru the 7th. 1975. Commissioner Schaad seconded the motion. So ordered.

RE: COMMENT ON RE-ASSESSMENT

Commissioner Willner said he understands, in talking to Mr. Gehlhausen, the big discussion now in the Assessor's conference is the proposed 1976 re-assessment and due to the fact, if they go by building costs, the assessments would be increased by 40% to 70% and in view of the economic conditions that exist now, he would like to go on record in asking the other two Commissioners and possibly the Mayor and the Township & County Assessors' to be thinking about the possibility of asking the Governor and the State Legislature to forego the 1976 re-assessment. He said he thought it would be a boom to the property owners in Vanderburgh County, as well as to those in the state, to have this done. He said he don't wish to make a proposal at this time but probably will in the near future and he would like some input on the subject. He said he will do some more homework on the subject and he would appreciate the other Commissioners thinking about it.

Commissioner Ossenberg said that he quite agreed with this and he thought that the way times are now and with the high cost of everything, he thought this a point well taken.

Reporter, Bruce Thompson, asked if this is done, will they have to wait a certain period of time ?

Commissioner Willner said this is up to the legislature, that they can change it at will, so as long as the legislature is in session, they can change it. He said if this is done at this time, it will save the state expenses of doing the manuals, etc. He said he understands that it is probably too late to get it in this session but they could probably get it in the next session.

RE: REQUEST TO TRAVEL....VETERANS SERVICE

The following letter was received by Mr. Clyde Oviatt of the Veterans Service:

Please be advised that I would like to request permission for a representative from our office be allowed to attend a meeting at the Veteran's Administration Hospital in Indianapolis on January 22, 1975. This meeting is sponsored by the Indiana Dept. of Veterans Affairs. Thank you for all consideration in this matter.

Commissioner Schaad moved that a representative from the Veterans' Service Office be permitted to travel to attend this meeting. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A copy of a letter that was sent to Thelma Lenn by the City-County Department of Health was submitted to the Commissioners.

The letter stated that the Health Department has received several complaints regarding dumping on the Lenn property at 2811 Selzer Road and that it would be necessary for this area to be closed to all further dumping and that it will be necessary for the present condition to be corrected, also that a reinvestigation will be made in approximately fifteen days to determine it this condition has been corrected.

Letter received and filed.

RE: STATEMENT TO BE ISSUED

Commissioner Ossenberg said that another statement will be issued concerning the permission to travel, for the benefit of the new County Office Holders.

RE: LETTERS RECEIVED FROM REDEVELOPMENT COMMISSION

There were letters received last week, from Harold Taylor, Chief Housing Inspector, on properties at 303 & 305 Cass Avenue, 804 E. Sycamore Street & 1824 S. Elliott Street.

The properties at 303 & 305 Cass Avenue and the one at 804 E. Sycamore Street was recently deeded to the county and is presently being appraised so they can be offered for sale.

The property at 1824 S. Elliott Street is still owned by Wm. & Elizabeth Jane Tramil but taxes is owed for 1971 and if this isn't paid, the County will take possession of it next year. The house is in a dilapidated condition and a large tree fell on the property next door owned by Mrs. Helen Robinson.

This property was offered on tax sale in 1974 but wasn't sold. The Tramil's have been notified of this matter by certified mail on July 11, 1974.

Commissioner Schaad moved that the matter of 1824 Elliott Street be referred back to Mr. Harold Taylor. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM HOUSING INSPECTOR

The following letter was received from Mr. Taylor concerning the property at 660 S. Governor Street:

Dear Sir and/or Madam:

Please refer to our letter to you dated November 15, 1974, in which you were ordered to demolish and remove the building on the above described property.

A recent re-inspection of this property reveals that the building on this property is still in a dangerous, dilapidated, insecure and/or unsafe condition.

As this is our third notice to you, failure to raze said building within sixty (60) days of receipt of this letter will result in this office taking legal procedure against you. This procedure will be found in Chapter 196 of the Acts of 1935 of the State of Indiana as amended.

Please call my office at 426-5462 if you have any questions.

Very truly yours, Harold H. Taylor

Commissioner Willner moved that this matter be referred to County Attorney Swain. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST OF ROAD ACCEPTANCE...PLAZA MEADOWS

The following letter was received from Mr. Roger Klassy of Klassy Homes:

Gentlemen:

It is respectfully requested that the Board of County Commissioners take under consideration the approval of the following improvements as constructed and located, and to accept the same for maintenance purposes, in the subdivision known as Plaza Meadows, Section "B", a recorded subdivision located within the civil limits of Vanderburgh County, Indiana:

Concrete street improvement on E. Walnut Street from the west boundary line of Plaza Meadows, Section "B" east to the east line of lot Thirty-Two (32) extended; Plaza Drive from E. Walnut Street south to the south line of lot Thirty-Nine (39) extended; Wilson Square from E. Walnut Street south to the south line of lot Thirty-Eight (38) extended; and E. Cherry Street from the above described Plaza Drive and Wilson Square east to the east boundary line and west to the west boundary line of Plaza Meadows, Section "B".

The above mentioned improvements have been constructed under plans and specifications approved by the County Surveyor and inspected by the office of the County Surveyor.

Thanking you for your consideration on the above, I remain,

Very truly yours, Roger N. Klassy

RE: REQUEST OF STORM SEWER SYSTEM

The following letter was also received from Mr. Roger Klassy:

Gentlemen:

It is respectfully requested that the Board of County Commissioners take under consideration the approval of the storm sewer system as constructed and located along E. Walnut Street from the west boundary line of Plaza Meadows, Section "B" east to the intersection of E. Walnut Street and Wilson Square, and to accept the same for maintenance purposes, in the subdivision known as Plaza Meadows, Section "B" a recorded subdivision located within the civil limits of Vanderburgh County, Indiana.

The above mentioned improvements have been constructed under plans and specifications approved by the County Surveyor and inspected by the office of the County Surveyor.

Thanking you for your consideration on the above, I remain,

Very truly yours, Roger N. Klassy

Commissioner Schaad asked if this storm sewer was built within the Right of Way of the county road.

Mr. Klassy said this request includes a part of the overall storm sewer plan in the same area.

County Attorney Swain said the county has never maintained storm sewers.

Commissioner Schaad said that if a water line runs down a county road, the county don't maintain it, nor do they maintain a sewer line and that they never had.

Mr. Nussmeyer disagreed with this. He said that a storm sewer was just accepted in a Guthrie Subdivision on Green River Road.

County Attorney Stephens said they only approved the form of installation.

Commissioner Willner said that if they take these storm sewers, they will have to take private ones, driveways and everything else and when they go back, they will have to replace them all, as they have to treat one like another. He said the individual property owner has been maintaining his own storm sewer, that just recently, a man wanted a storm sewer under the road and he had to do it at his own expense and maintain it.

County Attorney Stephens said if the county accepted a road where there was a storm sewer and then, later on, there were a drainage problem in that area, they would correct the problem which might mean repairing part of that sewer, but this would be done on the basis of protecting the county road.

After further discussion, Commissioner Schaad moved that this matter be referred to Mr. Nussmeyers office. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted to the Commissioners from Sheriff DeGroote for the meals of the prisoners from January 1, 1975, to January 14, 1975, in the amount of \$3,878.55.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted to the Commissioners from George Ryan Co. Inc. On Account of Appropriation For Burdette Park Board for labor, equipment and material concerning installation of concrete pipe, spillway and road repairs per direction, in the amount of \$19,308.43. A copy of materials purchased was enclosed.

Mr. Hopgood, the Attorney for George Ryan, appeared and said this work concerns some work that was done at Burdette Park and he thought that a portion of it has been before the Board previously and the claim was denied and there was some question as to whether or not any of the other work that was also done out there had ever been submitted to the Board in the form of a claim and in order to keep the record straight, they submitted this claim in total so that it would all be before the Board at one time.

He said that it is also his understanding that when the work was ordered, there was some state of emergency out there on that particular bridge and there was a desire expressed to have the work done immediately under an emergency type situation so that is when Mr. Ryan started doing the work and as the work progressed, it was his understanding that there were changes requested by Mr. Stucki and those changes were made and when they were finished, they totaled up the cost which was the amount of \$19,308.43, as shown on the claim.

Commissioner Ossenberg said he is on the Burdette Park Board and it was a state of emergency and the President of the Board, at that time and the Board did declare it an emergency and they came up with a figure and verification from the other Board members and Mr. Stucki said that Mr. Ryan had agreed to do the work for less than \$5,000 and he thought the exact figure to be \$4,987.00 and approval was given under these conditions, also he understands, that there were two other contractors that had given bids, as was requested, since they were to get three invitational bids and one of them was near \$7,000 and the other near \$9,000. He said he didn't know if there was a contract or not, that he didn't see one and he feels that the County Commissioners are obligated to go along with the minutes and it is written into the minutes of the Burdette Park Board meeting, that Mr. Ryan would do the work under \$5,000 so this is why the other bids were denied.

Mr. Hopgood said this is what has apparently caused this situation, that once the work was started, there was a change of desire in what was orininally to have been installed, that once they started, a change to larger pipe was requested and there was a necessity for a spillway to be built in order to divert the water and this is where the increased cost started.

Commissioner Ossenberg said that nothing in the minutes of the meetings of the Burdette Park Board show where there was any change orders approved or any additional work authorized.

Mr. Hopgood said he was just contacted Thursday night so he hasn't had time to review this but in an effort to bring the matter before the Board properly, he felt that the proper thing to do would be to submit this claim and meet it head on and get the Board's reaction so that his client would know what remedy to pursue. He said if the claim is denied, it puts them in the position to file a lawsuit against the county.

Commissioner Ossenberg said he realizes this and he appreciates Mr. Ryan's position but he is sure that Mr. Hopgood can understand the position of the County Commissioners and he said that if the Commissioners go on record to approve this claim, he is quite sure that the Commissioners would have the State Board of Tax Commissioners down on them and on Mr. Ryan's Construction firm and everything else and he, as one of the members of the Board, can't see how the Commissioners can approve this claim.

Mr. Hopgood said this is why the claim was filed, to get the Boards reaction and they can then seek their legal remedies from that point on.

Commissioner Willner said he understands that there is some leakage out there, even though the job is completed and there is some question as to who is responsible. He asked Mr. Hopgood if it has been determined as to who is responsible.

Mr. Hopgood said he doesn't have any specific knowledge of this, that he was asked to look into the aspect of filing the claim. He said that he does recall that there was some mention of remedial work to be done which he thought was done by Hallenberger but there was some question, if there is leakage now, whether it is coming from the spillway or if it is coming from work that was done by another contractor on another project but he doesn't profess to have any knowledge of this aspect of it.

Commissioner Willner moved that this claim be denied. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Southwestern Indiana Me ntal Health Center, Inc. for the first half payment (50%) of Vanderburgh County's share of operational expenses for the Southwestern Indiana Mental Health Center for 1975 in accordance with PL 226 in the amount of \$67,295.50.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Insurance Agency for General Fund Insurance for Frank Tilford, County Treasurer, in the amount of \$625.00 and \$20.00 each for Herman Combs, the County Coroner...Clyde Cole, the County Recorder...Asst. County Recorder, Louis Grewe...and Earl Cox, the Deputy Coroner. The total amount of the claim is \$705.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Insurance Agency, Inc. for General Fund Insurance for Blanket Bond on Recorders office in the amount of \$63.00 and a Blanket Bond for the County Treasurers office in the amount of \$469.00. The total amount of the claim is \$532.00.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Citizens Realty & Insurance Inc. for Insurance on Public Official Bonds for \$20.00 each for the Prosecuting Attorney, Dorothea MacGregor, Investigator, Francis X. Stofleth, Investigator and R. Stephen Barron, Investigator. The total amount of the claim is \$80.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: BILL FILED FOR POWER TO LICENSE

Commissioner Ossenberg said that Representative Greg Server called him this week and told him that House Bill 1384 has been filed in connection with the power to license in the county, so there should be a hearing sometime this week. He said it seems as though there are some other communities, within the state of Indiana, that is having some problems and actually, they have filed the bill and when Representative Server went up, he found that a bill such as he had been wanting, had been filed so he joined his name as a cosponsor.

RE: MR. BROERMAN

Mr. Broerman presented a report of the City and County mileage for the year of 1974. The total mileage of the city was 35,472 and 39,336 for the County. Report received and filed.

RE: INSTALLATION OF DOORS

Mr. Broerman said that a Notice to Bidders has been prepared for the installation of the doors at the three homes but that the cost will be less than \$3,000 so they don't have to advertise for bids. He asked the Commissioners if it would be okay to get invitational bids.

Commissioner Willner moved that invitational bids be obtained for the hanging of the doors and submit them to the Commissioners. Commissioner Schaad seconded the motion. So ordered.

RE: SPECIFICATIONS TO BE PREPARED

Mr. Broerman said they don't have enough information to prepare the specifications for the fireproof draperies for Hillcrest & Washington Homes as yet, but will get the information in order to prepare them and present them to the Commissioners.

RE: MR. JUDD....REPORT

Mr. Judd submitted the annual report of Traffic Engineering for 1974. Report received and filed.

RE: MR MARTIN

Mr. Martin submitted the annual report of the County Highway Department for 1974 of the work and material summary.

Report received and filed.

RE: MR. NUSSMEYER

Mr. Nussmeyer said that in regards to the East side of Burkhardt Road, North of Kissel, he doesn't have the easement as yet and that he is asking Mr. Kissel for 15 feet more of Right of Way and he will ask him to sign the easement with the Commissioners approval.

Commissioner Schaad moved that Mr. Nussmeyer ask Mr. Kissel to sign the easement. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer said that about 30 feet of rail on the Columbia-Delaware Street overpass is gone and several posts were knocked out. He said this is a special fabricated rail, that is isn't a standard rail so he would think it would cost from \$1,500 to \$2,000. He said he will get three bids for the job. He said the accident that caused this was on Sunday morning at 6 a.m., where a woman was driving and she went through the rail, out the windshield and into the creek. The car hung on the bridge. The lady came through the accident with only a broken leg.

There was some discussion as to whether the lady had Insurance or not and Mr. Nussmeyer said that if she did, the Insurance Company could have the damage repaired according to county specifications.

Commissioner Schaad moved that the County Attorney's get together with the Insurance Company and pursue it. Commissioner Willner seconded the motion. So ordered.

Mr. Martin said that one of the concrete pillars and two rails are gone, that they went into the creek. He said they have three barricades out there, that it is roped off and they have flasher lights out there also.

RE: COUNTY TRUCK INVOLVED IN ACCIDENT

Mr. Martin said there was a fatal accident last Friday, where a county truck was involved and he was out of town but that Jerry Linzy took care of it and they do have an accident report in his office. He said the officer said he couldn't give them a complete report until he got a report back from the hospital.

County Attorney Swain said that a written report must be made to the other County Insurance carrier.

RE: CUTS IN

The Waterworks Department presented applications requesting permission to make shoulder cuts in the following locations:

Evergreen Heights Subdivision...Greenbriar Street...Lots 9, 10, 11 & 12.

325'6" Water Main to be installed.

Evergreen Heights Subdivision...Lots 9, 10, 11 & 12 in Block 3 and Lots 3,4,

5,6,7 & 8 in Block 4, to install 605'6" Water Main Extension.

700 Cedar Hill, off Darmstadt Rd...900' North of Orchard Rd. on East side of Darmstadt Road...To install 2: Water Service

2200 Lexington to install 1.300'12" Water Main to provide water service.

Allens Lane and Westbrooke to repair Water Main.

10521 Darmstadt Road...Clearcrest Country Club to install 2: Water Service.

Kahre Lake Subdivision to install 4,000'8" Water Line to provide Water Service.

Commissioner Schaad moved that these cuts be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted from G. H. Allen Inc. for partial on Structure at Kansas Road...79 & 79A in the amount of \$11,065.69. Mr. Nussmeyer has inspected it.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: HILLSIDE DRIVE

A letter was received last week from residents of Hillside Drive, requesting that the county repair this road. It stated that they would also give the county a 50 feet wide road easement to enable the county to widen and improve Hillside Drive.

Mr. Nussmeyer said he looked at the road and said that it is a gravel road and he would recommend that the county deny it.

Commissioner Willner said that if this letter was worded differently, he would be agreeable in taking the easement but the way they have it worded is a leading statement and if there were no statement and they just offered an easement, he would be willing to accept it. He also said that when there are a few more houses out there, he would say they should probably improve it at some later date. He said that according to law, the road belongs to us and we have to maintain that road.

County Attorney Swain said he didn't think the county had to maintain the road by easement since the dedication is not acceptance for maintenance.

Commissioner Willner said the county has maintained this road for the past 50 years, as far as he knows.

County Attorney Swain said that if the county has been maintaining it, he supposed they would have to continue to do so, unless the county abandoned it.

Commissioner Ossenberg suggested this matter be deferred until he talks to the petitioners to see if they want to give the county an unconditional easement and the county maintain it as it is until such a time as they have the money to improve it.

Commissioner Willner said he is sure that the money situation for 1975 will not permit them to improve Hillside Drive and also he thought there is a possibility of the road going completely through in the future and this is another reason he would like to have the easement.

This matter was deferred at this time and County Attorney Swain will pursue the matter.

RE: POOR RELIEF:

DANIEL KNIGHT....616 N. 12th. Avenue...Pigeon Township...Mr. Willett, Investigator Mr. Knight was to have appeared before the Commissioners today to appeal in his request for a doctor bill to be paid but he failed to appear so no further action can be taken at this time.

JAMES CROWLEY....616 N. 12th. Avenue...Pigeon Township...Willett & Anslinger, Inv. Mr. Crowley was to have appeared before the Commissioners today to appeal in his request for a hospital and doctor bill but he also failed to appear so no further action can be taken at this time.

MR. TONYA STEWART.....1804 S. Judson St...Pigeon Township...Ragsdale & Willett, Inv. Ms. Stewart is asking for rent. She said that she is three months pregnant and that she went to the Welfare Office and they told her that they wouldn't be able to take care of her rent but they gave her food stamps and told her they couldn't put her on the program until she was six months pregnant and she told her that if the Trustee could take care of the rent for the next three months, that they would follow up after that.

She said when she first went to the Trustee, they told her they would give her \$50.00 toward the rent but that she would first have to file a paternity suit against the father of the expectant baby and she didn't really want to do this and this is why she went ahead and filed the appeal but the next day, she came back to the Prosecutors office and filed charges against the father and obtained a note to take back to the Trustee, which she did, and said that they wanted to go ahead with the appeal anyway.

A representative of the Human Relations Commission appeared and said they found an apartment for Tonya and got the inner city's agency to pay her first week's rent, as she didn't have any place else to go and said that the rent is \$65.00 per month which she thought reasonable and that Tonya is asking for three month's rent because after that, she can get on the A.D.C. program so she is asking for \$195.00.

Mr. Ragsdale said Tonya hasn't done what was asked of her. He said she filed on the first of the month and was told she would have to file a paternity suit and to bring back a slip from the Prosecutors office and on the 10th. of January, she came down and filed the suit. He said at that time, he asked her if she had withdrawn the appeal to save both, their time and the time of the County Commissioners but she hadn't withdrawn the appeal so they saw fit to bring her before the Commissioners today. He said she wasn't refused help, that she was living with a friend so rent wasn't even discussed at that time and that after the charges had been filed, that they would have gladly talked to her about it but she didn't have the opportunity.

County Attorney Swain asked if the only reason they were present, was because Tonya failed to notify the Commissioners to withdraw the appeal.

Mr. Ragsdale said this is the main reason they are here. He also said there was no place they could put Tonya except for the Y.W.C.A. and now she has an apartment but that \$60.00 per month would be all the Trustee could pay and if there are facilities for cooking, she could get food stamps, that she has to be eligible for both, food and shelter and they will take care of the shelter and if she is eligible for food stamps, then there is no problem, if not, and if they come into the picture at all, the only thing they could do would be to get her in at the Y.W.C.A. and that they would take her until the child is born and then she cannot come back.

The representative from the Human Relations Commission said the reason they were before the Commissioners wasn't to take up the Commissioners time, that it was because the Trustee's office told Tonya that since she filed an appeal, she would have to go through with it.

Mr. Ragsdale said this isn't correct, that there shouldn't have been an appeal because nothing was denied. He said Tonya did what they asked her to do but delayed in doing it.

Commissioner Ossenberg said he thought the Commissioners were going to have to adopt some policy as they are hearing cases all the time where they find the Trustee hasn't denied help to the person that appeals the case and it seems to him that it is the word of one person against the word of another. He thought the Commissioners would have to adopt a policy whereby, if an appeal case comes up, the Administrative Assistant is going to have to call the Trustee of that particular township and find out if that particular case has been actually denied and if it has, then the person has a right to appeal and be heard, otherwise, the Commissioners are just going to have to take a stand and not listen to the cases until they have a firm letter of denial from the Trustee. He said the Commissioners had a meeting with the Trustee's about a year ago and he thought, at that particular time, the Trustee's were to so inform the Commissioners if the applicant was actually denied and that there was a form for them to fill out.

Commissioner Ossenberg said that in the future, someone from the Trustee's office should notify the Commissioners as to if an applicant has actually been denied and if they haven't, the Commissioners aren't going to hear them. He said there is a lack of communication between the various agencies.

Commissioner Schaad moved that this case be referred back to the Pigeon Township Trustee's office. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	S. Clark B. Thompson D. Goodnow J. Everett

Secretary: M. Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JANUARY 27, 1975

The meeting of the County Commissioners was held on Monday, January 27, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

Commissioner Ossenberg said that Commissioner Willner is at home with the flu, and that he has also had the flu and intends to return to bed after the meeting.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County-Owned Surplus Property today. The bidding will remain open and the sale will continue.

Commissioner Ossenberg asked Mr. John if the new county-owned surplus property lists were complete now.

Mr. John said that they are and that County Attorney Stephens gave the list to County Assessor, Jim Angermeier, so that he can assess these properties.

RE: LETTER FROM TEAMSTERS...LOCAL 215

A letter was received from Mr. Charles Whobrey, as follows:

Dear Mr. Ossenberg:

This is to officially advise that we will request arbitration in the discharge case of Mr. Glenn Jones.

This letter is to comply with the time schedule of the grievance procedure. We will make the request for the arbitrator and furnish you copies of all the correspondence.

Sincerely yours, Mr. Charles Whobrey.

Letter noted as being received.

RE: AUTHORIZED TO ADVERTISE

Mr. Cravens of Public Purchasing submitted the specifications for three vehicles that are needed by the Sheriff's Department, with three vehicles to be traded in.

Commissioner Ossenberg said he understood that Sheriff DeGroote has approved these specifications and he has requested the approval of the Commissioners, for the Auditor to advertise for bids.

Commissioner Schaad moved that the specifications be approved, subject to the approval of the Sheriff and that the Auditor be authorized to advertise for bids. Commissioner Ossenberg seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

CENTER TOWNSHIP ASSESSOR

Evelyn Meyer 1515 Laubscher Rd. Deputy (Pt. Time) \$15.00 Day Eff: 1/24/75

RE: REQUEST FROM COUNTY ASSESSOR

A letter was received from Mr. Angermeier as follows:

Gentlemen:

This is in regard to expanding the room for the County Assessor's office.

I see no need for me to make an appearance before the Commissioners as they have the authority to determine and investigate the work allocation space. This decision should be made on the part of those responsible people.

Sincerely yours, James Angermeier

Commissioner Ossenberg said that he understands that this is part of the Pigeon Township Assessor's office that will be taken, in making the County Assessor's office larger and that Commissioner Willner investigated this possibility, last week, for the Commissioners and that they were in total agreement that the County Assessor needed more room and that Mr. Dorsey, the Pigeon Township Assessor, has agreed to give Mr. Angermeier the needed space.

Commissioner Schaad moved that Mr. Angermeier be given the needed space, subject to the approval of Mr. Dorsey. Commissioner Ossenberg seconded the motion. So ordered.

RE: VOLUNTEER ACTION REPORT

Mr. Wells presented the Volunteer Action Report. He said he is here to make a final report of the \$12,000 of Revenue Sharing money that was alloted to them for the last quarter of 1974 which was from October 1 thru December 31, 1974. He said that they have used this money and isn't asking for more as they have been fully funded for the remainder of this year. He said they have kept their promise and that they won't need any more Federal

Fevenue Sharing money.

Letter received and filed.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received from Carl Stocker of Aetna Life & Casualty Insurance Company, on Deig Brothers Lumber & Construction Co. Inc. covering General Construction work on Burdette Park Recreation Northwest.

Insurance Certificate received and filed.

RE: AGREEMENT WITH S.I.G.& E. Co.

An agreement was received from Southern Indiana Gas & Electric Company, for the signatures of the Commissioners, whereas the Vanderburgh County, Indiana, acting by and through the Vanderburgh County Commissioners, in replacement of a bridge on Hogue Road, adjoining said property, desires to enter upon the described property for the purpose of cutting a new ditch, approximately fifty feet in length, in order to straighten out the existing ditch on said property.

Commissioner Schaad moved that the agreement be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: POOR RELIEF MATTER

Mr. Volpe appeared on a Poor Relief matter that came up a couple of weeks ago and it involves a bill of \$1,650.00 from the Alcoholic Recovery Center, to the Pigeon Township Trustee.

Mr. Volpe said that Mr. Morrison, a very fine office holder, is unsure of his responsibilities, under the law, so he has asked Mr. Volpe to further look into this matter since he wouldn't accept the claim until he knew what his responsibilities were.

He said the man was in the detoxification ward for five days and in the program for 41 days, a total of 46 days.

County Attorney Swain asked if, at the end of five days, on an emergency basis, if the Trustee's responsibility wasn't over.

Mr. Volpe said he wasn't certain if the Trustee's responsibility exceeds that much but this is part of the authority granted to them by the State, as it is medical care.

County Attorney Swain asked Mr. Volpe if he is declaring all 46 days as an emergency.

Mr. Volpe said that he was and that he has three gentlemen present who can attest to the fact that this emergency nature does occur until treatment is over. They were Mr. Adam Latham, President to the Council of Problem Drinking, Mr. Bill Campbell of the Tri State Health Planning and Mr. Al Tomes of St. Mary's Hospital. He said the program of rehabilitation of an alcoholic is of such a nature, that if it is not completed, the initial detoxification is really absolutely worthless.

County Attorney Swain said he understands and appreciates this fact but that doesn't necessarily make it a County of Township responsibility, merely because it is desirable.

Mr. Volpe said the law would then say that it is a County responsibility, of the court case. He said the law speaks of County versus Township responsibility and the residual affect of the court case would be that, if it were not the Township responsibility, it would be the County's responsibility.

County Attorney Swain said that he didn't read it this way.

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County Attorney Stephens said all this case holds is that emergency services provided for drug addiction by private hospitals is the Township's responsibilities and he would presume that emergencies provided by public hospitals are County responsibilities so as far as the emergency aspect of it, it would be the responsibility of the County, that the question is, what happens to the balance of the bill, once the emergency is over, if, in fact, it is or was over.

Mr. Volpe said it should be taken in account that there is no public facility near here that can give this type of program. He said this man is an indigent.

County Attorney Stephens asked if any effort has been made to collect from the man.

Mr. Volpe said, as far as they understand, he has been sent a bill. He said the man has been released.

Mr. Morrison said that when this matter came up two weeks ago, he asked Mr. Volpe to furnish him with information on the Alcoholic Recovery Center, which he has done, and since he has received this information, he has sent it to the State Board of Accounts and requested of them, whether the legality of this matter is what it should be and until he hears from them, he doesn't feel that he can pay anything to the Center.

Commissioner Ossenberg said he would like to see a rendered report from the State Board of Accounts before he would approve it.

Commissioner Schaad asked if the request shouldn't be made by the indigent himself, for payment.

Mr. Volpe said that the man did come in, without his knowledge. He said the State Board of Accounts must abide by the court case, that the court case takes precident.

County Attorney Stephens said there are two questions here, whether the Trustee can pay any part of the bill and if so, how much.

This matter was deferred until the Trustee gets a legal opinion from the State Board of Accounts, at which time, the matter will again be taken up.

RE: CLAIM - REQUEST TO TRAVEL ... Mr. Dorsey

A claim was received from the Pigeon Township Assessor, with following letter attached:

Dear Sirs:

On January 13, 14 and 15, 1975, I attended the Annual Assessors' Conference as requested by the State Board of Tax Commissioners, at the Marriott Inn in Indianapolis. Upon return, I have been informed I should have asked for a permit from the County Commissioners before leaving the County.

Let me take this opportunity to apologize to you and to assure this will not happen again. I will make it a point to read and institute the rules upon these matters.

Thanking you for your consideration, I request the payment for the Blue Claim enclosed.

On February 3rd thru 7th. - 5 days, I have been requested to attend the Indiana Assessors' School at I.U. in Bloomington, Indiana. May I have Permission to attend this school and travel mileage?

Thanking you again, I remain,
Sincerely, Robert T. Dorsey

Commissioner Schaad moved that the claim be allowed and that Mr. Dorsey have permiss to travel to Bloomington in February. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIM-REQUEST TO TRAVEL...Mr. Angermeier

A claim was received from the County Assessor, with following letter attached:

Gentlemen

Not realizing that this amount on attached claim had to be approved by the Commissioners before I went to Indianapolis. I am now requesting that you approve this claim.

Also, attached is the notice of the conference from the State Board of Tax Commissioners.

Yours truly, James L. Angermeier

Commissioner Schaad moved that the claim be approved and that Mr. Angermeier have permission to travel. Commissioner Ossenberg seconded the motion. So ordered.

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RE: CLAIMS

A claim was received from Pitney Bowes for Postage Meter Rental, Inv. #914089 of 1/17/75...2288 #346786...1/16/75 to 1/15/76 in the amount of \$216.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Torian Agency For General Fund...Continental Policy YC 02 09 06 covering the Sheriff's Yacht & Trailer in the amount of \$190.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Lukens and Sons Insurance Co. Inc. for Center Township Assessor's Office on the Public Official bond of Alvin E. Stucki, in the amount of 20.00 for a \$3.000 bond.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. HOTZ

Mr. Hotz said he needs additional information on the fireproof drapes for Hillcrest-Washington Homes so he will try to get the specifications ready by next week, so that bids can be advertised for.

Mr. Hotz said that the old ballot boxes that have been used in past elections will soon be ready to get rid of and he suggested they be declared as surplus, also the old doors that are going to be replaced at the three homes. He said he has one company that has expressed interest in the doors. He said there are some surplus items at the County Home to get rid of also.

County Attorney Stephens said they could get all the surplus material they have and hold an auction which must first be advertised and if it isn't all sold, they can sell it for junk.

Commissioner Schaad moved that the doors and ballot boxes be declared as surplus and that Mr. Hotz get all the surplus materials available, together to be sold. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIM

A claim was received from C. E. O'Neal & Company for Tax Refund..Aaron R. Calvert, (29-45-11W) in the amount of \$3,458.26, plus interest from date of payment in amount not yet ascertained.

County Attorney Stephens said that the County had assessed Oil Production as Personal Property and there has been a case decided that Oil Production is not Personal Property so they have filed for a refund of these taxes.

Mr. John said there is a special assessment on oil production and he thought they were trying to set it up a different way in which they can be assessed through either, real estate or personal property.

County Attorney Stephens asked Mr. John if he knew whether or not there has been any actual assessment of the oil equipment, which is what they owe taxes on.

Mr. John said this is included in the oil production so is included on this claim, but they haven't come up with the formula to assess this equipment.

County Attorney Stephens said that if this bill was paid, the county would probably never get the taxes because he has been told that a number of the companies are no longer in business. He said they might as well deny the claim, defend it and try to recover it in a law suit.

Commissioner Schaad moved that this claim be denied. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. MARTIN...REPORT

Mr. Martin submitted a report of the employees absentees at the County Garage for the past week. Report received and filed.

RE: DRAINAGE PROBLEM

Mr. Martin brought up the drainage problem of Mrs. Griffith and Mrs. MacGregor.

Commissioner Schaad said the problem is of a legal drain on Koring Road and it seems that the water runs across the road and freezes and it is very hazardous.

Mr. Martin presented drawings and explained how this condition could be eliminated. He said he had talked to Mr. Griffith who said he was going to pursue it and talk to Jerry Lamb and others to see if they wouldn't put a pipe back in, that the water Company took out. He said he would contact Mr. Martin.

Mr. Martin said he would inform the Commissioners when he finds out something on this matter.

Mr. Martin said they are working out on Green River Road and pulling the shoulders in and he doesn't want to go to a lot of expense on it because all they are doing is placing rock down and compacting it. He asked if anything is going to be done on Green River Road in the near future.

Commissioner Ossenberg said he thought that Commissioner Willner went on record, and he was in accord with him, that they were going to have to do something out there this year.

RE: OLD RIVER ROAD

County Attorney Stephens presented a map of Old River Road, which has been causing problems for some time. He said that it is a drawing of the section of Old River Road that is on Mr. Karch's property. He said it runs about 660 feet, showing the location of the present road and the location of the old platted road which was there since 1832. He said that Mr. Bruce has been trying to get the county to move this road farther north and build a road to his terminal. He said Mr. Bruce has sued the county and it had been pending for two years. He said he went down to look at the road with the idea of herhaps improving it so that we could get out of the law suit by just improving the existing road but we can't because there isn't enough space so whatever money was put into it, here, they would just be throwing it in the river. He said the court will order the county to either build a new road or improve the present road. He said he thinks they have worked out a compromise, that Mr. Karch is willing to give the county a 40 foot easement to build the road and Mr. Bruce will build his own road to his terminal. Mr. Stephens said that Mr. Martin, Mr. Nussmeyer and Mr. Ludwick have worked it out, that it can be built with County Highway personnel, at a cost of approximately \$5,000 which includes the \$1,500 to Mr. Karch for the easement. He said the amount that was estimated earlier was from \$30,000 to \$40,000 and now they have it down to approximately \$5,000 and he is submitting this information to the Commissioners and ask that they consider it and let him pursue the matter further. He said that he doesn't know about the money for the project though, that they do have money in the Right of Way Account but they don't have any in the Material Account. He said that he would get approval from everyone involved and they could work from there, that he would need a legal on the new roadway and a legal of the old road that is being abandoned, also that they can't do anything more on it at the present time because the weather won't permit it. This matter was referred to County Attorney Stephens.

RE: EASEMENTS

Mr. Nussmeyer presented two easements for 15 feet on Burkhardt Road from John and Michael Kissel that were signed by them.

Commissioner Schaad moved that the easements be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: OAK GROVE ROAD...OVERPASS

Mr. Nussmeyer presented plans for the overpass from Hwy. 62 to Oak Grove Road, with the Southern Railroad Co.

Commissioner Ossenberg said they want the Commissioners to give the County Attorney and the County Engineer the right to negotiate for them to pursue this matter in order to get it done.

Commissioner Schaad moved that the County Attorney and the County Engineer have the Commissioners approval to do this. Commissioner Ossenberg seconded the motion. So ordered.

RE: FRANKLIN STREET BRIDGE

County Attorney Swain said he had a call from Mr. Schroeder, who asked that the matter be taken off the agenda today, that he wanted some time and he would probably contact Mr. Swain in order to place the matter of the Franklin Street Bridge on the agenda for next week.

RE: POOR RELIEF

Catherine Hall....608 E. Franklin St.....Pigeon Twp....Mrs. Bowling, Investigator

Ms. Hall said she went to the Trustee to ask for help in paying her rent and she was told they didn't have that kind of money. She said she is two weeks behind in her rent, which is \$25.00 per week. She said she isn't working, nor is she married but she has a two month old baby. She said she filed a paternity suit against the father of the baby.

Mrs. Hall's mother said the father was order to pay \$10.00 per week support but that he hasn't paid a penny.

Mrs. Bowling said she interviewed Cathy because she was really Mrs. Harris's case, and that Cathy came in and said that she had moved into an apartment and had lived there for two weeks. She said that she didn't have any diapers or anything for the baby so she gave her a non-food order and that Cathy didn't have shoes on her feet so she bought her a pair of shoes and she explained to Cathy that they didn't have anything set up on a two-week basis for rent, that it was set up on a monthly basis and that she should talk to her landlord and see if he would go along with her for two weeks because she is to go on A.D.C. on Februay 1st.

She said that Cathy lived at home on A.D.C. until April at which time she turned eighteen years old and that they then put Cathy on medical so she could stay at home. She said that she didn't know why Cathy's mother let her move into an apartment without any money or any food and that even if she gets A.D.C., she still won't have the \$25.00 per week for rent because her money will still only be something like \$115.00 per month.

Mrs. Bowling said she would have at least advised Cathy to stay at home until she got her check and they could see what could be worked out. She said if Cathy wants to go on her own, she will have to get something with cheaper rent. She said Cathy has not been denied help, that she only advised Cathy to get out and get a job.

Cathy said she can't leave her two month old baby because she has been sick.

Mrs. Bowling said that Cathy has taken on more than she can handle and if she had stayed at home until her A.D.C. went through, she could possibly have taken some training so she could get a job.

Commissioner Ossenberg questioned that since it was only a matter of a couple of weeks, why she moved with no money in her pocket.

Cathy said that the landlord as much as told her he would go along with her so she could see if she was eligible for A.D.C. She said her mother made arrangements with the landlord, that if Cathy couldn't pay the rent, she would, and that she is standing good for it.

Mrs. Bowling said that she evidently hadn't gotten through to them and that Mrs. Hall's mother has been on the Trustee's books, off and on since 1959.

Cathy said that she came back from Louisville nine months ago and has lived with her mother since then.

Mrs. Bowling said she had no idea that Cathy was confused, that she has helped her and that Cathy went to the Commissioners before she had time to work things out this time, but that Cathy wasn't refused help.

She said that the only problem is that parents put their children out because they don't want to be bothered with them and that it is pitiful. She said that it is fine as long as they are getting money for them, but when Cathy turned eighteen, there was no more money coming in for her.

Commissioner Schaad said they really need to have some kind of an agreement, where the person must have a slip saying they have been denied instead of taking up everyone's time.

Cathy Hall and her mother walked out of the meeting at this point. This case was dismissed.

BENNY MATTHEWS.....320 Jefferson Ave....Pigeon Township

Mr. Ragsdale said that Benny was before the Commissioners last week and told everything but the truth and that Mr. Morrison, Mrs. Bowling and Mrs. Sallee were all in on it. He said it started with glasses for his wife and then he said that he didn't have any income but he was caught lying because he was working for Shell Oil Company. He said Benny asked him for food and on 1/13/75 they purchased his food stamps and prior to this time, Benny has been a college student and Sears gave him a part-time job through the holidays and he was terminated there because of absenteeism. He said that the Commissioners turned the case back to the Trustee's office at that time.

He said Mr. Olsen called Shell Oil Company and found that Benny had a check on 1/10/75 of \$67.31 and another, approximately 1/22/75 of \$48.72 so he was denied help on food because he did have income.

Mr. Ragsdale said that Benny was then discharged from Shell Oil Company because of absenteeism.

Mr. Matthews said he had asked Mr. Ragsdale for help on rent, not for food and he told him that since he had money coming in, they couldn't allocate money for rental expenses. He said he told Mr. Ragsdale that the money that was coming in was not at adequate to meet his financial needs. He said he owes a hospital bill and has a car note to pay and the payments are \$35.00 per month plus \$10.00 that he owes from when they had previously had a phone and that it is long overdue. He said that he just wanted Mr. Ragsdale to listen to him, to see what his expenses were and what the income was, to see if the income would meet his expenses. He said it was true that he was discharged from his job but the reasons were not unreasonable, that he had to meet a head of a department at school one day and the man was late so this made him late for work, another time, he had a wreck in front of the Civic Center, on the way to work so he called in and they told him not to come in, and another time when he had a cat in his family who died so he had to take it to the vet, so he called in and said that he would be late. He said that these aren't unreasonable excuses and that he is in a bind right now and is looking for employment elsewhere.

Mr. Ragsdale said that Benny did ask for food and he was rejected because he had income in his pocket and a check in the mail and he was discharged from two jobs and that before, it was a question of him not telling the truth. He said nothing was said about rent.

Mr. Matthews said that he did lie previously but he thought the matter was cleared up but it keeps re-occurring throughout the discussion so he is trying to be honest and the matter is being brought up three times over.

Commissioner Schaad said that once a person gets caught lying, from that time on, his work doesn't mean much.

Mr. Ragsdale said that he and Mr. Morrison are concerned as to why Mr. Matthews can't hold a job because it is a fact that the School Board will find him another job since he is a student. He also said that Benny told him that he quit his job but after checking it out, found that he was discharged.

Mr. Matthews said that he didn't say he quit his job.

Mr. Olsen said that the last time Mr. Matthews came in, what he said was, that he was no longer employed and then, at the instruction of the Trustee, he talked to Mr. Elpers who was Mr. Matthews' employer at Shell Oil Co. and he was informed that Mr. Elpers was forced to terminate Mr. Matthews on 1/24/75 due to chronic absenteeism and he further elaborated by saying that between January 3rd. and 24th. he was forced to hire other persons to the extent of twenty-four hours of overtime, in order to supplant Mr. Matthews tardiness. He said the Trustee thought he should talk to Mr. Matthews previous employer to establish a history, so he called Sears and was told that in their view, this was a constant problem with Mr. Matthews, while he was employed by them. He said he talked to the Petroleum Employment Group, who issues payrolls for Shell Oil Company and they confirmed the one stub and that the second check was in the mail and a third one, which would be the final one, would be due shortly.

He said that Mr. Matthews is attending the University of Evansville on a scholarship of approximately \$900.00 which leaves a considerable deficit figure and then there is tuition, books, food, etc., so if you are going to continue to run a deficit situation, in due time, you aren't going to be granted a limited credit by the scholastic corporation, so he thought they have a re-occurring situation, which doesn't point to anything better in the future.

Mr. Matthews said he wouldn't be willing to make this prediction, as we all know that people are in no way predictable. He said that Mr. Olsen seemed to do a good job in investigating his employment record. He said it is true that he received a scholarship and that he does have a deficit but it is equally true that he has been in constant touch with his financial aid officer and he has explained to him of his difficulities and this will probably be remedied this summer with the aid of a student financial and student defense loan, but currently, it is impossible because they are suffering a financial deficit themselves.

He said he hoped what the Commissioners would consider is whether or not the income that he will be given, is adequate in meeting his expenses. He said he has done what he could by paying for his glasses and more than half on the rent from the income that he did get.

Mr. Ragsdale said they will get Mr. Matthews a job but they can't hold it for him and that he hasn't held up his end of the deal.

Mr. Matthews said he would be unsure to say that the School System could get him a job because he tried through the School System and it is true that they have some job listings coming in but it doesn't imply that they can get you a job. He said that he was informed that there aren't any jobs right now.

Mr. Olsen said Mr. Matthews may have a rougher time in the future, in finding a job, since both previous employers have posted on their records, not subject to rehire.

Commissioner Schaad said the Commissioners have heard Mr. Matthews' case and it was just a matter of getting glasses originally and that was going to be it and it seems that this is going to be a re-occurring thing and he thought this to be time to put an end to it as far as he is concerned, that Mr. Matthews had a job and it seems to him that he didn't take care of it as well as he should have and in Mr. Matthews opinion, his excuses may have been good enough not to go to work but on the other hand, both employers must have a history of absenteeism in both cases.

Mr. Matthews said he did make attempts to be on time and he telephoned them when he couldn't and he did the best he could.

Commissioner Schaad also said that when Mrs. Matthews asked for glasses and got them, that the reason the Commissioners gave their approval for her to go to the optometrist was so she could look for work, or she wouldn't have been permitted to get them.

Commissioner Ossenberg said that Mr. Matthews had previously, only asked for food and when he mentioned rent and the hospital bill, he told the other Commissioners that he would bet his bottom dollar that Mr. Matthews would be back for rent and the hospital bill.

Commissioner Schaad moved that the appeal of Mr. Matthews be denied. Commissioner Ossenberg seconded the motion. So ordered.

BILLEE KRATZER....2120 W. Columbia St....Pigeon Twp...Mrs. Bowling, Investigator Billee Kratzer was denied utilities by the Trustee and was to have appeared before the Commissioners to appeal his case but he failed to show up, so no further action could be taken at this time.

The meeting adjourned at 11:10 a.m.

PRESENT COUNTY COMMISSIONERS Thomas Ossenberg Robert Schaad

COUNTY AUDITOR Curt John

COUNTY ATTORNEYS William Stephens

Thomas Swain

REPORTERS J. Everett

S. Clark

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING FEBRUARY 3, 1975

The meeting of the County Commissioners was held on Monday, February 3, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Deputy Sheriff Jim Tucker 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 was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

Commissioner Schaad asked County Attorney Stephens how the new list of County-owned surplus property is progressing.

County Attorney Stephens said that Mr. Angermeier, the County Assessor, has it, getting the parcels appraised so they can be advertised, but he has had no indication as to when they will be ready.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

CENTER TOWNSHIP ASSESSOR

Robert Westenbarger 1804 N. Weinbach Pt. Time Dep. \$15.00 Day Eff: 1/31/75

KNIGHT TOWNSHIP ASSESSOR

DeloresJ. Hall 1817 S. Parker Dr. Dep. Assessor \$15.00 Day Eff: 1/27/75

VANDERBURGH SUPERIOR COURT

Stephen C. Haas 1241 Shiloh Sq. Pub. Defender \$12,533.40 Yr. Eff: 1/27/75 Erma E. Haas 808 E. Powell Ave. Pub. Def. Sec. \$2,278.80 Eff: 1/27/75

VANDERBURGH COUNTY ELECTION BOARD

Susan K. Kirk 8300 Spry Road Supervisor \$2.70 Hr. Eff: 2/3/75

RE: EMPLOYMENT CHANGES RELEASES

VANDERBURGH SUPERIOR COURT

Malcolm Montgomery Public Defender \$12,533.40 Yr. Eff: 1/24/75 JoAnn Stevens Public Defenders Secretary \$2,278.80 Eff: 1/24/75

RE: MONTHLY REPORT

The monthly report of the Bureau of Traffic Engineering was submitted for the month of December, 1974, on signs that were erected and replaced and on Channel Posts.

Report received and filed.

RE: HERBERT HAT....TAX MATTERS

Commissioner Schaad said this matter has been deleted. He said he talked to Mr. Hat and said that this has been resolved, and he asked that it be withdrawn from the agenda. He said the parcel of property that he is interested in is going through the normal manner and as soon as it is declared as surplus, he is interested in bidding on it.

RE: APPOINTMENT MADE

Commissioner Ossenberg said the Commissioners have an appointment to make for the term of the resigned President of the Burdette Park Board, Mr. Don Stucki, whose term of three years expires on December 31, 1976.

Commissioner Schaad moved that Mr. Don Henry be appointed to fill out the unexpired term of Don Stucki. Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Ossenberg said that Mr. Henry is the head of the Physical Education Department at Reitz High School and he has worked several years at Burdette Park and is quite familiar with it.

RE: APPOINTMENT MADE....VETERAN SERVICE OFFICER

Commissioner Ossenberg said that he has talked to the County Auditor about the appointment this morning and said this is actually an appointment made by the County Commissioners, at their disgression, through the City of Evansville and he will be known as the Veterans Service Officer of the city which receives C.E.T.A. money under Title Number 2. He said the gentleman he is about to introduce will not actually be taking Mr. Oviatt's job, that there will be two Veteran's Service Officer's in Vanderburgh County.

He then introduced Mr. Bernard Dick, a retired Lieutenant Colonel from the Air Force, who was a pilot, a Communications Instructor, Base Communications Officer and a Teacher.

Commissioner Ossenberg said that Mr. Dick was born and raised in Evansville, that he spent twenty-five years in service before retiring.

He said, for the benefit of the news media, that there are other applicants for Veteran Service Officer and that Mr. Dick will interview the applicants to see who the other Service Officer will be to fill the term that was vacated by Mr. Oviatt.

RE: OPENING OF BIDS

Invitational bids were received for the 201 doors needed by Pleasantview Rest Home, Hillcrest & Washington Homes.

County Attorney Stephens said that bids weren't advertised for because Mr. Hotz thought they would be less than \$4,000 but that all bids were in excess of \$4,000 and they probably have to be advertised for.

The bids that were received, are as follows:

Bill Nix Construction Co.....\$4,384.00

Aalco Construction Co.....\$8,700.00

Thiel Construction Co.....\$25.00 per door (\$5,025.00)

Hamsley Construction Co.....\$14,999.00

Cal Baker Construction Co......No price listed

County Attorney Stephens said that bids have always been advertised for, if the cost is over \$4,000.

Commissioner Schaad moved that these invitational bids be rejected. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad moved that bids be advertised for the doors at Pleasantview Rest Home, Hillcrest & Washington Homes. Commissioner Ossenberg seconded the motion. So ordered.

RE: LETTERS FROM TEAMSTERS LOCAL 215

Commissioner Ossenberg said this letter was brought up last week from Mr. Whobrey, that was dated January 24, 1975, to officially notify the Commissioners that they will request arbitration in the discharge case of Mr. Glenn Jones and it was referred to County Attorney Swain, at that time.

The letter is now noted as having been received and filed.

Another letter was received today, dated January 27, 1975, on the Glenn Jones grievance. It reads as follows:

Dear Mr. Ossenberg:

This is to advise you that we have requested a panel of arbitrators to hear the Glen Jones discharge grievance, and a copy of my request is attached hereto.

Very truly yours, C.K. Arden

The following is a copy of a letter that County Attorney Swain sent to Mr. Whobrey:

Dear Sir:

This letter will acknowledge receipt of your letter of January 24, 1975, addressed to Thomas L. Ossenberg, President, Board of County Commissioners.

Your letter was made a formal part of the minutes on Monday, January 27, 1975.

On behalf of the Board of County Commissioners of Vanderburgh County, Indiana, we wish to participate in the choice of an arbitrator which I understand must be furnished by the Federal Mediation and Conciliation Service.

Yours very truly, Trockman, Flynn, Swain & Tyler

RE: BOND

A bond was presented from Western Surety Company on Ben Bockstege who was reelected as Perry Township Assessor.

Commissioner Schaad moved that the bond be approved. Commissioner Willner seconded the motion. So ordered.

RE: C.A.P.E.

A coordination form was received from Community Action Agency by the County Commissioners, for the Community Action Program of Evansville and Vanderburgh County, for low income residents.

County, for low income residents.

A brief description of proposed anti-poverty projects and activities are as follows:

Administration, Finance, and Planning for Walk-In Activities Center, Educational Readiness Program, Supportive Services for Independent Living for the Elderly Project, Job Bank, and Neighborhood Economic Development Center.

A Neighborhood Economic Development Center Program for two (2) neighborhoods with an in-depth program of services for forty (40) families and outreach and referral services for neighborhood low-income residents.

The County Council commits an X number of dollars and the County Commissioners must sign the form to allow the Council to give them the money to operate on.

Commissioner Schaad moved that this agreement be signed. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was received from Torian Agency, Inc. for Insurance (General Fund)... Burglary Coverage - Continental Bond #BND 1788149 (Clerk of Vanderburgh County in the amount of \$281.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Carl E. Stocker Insurance Agency for \$3,000 bond of Township Assessor for Perry Township in the amount of \$20.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Mr. Lewis Volpe who was County Auditor when claim was dated, which was December 2, 1974, for 1975 County Information Service for Vanderburgh County in the amount of \$750.00. The claim was signed by Shirl Evans Jr. Executive Director of the Association of Indiana Counties, Inc.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Robert Hargrave of Citizens National Bank for County share of Retirement Contribution from January to July of 1975, in the amount of \$40,000.00.

After checking on this, Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency, Inc. for General Insurance of Continental Plate Glass policy #PG 5 17 52 29, at Auditorium & Convention Center, in the amount of \$668.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: ASSESSMENT DELAY SUPPORTED

Mr. Fred Stocker, Chairman of the United Tax Payers Association appeared and said he would like to commend the County Commissioners on the motion that was made previously to put off the re-assessment of Evansville and Vanderburgh County because of the economic situation that exists today. He said he didn't think the home-owners and businesses of Vanderburgh County and Evansville can afford a re-assessment, as things are today and that all home-owners, labor organizations and businesses should ban together and get behind the County Commissioners and put enough pressure on our state representatives and our state senators to help us in our fight.

He said the United Taxpayers challenge all civic organizations, including the Chamber of Commerce, the Board of Realtors, the Downtown Business Men, Central Labor Union, all working men and women, Farm Bureau and the National Farm Organization, all home owners and businesses, to get behind this move. He said they have asked the organizations to request that their members call or write the state senators or state representatives and ask them to help in the fight. He said he hopes they can get this done with the leadership that the County Commissioners have started. Mr. Stocker said the Indiana Chamber of Commerce has gone on record as being in favor of this and that there is a bill pending in the house and it is Senate Bill #222 that has been introduced and has two county's names listed on it and all our senators have to do is to add Vanderburgh County to their list. He said up to now, the state representatives and the state senators that they have contacted, have been a little cool about getting into the fight so we are going to have to get behind them and push them to let them know that the businesses and home owners feel that they can't stand an increase that re-assessment will bring. He said the last re-assessment cost approximately \$500,000.00 and today it probably would cost around \$1,000,000.00 and that he doesn't think the re-assessment would be right at this time.

Commissioner Willner said he has talked to one senator and three representatives and he understands that cities and towns and counties in Indiana are always needing more money and they will probably lobby for this bill not to be passed or even for it not to get out of committee, so he feels that if we are for it, as a group, we should make our feelings known to them because there will be some lobbying on it from the opposite side and he thinks it must be a bipartisan effort on our part because the house is democratic controlled and the senate is republican controlled. He said he thought the Commissioners should take a stand, officially, one way or the other.

Commissioner Ossenberg said he went on record as being in favor of delaying the re-assessment the last time as he thought it could be ill afforded at this time.

Commissioner Schaad moved that the Vanderburgh County Commissioners go on record as to Senate Bill #222, that they delay the re-assessment.

Commissioner Ossenberg seconded the motion. So ordered.

Commissioner Willner said that Mr. O'Day would notify him when this bill was in committee so if several of them want to go up and be heard, it will be fine and he will let them know when the hearing is.

Commissioner Ossenberg said he will send letters to the two senators of Vanderburgh County and to the representatives in the Tri-State.

Mr. Stocker said he thought he should take it upon himself to contact the other organizations to see if they won't get behind it with the leadership of the County Commissioners.

Commissioner Ossenberg said that Mr. Stocker should tell them that the County Commissioners have endorsed it and they now need the support of the various organizations.

RE: MR. BIGGERSTAFF

Mr. Biggerstaff said he has the roadway cross section for St. Joe Avenue. He said these are the county typical sections that were prepared. He said he also had a proposal to widen a certain section of St. Joe Avenue, to meet these typical cross sections. He said he has gone over this with Mr. Nussmeyer and they propose to put in the necessary drain pipe that would be relocated on both sides of the road and at the same time, he would like a permit to cut into St. Joe Avenue, to pick up the samitary sewer which lays on the East side of St. Joe Avenue.

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Commissioner Ossenberg told Mr. Biggerstaff, that if the Commissioners give their approval for him to cut into St. Joe Avenue, he wants Mr. Martin and Mr. Nussmeyer to have the satisfaction of the road being put back right.

Mr. Biggerstaff said that he would welcome county inspection and that they will fix the road back to a better condition than it is at present.

Commissioner Schaad moved that Mr. Biggerstaff be permitted to cut into St. Joe Avenue. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE

Mr. Crooks presented the specifications for the fireproof draperies needed at the Hillcrest and Washington Homes.

Commissioner Schaad moved that Mr. Crooks be authorized to advertise. Commissioner Willner seconded the motion. So ordered.

RE: TRAFFIC SIGN PROBLEMS

Mr. Judd was unable to attend today's meeting but Commissioner Schaad said that St. Joe Avenue, from Baseline Road, North, has never been striped and he will see Mr. Judd about it. He said he thought that the signs in the county are generally in bad shape and it seems that when the County Highway did it, that any one of the county crews that noticed a sign down, reported it and he has been getting complaints about the signs in the county not being replaced as soon as possible and that out in Golden Gate, the kids are stealing the stop signs and he called Mr. Judd again the other day and this is the third time this has happened. He said there was another case of signs being down, two weeks ago, that he told Mr. Judd about and it hasn't been taken care of yet.

Commissioner Willner said he agreed with this and said that he has talked to several different people at the County Garage, the Road Inspector and others, and it seems that 40% of the county signs need attention of some kind and that when the County Garage did have it, they were out daily, not only the sign Dept. but the crews noted that signs needed attention when they were coming to and from work and would turn in the information so they could be replaced and sometime the same day. He said he needed a school bus turn-around sign that was needed and it took him two months to get it up. He said he isn't sure what the answer is but that if it doesn't improve, that at some later date, he would suggest taking the sign department back.

Commissioner Schaad said he was thinking the same thing and he thought it should be investigated, because the last time they said they were running out of money, that it was a percentage deal and they didn't know if it was right or not but that with a year's experience, it looks like they ought to know by now.

Commissioner Willner said there is a new sign that is being installed throughout the county and it reads, No Passing Zone, and people tell him that it is a waste of money, that in the first place, some are placed in the sewer and water lines and they won't stay up because the ground is soft. He said they are doing double duty here, by putting these signs up and striping the roads too.

Commissioner Schaad said he doesn't know where the authorization for these signs comes from, that the Commissioners apparently have no input into it.

Commissioner Ossenberg said he thought they should all sit down with Mr. Judd to discuss this matter and have a clearing of the minds.

RE: MONTHLY REPORT

Mr. Martin submitted his monthly report of the County Highway on expenses as of January 19, 1975.

Commissioner Schaad said this is the one they were cautioned on sometime ago, by the State Board of Accounts, the County Council having stated that the revenue is being reduced quite a bit and they don't know where it is going to be from month to month. He said he would like to know where they stand each month.

Mr. John said they want the cash balance and he will make one up for them, month by month, for 1974 and 1975, for comparison.

Report received and filed.

RE: REPORT ON ABSENTEES

Mr. Martin submitted his report of the absentees at the County Garage for the past week.

Report received and filed.

RE: MR. MARTIN

Mr. Martin said that he had a call from a Mrs. Dean, on Millersburgh Road and Green River Road, where there is a ditch that needs cleaned out. He said they are working on this and the Commissioners may have to write the lady a letter.

Commissioner Schaad said it looks like they aren't going to have much money for road repairs so Mr. Martin has the county crew doing work in cutting off the shoulders and putting water in the ditches where it belongs, the thing that Mr. Koch had complained about for so many years. He said there is a program going on now to get these things done. He said that maybe they could work on shoulders of some roads and that they may have a little money to resurface some bad ones and if the county did this work on the shoulders, they would be ready for resurfacing, roads such as Seven Hills Road, West of 57 and Kuebler Road.

RE: ACCEPTANCE OF PLAZA MEADOWS

Mr. Klassy requested the acceptance of Plaza Meadows Section B & C, which includes E. Walnut Street, Wilson Square, Cherry Street and Plaza Drive.

Mr. Nussmeyer recommended that these streets be maintained by the county.

Commissioner Schaad moved that these streets be accepted by the county. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if they were leaving the sanitary & storm sewer out. Commissioner Schaad said that the sewers will be discussed next.

RE: STORM SEWER DISCUSSED

County Attorney Swain said he didn't think the county could accept the sewer.

Mr. Nussmeyer said that when they have a storm sewer system along with the street system, along the County Right of Way, it seemed to him that if the County maintains the streets, they've got to maintain the drainage.

County Attorney Stephens said the County can't maintain the storm sewer and that it, as such, comes under the Drainage Board and would have to be done under some law of the drainage code.

Mr. Klassy then requested that the County Commissioners would at least acknowledge that the storm sewer has been built.

Commissioner Ossenberg said he sees no harm in acknowledging that they are there.

Mr. Nussmeyer said that the storm sewer was built according to the plans and specifications.
Received and filed.

RE: MR. NUSSMEYER....OAK GROVE ROAD

Mr. Nussmeyer presented plans on Oak Grove Road and said that he and County Attorney Stephens got together with all the people involved and this time, it has worked out and they are using Mr. Stevens existing crossing and he has agreed to grant the necessary Right of Way. He said the only objection he had was where some people will be inclined to back out on the road and he thought they needed some guard rails. The Commissioners agreed.

Commissioner Ossenberg asked if this met with everyone's approval.

Mr. Nussmeyer said that it did, that they had Mr. Tatum of the Railroad Co., Mr. Stevens, and Mr. Bernhardt. He said he wanted to get these plans back to Mr. Tatum this week so that he can approve them as fast as he can.

There was no objection by Area Plan and County Attorney Stephens said there would be a lot less expense to the county by doing it this way.

The County Commissioners signed approval of these plans at this time. 308

RE: WEST FRANKLIN STREET BRIDGE

Mr. Nussmeyer said if they just want to patch the bridge, it would be a waste of money because it is in pretty sad shape.

Commissioner Schaad said this bridge has been there a long time and has been neglected as far as maintenance is concerned and they have been critized so often about letting structures go and he thought they had a real investment here and he thought that the maintenance program that has been started under the present Commissioners is very important and if they don't maintain the investments they have now, it is going to cost a lot more to replace them, that nothing has been done to this bridge since it was built and it is time to do something about it.

Commissioner Ossenberg said Mr. Nussmeyer told him about this and that he told Mr. Nussmeyer that he can't see any sense in just patching this bridge.

Mr. Nussmeyer said he thought it would take approximately \$200,000 to do a good job on it. He said he doesn't have any specifications drawn up on it yet.

Commissioner Ossenberg said if he could get any money from the County Council, he would like to spend it on Highway Contractual.

Commissioner Schaad said he thinks they have money in the Bridge Account and he would like to get this bridge rebuilt.

Commissioner Schaad then moved that Mr. Nussmeyer draw up the plans and specifications to get this job done right. Commissioner Willner seconded the motion. So ordered.

RE: INSURANCE

Commissioner Ossenberg asked County Attorney Swain if he had heard anything more about the Insurance on the Delaware Street Bridge.

County Attorney Swain said he just got the police report on it.

Mr. Nussmeyer said it would cost approximately \$2,000 to replace three sections of railing and one concrete post and he said he could get invitational bids for the work to be done.

County Attorney Swain said he didn't see anything wrong with going ahead and repairing it.

Commissioner Ossenberg said that it is a safety hazard and asked Mr. Nussmeyer if he wanted to go on invitational or to declare it an emergency to facilitate it faster. He asked Mr. Nussmeyer if he could get three invitational bids in by next week.

Mr. Nussmeyer said he thought he could.

Commissioner Schaad moved that Mr. Nussmeyer get three invitational bids and submit them to the County Commissioners next Tuesday. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said they can decide who is going to pay for it at another time, that their main concern now is to get this repaired because it is dangerous.

Mr. Nussmeyer said he had a call from the Gas & Electric Company on Green River Road at Heckel, North, as to the present position of the County Commissioners because he will have a lot of engineering before they can get in there.

Commissioner Ossenberg said the re-appraisal of Green River Road is going to show that the work is much needed and he thinks that it is going to have to have work and widening because of the load of traffic out there and will definitely have to have some reconstruction.

Commissioner Willner said he has had numerous phone calls from the state making a survey as to where I 1-64 will go and he was very much surprised and disgusted. He said they are actually going to these people and saying that this is one of three routes that I-64 might take and it is the most ridiculous thing he has ever heard of. He said they are telling these people that if this is one of the routes chosen, their house will be done away with, and they are doing this at three different positions in Vanderburgh County.

Commissioner Ossenberg said he didn't know where they are getting this because he

he sat in on the Technical Transportation Committee and that road on the east side of Evansville is a good mile past Green River Road, East.

Commissioner Willner said one of the proposals that they are studying comes off Highway 41 & I-64, two blocks from the location it is now and goes through Scott Township and goes right through Green River Road. He said he could understand why these people are being upset.

Commissioner Ossenberg said that regardless of what they do, they have to have three public hearings but as he understands, from what Ed Ames said, the most economic and feasible route to take would be to either go far east or far west where it is all vacant land.

Commissioner Willner asked if the Commissioners will have any input in this.

Commissioner Ossenberg said he didn't know how much voice they would have, other than the fact that he would probably have a voice, being on the Technical Transportation Committee but all the citizens will have a voice in the three public hearings. He said he couldn't imagine them relocating a lot of property when they have vacant land. He said he tried to put Green River Road into the 1975-1980 slot because the traffic count was taken by an Indianapolis Engineering Firm and they showed Green River Road carrying traffic approximately 3,000 to 3,500 cars and the reappraisals is going to show Green River Road as carrying traffic up to 15,000 to 18,000 cars and if this moratorium is ever lifted on Green River Road, as far as getting the drainage worked out, there is going to be shopping centers all the way down to the Oak Grove area. He said he tried to put this in there and the reason they wouldn't let him put it in there is because if I 1-64 was going east, toward Elberfeld, and coming back down Warrick-Vanderburgh County line, then they could see no sense putting it in there unless the reappraisal would show that this particular road was carrying that amount of traffic.

Traffic Planner, Keith Lockmueller, was called to the meeting and said he just got a call from Harold McCutchan this morning concerning this very thing and it happened to be on the route to the west so he called the State Highway Commission, Land Acquisition Division and found that they are doing cost studies for all the corridors and this is apparently more corridors than they have been discussing. He said he has seen the draft environmental report and it showed, at one time, something like 15 to 20 corridors so what they are doing is that they had a consultant to do the environmental study and then the Indiana Highway Commission had to do a relocation plan and that is what they are doing right now, by going to these home owners and apparently getting cost analysis. He said, at one time, they said they would have public hearings in July of 1974 and here we are in February of 1975. He said that he asked how far they are away from doing the corridor hearing and they said the earliest would probably be in September but he would like to see it earlier than that but this is what's happening and that no route has yet been selected.

Commissioner Willner asked how many of these corridors affected Green River Road.

Mr. Lockmueller said, actually one, that it is basically going East of Green River Road, between the county line and Epworth Road. He said he assumed that it would come down and tie into Hwy. 41 and that it would be east of Green River Road but now, he is finding out that the Highway people have talked with people on the corridor at Fuquay Road and apparently they are doing more cost analysis on lines he hasn't seen. He said the corridor that he has been looking at that would probably get, from a technical view point, a lot of support, would be crossing Green River Road around Fickas Road and there then would be a grade separation there.

Commissioner Willner asked Mr. Lockmueller if a map of Vanderburgh County would be available to the Commissioners with lines drawn in, of the routes they are considering.

Mr. Lockmueller said he has the lines that are available in the enviornmental study and they aren't apparently matching the lines that the people are doing the cost analysis in, but he is sure that they can request to go to the land acquitition and see those lines.

Commissioner Willner said he would certainly like to do that before it goes any further. He asked Mr. Lockmueller if he would contact the state to see if the corridors are available to the Commissioners as they are studying them now, for the next Commissioners neeting next Tuesday.

Commissioner Ossenberg asked Mr. Lockmueller if he was expecting Ed Ames down anytime.

Mr. Lockmueller said that Mr. Ames will be at their policy meeting on the second Tuesday of this month which will be February 11th. at 7:30 p.m.

Commissioner Willner asked Mr. Lockmueller to contact Mr. Ames beforehand and tell him the Commissioners are interested in the corridors and to have them available.

Commissioner Ossenberg said he thought to best resolve this problem, that Mr. Lockmueller bring in the information next week, and they can probably talk to Mr. Ames next Tuesday evening and that they then can give Mr. Nussmeyer a more intelligent answer on this matter to help resolve it.

RE: COMPLAINTS ON PARKING LOT

Commissioner Schaad said he has had some complaints on the parking lot at the Civic Auditorium, that it isn't so bad when people are parking there but when they get ready to leave, there is only the one opening for entrance and exit and there is a bottleneck and it is a problem for the people to get out. He thought maybe there could be another exit or two. He said he has asked Mr. Lockmueller to get some sketches of something they could do and Mr. Lockmueller suggested that they make another exit and when a function is over, to just take the chain down so they can get out.

RE: RIVER PARKWAY

Mr. Eifler presented the plan and profile of the River Parkway at Mead Johnson and said that they are doing the bridge work but they aren't entirely done as they have a few details to go on yet but they are in such a position that they will be finished in a few days and as soon as they get all their environmental statements together from the various people, they are going to start through the maize of the state and federal highway system.

The meeting recessed at 11:15 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	J. Everett S. Clark C. Leach

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

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COUNTY COMMISSIONERS MEETING FEBRUARY 11, 1975

The meeting of the County Commissioners was held on Tuesday, February 11, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor with one amendment made on Senate Bill #222, for clarification, as stated below. The reading of the minutes was dispensed with.

RE: CLARIFICATION OF SENATE BILL #222

Senate Bill #222, to put off re-assessment of Evansville and Vanderburgh County, was discussed last week and Commissioner Ossenberg wanted to be sure that the Commissioners go on record in their stand of being in favor of the Bill. He said that the letters have been mailed to the Senators and Representatives.

RE: 1 I-64

There was discussion, last week, of the proposals of various corridors proposed for 1 I-64 by the state and Mr. Lochmueller was requested to look into the matter.

Mr. Lochmueller appeared today and said that they are still talking about three corridors, two on the east side and one on the west side. He said the one he has been getting repeated phone calls on is one in the east side which shows it going through a rural area and what has happened is that there is a church on Newburgh Road and the route goes to the west instead of the east of it, going through seven or eight homes and this is what is creating the fuss. He said they are still in the stage of corridor hearings and the next step is for them to have a public hearing to select a corridor and if this corridor is selected, then they will go into detailed engineering on which the problem of going into the urban area just doesn't make sense, when they can go to the east. He said he talked to the state and they told him that even after approval of this type of corridor, that they have flexibility of one-quarter of a mile. He said his concern was when they moved west of the homes. He also said that from what he has seen, they haven't basically changed the corridors, other than they have moved up 200 feet to the west in this case and have created some remonstrances.

Commissioner Willner asked Mr. Lochmueller if he would say that they should hold up the work on Green River Road until they find out what this is going to be.

Mr. Lochmueller said they have had long talks on this and they are now building their plans and they see that it should go to the east or west and the Green River Road facility should be designed for collector of traffic in that area as there is building still continuing in the area.

Commissioner Ossenberg said that Mr. Lochmueller is essentially saying that he feels Green River Road should still be built as a service road.

Mr. Lochmueller said that it should definitely be built, that there is no question about it.

Commissioner Ossenberg then asked if Ed Ames will be here this week.

Mr. Lochmueller said that Mr. Ames is unable to be here tomorrow but that he will be here next month.

RE: AUDITORIUM PARKING LOT

There was discussion last week of the problem on the parking lot at the Auditorium having only one opening for entrance and exit and Mr. Lochmueller was asked to get some sketches of something they could do to alleviate this problem.

Mr. Lochmueller said that he would have some information on this, for the Commissioners, next week.

RE: QUESTION OF ACTION ON OFFICE EXPANSION

Mr. Robert Dorsey, the Pigeon Township Assessor, had some question on the action the Commissioners that was made a few weeks ago on the approval of allowing unty Assessor to have nine feet of the Pigeon Township Assessor's office.

Commissioner Ossenberg said the action was taken due to the fact that he understood from Commissioner Willner that it had been worked out but that apparently it hadn't been worked out.

Mr. Dorsey said that he and Mr. Willner had discussed the matter and he said he would think about it and he thought that Commissioner Willner would probably come back with the other Commissioners to see what should be done.

Commissioner Willner said he thought the other Commissioners might have looked at it on their own time.

Commissioner Ossenberg and Commissioner Schaad said they didn't go to look at the office because they thought an agreement had been made.

Mr. Dorsey said that re-assessment is coming up and he questioned as to if there would be ample space for the appraisers since they will be working out of his office.

The Commissioners agreed that they would go to the Pigeon Township Assessor's office to see what can be worked out, between 2:30 and 3:00 p.m. today.

RE: COUNTY OWNED SURPLUS PROPERTY

Irma Redgrave of 3908 Vista Drive, Phone No. 422-9904, bid \$10.00 on code 28-56-6.. 1812 N. Grove, Blankenburgh, L.4 Blk.15 and \$10.00 on 22-76-21, 1815 S. Garvin, Kronenberger Addition, L.27 Blk.1.

Commissioner Willner moved that these bids be accepted for above parcels. Commissioner Schaad seconded the motion. So ordered.

Commissioner Ossenberg asked Ms. Redgrave to get with County Attorney Stephens so he could get the information needed to prepare her deed.

Commissioner Ossenberg said that there are new appraisals going on now and there will be a new list of County-owned surplus property next month.

RE: DISCUSSION OF L & N OVERPASS CONDEMNATION

A letter was received from Mr. Richard Eykamp by County Attorney Swain, as follows:

Dear Sir:

Enclosed is a copy of an offer made by Mr. Jay Welch as buyer for the Board of County Commissioners to purchase right of way for the Old State Road - L & N Overpass. When the offer was made, we were in negotiations with the L & N Railroad for their right of way.

The negotiations with the L & N are now complete. We are now free to agree to the offer made through Mr. Welch.

County Attorney Swain said this case can be settled for \$5,922.80 which was the last offer by the Right of Way buyer. He said the court appraisal is \$2,000.00 so that what they are settling it for is about two and one-half times what the court appointed appraisers appraised it at but obviously if they offered him \$5,922.80, they are not likely to go below that. He said that was \$2,961.40 for the real estate and \$2,961.40 for damage to the residue. He said they paid \$2,000.00 into court and Mr. Ludwick said they have enough in the Right of Way Account to take care of the rest of it.

Commissioner Ossenberg asked if this was the only parcel left.

County Attorney Swain said there are three more left so far as jury trials are concerned.

Commissioner Schaad moved that they go ahead and offer them this amount. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if the County Surveyor would check for the possibility of a by-pass during the period of construction around the Old State Road by-pass site. He said he understood from reading the paper, that it would take from six to nine months and the contractor talks of it taking a year. He said he checked the site this morning and other than not knowing exactly where the bridge is to start and end, there is a creek there and it might present problems, otherwise it is fairly level and he didn't think it would take too much to make a by-pass.

Commissioner Schaad said it would mainly be the acquiring of some temporary Right of Way.

Mr. Ludwick said they are to complete the overpass by November 25, 1975, and we will have to get permission from the Railroad Co. to use the Right of Way. He said if they say no, we will have to go over the bridge which would cost approximately \$30,000 which seems to him would be a waste of money because that many people won't be convenienced.

Commissioner Willner said he wouldn't want to go to such an expense, that he was talking about a run-around road.

Mr. Ludwick said he would get an estimate of the cost and see the Railroad Co. to get their feeling on it and report back to the Commissioners next week.

RE: LETTER ON OLD VOTING MACHINES

Commissioner Ossenberg presented a copy of a letter that he is going to send to Mr. Louis Parker of the Terminal Warehouse Co. Inc. which reads as follows:

Dear Louis:

This is to certify that after February 28, 1975, the Board of County Commissioners of Vanderburgh County will not be responsible for the 198 voting machines sold to Computor Election Systems, 8002 Stonehinge Drive, Indianapolis, Indiana, 46260.

The Board wishes to extend their appreciation to you for the fine cooperation you have always given us.

Sincerely, Thomas L. Ossenberg

Commissioner Ossenberg said that everything is clear now and those machines have been cleared in the 90 days and there is no further litigation in law suits so consequently, the machines now belong to Computor Election Systems.

County Attorney Swain asked Commissioner Ossenberg if he was sure that the time to appeal had passed on Mr. Humphrey's race for Knight Township Trustee.

Commissioner Ossenberg said he thought Mr. Humphrey had one week, while County Attorney Swain thought he had 60 days. He said he didn't know how they were going to get around it since they were budgeted for \$1,000 to pay for the storage of those machines and he was told by the Election Board that the machines were all cleared.

Commissioner Willner moved that the letter be sent to Mr. Parker, subject to the wishes of the County Attorney, and that it be approved. Commissioner Schaad seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES-APPOINTMENTS

BURDETTE PARK

Donald Henry 815 Schutte Road Park Board \$25.00 Mo. Eff: 2/1/75

PLEASANTVIEW REST HOME

Mary V. Jackson 223 W. Michigan Cook \$2.05 Hr. Eff: 2/10/75

VETERANS SERVICE OFFICE

Robert J. Moran 2057 Ridgeway Veteran Service Officer \$7,913 Yr. Eff: 2/14/75

VOTERS REGISTRATION OFFICE

Edna Henry	3904 Clement	Typist	\$15.00 Day	Eff: 2/3/75
Marie Lurker	2100 Schutte	Typist	\$15.00 Day	Eff: 2/3/75
Anita J. Sawyer	5404 Cunningham	Typist	\$15.00 Day	Eff: 2/3/75
Lucille Becking	706 1/2 Court	Typist	\$15.00 Day	Eff: 2/3/75
Mabel Winkler	7418 E. Mulberry	Typist	\$15.00 Day	Eff: 2/3/75
Juanita Lesther	s 102 S. Denby	Typist	\$15.00 Day	Eff: 2/3/75

RE: EMPLOYMENT CHANGES PELEASES

VETERANS SERVICE OFFICE

Clyde Oviatt 29 W. Delaware Vet. Service Officer \$7,913 Yr. Eff: 2/14/75

PLEASANTVIEW REST HOME

Thelma D. Kisner 1317 E. Franklin St. Cook
Betty Hiter 310 N. Sherman Aide

Cook \$2.05 Hr. Eff: 2/6/75 Aide \$2.05 Hr. Eff: 1/24/75

BURDETTE PARK

William Depriest 1121 Uhlhorn Grounds \$2.00 Hr. Eff: 2/1/75 Donald Stucki 1301 Laubscher Park Board \$25.00 Mo. Eff: 2/1/75

RE: VETERAN SERVICE OFFICER APPOINTED

Commissioner Ossenberg introduced Robert J. Moran of 2057 Ridgeway Avenue. He said that Mr. Moran is a Vietnam veteran and that he will be working with Mr. Bernie Dick and that they are going for inside-outside type duties, and that they are going to the veteran service organization meetings and functions. Mr. Moran will replace Mr. Clyde Oviatt.

He said the Commissioners felt that since the city was good enough to give their share from C.E.T.A. Title No. 2 for Mr. Dick who is a veteran from three wars and Mr. Moran who is a veteran from the previous war, they are hoping that good public relations will be done and the veterans of Vanderburgh County will be serviced better than they ever had before.

Commissioner Ossenberg told Mr. Moran to get all the information together and to get with the County Auditor, who has to forward the information of his appointment to the state.

RE: FARRIS VS. COUNTY COMMISSIONERS...APPEAL

A copy of a letter that was received by County Attorney Swain from John Clouse was presented, in reference to the Farris Et al Vs. the Board of County Commissioners, Etal Cause No. 73-CIV 3079 - Vanderburgh Superior Court, which includes Conclusions of Law and Judgment referred to in the case from Ernest Tilly Jr., Special Judge. Mr. Clouse stated that he was going to file a motion to correct errors and asked if the County wished to join in this action.

Mr. Swain said that this suit had to do with a class action by Farris to recover 10% of the bond money withheld. He said the five judges entered an administrative order to withhold the 10% of the cash bond and approximately one and one-half years ago, the County Clerk asked him what to do and he wrote her an opinion letter, saying that he thought it was illegal and there was no authority for it but since it was a bonified court order, she could not go behind the court order, then later, this Farris filed a suit questioning whether the 10% could be withheld, before Judge Killian and he found that there was no authority for the withholding of the 10% and that 10% was unfair in the sense that the \$500.00 and the \$100.00 Bond, one, you collected \$10.00 and the other, you collected \$50.00 and the administrative work was the same, so it was unfair in that sense. He said the Judge ordered the County Commissioners to return to about 58 defendents, something like \$3,000.00. He said that he told Judge Miller his position, early in the game and in a way, he had a conflict of interest because he represented the County Commissioners, so they employed the bail bond commission and got Sid Berger, Charlie Berger and John Clouse to represent them down here and they lost the case. He said his position held up and now the question is whether the Commissioners want to join in an appeal. He said that Judge Miller has instructed the Indiana Bail Bond Commission to file an appeal and that would be John Clouse.

Mr. Swain said his position is that he doesn't care one way or the other, because he doesn't think they will win it by appeal but nevertheless by the appeal, we will delay paying out something like \$3,000.00. He said he thought the Commissioners would be spending good time after bad but that he would rather not make a recommendation on this matter and that he would do whatever the Commissioners instructed him to do. He said if the Commissioners don't appeal and if Mr. Clouse appeals and is successful they would have accomplished the results just the same and that the County Commissioners could just join in their appeal, thereby not having to spend any money or effort.

Commissioner Schaad moved that the County Commissioners join in their appeal. Commissioner Willner seconded the motion. So ordered.

County Attorney Swain suggested the Commissioners just stay the appeal and not pay out the money until the case is decided. The Commissioners agreed.

RE: CERTIFICATES OF INSURANCE

Certificates of Insurance were received from Hartford Insurance Company on J.H. Rudolph & Co. Inc. and on Feigel Construction Corp. Certificates received and filed.

RE: LETTER FROM STATE HIGHWAY COMMISSION

A letter was received by the Commissioners from the Indiana State Highway Commission on the abandonment of Items 1 thru 12, adjacent to US 460. It read as follows:

Gentlemen:

The State Highway Commission desires to relinquish 1.384 miles of roads in Vanderburgh County adjacent to US 460 in accordance with a policy established December 19, 1974.

If the County is willing to accept, please return a letter so stating. If your inspection determines additional work is required for acceptance, please notify the undersigned at the Indiana State Highway Commission, Vincennes District, and a joint inspection will be arranged.

Very truly yours, H.L. Higgins, Acting Dist. Engr.

Commissioner Schaad moved that this matter be referred to the County Engineer's office for study and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted from The Terminal Warehouse Co. Inc. for rent of space for the voting machines, as per contract, from February 1st. to March 1st. 1975, in the amount of \$500.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Sprinkler Contractors Inc. for second partial billing of the Installation of the Automatic Sprinkler at Hillcrest Home in the amount of \$14,400.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT CHANGE ORDER

A contract change order was presented from Deig Lumber & Construction Co. on the Burdette Park Recreation Northwest and Commissioner Ossenberg said he was happy to say they saved \$5,540.00 on this particular job and that it has been approved by Mr. Weiss and Mr. Deig and what happened was that they found, in hooking up the sewer, that the plastic pipe was not acceptable, which took 2500 feet and by going to duct tile, iron pipe, it only required 1350 feet. He said the cost of one was \$21,875 and the other cost \$16,335 so this is a savings of \$5,540.00 and the contract will be reduced to \$113,769.00

Commissioner Schaad moved this change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...BUILDING COMMISSIONER

Mr. Crooks submitted the monthly report of the Building Commission, of permits issued, for the Month of January and said that the value of the number of building permits for the City and the County were up last month over the same period last year. Report received and filed.

RE: MONTHLY REPORT....TRAFFIC ENGINEERING

The monthly report of the Bureau of Traffic Engineering was received by the Commissioners for the month of January, 1975.
Report received and filed.

RE: MR. HOTZ

Mr. Hotz said that in preparing the specifications for hanging the doors at the three homes, he found they would have to insert a clause to pay the prevailing wage rates and it was suggested to him that perhaps they could transfer some money from his Repairs to Buildings to a salary account and hire a union carpenter and union

helper to try to save some money. He said he would have to find out what the union rates are though.

The previous bids that had been received were all over \$4,000, to install the doors so they were rejected, so he is preparing the specifications for re-advertising but he thought they could save money by hiring a carpenter and helper to do the work.

After some discussion, Mr. Harness said he believed the Commissioners would be better off if they went the bid route because when they hire someone, he may not specialize in hanging doors, etc. and in view of the amount of money they are speaking of, they have no assurance that the Council will transfer the money, also, the employer must pay into their pension, retirement fund, insurance, etc. and he thought the Commissioners would be better off to hire a valid contractor to do the work.

Commissioner Ossenberg said he thought it best to advertise for bids also, considering all these things plus they would have to buy the equipment.

Commissioner Schaad said that someone would also have to be out there to see that the men are working and he thought they should go the bid route and they would know exactly what it will cost.

Commissioner Willner moved that Mr. Hotz be authorized to advertise for bids for hanging the doors. Commissioner Schaad seconded the motion. So ordered

RE: QUESTION ON VOTING MACHINES AND SUPPLIES

Mr. Hotz said that the voting supplies in the Parker Building had been briefly discussed and they had planned on getting the ropes, stakes and ballot boxes and he wondered if the ballot boxes could be sold or if they will have to wait. There was again the question of how long the voting machines had to be held and County Attorney Stephens said that the machines from Knight Township had to be held for 60 days. He asked if the company that bought the machines wanted them.

Commissioner Ossenberg said that according to Mr. Parker, the Computor Elections Systems hasn't sold the machines and they have indicated to him, an interest in keeping the machines there and Commissioner Ossenberg wanted to be sure that the County is absolved of any responsibilities for Insurance purposes and of further rent.

County Attorney Swain said he would talk to Judge Miller to see what he is willing to release and report back.

Commissioner Ossenberg said he might also explain to Judge Miller, that the county has no more money in that account to pay for storage of the machines after February 28th.

Mr. Hotz said there are also two voting machines that will be kept by the County which are numbered 160012 and 160013.

Commissioner Ossenberg said these two machines are so heavy that they can't be put on the elevators in this building to move to the basement so he thought they could be moved to the Auditorium. He said that ha has talked with Mr. Dressback who said there is room for the machines over there. He also said that when the machines are used, usually at a convention, they would be used at the Auditorium anyway.

RE: ADMITTANCE TO PLEASANTVIEW REST HOME

Mr. Harness submitted an application for the admittance of one Landis Mead, of which he recommended approval.

Commissioner Schaad moved that the admittance of Landis Mead to Pleasantview Rest Home be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT COUNTY HIGHWAY

Mr. Martin submitted the County Highway Status Report for the month of January, Report received and filed.

RE: SEVEN HILLS ROAD

Mr. Martin said the Commissioners wanted him to look at Seven Hills Road, East from 57 to County Line, on both sides, which he did and he said that it was critical.

Commissioner Ossenberg said the Commissioners office has been flooded with telephone calls on this road so Mr. Martin was sent out and reported that this road needs to be surveyed, designed and rebuilt, that the drainage problems are critical and there is a court case concerning this road that is pending. He said the county did fill some chuck holes out there which was a temporary measure.

Mr. Ludwick said he checked this road seven or eight months ago and checked where the ditches were and said that what the farmer out there did was that he blocked the drainage ditch and built a new one that has caused the road to deteriorate and the ditches and road will have to be rebuilt.

Commissioner Ossenberg asked Mr. Martin if he knew about how much money he was talking about.

Mr. Martin said he would hesitate to say but that he would try to get more Right of Way on one side or the other, so they would have the drainage and he thought it should be on the south side so they could move the ditch over and use what ditch is there to widen the road. He said there is only a couple of houses on this road.

Commissioner Willner said there isn't much traffic on Seven Hills Road and he would hate for the County to spend a lot of money on it and he doesn't think any drainage work can be done until the law suit is settled.

Commissioner Schaad said that all they can do at present then, is to keep the road passable by patching it.

RE: OLD EICHOFF ROAD

Commissioner Schaad said he has had several calls on Eichoff Road and the Commissioners have put off doing anything at all because of the new road that is going through there but now that the project is going to be put off for awhile, they can't put it off any longer. He said the only thing he knew to do was to have Mr. Martin to grade those shoulders on the one mile that is deplorable and do normal maintenance and then to put a surface on it as soon as they can.

Mr. Martin said he has this job set up and it is agreeable with all concerned.

RE: KORING ROAD

Mr. Martin said he made a survey of Koring Road and he designed it for buried pipe, since pipe was in there at one time. He said he thought they would put in some pipe and do some shovel work on it.

Commissioner Ossenberg explained that when they get water of any kind over this road, when it turns cold, it turns to ice and there has been some wrecks out there. He said the property owners agreed to buy the pipe so the county could install it.

Commissioner Schaad moved that Mr. Martin go ahead with correcting the drainage problem. Commissioner Willner seconded the motion. So ordered.

RE: CRAWLEY DRIVE

Commissioner Willner said he has a complaint on Crawley Drive and he thought the County Garage also had one from a Mrs. Wittekindt on the flooding condition out there and that Mr. Martin went out there and looked at it and said that it needs a survey in order to see what they can do about it. He said that it is at Allens Lane, across from 12th. Avenue on Crawley Avenue.

Mr. Martin said that he will get with Mr. Ludwick and they will look at it to see what can be done and he will report back to the Commissioners next week.

RE: NO. 6 SCHOOL ROAD

Commissioner Willner said they have had problems on No. 6 School Road for the past four years where Southern Indiana Gas δ Electric Co. has a high pressure gas line and someone was suppose to talk to them.

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County Attorney Stephens said he has talked to the Gas Company and they are at a mexican stand-off. He said that in his judgment, the county shouldn't pay to move the high pressure gas line. He said that he and Mr. Bamberger has gone around and around and they haven't been able to reach an agreement. He said that the county could go ahead and do the work with the understanding that they will have to move the gas line with the provision, with litigation, of who has to pay for it or we are going to have to go ahead and do it ourselves but that we can't move the gas line ourselves and we would have to get someone to do it and if we do it under some kind of agreement without an understanding, that we aren't agreeing to pay for the cost of it, he thought we would be bound by it and we would have to pay them or we'd have to bring some sort of suit to determine who would have to pay for it. He said what he has been waiting for all along, is to determine the cost of it and Mr. Bamberger was supposed to give him some figures on it but he has never done it.

Commissioner Willner asked if Mr. Martin could go out and take a look at it to see if there is a way around it.

County Attorney Stephens said he thought perhaps there could be a way around it but he didn't know if there was or not. He said the line has to be lower than it is now, that the utilities put their lines in our easements and it has never been much of a problem because we were there first and they came along and put their lines in. He said there is no statute that applies to high pressure gas lines and Mr. Bamberger is using that as an excuse to say that we have to pay the cost of moving it. He said he thinks this is wrong because we were there first and now we have to improve that road because of the drainage problem.

County Attorney Swain said he talked to Mr. Bamberger at one time, and told him what his feelings were and he didn't like it so this is when Mr. Bamberger went to Mr. Stephens.

County Attorney Stephens said he is at a point where he thinks it needs a little more engineering so he knows for sure, which way they have to go and to get some idea of the cost because Mr. Bamberger said that his engineer has never been able to give them a figure on cost because he isn't certain what the county wants done..

The Commissioners asked Mr. Martin to go out to New No. 6 School Road to get a sketch on it for study and recommendation and report back to the Commissioners next week.

Commissioner Willner said the Board needs to take some action on this quickly because the man said it has been four years, that he has been patient but that it is time to move and he agrees with this.

RE: SURPLUS ARMY TRUCKS

Commissioner Willner said there are six surplus army trucks, numbers 1 thru 6 and that No. 1 has been painted and has a new salt spreader and snow plow attached, No. 2 has been painted and has a salt spreader attached, No. 3 has been painted and a dump bed has been put on it from another old truck, No. 4 has a bad transmission and No. 6 isn't operable and they would like to turn No. 4 & No. 6 back to the Civil Defense Department. He said that No. 5 has no brakes but the County Garage has requested that the brakes be fixed so they can keep it. He said that he wasn't sure if Civil Defense would take the trucks back or not.

Mr. Martin said that one of the inspectors from Civil Defense was out at the garage and said he had a place for them if the county didn't need them.

Commissioner Schaad moved that Mr. Martin work it out with Civil Defense so they can have the two trucks. Commissioner Willner seconded the motion. So ordered.

RE: RIVER ROAD

County Attorney Stephens said there was some publicity on River Road, specifically between Weinbach Avenue and Mr. Karch's property and that one section is in very bad condition.

Mr. Martin said that a lady called in and said that Mr. Bruce has his equipment out there and has the road graded but that there were a couple of bad places so they went out and filled the holes.

County Attorney Stephens said as soon as the weather is suitable, the county will stake out the road and he thought he could work out all the other details on it.

RE: OAK GROVE ROAD

Mr. Ludwick presented four applications to the State Highway Department for a cut-in permit for Oak Grove Road that needs the signature of the Commissioners.

Commissioner Willner moved that the application be signed by the President of the Board. Commissioner Schaad seconded the motion. So ordered.

RE: RAIL ON COLUMBIA STREET OVERPASS

Mr. Ludwick said he went to three contractors and asked for bids on the rail that is needed for the Columbia Street overpass but they only received one bid which was from G. H. Allen in the amount of \$2,100.00. He said he was told by a supplier who is working for the three contractors, that he couldn't even find any rail so G. H. Allen did good if they have the rail.

Commissioner Schaad said this is really an emergency at it is a bad situation.

County Attorney Swain said to see that there is an understanding that when G. H. Allen reaches the \$2,100.00 he calls us.

Commissioner Schaad moved that G. H. Allen be awarded the contract, specifying the time limit they have set out. Commissioner Willner seconded the motion. So ordered.

County Attorney Stephens said that specifications should be written up and exhibit that for \$2,100.00, they will do the following things, and list all requirements including liability.

Mr. Ludwick said that he would draw up specifications and he will have them sign a paper to the effect that the job won't cost more than \$2,100.00.

RE: CLAIM

A claim was submitted from Deig Lumber & Construction Co. for partial payment on Hogue Road, West of Roesner Road - 203-3820 - in the amount of \$15,744.77.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted from G. H. Allen Inc. for partial on Kansas Road, Structures 79 and 79A in the amount of \$28,340.31.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CUTS IN

An application for a cut in was presented from the Waterworks Department to cut into Allens Lane, West of the Railroad track, East of Grove Street.

Mr. Ludwick said that this job has already been completed and that it is an emergency pavement cut and that they probably didn't have time to make the proper notification.

Commissioner Willner moved that this cut in be referred to the County Highway Inspector to see that it is done right. Commissioner Schaad seconded the motion.

A cut in application was presented from the Waterworks Department to cut into Tiberland Drive, off Boonville-New Harmony Road, to install 8" Water Main to Provide Water Service. This is a shoulder cut.

Commissioner Schaad moved that this cut in be approved. Commissioner Willner seconded the motion. So ordered.

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RE: RIGHT OF WAY BUYER NEEDED

Mr. Ludwick said that a Right of Way buyer is needed for St. Joe Road and Kleitz Road, that there are two bridges they need some Right of Way on.

Commissioner Schaad moved that Dan Riddle be appointed as the Right of Way buyer. Commissioner Ossenberg seconded the motion. So ordered.

RE: QUESTION ON SMITH DIAMOND ROAD RIGHT OF WAY

Mr. Ludwick said they had some Right of Way that was purchased on Smith-Diamond Road for the bridge and the man has been paid a certain amount of money for the Right of Way and he had some trees that weren't included in the original amount of money and he asked that the county pay a certain amount of money for the trees.

County Attorney Stephens said if they were in the Right of Way and he didn't settle on this basis, it is too late now but if they weren't in the Right of Way and were damaged, then this is a different story.

Mr. Ludwick said that he would go back and check with him.

County Attorney Swain said he didn't like the idea of the way Right of Way buyers pay for each tree because they buy land and there are trees on the land, that it is silly and it is sort of a milk sop to get them to go along.

RE: LETTER FROM AREA PLAN

Commissioner Ossenberg read a letter from Mr. Ken Nelson of Area Plan, on the subject of the City of Evansville Zoning Ordinance draft and the fact that the next meeting for review of the City of Evansville Zoning Ordinance will be held on Thursday evening, February 13th. 1975, at 7:00 p.m. in Room 301 and it will cover the topic of Residential Zoning District. He said the reason he brought this up was because when this date was set, he forgot about the Indiana Basketball Hall of Fame dinner that he must attend so he is asking if one or both of the other Commissioners would attend this meeting.

Commissioner Schaad said that he would attend the meeting, that possibly, they both could.

RE: REPORT ON HOUSE AND SENATE BILLS

Commissioner Willner said he traveled to Indianapolis last Friday, to testify on House Bill 1343, the bill to give the County power of Home Rule and General Licensing and Ordinances. He said the committee passed it unanimously and the only discussion was on whether the power should be invested with the County Council or the County Commissioners and they finally decided on the County Commissioners but said there were quite a few in favor to have the ordinance power with the Council. He said there is another Bill which is Senate Bill 242 which is to strip the Commissioners of all their ordinance powers and give it to the Council. He said no one was at the last hearing however, from either side so the bill was tabled. He said he talked to Mr. O'Day and Mr. Thompson who said they didn't think this bill would get out of committee but that they would like some input on it.

County Attorney Swain said that Senate Bill 6—A is on the same thing, that it gives the County Council power on the County Park Board instead of the County Commissioners.

Commissioner Ossenberg said he has talked to Mr. Thompson on this and he thinks he has this bottled up in committee, whereby the County Commissioners will retain their power.

Commissioner Schaad suggested that Commissioner Ossenberg get in touch with Tom Bell since we do have an Association of County Commissioners and this is one of the things they are supposed to be looking into.

Commissioner Ossenberg said he would do this right away.

After checking, Commissioner Willner said that House Bill 1343 was amended to read County Commissioners in the final action and those in the committee that wanted it to read Council Council, after the vote, did vote to go along, to get the Bill out of Committee because they thought it was a good bill and it was passed on 2/10/75. He said there is another House Bill 1087 which removes eminent domain power of Park and Recreation Board and he understands it would take authority from the Park Board to spend money and give it back to the County Commissioners. He said he did testify to this bill on his own behalf because he didn't know how the other Commissioners feit.

RE: TRAVEL APPROVED

Commissioner Willner said he needs the approval of the Commissioners for the trip he made to Indianapolis.

Commissioner Schaad moved that the trip be allowed. Commissioner Ossenberg seconded the motion. So ordered.

RE: PLAZA DRIVE - PARK PLAZA...DRAINAGE PROBLEM

Mr. Crooks said that sometime ago they got together in the area of Plaza Drive-Park Plaza, on a drainage problem. He said since that time they got together with Mr. Jacobs, who is here, on trying to get it corrected and Mr. Jacobs has agreed to do certain things for drainage but there is one hitch which is one section out there that belongs to a Mr. Edwards.

Mr. Crooks said that Mr. Jacobs is requesting authorization for a building permit so he can build a house and he told him that they have been mandated that they cannot issue a permit until the drainage problems have been satisfactorily resolved. He said he thought what Mr. Jacobs plans to do will be satisfactory except for the section of street that they are talking about and he asked the Commissioners if they would accept their word on resolving the drainage problem, also he wondered what they could do about the one section of the street.

Commissioner Ossenberg said he will take Mr. Crooks word on the drainage to release the moratorium on building and asked if, even though that is a county accepted road, if there was some safety hazard involved where the county could force Mr. Edwards to put that section in there.

Mr. Crooks said it could be a health hazard since it does stand full of water, etc. but since this isn't a dedicated or accepted county highway, he doesn't know if they are responsible for any safety hazard.

Commissioner Ossenberg said it was brought to his attention, last year, that possibly the Health Department could come into this or that it is definitely a safety feature.

Mr. Crooks said it is definitely a safety feature but he would say that it is probably a safety liability to the guy who didn't put the street in.

Commissioner Ossenberg said this may be but asked if by the same token, would the county be tied in to that law suit.

County Attorney Stephens said not if it isn't a county accepted road.

Mr. Crooks asked if it would be appropriate for the county to take suit against the man to make him pave that section of the road since it is a hazard.

County Attorney Stephens said the county cannot do that and that when the county accepts a road, they accept it as it is.

Commissioner Ossenberg asked if there would possibly be a recourse through possibly the Health Department.

County Attorney Stephens said perhaps the Health Department has the jurisdiction to require any health menace in the city to be corrected by junction or action so it could be justified this way.

Commissioner Ossenberg said he has no personal feeling of keeping the man from building a home if the drainage can be accepted but he thought the other problem would have to be pursued and he suggested that Mr. Crooks talk to Sam Elder to see if he can do something to remedy this bad situation.

Commissioner Willner asked if the contractor that is responsible for this situation has any more lots that he needs to build on.

Mr. Crooks said he only had one left.

County Attorney Stephens asked if Area Plan approved the plat including the proposed streets and how they would be built.

Mr. Crooks said they approved and dedicated the plat.

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County Attorney Stephens said they shouldn't have approved the plat until something was done about that dead-end street.

Commissioner Ossenberg told Mr. Crooks to go see Ken Nelson and the Health Dept. to see if maybe pressure can be brought about to force him to put that 16 feet of slab in there.

Mr. Crooks said that he would pursue it.

The meeting recessed at 11:25 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	J. Everett C. Leach S. Clark J. Kessner

Secretary: Margie Meeks

Chom L. Osseling

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING FEBRUARY 18, 1975

The meeting of the County Commissioners was held on Tuesday, February 18, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

EMPLOYMENT CHANGES....APPOINTMENT

RECORDERS OFFICE

Regina M. Cole 531 Congress

Photo Copy Deputy \$5,056.62 Yr. Eff: 2/15/75

RE: EMPLOYMENT CHANGES RELEASES

RECORDERS OFFICE

Martha Wolf

730 E. Powell Photo Copy Clerk

\$5,056.62 Yr. Eff: 2/15/75

KNIGHT TOWNSHIP ASSESSOR

Wanda Simmons

1413 E. Sycamroe

Deputy

\$5,000 Yr.

Eff: 2/17/75

RE: MONTHLY REPORTS

The report of the Clerk of the Circuit Court was submitted for the month of January, 1975.

Report received and filed.

The report of the Pleasantview Rest Home was submitted for the month of January, 1975. Report received and filed.

RE: MANPOWER CONSORTIUM AGREEMENT

Mr. Tom Akin submitted a Manpower Consortium agreement and explained that this agreement is possible through the Burns Statutes of which one of the requirements is that the Chief Executive Officers of the members of jurisdiction will sign and execute the agreements with the advice and consent of the County Council and the issue has been before them and it is his understanding that the County Council will pass the issue on the 18th or 19th of February, with the idea that the County Commissioners are in a position that they could execute the agreement finally, at their next meeting, that there is a requirement to complete the paper work to get the information in to the Department of Labor no later than the 22nd so given this set of circumstances, the County Council and Commissioner Ossenberg made the suggestion that the County Council would finally act favorably upon the agreement on the 18th or 19th of February, with the idea that the County Commissioners could enter into the agreement effective only if the County Council so acted, after the time the agreement was signed, which translates to the situation of today, signing the agreement, effective on the pending action of the County Council.

Commissioner Schaad moved that the Commissioners sign this agreement, subject to the approval of the County Council.

Mr. Akin said there are two changes to the agreement, that one is the striking or deletion of the work "planning" for the Southwestern Indiana Manpower Consortium and the other change affects the method for renewal which is to say that on the recommendation of the County Attorney of Pike County, with concurrence of other members, in that like most regional bodies, the authority for continuing the arrangement be based on the consideration of a negative response of the members jurisdiction six months prior to the renewal date, which in essence, would keep them from going through the procedure they are going through today, on an annual basis.

Commissioner Willner seconded the motion. So ordered. The Commissioners signed the agreement at this time.

RE: RESOLUTION

Mr. Tim Dodd appeared as Chairman of the Legislation Committee of the Evansville Bar Association. He submitted a Resolution which reads as follows:

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WHEREAS, the County Commissioners have learned that the workload both judicially and administratively of the various courts in Vanderburgh County has been increasing in past years; and

WHEREAS, there exists a need to modernize and improve the handling of minor criminal and civil matters; and,

WHEREAS, a Bill presently before the Senate of the State of Indiana, proposes to abolish the Evansville City Court and the Vanderburgh Superior Court Juvenile Referree and replace those judicial functions with an expanded Vanderburgh Superior Court; and.

WHEREAS, it would be in the best interests of the citizens of the County of Vanderburgh for Senate Bill 351 to be passed into law and implemented;

NOW, THEREFORE, BE IT RESOLVED that the County Commissioners of Vanderburgh County support the concepts and changes embodied in Senate Bill 351 now pending before the Senate of the State of Indiana and urge the Indiana Legislature to pass Senate Bill 351 and further urge the Governor of the State of Indiana to sign such Bill as passed in the interests of justice and Vanderburgh Courts for the benefit of the citizens of Vanderburgh County.

Mr. Dodd said the Bill, in it's present form, would abolish City Court, the City Court Referee, the Juvenile Referee and would provide the capability for taking over the functions of the Justices of the Peace currently scheduled to go out of existence at the end of this year. He said the Bill would do this by expanding the present Vanderburgh Superior Court from four Judges to eight Judges and these Judges would sit in a small claims division which would have three principle dockets, a small claims docket, a misdemeanor docket and a juvenile docket. He said the Bill is currently before the Judiciary Committee of the Senate and is scheduled for Public Hearing on Thursday morning and that there will be representatives of the Evansville Bar Association present to testify on behalf of this Bill. He said that in the process of attempting to gain passage of this Bill, they thought it would be advisable to obtain resolutions from the appropriate County and City agencies, supporting it, if they see fit to do so, that they can submit the Resolution to the State Legislature to show that the local people support the Bill. He said a similiar resolution will be submitted to the City Council this evening.

Commissioner Ossenberg asked Mr. Dodd to explain what the budget currently is and what he feels as though the creation of four new Judges would be, as far as fiscal impact is concerned.

Mr. Dodd said the fiscal impact data is not completed at this point but they have done as much as they can and presently in the approved 1975 budget, the present Vanderburgh County Superior Court budget is at \$454,000.00 and under the proposal, the Vanderburgh Superior Court budget would be increased to approximately \$630,000.00 and since this contemplates replacing other Judicial functions in the County, they have put that impact in and it shows a decrease in the City Court budget of \$78,000.00 and presuming that the JP's go out of office, that will create a negative impact of \$52,000.00 so that the total budget items eliminated would be approximately \$130,000.00 for a net increase in the operation of the various Judicial functions in this County of approximately \$44,000.00 and added in to this, presently, the four Vanderburgh Superior Court Judges' salaries are contributed to by the State, which is presently \$68,000.00 or \$17,000.00 per Judge and in the event this Bill were enacted, the State would contribute an additional \$68,000.00 toward the salaries of the four new Judges.

He said if this \$68,000.00 addition were applied to the approximate \$44,000.00, total fiscal increase in the operation of the Judicial Systems, they would have a net decrease of approximately \$23,000.00 to \$24,000.00 as far as local taxing units are concerned. He said that the City Court presently provides approximately \$260,000.00 of revenue to the State of which \$68,000.00 comes back in terms of Judges' salaries, so presuming that \$260,000.00 is to remain constant, there would be a net increase in the dollar flow back from that amount. He said these figures are based on an analysis of the JP's budgets, the City Court budget and the Vanderbun Superior Court budget, which includes Juvenile and Probate, that these figures do not reflect any impact that this would have on the County Clerk's budget of the City Clerk's budget, as these figures have not been totaled yet. He said the Bill would then have an impact of a net increase of \$44,000.00 on the operation of Judicial functions in Vanderburgh County and would have an impact of a net increase of \$68,000.00 in the State's share of those costs for a net impact

Commissioner Schaad said it would then decrease the City Clerk's duties substantially.

on local taxing units of approximately minus \$23,000 to \$24,000.

Mr. Dodd said that the way the Bill is written now, it amends the present Vanderburgh Superior Court Bill, which reads that the County Clerk shall be the Clerk of the Court, consequently if all of these functions of the present Court system are transferred to the Vanderburgh Superior Court, then the County Clerk would become

the Clerk for all those functions and the City Clerk would then have no court clerking functions. He said the Bar Association's idea here for the principle goal of this Bill is to establish a unified court structure in the County. He said at present, the City Court operates with a special docket, although it has county-wide jurisdiction, the JP's operate within their Township's, although some of them have county-wide jurisdiction, that they are all separate dockets and this Bill would bring all the Judicial functions together in the Vanderburgh Superior Court with the exception of Circuit Court which is a constitutional court. He said this would provide for greater flexibility in assigning Judges to particular areas where there is a heavy caseload and the American Bar Association and other Bar studies have consistantly recommended movement toward a unified court, rather than have separate courts within a County of this size.

Commissioner Willner said he understood that in Line 7, Section 1, they have deleted the word "elected" and inserted "selected and qualified so long as they have behaved well". He said he very much disagreed with striking the word "elected" plus the wording, so long as they behave well. He asked who is to say if they behave well.

Mr. Dodd said first of all, the first section, as it is written on the books, now reads, "shall have been elected and qualified" and this was passed in 1969 when the Vanderburgh Superior Court System was created and in 1971, that Bill was amended to provide for appointed Judges and in amending it in 1971, they failed to come back to the earliest section and made that change so in the process of passing this Bill, that is simply a housekeeping measure where they went back to the 1969 Bill and corrected it. He said on the question of who is to determine that they behave well, that there's a disciplinary commission of the Indiana Supreme Court and there is also disciplinary procedures through the Judicial nominating commission which is currently the body that makes recommendations to the Governor for appointments and that this committee has disciplinary procedures and powers and upon a complaint made to either the Supreme Court or to the Judiciary Commission, an investigation and report would be made with respect to any Judge who may not be behaving so well or who may be physically unable to be incapable of performing his duties, and this report eventually would go to the Supreme Court who would determine whether or not to remove that Judge. He said this procedure is working, since it allows people who are presumably qualified to determine these things, to investigate the behavior of a particular Judge and make a recommendation as to his removal.

Commissioner Willner asked if the Judicial Nominating Commission was elected or appointed.

Mr. Dodd said the commission consists of three Attorney's, three lay people and the Chief Justice of the Indiana Supreme Court, of his designee and the attorney members are elected by a vote of qualified Attorney's who have been admitted to the Bar, the lay members, to his knowledge, are appointed by the Governor and the Chief Justice of the Supreme Court is the seventh member.

County Attorney Stephens said the Judges also have to run periodically.

Mr. Dodd said this is right and that they will be on the ballot, on the same basis that our present Vanderburgh Superior Court Judges are, but will stand at the first general election on a yes-no basis rather than the primary, when the Superior Court Judges ran and then they serve for six years if voted to be retained in office.

Commissioner Willner asked if there was any input into this Bill other than by the Attorney's of Vanderburgh County.

Mr. Dodd said the procedure went thusly: The Bar Association appointed a special commission to investigate the City Court functions and the needs of the Judiciary in the County and their recommendation led to the drafting of this Bill and in the process of drafting the Bill, other people were talked to and the report of the two gentlemen from Whirlpool who investigated City Court results before them to take it into consideration. He said a preliminary draft was prepared here in Evansville and was sent to the Judicial Study Commission in Indianapolis, who revised it and rewrote it to bring it in line with similar bills pending throughout the State. The Bill was then returned back to the Bar Association Committee, who rewrote it again, adding and deleting various things and then it went into a final form. It then went back up to the Judicial Study Commission for their review and be believed, that as of yesterday, the Vehicle Bill which Senator Thompson had introduced prior to the deadline for filing, was stripped and this Bill was placed in as an amendment to the Vehicle Bill so this is presently the way the Bill reads before the Senate.

Commissioner Ossenberg said he understood that these are to be bi-partisan appointments.

Mr. Dodd said these are four Judgeships created and the present City Court Judge would assume one of those Judgeships until the end of his City Court term which would be the end of this year and at that time, a new Judge would be appointed through the operation of the Judicial Nominating Commission. He said the other three appointments are to be made by the Governor and the Bill provides that no more than one of these three shall be a person of the Governor's own party so consequently Judge Rawlings will assume one of the Judgeships and two democrats and one Republican will be appointed. The Governor will then appoint another Judge when Judge Rawlings' term expires. He said Judge Rawlings will be eligible for appointment but that position will be filled through the operation of the Judicial Nominating Commission that the Bill is silent as to the party affiliation requirements for the fourth final appointment.

He said he regretted that time has forced him to come before the Commissioners this quickly and them not have an opportunity for a fuller explanation but that the Bill has been bouncing around in Committee's in the Senate and is set for a hearing Thursday and if resolutions of this sort are to be obtained and be of any use, they have to move perhaps faster than they would like to.

Commissioner Schaad moved that the Vanderburgh County Commissioners adopt this resolution.

Commissioner Willner said that he is of the opinion that something needs to be done with the Court System, however he is in opposition to taking four more Judges out of the Electorate System and put into an Appointed position where no taxpayer or property owner has the right of looking at two candidates and saying that he thinks another candidate will make a better Judge and he is against the Commission deciding if this Judge has done a good job or not and said that if this Bill was re-written, he would probably go along with it but with those two stipulations, he cannot do so at this time.

Mr. Dodd said this Bill is not designed to answer the question as to whether the Judges should be elected or appointed, that they already have appointed Judges in our Superior Court and Circuit Court System and there does exist, a good basic philosophic question as to whether Judges should be appointed or elected. He said he personally thought the majority of the Bar would be in favor of appointed Judges. He said the Judicial Nominating Commission has not yet functioned with respect to appointing a Judge and until that happens and until we see what kind of a result and Judicial System we have, he thought it was perhaps premature to make a judgment as to whether or not the present system is functioning properly but he agrees that there is a good philosophical question here.

Commissioner Willner said he is well aware that the four Judges are now done with this system and he wholeheartedly disagrees with it, which is the only qualm he has about this particular Bill, plus the fact that there is no input by the Citizens of Vanderburgh County as to what they desire, only what the Attorney's desire and he thinks that this is bad, that the input he gets from his people is that, who do the Attorney's think they are, to go before the legislature with a Bill and have their wishes brought forth without the public's wishes and he agrees with this.

Mr. Dodd said the public can certainly express their wishes through their elected legislators which he assumes they are doing.

Commissioner Schaad said he feels that something must certainly be done as far as our City Court System is concerned and he thought this Bill was an improvement and said if we are constantly going to be against something just because there is a problem here or there and it has already been established as far as out Judges are concerned and for this reason, he doesn't think they should hinder progress and said that this is the reason that he so moved to adopt this resolution.

Commissioner Ossenberg seconded the motion.

The vote was taken with Commissioner Schaad and Commissioner Ossenberg voting "yes" and Commissioner Willner voting "no". The motion carried.

RE: APPOINTMENTS MADE

Commissioner Ossenberg said the Commissioner's each have an appointment of the Housing and Community Development Act of 1974, for a Citizens Advisory Group. He said they have been so advised by the Area Plan Commission to take in effect, to get Federal money and they established some ghree weeks ago, that the Commissioners

would each appoint one member and that each of the County Council members is to appoint one, so at this time, Commissioner Ossenberg announced that his appointment is Mr. Herman W. Theurbach Sr. of 5132 Golden Road Tower Drive, who is a retired Mead Johnson official and is presently Recorder of the Hadi Shrine Temple.

Commissioner Schaad said that he understands that we are eligible for somewhere over \$1,000,000.00 in this thing and one of the Federal requirements is that they do have a Citizens Advisory Committee.

Commissioner Willner appointed Mr. Hugh Miller of R.R.8, Evansville, who is a Realtor and Auctioneer and he said this appointment si subject to his accepting the appointment, as Mr. Miller wanted to know some particulars about it, which he was unable to answer for him so he will get the committment at a later date.

Commissioner Schaad appointed Sally Getty of 1810 Mt. Auburn Road, Phone No. 422-3353.

RE: DISCUSSION OF REVITALIZING WEST SIDE PARK

Carolyn Scruggs, the Director of Operation City Beautiful, of Metropolitan Evansville Chamber of Commerce, appeared and said she was here today with Mary Lou Russler, to talk to the Commissioners about the revitalization of a west side park area. She then introduced Ms. Russler, who is Chairwoman of the project, Ralph Kent, who is President of the I.S.U.E. Jaycees, Mrs. Virgil Eicher, who is a member of the Audubon Society and Mr. George Nicholson, who is Principal of Lodge School and is also a member of the Audubon Society, all of who are interested in this project.

Mary Lou Russler explained that the land of discussion is located near the old West Heights School, just at the end of Carl Avenue, off Harmony Way. She said it is an idle park facility which is owned by the County and she understands it is being leased to the School Corporation and there are approximately five acres of land, of which most is wooded area. She said there is a stone shelter house foundation, measuring 62 feet by 42 feet and two stone outside ovens and there is outside water line connections available.

The ladies presented drawings and a proposal for the restoration of the West Heights Park.

Ms. Russler said the reason they are here today is because the condition of this area is terrible, that it is a neighborhood eyesore, the shelter house is deteriorating and there are broken trees and an overgrowth of brush, dumping and debris in the area and that it is unfit, unsafe and a hazard to neighborhood children. She said the goal of this group is to get organized and to ask the County Commissioners, today, to acquire the necessary authority for them to restore the old West Heights Park so it can be used for the purpose with which it was originally intended, a neighborhood and community park. She said there is really a great need for this park in the area, and that after the park is restored, it will be used by individuals or groups in the community for picnics, meetings and recreation. She said it could also be a beautiful spot for nature trails.

Mr. Kent said that the restoration that is necessary is the shelter house, since it has basically been torn down and they would like to have a new roof put on it. He quoted estimates on the work as prepared by the Engineer for the University, in that the materials would cost an approximate total of \$4,700.00 plus the fact that the hook-up of water and electricity would be needed to replace the service that was once there.

He said the landscape, clean up and beautification would be done by volunteer workers and he feels that picnic tables, etc. would be donated. He said, as far as the trash was concerned, that the area is on an established route so he didn't think this would be much of a problem. He said if the park is turned back to the City or the County, he thought they could cut the grass along with the rest of the parks. He said that future plans for the facility, if the park warrants it and funds are made available, would perhaps be to enclose the shelter house and maybe putting in a fireplace and rest rooms. He also said that Carl Avenue needs repaved as it is in bad shape, especially if there is more traffic to the park, and some improvements will then have to be made. He brought to the attention of the Commissioners, the letter in the proposal, stating that the University Jaycees would pledge their support in developing this park.

Excerpts were then read from letters that were sent by neighbors, etc. who are interested in the restoration of this park.

Mr. Nicholson said he came to West Heights twenty-eight years ago, to a beautiful community but the environment has become very run down. He said he was appauled at

the deterioration and that the school hasn't been a public school for several years but since it has been turned into a trade school, he is afraid that it hasn't had proper care and he said he would like to see it brought back to it's original state and improved upon and he hoped some action could be taken in getting this done.

Commissioner Schaad said he was familiar with the area and that it is in terrible condition.

Ms. Scruggs said they firmly believe in Volunteer Action and this is a good example of it in terms of pledges from neighbors as well as from the Audubon Society and particularly from the University Jaycees. She said the only thing they are asking for, this year, would be the regular trash pickup by the county and as for future plans that include some major construction, she knew that this would take some time in putting it together but she wanted to offer this fact to the Commissioners because they feel that this would make the park used a great deal more.

Ms. Russler said that Ms. Scruggs is chairman of the Bi-Centennial for April which is Natural Resources month and she thought it would be nice to set that date as their goal since she thought it would be a good example for the Bi-Centennial for a project for their group too.

Commissioner Schaad said there is no county trash pickup but that this is located in the city but owned by the county and it is leased to the School Corporation.

Ms. Scruggs said she talked to Mr. Fisher of the School Corporation and he suggested that if this proposal is approved, the School Corporation can release it.

County Attorney Stephens said the county can then operate it as a park or they can lease it out again but it would have to be leased to a non-profitable organization which means this group would have to incorporate as a non-profit organization, which would be no problem other than a few dollars expense.

Commissioner Schaad wondered if, since it is in the city, if the county would just make it available and have it operated as a city park.

Commissioner Ossenberg asked if any of the group had talked to Mr. Torgenson or to the Park Board.

None of them had and County Attorney Stephens said Mr. Torgenson had been up to the Commissioners and he wondered if this was one of the parks he had in mind for the Saltllite Park Program.

Commissioner Schaad suggested that the county make the land available and the group talk to Mr. Torgenson to see if it can be worked into the City Park System, so it was suggested to the group, for them to see Mr. Torgenson first and after checking it out, they should come back.

RE: BURDETTE PARK....AGREEMENTS

Mr. Hertzberger presented two agreements with the Southern Indiana Gas & Electric Company, one for the electrical system for the new trailor parking lot and one for suggested additions to the present Dusk to Dawn lighting, since they are constructing a new rest room facility at the front end of the park and he is quite concerned since it is being constructed under a group of trees with no lighting so he felt there should be some type of light plus they need one in a dark area where they have had a number of problems and the third light is needed on a bad curve where there have been a number of accidents. Mr. Hertzberger said the installation charges would be \$246.00 and that he has the money to take care of it.

Commissioner Willner moved that the lights be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REPORT ON AUDITORIUM PARKING LOT

Mr. Lockmueller said he has made an inspection of the Auditorium parking lot, as the Commissioners had requested and he recommended to get better exit egress from the facility, that a drive be cut in on Walnut Street which would be approximately in the same alignment as the entrance on Locust Street. He said that signs should be posted, on both sides of the drive, for the exit on Walnut Street and a chain link will be put across it and it would only be used at specific times. He said he has talked to Mr. Martin and Mr. Dressback and they feel this would solve the problem but he didn't know what the cost could be.

The Commissioners agreed that this should be financed by the Building and Grounds Account and Commissioner Schaad moved for Mr. Hotz to get with Mr. Dressback and get some estimates and find who could do it at the cheapest price and come back. Commissioner Willner seconded the motion. So ordered.

RE: REGIONAL RAIL RE-ORGANIZATION ACT OF 1973

A notification was received from Mr. George Chandler, Director of the Interstate Commerce Commission which reads as follows:

On February 26, 1975, the U.S. Railway Association is scheduled to issue a Preliminary System Plan which will contain recommendations regarding (1) the restructuring of the bankrupt railroads in the Northeast and Midwest (the Ann Arbor, Boston and Maine, Central of New Jersey, Lehigh Valley, Penn Central, Reading and possibly the Erie Lackawanna) and (2) the discontinuance of service for certain rail lines operated by those railroads presently operating with light density traffic.

During March of this year, this Office (Rail Services Planning Office) will hold public hearings to solicit testimony regarding the Preliminary Plan. The exact times and places for these hearings will be announced in mid-February.

To provide for meaningful testimony and sufficient time for analysis and preparation prior to these hearings, the Office wants to ensure that all persons interested in the Rail Reorganization Act of 1973 receive a copy of the Association's Preliminary System Plan in a timely manner. If you have previously participated in Office activities, such as providing either oral or written testimony on the Secretary of Transportation's report "Rail Service in the Midwest and Northeast Region", you will automatically receive a copy of the Plan. If you have not previously participated in Office activities and would like to receive a copy of the Plan, please affix the self-mailing label that appears on the reverse side of this sheet in the space provided below, detach the lower section of this sheet as indicated by the dotted line and mail. Additionally, the Office through its office of Public Counsel, provides attorneys who assist persons in preparing their testimony for the hearing. If you wish such assistance, please indicate below.

Your prompt response will be necessary prior to February 10 in order to provide you with a copy of the Plan and/or assistance by the Office of Public Counsel.

Sincerely, George Chandler, Director

County Attorney Stephens said he thought it would be a good idea for the Commissioners to receive notice on this and he has affixed the label on the stub to mail it back, checking that we would like to be contacted by a representative of the Office of Public Counsel for assistance in preparing testimony if counsel is furnished without charge.

He said the proposed abandonment of the Penn Central will affect part of Vanderburgh County and this is the reason he thought we should be given notice of it, because they will then sent us the information on the time and place of the hearings and also assistance in preparing our objections.

Mr. Ash asked if it was the Mt. Carmel Division of the Penn Central that they are talking about.

County Attorney Stephens said that it was.

Mr. Ash said this division is under consideration as the service was suspended over the Mt. Carmel division something like three years ago and there were no objections to it at that time but if they are talking about the Evansville-Indianapolis and Terre Haute Division, it is the division that serves the Whirlpool Plant on Hwy. 41 and this is a completely different story. He said the abandonment of it was proposed in the original Department of Transportation study a year ago, however, it is now under study in the branch line abandonment's procedures and the criteria is going to be whether it is profitable or not, or whether someone is willing to put up subsidy money if it is not profitable. He said the study they have given it up to this point indicates a feeling that the whole E.& E.I is profitable or should be, so they don't know how those considerations are going to come out, however, the consideration affecting the Mt. Carmel Division is that there has been no service over that division for several years and no one got hurt.

County Attorney Stephens said the inquiry should be filled in so we will get more information as he would like to know more about it.

After further discussion, Commissioner Willner moved that the inquiry be filled in and returned. Commissioner Schaad seconded the motion. So ordered.

RE: BURDETTE PARK....AGREEMENTS...CON'T.

A contract was presented for the electrical work at Burdette Park for the Travel Park area that was discussed earlier in this meeting.

Mr. Hertzberger said the question was raised as to the way the contract was written up, in that it reads the cost will be \$1,060.00 per year for three years as a guaranteed payment and a tariff is placed on it.

County Attorney Stephens said that before, it was not in kilowatt hours and the tariff was but now they have put it in kilowatt hours so now it corresponds with the way the contract reads.

Commissioner Willner asked why we have meters if we have to guarantee them \$1,060.00 per year for three years.

Mr. Cole said they may go over that amount, also that the Public Service Commission ruled that all electricity has to be metered, even if it is on contract. He said the three year contract is also a requirement of the Public Service Commission and that the Southern Indiana Gas & Electric Co. will put in the service but this is part of the contract on the whole program with the exception of the \$1,060.00 which the county will be paying at the end of each year. He said the total cost to make the service available is \$3,180.00 and they are recovering their capitolization over a three-year period, based on one-third of the total construction cost per year.

Commissioner Ossenberg said one of his qualms about government is the fact that he knows they are going to have to pay more than the \$1,060.00 and he thinks it is going to be a profitable venture and he is just sorry this money can't be reverted back to Burdette Park but it has to go to the County General Fund.

Commissioner Schaad moved that the contract be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Engineers Associates for the Staking of the Sewer and Parking Lot for the Recreation Northwest at Burdette Park in the amount of \$1,884.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Robert Dorsey, the Pigeon Township Assessor, for his transportation and lodging in attending the Property Tax Assessment Work Shop in Bloomington, Indiana from February 3rd. thru February 7th. in the amount of \$123.20.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Roman Gehlhausen, the Knight Township Assessor, for his transportation and lodging in attending the Property Tax Assessment Work Shop in Bloomington, Indiana, from February 3rd. thru February 7th. in the amount of \$123.20.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Computer Election Systems for the Voting Ballot Tabulators in the amount of \$48, 047.39.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS....S.S.I. BENEFITS

Mr. Harness said that about six weeks ago, he reported to the Commissioners that some twenty-five people at the Pleasantview Rest Home had received notice that their S. S. I. benefits would be cut off and in talking to the Commissioners and the County Attorney, it was decided that the residents appeal this decision to the Social Security Board, which was done and last week, the residents received a letter, stating that they couldn't get supplemental income checks it they are in a public institution for a whole month and it stated that they have finished a careful review of all the evidence and information in their cases and it shows that they have been in this

public institution, beginning January 1, 1974 or earlier and because of this, supplemental income checks can not be paid to them at this time. He said that Saturday, an official notice came from Baltimore Maryland, to the effect that their checks will stop in March of 1975 and it also stated that they can not get supplemental income if they are in a public institution for a whole month, also that an agency of this state will inform them of any changes for their eligibility for Medicaid, caused by this action.

He said there are approximately twenty-five people of the fifty, at the home, that is affected by this action.

County Attorney Stephens suggested that Mr. Harness have the people appeal the decision further and ask that their payments be continued, pending their appeal.

Mr. Harness said in their first appeal, they asked that their payments be continued but in the statement coming from Baltimore Maryland, is the one saying that their check will stop.

County Attorney Stephens said the checks probably will be stopped but there is a chance if they appeal it further, that they could act favorably on it and the people may gain another month or more and it won't hurt to ask.

Commissioner Willner asked what amount of money the recipients received from S.S.I.

Mr. Harness said if they had no income, they received \$190.00 per person, per month and this amounts to somewhere in the vicinity of \$40,000.00 per year that they are cutting off.

Commissioner Ossenberg said he was a little reluctant to appeal again and he asked who would then pick up the tab.

Mr. Harness said that was a good question, as he wasn't real clear on the laws and that if these people could go back to the Trustees it would be a problem because some of the people have been residents of the home for a number of years and where they might have lived ten or fifteen years ago would be hard to determine.

Commissioner Ossenberg said he didn't know how the other Commissioners felt about it but that he has gone on record for some time, that he feels that it is now time to give serious consideration about taking the facilit; and leasing it to private enterprise He said it is a question of time before the county is going to have to come up with a considerable amount of money just to meet the new codes, Federal and State and he has been told that it is well over \$100,000.00 and it is an ever changing thing and there are any number of safety features that are needed and the building isn't up to par. He said he knows that the County Council is very reluctant to even entertain the thought of giving them over \$100,000.00 to put that building up to code. He said he would like to hear from the other Commissioners and that it would be his desire that the County Attorney begin a procedure whereby they advertise for bids for that particular building to go into the hands of private enterprise. He said it doesn't necessarily mean that there is one facility in Evansville with a home-base office here, that would get the bid, but they have indicated that they would put the building up to code in lieu of rent for so many years and then, at that particular time, he feels that the county general fund would probably reap \$30,000 to \$40,000 in profit and that the Commissioners would no longer have the burden of this particular building. He said, while Mr. Marness does a wonderful job out there, it is a losing proposition if it is considered that out of the Commissioners budget, comes P.E.R.F., Insurance, Social Security and any number of things that aren't in Mr. Harness's budget and they are losing money.

He also said that Vanderburgh County is one of the few county's in Indiana that is still in hte Nursing Home business. He said these are his sentiments and he would like to hear from the other Commissioners.

Commissioner Schaad said that he agreed with the thoughts of Commissioner Ossenberg and that this is the same thing that happened to Boehne Hospital and that he would go along with the same feelings.

Commissioner Willner said that in view of the fact that the Courts and the Community, in general, is looking for a Juvenile Detention Home, he wondered if anyone has thought of that particular place.

Commissioner Ossenberg said that he hadn't really considered it.

Commissioner Willner said he wasn't totally foreign to leasing the property out to a private company, that Commissioner Ossenberg said the county is losing money, but if they lease it to a private company, they are going to come in there and make money and if the county wanted to, they could do the same thing.

Commissioner Ossenberg asked by what means, since they are being cut off of S.S.I. funds and the county would have to put the building up to code and if he recalls correctly, they were talking about a Juvenile Detention Home at Boehne Camp and that there were remonstrances formed all over the west side and he is quite sure they will have the same thing if they entertain this thought, in this particular area and his thought on the only way out is through private enterprise.

Commissioner Willner said if the county home was set up to make money, if this is their sole objective, they can do it.

Commissioner Ossenberg said by what means. He said he understands that they are cutting them up all over the country, in any governmental operated county homes, and the taxpayers would have to then pick up the tab and then it is even going to show a greater loss plus the fact of where are they going to get the money to put the building up to code.

Commissioner Willner said he has never seen the code and he understands that the sprinkling system has been discussed quite commonly and he isn't well enough versed on the code to say that they have to spend \$100,000 but he questions it.

Mr. Harness said there is constant changes in the code and they have instituted the spending of more money, but hopefully, it provided for better service. He said it is governmental procedure, in general, that they always go forward with more rules and regulations.

Commissioner Willner asked if the supplemental income is strictly for Nursing Homes or if it is for residential care.

Mr. Harness said that up to now it has only been for residential care but what they are saying here, is that the reason for cutting them off from S.S.I. is because they are in a public institution and he asked what constitutes a public institution.

Commissioner Willner said this was also his hang-up. He asked if the State Hospital has also gone through this same problem.

Mr. Harness said to his knowledge, the State Hospital does not receive any S.S.I. funds nor is it certified for medicaid.

Commissioner Willner asked if the twenty-five people at Pleasantview Rest Home could go to Medicaid if they qualify and be paid.

Mr. Harness said if these people went to Medicaid they would need to be certified by a Physician and he thought that at least twenty-two of the twenty-five would qualify for Medicaid.

After further discussion, Commissioner Willner asked for a little time to do some checking on the matter.

Commissioner Schaad said that in the meantime, he thought they should pursue the idea of having the County Attorney to see about advertising for bids and this will give Commissioner Willner time to do some checking, because after they get it done, they can still throw out the bids or do whatever is necessary, in case something works out that would be more feasible and in the meantime they could get the show on the road.

County Attorney Stephens asked if it would be advisable for these people, in the meantime, to make application to Welfare.

Mr. Harness said no because Welfare will not dispense any monies and this is how the people got where they are now, that they were on Welfare and the Social Security Administration took over the dispensing of the monies from the local Welfare Department's throughout the United States and so Welfare, as such, will not issue any mone for old age assistance or aid to the disabled. He said the person who asks for this assistance is referred over to the Social Security office for the money part of the program and down in this office, they file for the medical part of the program.

Commissioner Schaad moved that the appeals be pursued and ask that their payments be continued, pending their appeal, or that they be retroactive until such time, if a favorable decision is made, that the people would be replenished and that the County Attorney start immediately to proceed to work up some type of agreement, that the home be leased to private enterprise, with the understanding that the before mentioned is again denied and we can't work the situation out, we will have to go this route and this will give Commissioner Willner time to do some checking. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Hotz said that Mr. Crooks was unable to be here so he submitted the Notice to Bidders and the specifications for the doors to be hung at Hillcrest-Washington Homes and the Pleasnatview Rest Home.

Commissioner Schaad moved that the specifications be approved and that Mr. Crooks be authorized to advertise for bids. Commissioner Ossenberg seconded the motion. So ordered.

RE: OLD RIVER ROAD

Mr. Martin again submitted the plans for Old River Road, since when he presented them before, Commissioner Willner was ill and he wanted to see them.

A Mrs. Koonce who has a camp in the area of discussion, said that the plans have the road close to her camp and it wouldn't help a bit.

Mr. Nussmeyer said the curve could be straightened out if they could get the necessary land and this would help Mrs. Koonce.

County Attorney Stephens said that if Mr. Bruce would buy the ground that is necessary and donate it to the county, that maybe they can move the road over.

Mrs. Koonce said they have busted pipes and cracked windows and cracked one man's fireplace and she would pay the county \$200.00 if they would move the road over far enough to help her.

County Attorney said the road is 190 feet behind the property lines of the cabins and if Mrs. Koonce wanted it moved out further, maybe she should take it up with Mr. Bruce. He said that Mr. Bruce's Attorney wanted it postponed so he could see if he could get the necessary ground from another owner so they could build the road over further which would help this situation.

Commissioner Willner said that the county is buying some ground from Mr. Karch and wondered why they couldn't buy some from the other owner to do it right.

County Attorney Stephens said he is trying to get it free and if they can't, he will see how much they would have to pay for it and the alternative would be to build the road as planned.

He said Mr. Bruce's lawyer was here and said he was going to talk to the man who owns this ground and see whether or not he can get this land from him and Mr. Bruce will buy it and donate it to the county and the county will put the road in, so all we can do is to wait and see.

Mrs. Koonce said that 79 trucks were double parked on that road last Wednesday and again yesterday, that no one could get out of their dirveways. She said they called the police but they said they couldn't do anything about it.

County Attorney Stephens said they aren't allowed to park on public roads, that it is against the law and that the Sheriff could do something about it.

Commissioner Willner asked about the law suit that is pending in this matter.

County Attorney Stephens said it is still pending and in his judgment, the court will either make the county build a new road or rebuild the existing one and if they put any money on the existing one, they are throwing it in the river but if they can get the road to go a little further north, they can satisfy the problem.

Commissioner Ossenberg said he would talk to Sheriff DeGroote to see if he can give them some control out there on the trucks being parked on the road.

RE: MR. MARTINVARIOUS PROBLEMS

Mr. Martin said that No. 6 School Road will be taken care of in the morning and that they will work on Koring Road when the weather permits. He also said that Seven Hills Road, East of 57, is in litigation and they wanted the county to do a survey on it and come up with plans on it.

Mr. Martin said that he contacted Civil Defense about the release of the two trucks they have but he hasn't heard anything from them as yet. He said that he will again contact them this week.

RE: CUTS IN

An application was again received by the Commissioners from the Waterworks Dept. for permission to cut into Allens Lane, West of the Railroad Tracks to repair a water main.

Mr. Ludwick said this cut in came in two weeks ago and the Commissioners asked that Mr. Rueger check it out. He said this has been done and that Mr. Rueger said it is okay.

Commissioner Schaad moved that this cut-in be approved. Commissioner Willner seconded the motion. So ordered.

The Waterworks Department also submitted an application requesting permission to cut into Ridgeview Drive, Woodland Lane and Old State Road for a shoulder cut to install 2,550' 12" and 2,725' 8" Water Line to provide water service.

Mr. Ludwick said that these cuts may not be done for some time and the question came up as to why Mr. Rueger stamped the forms before the cut was made.

Commissioner Willner said he thought they should dispense with checking them before the cut is made, that they should be checked after the job is done.

Commissioner Ossenberg said he thought Mr. Rueger should inspect it first, without an okay and then he should come back and inspect and stamp it after the job has been completed correctly.

Commissioner Schaad said he thought they had a system established out there, where they were going to list the cuts and keep a record of their progress.

Mr. Nussmeyer said that the problem is that there is no coordination of the utility companies, with Mr. Martin or with the Surveyor's office. He said if the utility company's would call when they start on these jobs, they would have a chance to follow up on it.

County Attorney Stephens suggested that they not be given a permit, that they be held up and approved subject to notification as to when they want it and this way the will have time to check it.

Mr. Ludwick said he will bring this up at one of their meetings and suggest that the stipulation be added to the form, for it to be mandatory that Mr. Rueger be notified as to the date the cut will be made.

Commissioner Schaad moved that the cut be approved, subject to getting it worked out with the Utility Company's. Commissioner Willner seconded the motion. So ordered.

An application was received from the Telephone Co. requesting permission to cut into Schmuck Road, starting 1300' North of the Schmuck and Koring Road intersection and proceeding North for a distance of 2000' to place buried telephone cable.

Commissioner Willner moved that this cut in be approved. Commissioner Schaad seconded the motion. So ordered.

RE: OLD BILL FROM FLOYD STAUB

Mr. Ludwick said that he received a bill from Floyd Staub last week, for work he had done in 1971 thru 1972 and Mr. Staub said that it had never been paid. He wondered why it took them so long for them to find this out. He said that he checked the Commissioners records of 1971 and 1972 and found where the work was done and where the bill was submitted to Sam Biggerstaff but he couldn't find where final payment was approved. It read that he was to be paid from the Bridge Fund for the work on Boonville-New Harmony Road and from the County Highway Garage Fund for the job on the ditch at Lincoln and Burkhardt Road. He said that the total bill was \$5,218.56.

This bill was referred to the County Auditor for him to check to see if he can find anything on it.

RE: GREEN RIVER ROAD

Mr. Nussmeyer presented a letter from Indiana Bell Telephone Company on the widening of Green River Road and they wanted to know when the Right of Way will be staked, as there is possible conflict with a cable they recently buried between Millersburg Road and Kansas Road and there may also be problems along this route due to the trees that are there.

Commissioner Willner said he thought this road is a must as soon as they can do it because it is a dangerous road. He said that most of the Right has been purchased. The other Commissioners agreed that the road must be done as soon as possible. Commissioner Ossenberg said they are to complete the Right of Way purchasing by the end of this month.

Commissioner Willner moved that the Commissioners ask the Engineer to draw up the engineering plans and to get a cost estimate on Green River Road, from Heckel, North, to Indiana 57. Commissioner Schaad seconded the motion. So ordered.

RE: RIVERVIEW PARKWAY

Mr. Nussmeyer said they will have plans based on the two bridges by the end of the week and he will turn them over to the city on the Riverview Parkway.

Commissioner Willner asked Mr. Nussmeyer if he had anything on the runaround.

Mr. Nussmeyer said they pursued it but the Railroad Company doesn't look too favorable on it and he thought they would be spending some \$20,000 to \$30,000 toward renegotiating with the contractor on this.

Commissioner Willner said no way.

Mr. Nussmeyer said they have it set up for the contractor to start on March 16 & 17 and to have the road open by the 1st of November and that by the last of December, to have the contracts completed.

Commissioner Willner said there is no way that he would spend even half of that amount for a run around.

Mr. Nussmeyer said there is a ditch and cut off's and also a Railroad crossing.

The Commissioners agreed to forget it.

RE: CONTRACT AND BOND PRESENTED

Mr. Nussmeyer submitted a contract and bond for Deig Brothers Lumber & Construction Company, for the construction and completion of BC-7-74, Old State Road & L & N Overpass to be placed in the Old State Road Project file.

RE: WEEKLY REPORT

Mr. Martin submitted an absentee report of the employees at the County Garage for the past week and he was happy to report that there were no absentees for this period of time.

RE: INSURANCE

Mr. Ludwick submitted a Certificate of Insurance from Aetna Insurance Company to L & N Railroad Co. on the insured, Deig Brothers Lumber & Construction Co. Etal. covering the Project DC-7-74, Old State Road & L & N Overpass. Certificate received and filed.

RE: FRANKLIN STREET

Mr. Nussmeyer said the State will be on some construction on the expressway until about the 1st of July so he said they will have to wait until after that time to schedule their work on the Franklin Street Bridge repair job and that by that time, they will be ready to let a contract.

RE: COLUMBIA STREET OVERPASS RAIL

Mr. Nussmeyer said that County Attorney Swain settled this for \$2,300.00, with G. H. Allen to do the work on the rail.

Commissioner Schaad told Mr. Nussmeyer to keep after them to see that the job gets done because it is really dangerous and a very bad situation exists out there.

The meeting recessed at 11:55 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Thomas Ossenberg

Bob Schaad Robert L. Willner

Curt John

William Stephens

J. Everett

S. Clark
C. Leach
D. McConnaughay

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

Eff: 2/14/75

COUNTY COMMISSIONERS MEETING FEBRUARY 24, 1975

The meeting of the County Commissioners was held on Monday, February 24, 1975 at 9:30 a.m. in the Commissioners Hearing Room with Vice President Schaad presiding.

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

COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

County Attorney Stephens said that he has talked with Mr. Angermeier, the County Assessor, who said that the new list of county owned surplus property would soon be submitted to the Commissioners for advertising, that the appraisals are almost completed.

EMPLOYMENT CHANGES APPOINTMENTS

depretation of the control depretation of the control of the contr				
Rozy Gates 7227 E. Blackford Audrey Gunther 437 Tyler	Dep. Clerk Dep. Clerk	\$2.16 Hr. \$2.16 Hr.	Eff: 2/19/75 Eff: 2/19/75	
VANDERBURGH COUNTY GARAGE				
Bobby Cobb 200 Washington Wm. Harl 775 Hesmer Rd.	Tk. Driver Laborer	\$3.73 Hr. \$3.627 Hr.	Eff: 2/19/75 Eff: 2/19/75	
RE: EMPLOYMENT CHANGESRELEASES				
VANDERBURGH COUNTY GARAGE				
William Harl 775 Hesmer Road Bobby Cobb 200 Washington	Tk. Driver Laborer	\$3.73 Hr. \$3.627 Hr.	Eff: 2/19/75 Eff: 2/19/75	
VOTERS REGISTRATION				
Edna Henry 3004 Clement Marie Lurker 2100 Schutte Rd. Anita J. Sawyer 5404 Cunningham Lucille Becking 706 1/2 Court	Typist Typist Typist Clerk	\$15.00 Day \$15.00 Day \$15.00 Day \$15.00 Day	Eff: 2/18/75 Eff: 2/18/75 Eff: 2/18/75 Eff: 2/18/75	
Mabel Winkler 7418 E. Mulberry	Clerk	\$15.00 Day	Eff: 2/18/75	

RE: BID OPENINGS DELAYED

Juanita Leathers 102 S. Denby

The ads for the bids of the draperies at Hillcrest and Washington Homes and for the cars for the Sheriff's Department were advertised to be opened at 9:30 C.S.T. so now that we are on Daylight Savings Time, we will have to wait until 10:30 D.S.T. so the opening of the bids will be delayed for one hour.

\$15.00 Day

Clerk

REQUEST FOR ACCEPTANCE OF PLAZA EAST DRIVE

Attorney John Carroll, representing Mr. Greg Kempf, appeared and said that Mr. Kempf is the developer of the property and this matter was before the Commissioners some time ago. He said this road has been granted an easement which the county accepted in April of last year. He submitted a letter indicating that the roadway had been completed according to the county standards. He also submitted the specifications sheet on the roadway surface, but said it showed 7 inches of hard asphalt, when actually it is 8 1/2 inches thick.

He requested that the Commissioners accept Plaza East Drive for road maintenance. He said the road has been in operation to the public for almost a year now and he presented a description of the roadway for approval of maintenance.

Mr. Ludwick said he hasn't checked this roadway as yet, so it isn't ready to be accepted today.

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Commissioner Willner moved that this matter be referred to the County Surveyor's office for checking and recommendation, to be taken up again next week. Commissioner Schaad seconded the motion. So ordered.

RE: MONTHLY REPORT

The County Treasurer's report was presented to the Commissioners for the month of January.

Report received and filed.

RE: REQUEST FROM SHERIFF DEGROOTE

The following letter was received from Sheriff DeGroote:

Gentlemen:

In compliance with your policy pertaining to County employees travel, I do hereby request your approval for the following County Policeman to fly air coach to Gary Indiana. He will be attending a special training seminar concerned with Jail Administration & Operation:

Lt. Richard O'Risky

R/T Flight to Chicago....\$66.73 Delta Flight 547 (Coach)
Respectfully submitted, James A. DeGroote, Sheriff

Commissioner Willner moved that Sheriff Degroote's request be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST FROM COUNTY ASSESSOR

The following letter was received by the Commissioners from James Angermeier:

Gentlemen:

I apologize for failure to deliver this request to your attention prior to today's meeting but I received this information in today's mail which prevented me from delivering it to you sooner.

In observing the agenda for the two day meeting all the business would pertain to the following request that myself, James L. Angermeier; County Assessor, Mary L. Garrison; Chief Deputy and Thomas M. Lindsey; Inheritance Tax Appraiser to participate in this two day program. This is to become better qualified from the exchange of procedures and changes of law in the offices throughout the State of Indiana.

Would appreciate the County Commissioners paying the expenses for all three people of Vanderburgh County to attend and participate.

I feel that the presence and participation of these three members of the office of the County Assessor is very important.

Yours very truly, James L. Angermeier

Mr. Angermeier also submitted a copy of the letter that he received from the Department of Revenue, explaining the County Assessor's Seminar for March 4th & 5th, 1975, that they plan to attend, as well as a copy of the program that will be followed. This meeting will take place in the State Office Building in Indianapolis, Indiana.

The question came up of how they would be traveling and after checking, found that they intend on going in separate cars.

Commissioner Willner moved that the three people mentioned be permitted to travel. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST FROM VETERANS SERVICE OFFICE

The following letter was received from the Veterans Service Office:

President of County Commissioners:

Due to increases in personnel in this office I request that extension phones be installed on the existing phones.

It would increase efficiency if all of the phones were multi-line instruments. This type of installation would give all personell access to all phones.

Signed Bernard Dick Jr.

Mr. Robert Moran, one of the Service Officers, was present and he was asked how many more phones were needed in the office and he said they need two more extensions.

Commissioner Willner moved that two phone extensions be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A certificate of Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts was received from Industrial Board of Indiana on Insured, Feigel Construction Corporation.

Certificate received and filed.

RE: RIDER AMENDMENT TO INSURANCE POLICY

A Rider Amendment was received from Golden Rule Life Insurance Company to be attached to and form a part of Policy Number 8785, that was issued to the Vanderburgh County Employees.

It read, for injuries or illnesses commencing on or after the effective date of this rider:

Policy page 157 (a), Supplemental Out of Hospital Expense is hereby deleted and replaced by policy page 149.

Commissioner Schaad said there was apparently an error made previously and this replaces the original policy. There was some question on this matter.

Commissioner Willner moved that it be referred to the Legal Department, for a full explanation of it next week. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM

A claim was received from Sheriff DeGroote for the meals of the prisoners that were served from January 15, 1975, until February 14, 1975, in the amount of \$8,299.85.

Commissioner Willner moved that the claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was received from Torian Agency for county's share of the Workmen's Compensation - General Fund, in the amount of \$8,806.00..Policy No. WC 2 09 93 64.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was received from Sheriff DeGroote for Air Cravel to and from Indianapolis, Indiana to attend Task Force meeting, Standards & Goals for Criminal Justice in Indiana, Allegheny Airlines Flight, in the amount of \$54.70.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. CRANE INTERESTED IN SURPLUS PROPERTY PARCEL

Mr. Dugan appeared on behalf of Mr. Tom Crane, who is interested in an improvement Only, which is in Glendale, Lot 10 Blk. 1...Code 28-47-25. He said that Mr. Crane owns and has been paying taxes on the land but he didn't know there was taxes due on the property.

In checking, it was found that this parcel has never been appraised or advertised and this will have to be done before it can be sold. The information will be given to the County Assessor on this parcel and also on Code No. 28-48-17 which is also an improvement only, that needs to be appraised and advertised along with the rest of the County Owned Surplus Property.

Commissioner Schaad told Mr. Dugan to keep in touch with the Auditors as to when this parcel will be for sale.

RE: MR. HOTZ.... REQUEST TO REMOVE FENCE

Mr. Hotz requested permission to remove the chain link fence from around the building at the County Garage that was used to house the Sheriff Department's dogs. He said they could use that building for storage.

Commissioner Willner moved that permission be granted to remove the fence. Commissioner Schaad seconded the motion. So ordered.

RE: AUDITORIUM PARKING LOT

Mr. Hotz said he has worked out the necessary details on the Auditorium parking

lot and that he has the specifications prepared and will have something on it for the Commissioners next week.

RE: ABSENTEE REPORT

Mr. Martin submitted the absentee report for the employees of the County Garage for the past week.

Report received and filed.

RE: LEAVE OF ABSENCE

Mr. Martin submitted the following request:

County Commissioners:

We are requesting a leave-of-absence for George Cummings because of high water blocking him in. This usually happens every year at this time.

The leave-of-absence would be for approximately two weeks.

Mr. Martin said that Mr. Cummings is a Heavy Equipment Operator and that it is understood that if there is a heavy snow storm and he is needed, that he will be available and can be picked up by boat.

Commissioner Willner moved that the leave-of-absence be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM.... REPAIRS TO EQUIPMENT

Mr. Martin said that in regards to the repair of the county's equipment, he has received an estimate of \$698.05 for the repair of a Galion Grader, a 300 Hopto, a 74-Gradall and a Cat Grader from Orval Hahn and that he has okayed it. He then presented a claim from Orval Hahn in the amount of \$698.05 for these repairs.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: ACCIDENT RELEASE....TRUCK REPAIR

Mr. Martin submitted an Accident Release for the Commissioner's signatures on an accident which occurred on Broadway Avenue where there was a fatality and a county truck was involved. He said he has secured estimates and they are willing to pay the low estimate.

County Attorney Stephens said the trouble was that they wanted the driver of the truck to sign a release also, and the driver has his own right to sign it and he told them that the county could be authorized to sign it but they couldn't tell the driver that he had to sign a release.

Mr. Martin said the lowest of three bids to repair the truck was \$512.00 and he was satisfied that they would do a good job at this price.

Commissioner Willner moved that the Accident Release be signed and that the repair of the truck be approved. Commissioner Schaad seconded the motion. So ordered.

RE: COLUMBIA STREET OVERPASS RAIL

County Attorney Swain asked Mr. Martin if he had received any releases on this bridge, since a settlement has been reached.

Mr. Martin said he hadn't received anything on it as yet.

Mr. Ludwick said the contract with G. H. Allen was for \$2,100.00 but that they settled for \$2,300.00,

RE: CLAIM

Mr. Ludwick then presented a claim from G. H. Allen Inc. for work accomplished on the Columbia Street Overpass, Acct. # 203-2260 in the amount \$2,100.00, as the lump sum.

Commissioner Willner asked if there was some question as to if this job was finished, since no release has been received.

Mr. Ludwick said the work has been completed satisfactorily and that the County

Attorney was referring to a settlement with the Insurance Company.

Mr. Ludwick said he has notated that this bill be paid from the Accumulative Bridge Fund and that when that settlement comes through, the money should go back into the Accumulative Bridge Fund.

Commissioner Willner said a note should be put on it and it will be put back in that account.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Anna Joeckel of R.R.#2 Box 194-B for an Easement Purchase for the Smith Diamond Bridge Project in the amount of \$1,510.50, Acct.#216-3773.

Commissioner Willner moved that this claim be approved. Commissioner Schaed seconded the motion. So ordered. The easement was also approved.

A claim was submitted by Herman F. & Irene E. Cooper of R.R.2 Box 195, Smith Diamond Road for the purchase of easement and timber for the Smith-Diamond Road Bridge Project in the amount of \$500.00, Acct.# 216-3773.

It was notated on the claim that under no circumstances shall the construction equipment on said project trespass beyond stakes placed around area described as possible building site for Mr. Cooper's son. Placement of said stakes were made on 11/22/74 and verbally agreed upon and witnessed by Mr. Cooper, Alvin Paul, and James Shrode. The easement was also approved.

Mr. Ludwick said that he talked to Mr. Cooper's Attorney, Mr. Ed. Johnson Sr. and he has approved the plans and they finally agreed on the \$500.00.

Commissioner Schaad explained that this was where they were wanting additional money for trees and the argument was that as long as they buy Right of Way with trees on it, they get the trees too.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by James A. Shrode of 1020 Western Hills for Right of Way purchases on the Smith-Diamond Bridge Project...Herman Cooper in the amount of \$200.00 and Anna Jaeckel in the amount of \$200.00, Acct.# 216-3773. Total amount of the claim is \$400.00.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

Mr. Ludwick said this completes the easements on this project.

RE: CRAWLEY AVENUE

Mr. Ludwick said the Commissioners had asked him to check Crawley Avenue, off Allens Lane, as to the problems with cuts in that they were having. He had suggested that a stipulation be added to the form, making it mandatory for Mr. Rueger to be notified as to the date the cut will be made. He said he would come up with some answer to the problem next week.

RE: NO. 6 SCHOOL ROAD

Mr. Ludwick said that Mr. Martin and his crew has completed No. 6 School Road without any difficulty.

Commissioner Schaad said this was excellent and he thought this took some real thinking and designing to avoid a big problem, since they were going to have to spend a great deal of money and the Utility Company wanted the county to pay for the moving of a high pressure gas line out there and he was able to resolve it without all that. He thanked Mr. Martin and said this was a job well done.

RE: POOR RELIEF

BRENDA CASE....319 Oakley..Apt. C...Pigeon Township...Mrs. Bowling, Investigator

Mrs. Case is asking for medicine for her husband. She said that he is under Dr. Willis's care and that she needed his prescriptions filled last week but the Trustee's office wouldn't fill them so his mother helped her get them filled and they need to be filled again today and she knew there was no sense in going back

. . .

to the Trustee because Mrs. Bowling doesn't want to help her with anything. She said the prescriptions come to \$13.70.

Commissioner Schaad said that Mrs. Case hasn't actually been denied help by the Trustee then.

Mrs. Case said that Mrs. Bowling told her that they wouldn't have the prescriptions filled last week, when she went down there. She said the Trustee filled one prescription once and the other one, twice, but that was all and that Mrs. Bowling said she had to call the doctor first and her husband needed the medicine that day.

Commissioner Willner asked Mrs. Case what the nature of her husband's illness was.

Mrs. Case said he has colon trouble and an Upper Intestine infection. She said they have no income as her husband isn't working, that she has applied for A.D.C. but it hasn't gone through yet. They have two children, ages of 7 & 6 years. She said the last her husband worked was about a year ago and at that time, he worked at Manpower Inc.

Mrs. Bowling submitted Mr. Case's doctor report and said that on February 11th. the Trustee filled two prescriptions with 64 pills and she came back on February 14th. and they filled it again and he got 50 more pills and then, on Monday morning, Mrs. Case came back again to have the prescription filled and she told Mrs. Case that she would not have them filled until she talked with the doctor, which she later did but Mrs. Case wouldn't wait, she left. She said when she talked with the pharmacist, he said that he wouldn't have filled it anyway because he has to go along with the number of days and amount of pills that the presscription calls for and that Mr. Case shouldn't have been out of pills on Monday morning.

Mrs. Bowling said that they are pain pills that a person can become addicted to and unless Mr. Case follows the doctor's orders, he will become addicted to them. The dosage on one prescription reads that Mr. Case was to take one capsule every four hours as needed and Mrs. Bowling said he took 50 pills in two days and the other prescription reads that he was to take one tablet before each meal and one at bedtime and he took 64 pills in three days.

Mrs. Bowling said the Trustee also give the Case family free food stamps and non-food stamps. She said the Trustee hasn't paid their rent because she has tried to get them to apply for public housing and so far she hasn't done it.

Mrs. Case said that when she applies, they will stick her out on Lincoln Avenue and she isn't going to live out there with her kids.

Mrs. Bowling said the only thing she could do would be to find somewhere for them to live where the rent is reasonable.

Mrs. Case said her sister has been helping them with rent but up until the 16th. of February, it is behind by two weeks.

Mrs. Bowling said the Case's lived in a house where they didn't have to pay rent. She also said that they have so many people that come in to the Trustee's office that take too many pills and they have to keep close watch on them.

Commissioner Schaad said these pills should have lasted a long time and he asked Mrs. Case if she had any explanation for this.

Mrs. Case said that the doctor told her that the condition of her husband works on his nervous system and he has to stay in bed for awhile because his food don't digest right and the doctor said it was very painful, also that he was going to try to get her husband into the Veteran's Hospital. He told her that she was going to have to try to understand him when he gets aggravated and upset.

Mrs. Bowling said that if Mr. Case was following his orders, he shouldn't be out of medicine in three days. She said that when they think the person is not following the doctor's orders, they wait until they contact the doctor.

Commissioner Willner moved that the case be referred back to the Pigeon Township Trustee and asked that the case worker contact the doctor about the medicine and talk to him about the Veteran's Hospital and ask him what he thinks the length of Mr. Case's illness will be. He said these pills are habit forming and he thought the case worker did exactly right in not having the prescriptions refilled again. He thought they should work with the doctor and the caseworker and see if they can't get him straightened out.

Mrs. Case said that her husband has to go to the doctor today and she asked, if the doctor says to go ahead and have the prescription refilled, what should she do.

Commissioner Schaad said he thought they would use their good judgment on it and if the doctor says he should have the medicine, they will get it. He then seconded the motion that was made by Commissioner Willner, to refer this case back to the Trustee. So ordered.

Mr. Bob Moran, The Veteran's Service Officer, said that he heard this case discussed and said that he told the caseworker and Mrs. Case of some of the benefits that the Veterans are entitled to and that he would check into it and give them some forms to fill out, that maybe the Veteran's Service could be of some real help in this case.

Commissioner Schaad said this is a good example of what a Veteran's Service Office can do when someone is looking for help.

RE: OPENING OF BIDS....SHERIFF'S CARS

There were two bids received on three cars for the Sheriff's Department. They are as follows:

Key Ford.....\$11,994.25...With Trade and Discount...Bids in good order Vandeveer.....\$12,398.64...With Trade and Discount...Bids in good order

Commissioner Willner moved that the bids be referred to the Sheriff's Department for recommendation, the contract to be awarded next week. Commissioner Schaad seconded the motion. So ordered.

RE: OPENING OF BIDS....DRAPERIES

There were four bids received for draperies for the Hillcrest & Washington Homes. They are as follows:

Hormuth Dry Wall & Painting Service Inc...\$12,029.10...Bid in good order Sherwin Williams Co...\$11,747.00...No Form 96A Fabric Center.....\$15,589.40...Bid in good order Village Homebuilders Inc.....\$11,550.00...Non-Collusion Affidavit not notarized.

Commissioner Willner moved that these bids be referred to Mr. Crooks and Mr. Hotz for study, taking irregularities into consideration and submitting their recommendation next week, at which time the County Attorney's will take up the legality of the bids. Commissioner Schaad seconded the motion. So ordered.

The meeting recessed at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Robert Schaad	Curt John	William Stephens	C. Leach
Robert L. Willner		Thomas Swain	C. Clark
		• 1	B. Flynn
	•	•	D. McConnaughay

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

1.13

COUNTY COMMISSIONERS MEETING MARCH 3, 1975

The meeting of the County Commissioners was held on Monday, March 3, 1975 at 1:00 p.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Sheriff DeGroote 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 was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-Owned Surplus Property. The bidding will remain open and the sale will continue.

Commissioner Ossenberg said there is now additional properties that can be advertised.

County Attorney Stephens said he would have to prepare an ordinance for the County Council to approve the sale of all the properties that exceed \$1,000 and that he expects to do this on March 17th. since this is when the County Council will meet.

Commissioner Willner moved that this matter be referred to County Attorney Stephens. Commissioner Schaad seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES APPOINTMENTS

COUNTY AUDITORS OFFICE

Flora Rose	1105 Putnam	Part Time	\$15.00 Day	Eff: 2/28/75
Agnes Lichtenfel	ld 637 S. Fares	Part Time	\$15.00 Day	Eff: 2/28/75
Mary L. Conley	713 Thornberry	Part Time	\$15.00 Day	Eff: 2/28/75
Mary Jo Mooney	105 N. Oakland	Part Time	\$15.00 Day	Eff: 2/28/75
Mabel Winkler	7418 E. Mulberry	Part Time	\$15.00 Day	Eff: 3/3/75
Edna M. Castrup	426 Richardt	Part Time	\$15.00 Day	Eff: 2/28/75
KNIGHT TOWNSHIP	ASSESSOR			

Clarissa Williams 1119 E. Blackford Deputy \$5,0

\$5,000.00 Yr. Eff: 3/3/75

JOINT DEPARTMENT OF LEGAL SERVICES

R. Stephen LaPlante 110 Water St. Newburgh Ex. Director \$9,500 Yr. Eff: 3/1/75

RE: EMPLOYMENT CHANGES RELEASES

JOINT DEPARTMENT OF LEGAL SERVICES

James E. Rode 1803 N. Roosevelt Ex. Director \$9,500 Yr. Eff: 2/28/75 R. Stephen LaPlante-110 Water St.-Newburgh Staff Att.-\$7,216 Yr. Eff: 2/28/75

RE: BID OPENING

The County Attorney's were requested to proceed with the opening of the bids for the installation of doors at Pleasantview Rest Home, Hillcrest & Washington Homes.

RE: AWARDING OF CONTRACT ON SHERIFF'S CARS

There were two bids received last week, for three cars needed by the Sheriff's Department. They were from Key Ford in the amount of \$11,994.25 With Trade and Discount and from Vandeveer in the amount of \$12,398.64 With Trade and Discount and they were referred to the Sheriff's Department, at that time, for his recommendation.

Sheriff DeGroote appeared and recommended that the low bid of Key Ford be accepted.

Commissioner Willner moved that the bid of Key Ford in the amount of \$11,994.25 be accepted for the Sheriff's three cars. Commissioner Schaad seconded the motion. So ordered.

RE: ENTRANCE WILL BE DEDICATED

Mr. James Buthod appeared on behalf of C & L Realty, L & C Development Corporation and Center Developers, who are owners of Plaza East Shopping Center. He said that John Carroll had asked him to be here and that he understands that Greg Kempf has offered to dedicate a street called Plaza East Drive. He said the entrance off Division Street is an adjoined entrance with the Plaza East Shopping Center and his clients have advised him that they will dedicate this entrance and that he is in the process of circulating the documents at the present time.

Commissioner Schaad explained to Commissioner Ossenberg, since he wasn't here last week, that they requested that the county accept these roads last week and the matter was turned over to the County Surveyor's office.

Mr. Buthod said he is appearing before the Commissioners today to assure the Board that his clients will cooperate in the dedication of the entrance and explained that there is a 50 foot entrance off Division Street, 25 feet of which is on Mr. Kempf's property and 25 feet of which is on their property. He said the document is being circulated by mail now and he anticipated that they will have it in a week or so but Mr. Carroll asked that he assure the Board that they were working on it and if they wish to go ahead with the acceptance of it subject to receiving the document, it would be very satisfactory.

Mr. Nussmeyer said that it met his specifications.

Commissioner Schaad moved that it be accepted subject to the clearance of the Right of Way by both parties. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON BIDS FOR DRAPERIES

There were four bids received last week for the draperies needed by Hillcrest & Washington Homes. They were as follows:

Hormuth Dry Wall & Painting Service	Inc\$12,029.10
Sherwin Williams	\$11,747.00
Fabric Center	
Village Homebuilders Inc	

Commissioner Willner explained that there were discrepancies in the two lowest bids.

Commissioner Schaad said there was another problem in that the specifications didn't clearly state about the fireproofing of the draperies and the linings and he asked Mr. Crooks if this had been resolved.

Mr. Crooks said he called the State Fire Marshal's office and they said, in regards to what was set out in the specifications as to what the draperies were made of, there were two ways they could accept them and one way was if the draperies were stamped on the back by the factory as being fire retardant and the other way would be that they would accept a certification by the manufacturer that they were fire retardant. He said the specifications didn't specifically spell out as to the fire retardant requirements so in view of this, they asked the low bidder to set up an agreeable arrangement and they haven't yet arrived at an agreement. He said in regard to low bidder, Village Homebuilders, not signing the affidavit, that he did receive a letter from them confirming their bid so that it would probably be satisfactory with the County Attorney's.

Mr. Andy Early of Village Homebuilders said that the lining that they bid on is a treated fabric and will be certified to be good up to 50 washings and this is the strongest chemical they can use. He said there was a misunderstanding on the color of them, that they listed one color throughout and he understood that the Superintendent of the homes had wanted various colors and that this wasn't stated in the specifications.

Mr. Hotz said there seemed to be some confusion in the measurements also and he thought if bids were re-advertised for, they would state that each bidder go out and measure the windows themselves and when bids are made, they will be made on their measurements.

Mr. Early requested a week's delay so that the windows could be measured and suggested bringing in samples as to various materials, since the kind of material would determine the cost of the draperies. He said there is a reasonable chance they could still live with the figure quoted. He said that the price of the prints are more expensive, also that there are various solid materials to choose from.

Commissioner Willner moved that they allow one more week for the low bidder and those concerned so they can decide what to do and he would say that the Commissioners should tell the Home Superintendent's that they should stay within the solid colors if there is additional cost for the prints. Commissioner Schaad seconded the motion. So ordered.

RE: OPENING OF BIDS....DOORS

There were three bids received for the hanging of the doors at Pleasantview Rest Home, Hillcrest & Washington Homes. They are as follows:

Kratz & Smith Construction Co.....\$2,775.00 Deig Brothers Construction Co.....\$17,085.00 Village Homebuilders Inc.....\$2,712.00

County Attorney Stephens asked if the specifications required a performance bond since none of the bidders submitted one.

Mr. Crooks said it is required that the successful bidder submit a performance bond.

Commissioner Schaad moved that the bids be referred to Mr. Hotz and Mr. Crooks for study and recommendation until next week. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF CHANGE IN FUNCTIONAL MAPS

Mr. Lochmueller said that each of the Commissioners has looked at the maps he submitted and that they are requesting that a change be made in the functional maps which, if they are on a functional classification, the routes he has marked, on Green River Road, are now eligible for R & S Funds and if they wanted another street done and not go this route, they would then have to revise. He said that recently the transportation planning body approved a 19 & 95 functional map and it would increase the mileage that we now have and add more facilities. He said they are saying to the state that they would like to take the 19 & 90 functional maps and replace them with the 19 & 95 functional maps, which means that any route that is on the 19 & 95 functional map would then be eligible for Local Road & Street Funds and it would be documented off the traffic assignment they had and it would increase the mileage by about 7 or 8%.

Commissioner Ossenberg said that all this map does is update the 19 & 95 plan and if they aren't on this plan they aren't eligible for monies.

Mr. Lochmueller said the city is now planning to do some work on Vogel and Stockwell Roads and they won't get any funds until this plan is revised so they are going in with five requests so they can get R & S money but those routes will be on this 19 & 95 plan and at any time they feel that it should be changed, they can change it but they would be getting more mileage than it shows.

There was discussion of the state cutting some roads out of the R & S Funds and Commissioner Willner asked by what law does the state have a right to do this and asked if it was the legislature that gave the state this right.

Mr. Lochmueller said it has to be the state legislature or they couldn't be doing it.

Mr. Nussmeyer said they must meet certain standards in order to comply so there is some red tape to go through.

Commissioner Willner said suppose the county doesn't use all their R & S Funds, then what happens to the balance.

Mr. Lochmueller said it can be held for a period of time and then another county can apply for it.

Commissioner Willner said he would like for the County Attorney to tell him by what right the state can tell them that one of these roads will be acceptable for R & S Funds, as he would like to have the legal aspect of that question.

Mr. Nussmeyer then explained the functions of the R & S Funds.

Commissioner Ossenberg said that the city is going to improve River Road and he brought out the fact that it would tie in with Short Nurrenbern Road and he asked why this wouldn't be eligible for R & S Funds.

Mr. Lochmueller said it could be submitted if he would give them direction to do so.

Commissioner Össenberg then asked Mr. Lochmueller if he would come back next week and it would give him time to work this out. The other Commissioners agreed.

Mr. Lochmueller said he would be back next week.

RE: REQUEST OF USE FOR VOTING MACHINE

The following request was received from Mrs. Beulah Evans, the Democratic Central Committee Vice Chairman and Convention Chairman:

Gentlemen:

We respectfully request permission for the use of one voting machine from March 14 to March 17, 1975. This machine will be placed in Democratic Headquarters, 1201 W. Columbia Street.

The purpose for the request is to facilitate voting procedures for the Democratic Slating Convention to be held March 15, 1975.

Your consideration will be appreciated.

Commissioner Willner moved that permission be granted for the use of the machine. Commissioner Schaad seconded the motion. So ordered.

RE: CHECK FOR DAMAGES SIGNED

A check was received in the amount of \$2,300.00 for damages on the Columbia-Delaware Street Overpass.

Commissioner Schaad moved that the check be signed and noted that the Auditor be sure that it goes back into the Accumulative Bridge Fund. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by the Vanderburgh County Building Authority for furnishing labor and material to install two floor telephone outlets in Room 105-A and 105-B, Veterans Service per authorization, in the amount of \$50.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Robert Dorsey, the Pigeon Township Assessor, for Public Official Bond in amount of \$4,000 furnished by Crown Insurance Agency Inc. Premium for period from 1/1/75 to 12/31/75. The amount of the claim is \$20.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Vanderburgh County Building Authority for the furnishing of labor and material to erect approximately 37 lineal feet of vinyl wall, ceiling height, with aluminum framing including a 36" solid wood door, aluminum door frame, wood transom, aluminum grille and lockset, all wood stained. The amount of the claim is \$1,280.00. This work done in the Election Office.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Donald B. Cox for Right of Way on St. Joseph Avenue, for one parcel in the amount of \$200.00.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was received from Chem Farm Inc. for the Right of Way for widening of St. Joseph Avenue. 2813 square feet @ .10 per square foot. The amount of the claim is \$281.30. Easement enclosed.

Commissioner Willner moved that the easement be accepted and the claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: AGREEMENT WITH THE L & N RAILROAD CO.

Commissioner Ossenberg said he received a note that states that Mr. Eykamp has agreed to settle with the L & N Railroad Co. on the Old State Road matter for the bridge out there.

RE: COMMENTS ON OFFICE ENLARGEMENT

Commissioner Willner said the Commissioners have looked at the County Assessor's office and the Pigeon Township Assessor's office about making some changes and he thought the Building Authority was suppose to get some bids on the work to be done so they would know what cost was involved but he was told that they wouldn't do this until the Board had officially notified them to do this.

Commissioner Ossenberg said he had notified them and he authorized Mr. Ruston to give them the prices, also that final approval must come from the Commissioners.

The County Auditor said they have submitted the prices and they are on the Agenda for the County Council meeting this month.

RE: CLAIM BEING HELD UP

Mr. Hotz submitted a claim from Althoff Howard for the emergency lighting system at Hillcrest & Washington Homes. He said the contract read that they were to make the final payment upon inspection by the State Fire Marshal and he has been unable to get in touch with the new one and he wondered if the Commissioners would go ahead and pay it by withholding 10% until such a time as it can be inspected.

Commissioner Schaad moved that 90% of this claim be paid subject to paying the other 10% after they get approval from the Fire Marshal. Commissioner Willner seconded the motion.

County Attorney Stephens asked why the Commissioners didn't wait and pay it all at once since the 30 days will be up next week.

Commissioner Schaad withdrew his motion in order to hold off the claim for another week. Commissioner Willner withdrew his second to the motion.

RE: REPORTS....MR. MARTIN

Mr. Martin submitted the Financial Report of the County Highway Garage for the month of February.

Report received and filed.

Mr. Martin submitted a report of the absentees at the County Garage for the past week.

Absentee report received and filed.

RE: CHECK BEING HELD UP

Mr. Martin presented a check from the Insurance Company on the wreck that was on Barker Avenue and Broadway Avenue where the County truck was involved in a fatal accident.

He said the driver hasn't signed a release for anything and he talked to Mr. Stepher and was told to bring it back to the Commissioners, for them to have the Insurance Company call him and they will tell her what to do.

County Attorney Stephens told Mr. Martin to have the Insurance Claims Adjustor to contact him, that maybe he can work it out.

This matter was deferred until a later date and the check will be held for the time being.

RE: GAS LINES TO BE REMOVED

Mr. Nussmeyer presented plans on the Old State Road Overpass over the L & N Railroad tracks, relative to the high pressure gas lines that are to be removed.

Commissioner Ossenberg said an agreement had been made with all utilities that the Utility Company's and the County will go 50-50 in paying for the work being done.

Commissioner Schaad moved that the plans be approved subject to the approval of Mr. Nussmeyer. Commissioner Willner seconded the motion. So ordered.

RE: INSURANCE POLICY

Mr. Nussmeyer presented an Insurance Policy from the Aetna Casualty Company for Railroad Protective Liability Policy on the L & N Railroad Co. Policy # 027 RP 55436 CCA...(Locally, Carl Stocker) Policy period from 2/10/75 to 2/10/76. Policy received and filed by the County Auditor.

RE: OLD STATE ROAD AND L & N OVERPASS....REQUEST

Mr. Nussmeyer said that the specifications of this project states that the work of Deig Brothers is to start on March 17th. but Deig Brothers have asked that they start prior to that date and he doesn't see anything wrong with this, if they stay on the job once he starts it. He said the road would have to be closed for this work to be done.

Commissioner Ossenberg said he didn't have any objection to the work starting early if he stays with it. The other Commissioners agreed.

Commissioner Schaad moved that if Deig Brothers started two weeks early, stays on the job and completes it two weeks early, that his request be granted. Commissioner Willner seconded the motion. So ordered.

RE: ACCEPTANCE OF PLAZA EAST DRIVE FOR MAINTENANCE

Mr. Nussmeyer presented a resolution for the acceptance of Plaza East Drive, as requested by Greg Kempf, for the signatures of the Commissioners. The Commissioners signed the Resolution at this time.

RE: CLAIMS AND EASEMENTS

A claim was submitted by Martha L. Meyer & Walter G. Klohn for Temporary Right of Way on easement attached for Mesker Park Drive. Acct. #203-3815..in the amount of \$350.40.

Commissioner Schaad moved that the easement be accepted and that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Mr. Daniel K. Riddle for the widening of Mesker Park Drive Bridge, Acct # 203-3815. Easement also submitted. The claim is in the amount of \$600.00.

Commissioner Willner moved that the easement be accepted and that the claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim and easement was submitted by Clero G. Schmitt for an Easement on Kleitz Road for bridge widening, Acct # 203-3815. The claim is in the amount of \$600.00.

Commissioner Schaad moved that the easement be accepted and that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Jebco for the Pleasantview Rest Home Pump Station in the amount of \$5,404.32. Acct. #506-2-133-725. Partial payment.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE:BRIDGE ON FRANKLIN STREET

Commissioner Schaad asked Mr. Nussmeyer what the reason was that he wanted to

hold up the Pigeon Creek Bridge on Franklin Street.

Mr. Nussmeyer said the state is going in there in April and will be there until late June, in repairing the overpass on the expressway so he didn't think it would be wise to go out there until they were finished.

RE: INVITATIONAL BIDS RECEIVED

Mr. Hotz said he has received two invitational bids for the exit to be made from the parking lot at the Auditorium and he will be getting two more later.

7.

RE: REQUEST TO TRAVEL

Mr. Nussmeyer requested permission for Mr. Martin and himself to attend the Purdue Road School.

Commissioner Schaad moved that Mr. Nussmeyer and Mr. Martin be given permission to attend the school and that the county pay their expenses. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 2:10 p.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens Thomas Swain	D. McConnaughay D. Aydelott T. Bain J. Everett C. Leach

Secretary: Margie Meeks

The Sugar

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING MARCH 10, 1975

The meeting of the County Commissioners was held on Monday, March 10, 1975 at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-Owned Surplus Property. The bidding will remain open and the sale will continue.

Commissioner Ossenberg said the additional list of County Owned Surplus Property will be presented to the Commissioners after the County Council has approved the sale of the parcels, so they can be advertised.

RE: DIRECTOR OF PURCHASING INTRODUCED

Commissioner Schaad introduced Mr. Al Huffman who will replace Bill Cravens as Director of Purchasing. He said he understands that Mr. Cravens will retire as of this Friday.

He said he thought they were very fortunate in having a man of his caliber to take this job and do his civic duty.

He said that from November of 1964, until recently, Mr. Huffman was with the Central Industries of Chandler Indiana. He was Executive Vice President and also a member of the Board of Directors. He was also Vice President of two of Central Industries wholly owned subsidiaries, the Lawrenceville Industries of Lawrenceville Illinois and of a Molding Corporation of Fort Smith Arkansas. He is also President of a third subsidiary, the Greenwood Industries of Greenwood

Commissioner Schaad explained that while Mr. Huffman was with Central Industries, his duties were primarily administrative but he was also responsible for production, maintenance and procurement of materials. Previously to 1964, Mr. Huffman was with Schnacke Manufacturing Company, here in Evansville, starting work there in May of 1943, where he was purchasing director for four years and for sixteen years he was Vice President and in charge of all purchases.

Mr. Huffman was congratulated by the Commissioners and he assured them that he would give his best efforts in doing a good job as per requirements of the Board. Commissioner Schaad told Mr. Huffman that anytime he needed any assistance, the Commissioners would be willing to help in any way they could.

RE: CORRECTED DEED

County Attorney Stephens presented a corrected deed on parcels purchased by Irma Redgrave for the signatures of the Commissioners, since the description of one parcel was incorrect on the previous deed.

Mrs. Redgrave will be contacted so she can pick up her deed and have it recorded.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

PROSECUTORS OFFICE

R. Stephen Barron 2515 W. Indiana Investigator \$7,884.56 Yr. Eff: 3/1/75 Teresa A. Rizen 1766 Henning Crt. Investigator \$7,087.07 Yr. Eff: 3/1/75

SUPERIOR COURT

Jo Ann Stevens 5701 Lost Bend La. Riding Bailiff \$7,314.94 Yr. Eff: 3/3/75 Rex Dendinger 2501 E. Blackford Bailiff \$7,314.94 Yr. Eff: 3/3/75

RE: EMPLOYMENT CHANGES....RELEASES

PROSECUTORS OFFICE

Francis Stofleth 2062 Waggoner Investigator \$7,884.56 Eff: 2/28/75 R. Stephen Barron 2515 W. Indiana Investigator \$7,087.07 Eff: 2/28/75

SUPERIOR COURT

Edith Fox 1002 Harriet St. Riding Bailiff \$7,314.94 Yr. Eff: 3/15/75

RE: DISCUSSION OF DOORS AND DRAPERIES

Bids were received last week for draperies needed by Hillcrest & Washington Homes and for the hanging of the doors at Hillcrest & Washington Homes and Pleasantview Rest Home. Village Homebuilders Inc. was low on both bids.

The low bid for the hanging of the doors was \$2,712.00 and they were referred to Mr. Hotz and Mr. Crooks for study and recommendation.

Mr. Hotz said that Mr. Crooks has prepared the contract for the hanging of the doors and that Mr. Broerman will bring it in presently.

Commissioner Schaad said the Commissioners had been discussing the doors and the draperies and that if they are going to do something with Pleasantivew Rest Home, he wondered if they should be spending money on it.

Mr. Hotz said that Mr. Crooks suggested that the bids be re-written for the draperies since the measurements from the various bidders differ. He said that Pleasantview Rest Home doesn't get any drapes, that the bids are for drapes at the Hillcrest & Washington Homes only.

Commissioner Schaad asked how much money was involved on the hanging of the doors.

Mr. Hotz said that the total of the low bid was \$2,712.00 but that the contract was broken down into three parts and they were going ahead with the first two parts which was for Pleasantview Rest Home and Hillcrest Home.

Commissioner Schaad asked if this has to be done now, if there is a limit set by the State Fire Marshal.

Mr. Hotz said they would start on the doors this week, that the contract was let this morning but that he didn't think the Fire Marshal set a specific date they had to be installed. He said that they have until the latter part of June on the draperies.

Commissioner Schaad said he brought this up because if they sell Pleasantview, they won't get that much more for it, if they go ahead and have the new doors hung.

Mr. Hotz said the problem here is that they have already purchased the 59 doors and have them stored.

Commissioner Willner said that he would be interested in knowing whether they are going to sell the Pleasantview Rest Home or if they are going to lease it.

County Attorney Stephens said the doors could be returned if they don't use them.

Commissioner Ossenbers said that in case they lease the home, there is at least one firm that would be willing to put the building up to code in lieu of rent, but of course, it would first have to be advertised.

Commissioner Schaad asked if there wasn't a statute with a restriction that would make it unlikely for anyone to want to lease the building.

County Attorney Stephens said that is one statute but that there is another one that is called the Hamilton Statute which he thinks is possible, that it is probably worded best for the lease to come under, where it could be leased by a non-profit corporation, as was done in Hamilton's case, where a non-profit organization was formed and they could propose a lease which could bring them within a statute of something like thirty years.

Commissioner Schaad said he understands that if it is leased to a profit making corporation, there would then have to be a stipulation that they could cancel it in 60 days so he doubted that any profit making organization would be willing to spend a lot of money out there, when they could be cancelled in a few months so it looked like the only thing to do would either be to sell it or if something could be done like was done in Hamilton's case with the golf course. He said something should be done about it now.

County Attorney Stephens said it wouldn't be difficult for anyone to form a non-profit corporation.

Mr. Hotz said if the Commissioners wanted to defer the contract on the hanging of the doors, they could hold off on it for another week.

Commissioner Schaad asked how much money was involved here.

Mr. Hotz said that the doors cost approximately \$5,200 and the low bid for the installation of them is \$2,712.00.

Commissioner Schaad said they could hold off installing them and then when they negotiate, it could be taken into consideration and they could go ahead and install the doors at Hillcrest & Washington Homes and let the bid off for Pleasant-view, providing it is okay with the contractor.

Commissioner Ossenberg said that a Real Estate man called him and said that he has a client who is very much interested in purchasing the home. He asked the County Attorney if it would be best for the Commissioners to take a stand to lease or to take a stand to sell it.

County Attorney Stephens suggested the Commissioners advertise for lease or sale and see what bids they get.

RE: CONTRACT SIGNED FOR HANGING DOORS AT HILLCREST HOME

Mr. Easley of Village Homebuilders said they could accept the contract to hang the doors at Hillcrest & Washington Homes and just stay away from Pleasantview Rest Home for sixty days.

Commissioner Schaad moved that the contract be awarded to Village Homebuilders for the hanging of the 58 doors at Hillcrest Home at the cost of \$783.00, with the stipulation that the successful bidder hold the \$1,200 bid open on the hanging of the 89 doors at the Pleasantview Rest Home for 60 days from today. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZATION FOR PREPARING SPECIFICATIONS FOR SALE OR LEASE OF PLEASANTVIEW

Commissioner Schaad then moved that the Commissioners authorize the County Attorney's to draw up specifications on the Pleasantview Rest Home for sale or for lease, as a Nursing Home or similar purpose.

County Attorney Stephens said if the Commissioners want to sell it, it will need to be appraised and they will have to go before the County Council to get an ordinance approving the sale, since it will be over \$1,000. He said that this could be done at their March meeting.

He also said that if the Commissioners want to lease it, he would like to know the terms under which they would lease it, that they could leave it open to see what type of bid they get or they could specify the conditions for which they would want to lease it.

Commissioner Schaad said he thought it should be used for the same purpose it is now being used for, or for something very similar. He said he supposed the term of the lease would also be left open.

County Attorney Stephens said it will have to be stated in the ad, that if the building is leased, it would have to be leased to a non profit corporation, because another part of the statute reads that it can be leased to other than a non profit corporation, but then they have to go through public hearings and he didn't think the Commissioners would want to go through this, so if the Commissioners are interested in leasing it as a nursing home, he suggested that the ad read that the lease must be in accordance with the statute.

Commissioner Schaad then added this so his complete motion reads:
Commissioner Schaad moved to authorize the County Attorney's to draw up the specifications on the Pleasantview Rest Home for sale or for lease, as a Nursing Home or similar purpose and if leased, it must be in accordance with the statute. Commissioner Ossenberg seconded the motion. So ordered.

RE: PURCHASING DEPT. AUTHORIZED TO DRAW UP NEW SPECS ON DRAPERIES

Mr. Hotz said that Mr. Easley, Mr. Crooks and he had a conference on the drapery bids and said that since there is some differences in the measurements between the low bidder and the other bidders and since the materials weren't specified, he and Mr. Crooks thought it would be best to re-write the specifications for new bids. The low bid was from Village Homebuilders in the amount of \$11,550.00

Mr. Easley said they quoted a price for all white draperies and it would cost approximately \$2,000 more if they decided to go to prints. He said they found discrepancies in the measurements so they remeasured and they will do all the

windows at Hillcrest & Washington with the white drapes at their original bid price. He said the linings are good for 50 washings or cleanings and that they can live with this. He also said that the linings are fireproof.

Commissioner Schaad said that the question here is, whether they want to spend more money and get prints or not.

Mr. Hotz said one of the other bidders bid on prints and it is a question of the guidelines on the measurements so this is why they thought it should be in the specifications that each bidder should go out and measure for the drapes and then bid on their measurements.

Mr. Easley said he thought that Mr. Crooks agreed that someone should measure the windows and prepare a bid sheet with bids on a unit basis.

Mr. Hotz said that someone suggested this be referred to the Purchasing Department and let them set up the specifications for the bids.

Commissioner Willner said they should decide now, whether they are going to prints or whether they are going to stay with the plain draperies.

Commissioner Ossenberg asked if they couldn't live with a plain colored fabric, other than white.

Mr. Easley said his supplier was wrong about the cost of the solid colored fabrics being the same as the white ones, that they are the same price as the prints.

Commissioner Ossenberg asked Mr. Huffman, the new Purchasing Agent, if he thought he could draw up the specifications for this job.

Mr. Huffman said he could get a professional assistant to help him in preparing the specifications for the drapes.

Mr. Hotz said the specifications are written up, that all they need is to establish the guidelines on the measurements.

Commissioner Schaad moved that all the bids be thrown out and that they start over and let Mr. Huffman spearhead it, by talking to Mr. Denzil Reed out at the Home, to Mr. Easley and Mr. Hotz and see if they can't come up with something and let the bidders bid on both, the printed and plain materials.

Mr. Reed said that he wasn't so concerned about the plain materials in the bedrooms but that he would like to have prints in the living room, dining room and office areas.

Commissioner Schaad told Mr. Reed that Mr. Huffman will work with him in preparing the new specifications.

Commissioner Willner seconded the motion. So ordered.

RE: ORDINANCE TO EXPAND BUILDING LAW DISCUSSED

County Attorney Stephens presented an ordinance and said that Mr. Crooks wants the United States Building Law to be expanded outside the city limits. He said it permits the Building Commissioner to take action to require property owners to bring up their property that is unsafe, up to a safe condition. He said the statute as presently drafted, is adaptable to all property outside the city limits but there is a clause in the statute which seems to indicate that if the county wishes to, they can adopt the unsafe building law, by ordinance, which will extend the jurisdic of the law outside the city limits, within the county. He said that the statute also provides that in such a case, the Building Commissioner will be the one who is to be in charge of the enforcement of the ordinance.

Commissioner Schaad moved that this ordinance be adopted.

Commissioner Willner said he is of the opinion that this should be the County Commissioner's decision instead of the Building Commission.

Commissioner Schaad said they will have to come back to the County Commissioners for final approval.

County Attorney Stephens found that Commissioner Willner meant whether or not they want to tear down a building and he said this is different, that this is under the Authority of the Building Commission.

Commissioner Willner said this is correct and he kind of disagrees with this because he thinks this is a sizable magnitude to some people and he thinks it should be done at a public meeting and before elective officeholders and with this stipulation, he would agree with the ordinance.

County Attorney Stephens said the statute has some built in safe guards where the property owners are entitled to a public hearing, before the Building Commission, as to whether or not the order to destroy or tear down a building is valid. He said the decision can also be appealed in court.

Mr. Broerman said that in the city, they submit it to the Safety Board for appeal.

Commissioner Schaad said they should then submit it to the County Commissioners if it is in the County.

County Attorney Stephens said if the Commissioners wanted to defer this matter, he would check on it.

Commissioner Schaad then withdrew his motion.

Commissioner Willner said he would like, if possible, for the Commissioners to get some evidence on a building that is to be torn down, before a notice is sent out.

County Attorney Stephens will report back to the Commissioners after checking on it.

RE: KEITH LOCHMUELLER....R & S FUNDS

Mr. Lochmueller presented maps and said that he and Mr. Nussmeyer have received the R & S Street maps and they have added a short stretch of Nurrenbern and Evergreen Road. He said the legislation on R & S is section 9, also that in changing the local Road & Street Maps was probably a policy by the Local Road & Street Board but it isn't real clear as to how the arterials in the system are defined but when it is sent to them, it is very well stated, apparently by the policy of the Local Road & Street Board and this is what they are following. He said they want to submit the 19 and 95 plan as a replacement for the 19 and 90 plan and it will be adding more mileage.

Commissioner Willner said his question was, by what authority do they say that only certain roads and streets can be accepted for money since he doesn't see anything in the law that gives them the authority.

Mr. Nussmeyer said they have a five-member Board that meets once or twice a month in Indianapolis and they are the ones this is submitted to, for approval or disapproval in getting funds.

Commissioner Willner asked what if they wanted to use the R & S Funds for a street other than is on the map. He said this is our money and he wondered who they were that they could say how we can spend the money, that he has seen no legislation that gives them this authority.

Mr. Lochmueller said while they are trying to get this map approved, they had to request that River Road be put on the system or the city can't get their money. He said other cases such as this are on Weinbach, Stockwell, Martin, Vogel and Covert Avenue, as none of these are on the R & S Funds. He said the last map was prepared by a consultant from Indianapolis.

Commissioner Willner said he understands that Mr. Lochmueller is trying to get more roads on this map and he agrees with this 100 percent but asked what about the roads that aren't on there.

Commissioner Ossenberg said he knows it is the traffic flow that they are going to look at.

Commissioner Schaad said that Commissioner Willner has a point here and he agrees that it is our money and if we want to spend it, it looks like we ought to be able to spend it where we want to.

Commissioner Willner said he understands the traffic flow but said if they get closer to the city, they have more traffic on a secondary road than they might have on a major thoroughfare and if we can't get R & S Funds on some of them, we will really be hurting.

Commissioner Ossenberg asked if this entirely blocks out any other road they may choose at a later date.

Mr. Lochmueller said no , that suppose they pick a road that really needs improvement and it has a good many cars on it and they were requesting R & S Funds, if they couldn't document it on their criteria and if it wasn't arterial, they would deny it and he can't answer whether the Commissioners have the right to do this or not.

Commissioner Willner said it would probably take another year to get this documented. He asked how long it would take to request the correction of the map.

Mr. Lochmueller said the time varies and that at the present time, their workload is heavy and it could take from two to four weeks. He said before they do a massive change, they will come down to do a field survey which might take six weeks but he doesn't know why it will take this long because all the documentation is there. He said they would do Nurrenbern just like they did River Road, that they will prepare a letter and request that this one street be added to the system immediately and that it is on the approved 19 & 95 plan.

Mr. Nussmeyer suggested that a special request be made on Nurrenbern Road.

Mr. Lochmueller said he is presenting these maps and requesting the approval of the Commissioners for the facilities that are out in the county.

Commissioner Willner moved that Mr. Lochmueller's request be approved. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad then moved that a special request be made on Short Nurrenbern Road. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORTS

The monthly report of the Pleasantview Rest Home was presented to the Commissioners for approval for the month of February.

Commissioner Schaad moved that this report be approved. Commissioner Willner seconded the motion. So ordered.

The monthly report of the Building Commission was presented on the number of permits that were issued during the month of February.

Report received and filed.

RE: REQUEST TO TRAVEL....Mr. Moran

The following request was received from Mr. Robert Moran, the County Veteran's Service Officer, as follows:

Dear Sirs:

I would like to request permission to attend the Indiana Department of Veterans Affairs Annual Training School.

The school will be held in Indianapolis April 14th through April 17th, 1975.

Commissioner Schaad moved that Mr. Moran be permitted to travel to Indianapolis April 14th through April 17th. 1975. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL....MR. HARNESS

Commissioner Schaad said that Mr. Harness called this morning and due to problems at the home, he was unable to attend the meeting. He has requested permission of the Commissioners for two people from the Pleasantview Rest Home to go to a Dept. of Public Welfare meeting to be held in Vincennes Indiana on March 13th. 1975.

Commissioner Schaad moved that two people be permitted to go to Vincennes for the meeting on March 13th. with the county paying mileage and meals. Commissioner Willner seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A certificate of insurance was received from Aetna Life and Casualty Company, on the general status inquiry of contractor, Sprinkler Contractors Inc. on the contract of the installation of an automatic Sprinkler System at Hillcrest Home. Certificate received and filed.

RE: LETTER CONFIRMING INCREASE IN PRICE

Letters were received from Brink's Inc. stating that there is an increase in their prices and that the new charges for the Treasurer's office will be \$230.20 per month, effective April 1, 1975.

Commissioner Ossenberg said that he has looked into the possibility of getting someone else to bid on this but he found that Brink's is the only one that does it. They make a delivery every day to two different banks.

Commissioner Schaad moved that this adjustment be accepted and approved. Commissioner Willner seconded the motion. So ordered.

Another letter from Brink's stated that there is an increase in their price and that the new charges for the Clerk of the Circuit Court will be \$85.80 per month, effective April 1, 1975.

Commissioner Schaad moved that this adjustment be accepted and approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was received from Pitney Bowes for the Equipment Maintenance agreement on the postage machine in the amount of \$135.00 which is \$22.00 more that the cost was previously due to raise in costs.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said that quite a number of the county offices have contracts of maintenance on machinery and he wondered if what they are spending on maintenance contracts on maintaining the old type of equipment couldn't go toward purchasing new equipment and just junk the old equipment. He said that this was something for the Commissioners to think about.

A claim was submitted by Torian Agency Inc. for Insurance (General Fund) Continental Bond #BND 193 15 55 - \$5,000. Public Official Bond for Jack Harness as Superintendent of the Pleasantview Rest Home in the amount of \$20.00. Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered. A claim was submitted by Sprinkler Contractors Inc... Third Partial Billing on the installation of the Automatic Sprinkler System at Hillcrest Home Building in the amount of \$8,640.00. This is the final payment as per contract.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Althoff-Howard Electric Co. as per contract awarded by The Commissioners on 9/16/74 for emergency lighting system for Hillcrest & Washington Home, in the amount of \$6,263.00. This is the final payment and the work has been inspected.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Torian Agency for Continental Auto Policy #L3 32 56 96 in the amount of \$6,604.00. (General Fund)

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: OLD BILL FROM FLOYD STADE INC.

A bill had been presented to the Commissioners a few weeks ago from Floyd Staub, for work that was done in 1971 & 1972 on the ditches on Boonville-New Harmony Road, in Darmstadt and on Burkhardt & Lincoln, in the amount of \$5,218.56 and it was referred to the County Auditor to check it out.

Mr. John said this bill hasn't been paid and that the money wasn't encumbered so they would probably have to go before the County Council for the money. He said that Mr. Ludwick will work with the Commissioners, as to which funds the money will come out of, that as it was, part of it would come out of the Accumulative Bridge Fund and part of it from the Highway Fund.

Mr. Ludwick said they could pay the \$950.00 out of the Highway and the rest of it from the Accumulative Bridge Fund.

There was then a question as to if they would even have to go before the council.

The County Auditor said they would only have to go before the Council if they ask for new money.

Commissioner Ossenberg said that Mr. Nussmeyer and Mr. Lucwick can work it out.

RE: OLD BARN AT PLEASANTVIEW REST HOME

Mr. Hotz said they have a barn at Pleasantview Rest Home that has been declared as surplus and he has made several inquiries as to someone taking it down for materials and that Frank Arnold & Sons have offered to do this and haul it away. He said that Mr. Arnold knows not to burn it at the site and that he will furnish an Insurance Policy, also that he would like two months to complete the job.

Commissioner Schaad wondered if they should advertise to give others a chance at it.

Commissioner Ossenberg said if someone will tear it down for that old lumber, he was all for letting them have it, since if they don't, they might end up having to pay to have it torn down and hauled away.

Commissioner Willner moved that Mr. Arnold be permitted to tear the building down for the material in it. Commissioner Ossenberg seconded the motion. So ordered.

RE: PENN CENTRAL OVER ST. JOE AVENUE.

Mr. Martin reported on the Penn Central wood structure over St. Joe Avenue. He said it is in pretty bad shape and he has been in contact with Mr. Ziegler in Indianapolis who sent down an inspector. He inspected it and said that the bridge is sound but that the decking needs some repairs but that they wouldn't do anything unless there was a two-day minimum of work.

Mr. Martin said there are about five planks that need replacing and that Mr. Ziegler said it would take them six weeks to get the planks so he suggested to Mr. Martin that he put up slow speed limit signs at the bridge. He said that Mr. Ziegler didn't give him much satisfaction but he did give him the name of Mr. Sullivan who is their attorney and that he also mentioned something about the county taking over the Right of Way there.

He said he had heard about Posey County having this problem and he went over there and found that the State of Indiana did the work.

Commissioner Schaad said he heard that they could go ahead and do what they wanted to with the bridge, but if they ever wanted to open it again, it would be the county's responsibility to open it so the trains could run through, which could be of great cost to the county, but he said, that something needs to be done about this bridge.

Commissioner Willner said the bridge is so bad that the people that are using it are taking their sledge hammers with them and when they have time, they park and drive the spikes back down. He said that it is pretty rough for a major thoroughfare in Vanderburgh County to have such an eyesore and traffic hazard as this bridge. He wondered if they could file suit, asking the Penn Central to turn the bridge and necessary Right of Way over to vanderburgh County.

County Attorney Stephens said they could file suit but he isn't sure what they could get out of it.

Commissioner Ossenberg wondered if this would qualify under the Bill on Railroad Crossings and Rights of Way. He said he talked to Harry Thompson and told him that the engineers were in favor of this Bill because it is far better than the present one is but that he had a question on it. He said that it will essentially bill the county but the Railroad Company's are going to be more responsible for their crossings. He said that Mr. Thompson informed him that there is \$4,000,000.00 up in Indianapolis in a fund and thus far, only \$200,000.00 of that fund has been used for the entire state and they think by passing this bill, different county's will excercise their authority to draw from this fund on Railroad crossings.

Commissioner Ossenberg said that the present Commissioners may be out of office before Penn Central does anything about the bridge. He asked the County Attorney if it was possible for the county to repair the bridge and bill the Railroad Co.

County Attorney Stephens said he didn't think the county would ever get their money back and he asked how much work needed to be done.

Mr. Martin said that 8 or 10 planks of decking need replaced but that excessive speeds will give them the same problem over a period of time.

Commissioner Willner said he is afraid that if the County starts maintaining this bridge, that it will be the County's job from now on, plus, they will not give the County the necessary Right of Way to do anything major with it.

Mr. Martin said that Mr. Ziegler also told him that if the bridge gets too bad, they will just come down and close it. He said that they do have a few of these planks at the County Garage that they could use on this bridge.

Commissioner Ossenberg said that Mr. Judd could put up the signs that are needed but that his concern is the bridge, because it could fall in before Penn Central would do anything about it, plus the fact that he thought they were so tied up in legal entanglements at the present time. He wondered if it would be okay to authorize the County Attorney to call them and explain that it is a dangerous situation and ask them if the county could go in and fix it and bill them and see what they say.

County Attorney Stephens said he could call but he was sure that he knew what they would say. He thought it would be best to go ahead and fix it but that they would need permission to do it. He said that he would call Penn Central and let Mr. Martin know what they say.

Commissioner Ossenberg said he would contact Mr. Judd about putting up the signs to read at 20 miles per hour.

RE: CLAIMS AND EASEMENTS

Mr. Nussmeyer presented a claim from Daniel K. Riddle for the Bridge widening on St. Joe Road, Acct. # 203-3815, in the amount of \$200.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from Daniel K. Riddle for an easement on Kleitz Road for Bridge widening, Acct. # 203-3815, in the amount of \$200.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was presented from John & Elizabeth Lutterman for an easement for the Bridge widening on St. Joe Road, Acct. # 203-3815, in the amount of \$840.00. It is noted that two separate checks of \$420.00 are to be drawn to the above party.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered. Easement accepted.

A claim was received from Lillian Carnaghi for services rendered in acquiring (3) three easements on the Green River Road widening at \$200.00 each. The total amount of the claim is \$600.00. Acct. # 216-3774.

Mr. Nussmeyer said that he would check out the stipulations on this one.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Darwood E. & Marian Johnson for the Green River Road widening project for easement and replacement of a wooden sign. Acct. # 216-3774, in the amount of \$180.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered. Easement accepted.

A claim was received from Robert S. & Elsie M. Foerster for easement on Green River Road widening project, Acct. # 216-3774, in the amount of \$79.20.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered. Easement accepted.

Mr. Nussmeyer has approved these claims on the various projects.

RE: DISCUSSION OF AGREEMENT WITH FARM BUREAU

Commissioner Schaad said that an agreement had been made on St. Joe Avenue with the Farm Bureau Co-op. where they wanted to install an electric pole and use the County property by the County Garage so they could load and unload rail cars and the county approved it on a trial basis and a deal was made where they were going to let the county have the Right of Way.

Mr. Ludwick said he didn't see anything on this in the Commissioners minutes.

Commissioner Schaad said that he was sure it was in the minutes because he remembered the Commissioners talking about it and that a letter was received from the Farm Bureau on this matter. He said that County Attorney Swain may have something on this since he was to take care of the matter.

The meeting recessed at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS	REPORTERS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens	C. Leach D. McConnaughay D. Aydelott J. Everett S. Clark

Secretary: Margie Meeks

Bob Shaad Talud I Willnes

COUNTY COMMISSIONERS MEETING MARCH 17, 1975

The meeting of the County Commissioners was held on Monday, March 17, 1975 at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: POSITION APPROVED IN PRINCIPLE

Commissioner Ossenberg said that the County Council has hired an Administrative Assistant and there seems to be a mix-up somewhere and he is asking the Commissioners to approve the appointment of Mr. Mike Beeler, in principle, subject to the ratification of the entire County Council. He said that Mr. Paul Brown, President of the County Council, will return tomorrow so he is asking that the Commissioners approve this employment in principle so that they can go ahead and sign it after Mr. Brown has returned and after the County Council meets to ratify and confirm it fully Wednesday night.

Commissioner Schaad said that since time is the essence and he is sure that it will be agreeable with the entire Council, although they haven't acted on it, he thought the Commissioners should do this.

Commissioner Schaad then moved that Mr. Beeler be employed as Executive Assistant to the County Council, subject to the approval of the full County Council. Commissioner Willner seconded the motion. So ordered.

Mr. Lensing then introduced Mr. Beeler and said that he appreciated the action taken by the Commissioners, that they didn't understand all they had to go through and that maybe the gun was jumped a little bit, but that four out of seven of the Councilmen voted for Mr. Beeler as their number one choice and he thought that the other three members would approve it if they haven't already done so. He said that he especially appreciates it because it serves for Federal Funding monies which they are going to put Mr. Beeler to work on since it is top priority with the County Commissioners as well as with the County Council, because if the county doesn't have enough money to pay all the bills in the budget requests next September, they will wish they had Federal Funding.

The Commissioners wished Mr. Beeler a lot of luck.

Commissioner Ossenberg said this was all a general misunderstanding all along the way but that they now have the matter settled.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-Owned Surplus Property. The bidding will remain open and the sale will continue.

County Attorney Stephens said he is going before the County Council Wednesday night to get their approval on all new parcels of County owned Surplus Property that has been appraised at over \$1,000 and that the new parcels will be advertised all at once.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE

Edna Henry	3904 Clement	Clerk	\$15.00 Day	Eff: 3/3/75
Marie Lurker	2100 Schutte Rd.	Clerk	\$15.00 Day	Eff: 3/3/75
Lois Wathen	513 Lewis Ave.	Clerk	\$15.00 Day	Eff: 3/3/75
Lucille Beckin	g 706 1/2 Court	Dr. Clerk	\$15.00 Day	Eff: 3/3/75

PERRY TOWNSHIP ASSESSOR

Rose Marie Owens 5730 Ridgewood Rd. Pt. Time Dep. \$15.00 Day Eff: 2/21/75 Geraldine Beickner 7524 Middle Mt. Vernon Pt. Time \$15.00 Day Eff: 2/21/75 Welborn Winterheimer 802 Harmony Way Pt. Time Dep. \$12.00 Day Eff: 2/21/75 Mary L. Falcone 5322 Upper Mt. Vernon Pt. Time Dep. \$15.00 Day Eff: 2/21/75

BURDETTE PARK

Charles Hertzberger R.R.2 Box 34 Extra Grounds \$2.00 Hr. Eff: 3/8/75 Debra Hape 2824 Dennison Extra Grounds \$2.00 Hr. Eff: 3/17/75

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

MAINTENANCE

Louis Canney 6055 S.E. Riverside Ex. Janitor \$2.00 Hr. Eff: 3/11/75

RE: MONTHLY REPORTS

The monthly report of the Bureau of Traffic Engineering was submitted for the month of February.

Report received and filed.

The monthly report of the Clerk of the Circuit Court was submitted for the month of February.

Report received and filed.

The monthly report of the County Treasurer was submitted for the month of February.

Report received and filed.

RE: LETTER FROM THE BUILDING AUTHORITY

The following letter was received from the Building Authority:

Dear Mr. Ossenberg:

This will supplement our letter of February 25, 1975, regarding request from Judge Dietsch.

The Board of Directors, pending formal action on March 26, have given tentative approval to using the Court Building first floor lounge as an office area.

Therefore, if you desire to assign this area, containing approximately 355 Sq. Ft., please give us formal request, countersigned by the Mayor, and we will be guided accordingly, Sincerely, C.G. Ruston, General Manager

Commissioner Ossenberg said this comes out of the Commissioners budget and that frankly, they don't have the money. He wondered if this should be handled the same way that the requests of Mr. Angermeier and Mr. Dorsey were handled, that the judge write the County Auditor a letter, asking that they be placed on the agenda of the County Council so they can request the necessary money, since he would hate to treat one office different than another.

Mr. John said this was different since Mr. Dorsey and Mr. Angermeier asked for remodeling to be done and in this letter, they are just asking for use of space in a lounge for Superior Court.

Commissioner said that rent isn't charged to the City or the County for the lounge, that it is picked up by the Building Authority so this will require complete remodeling and will need all new furniture, phones, etc. plus the rent. He said he thought the best thing to do here would be for them to get all the necessary figures and submit them to the Commissioners who will have to appear for them, before the County Council.

Commissioner Schaad said that all they want from the Commissioners, at the present time, is the permission of the Commissioners to use the lounge.

County Attorney Stephens said the Commissioners can give their approval for the use of the lounge but as far as the money is concerned, it will have to be advertised and it is too late to go before the Council this month, so they will have to be placed on the agenda for next month's Council Call.

Commissioner Schaad moved that the Commissioners agree, tentatively, that Superior Court can use the lounge and they will then have to go before the County Council to request the money that is needed.

Mr. John asked why the Commissioners didn't have the Building Authority to tell them how much the rent would be for the second six months. He said he thought the rent for the first six months was under the 50 % of the amount.

Commissioner Ossenberg said they charge \$9.25 per square foot and they have 355 square feet here.

Commissioner Willner seconded the motion that was made by Commissioner Schaad. So ordered,

RE: REZONING PETITION....VC 14-75

Petitioner: Wilfred W. Diekmann and Dathol V. Diekmann 11420 Old State Road, Evansville Ind. 47711

Premises affected are situated Southwest of the L. & N. Railroad, Northeast of Evansville Princeton Traction Right of Way (Now S.I.G. & E. Co.) and Southeast of Old State Road in Section Seventeen (17), Township Five (5) South, Range Ten (10) West, Vanderburgh County, Indiana.

The requested change is from A to M-1. The present land use is vacant and the proposed land use is for Wholesale Aluminum Products (siding) Distributors.

Mr. Diekmann said that the request is for the possible location of a building that will be one story and will be of a standard steel structure building by United Exterior Products which is a wholesale Distributorship for metal for siding and they do slight assembly for carport covers and this is why the M-l but that it is very limited. He said it is part of the Master Plan for along North 41, for Industrial and Manufacturing which has been set out by the Master Plan of the Area Plan Commission. He said he couldn't see where there would be any objection to this rezoning petition, also that the necessary property owners have been notified.

Commissioner Schaad moved that this Rezoning Petition be referred to the Area Plan Commission for first reading. Commissioner Willner seconded the motion. The vote being in the affirmative, unanimously, the motion carried.

RE: CLAIMS

A claim was submitted by Peyronnin Construction Co. Inc. for Labor, Equipment, Tools and Materials for the Roller Rink Roof at Burdette Park that was let on Contract in the amount of \$15,500.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers Construction Co. for partial payment on Burdette Park Recreation Northwest in the amount of \$32,206.50.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for Insurance - General Fund... Hartford Boiler & Machinery policy #90-11827 in the amount of \$2,340.00.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion.

Mr. John said that the state requires that the bill be itemized for this work.

Commissioner Schaad then amended his motion to read that this claim be approved subject to the statement being itemized. Commissioner Willner seconded the amended motion. So ordered.

RE: CONTRACT AWARDED ON EXIT OF PARKING LOT

Mr. Hotz presented the following four bids that were received on the exit of the Auditorium Parking Lot:

Thiel Carpentry......\$990.00 Deig Brothers.....\$876.00 Robert Story.....\$1,087.00 Peyronnin: Constr....\$873.00

- Mr. Hotz recommended that the contract be awarded to the low bidder.

Commissioner Schaad moved that Peyronnin Construction Co. be awarded the contract for the exit in the Auditorium Parking Lot at the price of \$873.00. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness said he attended a meeting at Vincennes Indiana last week, on the utilization of medical revue on patients in the Intermediate Care Facilities, which is what they classify part of the Pleasantview Rest Home as, and he said that, at first, it looked like they were going to have to form a medical revue

team, independently in each home here in Evansville, but for some reason, the state changed their minds and said that at the present time, they would furnish a utilization revue team that would come twice a year and revue all the patients and would certify their need for care or not to have the level of care they are now on. He said numerous other things were discussed but the main topic was the fact that they wouldn't have to form this utilization revue team independently as they thought that everyone would have problems in getting doctors and no one wanted to do it, so for the present time that did get knocked out.

Commissioner Schaad said the Commissioners had previously discussed the Pleasantview Rest Home and he had moved previously, that the Home be advertised for sale or for lease and it has been called to his attention that there may be some state laws passed that may make it possible for them to get some state monies instead of the S.S.I. Funds which would change the whole picture as far as the county continuing to operate the Home is concerned.

Mr. Harness said he understands that there have been four bills introduced into the legislature, not necessarily introduced but are in the hopper, and there is some controversy between the different groups of people, the Indiana Nursing Home Association, the State Welfare Department and the Indiana Association of Homes for the Aged and what actually comes out of it remains to be seen. He said there are two more weeks for the legislature to be in session.

Commissioner Ossenbers said there are fourteen more working days and at the discretion of the leaders of the House and Senate, they can spread the fourteen days through April if they care to.

Mr. Harness said he didn't know what the time was but that legislation has been proposed that would provide monies for people who are cut off the S.S.I. Funds and if the bill were to come through the legislature and would become law, it would greatly benefit the people. He said the way he understands the main provision of the bill is that it would provide up to \$300.00 per month for people residing at the residential level in Nursing Home Care, of which there is very little residential level available anywhere anymore because of the fact that there is no money to be made and no money available for some people to pay their way with.

Commissioner Schaad said he had been unaware of the possibility of obtaining monies and it makes him think a little differently about the home than he had in the past. He asked Mr. Harness to stay on top of this and to keep the Commissioners informed as to what is going on.

Mr. Harness said that he would keep the Commissioners informed. He also said that the biggest drawback is the fact that if these bills are passed, that the state will have to spend state money to finance these people's way and the general thinking is that if it is all put off on Medicaid, that a percentage of it is Federal money and at the meeting he attended on Friday, the residential level was discussed and as far as the state people from the Medicare Program were concerned, they say that there is no residential level of care actually available.

Commissioner Schaad asked, as far as residential patients, how many could ${\tt Mr.}$ Harness take care of at the home.

Mr. Harness said they could take care of somewhere between 80 and 100 people but that it would necessitate additional help and probably an upgrading of furnishings and various other things.

RE: MR. MARTIN

Mr. Martin said they bought materials for the St. Joseph Avenue Bridge and are waiting for permission from the Penn Central Railroad Co..

Commissioner Willner asked the County Attorney's if the county repairs this bridge, if the county will then become liable.

County Attorney Stephens said it depends on whether or not what they repair is done improperly and someone is hurt. He said he has written to Penn Central Railroad for permission to repair the bridge.

RE: CLAIMS FOR WORK PERFORMED IN 1971 AND 1972

A claim was submitted from Floyd I. Staub for work done on the Ditch at Boonville-New Harmony Road in the amount of \$3,572.75.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Floyd I. Staub for work on the Ditch in Darmstadt in the amount of \$695.80.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Floyd I. Staub for cleaning the Ditch on Burkhardt & Lincoln in the amount of \$950.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM FROM G. H. ALLEN

A claim was presented by G. H. Allen Inc. Acct. # 203-3817, Kansas Road, Structures 79 and 79A for partial payment in the amount of \$10,761.89.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

RE: SEMINARY ROAD

Mr. Nussmeyer said that they checked Seminary Road and that they think about 2000 feet of the road needs to be raised about two feet. He said there are dips in the road and that it will cost approximately \$8,000 to repair it.

Commissioner Ossenberg explained that he received a registered letter last week and he turned it over to Mr. Nussmeyer. He said that Seminary Road which is in Union Township, as he understands it, has four dips in the road and if they were raised, the water wouldn't go over the road and they received a petition from the property owners out there, requesting that the Commissioners would consider raising the road to solve the problem. He said he told Mr. Keller that he would turn the problem over to the County Engineer to see what could possibly be done.

Mr. Martin said that he talked to the residents and they said someone out there would possibly give them the dirt that was needed but he wasn't sure. He thought they might possibly have to buy it. He also said that the county doesn't have equipment that is large enough to do the job. He said that what they would need would be a bulldozer.

Commissioner Ossenberg said he could call Mr. Keller and see if he would give them the dirt. He also said he might be able to borrow a bulldozer from the City and he asked Mr. Martin if he thought they could then do the job.

Mr. Martin said that they probably could if they could get the dirt that is adjacent to the road.

Commissioner Schaad wondered, if this could be done and since it would cost the County \$8,000 to do the job, just how much this road is used and if there are other roads that can be traveled out there.

Commissioner Ossenberg said he would call Mr. Keller and see what can be worked out.

RE: DISCUSSION OF ROADS THAT NEED REPAIRED

Commissioner Schaad asked if anyone had heard any more from Mr. Lochmueller, concerning the roads in the county that needs improved, so they can go before the Council next month and see if they can get some Revenue Sharing money to do these roads in accordance with their formula, since they are going to have to decide which roads are going to be done this summer. He said they should do this as soon as possible.

Commissioner Ossenberg said the Commissioners should go down and see Mr. Lochmueller after lunch.

RE: ORDINANCE TO EXPAND BUILDING LAW...DISCUSSION

An Ordinance was presented to the Commissioners last week, for the expanding of the Building Code, outside the City limits within the County, but it was held up so County Attorney Stephens could check on it, since Commissioner Willner thought that the decision of whether or not a building should be torn down, should be heard before a Public Meeting since this is a sizeable magnitude to some people and with this stipulation, he would agree with the Ordinace being approved.

County Attorney Stephens said the Commissioners better hold up on the Ordinance, that he didn't re-do the Ordinance because the objection that Commissioner Willner had to it, couldn't be corrected because of the way the statute reads. He said that he would talk to Mr. Crooks about it.

RE: QUIT CLAIM DEED APPROVED

Commissioner Ossenberg said that sometime ago, they had a question with the Waterworks Department out in the Darmstadt Area concerning some property of Mr. and Mrs. Euler and that many many years ago, their attorney possibly didn't have the deed recorded or at least no record of it could be found and they have asked County Attorney Swain to look into the matter.

County Attorney Swain recommended that this property just be deeded to Mr. and Mrs. Euler.

Commissioner Schaad moved that County Attorney Swain prepare and present the Euler's with a Quit Claim Deed to the property in question. Commissioner Willner seconded the motion. So ordered.

RE: T. B. PATIENT ADMITTED TO HOSPITAL

The following letter was received by the Commissioners from the City-County Department of Health:

Re: Richard Norman, Sr. of 601 1/2 E. Walnut St.

Dear Mr. Ossenberg:

The above referenced individual was admitted to Good Samaritan Hospital, Vincennes, Indiana on February 19, 1975, for treatment of active, far advanced pulmonary tuberculosis.

This is to certify that Mr. Norman is a totally indigent Vanderburgh County resident who will need considerable financial assistance with the medical expenses involving this hospitalization.

Thank you for your attention in this matter,

Sincerely, Mildred M. Knodel R.N.

Commissioner Schaad moved that the admittance of Mr. Morman to Good Samaritan Hospital be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

GEORGE BARNES.....260 Washington Ave....Pigeon Township...Mrs. Harrison, Investigator

 ${\tt Mr.}$ Barnes was to appear before the Commissioners to request rent money but he failed to appear so no further action could be taken at this time.

RE: PARKING PROBLEM

Commissioner Ossenberg said that Commissioner Willner had brought up the fact that another parking space is needed for paraplegics to park near the Civic Center.

Mr. Moran said that it didn't make any difference whether he parked in the front or the back but if he had a choice, he would park out back as it is closer. Commissioner Ossenberg said that it would be taken care of.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

REPORTERS

Thomas Ossenberg

Curt John

William Stephens

J. Everett

Robert Schaad

Robert L. Willner

Thomas Swain

S. Clark D.

Secretary: Margie Meeks

D. Ayde

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING MARCH 24, 1975

The meeting of the County Commissioners was held on Monday, March 24, 1975 at 9:40 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

Commissioner Ossenberg apologized for the meeting being a little late, due to meetings that the Commissioners had held previous to this meeting.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned surplus property. The bidding will remain open and the sale will continue.

Commissioner Ossenberg said there is a new list of County-owned surplus property that will be advertised on March 27, April 3, 10 & 17 and the sale of them will begin on the 21st of April at 9:30 a.m. in the Commissioners Hearing Room during the regular meeting. He said they went before the County Council on Wednesday night to get approval for the sale of numerous parcels that had been appraised at over \$1,000.

RE: EMPLOYMENT CHANGES....APPOINTMENTS APPROVED

PLEASANTVIEW REST HOME

Lois VanWay 1322 Parrett St. Nurses Aide \$2.05 Hr. Eff: 3/19/75

COUNTY SURVEYORS OFFICE

Daniel M. Schmidt 1016 Henning Ave. Draftsman \$6,000 Yr. Eff: 3/19/75

VANDERBURGH COUNTY ELECTION BOARD

Edward L. Knight 1113 E. Riverside Head Mechanic \$2.70 Hr. Eff: 3/7/75 Perry A. Neale 2849 Edgewood Head Mechanic \$2.70 Hr. Eff: 3/7/75

GERMAN TOWNSHIP ASSESSOR

Elnora Wagner R.R.4 Cynthiana Rd. Deputy \$15.00 Day Eff: 3/4/75

BURDETTE PARK

Gary Burgdorf 1314 Reiter Dr. Pt. Time Grounds \$2.00 Hr. Eff: 3/24/75

RE: EMPLOYMENT CHANGES....RELEASES APPROVED

PLEASANTVIEW REST HOME

Eva Thompson 945 Independence Nurses Aide \$2.05 Hr. Eff: 3/17/75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Richard Donaldson 1317 Savannah Dr. Tk. Driver \$3.73 Hr. Eff: 3/20/75

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was submitted by the American States Insurance Company on the insured, Larry Aiken Management for the Theatrical Performance of the "Lettermen" Concert on 3/20/75 for lease of the premises.

Certificate received and filed.

RE: CLAIMS

A claim was submitted by Torian Agency Inc. for increasing four policies in adding contents of the skating rink at Burdette Park at \$10.00 each. The total amount of the claim is \$40.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners from February 15, 1975 to March 14, 1975 in the amount of \$7,774.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: EXIT AT PARKING LOT

Commissioner Schaad asked Mr. Hotz if they had started on the exit at the Auditorium Parking Lot.

Mr. Hotz said they were starting the concrete work today and should be putting up the exit signs shortly.

RE: CUTS-IN

The Waterworks Department submitted an application requesting to cut into 8620 Darmstadt Road to install 2" Water Service...Shoulder Cut.

Commissioner Schaad moved that the cut in be approved. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE

Mr. Ludwick presented specifications and the Notice to Bridge Contractors for the Smith-Diamond Road Bridge, #125 over Sander's Creek, .2 mile West of Cypress-Dale Road. He said that the specifications were previously approved but that changes have been made since then so he presented the new plans. He said that the old plans show that the old structure is forty feet in length and the new one will be one hundred and fifteen feet in length and the approximate height will be about twenty-six feet with a total length of fifteen hundred feet.

Commissioner Schaad wondered what account the money for this job would be taken from, since the cost is as great as it is for the few people it is going to accommodatine they do have other priorities.

Mr. Ludwick said they are anticipating on using R & S Accounts.

Commissioner Ossenberg said that it was brought out in the County Council meeting, Wednesday night, as to where this bridge was on the priority list and said it is #10 on the list. He said the other nine bridges are currently done or being worked on. He said that the Council readily went along with this unanimously simply because this bridge goes under water and it is in bad shape. He explained that he was informed by the previous Sheriff, the present Sheriff, the Volunteer Fire Dept. and the Ambulance Emergency Services that if there is an emergency and this bridge is under water, they have to travel through Posey County and come back twelve miles to Vanderburgh County. He also said that this road will be used, since this is where the Southern Indiana Gas & Electric Co. will build the new power plant.

Mr. Ludwick said that most of the projects they have planned for this year were put in the budget for 1975 and they still have approximately \$700,000 available. He said they have the money for the Barker Avenue Expressway, that the total amount of it will be 7% since they are suppose to get federal funds and instead of being \$400,000, the project will be approximately between \$122,000 and \$150,000, so they still have enough money in the bridge fund to do this one and numerous other bridges as far as the County Surveyor's office is concerned.

Commissioner Schaad said they talk about priorities as far as the bridges are concerned and he thinks it is done on only the consideration of the bridge and on the roads, they take in consideration, the condition of the road plus the traffic count on those roads to see if it justified or not.

Mr. Ludwick said the bridge report lists all these factors.

Commissioner Schaad said he has been over this bridge and he knows that it is in bad shape and it's real low but he would look at it again if he thought it would hinder any of their other projects such as the Franklin Street bridge, Green River Road or St. Joe Avenue.

Mr. Ludwick then presented the Commissioners with a request that he wants to get on the April Council Call which reads as follows: To County Auditor
Dear Curt:

Please transfer the following account from the County Garage.

Transfer \$7,000 from the Oak Grove Road Extension Project Account #201-3745 to new account #201-3746 Nurrenbern Road.

Repeal Acct. #201-3743.1 Green River Road, Heckle Road to Highway 57. Take \$10,000.00 of this amount and place in new Account for buying Right of Way when needed. Accumulative Bridge Fund:

\$250,000 for the Franklin Street Bridge Repair Project \$50,000 for the Green River Road, Heckle Road to Highway 57 Project. \$10,000 for the Kolb-Ditch on Audubon Drive Project.

Thank you, Respectfully, County Commissioners

Mr. Ludwick said the money is available in the Bridge Funds and the R & S Funds and they don't have a shortage of money here and they can still do the bridges that needs to be done and it takes into consideration, the Ray Becker Expressway, Millersburg, Baseline Road, Franklin Street Bridge repair and any of those that are in the budget.

Commissioner Ossenberg said that the bridge study was made in 1973 and as he gathers from the bridge report, Vanderburgh County seems to be doing something with their bridges.

Mr. Ludwick said they are working on them as funds are available and they lucked out with R & S Funds and are saving a lot of money by combining the projects.

Commissioner Schaad asked how many employees the new power plant of Southern Indiana Gas & Electric Co. will have.

Mr. Cole said it wouldn't employ more than one-hundred people.

Commissioner Schaad then said that if Mr. Ludwick is sure they will have monies to do these other projects that are urgent, he will go along with it even though it seems like it's a lot of money because something needs to be done out there.

Mr. Ludwick said that he and Mr. John went over the accounts and that everything must be put into one R & S Account and from now on, any projects they have, the money can't stay in another account as has been done in the past.

After further discussion, Commissioner Schaad asked how long it would be before they know whether they will federally fund St. Joe Avenue.

Commissioner Ossenberg said that having worked with this for several months and keeping it in the 75 to 80 range and being in a priority to be done, starting this year, the Consultant out of Indianapolis, if they choose to go that way, has assured them that it would take him about four months to do that impact statement.

Commissioner Schaad then asked if they wouldn't have to pay him with local money.

Commissioner Ossenberg said they would and he thought it would have to come from some other account.

Commissioner Willner then asked if this will take the environmental study all the way from Pennsylvania to Boonville-New Harmony Road or I-64.

Commissioner Ossenberg said he thought there had been a ruling and that he wants the Commissioners to go down to see Mr. Lochmueller so he can further enlighten them on this matter.

Commissioner Schaad asked Mr. Cole what the time table was on the power plant that is to be built.

Mr. Cole said the plans for the plant has been deferred for one year, that the decision was made at the beginning of the year and that the side preparation contracts have been let and the work has been started and it will be completed and then at the end of this year, a decision will be made as to whether they should go ahead with the plant or whether they should defer it again so it will definitely be built but it is just a question of when, since it depends on the economic situation.

Commissioner Schaad then asked Mr. Cole if it would be necessary for them to use this road in hauling materials for the construction or if there was another route, since he didn't think they could haul anything across that bridge.

Mr. Cole said that he imagined that some of the heavy equipment will be moved in by barges while others will be moved in by truck and that they do have access to the Posey County roads.

Commissioner Willner moved that bids be advertised for the Smith-Diamond Road Bridge and said that he thought the contract price would make his decision for him. Commissioner Schaad seconded the motion. So ordered.

RE: ORDINANCE TO EXPAND BUILDING LAW...DISCUSSION

Mr. Crooks submitted the Ordinance for the condemnation of buildings and said he has received a comment on it in that the authority was too extensive and he explained that in the city, that when they have a condemnation proposed for a city building of some nature, that it is recommended by the Building Commission and acted upon by the Safety Board and this is the way it is handled, except in the case of an emergency and in this case, he would have the authority to proceed with immediate condemnation. He said he didn't know if they need this spelled out in the Ordinance or not, but that this is the way it is handled in the city.

Commissioner Schaad said then, that it would be the recommendation of Mr. Crooks, that the County Commissioners would act on it for the county and he didn't know either, if it should be spelled out in the Ordinance.

Commissioner Willner asked if any changes had been made in the Ordinance of if it was exactly the same as it was.

Mr. Crooks said it is the same as it was.

Commissioner Willner said he thought that someone who is elected should be responsible for this Ordinance and that there is a major difference between the City and the County and he is sure there aren't any barns in the city that are in such a shape as they are in the county and he isn't sure they would go out and misrepresent that fact by saying that something is unsafe when it wouldn't be, but it is a little different problem and he would like an elected official to be the determining factor and in order for him to sign the Ordinance, it is going to have to be spelled out.

Mr. Crooks said it didn't matter to him but he did think they would need to make some provision for emergency situations.

Commissioner Willner said he agrees with this and that the Commissioners are available seven days a week.

County Attorney Stephens said that he would prepare a new Ordinance.

RE: SEMINAR HELD

Mr. Crooks said there will be a Seminar on Building Codes for the next two and one-half days and it is open to anyone that wants to attend. He also said there is an update on the changes made by the State Administrative Council.

RE: ABSENTEE REPORT

Mr. Jerry Linzy appeared, representing Mr. Martin, for the County Highway Department and he submitted the Absentee Report on the employees of the County Highway Garage for the past week.

Report received and filed.

RE: HILLVIEW DRIVE

Mr. Linzy said that Hillview Drive fell in and the water is over the road from 20 to 25 feet deep and repairs will have to be let on contract.

Commissioner Willner said a contractor would have to repair it but he wondered what they could do to keep this from happening again. He wondered if it should be declared an emergency and if they should get some invitational bids. He thought the money for the repairs would come from the Highway Contractual Account.

Commissioner Willner then moved that the Commissioners give the County Highway Dept. the right to ask for three invitational bids, to declare this an emergency and for them to then contact the Commissioners by phone. Commissioner Schaad seconded the motion. So ordered.

RE: HIGHWAY 41 SOUTH

Mr. Linzy said that on Highway 41 South, where a car went through the guard rail, it still belongs to the state, that the county hasn't accepted it.

Commissioner Ossenberg said he knew that the bridge hadn't been accepted, but he didn't know if the county had accepted the road or not.

Mr. Ludwick said the road still belongs to the State Highway Department.

County Attorney Swain said the statute has been amended, that before, the county had an option to accept or not accept but now they don't have the option and if the State offers it to the County, it belongs to the County but that the State must first bring it up to standards.

Commissioner Schaad said this is an impassable road and it doesn't go anywhere and that there is just an old abandoned bridge out there. He said the Commissioners got a letter on it more than a year ago.

Commissioner Ossenberg said if he recalled correctly, that Mr. Nussmeyer came before the Commissioners and recommended that the County accept it.

Commissioner Willner asked Mr. Linzy if barricades were put up out there.

Mr. Linzy said they put the guard rails back up.

Commissioner Willner suggested that this matter be turned over to the County Attorney and ask him to research this matter and report back to the Commissioners next week, so they can do something one way or another.

Commissioner Ossenberg said he thought that one of the things that was brought to his attention by one of the news media was that they wanted the county to put the guard rails at Southlane Drive which would cut off businesses up to the bridge and he didn't see how they could do this.

County Attorney Swain said it didn't make much difference if they put it up or not because someone would drive through it.

Mr. Linzy said that they were talking about putting up two guard rails, in case they went through one, that the second one would stop them. He said the one set of guard rails is dangerous and if someone goes through it as it is now, they are in the water.

The Commissioners agreed to defer this matter until the County Attorney has researched this matter and until after ownership has been established.

RE: ST. JOE BRIDGE

Mr. Linzy said he didn't know if the Commissioners had heard anything on the St. Joe Bridge or not.

County Attorney Stephens said he hasn't heard anything from the Penn Central Railroad Company on this matter as yet.

RE: SEMINARY ROAD

Commissioner Ossenberg said that Seminary Road, in Union Township, has four sways in it and several of the residents of that area are present today. He said he knew that Mr. Martin and Mr. Seibeking were out there. He asked Mr. Linzy if he knew anything about it.

Mr. Linzy said that he didn't, other than Mr. Martin told him that it would have to be let on contract because they didn't have the equipment to do the job.

Mr. Ludwick said he has been in contact with Mr. Keller and he said the residents had agreed to supply the dirt if the county would then go ahead with the project and raise the road and he felt that if the residents would go that far, that the County should go ahead and do the project. He said they are talking about approximate 3000 cubic yards of dirt and that the County Garage has a Rock Account where they could get the gravel and he didn't think it would cost much more than \$5,000 but if they say they can't do the job, they will then have to let it out on contract which will cost more than that. He said the blacktop road is still under water and the peopare going through there with wagons and they should make some arrangements to get this down to be completed next year.

Mr. Keller said that from February 24th until March 24th they had ten days of open road and the rest of the time they have been using tractors and wagons to transport everyone in and out and they are on twenty-four hour call out there. He also said that no emergency vehicles could get through.

Mr. Ludwick said he thought the road should be raised to the elevation of 42 1/2 feet and that this would raise the road to the elevation of Cypress-Dale Road and if they can get to that point it would be okay because if the water would go over Cypress-Dale, they would all be under water.

Commissioner Schaad said that Bayou Creek Road is also under water.

Mr. Keller said those people can get out the other way and the ones that live across the intersection on Seminary Road go out to Pleasant Road but they are the only ones that can't get out.

Commissioner Schaad said if they have to let this job out on contract and it will be over \$5,000 they will have to get bids on it and will have to be advertised.

Mr. Linzy said when this road is rebuilt, it will have to be compacted or it won't stay there and this is why they say they don't have the equipment to do the job right.

Mr. Ludwick said they could call a couple of contractors and see what kind of price they are talking about. He said it wouldn't be necessary to draw up specifications on it, that someone could be out there with them to oversee the job and to tell them how it is to be done. He said they could get approval from the residents now and that the County Garage has some rip rap that could also be used. He also said that three pipe structures will have to be installed.

Commissioner Schaad moved that Mr. Ludwick pursue getting some estimates on the job and doing it the most economical way such as the residents furnishing the dirt and to get some ideas on it and come back to the Commissioners next week and they will make a decision as to how they will go about doing it.

Mr. Keller said the residents have agreed to furnish the dirt and that they have made arrangements to get it but that some of it will have to be hauled.

Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg told Mr. Keller that the Commissioners will help them in the most economical way that they can, that they can see the problem and he thought that the best way to get it done would be by contract.

RE: RELEASE REQUEST OF COUNTY EMPLOYEE HELD UP

Commissioner Ossenberg said that an employment change from the County Highway Dept. was submitted this morning for the release of Alice Lee as bookkeeper, whose pay is \$6,517.36 per year, to be effective 3/24/75 and he asked Mr. Linzy if he had any comment on this.

Mr. Linzy said he sure didn't, that he wasn't familiar with what happened since he wasn't in the office.

Commissioner Willner said there is just this much about it, that the Commissioners have appointed Ed Martin to run the County Garage and in his opinion, he has done this to the best of his ability and it's a shame that politics have to get involved in the operation of the garage, that it's bigger than that and it is a matter of him saying that she was fired and the Commissioners saying she isn't fired and he is sorry that this has come to an open meeting but it has and he wants to give his full support to Ed Martin, that Mr. Martin isn't of his political party but that this doesn't meathat much to him and that Mrs. Lee has been going from job to job and he understand that she refused to work for the Democrats and this is all fine and good and as far as he is concerned, he will sign the release saying that she is no longer employed by the County Garage. He said this problem has come up before where she got a leave of absence to work on the election and he doesn't believe that constitutes a good working agreement as far as the County Garage is concerned, to the taxpayers of Vanderburgh County.

Commissioner Willner then moved that the release of Alice Lee be approved. This motion died for the lack, of a second.

Commissioner Ossenberg said his only comment on this is that Alice Lee was permanently going to leave the County Garage next Monday, not to return and this came rather suddenly and the Employment Change for her release was given to the Commissioners

this morning. He said while he hasn't talked to Mr. Martin, he understands that he went in to one of the Commissioners this morning, that he would not listen to reason and he announced that if this release was not approved by the Commissioners, he would tender his resignation. He said there could be a personality complex out there but he didn't know and again, that he wasn't bringing politics into the operation of the County Garage, that he has his own personal opinions. He said that Mrs. Lee is only going to be out there one more week and then leaving permanently and they could then get someone else and would possibly have some compatibility between the Superintendent of the County Highway Department and personnel in the office, however, he is going on record to state that Mr. Martin would not reason, that this is it or he would tender his resignation. He said he would not sign this release.

Commissioner Schaad said that as far as he is concerned, he feels that it is strictly a personality conflict between the two people and he agreed with Commissioner Willner as far as Mr. Martin doing a good job at the County Garage, that a lot of work is being done that has never been done before and he thinks that Mr. Martin is conscientious about his work but it is just too bad that people can't sometimes get along and he thought that Ed was mad this morning and that is why he said what he did so as far as he is concerned, he couldn't see why he couldn't have waited either, since it was understood that Mrs. Lee was going to quit in one week but it was just a matter of temperance this morning and sometimes we don't think our best when we are mad so he said that he wasn't going to sign the release either. He said that maybe they could talk it out privately but if Ed feels this strongly about it and he won't listen to reason, that maybe after he has had a chance to cool off he will feel differently because when anyone is mad, they don't think very well.

Commissioner Ossenberg said if Mr. Martin chooses to tender his resignation as the Superintendent of the County Highway Garage, the Commissioners will go into session and he supposed they would name an acting Superintendent until such a time as one is named permanently.

RE: POOR RELIEF

BRENDA CASE... 319 Oakley-Apt.C... Pigeon Township... Mrs. Bowling, Investigator

Mrs. Case said she is asking for rent since they are two months behind and owes the landlord \$80.00. She said her husband just got out of the V.A. Hospital on March 13th and that he has to go back in September for a check up. She said they have no income at all but that her sister has been helping them out.

Commissioner Willner asked Mrs. Case what the nature of her husband's illness was.

Mrs. Case said he has colitis and that he is on a diet and medication and that when he goes back, if his condition doesn't improve, he will have to have an operation. She said her husband last worked at Manpower. She also said she had applied for A.D.C. and they should get a check on the 10th of April. They have two children, ages of six and seven years.

Commissioner Willner asked what the amount of the check will be.

Mrs. Case said she was told it would be \$250.00 but that they would have to buy their food stamps out of it. She said she had applied for A.D.C. only once before in 1969 when her husband was in the hospital but she didn't receive it.

Mrs. Bowling said that this case was before the Commissioners on February 24th and that Mrs. Case had stated that her sister had paid their rent up to the 16th of February so it was agreed here that the Pigeon Township Trustee would pay a month's rent for her so she called the landlord and told him. She said that Brenda's problem is that she is going to get the check for \$250.00 and the landlord wants \$80.00 from the Trustee for back rent and \$80.00 from Mrs. Case for current rent. She said that she has explained this to Brenda and so did Mr. Moran, the Veteran Service Officer, but that Mrs. Case still didn't seem to understand.

Mrs. Bowling said she talked to Mrs. Case's A.D.C. worker today and they have reported that Mr. Case will only be incapacitated for 60 days so she was trying to explain to Mrs. Case that in any event that she didn't stay on A.D.C., they would have to be able to live someplace she could afford. She said that Mrs. Case likes it where she lives and doesn't want to move and this is fine as long as she has an A.D.C. check to pay for it but she will have to pay the \$80.00 for current rent out of it and that the Trustee has agreed to pay the \$80.00 back rent but that Mrs. Case is here because she doesn't trust the Trustee and doesn't think they will pay it. She said that Mrs. Case wasn't denied help.

Commissioner Ossenberg said he felt if an investigator from the Trustee's office comes in front of the Commissioners and makes a statement in a public meeting, he is sure they are going to fulfill their committment.

Mrs. Case asked when the landlord would be paid.

Mrs. Bowling said that all rents go out between the 10th and 15th of the month.

Mr. John said that Mrs. Case can go down today and sign a claim, that they will then send it of the Auditor's office, that they have to have it by the end of the month since all claims have to be advertised and the check will be sent to the landlord around the middle of the month.

RE: PROBLEM OF POOR RELIEF DISCUSSED

Mrs. Bowling said she asked to be placed on the agenda today so she could discuss a problem with the Commissioners so that no one will think they are getting preferential treatment of not waiting a week before they got on the agenda. something was said about it and this is the reason she mentioned it. Mrs. Bowling explained that the Trustee now has a budget form that they set up in determining a person's income and what his expenditures are for that particular month and in this particular case, the person has an income of approximately \$317.00 for the month of March and his expenditures were \$15.00 to Acme Jewelers, \$10.00 on a loan, \$75.00 for rent and he was requesting \$38.00 for food stamps which she denied, due to the fact that the man had received two checks and had one pending Friday at his place of previous employment. She said he also had shut off notices for his utilities, dating back a couple of months and that she insisted that he would pay for the food stamps out of the check on Friday. She said she told him that the Trustee couldn't pay his utilities until he was out of a job or wasn't receiving any kind of income so he was told to hold his utility bills until he got a shut off notice at which time the Trustee would have to pay them. She said this is her problem and she asked just how she would go about this, if a person has received enough money in three weeks to pay these bills. She said he has received enough money to pay his utilities and to pay for his food stamps but he didn't.

Mr. Ronald Graul of the Inter City Ministerial Association said that this man's pay check stubs show that his pay was approximately \$310.00 but the one check he received last Friday was \$96.74, that he had a payroll deduction of \$25.00 and he explained that the man had a traveling job and he had some speeding tickets he had to pay so the company advanced the money and and it was then deducted, so he only received \$75.00 last week and he asked for food stamps last week so he would have some money to pay on his utilities but he was told to pay for his food stamps and to come back on Monday to see about his utilities so he spent \$38.50 for food stamps and they hadn't considered the food cost he had up to this time for a family of four. He said if the Trustees are going to start using these forms, they may want to consider using some standard deductions, also that the Department of Welfare already has established some allowances that they utilize and for a family of four, they established \$33.75 per individual per month so it's about \$33.75 per week for food for four people. He said this was established in 1967 so with the inflation he would figure it would be fair to say it would cost a minimum of \$40.00 a week for their food plus school lunches for one child that is in school which costs \$6.00 for three weeks. He said when this man was working, he had to buy his lunches because he was on the road which cost at least \$1.50 per meal and he has also had gas expense for his car which he figured to be about \$5.00 per week and he came up with \$302.00 and these are just basic necessities so he contends that the money this man has received, has been spent and he now shows a deficit in his budget and he has an emergency need and he thinks the Trustee's are established to deal with emergency relief and he has a shut off notice on his utilities.

Commissioner Ossenberg said when these people qualify, they have a lunch program for the school children that is free.

Mr. Graul said he advised them to apply for the free lunch program for their child who is in school but at this point, they hadn't applied since the man just lost his job.

Mrs. Bowling said these weren't current bills, that the man owes back bills from when he was working but that he didn't pay them. She said he didn't miss paying the Jewelry Store or the Loan Company.

Mrs. Bowling said she came before the Commissioners today only to ask if an organization or group has the right to tell a recipient to withhold his bills until the Trustee has to pay them, that this is the only reason she is here and she wondered if they are at liberty to turn these people down if they could pay their utility bills and didn't because they know if they come in with a shut off notice, that the Trustee will have to pay them.

County Attorney Swain said that the Trustee has a Township Attorney.

Commissioner Ossenberg said that Mrs. Bowling should get a rendered opinion from the Township Attorney and then if the Attorney rules in favor of the Trustee, the man has the right to appeal.

Commissioner Schaad said the Commissioners couldn't take any action here, that if they did, they would have people in here on a moments notice and they would be running in here every minute. He said the Commissioners only hear recipients when they have been denied help.

Commissioner Ossenberg suggested that Mr. Graul go to the Trustee's office and meet with the Trustee and their Attorney to work this out.

The other Commissioners agreed.

RE: MEETING SET

Commissioner Ossenberg received the following memo from the Area Plan Commission:

NEWS RELEASE

There will be a Public Hearing for the residents of Vanderburgh County, Wednesday, March 26, 1975, at 7:00 p.m. The meeting will be held in the auditorium of the Vanderburgh County 4-H Center.

This meeting is being held to provide the citizens of Vanderburgh County with an opportunity to express their opinions regarding the programs which are available through the Housing and Community Development Act.

available through the Housing and Community Development Act.

The meeting is being conducted by the Vanderburgh County Area Plan Commission and the Community Action Program of Evansville.

The meeting recessed at 11:15 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR

COUNTY ATTORNEY'S

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING MARCH 31, 1975

The meeting of the County Commissioners was held on Monday, March 31, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County owned surplus property. The bidding will remain open and the sale will continue.

RE: ELECTION OFFICIAL'S COMPENSATION

The following letter was received by the Commissioners, from Shirley Cox, the County Clerk:

Dear Sir:

Under the new system of voting being instituted in Vanderburgh County this year, the Election Inspector will have added responsibilities for supplies and the law requires that a bi-partisan team deliver voted precinct ballots to the Counting Center.

With this fact in mind, the Vanderburgh County Election Board, at a recent meeting, voted unanimously to recommend to your Board of Commissioners that the allowance for Inspector and Republican Judge in each precinct be increased to the present statutory limits as set forth in BURNS 29-3215 for the Primary Election to be held May 6, 1975.

We understand there is a bill concerning compensation for all election officials pending before the legislature at this time which may, if passed, require additional allowances for all precinct officials.

Thank you for your consideration in this matter and we will await your decision.

Sincerely, Shirley Jean Cox

President Ossenberg said that Mrs. Cox had in mind, that the Inspector will automatically be a Democrat by virtue of the Secretary of State's office and the Republican Judge, at that particular time, will have to be the bi-partisan individual and this is why she thinks he should get additional money.

Mrs. Cox explained that the Burns statutory allowance for an Inspector is now \$55.00. She said that it is \$25.00 per diem plus \$15.00 for picking up the supplies and \$15.00 for returning the supplies. She also recommended that the Republican Judge receive \$20.00. She said that the reason for this is, that by law, under the present system of voting, that it isn't a "May Bill", that it is a "Shall Bill" and states that a bi-partisan team of the Inspector and the Judge of the opposite political party return the ballots to the Election Counting Center. She said that in the past, some of the Judges have accompanied the Inspectors but it hasn't been required before.

President Ossenberg said that in talking to Senator Harry Thompson, he found that this could possibly be changed from a "Shall Bill" to a "May Bill" as far as requirements are concerned.

Mrs. Cox said she hopes that it isn't, since she thinks it should be required for one person of each political party to return the supplies.

President Ossenberg said there are only seven actual working days left in the Assembly, but they could stretch it out to a month at the disgression of the Senate Protem, the President's Senate Protem and the House Leader. He then asked Mrs. Cox what her deadline was to raise the pay of other election officials in the event that this bill does go through, if the Indiana General Assembly states that they should be raised.

Mrs. Cox said that April 21st. is the last day that the County Commissioners shall set the allowance.

President Ossenberg said he thought that what Mrs. Cox is asking here is for the Commissioners to give their approval, presently, to the Inspector at \$55.00 and the Republican Judge at \$20.00 and leave the rest as they are, until such a time, that if the bill does come through, then the Commissioners will have to amend the pay allowance but it wouldn't become effective until the fall election.

Commissioner Schaad moved that the pay for Inspectors be set in at \$55.00 and the pay for the Republican Judges to be set in at \$20.00. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE

Mr. Crooks presented a Notice to Bidders and the specifications for the labor and materials to replace all draperies and valances for the Hillcrest & Washington Homes.

Commissioner Schaad moved that Mr. Crooks be authorized to advertise for bids according to the new specifications. Commissioner Willner seconded the motion. So ordered.

The advertisements will be on April 1st. and 7th and the bids will be opened at the Commissioners meeting of April 21st. 1975.

RE: COMMENT ON ORDINANCE

Mr. Crooks said the Ordinance to expand the Building Law was discussed last week and after the meeting, County Attorney Stephens and County Attorney Swain went through the existing Ordinance with him and that it is their opinion that the existing Ordinance does have the necessary authority on the condemnation of buildings in the county.

County Attorney Stephens said that the County Building Code gives the Building Commission the authority to recommend to the Commissioners, the condemnation for this type of problem, so there is no need to write up a new Ordinance. He said this is so the Building Commissioner can recommend the action he wants to take and the Commissioners instruct the Building Commissioner as to if he should take the action or not.

Commissioner Willner asked if he was correct in assuming that a new Ordinance wouldn't be constituted at the present time then.

Mr. Crooks said that a new Ordinance wasn't necessary, with the last change in the State Legislature and with the existing County Ordinance.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Wallace Plunkett	1613 Richardt Ave.	Truck Driver	\$3.73 Hr. Eff: 3/27/75
Carol Parsley	2914 Mockingbird B	ookkeeper	\$250.66 Bi.Mo. Eff: 3/21/75
Ella Mae Sheets	3307 Bayard Pk. Dr.	Secretary	\$190.10 Bi.Mo. Eff: 3/31/75
Jack Siebeking	R.R.2 Box 58	Superintendent	\$15,000 Yr. Eff; 3/31/75
Walter Dobroski	724 Wall St.	Foreman	\$342.69. BI.Mo. Eff: 3/31/75
Gilbert Harris	1906 Walnut Lane	Foreman	\$331.73 Bi.Mo. Eff: 3/31/75

BURDETTE PARK

Michael A. Ginger 1419 Hillside Terrace Extra Grounds \$2.00 Hr. Eff: 3/25/75

VANDERBURGH COUNTY PROSECUTOR'S OFFICE

Michael J. Hayden 8601 Whetstone Investigator \$7,000 Yr. Eff: 3/24/75

PLEASANTVIEW REST HOME

Bonnie Goodge	700 Senate Avenue	Bookkeeper	\$198.11 Per Pay	Eff: 3/26/75
Rosie Jost	R.R. 4 Kramer Rd.	Aide	\$2.05 Hr.	Eff: 3/31/75

KNIGHT TOWNSHIP ASSESSOR

James L. Kornblum 568 E. Olmstead Deputy \$5,582.00 Yr. Eff: 4/1/75

RE: EMPLOYMENT CHANGES.....RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Wallace Plunkett	1613 Richardt Ave.	Labor	\$3.627 Hr. Eff: 3/27/75
Edward Martin	R.R.5 Box 240-A	Superintende	ent \$15,000 Yr. Eff: 3/31/75
Carol Parsley	2914 Mockingbird	Secretary	\$211.22 Bi.Mo. Eff: 3/31/75
Alice Lee	5111 Nolan	Bookkeeper	\$250.66 Bi.Mo. Eff: 3/31/75
Jack Siebeking	R.R. 2 Box 58	Foreman	\$342.69 Bi.Mo. Eff: 3/31/75
Walter Dobroski	724 Wall Street	Foreman	\$331.73 Bi.Mo. Eff: 3/31/75
Gilbert Harris	1906 Walnut Lane	Foreman	\$3,89 Hr. Eff: 3/31/75

EMPLOYMENT CHANGES RELEASES CON'T.

VANDERBURGH SUPERIOR COURT

Marion Grisham

Bailiff

\$7,314.94 Yr. Eff: 4/11/75

PLEASANTVIEW REST HOME

Bonnie Goodge Violet Barnett

700 Senate Ave. Soc. Serv. Designee 700 Senate Ave.

Bookkeeper

\$184.00 Pay Eff: 3/25/75

\$198.11 Pay Eff: 3/4/75

KNIGHT TOWNSHIP ASSESSOR

Kenneth S. Bristow

1617 E. Indiana St.

Deputy

\$5.582.00 Yr. Eff: 4/1/75

RE: APPOINTMENT MADE

Commissioner Schaad moved that Mr. William Ossenberg be re-appointed to serve on the Alcoholic Beverage Board from April 31st. 1975, to April 31st. 1976. Commissioner Willner seconded the motion.

Commissioner Schaad then moved that the nominations be closed. The vote being in the affirmative by majority, with Commissioner Ossenberg abstaining. The motion carried.

RE: CERTIFICATION OF INSURANCE

A certificate of Insurance on Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts was presented on Feigel Construction Corp. of Evansville, Indiana & Kentucky. This document replaces Forms 19 and 105. Certificate received and filed.

VIOLATION OF HEALTH LAW

Two letters were received from Harold Taylor of the Housing Inspection Department, stating that there has been a complaint filed with their office on a reported violation of Section 1137, 31 of the Municipal Code of Evansville, Indiana, 1962, which Section does not permit anything to be maintained on the premises of any zoned property that would in any way constitute an eyesore or nuisance to adjacent property owners or residents or the community. It stated that an inspection has been made at 303 and 305 Cass and it revealed the presence of debris which in the opinion of the inspector constituted an eyesore or nuisance and a violation of the Municipal Code and unless this violation ceases within ten days of the date of this letter, it will be necessary for them to refer this matter for legal action.

Commissioner Schaad moved that this matter be referred to Mr. Hotz to check to see if the County owns these properties. Commissioner Willner seconded the motion.

Both of these parcels were found to be on the new list of County owned surplus properties that are now being advertised and will go on sale April 21st. 1975.

County Attorney Stephens said that the sale of these parcels may take care of the problem .

Commissioner Schaad withdrew his motion as well as Commissioner Willner withdrawing his second to the motion.

President Ossenberg said he thought that in view of the fact that these locations will again be inspected in ten days, he thought Mr. Hotz should go out there and take a look at them and report back to the Commissioners and he could contact Mr. Taylor to inform him that the County has these parcels on the list of County owned surplus property that is being advertised for sale.

RE: REQUEST TO TRAVEL

The following letter was received by the Commissioners from Sheriff DeGroote:

Gentlemen:

I would appreciate your consideration and approval of a trip I made...yesterday. (Monday, March 24th.)

I was in Bloomington Thursday, for an explanation of the up-coming Indiana Law Enforcement Emergency Network, went on to Gary to take part in a Jail Administration program on Friday and returned to Evansville Saturday, only to discover I had made plans to attend the one-day Seminar on "Jail Rules & Inmate Rights" in Indianapolis, Monday, presented by the Indiana Sheriff's Association.

The date slipped up on me, and I really thought the event was to be held in April. It was a very important meeting, one attended by 86 of the 92 County Sheriff's in the State, and I gained both important and timely information pertaining to the Vanderburgh County Jail.

There wasn't time to attain the approval of the Board, due to my mix-up in thinking of a later date for the event, so I did take it upon myself to fly on up to Indianapolis.

I would appreciate your approving this action, but if you see fit not to do so, I'll certainly abide by the decision and pay for the ticket myself.

Respectfully submitted (delinquent)

James A. DeGroote, Sheriff

Commissioner Schaad moved that the trip made by the Sheriff be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS FOR TRAVEL

A claim was received from Sheriff DeGroote for reimbursement of a round trip to Indianapolis on 3/24/75 where he attended an Indiana Sheriff's Association Seminar. The amount of the claim is \$47.57.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Acclaim was received from the County Assessor, James Angermeier, for Lodging at Howard Johnson's Motor Lodge for two nights at \$36.38 and mileage for trip to and from Indianapolis to attend a meeting of County Assessor's. The total amount of the claim is \$69.38

A claim was received from Thomas Lindsey for lodging of one night at Howard Johnson's Motor Lodge at \$18.19 and mileage for the trip to and from Indianapolis in attending the meeting for County Assessor's in the amount of \$33.00. The total amount of the claim is \$51.19.

A claim was received from Mary Garrison for lodging at Howard Johnson's Motor Lodge at \$18.19 and for mileage to and from Indianapolis in attending the County Assessor's meeting in the amount of \$33.00. The total amount of the claim is \$51.19.

Commissioner Schaad moved that the three above claims for the trip to Indianapolis in attending the meeting for the County Assessors' be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED.

A check was received from the United States District Court, The State of Indiana v. Chas. Pfizer & Co. Inc. et al. 68 Civ. 3157, Settlement of the State of Indiana Antitrust Action, in the amount of \$145.34, paid to the order of Boehne Tuberculosis Hospital. The attached form stated that this check is the final distribution ordered to be made from the fund paid over by defendants in settlement of all relevant claims, including those of the class of which Boehne Hospital was a member. The claims asserted were that defendants violated the antitrust laws in the sale of drugs and the check represents the Boehne Hospital's share of the 20% "hospital holdback" escrow fund referred to in prior notices sent by the Court.

Since this check is made out to Boehne Hospital which is no longer in existence, the County Auditor said the money should be put into the General Fund.

Commissioner Schaad moved to accept the check. Commissioner Willner seconded the motion. So ordered.

RE: DOORS AT HILLCREST HOME

Mr. Hotz reported that all the doors at the Hillcrest Home have been installed and that the Building Commission will send a representative out in the morning to make a final inspection of them.

RE: DOORS AT PLEASANTVIEW REST HOME

Mr. Hotz said he would like the feeling of the Commissioners on taking up the option of Village Homebuilders on the hanging of the doors at Pleasantview Rest Home. He said they told him that they would get on the job right away. He said they gave the Commissioners 60 days to make a decision but that if the Commissioners wait much longer they will be getting into their spring work and it will then be a question of when they can get it done.

Commissioner Schaad moved that the doors at the Pleasantview Rest Home be installed by Village Homebuilders at the cost of \$1,200 for the 89 doors. He said they might as well have them put in since the doors can't be sent back. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING REPORT

Mr. Siebeking presented an absentee report of the employees at the County Highway Garage for the past week.

Absentee Report received and filed.

RE: HILLVIEW DRIVE

Mr. Siebeking said he wanted to find out about a few of the present problems and that one is that of Hillview Drive, since the road fell in and water is over the road from 20 to 25 feet deep.

Mr. Ludwick said he had three contractors to take a look at it, that they were Deig Brothers whose bid was \$7,150 for labor and materials to dig out and replace an existing collapsed 36-inch culvert which is to be 80 feet long and bituminous coated, Barnett Brothers at \$7,600 to put in metal pipe or \$8,400 to lay concrete pipe and Floyd I. Staub whose bid was \$4,600 to lay corrugated metal pipe.

Mr. Ludwick said that he told each of the contractors that they were to replace the pipe and dig up the roadway and place backfill one foot over the top of the pipe and from that point on, the County Garage would do the work and that this was the premise he went on so this is the work the bids were based on. He said they are talking about 80 feet section of pipe here and the low bid was that of Floyd Staub at \$4,600.00.

Commissioner Schaad said he thought they talked about concrete pipe so it would be there forever and if they use corrugated metal pipe, they might have to go through this again.

Mr. Ludwick said if it is concrete, the same thing applies, the County will have to supply the concrete so if this is what the Commissioners want, these prices will hold, since the are just the prices of the labor.

He said that some of the contractors he talked to, said that if they supplied the pipe, they are only talking about maybe \$1,100.00 difference as far as the contractor is concerned.

There was discussion of this job running over the \$5,000.00 but Mr. Ludwick said it was declared an emergency last week so there is no problem.

Commissioner Schaad moved that the contract be awarded to Floyd Staub and that the County supply the 36 inch concrete pipe. Commissioner Willner seconded the motion. So ordered.

Mr. Siebeking said that he would get the pipe for the job.

RE: SEMINARY ROAD

Mr. Siebeking said another problem is Seminary Road that has four sways in it. This problem was discussed last week and the residents had agreed to supply the dirt that was needed, if the county would then go ahead with the project and raise the road so Mr. Ludwick was to call a couple of contractors to see what kind of a price they were talking about.

Mr. Ludwick said he only got one estimate and this was from Floyd Staub and that the job includes loading, hauling, placing, compacting and scarifying of the old road bed with approximately, the use of 3,500 cubic yards of dirt at \$2.10 per cubic yard which figures to be \$7,350.00 which is over \$5,000 so this is cancelled out but he didn't think another contractor would touch it for this amount of money.

Commissioner Schaad said he thought the specifications should be written up for this project and they can then see just how this was bid.

Mr. Ludwick said they will have to put the stone on and there are three locations where there will be some pipe extensions needed, that the fourth one doesn't need one.

Commissioner Schaad then moved that the specifications be prepared for the work that needs to be done on Seminary Road. Commissioner Willner seconded the motion. So ordered.

RE: ST. JOE AVENUE BRIDGE

Mr. Siebeking said that several weeks ago, the Railroad Bridge on St. Joe Avenue was discussed and the Commissioners had agreed that the County would repair it and that they have the timber, the leg screws and the equipment that it will take to do the job. He wondered if the Commissioners wanted it done now or if they wanted to hold up on it, since if they don't want it done now, he wanted to get the rental equipment back to the owner.

County Attorney Stephens said his advice on this was to get the permission of Penn Central Railroad to go on the property but that they have not acknowledged his request. He said there is a question of safety and for the county to undertake this themselves, they would be doing it at their own risk.

Mr. Siebeking said there are seven boards that are in real bad shape and have to be replaced. He said that 20 mile per hour speed signs have been posted out there on both ends of the bridge.

County Attorney Stephens said to hold up on this and he will see if he can contact them by phone.

RE: SOUTH 41 GUARD RAIL

Mr. Siebeking said that the guard rail has been installed out on South 41, where the truck went through it, however the state is still responsible for the bridge.

Commissioner Ossenberg said they checked on this and found that the county did take the road back but they didn't take the bridge.

Mr. Siebeking said there was some talk of putting up two guard rails but he couldn't see that this would solve the problem.

Commissioner Ossenberg asked if there were signs up out there.

Mr. Siebeking said he thought there were signs up at Southlane Drive and that area, as to being a dead end and the road being closed.

Commissioner Willner asked if the Levee had a gate out there.

Mr. Siebeking said he imagined they did because they had that type of thing on the Highway where a gate goes in. He said there are two lanes that turn off of it and the one to the left, going south, goes into a dump and it wouldn't hurt if it was closed, also that there is a drive that turns off to the right, next to the levee on the south side and he didn't know if this was the Levee's or not, as he didn't check it out.

Commissioner Willner said he thought the proper thing to do would be to ask the Levee to put that gate in and leave it in and if they wanted an access, they could go over the top of the levee, to the west of the gate.

Mr. Siebeking said he would talk to the Levee Authority and check it out.

Mr. Nussmeyer said he would rather they put dirt out there instead of having a steel gate, in front and in back of the barricade.

President Ossenberg told Mr. Siebeking he thought it would be better for him to pursue it by using dirt instead of using gates.

RE: CLAIMS

A claim was submitted by Dan Hartman of the County Surveyor's office for expenses in attending the Purdue Road School, Acct. #106-213, in the amount of \$60.64.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Dave Guillaum of the County Surveyor's office for expenses in attending the Purdue Road School, Acct. #106-213, in the amount of \$57.75.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

The Waterworks Department submitted a request to cut into 6523 Little Schaefer Road, shoulder cut, to install 340' 8" water line to provide water service.

Commissioner Schaad moved that this cut in be approved. Commissioner Willner seconded the motion. So ordered.

The Waterworks Department submitted a request to cut into Felstead Road, Shoulder and Pavement to be cut, to install 1,000' 6" water line to provide water service.

Commissioner Schaad moved that this cut in be approved. Commissioner Ossenberg seconded the motion, with the idea that Mr. Nussmeyer's office will see that they put down hot mix. Commissioner Willner passed. The motion carried.

RE: EVERGREEN ACRES

Commissioner Ossenberg said he talked to County Attorney Stephens and found that the County has about 2.8 miles in Evergreen Acres wanting to be accepted and it appears as though, on the County road survey for mileage, we are receiving gas tax money on this particular road. He asked Mr. Stephens what his recommendation was on Evergreen Acres.

County Attorney Stephens said he found that the County is collecting the gas tax money on this road and they are never going to be able to satisfy the people out there because they can't bring the roads up to standards.

Mr. Nussmeyer said it would be his recommendation to go out and patch up the roads.

President Ossenberg said that the County was going to have to accept the road.

Commissioner Schaad moved that this matter be referred to Mr. Nussmeyer and that he come back with a recommendation so the County can accept the road and they can then take care of it legally. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg said the county has accepted several of the roads in this Subdivision but that there are some that are in question.

Commissioner Willner said they weren't taken for a reason, that he was just out there two weeks ago and on one of the roads, there was about a foot of water standing there and if they are going to accept that one, he doesn't want any part of it since the curbs are busted, the streets were put in haphazardly and the water is running every which way and he is going to stay clear.

Commissioner Ossenberg said if they don't accept the roads out there and with the County accepting gas tax money on them, they may have a law suit on their hands.

Mr. Nussmeyer said he would go out and take a look at these roads.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg

Robert Schaad

Robert L. Willner

Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISCIONERS

COMMISSIONERS

COUNTY COMMISSIONERS MEÉTING APRIL 7, 1975

The meeting of the County Commissioners was held on Monday, April 7, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

The meeting was opened by Deputy Sheriff Terry Hayes, 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 was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County owned surplus property. The bidding will remain open and the sale will continue.

The new parcels of County owned surplus property that are now being advertised, will go on sale at 9:30 a.m. in the Commissioners meeting on April 21st. 1975.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE	PARK

Larry E. Jones 1713 Delmar Ave. Jr. Rink Guard \$2.00 hr. Eff: 4/5/75

GERMAN TOWNSHIP ASSESSOR

C. Merel Effinger R.R.7 Buente Rd. Deputy \$15.00 Day Eff: 2/7/75

VANDERBURGH AUDITORIUM

Part Time

James Coleman 675 Brower Maintenance \$2.00 Hr. Eff: 4/7/75

COUNTY TREASURER

2618 Vogel Road Extra Clerical 5404 Cunningham Extra Clerical Peggy Atherton \$15.00 Day Eff: 4/7/75 \$15.00 Day Eff: 4/7/75 June Sawyer 1313 Stinson Ave. Extra Clerical \$15.00 Day Eff: 4/7/75 Nadine Triggs R.R.7 Box 220-C Extra Clerical \$15.00 Day Eff: 4/7/75 Margaret Baylor Eff: 4/7/75 Sheryl A. Gunn 1325 Bayard Pk.Dr.Extra Clerical \$15.00 Day

VANDERBURGH COUNTY ELECTION BOARD

Sharon R. Yunker 5313 Sherbrooke Dep. Clerk \$2.16 Hr. Eff: 4/7/75 Mary E. Hatfield 3010 Vermont Dep. Clerk \$2.16 Hr. Eff: 4/7/75

PLEASANTVIEW REST HOME

Dorothy Hoover 5008 Warren Dr. Cook \$2.05 Hr. Eff: 4/2/75 Claudette J. Pfingston 1600 Michigan Soc. Serv. Des. \$184.00 Pay Eff: 4/6/75

COUNTY SURVEYOR

Gary Gulledge 1636-C John St. Party Chief \$7,200.00 Yr. Eff: 4/12/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Branson Hart Jr. 2821 Forest Ave. Jr. Rink Guard \$2.00 Hr. Eff: 3/26/75

PLEASANTVIEW REST HOME

Geraldine Wilson 320 Read St. Cook \$2.05 Hr. Eff: 3/30/75

PIGEON TOWNSHIP ASSESSOR

Dorothy Leitz 615 S.E. Third St. Deputy \$6,403.42 Eff: 4/1/75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

William Harl 775 Hesmer Road Laborer \$3.627 Hr. Eff: 4/4/75

COUNTY SURVEYOR

Tom Hamlin
Gary Gulledge

1724 Taylor Ave. 1636-C John St. Party Chief Rodman \$8,650.00 Yr. Eff:3/28/75 \$6,177.60 Yr. Eff: 4/12/75

RE: MONTHLY REPORTS

The County Treasurer submitted his report for the month of March, 1975. Report received and filed.

The report of the Pleasantview Rest Home was submitted for the month of March, 1975. Report received and filed.

RE: CERTIFICATE OF INSURANCE

Certificates of Insurance were received from Hahn & Becker Insurance Agency, showing existance of an Umbrella Liability policy for the Robert T. Hamilton Charitable Golf Foundation Inc., for the period from August 1, 1972 to August 1, 1975. (One certificate enclosed for each year).

County Attorney Stephens has checked this over and found it to be okay. Certificates received and filed.

RE: PUBLIC OFFICIAL BOND...#A I 7102653

The following letter was received by the Department of Public Welfare, from Greene & Greene Agency, Inc. addressed to Mr. George Holmes:

Dear Mr. Holmes:

I am enclosing the above mentioned bond effective 1/1/75 to 1/1/76 and ask that you sign where indicated before filing same. Also, please have the Treasurer of Vanderburgh County to sign all three copies, keep one and return two copies to our office of the Notice of Release and Termination on Paul Seitz. If you have any questions, please give me a call. Thank you, Signed Katie Borst.

There was no claim attached and County Attorney Stephens said that he didn't see anything that needed to be signed. He thought they were just furnishing proof of the official bond since Mr. Holmes has been appointed to replace Mr. Seitz as Assistant Director for the Department of Public Welfare.

Also enclosed was the release of American Employers' Insurance Company on its bond No. A I 137718 covering Mr. Seitz
Public Official Bond received and filed.

RE: ELECTION MATTERS

The following letter was received by the Commissioners from the Clerk of the Circuit Court:

Gentlemen:

This is to serve as a reminder that Saturday, April 26, 1975 is the last day before the primary election for the Board of County Commissioners to fix voting places in each precinct for the Primary Election to be held on May 6, 1975 and give ten (10) days' notice thereof by one (1) publication in two (2) newspapers of general circulation of opposite politics, printed and published in such county, if there be such, if not, said notice may be published in any two (2) newspapers of general circulation printed and published in such county or if there be only one (1) newspaper published in such county, the publication in such one (1) newspaper shall be sufficient notice.

If a change is made in a polling place after the giving of notice, a like notice must be given of such change. No changes in voting places can be made within tow (2) days of the primary election. (3-1-8-5; 3-1-8-6)

Sincerely, Shirley Jean Cox, Sec'y. of Election Brd. Commissioner Ossenberg said he was just informed that the respective County Chairman's were going to have to have these in by April 21st. which would be a public meeting and if they hold back until April 26th. the Commissioners will have to have a special meeting to designate the polling places. Letter received and filed.

The following letter was also received from the Clerk of the Circuit Court by the Commissioners:

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precinct Boards in the one hundred and forty-six (146) precincts for the Primary Election to be held May 6, 1975 as follows:

Inspectors	\$55.00
Republican Judge	\$20.00
Democrat Judge	\$15.00
Clerks	\$15,00
Sheriffs	\$15.00

We understand there is a bill concerning compensation for precinct election officials pending before the legislature at this time which may, if passes, require additional allowances for all precinct officials and re-evaluation of the above requested allowances.

Statute sets April 21, 1975 as the last day prior to primary election for County Commissioners to provide an extra allowance for precinct election officials.

Thank you, Sincerely, Shirley J. Cox, Sec'y. of Election Brd.

Commissioner Ossenberg explained that by virtue of the Secretary of State's Office which is now held by Larry Conrad who is a Democrat, it is therefore that the Inspectors of the precincts of the State of Indiana will be of the Democrat party so consequently under this new voting, the Election Board is recommending that the Republican Judge receive \$5.00 more because the State Statute spells out that it must be a bi-partisan which would be the Inspector and the Republican Judge that would bring the ballot box back to the Counting Center, so with the extra duties, they are recommending that the Republican Judge receive \$5.00 more than the other Judge. He said if the situation were reversed and the Inspector were a Republican, then the Democrat Judge would be the bi-partisan member and he would receive the extra \$5.00.

Commissioner Schaad moved that the salaries of the Election Officials be approved as outlined in above letter as set out by Shirley Cox, the Clerk of the Circuit Court. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL VETERAN SERVICE OFFICER

The following request was received by the Commissioners:

I request permission to attend the annual Veterans Services Seminar in Indianapolis. Expenditures will be necessary for food, round trip mileage, and motel charges for April 14 - 17.

Signed Bernard Dick Jr. of Veterans Services

Commissioner Schaad moved that Bernard Dick Jr. be given permission to travel to the Seminar. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST TO TRAVEL.... AUDITORIUM MANAGER

The following letter was received by the Commissioners, from Mr. Dressback, the Manager of the Auditorium:

Gentlemen:

Pursuant to the report just handed you this will serve as a request for your approval of a portion of my expenses incurred at a District Meeting of the International Association of Auditorium Managers recently held in New York.

This will also serve as notice that I respectfully request the Commissioners approval to attend the National Convention of this same Association which is to be held this year in Detroit, Michigan July 20-25.

Sincerely, D. K. Dressback

Commissioner Schaad moved that the expenses and request to travel be approved as requested. Commissioner Willner seconded the motion. So ordered.

RE: TELEPHONE REQUEST

The following letter was received from Judge Morris S. Merrell:

Gentlemen:

We would respectfully request that the following changes be made on the telephones located in my office:

- 1. One telephone cord lengthened
- 2. One telephone cord furnished with a recoil device as said cord is tangled on the floor and is hazardous.

Thank you for your consideration in this matter.

Morris S. Merrell, Judge Vand. Superior Court

Commissioner Schaad moved that the request be allowed. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF TELEPHONE CHANGES AND WORK ORDER

The following request was received from Mr. Brune, the Prosecuting Attorney:

Dear Mr. Ossenberg:

Please be advised that I request the following telephone changes to be made immediately:

1. Utilize an existing line of 426-5151 to be added to the switchboard for incoming calls.

Reason: The quantity of incoming calls have increased so significantly during the past four years that we find this action necessary. Callers at the present time are having a difficult time getting through.

2. Add one line to the existing system to replace the 426-5151 that will be added to the switchboard.

Reason: Since 426-5151 will be connected on a rotary basis to 426-5150 we will need a new number to replace this one.

3. Add a 30¢ buzzer from 426-5158 to secretaries desk.

Reason: Again, the influx of calls makes it unfair to the individual in consultation. This will advise secretaries to answer the line.

I would appreciate your approval of this request at your earliest possible convenience.

Very truly, William J. Brune, Prosecuting Attorney

Note: Mr. Mark Owen of this office contacted Mr. Leroy House of Indiana Bell to discuss this work. Mr. House advises us that there will be no problem making the aforementioned changes.

Commissioner Schaad moved that the requests of Mr. Brune be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENT ON TELEPHONES

Commissioner Ossenberg said he received a letter from the Building Authority and it seems that the Centrix System is fast filling up and it appears that within the next twelve months it is going to be completely utilized and they are going to have to slow down on additional phones.

RE: LETTER ON SPACE ALLOCATION

A letter was received from the Building Authority on Space Allocation and it reads as follows:

Dear Mr. Ossenberg:

The Board of Directors, at their meeting yesterday afternoon, formally approved the use of the Courts first floor lounge, Room 114, as an office area.

They also approved your request of March 26, 1975, wherein you asked that this area be assigned to Judge Terry Dietsch who will use it as an office for the Court Administrator effective April 1, 1975.

This office area, containing 355 Sw. Ft. will be added to the County space allocation, effective with the 1976 budget year.

Sincerely, C.G. Ruston, General Manager

RE: LETTER ON COST ESTIMATES FOR NEW OFFICE

The following letter was received from Judge Dietsch:

Dear Mr. Ossenberg:

Pursuant to your request, I have attempted to compile the cost figures necessarily incident to converting the public lounge located on the first floor of the Courts Building into office space for the Court Administrator.

A list of available furnishings, together with a cost estimate of remaining furniture, carpet and or equipment, is attached for your information.

Thank you for your assistance in this matter.

Yours very truly, Terry D. Dietsch, Chief Judge

The Cost Estimate is as follows:

FURNISHINGS AVAILABLE AT NO COST

- 1 Desk
- 1 Typing Desk
- 1 Executive Chair
- 1 Typing Chair

- 1 File Cabinet
- 2 Desk Mats
- 4 Side Chairs

(Above available through Superior Court and J.P. Court.

FURNISHINGS UNAVAILABLE

Typewriter.....\$500.00
Carpet..(Est. of 40 Sq. Yds. @ \$15.00.....\$600.00
Installation of telephones.....\$ 38.00
Phone bill per month - \$37.50
(2 phones @ \$18.75 per month - per estimate
Indiana Bell, Leroy House....\$450.00 per year

Commissioner Schaad moved that the telephone changes be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM BURDETTE PARK ON SPEED ENFORCEMENT

The following letter was received by the Commissioners, from Mr. Hertzberger:

Gentlemen:

The Burdette Park Management, in conjunction with the Vanderburgh County Sheriff's Department, has decided that better enforcement of the speed limit of 15 MPH in the Burdette park area is needed desparately.

In order to better affect this enforcement, it is respectfully requested that speed limit signs stating "15 MPH" be installed throughout the Park area. This stricter enforcement will provide a much safer park for our youngsters and other patrons during the busy months ahead.

Thank you for your consideration in this matter.

Respectfully submitted, Robert H. Hertzberger, Manager

Mr. Hertzberger said that at present, there is only one sign out there and it is at the entrance. He said he would need about ten signs.

Commissioner Schaad moved that the signs be approved and asked Mr. Judd to take care of it. Commissioner Willner seconded the motion. So ordered

RE: LETTER ON GAS TANK AT BURDETTE

The following letter was received from Mr. Hertzberger:

Gentlemen:

It has been brought to the attention of the Burdette Park Management that our present 200 gallon gasoline tank is inadequate to service the Park's need for gasoline. In addition to this, Texaco, Inc., had uncovered the fact that the tank is leaking in two places and is a potential hazard to both the Park employees and the Park patrons.

Due to these circumstances, it is requested that we be allowed to install an underground tank, which will be an 1,100 gallon capacity. This will alleviate the safety hazard, plus allow us to order gasoline in larger quantities, which will be needed in the near future for the new camping site and the new vehicle allowed in our 1975 budget.

We have been quoted a price for this tank in the approximate amount of \$900.00 which will cover the installation, testing of the area of installation, etc. This amount is not in our budget for 1975; therefore, we request this amount be granted to the Park for this much-needed item.

Respectfully submitted, Robert Hertzberger, Manager

Mr. Hertzberger said he has no money in his account to pay for the tank and he doesn't want to transfer money from another account because they ran into this problem before and that now, they have the new camp site area coming up and he has no idea how much it will cost so he would be afraid to take any funds from another account. He said that he would like the approval of the Commissioners to go before the Council for the money that he needs, if this is what he must do to get the money.

Commissioner Schaad asked if anyone knew of any tanks that weren't being used.

Mr. Siebeking said that he knew of none that weren't in use.

Mr. Hertzberger said that Texaco is now using a large truck to haul their gasoline and it is impossible for them to get in and out where the tank is located.

Commissioner Ossenberg asked Mr. Eifler if perhaps the City had any spare tanks they weren't using.

Mr. Eifler said he didn't know of any but that he would check with them to see if they had one.

Commissioner Willner said that the Hillcrest Country Club recently took a 1000 gallon tank out of their swimming pool because they now have city water and they wanted to give it to somebody. He said he didn't know if they still had it or not and that he would check to see.

Commissioner Schaad moved that if the tank is already gone from the Country Club and if the City doesn't have one, that it be advertised and that the Commissioners grant Mr. Hertzberger permission to go before the County Council to ask for the necessary money. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT SIGNED

The Contract between Vanderburgh County and the Village Homebuilders Inc. was presented for the removal of existing doors, the removal of hardware from old to new doors and the hanging of the 89 new doors at Pleasantview Rest Home and the 58 new doors at the Hillcrest Home. The Commissioners signed the Contract at this time.

RE: CLAIMS

A claim was submitted by Village Homebuilders Inc. for the removal of the old doors and hanging of the new doors at Hillcrest Home as per contract, in the amount of \$783.00. This has been approved by Mr. Hotz.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Terry Hayes of the Sheriff's Department, for expenses incurred for trip and meals to Elkhart, Indiana for training, from 2/12/75 to 2/14/75, in the amount of \$58.20. Account #105-213

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Mr. Dressback, Manager of the Auditorium, for expenses incurred in attending the District Convention that was held in New York March 24 thru the 26th. in the amount of \$260.64.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sprinkler Contractors Inc. for the fourth partial billing on the installation of the automatic sprinkler system at Hillcrest Home in the amount of \$2,880.00. This was signed by Mr. Hotz.

Commissioner Schaad moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Peyronnin Construction Co. Inc. for the driveway cut at Vanderburgh Auditorium parking lot in the amount of \$873.00. This was signed by Mr. Hotz.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. DICK EIFLER

Mr. Eifler presented plans that affects Boehne Camp Road on the sewer extension at Boehne Camp and close to Hogue Road. He said they have to lay the sewer in the road portion because of water, gas and telephone conduits and there is no shoulder to speak of, so it will be going up the middle of the road and they will have to resurface it.

Commissioner Ossenberg asked if Mr. Nussmeyer's office would have the final say after the job was completed and Mr. Eifler said that he would.

Commissioner Schaad wondered if the whole road wouldn't need to be resurfaced since the county just put road mix on this road a couple of years ago.

Mr. Eifler said they wouldn't have enough material to resurface the whole road, that they had enough to replace the trench with, plus one foot outside the trench. He said this shouldn't mess up the road and that they will put it back as it was.

Commissioner Schaad moved that this project be approved. Commissioner Ossenberg seconded the motion, with the understanding that Mr. Nussmeyer's office has the final say-so on it. So ordered.

RE: CULVERT NEEDED ON BASELINE ROAD

Commissioner Willner said that a Mr. Bittner is in the audience and he was expecting Tom Pugh to be here but he couldn't contact him. He said that Mr. Bittner has done some terracing on his farm property in accordance with the A.S.C. office and he has spent quite a bit of his money and there is some A.S.C. money in the project also and he needs a culvert changed on Baseline Road, about a quarter of a mile west of Hornville. He said that Mr. Pugh was out there and that Mr. Bittner had talked with Jerry Linzy about it. He said it is an old concrete box culvert with a head wall on the north end of it and the south end of it has been cut off and a piece of tile has been put in there to widen the road. He said that Mr. Bittner, at his own expense, would do the earth moving job and make the road wider at that point so that two cars could pass, if the county would put another culvert in and he thought the cost of this culvert would be approximately \$600.00.

Mr. Siebeking said he went out there Friday and at first, they had proposed to block off the concrete box culvert and put a new pipe across the road but they were under the opinion that this wasn't necessary and that a new extension could be put on the existing box culvert and a second thirty-six inch pipe on out to the proposed location of the ditch and raise it to the top of the culvert which would coincide with Mr. Bittner's ditch line and the water could then flow through it.

After further discussion, it was decided that all persons concerned get together to see what would be the best way to go about getting it done.

RE: SENATOR HARRY THOMPSON

Commissioner Ossenberg thanked Senator Thompson, personally, for his support in House Bill 1343 and said that the Senator would enlighten everyone on the salary of the Election Officials.

Senator Thompson said the question was whether H.B. 1306 which provided for increase pay for Election Officials passed. He said it didn't pass, that it died in Committee but the reason it did was because S.B. 265 which also provides for an increase for Election Officials, had passed through the Senate over to the House where it was amended and passed and was brought back to the House Friday and is now on it's way to the Attorney General's office for any legal questions and then to the Governor for his signature, so he surmised that it is on the Governor's desk today and if the Commissioners want him to, he will check on it when he gets back. He said he wasn't sure what this bill provides but that it should become law today or tomorrow.

The Commissioners requested that Senator Thompson send them a copy of this Bill and of a few others.

RE: R & S APPLICATION APPROVED

Mr. Lochmueller presented an application for R & S Funds for the Preliminary Engineering of St. Joe Avenue from Mill Road to Diamond Avenue for the Commissioners approval. He said this was the \$24,000 match to the \$80,000 and the other \$56,000 has already been applied for through Federal Highway Funds.

Mr. Nussmeyer asked if he had to go before Council for R & S Funds.

Commissioner Schaad said no, that this money comes from state and that application must be made for it.

Mr. John said that once the money comes to the county, he has to go before the Council for their approval in getting that money to be appropriated for that particular project.

Commissioner Schaad moved that the R & S Application be filled out and mailed for matched funds for the Preliminary Engineering of Outer St. Joe Avenue. Commissioner Willner seconded the motion. So ordered.

RE: ENVIRONMENTAL CONTRACT FOR ST. JOE ROAD

Mr. Lochmueller submitted the carbon copy of a letter he had sent the Commissioners and said he thought the contracts were submitted to the Commissioners.

Commissioner Ossenberg said he just received it and he was going down to Mr. Lochmueller's office.

Mr. Lochmueller said that he finds that they don't have to approve the contracts, that if the agreements meet with the Commissioners approval, no signatures are needed and they go ahead and submit it to the Federal Highway Administration and the Attorney General's office for their approval of the contract and they will then come back for signatures.

Commissioner Ossenberg said he would bring the Commissioners down to Mr. Lochmueller's office since he just received it and the Commissioners haven't had time to look it over.

RE: CLAIM FOR REFUND

A claim for a refund was submitted by Mr. Crooks, from Koch-Temple Electric Inc. since a duplicate license was issued and they are requesting a refund of the county portion in the amount of \$2.00.

Commissioner Schaad moved that this refund be made. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT...BUILDING COMMISSION

Mr. Crooks submitted the report of Building Permits that were issued for the month of March, 1975. He said the receipts were down considerably for the month. Report received and filed.

RE: PROPERTY AT 660 S. GOVERNOR STREET

A letter had previously been received by the county, from the Housing Inspector, of the condition of the property at 660 S. Governor Street and Mr. Crooks said that the house has been brought up a number of times and records show that it is owned by Vanderburgh County. He said that Mr. Taylor asked him what to do about it because it has been under litigation for a long time. The code on this property is 21-55-17. He wondered if they could tear the house down because it is in bad shape.

Mr. hotz said it would cost between \$250.00 and \$300.00 to tear it down.

Commissioner Willner said he would like to know what this parcel was appraised at, since he wondered if the money to tear it down would be recouped by selling the lot.

Commissioner Schaad moved that Mr. Crooks get some invitational bids and see what the cost will be and go from there. Commissioner Willner seconded the motion. So ordered.

RE: PROPERTY AT 301 and 305 CASS AVENUE

Letters had previously been sent to the Commissioners on the condition of the parcels of property at 301 and 305 Cass Avenue and it was found that these properties are on the new list of properties that are now being advertised and will go on sale on April 21st.

Mr. Hotz said that he has talked with Mr. Taylor, the Housing Inspector, and he said that he will hold off on them until the Commissioners can see if they can see! Them.

RE: REOUEST FOR REMOVAL OF ON-STREET PARKING

Mr. Judd submitted a letter to the Commissioners as follows:

The County Commissioners approval is requested for the removal of on-street parking on the north side of Theatre Drive from Green River Road to a distance of 3.000 feet to the west.

Signed William T. Judd, Traffic Director

Mr. Judd said that if the Commissioners went out there to look at the condition, they wouldn't question this, since the road is very narrow and it is a safety hazard, also because of the debris in the ditches. He said that he has requested that the City do away with the on-street parking on the south side of the road.

Commissioner Schaad moved that the Commissioners grant this request. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING... ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the County Highway Employees for the past week.

Report received and filed.

RE: BRIDGE ON ST. JOE AVENUE

The repairing of the bridge on St. Joe Avenue was discussed last week and the job was held up pending the approval of Penn Central Railroad, for the workers to go on the property but they hadn't acknowledged the request and County Attorney Stephens said that he would try to contact them by phone.

Mr. Siebeking said that he contacted Mr. Ziegler who is in charge of the construction group in Indianapolis and he has assured Mr. Siebeking that they would repair the bridge themselves, that they are coming down this week to tighten up all the bolts and screws and they have ordered the timber to replace the boards that need replaced.

RE: BARRICADES ON SOUTH 41

Mr. Siebeking said that they have barricaded the barricades on South 41 where the truck went through the guard rail.

Mr. Nussmeyer said that he met with Mr. King of the Highway Department on this bridge on South 41 and that a man that owns property on both sides of the bridge, south of the levee, or is acquiring it and they are going to vacate the property and give it to him since he wants all of it including the bridge.

RE: CUTS IN

The Water Company requests to cut into the Laubscher Heights Subdivision to install two inch water service to service Lots 14 & 15. This is a shoulder cut.

The Water Company requests to cut into 2509, 2515 and 2521 Karen Drive to install 460'6" Water Line to Provide Water Service. This is also a shoulder cut.

Commissioner Willner moved that these cuts be approved. Commissioner Ossenberg seconded the motion. So ordered.

The Indiana Bell Telephone Company requests permission to cut into Laubscher Road to push telephone wire under the road, 3144' north of Kratzville Road.

Commissioner Willner moved that this cut be approved. Commissioner Schaad seconded the motion. So ordered.

RE: SMITH DIAMOND ROAD BRIDGE

Bids were to be opened today on the Smith-Diamond Road Bridge #125, over Sanders Creek, .2 mile west of Cypress Dale Road but due to the circumstances, Mr. Nussmeyer submitted a letter and it was read by Commissioner Ossenberg, as follows:

In order to allow prospective bidders the opportunity of viewing the site which has been under 14 feet of back water from the Ohio River, for the past weeks, the date of taking bids is hereby moved from Monday, April 7, 1975 to Monday, April 28, 1975, at 9:30 a.m. legal time.

Mr. Nussmeyer said he has three more bridges to advertise for bids on and he will just re-advertise for bids on this one at the same time and consider it all as one job, since they are in the same neighborhood, with bids broken down on each job.

Mister Stephens recommended that Mr. Nussmeyer show that no bids were received on the Smith-Diamond Road Bridge and direct that the contract be re-advertised.

Mr. Nussmeyer submitted Notice To Bidders and specifications on the other bridges which are: BC-1-75

- 1. Mesker Park Structure #27, over a creek, 1/4 mile North of Highway 66 on Mesker Park Drive.
- 2. St. Joe Road Structure #142, over a fork of Big Creek, .1 mile South of Slate Road.
- 3. Kleitz Road Structure #29, over a branch of Locust Creek, 1/2 mile West of Meier Road.

BC-2-75

1. Smith-Diamond Road Bridge #125 over Sanders Creek, .2 mile West of Cypress-Dale Road.

Commissioner Schaad moved that the specifications be approved and that the County Auditor be authorized to advertise for bids on these four bridges. Commissioner Willner seconded the motion. So ordered.

RE: SEMINARY ROAD

Mr. Nussmeyer said that Seminary Road is ready to go and he presented the Notice to Bidders for this project. He said that bids on this project as well as those for the four bridges will be opened on April 28th. 1975.

Commissioner Schaad moved that the specifications be approved and that the County Auditor be authorized to advertise for bids for the reconstruction of Seminary Road located in Union Township. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

Mr. Nussmeyer submitted a claim from H. C. Nutting Co...Geotechnical Investigation for proposed Eichoff Road Improvements in the amount of \$18,272.59, by contract.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS ON REZONING PETITION OF KAUAI CORP.

Commissioner Willner said that Mr. Wendell Everley of 2225 W. Buena Vista Road contacted him by phone and said that he would like to speak to the Commissioners on the Kauai Corporation, that he had met with Ken Nelson on it.

Commissioner Schaad said he had several calls on this also and he has been with Doug on it and he didn't know if Doug has come up with what the problem is out there.

Mr. Everley said the problem out there is that they agreed to a buffer zone and the firm was not providing a land buffer area separating the business from the nearby residents who have fought the location of the Kauai firm from the start. He said that the land was being cleared and that construction was planned in the 40-foot buffer zone.

He said they protested the zoning as they thought it was bad zoning to have an Industrial site close to a residential area. He said the Corporation presented to the Area Plan Commission and the County Commissioners, restrictions and protective covenants to protect the neighbors for 30 years and it looked like a pretty good one. He said the Area Plan Commission voted 6 to 4 to approve it and the County Commissioners voted 2 to 1 to approve it. He said they bitterly accepted it but thought they had some protection because there would be a 40 foot buffer zone with a green belt going behind the people's property. He said that last week they started building a parking lot and it looked like it was on the buffer zone so he went to talk to the foreman about the 40 foot buffer zone, the green belt and the covenant but the man didn't know anything about it and he showed Mr. Everley the bluepring and there was no green belt and no buffer zone on the plans and they are putting in a storage building either 12 feet from the easement or 12 feet from where the buffer zone originally was suppose to start.

He said he has tried to find a signed covenant that was suppose to be signed, protecting the homeowners but he hasn't found it yet but he had the covenant with him that was mailed to the neighbors of the area. He also had the minutes of the Area Plan Commission of May 16, 1973, in which Mr. Garrett asked Attorney John Carroll if he would consider widening the 40 foot buffer zone and Mr. Carroll stated that the buffer zone would actually be wider because the buildings would be back 20 feet from the buffer zone and this was 60 feet that they were promised and today they are building on the buffer zone and he said he is present today to ask the Commissioners to help make sure that this Corporation lives up to the promises they made to the neighbors and the Area Plan Commission as well as to the Commissioners. He said they first tried to rezone this property in 1969 and it wasn't approved.

Commissioner Willner said that in the County Commissioners minutes of May 21, 1973, when this property was rezoned, it said that County Attorney Swain asked Mr. Carroll, in regard to the restrictions, if he proposed to do it by deed or covenant and Mr. Carroll said the restrictions would be part of the planning of the Subdivision and they will be in the deed, so as he understands it, there will be no covenant but that it should be in the deed.

Mr. Everley said the covenant is dated June of 1969 and this was when they tried to rezone the property to M-1 and it is now M-2 so they used the same covenant and when the covenant was written, they didn't even own the 47 feet behind these people's property.

Commissioner Schaad said he was on the Area Plan Commission and a County Commissioner and he agrees with Mr. Everley 100%. He said they promised almost everything to get it rezoned.

Mr. Nelson said that in 1969 there was a 47 foot strip on the property that the Kauai Corporation didn't own and they were talking about that as part of the buffer zone between the residents and the Subdivision. He said they scaled it off in 1973 when they came back for the rezoning and Kauai Corporation had acquired the 47 feet additional and when they scaled off the legal description of what actually the M-2 zone would include, that 47 feet was included in the legal description.

County Attorney Swain asked Mr. Everley if the residents withdrew their remonstrance based on this information.

Mr. Everley said they just accepted it because, legally and with the expense, they didn't think they could fight it but they didn't withdraw their remonstrance.

Commissioner Schaad said that he went along with it because of all the promises they made.

Mr. Everley said he thought the whole Area Plan Commission went along with it because of the proposals they had made.

Mr. Nelson said in the pending letter of 1973, that was sent to the adjoining property owners, stated the same deed restriction that was offered in 1969 and there was evidently no change. He said the breakdown on the deed restrictions was that they could find no evidence of where they were officially accepted as far as a signature and notarization, either in the Recorder's office or the office of the Area Plan Commission, although when the minutes of the Area Plan and of the County Commissioners were checked, the restrictions were discussed in the sense that they were going to be provided.

Mr. Everley asked whose responsibility it was to protect the property owners.

County Attorney Swain said their protection is in the covenant and the people can enforce it and he realized that the covenant wasn't signed, but that if the people feel that they were treated fraudulently or if the facts were misrepresented, the remedy is within this and as he understands it, they are not to be enforced by the Area Plan Commission and he didn't think the County Commissioners ever have the right to enforce covenants, that it is between the two landowners, the people who give the covenant and the people who receive it. It was his opinion that they take legal action.

Commissioner Schaad said that he was on the Area Plan Commission and that Mr. Carroll, a reputable Attorney, got up and promised everything as far as the fence and the 40 goot green belt were concerned and they were going to plant trees and do everything else so the Commissioners would go along with it and for this reason he voted for it and he thought if they didn't live up to their work, that maybe something ought to be done about it since these things happen maybe too often.

Commissioner Ossenberg said this is the only reason he voted for it and if he understands County Attorney Swain correctly, it will have to be a private suit between the land owner and the residents.

Commissioner Schaad said that if you are told that certain things are going to be done, it should be somebody's responsibility to follow through and see that they are done. He suggested that Mr. Everley get in touch with Gary Gerling who was the Attorney for the property owners and see what could be done.

Mr. Everley said he still didn't think it was the responsibility of the property owners since the bodies passed the rezoning petition.

Commissioner Schaad said how would the Building Commissioner know, when permits are requested, that there was a restriction if someone didn't do his job, as promised, to put it in the covenant or in the deed.

County Attorney Swain said they are concerned with the enforcement of covenants but unfortunately, the Building Commission is only concerned with the facts that comply with Building Codes, Zoning Codes, Use and Occupancy Codes, etc.

Mr. Everley asked if he meant that Vanderburgh County doesn't have any responsibility as far as bad zoning is concerned, for the taxpayers. He said he thought they should because they passed it.

Commissioner Ossenberg said he thought the zoning laws are lax somewhere along the line and he doesn't intend to sit there and listen to people tell him what they are going to do and then not live up to their word and somewhere, he thinks there is some recourse in the County, that the Commissioners should have the right to either rescind what they have done or that the people will live up to the fact of what they say they are going to do.

Mr. Everley said that when these people promise these things, they not only promise them to the homeowners, but the also make the promises to the Area Plan Commission and to the County Commissioners.

He said they had fought this thing since 1969 and now they are living with it, that all they want these people to do is to do what they said they would and live up to their promises. He said he thought the area was staked out wrong.

Mr. Nelson said he thought some policy is needed, just like they had on the drainage problem, as to what authority they would have. He said that a representative of Kauai Corporation has agreed to meet with the property owners out there and he thought it would be desirable for one of the Commissioners to be present when they meet at the site at 1:00 p.m. today.

Commissioner Schaad said that John Carroll is a reputable Attorney and he represented Kauai Corporation and he ought to see that his client lives up to their promises.

Mr. Everley said he didn't think that John Carroll was the Attorney now.

Mr. Nelson said that John Cox is the Attorney for Jerry Lamb who is part owner of the Corporation.

Commissioner Ossenberg said officials with the firm should either live up to the agreements entered with local government officials or the permit for the firm should be rescinded.

Commissioner Willner said that the portion he disagrees with is because of this Board's action, that they now put the burden of filing a suit with the property owners again.

County Attorney Swain said that it was never any place else.

Commissioner Willner said he thought it was, that suppose when this Board passes a building permit and we have a 60 foot Right of Way and Area Plan asks them to build back a certain distance from that line and they say they are going to build on the line, the Commissioners stop them so why don't the Commissioners have the right to stop them if they don't live up to their promises on the rezoning petition.

County Attorney Swain said that this is not public Right of Way.

All the Commissioners agreed to meet with all those concerned, at the site, this afternoon at 1:00 p.m.

RE: DISPLAY OF VOTING MACHINES

Commissioner Ossenberg said he received a letter this morning from F. Wesley Bowers, Chairman of the Hayes for Mayor Committee, requesting that the Commissioners allow the Committee to display one of the new voting machines at Hayes for Mayor Headquarters during the Primary campaign. It stated that they would guarantee payment for any damage to the machine and will promptly return it when requested.

Commissioner Ossenberg said he called Shirley Cox today and she said the Election Board had agreed to put a machine in each of the Headquarters for the Democrats and for the Republicans but that they weren't going to put them any place else. he said he suggested to her that if any individual has a permanent headquarters, he felt as though it was only fair that each of these people would receive a machine for demonstration purposes, that these are new machines and a lot of people are confused and they have them in the shopping centers and other places. He said that he would also request that a certificate of insurance be received from both headquarters that would quarantee any damage. He said that she is to take this matter up with the Election Board and report back to him.

Commissioner Ossenberg said that he believed that what is fair for one is fair for all and if they have a permanent headquarters, he feels that they have a right to have a machine for display and for demonstation purposes.

The meeting recessed at 11:30 a.m.

PRESENT

COUNTY COMMISSIONERS

Thomas Ossenberg Robert Schaad Robert L. Willner COUNTY AUDITOR

Curt John

COUNTY ATTORNEY'S

William Stephens Thomas Swain

Secretary: Margie Meeks

Cham L. Osserry

BOARD OF COUNTY COMMISSIONERS

The meeting of the County Commissioners was held on Monday, April 14, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: A TRIBUTE IN MEMORY OF MR. OVIATT

Commissioner Ossenberg requested a moment of silence and bowed heads, in memory of Mr. Clyde Oviatt who so capably served the County Commissioners, as well as many other county posts in Government, who died today at 3:45 a.m.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property. The bidding will remain open and the sale of these parcels will continue. The sale of the new parcels of County Owned Surplus Property will be held next Monday during the regular meeting of the County Commissioners.

RE: DEED PRESENTED

County Attorney Stephens presented a deed for the Commissioners signatures. He said that this deed is to replace the original deed that was lost before being recorded and that it is on Code #21-55-17 and located at 660 S. Governor Street. This parcel was purchased by Mr. Julian for Dorothy R. Emery on July 16th. 1973.

RE: POLICY SET ON HAVING DEEDS RECORDED

Mr. Curt John asked if there was some way the Commissioners could make these people record their deeds right away, since some people don't have them recorded and the ledger still shows Vanderburgh County as the owner and the people aren't paying taxes on them.

County Attorney Stephens said that the county can have the deeds recorded and the people can be charged the recording fee at the time they pick up the deed and pay for their property. The recording fee is usually \$3.50.

Commissioner Schaad moved that the policy of the Commissioners from now on will be, that when County owned property is sold and when the money is collected for the parcel, that another fee of \$3.50 will be collected and that the County Auditor will have the deed recorded before turning it over to the purchaser, to avoid any chance of further confusion. Commissioner Willner seconded the motion. So ordered.

RE: REFUND CHECK RECEIVED

Mr. Jerry Dauble of the American Life Insurance Company presented a dividend check payable for 4th. policy year ending 1/1/75 in the amount of \$4,883.02. He explained that the Life Insurance Premium for the County, last year, was \$11,050 and they had \$2,100 worth of claims so they didn't need all the money. The \$4,883.02 will be put back in the County General Fund.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Wallace Plunkett	1613 Richardt	Laborer	\$3.627 Hr.	Eff: 4/11/75
Phillip Adcock	641 Jackson	Tk. Driver	\$3.73 Hr.	Eff: 4/11/75

PROSECUTORS OFFICE

Judy Phillips 2615 Hillcrest Terr. Sec. (Temp.) \$6,000 Yr. Eff: 4/1/75

BURDETTE PARK

Michael Murphy 7409 Pine Ridge Grounds & Main. \$2.15 Hr. Eff: 4/14/75

RECORDERS OFFICE

Marcia L. Mayer 2415 Saratoga Dr. Misc. Deputy \$5,056.62 Eff: 3/29/75

VANDERBURGH COUNTY ELECTION BOARD

Edna Henry 3904 Clement Cler. Deputy \$2.16 Hr. Eff: 4/14/75 Lucille Becking 706 Court St. Cler. Deputy \$2.16 Hr. Eff: 4/14/75

RE: EMPLOYMENT CHANGES RELEASES

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

 Wallace Plunkett
 1613 Richardt
 Tk. Driver
 \$3.73 Hr. Eff: 4/11/75

 Phillip Adcock
 641 Jackson
 Laborer
 \$3.627 Hr. Eff: 4/11/75

 Charles Russell
 1118 S. Harlan
 Office Mg.
 \$6,836.40 Yr. Eff: 4/11/75

BURDETTE PARK

Michael Murphy 7409 Pine Ridge Extra Grounds \$2.00 Hr. Eff: 4/13/75

RECORDERS OFFICE

Betty Hermann 7307 Bayard Pk. Dr. Misc. Dep. \$5,461.14 Yr. Eff: 3/28/75

RE: MONTHLY REPORT

The Monthly Report of the Clerk of the Circuit Court was submitted for the month of March.

Report received and filed.

RE: BOND SIGNED

A bond was received from the Continental Insurance Company, on Jack Siebeking who was appointed as the County Highway Supervisor. The bond is in the amount of \$1,000.

The bond was signed by the Commissioners at this time.

RE: CERTIFICATE OF INSURANCE

A Performance Bond was presented to the Commissioners from the American States Insurance Company in the amount of \$500.00, Whereas, the Hays for Mayor Committee has entered into a contract for Guaranteeing Return of the Voting Machine they will have on display at Mr. Hays Headquarters, in good condition. Certificate received and filed.

RE: EASEMENT FOR RIGHT OF WAY

An easement was presented to the Commissioners for the Right of Way that they are conveying to the Southern Indiana Gas & Electric Company, for the new trailer site at Burdette Park

Commissioner Ossenberg said there was an existing pole that had to be removed and Mr. Vaughn graciously removed the pole but the Commissioners have to sign their easement.

The Commissioners signed the easement at this time.

RE: NINETY DAY EXTENSION REQUESTED

The following letter was written to Mr. Leo Weiss of Engineer's Associates, by Deig Brothers Lumber & Construction Co. Inc.:

In regards to Burdette Park Project

Gentlemen:

Deig Brothers is requesting a ninety (90) day extension to our contract, due to the adverse weather conditions we experienced during the months of December, February and March.

We sincerely hope this request for an extension of time is granted.

Signed by Dick Hartmann of Deig Bros. Lumber & Constr. Co.

The following letter was received by Commissioner Ossenberg, from Mr. Weiss of Engineer Associates, Inc.:

Dear Tom:

Enclosed is a copy of a letter received by the writer from Deig Bros. Lumber & Construction Co., Inc. requesting a 90-day time extension to their contract on the above mentioned project. I have checked the weather through the months of December, January, February and March and agree that there were very limited working days in these months. I do hereby recommend this 90-day extension to the contract because of these conditions stated.

Yours truly, Leo V. Weiss. Engineer Associates Inc.

Commissioner Schaad moved that Deig Brothers Lumber & Construction Co. Inc. be permitted a 90-day extension on their contract on the Burdette Park Project. Commissioner Willner seconded the motion. So ordered.

RE: EDIFICATION MADE

Commissioner Ossenberg presented a copy of a letter from Mayor Lloyd to Martin Ball which reads as follows:

In response to a request for support of the activities of the Bi-Centennial Council in the amount of \$2,000, the expense of which could be borne by both, the City of Evansville and Vanderburgh County and I'm sure that you've stretched the money that was appropriated last year by the City Council to the last penny. We would be willing to make further contributions. Let me know when the county has agreed to participate and we will begin the paper work on our behalf of \$2,000.

Commissioner Ossenberg said preceding this, Mr. Paul Brown, the President of the County Council, had received a letter in April. He said he thought what they were asking for, was the endorsement from the Commissioners, to go in front of the County Council for their part of this Bi-Centennial expenditures.

Commissioner Schaad said that last year, the City contributed \$2,000 and the County didn't do anything.

Commissioner Ossenberg said now they are asking for additional money from the City and the County in the amount of \$1,000 each which would total \$4,000 and basically all they want now is the blessing of the County Commissioners, in going before the County Council to get their approval.

Commissioner Willner said he would like to know what they are doing since he has been in the dark on this project so far. He said he thought the County should probably participate but he would like to know what their plans are.

Commissioner Ossenberg said that maybe the Commissioners could go on record as tentatively approving the Council to do something, after they learn more about what they are going to do but it looks like it's going to be a 75-25 deal with the City contributing 75% and the County contributing 25%. He said he had originally received some information from former Governor, Roger Branigan, who since had to resign, back in 1973, when they were initially getting this ball rolling and he had to resign due to ill health and he didn't know who had taken this over. He said he thought Larry Conrad had something to do with it.

Commissioner Schaad moved that the Commissioners give tentative approval for the Co. Council to do something and that to get somewhat of an endorsement, at that time, they could ask for more of an explanation of it. Commissioner Willner seconded the motion. So ordered.

RE: ELECTION MATTERS ... REQUESTS

The following letter was submitted by Shirley Jean Cox, the Secretary of the Election Board:

Gentlemen:

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We respectfully request the use of Council Chambers, Room 301, City County Administration Building on the evenings of April 29, 30, and May 1, 1975 from 6:30 to 8:30 p.m. for the purpose of non-partisan instructions meetings for precinct election officials. We will need an additional twenty (20) folding chairs in this room on all three evenings.

We also request use of the Council Chambers, Room 301 and the Commissioners Caucus Room on Tuesday, May 6, 1975, beginning at 4:00 p.m. and until such time as the Counting Center Teams complete their work.

We are planning to use the first and third floor foyers to receive in supplies on election night and will work with the Building Authority on set-up arrangements.

Thank you for your consideration, Sincerely, Shirley Jean Cox

Commissioner Schaad moved that the request for the use of the rooms be approved at times stated above. Commissioner Willner seconded the motion. So ordered.

The following request was received from Shirley Jean Cox, for phone installation on Election Day:

Gentlemen:

We hereby request that your Board make arrangements to install four (4) phones in the Election Office, Room 214, City County Administration Building for use on Primary Election day only, May 6, 1975.

We request that these phones be set up on a rotary basis which will connect to our one permanent number (426-5122) here in the Election Office. Thank you, Shirley Jean Cox.

Commissioner Schaad moved that this request be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Torian Agency, Inc. Insurance - General Fund...Continental policy #LMC 12 52 08 for the coverage of the voting equipment from 3/1/75 to 3/1/76 in the amount of \$859.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc...Insurance...General Fund...Continental policy #WC 2 08 75 28...Annual Audit Workmen's Compensation, from 1/1/74 to 1/1/75 in the amount of \$2,143.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: SETTLEMENT CHECK RECEIVED

A check in the amount of \$80.00 was received from the Claim Agent of the Illinois Central Gulf Railroad Company for replacement of a gate that was damaged at the County Garage which is located north of Harwood Yards.

Commissioner Schaad moved that the check be accepted and that it be entered into the County General Fund. Commissioner Willner seconded the motion. So ordered.

RE: SPEED ENFORCEMENT AT BURDETTE PARK

A letter was received from Mr. Hertzberger last week, stating that the Burdette Park Management, in conjunction with the Vanderburgh County Sheriff's Department, had decided that better enforcement of the speed limit of 15 m.p.h. in the Burdette Park Area was needed desperately so Mr. Judd was going to take care of it.

Mr. Judd appeared and said that he didn't post the speed signs, since a state law states that they can't post signs for less than 20 m.p.h. and if the Commissioners wants him to post the 20 m.p.h. signs, he will.

Commissioner Schaad moved that Mr. Judd talk to Mr. Hertzberger and if it is okay with him, to post the 20 m.p.h. signs at Burdette Park, he will do so. Commissioner Willner seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness said that sometime ago, they discussed the Pleasantview Rest Home and the loss of S.S.I. funds of some of the residents at the Home and that the Commissioners had requested that he keep them informed on the matter. He now reported that the House Bill 1870 did pass the House and the Senate which will provide some monies to the residents of the Home but he said he hasn't learned how much money will be forthcoming nor has he learned if the Governor has signed the Bill as yet but from the input he has received from Indianapolis, the Governor is in favor of the Bill. He said he has been in contact with the State Welfare Director and he expects some information on it in the mail today. He said he has a copy of the Bill but he didn't know what amendments might have been attached to it when it passed the Senate. He said the Bill relates that the residents will get at least as much as they did under S.S.I. and that it's purpose is to specifically apply to County Homes in the state of Indiana and he thought it excluded all Homes for profit.

Mr. Harness also said that in regard to the appeals that they made on behalf of the People from the S.S.I., he has been notified by their Chicago office, that a hearing date will be forthcoming in the near future and he was elected to appear for over twenty people at the hearing, however, if they get a favorable input from the state, he isn't sure whether they will proceed with the S.S.I. appeal. He said he talked to County Attorney Stephens about this and they thought it would probably be a losing proposition, that they are trying to use the tactics of stalling and possibly preserving what what they might be able to do there.

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RE: REQUEST TO TRAVEL

Mr. Harness said the Indiana State County Home Association will be holding their first meeting April 25th. 1975, at the Portage Manor Home in St. Joe County Indiana and he would like permission for he and his wife to motor to South Bend, Indiana and return, also one night's lodging, meals and mileage expenses to be borne by the County.

Commissioner Schaad moved that Mr. Harness's request be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg said that as of Friday, House Bill 1343 was passed, which was the County Home Rule Bill and H.B. 1306, which had to do with the pay increase for the Election Board members, passed and those Bills are still on the Governor's desk and they haven't been signed yet. He said the Governor is also in favor of these Bills but he supposed that the Governor has such a work load that he hasn't gotten to sign them.

Mr. Harness wondered how long the Governor has to sign a Bill after it has passed the Senate.

Commissioner Ossenberg said he may be wrong but he thought the Governor has so many days to sign them after the session has ended.

Mr. Harness said that House Bill 1870 has an emergency clause in it and becomes effective immediately and doesn't have to be promulgated to become effective.

RE: TRAVELING EXPENSES

The following notation is from the County Auditors Bulletin of April, 1975, issued by the State Board of Accounts, on Traveling Expenses:

Mileage Claim, Form 101, is a general form for use of all governmental units and is to be used by every public official claiming mileage.

It is to be noted that this is a mileage claim form only. It is not to be used by officials claiming reimbursement for authorized travel expense (hotel, meals, etc.), which must be itemized on County Claim Form No. 17, with receipts attached.

The mileage claim form may be attached to Claim Form 17 when both mileage and other travel expense are claimed.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the Absentee Report of the County Highway Department Employees for the past week.
Report received and filed.

RE: BASELINE ROAD

Mr. Bittner had appeared before the Commissioners last week and said that he had done some terracing on his farm property and that he needs a culvert changed on Baseline Road.

Mr. Siebeking said that he met with Mr. Pugh and that they have it all straightened out and they were going to start on it this morning but since it was raining, they decided to wait and do it later.

RE: OLD SOUTH 41

Mr. Siebeking reported that someone went through the pile of sand and hit the barricade again on Old South 41, but that no damage was done, that the signs were knocked down and they have been put back up.

RE: HILLVIEW DRIVE

Mr. Siebeking reported that Mr. Staub has finished his work on Hillview Drive and he was hoping the county could finish their part today but due to the weather conditions, they will have to wait.

RE: COUNTY ROADS

Mr. Siebeking reported that all the roads they are planning to resurface this year, have the ditching done, shoulders have been pulled and the brush has been cut back so they are ready to start work when weather permits. He hopes to start about May 1st.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to cut into Little Schaeffer Road to place buried telephone cable.

Indiana Bell Telephone Co. requests permission to cut into Beale Avenue on Western Avenue East to East Beale to bury telephone cable.

Commissioner Schaad moved that these two shoulder cuts be approved. Commissioner Willner seconded the motion. So ordered.

The Water Company requests permission to cut into Barbara Drive in Village Acres Section "A" to lay water line to provide water service...Shoulder cut.

Commissioner Schaad moved that this cut be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Deig Bros. Lumber & Construction Co. for Old State Road & L & N Overpass...Acct. #216-3767 = \$42,937.74 and Acct. #203-3761 = \$14,312.59...

Project 13% completed. The amount of the claim is \$57,250.33...

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: ST. JOE BRIDGE

Commissioner Willner asked Mr. Nussmeyer if some of his crew would go out and look at the crossing on St. Joe Avenue Bridge. He said he came over it this morning and he isn't too sure that it's safe.

Commissioner Schaad said he thought they were suppose to be working on it.

Commissioner Ossenberg said they tightened the bolts but they had to order materials to repair it so it will be about three weeks before they can repair it.

There was further discussion as to the condition of the bridge and Commissioner Schaad suggested that Mr. Nussmeyer make an inspection and find out if this bridge is unsafe and if it is, they would write to Penn Central and tell them the bridge is being closed.

County Attorney Stephens said that if they are informed of this, Penn Central will never make the repairs. He thought the best thing to do would be to wait until they make the repairs to tell them anything but that if the bridge needs to be closed, that the county close it.

Commissioner Ossenberg said that the Government took over the Penn Central Railroad Company.

County Attorney Stephens said that it is being operated in bankruptcy by a Trustee, that the Government did take it over and it is being operated under court supervision with re-organization pending.

Mr. Nussmeyer said he will get with Mr. Siebeking and go out to inspect the bridge and report back to the Commissioners next week.

RE: REQUEST FOR STREET MAINTENANCE

Commissioner Ossenberg received a letter from Mr. Nicholson of Engineer Associates concerning Lake View Subdivision #2, as follows:

Gentlemen:

We are enclosing copies of as built plans of Lake View Ridge Drive. The Street was platted as Lakeview Terrace #2 by Greg Kempf. We designed and staked the street for construction and recommend that the street be accepted for maintenance.

Commissioner Schaad moved that this matter be referred to Mr. Nussmeyer for inspection and recommendation. Commissioner Willner seconded the motion. Sc ordered.

Commissioner Willner asked Mr. Nussmeyer if he would also look at the drainage conditions, that he thought this is where they are missing the boat, since they go out and see if the roads were put in according to specifications but he thought they were missing the drainage and this is what tears the roads up.

Mr. Nussmeyer said that he would also look at the drainage.

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RE: LETTER FROM COUNTY ASSESSOR

A letter was received from Jim Angermeier and it reads as follows:

Gentlemen:

In the year of 1971 the I.A.A.O. conducted a week long school at Indiana University at Bloomington, under the direction of the State Tax Board. This school was the best that I have attended. This organization is the biggest in the world. The knowledge gained from the school will be most valuable in the next reassessment.

I would like to have the opportunity to appear before your next meeting Monday, April 14, 1975.

Enclosed you will find a copy of the notice of a school to be held in Atlanta, Georgia in August of this year. I would like to have the county pay my expenses to attend this school. Thank you, Sincerely yours, James L. Angermeier

Mr. Angermeier said that this school is conducted at various times throughout the year and the I.A.A.O. is the largest Association of Assessing Officials in the world. He said that in 1971 they conducted a school at which time the State Tax Board approved of it and this has been one of the attempts of the legislature to increase the knowledge of the Assessing Officials and this particular organization has done this and they have a continuous school throughout the country. He said that he feels this is the beginning of a training program for the next reassessment. He said this is being held at the Sheraton Biltmore Hotel in Atlanta Georgia and this is only one of the three that will be held this year, the others are being held in Washington and in Kansas City, Missouri. He said the registration fee is \$90.00 which includes all materials needed for the course.

Commissioner Ossenberg asked Mr. Angermeier if he knew anything about what happened to the Bill to delay the reassessment for a year.

Mr. Angermeier said he talked to the members of the State Tax Board and later to the Secretary and that they were up in the air at the present time as to whether it is going to be postponed or not and at this time it is doubtful that they will postpone it unless there is some last minute hitch in one of the Bills so the members of the State Tax Board are unaware of what the legislature intends to do. He said the Bill passed the senate but he thought it has been held up in the House so he has reason to believe that the Assessor's should be prepared to plan on reassessment in 1976.

Commissioner Willner moved that Mr. Angermeier's request to travel be approved. Commissioner Schaad seconded the motion. So ordered.

RE: REQUEST CODE NUMBER TO BE ON PERMIT FORM

Mr. Angermeier said he spoke to the Commissioners about a year ago and suggested that something be worked out with the Building Commissioner's office relative to the Building Permits. He wondered if they couldn't have the people coming to the Township Assessor's office to get the code numbers of the locations they are going to build on. that one of the Township Offices has a stack of Building Permits that haven't been processed and it becomes difficult to locate these addresses and it requires many hours to do this and he is of the opinion that this could be simplified if the individual is required to go to the Township office and locate the area in question by code number. He strongly suggested that another form be made up so that the Township Assessor's office would immediately be on notice that a particular improvement, etc. was going to take place on this particular site and it would be there and then when the permit came down, it would be joined to this slip so the assessed valuation can be picked up immediately. He said he would like very much for the Commissioners to talk to Mr. Crooks and see if they can't get together on a procedure whereby the code numbers could be included on the form which would eliminate the problems they are having, since some people occupy houses for a year and a half and not be on the assessment roles and he asked why should they waste time running down one permit when this information could be included on the form to start with.

Commissioner Ossenberg said that Mr. Crooks is out of town at the present time so the Commissioners will keep their calender clear next Monday afternoon and they will get together.

The meeting recessed at 10:35 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

William Stephens

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING APRIL 21, 1975

The meeting of the County Commissioners was held on Monday, April 21, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: SALE OF COUNTY OWNED PROPERTY

The new parcels of County owned Surplus Property went on sale today as advertised.

County Attorney Stephens explained that each parcel has an appraised value listed, which is the least price a parcel can be sold for today and that in the event the properties don't sell, the sale will be continued each Monday to see if anyone else is interested so it isn't impossible that after some period of time, with the unsuccessful selling of this property, they could have it re-appraised at a lower value. He also said there is absolutely no warranty of any kind by the County, as to the title of these properties and they can't guarantee who actually owned it and whether there could be any liens on it or not but the law does provide that the parcels are sold free and clear of all liens except current taxes. He explained that he would prepare the deed and that the County Auditor would have it recorded which would be an additional \$3.50 and that the purchasers will be contacted when the deeds are ready, at which time they can pay for the parcel they purchase plus the recording charge.

The parcels sold today are as follows:

motion. So ordered.

#10....Code 21-71-14....Mr. Lorin Kiely of the Civic Plaza Hotel bid \$200.00 for this parcel which was the appraised value. There being no other bidders on this parcel, Commissioner Willner moved that this parcel be sold to Mr. Kiely for \$200.00. Commissioner Schaad seconded the motion. So ordered. The address of this parcel is 115 E. Chandler Avenue.

#12....Code 22-38-16....516 Jackson Avenue....Appraised Value - \$2,000 #13....Code 22-38-17....518 Jackson Avenue....Appraised Value - \$2,000 Mr. Pete Harms offered the amount of \$4,000 for these two parcels.

Mr. Adolph Altheide bid \$4,500 for them. Mr. Harms address is 963 Lombard Ave.

Mr. Harms then raised his bid to \$5,000. There was no further bidding.

Commissioner Willner moved that parcels #12 and #13 be sold to Francis P. & Bernice May Harms for \$5,000. Commissioner Schaad seconded the motion. So ordered.

County Attorney Stephens said that no initial payment is required on the parcels and that the full amount of the purchase can be made when the deeds are picked up.

#14....Code 22-67-1....301 Cass Avenue....Appraised Value - \$200.00
#15....Code 22-67-2....303 Cass Avenue....Appraised Value - \$700.00
#16....Code 22-67-3....305 Cass Avenue....Appraised Value - \$200.00
Mrs. Norma Diehl bid \$1,100 for these three parcels. There were no more bidders on this property.

Commissioner Schaad moved that parcels #14, #15 and #16 be sold to Herbert L. and Norma Diehl of 303 Cass Avenue for \$1,100.00. Commissioner Willner seconded the

#19....Code 22-73-18....1912 S. Governor St....Appraised Value - \$100.00 #20....Code 22-73-19....1912 S. Governor St....Appraised Value - \$100.00 Ms. Mamie Dowell of 912 Bayard Park Drive bid \$200.00 for these two parcels. There were no more bids on these two properties.

Commissioner Schaad moved that parcels #19 and #20 be sold to Ms. Dowell for \$200.00. Commissioner Willner seconded the motion. So ordered.

#28....Code 25-95-21....638 E. Oregon St....Appraised Value. - \$1,000.00. Mr. Ronald Schneider bid \$1,000 for this parcel. There were no other bids on this parcel.

Commissioner Willner moved that parcel #28 be sold to Ronald E. & Mary Jane Schneider of 640 E. Oregon Street for \$1,000. Commissioner Schaad seconded the motion. So ordered.

This completed the sale for today.

The parcels that remain on the list of County owned Surplus Property will continue to be sold each Monday at the regular meetings of the County Commissioners.

RE: MR. CARROLL SPEAKS FOR KAUAI CORP.

A couple of weeks ago, Mr. Wendell Everley appeared before the Commissioners and complained that Kauai Corp. had agreed to a buffer zone and that the firm was not providing a land buffer area separating the business from the nearby residents who had fought the rezoning all along. He had said that a covenant had been signed to protect these people but that he couldn't find it.

It was said that Mr. Carroll was the Attorney for Kauai Corp. and that he should

It was said that Mr. Carroll was the Attorney for Kauai Corp. and that he should see that they lived up to their promises.

Mr. John Carroll appeared before the Commissioners today and said that he would like to report to them on the dispute. He said that Gary Gerling represents the adjoining property owners and that he represents Empire Steel and that they have come to an understanding and agreement subject to being documented, the essence of which is that Empire Steel will deed 20 feet off the South end of their lot, to each adjoining property owner, and it will move the property lot of the Industrial Park 20 feet to the North and at that point, they will construct a 6 foot chain link fence with plastic webbing through the fence. He said the restrictions will again be modified so that the first permanent structure will then be an additional 20 feet North of the fence, so the net effect of the settlement will be that the first permanent structure will be 40 feet North of existing residential property, with 20 feet being deeded and an additional 20 feet setback. He said they hoped that with this settlement, that there should be no further problems and that this is being done, even though Empire Steel feels that they were a good faith purchaser, there were restrictions that were placed on record in their abstract but in order to be good neighbors with the adjoining people, this is the settlement that has been reached and he thought it was satisfactory to all parties.

Commissioner Schaad said that Mr. Gerling did stop by and said that everyone concerned were getting together so he thought this would be satisfactory.

RE: ADDENDUM #2 SUBMITTED ON DRAPERIES

An Addendum #2 was submitted as well as Revised General Bid requirements on the draperies and valances that are needed at the Hillcrest and Washington Homes. Commissioner Ossenberg read the Addendum #2, as follows:

Current revised specifications are now available in the Department of Public Purchase for the drapes and valances.

Notice is hereby given at this time that due to the necessity of revising the specifications, the Board of Commissioners, Vanderburgh County, State of Indiana, will receive sealed bids until the hour of 9:30 a.m. CDST on Monday, May 5, 1975, at the office of the Building Commissioner, Room 310 Civic Center, Evansville, Indiana. 47708 for the County Commissioners, (bids are to be publicly opened and read aloud in the County Commissioner's meeting the same day.)

All other provisions of the "Notice to Bidders" as publicly advertised are declared to be a part of these General Bid Requirements.

Dated at Evansville, Indiana this 21st day of April, 1975.

Commissioner Schaad moved that the Department of Public Purchase be authorized to advertise for bids for the draperies and valances, using the new specifications. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

SCOTT TOWNSHIP ASSESSOR

Leona Hudson	R.R.5 Hoing Rd.	Deputy	\$15,00 Day	Eff: 2/20/75
Norma Miller	R.R.8 Cemetery Rd.	Deputy	\$15.00 Day	Eff: 2/20/75
Harley Seybold	R.R.5 Hoing Rd.	Deputy	\$15.00 Day	Eff: 2/20/75
Marguerite Richardt		Deputy	\$15.00 Day	Eff: 2/20/75
COUNTY SURVEYOR				
Gene Kautzman	7119 Hogue Rd.	Rodman	\$6,500 Yr.	Eff: 4/26/75
John Appuhn	201 N. Lemcke Ave.	Instrumentman	\$7,000 Yr.	Eff: 4/26/75
Dan M. Schmidt	1016 Henning Ave.	Draftsman	\$7,200 Yr.	Eff: 4/26/75
ELECTION BOARD				
Betty Porter	316 S. Weinbach	Clk. Dep.	\$2.16 Hr.	Eff: 4/21/75
Charlene M. Appman	2709 N. Edgar St.	Clk. Dep.	\$2.16 Hr.	Eff: 4/21/75

27 N. Alvord Blvd.

PROSECUTORS OFFICE

David Zengler

John R. Kinkle	1006 Bryan Rd.	Deputy \$10,000 Yr.	Eff: 4/14/75
BURDETTE PARK		g uma Maria in ingan ma	v v v
William R. Wells Steve D. Lovell Thomas D. Snyder Patrick L. Murphy John Lawson Mike Brown Mary Jane Little Larry E. Jones		Grounds \$2.00 Hr. Rink Grd. \$2.00 Hr. Rink Grd. \$2.00 Hr.	Eff: 4/19/75 Eff: 4/19/75 Eff: 4/19/75 Eff: 4/19/75 Eff: 4/19/75 Eff: 4/19/75 Eff: 1/1/75 Eff: 4/5/75

Deputy

\$7,000 Yr. Eff: 4/14/75

KNIGHT TOWNSHIP ASSESSOR

Patricia Schlachter 1510 John St. Deputy \$5,464 Yr. Eff: 4/11/75

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY SURVEYOR

Gene Kautzman	7119 Hogue Rd.	Rodman	\$6,177.60 Yr.	Eff: 4/25/75
John Appuhn	201 N. Lemcke	Instrumentman	\$6,177.60 Yr.	Eff: 4/25/75
Dan M. Schmidt	1016 Henning Ave.	Draftsman	\$6,000.00 Yr.	Eff: 4/25/75

ELECTION BOARD

Edna M. Henry	3904 Clement	Clk. Dep.	\$2.16 Hr.	Eff: 4/21/75
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SUPERIOR COURT

Tom R. Miller	Probation Officer	\$9,190.60	Eff: 3/28/75
Wayne Miller	Probation Officer	\$9,190.60	Eff: 4/25/75
Marion Gresham	Bailiff	\$7,314,94	Eff: 4/11/75

VOTERS REGISTRATION OFFICE

L. Lucille Becking	706 1/2 Court St.	Clerk	\$15.00 Day	Eff: 4/11/75
Edna Henry	3904 Clement	Clerk	\$15.00 Day	Eff: 4/11/75
Lois Wathen	513 Lewis Ave.	Clerk		Eff: 4/15/75
Marie Lurker	2100 Schutte Rd.	Clerk	\$15.00 Day	Eff: 4/15/75

BURDETTE PARK

Branson naire dr. Zozi forest Ave. Ur. Kink Gudru Gz. Ov nr. Dir. G	Branson Hart Jr.	2821 Forest Ave.	Jr. Rink Guard	\$2.00 Hr.	Eff: 3/26/75
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KNIGHT TOWNSHIP ASSESSOR

RE: MONTHLY REPORT

The Monthly report of the Bureau of Traffic Engineering was submitted for the month of March.

Report received and filed. ?

RE: GARNISHEEMENT

A Garnisheement was presented to the Commissioners that was before Paul Luster, the J.P. for Pigeon Township...William A. & Kathryn Ossenberg VS. Robert Coleman, the Judgment Debtor, for the total cost of \$99.00, the County Auditor being the Garnishee Defendant.

Notice received and filed.

RE: POLLING LIST FOR PRIMARY ELECTION ON MAY 6, 1975

The polling list for the Primary Election was presented so that it can be advertised, the final day for this is April 26th. so Commissioner Ossenberg said he would like approval of the list, subject to any changes that are necessary.

Commissioner Schaad moved that the list of polling places be approved, subject to any late changes that might occur. Commissioner seconded the motion. So ordered.

RE: PROBLEM OF SEWAGE ON BOEHNE CAMP ROAD

Mr. Jerry Zeller appeared before the Commissioners and said that he is spokesman for fifteen property owners on Boehne Camp Road and that he didn't know if the Commissioners were aware of the problem or not but that the sewage runs into Boehne Camp Lake. He said that a year ago, they went before the City with a petition to get a sewer down Boehne Camp Road, from Hogue Road to Boehne Hospital to tap into the Federally Financed sewer as he understands it. He said they have received a letter for bids and that they were willing to subsidize the cost, the tapin at \$10.50 per person, which was agreeable and of the fifteen, thirteen has their money available and they went before the Board of Works last Friday and now, the cost has raised since bids were let. He said the Engineer's estimate was \$29,000 and the lowest bid was \$26,641 and they don't feel that they should have to subsidize the whole \$12,000 difference so what they are asking is that the residents and property owners understand that there is a \$200.00 tap that the County receives from each one of them to tap into the Boehne Camp Sewer and they were wondering if this could be waivered in this case. He said this would amount to \$3,000 and if they could get this waivered, they could get the job done. He said they will have taken this under consideration at the Board of Works twice, this Friday, and they can't stand to be rejected because it is the County's lake that is polluted with raw sewage and several residents are polluting a lake that belongs to a Mr. Burgdorf. He asked that the \$3,000 be waived so they could get the cost of the sewer down for the City so they don't have to subsidize.

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Commissioner Schaad said he has been approached on this several times and he understood that when they first considered putting in this sewer, they thought the cost would be between \$16,000 and \$17,000 and with a tap in fee of \$1,050.00 from each of the residents, they would almost have that amount but when they got the bids, they found it was about \$12,000 more. He said he talked to Mr. Dunville about it and he said it would be kind of hard for them to go in the hole that much. He said he didn't know about the \$200.00 fee to the county from each resident.

Mr. Zeller said he understands that the sewers are Federally financed with tax money and these people are tax payers so he would appreciate it if they would take this matter under consideration so he could get an answer by Friday.

County Attorney Swain said, as to a recommendation, if the \$200.00 per tap to the County is recoupment, he would say "No" but if it is a charge, he would say "okay", but that he would check into it and see what he can find out.

RE: REQUESTS COUNTY MAINTENANCE ON GRACE LANE

Ms. Julia Brown appeared for Dianne Sandefur in requesting that Grace Lane be accepted by the County for maintenance. She said that Grace Lane is off Burgdolt Road, East of Oak Hill Road, that it is a gravel road with 5 residents on it and it stops at a dead end. She said that the road has a good bed on it and that the county has maintained this road until about a year ago and the residents would like for the Commissioners to accept this road and maintain it as they have in the past.

Commissioner Schaad said they had some problems with the County Roads so the County Attorney's went through and got all the roads that were actually accepted since the county crew worked on many roads that hadn't been accepted.

County Attorney Stephens said that 400 feet has been accepted off Burgdolt Road since 1967.

After further discussion, it was found that the portion of road that had been accepted was on Grace Court, not on Grace Lane.

Mr. Siebeking said they had no record of Grace Lane ever having been accepted.

Commissioner Schaad moved that this matter be referred to Mr. Ludwick for him to investigate this matter for the possibility of this road being accepted and report back to the Commissioners next week.

Commissioner Willner seconded the motion. So ordered.

RE:- RE ZONING PETITION....SERVICE OIL COMPANY

Petitioner and Owner is the Service Oil Company of 7811 Carondelet, Clayton Missouri. Premises affected are situated on the North side of Slaughter Avenue at the corner formed by the intersection of Slaughter Avenue and Burkhardt Road.

The requested change is from A to C-1. The present existing land use is a Service Station and the proposed land use is a Service Station by Service Oil Company.

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Mr. Jack Shroeder, Attorney for the Petitioner, said that the Gas Station was previously a Gulf Station and has been of non-conforming use since 1957. He said the use was discontinued and now Service Oil Co. wants to restore the use and remodel the station. He said that they are asking for a rezoning plus a conditional use under the zoning code.

Commissioner Schaad moved that this Petition be referred to the Area Plan Commission for First Reading. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION.....JASPER INDUSTRIAL LAND CO. INC.

Petitioner...Jasper Industrial Land Co. Inc...Owner of Record...Elmer & Fern Young

Premises affected are situated on the North side of Mt. Pleasant Road at the corner of U. S. 41 and Mt. Pleasant Road.

The requested change is from A to M-2. The present existing land use is vacant land. The proposed land use is Industrial Park.

Commissioner Schaad moved that this Petition be referred to the Area Plan Commission on First Reading. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION.....WILFRED & DATHOL DIEKMANN

Petitioner and Owners of Record...Wilfred W. & Dathol V. Diekmann....3rd. reading

Premises affected are situated Southwest of the L & N Railroad, Northeast of the Evansville Princeton Traction Right of Way (Now S.I.G. & E. Co.) and Southeast of Old State Road Intersection.

The requested change is from A to M-l....The present land use is Vacant Agricultural and the Proposed land use is Wholesale Aluminum Products (siding) Distributors.

A letter was received from the Area Plan Commission, stating that this Petition was approved by a 7 to 3 vote, with 2 abstentions.

Commissioner Schaad moved that the letter from Area Plan be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Diekmann said that this property is immediately in back of the Tri State Health Club and the frontage is by the Railroad Tracks and it isn't suitable for development of other natures. He said the building will have nothing of heavy nature, that it will just be the assembling of the sun porches or car ports and this is in keeping with the Area Plan Commission's proposal and that there was only one person who opposed this rezoning at the Area Plan Commission Meeting but he had no ill feelings when the petition was approved and their relationship continues.

Commissioner Ossenberg said the proposed land use is wholesale Aluminum Products Siding Distributors and asked if they were going to Distributors, why they required the zoning of M-1.

Mr. Diekmann said it was just for the assembling of the carports or covers that are put together and this, technically, is an operation and this is the reason for the zoning of M-1.

Mr. Nelson of the Area Plan Commission said they required the M-1 because they will be doing assembling on the side.

Commissioner Willner said that if a company backs out, the zoning is binding from then on and he asked Mr. Diekmann if he was willing to take the M-l Zoning with the stipulation that if the Company backs out, that it will revert back to Agricultural.

Mr. Diekmann said he would have no objection to that, whatsoever.

Commissioner Willner said he has no objection to this Company coming in for the purpose of this operation but he would object to zoning it M-l for some other purpose. He asked the County Attorney if this would be legal.

County Attorney Stephens said it couldn't be done in the Ordinance but that Mr. Diekmann could furnish them a covenant and have it recorded.

Mr. Diekmann said he would be glad to give them a covenant.

Mr. Nelson said it would have to be done to the benefit of the property owners.

Commissioner Willner said the reason he raised the question was because that immediately South of that property, a man leased some land to Potter Brumfield some years ago and they were going to build a Research Center there and he understood that it fell through and as he understands it, when it was approved, that it was so stipulated that this property would go back to Agricultural if they didn't use it for the proposed use.

Mr. Nelson said there is nothing to say that the Commissioners can't come back a year from now and rezone the property back to another use.

Commissioner Schaad said he thought the Commissioners should initiate the Petition of Potter Brumfield that has fallen through to revert back to Agriculture.

Mr. Joseph DeMaio of 10700 Old State Road appeared and said that he lives threequarters of a mile from said property and he knew this was the Third Hearing on this Petition and he was sure it was in the newspaper but it is the First time he has heard of it and that he happens to travel and he asked if it was possible, in the future, to make a mailing to the residents in question when there is a Rezoning Petition.

County Attorney Stephens said that the law requires that all those residents who live abutting the property be given certified notice by mail and that's all they have to do plus a notice that appears in the newspaper, which is easily overlooked but that is all they have to do and they have done that in this case.

Commissioner Schaad said they also have to put a sign up on the property in question.

Mr. DeMaio said that all he is saying is that he didn't think this was enough.

County Attorney Stephens said this was probably a good argument but that it is being addressed to the wrong forum, that it should be to the legislature.

Mr. DeMaio said he has farm land out there and he would like for it to remain farm land. He said that he has talked to several people about what was going on and most of them didn't know about it and he thought the people were basically uninformed and he thought he was much too late to do anything about it and that the people out there have taken the position that just because Potter Brumfield had attempted to build a Research Center out there, that what's the use, that it is all going to go Commercial eventually anyway.

Commissioner Ossenberg said there will be no action taken today since he would like to have a covenant provided before any action is taken.

After further discussion, Mr. DeMaio said that with this petition being deferred, they would have the opportunity to get some names on a petition to prove to Mr. Diekmann that this land is perhaps not as acceptable as he thinks, for Manufacturing Rezoning.

Mr. Diekmann said that several people had objected to the Rezoning of Potter Brumfield but that it was allowed because this is a part of the Plan Commission.

Commissioner Schaad said he thought what they were hearing now was a repetition of what they would hear at another time and it isn't going to be acted on today anyway and he suggested that all concerned come prepared when this petition is again discussed. He said he wasn't willing to act on it today without a covenant being prepared and at that time he would consider it.

Commissioner Schaad then moved that the Rezoning Petition of Wilfred & Dathol Diekmann be heard on May 5th, providing a covenant has been prepared and it is agreeable with the County Attorney before they hear it. Commissioner Willner seconded the motion. So ordered.

Mr. Diekmann asked if it could be heard sooner than this date, since he thought it would be finalized this morning, concluding that the remonstrance timing has been afforded.

Commissioner Schaad said he made the motion for this petition to be heard on May 5th. since the Commissioners have a very heavy agenda for April 28th. and it will take some time to hear the remonstrators.

Commissioner Ossenberg said that Rezonings are usually the Third Monday of the Month and that he would prefer May 5th. which will be two weeks prior to the date of when they would regularly hear Rezonings.

RE: BOEHNE CAMP SEWER

Mr. Nussmeyer said he knows a little about what's going on with the Boehne Camp Sewer and he suggessted that the City ask these people for the Right of Way in their yards to get away from the road repairs. He said he would make this suggestion to the City Engineer.

Commissioner Schaad said this is an excellent idea, since it would cut the cost and this road was just resurfaced within the last two years.

RE: HILLSDALE SUBDIVISION

Mr. Nussmeyer said that the City has been in the Hillsdale Subdivision with either water or sewers and they have asked that they complete the whole thing, with the County sharing the cost. He said the City will pay for it and bill the County one-third of the cost for their part of it.

Commissioner Willner said the Commissioners are going out to review this area at 2:30 p.m. this afternoon, since they have some drainage problems out there that he wants to show the Commissioners, so maybe this can be postponed until this afternoon and they can go so they can get some first hand information on it. He said the other day he was over there and they were moving some concrete boulders and they dropped them on the end of the tile and smashed the culverts. He said it was either the Sewer Department or the Water Company. He said that he was going to take Mr. Siebeking and the other two Commissioners out to the Subdivision.

Mr. Nussmeyer suggested asking Mr. Stallings to go out with them.

Commissioner Schaad said this was an excellent suggestion, since they would accomplish more with him going along and he asked Mr. Nussmeyer to contact Mr. Stallings.

Commissioner Willner said the people in this area has requested that the Commissioners make these roads one way since they are so narrow and two cars can not pass. He asked if Mr. Judd could also go with them this afternoon, since there is only a 12 foot road and even before the water and sewer went in, this road wasn't wide enough to passanother car on and the residents have requested that the Commissioners take the possibility of one-way streets out there, under advisement, so he would like to have Mr. Judd out there to get his ideas on this situation.

Mr. Judd said that he couldn't make it this afternoon but that he would get someone from his office to go with them.

RE: RIGHT OF WAY BUYER NAMED

Mr. Nussmeyer requested that a Right of Way buyer be named for Short Nurrenbern Road, over the Railroad tracks.

Commissioner Schaad moved that Mr. Dan Riddle be named as the Right of Way buyer. Commissioner Ossenberg seconded the motion. So ordered.

RE: APPLICATIONS FOR R & S FUNDS

Mr. Nussmeyer presented two applications for R & S Funds. One request was for the Reconstruction of Nurrenbern Road in the amount of \$5,400.00.

Commissioner Schaad moved that the application be approved. Commissioner Ossenberg seconded the motion. So ordered.

The other request was for the Reconstruction of Green River Road, from Heckle Road to State Road 57 in the amount of \$450,000.00.

Commissioner Willner moved that the application be approved, Commissioner Schaad seconded the motion. So ordered.

RE: KANSAS ROAD BRIDGE CLOSED

Mr. Nussmeyer said they had a bridge down on Kansas Road at the County Line, East of Warrick County, that he took off the list of bridges to be repaired, since I 1-64 was coming in this area and he thought they could hold off for awhile but it needs repaired now and he has closed the bridge. He said it wasn't an emergency since there isn't much traffic there so they are going out to check on it and he will report back to the Commissioners next week.

RE: REPORT ON LAKEVIEW RIDGE DRIVE

Mr. Nussmeyer presented a report from Mr. Ludwick on the Lakeview Subdivision #2 of Greg Kempf's, which stated that an inspection had been made and it was found that this road is in need of repairs in several sections and that the drainage ditch also needs attention so it is Mr. Ludwicks recommendation that the County not accept this road for maintenance, that when this road has been upgraded and improved, they will then recommend that the road be accepted.

Commissioner Schaad moved that the Commissioners accept this report and that the road be rejected at this time. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON GREEN RIVER ROAD

Commissioner Ossenberg said that Mr. Nussmeyer received a letter from Indiana Bell Telephone Company, stating that after seeing a set of the Right of Way prints on the widening of Green River Road, a field check of their facilities were made. It stated that in most locations it appears as though they will not need to relocate but in some cases, their facilities are marred and it cannot be determined whether relocation will be necessary or not, until they receive a set of construction prints and upon the receipt of these prints, the length of time required to relocate, if necessary, will depend upon the total amount and type of relocation required.

RE: CLAIMS

A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for BC-6-74, Hogue Road Bridge...203-3820...Partial payment in the amount of \$3,592.37.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers for the Pollack and Fuquay Intersection... Acct. #203-3759.4...Final Payment in the amount of \$4,022.26.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers for Mt. Vernon Road, West of Diefenback Road Str. 148...#203-3814...Final Payment in the amount of \$3,829.98.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Mr. Dan Riddle for the Widening of St. Joe in the amount of \$200.00. This completes parcels for St. Joe.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from the Warrick County Co-op on the St. Joe Project in the amount of \$1,506.00.

Commissioner Willner said he thought the agreement was that they would take the pole out.

Commissioner Ossenberg said he thought so too but found out it wasn't.

Commissioner Schaad said he thought they were to be allowed to put a pole up so they could load and unload at the County Garage property and in turn, the County was suppose to get some consideration of this Right of Way.

Mr. Nussmeyer said he would contact Mr. Riddle on this matter and bring the claim back in next week, also he would check on the possibility of them removing the pole.

RE: CUTS IN

The Waterworks Department submitted as application for a cut in at R.R. #3, 211-A Heubner Lane off North Green River Road to install a 2" Water Service. Shoulder Cut.

County Commissioner Schaed moved that this cuts in be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: CULVERT ON OUTER LINCOLN AVENUE

Commissioner Schaad said that Mr. Stahl had called him and that he had a call from the Warrick County Surveyor on Outer Lincoln Avenue where Warrick County proposed to improve their section of Outer Lincoln, across the Warrick County line and there was a culvert underneath the road at that point and he discussed this with Mr. Schaad and he thought the Commissioners could buy a larger pipe and they would put it in and he thought it would be best to talk to Mr. Ludwick about it and he heard no more about it until Mr. Stahl called him this morning.

Mr. Stahl appeared and said he lives out there and that their water has to go North through the culvert and all the residents have a problem with the culvert. He said it was designated in the specifications as being five feet but that it is a round six foot culvert and is round and when that road was improved about ten years ago, W arrick County brought a flat culvert down there and Mr. Biggerstaff had told them they needed a round culvert because they get too much silt with a flat culvert. He said they stopped them from putting a flat culvert in and they got a six foot round one and put it in and now they say they want to replace it because it is bent but he looked at it and it isn't bent, that they need to keep some top on it and to fill the chuckholes, that they then want to put it on Vanderburgh County to replace the culvert. He said that it is as Mr. Biggerstaff said, that if it needs to be lengthened or widened, they can put those ends on them with a collar and put extensions where they are needed. He said they want to keep the culvert they have but it has to be lowered five inches by Warrick County and he said if they injure this culvert, they all want the round culvert replaced with one like is in there and he wants it understood between the Commissioner's and the Surveyor, that they get a round culvert since that is what they all want.

Other residents spoke on this matter and said something should be done about this culvert, also that new home sites are being developed off Epworth Road and they are getting back water because of the restriction on Outer Lincoln A venue at the County Line, that the round culvert has taken care of their drainage but that a flat top culvert will not do the work.

Mr. Ludwick said he went out to look at the culvert and that it isn't in that bad of a condition. He said it is about five or six years old and he suggested that they put two collars or five feet extensions there, that it is in Warrick County's Road Rebuilding Program and they couldn't give him a time limit as to when they will do this work and widen the road but this is okay because he doesn't think the Commissioners should get involved because they are going to do the work. He said that Mr. Stahl had called several times and explained to him if he felt that a flat bottom culvert would have went in there, he would have recommended that a flat bottom bulvert because they do work and they are better than a round one but in this case, moneywise, it will be better to leave the existing structure in there because Warrick County is cleaning out Williams Ditch and according to their plans, they wanted to put a flat bottom bulvert in there as it is in their design but he didn't think Vanderburgh County should get too involved in it and he talked to them and they said they would just add the extensions and lower the pipe if they had to.

RE: CLAIMS

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A claim was submitted by Sheriff De Groote for meals of the prisoners in the amount of \$7,465.90 for meals served from March 15 to April 14, 1975.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was presented from Deig Brothers Lumber & Construction Co. for Burdette Park Recreation Northwest. This is a partial and the work was inspected by Engineers Associates. The claim is in the amount of \$35,981.55.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. CROOKS ... 660 S. Governor St.

Mr. Crooks said that he asked for informal bids last week on the demolition of the property at 660 S. Governor Street and he received three bids, the lowest was \$275.00 and the highest was \$550.00 but he has held them up due to the fact that it was found that this property was sold sometime ago.

RE: MR. JUDD...HILLSDALE & BROADWAY

Mr. Judd said that his recommendation for Hillsdale Drive and Broadway is for Hillsdale to stop for Broadway.

Commissioner Schaad moved that Mr. Judd's recommendation be approved and that proper signs be installed. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING....ABSENTEE REPORT

Mr. Siebeking submitted his absentee report for the employees of the County Highway Department for the past week. Report received and filed.

RE: CONTRACT AWARDED

Mr. Siebeking submitted three Invitational bids on the New Harmony Road - County Right of Way for installation of County's share of drive entrance into Resurrection Church. They are as follows:

Midwest Construction Company in the amount of \$733.60 David Excavating Company Inc. in the amount of \$750.00 Rudolph Company Inc. in the amount of \$740.00

Commissioner Schaad explained that Resurrection Church is resurfacing their lot and the County Right of Way is from Old 460 to their lot. He said to make it uniform with the road and the parking lot, this would pave the County's Right of Way.

Commissioner Ossenberg said the County Right of Way at that particular place is in very bad shape.

Commissioner Schaad said we've got a good road and they have a good parking lot and the area between them is bad and there isn't anything the County Garage could do and make it compatable with the lot and the road.

Commissioner Schaad moved that the low bid be approved for the job. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING

Mr. Siebeking said that German Township Water Company are going to start laying lines in German Township and the County has several roads that they plan to resurface in German Township this year and he thought they should get with the Water Company or the Contracting Company before they resurface any roads so the Water Company don't come behind them and tear up the roads to lay water lines and with the permission of the Commissioners, he will try to get a schedule of their work so they can work together. The Commissioners thought this to be a good idea so Mr. Siebeking will follow through on it.

RE: EDGEWATER & ESTATE DRIVE

Mr. Siebeking said he had a talk with a gentleman on Edgewater Drive & Estate Drive off Highway 65. He said he and Mr. Ludwick can't seem to find where these roads have been accepted by the County.

Commissioner Schaad said he remembers when the request was made and he thought these streets had been accepted.

Mr. Siebeking said they will check it further and see what they can come up with.

RE: ST. JOE AVENUE BRIDGE

Mr. Siebeking said he talked to Mr. Ziegler again on the St. Joe Avenue Bridge and he wanted him to convey to the Commissioners that there would be a crew in there this week, tightening down bolts and leg screws. He said that Mr. Ziegler is leaving, that he has been transferred to another division but he said this is the last job he is going to do so he wants to get it done and he is trying to get some timbers from another division and he assured him that the Bridge should be repaired by next week.

RE: BRIDGE ON KANSAS ROAD

Mr. Siebeking said they had to close the Bridge on Kansas Road, as Mr. Nussmeyer has previously stated, and they were going to check it out this morning to see what the extent of the damage is. He said the Bridge has sunk about eight inches in one corner, that there, that there was a Coal Company hauling coal on this road and they have been trying to find out who it is.

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Commissioner Schaad asked if it would be dangerous to re-open the Bridge if they posted a load limit.

Mr. Ludwick said he didn't think it was in too critical a condition and most likely, one of the beams is pinned to the abductor and it is probably rusted through but that the Bridge has an 8 Ton limit on it and should now be limited to 3 Tons.

Commissioner Schaad moved that the Commissioners adopt a resolution, limiting this Bridge to a 3 Ton limit. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer later reported that the Kansas Road Bridge is unsafe and recommended that it be closed until further checking.

Commissioner Schaad then rescinded his motion and Commissioner Willner rescinded his second of the motion.

The Kansas Road Bridge will remain closed for the present time, until further checking and recommendation.

RE: APPLICATION TO REVERT ZONING BACK TO AGRICULTURAL

Commissioner Willner moved that the Commissioners pursue the Rezoning of Mr. Flittner's land that belonged to Murlog Farms at one time, which Potter Brumfield had rezoned from A to R-O and then backed out. He wants it Rezoned back to Agricultural. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad explained that they were making application here in being the petitioner for the Area Plan Commission to Rezone it back to Agricultural Zoning.

RE: NOTE OF THANKS TO MR. PUCH

Commissioner Ossenberg publicly thanked Mr. Pugh for all the help he has given the County Commissioners. He said their's has been a compabible relationship and that the Board of County Commissioners has worked well with him and they have achieved quite a bit of progress and personally, he hated to see Mr. Pugh go but the opportunity affords itself for Mr. Pugh to receive more money on his new position.

Mr. Pugh said it has been a real pleasure to him and without the help of the County Commissioners, they wouldn't have accomplished any of it.

Commissioner Schaad said that by the Commissioner's listening to Mr. Pugh, he made them look pretty good.

Commissioner Willner also thanked Mr. Pugh and said that his experiences had been enriched because Mr. Pugh has been in Vanderburgh County and he wished him good luck in his new venture.

Mr. Pugh distributed the following invitation for an Open House in his honor:

Everyone is invited !

Time: Friday, April 25, 1975 —1:00 till 4:00 p.m. Place: Room 271 Federal Building, 101 N.W. 7th Street

Come in for coffee and cookies with Tom Pugh before he begins his new assignment in the Soil Conservation office in Marion County. Tom will begin his duties as District Conservationist in the Indianapolis Field Office April 28th.

RE: POOR RELIEF

DIANE CARNER.....1034 N. Third Ave...Pigeon Twp.....Nancy Walters, Investigator

Ms. Carner was scheduled to appear before the Commissioners today to request help on rent but she failed to appear so no further action could be taken at this time.

EVETTA WEICH (Jones) 825 Blackford.....Pigeon Twp.....Mr. Ragsdale, Investigator

Mrs. Welch is requesting that her rent be paid.

Mr. LaPlante said that Mrs. Welch applied for rental assistance from Pigeon Township last week and it was his understanding that she was one month in arrears of her rent of \$25.00 per week. He said her only income is the benefits from the Indiana Employment Security Division which is \$30.00 per week and for some reason, from March 25th until the present date, Mrs. Welch had only received one check and since she was in his office, he understands she has received another one since then and is still \$100 in arrears. He said she doesn't have the income to maintain her needs at the present time.

Mrs. Welch said she last worked at Bernardins and that she was laid off last year but they haven't called her back.

Mr. Ragsdale said there were four things involved here, Sweetser Housing, Lincoln Erie, Food Stamps and the Unemployed. He said on December 6, 1974, that Mrs. Welch and her husband moved into the Sweetser Housing and sometime the latter part of February, she moved out and on March 19th. he left Sweetser and transferred to Lincoln where they are now living. He said they are both listed as single and both trying to draw stamps separately and their stamps are stopped pending investigation. He said her husband is Edward Welch which they also have on relief and he is living at 501 S. Garvin, Apt. 118 and last week, he complained to the Manager there, that he needed a larger apartment for he and his wife and that as of last week, they were both living there. He said Mrs. Welch is drawing \$30.00 per week unemployment and Mr. Welch is drawing \$33.00 per week. He said he told Mr. Welch last week, that he had money so he would have to buy his own Food Stamps. He said Mrs. Welch came in and asked for rent and gave him the address of 825 East Blackford Avenue and showed him a rent receipt, where her rent was paid until the 28th. of March and he told her that the rent had to be overdue by 30 days before they could touch it and she was speaking of a weekly situation and he explained to her that they pay only by the month so he couldn't talk to her about rent until the 28th of this month and in checking into it, he found the situation of the unemployment money and he said she was told that it would be 21 days before they could put a tracer on it, which has now been done. He said that he understands that Mr. Welch now claims that he didn't get some checks. He said the whole thing boils down to one lie after the other but that Mrs. Welch has not been refused help.

Mrs. Welch said she isn't living with her husband, that she lives at 825 East Blackford Ave. and that she has sued her husband for divorce and it is pending. Her landlord is Norma Christmas from Boonville Indiana. There seemed to be some discrepancy on the rent receipt she presented since two different pens were used and it was made out incorrect.

Commissioner Willner asked her what her proper name was, if it was Welch or Jones.

Mrs. Welch said her name is Welch, that she was married twice and her name was Jones but is now Welch. She said it is a lie when Mr. Ragsdale said she lived with her husband on South Garvin because she lives on East Blackford.

Mr. Ragsdale said the lady is present that put Mr. & Mrs. Welch in the Sweetser Apartments as man and wife on December 6, 1974, and in February she left and her husband moved from there in March to the Lincoln Gardens and they have been living together according to the Manager.

Mrs. Welch said she isn't living with Mr. Welch and it's hard telling what he has been saying, also that her mother lives at 508 S. Garvin and she gets all her mail there.

Mr. LaPlante asked Mr. Ragsdale if he had made a home visit to verify her residence on Blackford Avenue.

Mr. Ragsdale said he hadn't, that he had verifications from the managers of both of the other places as to her residence.

Mr. LaPlante said there seems to be a question of monies, of unemployment and some conflict of where his client actually lives but there has been no home visit, she has been denied help and she is more than a month in arrears in rent and he thought she should be given some consideration.

There was a question as to the amount of rent owed and Mr. LaPlante agreed that the landlord did not recite the receipt in a proper manner but he said that his client knows that she owes \$100.00 rent and has asked for this amount.

Mr. Ragsdale said that Mrs. Welch and her husband are living together, that he is sure ot it.

Mrs. Welch said they can check all they want, that she is not living with her husband and she can prove it.

Mr. LaPlante said he thought that Mrs. Welch could be evicted right now, since, when there is an agreement of one month's rent in advance and you are not complying with the agreement, you can be evicted right away.

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Mr. Ragsdale said they do not pay until after rent has been due for thirty days and that \$60.00 per month is all they can pay for this person and they only pay by the month.

Commissioner Willner said he hasn't heard enough information this morning to make an intelligent decision.

Commissioner Willner then moved to defer this matter for one week to give the Trustee time to make a thorough investigation. He said that he would like to know if Mrs. Welch is living with her former husband or not and he would like for a personal visit to be made to Mrs. Welch's home and that this case will be taken up again next week. He also wanted to know where the base unemployment was from Commissioner Schaad seconded the motion. So ordered.

The meeting recessed at 12:10 p.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

ATTORNEYS

Thomas Ossenberg

Curt John

William Stephens

Robert Schaad

Thomas Swain

Secretary: Margie Meeks

Robert L. Willner

Robert Follows
BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING APRIL 28, 1975

The meeting of the County Commissioners was held on Monday, April 28, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: OPENING OF BIDS AUTHORIZED

Commissioner Schaad moved that County Attorney Stephens be authorized to proceed with the opening of the bids that were received today on various projects.

Commissioner Willner seconded the motion. So ordered.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County owned Surplus Property. The sale will continue each Monday.

County Attorney Stephens presented the deeds on the parcels of County Owned Surplus Property that was sold last week and they were referred to the County Auditor to be recorded and turned over to the owners at which time the purchase price will be collected plus the \$3.50 recording fee.

RE: LETTER RECEIVED

The following letter was received by the County Auditor from a Billy Johnston of 5408 N. Fares Ave. who had been on Jury Duty:

Dear Sir:

I live out by the Airport and the man who checked the first day, estimated my mileage at 15 miles for round trip, but the second time I came in I checked my mileage and I came up with 10 miles round trip, so here is 50¢ I figure you overpayed me.

Commissioner Ossenberg said that there are honest people in this world.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

CO-OPERATIVE EXTENSION SERVICE

Mary C. Knabel 1109 S. Linwood Pt. Time Secretary \$2.00 Hr. Eff: 4/14/75 Sharon A. Deutsch R.3 Newburgh, Ind. Pt. Time Secretary \$2.00 Hr. Eff: 4/10/75

FROM CETA FUNDS TITLE 6

Cynthia A. Ewing 724 Chateau Dr. Sec. to Crt. Admn. \$5,600.00 Yr. Eff: 4/21/75

BURDETTE PARK

Gregory N. Smith 950 S. Rotherwood Extra Grounds \$2.00 Hr. Eff: 4/22/75 Patrick Jankowski 6912 Cliftwood Dr. Extra Grounds \$2.00 Hr. Eff: 4/25/75 Gregg Stallings 7601 Newburgh Rd. Extra Grounds \$2.00 Hr. Eff: 4/25/75

ELECTION OFFICE

 Fred C. Roeder
 R.R.4 Box 263
 Asst. Mechanic
 \$2.16 Hr.
 Eff: 4/23/75

 Earl Goodwin
 11 N. Governor
 Asst. Mechanic
 \$2.00 Hr.
 Eff: 4/24/75

 Jack B. Jackson
 835 Madison Ave. Asst. Mechanic
 \$2.00 Hr.
 Eff: 4/25/75

 Jack Marshall
 3374 W. Michigan
 Asst. Mechanic
 \$2.00 Hr.
 Eff: 4/25/75

COUNTY ELECTION OFFICE

Donna Sue Waters 100 N. Bell Clk. Deputy \$2.16 Hr. Eff: 4/28/75

COUNTY ELECTION BOARD

Mary Edna Moore 1518 Ravenswood Dr. Clk. Deputy \$2.16 Hr. Eff: 4/22/75

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY HIGHWAY DEPARTMENT

Max E. LaMar 3201 Tremont Mechanic \$3.943_Hr. Eff: 4/21/75

COUNTY ELECTION OFFICE

Rozy Gates 7227 E. Blackford Clk. Deputy \$2.16 Hr. Eff: 4/28/75

RE: LARCH LANE....DRAINAGE PROBLEM

Commissioner Ossenberg said that Larch Lane has not been accepted as a county road and gas tax money has been collected on it, so if Mr. Bussing brings the road up to standards, the Commissioners will consider accepting it.

Mr. Bob Zigenfus said the problem is with the storm sewer drainage, that there are holes in it, causing sink holes.

Commissioner Schaad wondered if the sewer was under private property, since if this is the case, the Commissioners can't do anything about it, that they don't have anything to do with it unless it is on County Right of Way or if it is going to do damage to the county roads, that if it is under private property, this would be between the property owner and the contractor.

Mr. Siebeking said this sewer is half on the owners property and half on the County Right of Way.

Commissioner Ossenberg said they would have to go out and look at it.

RE: TRAFFIC RESOLUTIONS APPROVED

County Attorney Stephens presented two Resolutions amending the Master Traffic Control Code of Vanderburgh County, as follows:

Amendment #13

It is hereby determined and declared that Section 3 of the Master Traffic Control Code be and the same is hereby amended to read as follows:

It shall be unlawful to operate a motor vehicle in excess of twenty (20) miles

per hour upon and along the following roads, streets, and highways, to wit:
All public streets located within Burdette Park, a public park lying adjacent
to the City of Evansville, Vanderburgh County, Indiana.

Amendment #14

It is hereby determined and declared that Section 2 of the Master Traffic Control Code be and the same is hereby amended to read as follows:

It is hereby determined and declared that the following named highways are designated as "stop intersections" requiring all vehicles to stop or yield at one or more entrances to such intersections, to-wit:

HILLSIDE DRIVE AND BROADWAY AVENUE: In that all vehicles proceeding upon and along Hillside Drive shall Stop before entering said intersection. (4/21/75)

Commissioner Schaad moved that the two above Resolutions be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST OF EXPENSES FOR TRAVEL

The following letter was received by the Commissioners from the County Sheriff:

Gentlemen:

I will be attending a KIDNAP HOSTAGE SEMINAR, conducted by the FBI and held at the Law Enforcement Academy, May 5-6, 1975.
My projected expenses include:

R/T Airline Ticket (Allegheny) ... \$46.73

I've made arrangements to stay Sunday & Monday nights with relatives in Indianapolis, and meals will be provided by Indiana Law Enforcement Academy. I should have no other expenses. I would request your approval of the above expenditures.

Respectfully submitted,

James A. DeGroote, Sheriff

Commissioner Schaad moved that the request of Sheriff DeGroote be approved. Commissioner Willner seconded the motion. So ordered.

RE: SOIL AND WATER CONSERVATION AGREEMENT

A Renewal Agreement was received, between the Vanderburgh County Soil & Water Conservation District and the Board of County Commissioners of Vanderburgh County and the Soil Conservation Office, United States Department of Agriculture, relative to the Acceleration of land use treatment in Vanderburgh County, Indiana. The effective date of this renegal is July 1, 1975, and is in effect for six months.

Commissioner Schaad moved that the agreement be approved and signed. Commissioner Willner seconded the motion. So ordered.

RE: BOND RELEASE

A notice of release and termination was submitted for the County Commissioner's signature in consideration of American Employers' Insurance Company on Policy Number A I 137718, covering Paul Seitz, thereby the Insurance Company is released from liability for all acts or defaults occuring on and after January 1, 1975.

Commissioner Willner moved that this Bond Release be approved. Commissioner Schaad seconded the motion. So ordered.

A notice of Bond Release was submitted by the Continental Insurance Company and is hereby authorized and requested to cancel the Public Official Bond, Policy Number BND 197 84 04, covering Edward Martin. This cancellation shall take effect on the 26th day of March, 1975.

Commissioner Schaad moved that this Bond Release be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON DRAINAGE PROBLEM AT WALNUT & MARTINS LANE

A copy of a letter that was sent to Dorris and Edwards, Inc. at 501 E. Meade Drive, by the Building Commissioner, was presented to the Commissioners. It reads as follows:

Gentlemen:

For the last year and a half, we have been receiving complaints concerning the water standing at the above location and the trash in the ditch. Our inspector, Joe Freemen, has discussed this rpoblem with little result.

The County Commissioners have requested us to issue no more building permits in the area until proper corrective action has been taken.

Let us know what your plans are and when you expect to have the corrections made.

Very truly yours, Jesse Crooks, Building Commissioner

Letter received and filed.

RE: CLAIM FOR A CREDIT

A claim was received from Torian Agency Inc. on Account of Appropriation for Continental Comprehensive General Liability for the County Highway Department, Policy Number L6325746, Annual Audit for policy term of 2/1/74/75. The credit is in the amount of \$114.00.

The County Auditor will deduct this amount the next time they are sent a payment.

Commissioner Schaad moved that the credit in the amount of \$114.00 be accepted. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was received from Torian Agency Inc. for a \$1,000 Public Official Bond for Jack Siebeking as County Highway Supervisor in the amount of \$20.00. No. BND 2 00 82 96

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for Insurance - General Fund - Continental Comprehensive General Liability Policy L6325746, Annual Audit for policy term 2-1-74/75, in the amount of \$621.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for Annual Audit, Continental Automobile policy Number L 6 32 11 46 for policy term December 1, 1973-74 in the amount of \$91.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED

A check in the amount of \$1,100.00 was received by the Commissioners, from the United States Treasury, Environmental Protection Agency, Division of Disbursement of E.P.A. Funds, No. 18015401, with the following letter attached:

Re: Section 206 (a) Treatment Works Grant Cl80154

Dear Mr. Schaad:

It is a pleasure to advise, based on the allocation of additional funds, your request for supplemental reimbursement grant pursuant to Section 206 (a) of the Federal Water Pollution Control Act, as amended, for the subject treatment works project has been approved. We, therefore, tender herewith an increase of grant in the amount reflected in Item (31), "PROGRAM AMOUNT," of the enclosed EPA Form 5700-34. Item (19) immediately below reflects the cumulative EPA amended grant.

Item (19) immediately below reflects the cumulative EPA amended grant.

As stated under "CONDITIONS" of the form, this award represents additional partial funding pursuant to P.L. 93-207 with the amount computed on the basis of estimates of maximum pro rata entitlement of all similar applications using January 31, 1974 verified eligible costs, and is subject to further adjustment. Specifically, the award represents 18.709% of estimated reimbursement entitlement. The total amount of Section 206 (a) funds is now 68.709%, rounded downward to the nearest hundred dollars, and represents your pro rate entitlement of the total \$1.9 billion appropriation for such increases. Although there is no indication whatsoever at this time, if additional "206 (a)" funds are appropriated, please be assured your municipality will receive a corresponding pro rata grant increase subject to such staturory and regulatory limitations as may be applicable.

A grant payment equal to the per cent of construction currently completed times the value of Item (31) is also being processed. Pending its receipt, if we can be of further assistance, please let us know.

Very truly yours, Todd A. Cayer, Chief Construction Grants BRANCH

The Commissioners said that this is reimbursement on the boehne Camp Sewer Project. This matter was referred to County Attorney Stephens for further checking.

RE: MR. HERB HATT

Mr. Hatt said that he was interested in a parcel of County Owned Surplus Property, Code No. 26-37-13, so he could get it back in the name of Johann Funeral Home and he asked how long it would be before the property was re-appraised since \$300.00 is the amount of taxes owed on it but the parcel has been appraised at \$700.00.

Commissioner Ossenberg said it would probably be approximately 30 days before the unsold parcels would be appraised.

RE: OPENING OF BIDSStructures 27, 142 & 29

Bids were opened on Structures #27, Mesker Park, #142, St. Joe Road and #29 on Kleitz Road. The bids are as follows:

Barnett Brothers Inc......\$100,526.70
G. H. Allen.....\$94,225.63
Deig Bros. Lumber & Constr.....\$113,641.10
Engineer's Estimate.....\$123,591.75

Commissioner Schaad moved that these bids be referred to Mr. Nussmeyer for study and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: SMITH DIAMOND ROAD BRIDGE BIDS

The following bids were received on Structure #125, Smith Diamond Road Bridge:

Commissioner Schaad moved that these bids be reffered to Mr. Nussmeyer for study and recommendation. Commissioner Willner seconded the motion. So ordered.

RE: SEMINARY ROAD BIDS

The following bids were received for the re-construction of Seminary Road: RC 1-75

David Excavating Co.....\$13,750.00 Priest Hazelwood & Son Inc.....\$12,476.80 Floyd Staub Inc.....\$11,085.00 Engineers Estimate.....\$12,532.50

Commissioner Schaad moved that these bids be referred to Mr. Nussmeyer for study and recommendation. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said that a group of residents are present that were interested in this project and asked if the low bid couldn't be awarded.

Mr. Nussmeyer recommended that the low bid be accepted.

Commissioner Schaad moved that the bid of Floyd I. Staub in the amount of \$11,085.00 be accepted and the contract be awarded to them. Commissioner Willner seconded the motion, after looking over the specifications. So ordered. He said his main concern is that the river doesn't wash out the road.

CHANGE NEEDED IN POLLING PLACES

Commissioner Willner said that the polling place in Ward 6, Precinct 23, was to be at the New Baptist Church on South Helfrich Avenue but there has been objection to it and there is another than needs to be changed.

Commissioner Ossenberg said an ad will have to be prepared to change these polling places and there will be new ones named tomorrow for these precincts.

ACCEPTANCE OF GRACE LANE

Amendment #17

County Attorney Stephens presented a Resolution to accept Grace Lane, East of Oak Hill Road, off Burgdolt Road.

Mr. Ludwick said a survey was made of this gravel road and that it is 900 feet long. He said if the County wants to accept it, they can rock or grade the road, also that there is already 50 feet of County Right of Way there. He said this road was constructed prior to 1954.

County Attorney Stephens said if the road was constructed prior to 1954, they weren't required to bring the road up to standards.

Commissioner Schaad moved that Grace Lane be accepted for County maintenance and the resolution be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. JUDD

Mr. Judd reported that the signs were posted on Red Bank Road, Hillside Drive and Broadway Avenue and at Burdette Park.

RE: MR. HARNESS

Mr. Harness reported that the meeting he attended in South Bend was very enlightening. He also said that House Bill 1870 pessed for the state to aid Nursing Homes which will provide funds for the people that were on S.S.I. and those people that will be eligible in the future. He said that the state will provide \$25.00 per person for personal money, in addition to the money to the home for these recipients. Mr. Harness said the cases will be reviewed and put on the program and that all of this will be explained to the offices involved.

He also said that the home in South Bend was built in 1905 or 1906 and their budget is \$378,000 per year and their income is \$184,000 for the same period of time so they operate at a deficit. He said there are 78 people in that home, also that there are still over 50 homes in operation. He said that everyone concerned is happy to see

the enactment of House Bill 1870.

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Commissioner Willner asked if Mr. Harness knew if other homes were making money.

Mr. Harness said that most homes lose money but that some have farms and that their county receives a county portion of the farm income.

He said that Pleasantview Rest Home needs some upgrading and also some roof repairs need to be made.

Commissioner Willner said that he would like to see the home at least break even and suggested that some cost saving features be instituted, such as those in private facilities. He asked Mr. Harness to meet with him later to discuss the possibilities. It was also suggested that there be a Board for the Pleasantview Rest Home as there have been for other facilities.

RE: ABSENTEE REPORT

Mr. Siebeking submitted an absentee report of the County Highway Department employees for the past week.
Report received and filed.

RE: ROESNER ROAD BRIDGE

Mr. Siebeking said that the Surveyor sent out a crew to inspect the Roesner Road Bridge and it was found to be safe for traffic and has a two-ton load limit on it but they found that the George Mitchell Oil Drilling Company out of Carmi, Illinois has been driving their trucks over it and he explained to the truck driver what he was doing and said that if anything happened, the Oil Company would be liable. He said the Bridge is structurally sound but it isn't built for this type of thing and this is the only way people have for getting in and out.

Commissioner Ossenberg asked if there couldn't be a sign posted, stating "travel at your own risk."

Mr. Nussmeyer said yes but he understands that if the load limit is posted and someone exceeds that limit and breaks in the bridge, they are liable.

Mr. Siebeking said he just wanted to bring this to the attention of the Commissioners.

RE: CUTS IN

Indiana Bell Telephone Company submitted an application, requesting to cut into St. Joe Avenue & Boonville - New Harmony Road, Approximately 510' on the South Side of Boonville - New Harmony Road moving Westward across St. Joe Avenue...F-1382-75, to bury Telephone Wire.

Mr. Nussmeyer said it was kind of an emergency, that they called in Friday and they have started the work.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: ST. JOE BRIDGE

Mr. Nussmeyer asked Mr. Siebeking if he had heard anymore on St. Joe Road Bridge.

Mr. Siebeking said that he hadn't heard anymore other than what he reported last week, which was that he had talked to Mr. Ziegler, who told him that a crew would be out there tightening bolts and screws, that he has been transferred and he was going to try to get some timbers from another division so he could get the bridge repaired before he left.

He said that he was keeping an eye on it and he thought he would give them this week yet and if nothing was done, he would call them again. He said that if Mr. Ziegler is gone, someone else will just have to do it.

RE: KANSAS ROAD BRIDGE

Mr. Nussmeyer said he has talked to Curt John about Kansas Road Bridge, East of Green River Road and said it would take about \$125,000 to \$150,000 to replace the Bridge and if the Commissioners want to, they can get it in for this Council Call. He said the Bridge could be repaired but he thought it would be a waste of money. He said the Bridge is closed at the present time.

Commissioner Willner asked how much money they were talking about to repair the Bridge.

Mr. Nussmeyer said it would cost anywhere from \$15,000 to 25,000 to repair the Bridge but it would depend on how extensive the Commissioners would want to make the repairs.

Commissioner Willner said he looked at the Bridge and he thought the repairs would cost from \$3,000 to \$4,000 and that the Commissioners could put a load limit on it.

Commissioner Schaad moved that this matter be checked into, to see what minimal repairs can be made, so the Bridge can be opened for light load traffic and report back next week. Commissioner Willner seconded the motion. So ordered.

RE: BRIDGE ON GREEN RIVER ROAD

Commissioner Willner asked if the sign at Green River Road that reads "Bridge Out" belongs to the County. He said he had a call from the Gun Club and they have a State Shoot coming up and he wondered if there couldn't be a sign put up that states "Open to the County Line", since people think they can't get to the Gun Club that way.

Mr. Siebeking said they could put up a sign for "Local Traffic Only" but maybe the Gun Club has a sign that they could put up.

Commissioner Willner said he would contact them on this possibliity.

RE: WALNUT ROAD - RADIO AVENUE - PARK ROAD

Mr. Nussmeyer said the Board of Works and the Water Department has agreed to pay two-thirds of the cost of Walnut Road, Radio Avenue and Park Road.

Commissioner Schaad said as he understands it, the cost of the County will be \$7,615.00 which is one-third of the cost and that there is one-third of the road that they never touched and it should be done when they do the rest of it. He said they were going to do Hillsdale at their own cost.

Mr. Nussmeyer said the contractor is Rudolph and they will lay 2 inches of cold mix. He said they are going to issue a change order to Jerry Paddock who is responsible for any grading and the Waterworks is also involved in the side ditches and such.

Mr. Siebeking said they called and there will be a meeting at 1 p.m. of all concerned in this project and they wanted him to be there.

Commissioner Schaad suggested that Mr. Siebeking take Mr. Ludwick with him.

Commissioner Willner said he objected to only 2 inches of cold mix. He thought that 3 inches was the absolute minimum.

Commissioner Schaad said these roads are all substandard and aren't what they would like to see in a Subdivision but there is no way they can go out there and build a new road and new ditches and come up with a nice road out there, that they just don't come up to those standards to start with.

Commissioner Ossenberg said he thought a 2 inch base would hold it with no more traffic than there is out there.

Commissioner Willner said the way it was explained to him, when they requested to go in there, was that they would replace these roads with hot mix and the County would pay one-third of the cost.

Commissioner Schaad said he was always told that if they have a real good bed, hot mix was fine but if not, it was better to use cold mix.

Commissioner Willner said cold mix was used out there before and they are now asking for \$7,000 to put the same thing out there and it seems a little ridiculous.

After further discussion, Commissioner Ossenberg suggested that Mr. Nussmeyer talk to Cap Hudson and see if they can enter into an agreement this late, also to have them clearly state about the drainage situation and see if they will go with a 3 inch cold mix and report back next week.

Mr. Nussmeyer said that he would see what he could find out.

RE: POOR RELIEF

EVETTA WELCH (Jones)....825 Blackford.....Pigeon Township...Mr. Ragsdale, Investigator This case was before the Commissioners last week and Mrs. Welch requested rent.

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The case was deferred until today, to give the Trustee time to make a thorough investigation.

Mr. Ragsdale submitted the following letter to the Commissioners:

Dear Sir:

In reply to your request of 4/21/75 I have determined the following; Mrs. Christmas, the landlady at 825 E. Blackford Ave. called me and stated that Evetta moved onto her premises on February 3, 1975, paid a \$10.00 deposit on Feb. 4, paid her first week's rent of \$25.00 and on March 25, paid her last rent. Mrs. Christmas further stated that the tenant downstairs had advised her that Evetta's husband, Edward Welch, was seen coming and going from Evetta's apartment.

In answer to your second question about base unemployment, these are employers who contributed to the base period for unemployment Compensation July or 1973 to June of 1974. 1. Kent Plastics (Ball Plastics). Started May 7, 1973 and quit August 17, 1973. Work was available but not to be rehired. 2. Evansville Host Restaurant .. Started January 23, 1974 and quit February 15, 1974. Not to be rehired. 3. Bernardin Industries Inc... Started April 16, 1974 and discharged May 9, 1974... Tried her on two jobs, operator and inspector... unable to perform job classification... Discharged, not to be rehired. 4. Weinbach Cafe... Started February 3, 1975 and quit on March 1, 1975.. Personal Reasons... not to be rehired.... It is not included in base figures but the gross pay was \$226.00

During a period of time covering #4, the unemployment Security Division advises that this recipient is drawing U.C.B. while employed, according to their records and subject to verification. In regard to an extent benefit check on which a tracer was sent...The check was signed for on 3/1/75, sent out on 3/6/75 and was cashed on 3/6/75 per National City Bank and was signed with the name of the claimant. The Unemployment Bureau is now checking on the validity of these facts. Benefits will continue for an additional thirteen weeks per advised by the Unemployment Bureau under the S.U.A.

Signed by Mr. Ragsdale of Pigeon Twp. Trustee Office

Mr. Ragsdale said he missed one employer and this was the Chuckwagon which was sold to Industrial Caterers and the records went to Kentucky with the Chuckwagon people. He said when Mrs. Welch was confronted at the Unemployment Office on the check that was cashed, she denied it and when they offered to send her to the deputy, she refused and took off. He stated that they didn't say she cashed the check, they said her name was on it so it could have been a forgery or what have you. He said that if everything turns out okay, her checks will continue for another 13 weeks and if they find anything wrong, her checks will probably stop.

Mr. LaPlante asked if she had two voluntary quits and was still certified for Unemployment.

Mr. Ragsdale said this is questionable, that he was of the opinion that if a person quit or was discharged from their job, that they automatically took 25% off the top, plus a 6 week penalty. He said the government deal then came into the picture and she is drawing a minimum of these benefits. He said there are three stages of it, the Original claim which is 13 weeks and she got an extension of 6 weeks and there will be another extension added to that and she isn't suppose to miss any checks for 13 more weeks at \$30.00 per week.

Mr. LaPlante asked what was allowed for housing.

Mr. Ragsdale said they have a special rate for housing and it isn't based on income but on the size of the family and they allow \$60.00 for one person and they only pay this when a person is disabled and they have a doctors statement to the effect that the person can't work.

Mr. LaPlante asked if it didn't make a difference if they had an income or not.

Mr. Ragsdale said they try to use the housing facilities because it is cheaper for all concerned but he didn't think a single person could get into housing but she could if she lived with her husband but as it is, she will have to find cheaper rent.

Mr. LaPlante asked Mr. Ragsdale if he were to tell him that he had someone who was willing to make up the difference between what the Trustee would pay and the cost of the rent this month, on a trial basis, would he go along with it.

Mr. Ragsdale said he might but his Supervisor, Mr. Morrison would not, since he has had some sad experiences with this sort of thing.

Commissioner Willner asked Mrs. Welch why she quit these jobs that she had.

Mrs. Welch said it was a misunderstanding and they took sides against her.

Mr. Ragsdale said he talked to the head person in the Weinbach Cafeteria and she said that Mrs. Welch said she couldn't get her car started, that she was sick and what have you.

He also said that he talked to the landlord who said she would accept \$60.00 rent but after that, they found out she had been working and drawing unemployment at the same time, so they stood still on it.

Mr. LaPlante said there is no question but that Mrs. Welch apparently has a hard time keeping a job. He said she is available for unemployment and that Mr. Ragsdale has said that they were voluntary quits and yet the Unemployment Office has certified her for unemployment and the fact remains that she doesn't have enough income for her needs and it is up to the County Commissioners to help her.

Mr. Ragsdale said they wouldn't pay the \$60.00 rent until they get something from the Unemployment Office concerning her income which she was drawing by working and getting unemployment at the same time. He questioned why she qualified for any unemployment due to the fact that she quit two jobs and was discharged from another.

Commissioner Schaad moved that this case be denied, since he hasn't had enough evidence to approve it. Commissioner Willner seconded the motion. So ordered.

COSBY TAPP.....712 E. Chandler....Pigeon Township....Mrs. Anslinger, Investigator Mr. Tapp is requesting payment of a hospital bill.

Mrs. Anslinger said that she received an application on March 3rd. from Mr. Tapp and that he was admitted to the hospital on February until February 22nd. and at that time, she turned his request down because Aetna Insurance was available through Lockwood's Truck Stop where Mr. Tapp worked and he didn't take it out and in the meantime, he has filed with the Welfare Department and she talked to the case worker over there and found that in all probability he would go on Medical Assistance with the Welfare Department and this will go back to 12/1/74 so the Trustee wouldn't do anything on the hospital anyway, while it is pending in Welfare.

Mr. LaPlante asked Mrs. Anslinger if the Trustee didn't certify people eligible for Medical Benefits, prior to this time, pending the application for Medicaid.

Mrs. Anslinger said they did but that they don't pay the bill, that all they do is put a hold on it until they hear from the Welfare Department.

Commissioner Schaad asked what the amount was of the hospital bill, that Mr. Tapp

Mr. LaPlante said the total of the hospital bill is \$964.30 but he is asking for \$719.30 since he did have Health Insurance that covered the rest.

Mrs. Amslinger said her records show that the balance owed is \$763.10.

Mr. LaPlante said that it appears this man does need poor relief and that he does have an application in for Medicaid which would take the burden off the Trustee's Office, however he would like for Mr. Tapp to be able to tell the hospital something.

Mrs. Angermeier said she has talked to the hospital so they know about it, also that if he is denied by the Welfare Department, Mr. Tapp can then file for another application but he has been denied previously because Insurance was available through his employer and she couldn't see how he could afford not to take it.

Mr. LaPlante said his concern is whether Mr. Tapp will be eligible for Medicaid and he can't see what the Trustee is losing by certifying Mr. Tapp if he is otherwise eligible.

Mrs. Anslinger said he can make another application if he is turned down by Medicaid.

Mr. LaPlante wondered why Mr. Tapp couldn't be certified now.

Commissioner Willner said that Mr. LaPlante is asking the Commissioners to make a decision on iffy's and he didn't think this was good government.

Mrs. Anslinger said this case was turned down because he didn't get insurance through his employer since it was available, that she has to have insurance as well as everyone else and when it is available, the people should take advantage of it.

Commissioner Willner said he thought if the person was still working, they could say

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he should take it but he didn't think the Trustee could turn a person down that isn't working, because he didn't take the insurance out previously.

Mr. LaPlante said that if Mr. Tapp isn't eligible for Medicaid and makes another application, he could be refused on the same grounds. He asked that Mrs. Anslinger promise that if Mr. Tapp has to make another application, that she not deny him on the same basis.

Mrs. Anslinger said she wouldn't promise anything, that the case would have to be investigated.

Commissioner Willner said that he would give Mr. LaPlante the promise, that if Mr. Tapp was denied Medicaid and submitted a new application in the Trustee's office, that he would not be denied for the reason of not taking out insurance.

Commissioner Willner moved that this case be referred back to the Trustee. Commissioner Schaad seconded the motion. So ordered.

RE: MR. ANGERMEIER

j.

April 1

Mr. Angermeier said he appeared before the Commissioners several weeks ago and at that time, he asked for a meeting with the Commissioners, relative to a policy that he thought would help everyone in the assessing area and all the people involved and at that particular time, there was newspaper coverage and he thought he had explained it to the reporters and he picked up the newspaper Saturday and he supposed it was pretty well covered and several days later at the meeting last Monday, for all concerned in this matter, they went over it and he thought it was agreed that a policy would be established but on Friday, he picked up the newspaper and read that this particular policy had been scraped and that the personnel of a particular office had said they had talked to a number of contractors after the decision was made on Monday and he was a little appauled as he doesn't really understand why the County Commissioners or whoever is in charge should fail to show him the consideration that he has tried to show the Commissioners.

He said he don't believe that this is good government and he is a little iritated about it and he read the section of the Burns Statute that pertains to the duties of the County Assessor.

He said it is very clear as to his duties and he doesn't understand how the Commissioners can decide that the policy is any different and he reads in the paper that someone wants to deviate from this policy and he wasn't even called in on the meeting. He said that during the past three or four weeks he has been discovering that building permits, as he had originally asked be committed to his office, for some obvious reasons, the Assessors told the Building Commissioner to defer, prevent, not give him those records and at that particular time, after a big public battle in the paper, they weren't given to him.

Mr. Broerman said that Mr. Angermeier gets a copy of every one of those building permits, that his girl comes up to get them.

Mr. Angermeier asked that be be able to conduct his meeting and then the Commissioners can call on anyone they wish.

Commissioner Ossenberg said okay but asked Mr. Angermeier to tone his voice down.

Mr. Angermeier then explained how hard it is to check out some of these things and he gave an example, in that one is listed as 1000 feet west of a given road and that is all. He said there is another where a permit is issued and improvements were made and nothing was followed through on it thereafter.

He said that every Subdivision and every piece of property in this County is listed by lot number, block number and code number and they get the bill twice a year and that they get billed on the tax code number so it isn't a difficult task except that it is very difficult for the people who check these. He then gave other examples and said that they can't even correlate some of the addresses because they aren't there and the field sheets aren't current because they can't check them out and this is why. He said another one had an address with no name on it and in another case, he presented field sheets for a Subdivision of twelve homes and of these twelve, there were ten homes, he said, that have been built since 1973 and they haven't been picked up because the information isn't clear.

He said it is very simple for the contractor or the developer who has the code number. He said it is just like the idea of a social security number, checking account number, or any other number and it isn't difficult to follow.

He also showed records of the Subdivision that has been finished since 1973 and said that in checking with the utility people, he found that they were put in another name as a permanent address and there was another one that was issued to a particular

location but even the cross reference doesn't spell it out and he asked how can anyone check on something that is non-existing.

He said he had an hour long meeting with the Knight Township Assessor and Mr. Gehlhausen said he had as many as 200 Form 11, some of them from back as far as 1972, on permits that were issued and when he checked them out, he found that much more was done than the permit was issued for. He said he talked to the Pigeon Township Assessor and Mr. Dorsey said he would go along with the code numbers and said that the code numbers can very easily be adhered to. He said when they look at the business schedules and when he has talked to the accountants, they have discovered and decided that thousands of dollars have been made in improvements that have neither been reported or have been picked up by the Assessors because they can't locate the land and the law very clearly states that all improvements should be attached to the land and the code number be given for that. in some of the properties that his office was given to check, they discovered this was lease-hold improvements and the people that had the buildings didn't even pay taxes on it, that they didn't want to, certainly, the improvements belong to them, the land belonged to someone else and the landowner didn't want to pay the taxes. He said it wouldn't be any problem at all for the Building Commissioners office to ask the individual what there tax code number is and they'll put it on the top. He said that it wasn't a difficult thing to ask, that they come back a half-dozen times for heating, electrical or plumbing and that the tax code number is known to the contractor and he said it gives them a chance to build the homes and keep them off the tax roles for several years and it isn't fair to the remaining tax payers. He said the law is clear, that it is his responsibility and he plans to adhere to it and pursue it. He said he didn't know what took place in the meeting that someone had but it seems to him that if it involves the matter of his office, the least they could do would to have invited him to that meeting.

Commissioner Ossenberg said there was no meeting.

Mr. Angermeier said he didn't understand then, how Mr. Crooks could arrive at a decision other than the one everyone had decided, at a previous meeting.

Commissioner Ossenberg said there were other people that voted at the meeting who weren't assessors.

Mr. Angermeier said that this was probably right but that he wasn't worried about that, that he was telling them what the law states relative to his responsibilities and duties.

Commissioner Ossenberg asked County Attorney Stephens if he knew what law Mr. Angermeier was talking about.

County Attorney Stephens said yes, that he did, and that what Mr. Angermeier wants to do is to be sure to pick up all those improvements and frankly, he said, that someone was going to have to explain to him why it wouldn't be a good idea, that he doesn't understand that part of it, that there may be a practical reason why it would be a burden on someone to do the work but, he said, there is no law that states the Building Commissioner has to attach the tax code numbers to the building permits.

Commissioner Schaad said he didn't know where the Commissioners come into this matter, other than to employ the Building Commission.

Mr. Angermeier asked the County Attorney if he could imagine the difficulty he would have in an inheritance tax schedule if he filed them in court and wasn't given a number, since everything has a number of identity and he said it would make the work much easier for them to check if there was a tax code number on them to work with.

Commissioner Willner said that he agreed with County Attorney Stephens wholeheartedly, that there is no question in his mind, as to why the Commissioners can't tell the Building Commissioner to put the code numbers on and not only this but they found out, just two weeks ago, that some people aren't getting building permits and the Building Commissioner does nothing about it. He said they found this out first hand and he thought that if there needs to be an investigation, lets have one to get this thing out in the open instead of arguing back and forth and lets do the thing right. He said there is no question in his mind about what Mr. Angermeier is telling, since he has been an assessor for eight years and he knows the problems they have and he knows there is property in Vanderburgh County that isn't being taxed and it isn't fair to those who have to pay their taxes. He said it is a loophole for these people and it should be closed up.

Mr. Angermeier said that the heat is on by the people who wants to know about all the properties being picked up and as far as he is concerned, he is going to give them an answer and he is going to do the job that the people have elected him to do and he isn't going to sit by and let anyone else tell him what his duties are, until the legislature chances it or until someone tells him, legally, that it's not the case, He said that he is saying that he wants those records and he wants them as easy as he can get them, without spending all the time they have to spend on them. He said his girls spent days working on it and it is a laborious job to write those tax codes on the records.

Mr. Broerman asked if we were trying to get people to build in Vanderburgh County or are we trying to keep them from building in Vanderburgh County. He said if they made every person that gets a permit to get a tax code number, they would say forget it, "I'll try to build it without a building permit" and that is what would happen, also they wouldn't pick up as much as they do now. He said he didn't know why they should have to have a tax code number since the

County Assessor gets a copy of every permit and every Township Assessor gets one.

Commissioner Ossenberg said he felt that it was the duty of the Township Assessor and he didn't think it was the duty of a contractor to have to do government work. Assessor's were in trouble and had these stacks of permits to be worked up.

Mr. Angermeier asked Mr. Broerman if he meant to tell him that he is encouraging building and he is encouraging people to foul up the law by not getting on the tax roles.

Mr. Broerman said he wasn't saying this, but that if every person has to go through all they have to go through, it would discourage the people as they are already discouraged about a lot of things.

Mr. Angermeier said it isn't because of them being asked to put their tax code number on it, that it is because of other reasons.

Commissioner Ossenberg again asked what Township, specifically, was in trouble with all these taxes and he said he supposed that Mr. Angermeier could document these taxes.

Mr. Angermeier said he was telling the Commissioners one thing and that is that it is his responsibility to work with the Township people and he don't think it is the Commissioner's responsibility, that the law provides it very clearly and to that end, the Commissioners hold him responsible and he isn't going to tell them the individual Township because he thinks Commissioner Ossenberg is trying to encourage some dissension and he isn't going to answer it. He said he would show him the stack of building permits that are in his office if he has time to do so. He said he thought that the Building Commissioners office will have a tax code number by the builder, developer or by the home owner who would be willing to cooperate with that office, if they knew that everyone was cooperating. He said he didn't think it would serve any purpose for the Commissioners to know specifically the Townships that are doing a good job and the ones that aren't doing a good job, since he didn't think

Commissioner Ossenberg said he would then say that the ones that aren't doing a good job are lax in their jobs.

it would serve any purpose at all.

Mr. Angermeier said the record is clear and it will be turned in at which time it will be in black and white, that he will show it to them but said to take his word for it, that he talked to the Assessor's about it and he knows, specifically, from their own statement and when he sent down for the permits, this morning, he was denied them, not by the office holder but by some other individual. He said he is just asking for the cooperation of the County Commissioners to instruct the Building Commissioner's office to put the tax code numbers on all those permits and let the assessors decide whether there should be any increased evaluation in the assessment, since they are the assessors but make it easier for them without adding other difficulty and when it is said it will require additional personnel to do this, he didn't know, that he isn't determining the personnel but he is saying from the standpoint of the County Assessor's office, he wants the tax code numbers on every building permit.

Commissioner Ossenberg said this is where they disagree, that he says the tax code number should be put on by the Township Assessor's.

Mr. Angermeier asked how this could be done when he just told them of all the problems.

13.

Commissioner Ossenberg asked Mrs. Stucki of the Center Township Assessor's office if she had a stack of unworked building permits in that office.

Mrs. Stucki said no, she didn't have and that it is impossible when they have four or five permits per home, to have a Form 11 for each building permit.

Commissioner Schaad asked Mr. Broerman what was on the copy of the building permit that the Township Assessor's get.

Mr. Broerman said that the permit has a name, address, contractor, type of work and square footage.

Commissioner Schaad said if it was left to the individual, who is going to check it out to see that this is a proper code number, since if there is a wrong code number, what is going to happen as far as errors and someone may be billed where they shouldn't be billed.

Mr. Angermeier said that a correction can always be made. He said that two years ago, the former Councilman Ray Becker stated in a public meeting, that there was X number of building permits and millions of dollars, etc. and he was set in a trap just that easy, just about like he is now, except that time, he checked the whole thing and it took him about three months to go through them and Ray Becker came down and went over them with him. He said Ray Becker was very conscientious and did a fine job and it's a shame that there aren't more people in public offices who are willing to do the job that Mr. Becker did. Mr. Becker had said at that time that the Building Commissioner had sold X number of Building Permits, multi millions of dollars and no assessment increases and he wondered why and said that Mr. Angermeier should have been able to answer this and Mr. Angermeier said that he should have been able to but that he didn't have the records but he set forth to gain the records and he said they try to pick them up but he would like to have it as easy as possible to get the job done because he doesn't have the time or the manpower but he is willing to do the job within the frame work of the people that he has and the tax code number is easy to get since the builders and the developers want that tax code number first and from then on, it is identified by that tax code number everytime. He said this is an iron clad opportunity to attach whatever is being attached to the land, found on any improvement.

Commissioner Schaad said his question was, who is going to check to be sure that the tax code number put on the building permit by the builder is the right one.

Mr. Angermeier said that they would soon discover the error and get it corrected, that the first notice of a tax bill in the absence of a receipt of a Form 11, gives them the right to appeal.

Commissioner Schaad said if a tax code number was needed before a building permit was issued, it would be up to the builder because Mr. Crooks, the Building Commissioner, said he wouldn't have the time to do it and the builder would have to go to the Township Assessor to get the code number.

Mr. Broerman said that if this was done, every time a permit was given, they would have to go back to get it and he has a piece of property in his office from one of the Township's that has the wrong property for the code number.

Mr. Angermeier said that what he was saying was that once the tax code number is given, that if they send 15 contractors out to do 15 variations of a job, they are going to tell them what the tax code number is and that number will become indelible in their minds, that all they have to do is set the policy and that tax code number will be just a simple application to whoever or where ever it is.

Mrs. Stucki said they are holding permits back from before the Whirlpool strike where people were going to put additions onto their homes and they are still being checked to see if anything has ever been added.

Mr. Angermeier said he wants it made clear that there has been no attempt on his part to accuse Mrs. Stucki or her office, that he didn't like the proposition of him walking into the office and five minutes later, he gets two people from other Townships.

Mrs. Stucki told Mr. Angermeier that he was insinuating they weren't cooperating with him.

Mr. Angermeier said he hasn't accused her or anyone, that he isn't talking about the delayed permits.

Mrs. Stucki told Mr. Angermeier that he is saying there should be a Form 11 for each building permit.

Mr. Angermeier said that what he said was, when there is a new building, a new improvement or new development, there should be a Form 11 subsequently following it.

Mr. Kornblum said he talked to Mr. Gehlhausen of the Knight Township Assessor's office and he asked him to represent him here since they came to some sort of a decision and at that time, he said he saw no apparent advantage to them to do it since the mere fact of having a code number doesn't mean that it is any advantage to the Township Assessor. He said they tried this before and they were finding building permits and code numbers multiple times and he suspected that no one present knew their code number and he felt that it is a duplication of effort and he believed if a person were going to do a minor job, he just wouldn't get a building permit and he said that the people who voted for the code numbers at the meeting were not the people who have to look them up so they don't care if someone else gets a number of calls on certain property or not. He said he didn't think it was particularly to anyone's advantage except to the County Assessor.

He said they have a great number of people who call for code numbers but they call because they didn't get a tax bill and need it to go to the Treasurer to get it or because they want to make sure their abstract is correct or because they want to file a tax lien.

Commissioner Willner asked Mr. Broerman if he kept a record of all building permits in his office.

Mr. Broerman said that he did.

Commissioner Willner asked if they could then go to the first building permit and get any code number they wanted.

Mr. Broerman said they would have to go to every file to get it because the inspector usually has the permits and it may be ten months later before they are filed.

Commissioner Willner said they went down there the other day and they got a file from a previous permit on someone who hadn't taken a building permit for work being done and he asked if it wouldn't be that simple if it had a code number on it.

Mr. Broerman said they can if they have the address since they are filed by the address and not by code numbers.

Mr. Angermeier said he wants the record to show that he is requesting that the County Commissioners instruct the Building Commissioner's office to use the code numbers on the top of the applications. He said he would like for a vote to be taken.

County Attorney Stephens asked the Commissioners if they didn't want to wait until Mr. Crooks was present.

Commissioner Ossenberg said that Mr. Crooks told him that there is no law that shows that he has to provide the tax code numbers on the building permits. He said that in his own personal opinion, he thought for a contractor to have to do this, he would be doing something that belonged in government.

Commissioner Schaad said he was concerned about them getting the right code numbers since this thing could snowball and this is why he asked who was going to check to see that the right code number was on a certain parcel of property that is being improved. He said it would have to be the Township Assessor that would supply the code number.

Commissioner Willner said he disagreed, that he thought it was the job of the builders or whoever is making the improvement to get the code number.

After further discussion, Commissioner Schaad said he has heard and understands Mr. Angermeier's request but he isn't ready to make a motion or second it.

Commissioner Willner said he has no qualms about it one way or another but if the Commissioners need more information, he will hold off making a motion until a later date.

Commissioner Schaad said this is new to him and he thought they should sit down and sensibly talk about it with the Building Commissioner, builders and others who are involved, since he thought they owed this to the citizens as well as to the officeholders.

Commissioner Willner said he would then hold off his motion until a later date, until the Commissioners feel that they know more about it.

County Attorney Stephens said he always feels that there is an alternative to a situation that seems to have no solution and he thought maybe they could check and see if there is an alternative of some kind that would make Mr. Angermeier's work easier and also not put a burden on anyone, that maybe there isn't a solution, but they might check into it.

Commissioner Schaad said that Commissioner Ossenberg can call a meeting and have Mr. Angermeier and all those concerned present and that maybe there is a solution to it and that he doesn't know all of what they are talking about because that is the Assessor's job. He said that he agreed with Mr. Angermeier, that if they can sit down in an understanding meeting, that maybe they can do something to help him that won't make it too difficult for others involved.

The meeting recessed at 12:35 p. m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

William Stephens

Secretary: Margie Meeks

Chrom 1. Ossenberg

BOARD OF COUNTY COMMISSIONERS

The meeting of the County Commissioners was held on Monday, May 5, 1975, at 9:40 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Deputy Sheriff Charles Gibbs 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: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County owned Surplus Property that is for sale. The sale will continue each Monday.

RE: AUTHORIZATION FOR OPENING OF BIDS

Commissioner Schaad moved that County Attorney's Stephen and Swain be authorized to proceed with the opening of the bids that were received today for the draperies that are needed at Hillcrest & Washington Homes.

Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE

7	110011 D	77 4 D	¢15 00 D	T.F. E /C /7E
Lucille Musgrave	4304 Pennington	Election Day	\$15.00 Day	Eff: 5/6/75
Gloria Evans	1369 E. Chandler	Election Day	\$15.00 Day	Eff: 5/6/75
Wandalee Cain	2601 Melrose	Election Day	\$15.00 Day	Eff: 5/6/75
Amelia Tornatta	1411 Reiter Dr.	Election Day	\$15.00 Day	Eff: 5/6/75
Joyce Truitt	918 Helfrich	Election Day	\$15.00 Day	Eff: 5/6/75
Spencer Evans	1369 E. Chandler	Election Day	\$15.00 Day	Eff: 5/6/75
Hazel Reiter	1601 Reiter Dr.	Election Day	\$15.00 Day	Eff: 5/6/75
Marie Lurker	2100 Schutte Rd.	Election Day	\$15.00 Day	Eff: 5/6/75
June Sawyer	5404 Curningham	Election Day	\$15.00 Day	Eff: 5/6/75
Mary T. Hofmann	501 Olmstead	Election Day	\$15.00 Day	Eff: 5/6/75
Beverly Abel	3417 Austin	Election Day	\$15.00 Day	Eff: 5/6/75
Barbara Pfeffer	3400 N. Baker	Election Day	\$15.00 Day	Eff: 5/6/75
Gary Kuebler	8012 Petersburg	Election Day	\$15.00 Day	Eff: 5/6/75

VANDERBURGH AUDITORIUM

Jeff Denning	3108 S.	Frederick	Maintenance	\$2.00 Hr.	Eff: 5/2/75
Ron Miller	1830 S.	Fairlawn	Maintenance	\$2.00 Hr.	Eff: 5/2/75

JOINT DEPARTMENT OF LEGAL SERVICE

Thomas W Barnfoot	THOS Courth a net 2-d	C+-EE A++	67 016 00 Vm	P.F. 11/20/75
Thomas H. Barefoot	1406 Southeast 2nd.	Staff Attorney	5/.216.00 Yr.	LII: 4/28//5

AREA PLAN COMMISSION

Jacqueline Trail 29	300 N.	Bedford Ave.	Secretary	, \$5,886.00	Eff: 4/22/75
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PLEASANTVIEW REST HOME

Marilyn Burns	25 W. Eichel	Nurses Aide	\$2.05 Hr.	Eff: 4/24/75
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BURDETTE PARK

Charles E. Follis	1416 E. Indiana St.	Laborer S2.25 Hr(CETA) Eff: 4/30/75

VETERANS SERVICE OFFICE

Susan Rohner	2525 N. Heidelbach	Clerk-Typist	\$15.00 Day	Eff: 5/5/75
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COUNTY HIGHWAY DEPARTMENT

William Evans	1401 Cass Ave.	Laborer	\$3,627,00	Eff: 5/1/75

GERMAN TOWNSHIP ASSESSOR

Margaret D. Effinger

R.R.7 Buente Rd.

Deputy

\$15.00 Day Eff: 4/28/75

RE: EMPLOYMENT CHANGES....RELEASES

AREA PLAN COMMISSION

Jane E. Gourley

8700 Old State Rd.

Secretary \$5,886.00 Yr. Eff: 4/21/75

PLEASANTVIEW REST HOME

Melvileen Redman

19 E. Louisiana

Aide

\$2.05 Hr. Eff: 4/23/75

RE: CONTRACTS AWARDED

The following bids were received last week:

SMITH DIAMOND ROAD BRIDGE # 125

G. H. Allen.....\$259,365.60 Engineer's Estimate....\$227,228.75 Deig Brothers.....\$239,407.50 Barnett Brothers.....\$199,999.00

MESKER PARK BRIDGE # 27...ST. JOE RD. BRIDGE # 142...KLEITZ RD. BRIDGE # 29

Barnett Brothers.....\$100,526.70 Engineer's Estimate...\$123,591.75 G. H. Allen.....\$ 94,225.63 Deig Brothers.....\$113,641.10

Commissioner Schaad moved that the low bid of Barnett Brothers be awarded the contract on the Smith Diamond Road Bridge and that the low bid of G: H. Allen be awarded the contract for the bridges on Mesker Pk. Drive, St. Joe Rd. and Kleitz Road, as recommended by Mr. Nussmeyer. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS ON DRAPERIES AND VALANCES

The following bids were received on the draperies and valances that are needed by the Hillcrest & Washington Homes:

Newburgh Galleries.....\$12,362.75 Fabric Center.....\$13,926.94 Carpetland U.S.A.....\$ 9,815.58

Commissioner Schaad moved that these bids be referred to Mr. Al Hoffman of the Purchasing Department for study and recommendation by those concerned, the contract to be awarded next week.

Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION.....Wilfred & Dathol Diekmann

This petition was before the Commissioners two weeks ago on third reading and it was continued until today since the Commissioners weren't ready to act on it without a covenant being prepared.

Premises affected are situated Southwest of the L & N Railroad, Northeast of the Evansville Princeton Traction Right of Way (Now S.I.G. & E. Co.) and Southeast of Old State Road Intersection.

The requested change is from A to M-1....The present land use is Vacant Agricultural and the Proposed land use is Wholesale Aluminum Products (siding) Distributors.

This petition was approved by the Area Plan Commission by a 7 to 3 vote, with 2 abstentions.

Mr. Diekmann appeared and said he Had Mr. Simon with him this morning, who is President of United Exteriors, the people who plan to purchase the property and said the legal advisor of United Exteriors Products Inc. is willing to prepare anything that is in lieu of insufficient information covered by the covenant that has been prepared. Mr. Diekmann said that Mr. Simon and his council, at this time, is willing to advise the Board that they have purchased the property, subject to the zoning, and he called attention to the fact that while Mr. Simon's organization isn't the biggest in the

world, they are responsible through their service, to provide a service necessary for other small companies that employ more than 500 Evansville people and he thought there is a certain responsibility, as bad as jobs are needed, to do everything they can to aid and abet those that are making jobs possible.

Mr. Wesley Bowers, the Attorney for United Exteriors Products Inc. said he hadn't seen the covenant until this morning and he came in today to find out what kind of a covenant the Commissioners were interested in obtaining. He said they were concerned that when there is a covenant, it affects the title of the real estate, since, when they go to the bank to borrow money, they may say they don't like what is on the record and may not want to loan the money so he wanted to know what kind of a covenant they wanted. He said United Exteriors Products Inc. is a company that has been in the city for about 15 years and they want to purchase this land for the purpose of building a structure and continuing the kind of business they are presently in, which is the warehousing, sale distribution, manufacturing and fabrication of aluminum products, primarily, home building products. He said he wanted to know about the covenant since he didn't want their growth limited.

County Attorney Swain said as far as what covenant that is specifically needed, he thought Mr. Bowers would need to work out with the landowner.

Mr. Bowers said the Commissioners were the ones that asked for the covenant, that the landowners aren't interested in a covenant.

Mr. Swain said the covenant would really be based on what the surrounding landowners want for their protection, and not what the Commissioners necessarily want. He said they were interested in the landowners, individually, and not the Board of Commissioners or the Area Plan Commission.

Commissioner Schaad explained that sometime, someone might come in and want some land rezoned from A to Manufacturing and they verbally agree to build a structure if it is rezoned and on good faith, it is rezoned to M-1 and then if the company backs out, it's hard telling what would happen with this property so zoned, so he had asked Mr. Diekmann that a covenant be made so that if for some reason, that this company is a prospective purchaser now, failed to go through with their plans, that it would go back to Agricultural, as it was zoned originally and this is all he asked for. He said that Potter Brumfield was a good example of this, since they didn't exercise their option to buy so the Commissioners are petitioning for it to revert back to Agricultural.

County Attorney Swain said this is okay since it is proper procedure. He said they take the position that if the covenants run to the Board of County Commissioners for the Area Plan Commission, they are illegal because the statute says you cannot require on one rezoning in a classification, what you do not require from anyone or everyone who goes in for that classification, so if they are going to be enforced by the Area Plan Commission or the Board of County Commissioners, he considers it an illegal, that if however, they give covenants to adjoining landowners, then in his opinion, those are not illegal because that is a contract entered into with a non-governmental agency.

After further explanation, Mr. Diekmann said the covenant could read that owner of said property has acted in good faith in requesting the zone change from A to M-1, to make said property available for United Exterior Products Inc. who needs to build a building and reestablish their business at this address, that they further assert that the scale drawing sketches requested by the Area Plan Commission were, in total, prepared by United Exterior Products Inc. and in reflecting the exact use of the property after the sale of property has been completed so it is tied down that they are speaking only of the sale of United Exterior Products Inc.

Mr. Bowers said he would prepare a covenant and submit it to the County Attorney.

Mr. DeMaio, a remonstrator who was here last week and stated that there were a number of residents out there who were unaware of this rezoning petition, was present today and submitted a petition of more than 60 signatures who were opposed to this rezoning. He also said he was surprised to find that Mr. Diekmann had led the remonstration petition against the requested rezoning petition of Potter Brumfield because he thought that the petition of Potter Brumfield to be far more significant to the area than this little request so he was surprised at Mr. Diekmann's stand in this.

Nr. Charles Allen said they weren't here because they objected to this factory being built in this residential area but that it would be more satisfactory for the company to locate in an Industrial Complex than building in a place where he thought the county would have to build a ramp down to the ground so trucks could go in and out and at the time of the rezoning the Rezoning Board had a report that the ground was

unfavorable for building a factory on, since they don't have sewer, water or heat and he understands they can't get gas out there so there are a lot of places that are more desirable for this sort of thing and they all object to it.

Mr. Diekmann said as far as locating a place in a designated agricultural and industrial section, the master plan for the City and County has been established over the years, that this area is set aside for that purpose so the prospective purchaser is trying to go along with the existing law. He said as far as the non-availability of sewers, there is currently a sewer being built at the present time. He said the land is unsuitable for other usage. He said he has signed receipts as to all adjoined property owners being advised and they weren't interested in remonstrating against what was going to be put there.

Mr. Schoeny said if he remembered correctly, Mr. Diekmann was a 5-star general who waged war against Potter Brumfield because he said that would be damaging to the Community and said the program that Potter Brumfield had was excellent and he asked Mr. Diekmann how he could say that Potter Brumfield's program would be as damaging as he said it would be and that his plan would not be.

Mr. Schoeny was asked how his land was zoned since he has a business out there, and he said that it was zoned Agricultural.

Mr. DeMaio said he thought the business that Mr. Schoeny has out there needs a little elaboration since he has a very small business which is in keeping with the community since that is horse country and he sells horse supplies.

Mr. Schoeny explained that the land was properly zoned for his business when he purchased the place and someone from the Zoning Board changed it back to Agricultural without notification to him.

Commissioner Ossenberg said there would be no action taken on this matter today since no covenant has been presented and that when one has been presented to the Commissioners, they will take final action.

It was decided to take this matter up in the Commissioner's meeting on Tuesday, May 27, 1975.

Commissioner Schaad suggested that the remonstrators come back to the scheduled meeting so they can be heard.

RE: ANNUAL REPORT OF SCHOOL FUNDS

An Annual Report was received from the State Superintendent of Public Instruction for Congressional Township, Common School and Permanent Endowment Fund for the year ending April 30, 1975. This report was submitted for the signatures of the Commissioners which was taken care of at this time.

RE: CHECK RECEIVED FROM E.P.A.

A check that was received last week from the United States Treasury, Environmental Protection Agency, Division of Disbursement of E.P.A. Funds, No. 18015401, in the amount of \$1,100.00, was again presented after being checked on.

Commissioner Ossenberg said he thought it involved the Boehne Camp Sewer.

Commissioner Schaad moved that the check be accepted. Commissioner Willner seconded the motion. So ordered.

Mr. John said he would check to see what account it goes in but he thought it went back into the County General Fund.

RE: T.B. PATIENT HOSPITALIZED

The following letter was received from the City-County Health Department, concerning John W. Collins of 2104 Waggoner Avenue:

Dear Mr. Ossenberg:

The referenced individual was admitted to Good Samaritan Hospital, Vincennes, Indiana on April 8, 1975 for treatment of active, pulmonary tuberculosis.

Mr. Collins is totally indigent and has no resources for this hospitalization; however, he does have a Medicaid application pending and if approved, coverage probably will be retroactive and applicable for his entire period of hospitalization and attendant medical care.

Thank you for your consideration in this matter.

Sincerely, Mildred M. Knodel
Tuberculosis Control Officer

Commissioner Schaad moved that treatment be authorized for Mr. Collins. Commissioner Willner seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance as to a status inquiry was received from Aetna Life & Casualty Company on Sprinkler Contractors Inc. for the installation of Automatic Sprinkler System at Hillcrest Home Building.

Mr. Hotz said that the contract on this is completed but it is pending the final inspection by the Indiana Fire Marshall's Office.

Commissioner Schaad moved that the Certificate of Insurance inquiry be filled out by County Attorney Swain and returned to the Insurance Company. Commissioner Willner seconded the motion. So ordered.

RE: VIOLATION OF HEALTH LAW

A letter was received from the Housing Inspection Department on a violation of Municipal Code, Section 1137, stating that there had been a complaint filed with their office on a reported violation which does not permit anything to be maintained on the premises of any zoned property that would in any way constitute an eyesore or nuisance to adjacent property owners or residents of the community. It stated that an inspection of the property owned by the County at 511 John Street, revealed the presence of trash and debris, dilapidated chair, cans and paper, etc. which in the opinion of the inspector constituted an eyesore or nuisance and that unless this violation ceases within ten days of the date of this letter, it will be necessary for them to refer this matter for legal action.

Commissioner Willner moved that this matter be referred to Mr. Hotz. Commissioner Schaad seconded the motion. So ordered.

RE: RENO MASON

County Attorney Swain said this was on the matter of Condemnation on St. Joe Avenue and that it was settled for \$4,000.00. He said it was \$100.00 over their appraisal and not the courts appraisal. He said there were four suits pending on this matter and he thought this was the last one.

Commissioner Schaad moved that this settlement be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The Monthly Report of the Pleasantview Rest Home was submitted for the month of April, 1975.

Commissioner Schaad moved that this report be accepted. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Torian Agency, Inc. for Insurance, Continental Bond #BND 178 80 05...\$5,000. Bond for Doyle Dressback as Manager of Vanderburgh County Auditorium and Convention Center in the amount of \$20.00

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Jack Harness for food and lodging incurred while attending the Indiana County Home Meeting at the Portage Manor in South Bend, Indiana on April 25, 1975, in the amount of \$47.23.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: HILLSDALE SUBDIVISION

Commissioner Willner said he has done some research on the Hillsdale Subdivision and he submitted a plat map on this area of 1933 and said that Highway 41 has another lane there. He said he has done some checking and found that the one-third that the Water Department and the Sewer Department came up with isn't accurate, that it is more like one-fortieth and that there are only three places in the entire Subdivision where water or sewer or both hasn't been laid and that was a small

section on Camel Road, a small section on Hillsdale Road and a small section on Radio Avenue. He said these don't measure to 100 feet for the three of them and that they are from the Highway Right of Way to the first resident in each case. He said that he talked to two Contractors and they assured him that two inches of cold-mix would not hold. He admitted that there is not much Right of Way and he agreed with the twelve foot road bed where they can work out a one-way system for the Subdivision. He said that four inches of cold mix would be much better but that he would settle for three inches if it is laid with a machine.

Mr. George Smith said that he has lived in the area since the early 1930's and that the roads are in bad shape. He said they were substandard before the sewer line came through. He submitted pictures of the area showing the condition of the roads. He said he didn't think that chip and seal would hold up on the roads and he agreed with Commissioner Willner, in that the roads were very narrow and that if Walnut and Park Road could be made one-way, in opposite directions, he thought a twelve foot road would probably be adequate, although he thought that Radio Avenue should be made a little wider because it carries traffic both ways.

Mr. George Parrish who lives on Parks Road in Hillsdale Subdivision, said that when the sewer was installed, the contractors found it necessary to put it down the center of the roadway and this has destroyed everything that was out there. He said that when it rains now, the roads are practically impassible with the water standing, also that there is no base out there for chip and seal at all and that it would take three or four inches of cold mix, at least, to put it back in passible condition.

Commissioner Schaad said that he was out there and the Commissioners agreed that these roads were in pretty bad shape

Mr. Smith said that when the sewer system was started, he had talked to the man in charge of inspection who said they would put the road back in like or better condition and they had planned on the cold mix at that time.

Commissioner Willner said that he noticed on the original map, that Campbell Road was left off of it and he does want assurance that this road will be done also. He said that he understands by the grapeline, that they don't plan to do this road and he wants to get a definite answer on it.

A Mr. Buchanan said that something needs to be done out there as there is hardly any road bed out there and they have a drainage problem which causes his yard to be torn up all the time. He said he had contacted the contractor who said he would take care of part of the problems but has never done it, and he would like to see something done out there.

Commissioner Ossenberg told Mr. Nussmeyer that the three inches of cold mix was discussed last week and he asked Mr. Nussmeyer to get with Mr. Stallings and see if he would be willing to do this since he was going to do the work at his own expense with the county not sharing any expense.

Mr. Nussmeyer said that the work isn't completed out there yet and that it is a little early yet. He said they should get things pretty good if the weather holds up, in another week.

Commissioner Schaad said that the drainage should be taken care of at the same time because if it isn't, the road will go bad real quick.

Mr. Siebeking said they are out there working this morning and he understands that they have pulled some of the ditches with the grader.

Commissioner Ossenberg said he thought, in all fairness, they will wait one week to see what takes place out there and to see what the preliminary work will be.

Commissioner Willner said it appears to him that it is a stall, since, last week, he was up here asking the Commissioners to take action and now they are asking for a postponement but this is allright with him as long as they get a good road.

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Commissioner Ossenberg said that some decision will be made in a week or two.

RE: ROAD REPAIR REPORT

Mr. Lochmueller presented the following Road Repair Report:

					STREET
ROAD	FROM	TO	LENGTH	VOLUME	VOLUME RATIOS
					_
Millersburgh	Green River	County Line	530 0	546	2700
Eichoff	Hogue	Mount Vernon	5300	327	2000
Kansas	Green River	County Line	5300	278	1800
Wimberg	St. Joe	City Limits	3600	261	2000
Kleitz/Angermeier	Meir	Mesker Park	8000	190	900
Little Schaeffer	Dieffenbach	Koring	6000	166	900
Seven Hills Rd.	Volkman	S. R. 57	8000	150	900
Schroeder	Old State Rd.	Barton	16,000	127	900
Peck	Base Line	Old State	4000	88	800
Nuebling Rd.	St. Joe	Mosquito	5300	35	gravel
Sensmeir Rd.	St. Joe	Bender	5300	22	gravel
Schmidt Lane	Oak Hill	Dead End	1320	_	800
Voight Rd.	Oak Hill	Dead End	1320		800
Earl Ave.	Green River	Dead End	1000	_	800
Lakeland	Schmidt	Heckel	1320	_	800
Baseline	St. Joe	1 1/2 Miles W.	7920	168	900
Baseline	Old State Road	Old Petersburgh	12,000	279	1600
Oak Hill Road	Lynch	S. R. 57	16,000	2245	2400

Mr. Lochmueller said that it was up to the Commissioners as to if the roads with the highest factor gets the priority because there are some cases where certain roads will not carry a lot of volume but they can get to a certain condition where they have to be repaired.

Commissioner Schaad said he thought the type of roads should be listed as to what is used on them and whether the county will be able to do the work or whether it will have to be a contract job.

Commissioner Ossenberg said this is now the question. He said this list will be turned over to Mr. Siebeking to look into this matter.

Mr. Siebeking said he will also get some cost estimates and will report back next week.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the County Highway Employees for the past week.

Report received and filed.

RE: CHECK RECEIVED

Mr. Siebeking submitted a check from the Economy Fire and Casualty Company of Freeport Illinois in the amount of \$500.00, for damages done to a county-owned truck that was in a wreck at Barker Avenue and Broadway. He said that with the permission of the Commissioners he would have the truck repaired.

Commissioner Schaad moved that the check be accepted and that the check be put back in the Truck and Machine Repairs Account # 201 4252. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Floyd I. Staub Inc. for the Hillview Drive Emergency Project in the amount of \$4,600.00 which was the contract price. Acct. # 201 2260.

Mr. Siebeking said that the job has been completed and that they did a nice job out there.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACTS SIGNED

The contract for G. H. Allen was presented to the Commissioners on Structures #27 at Mesker Park, #142 at St. Joe Road and # 29 on Kleitz Road, for their signatures. The contract price for these structures is \$94,225.63.

The contract for Barnett Brothers Inc. was presented to the Commissioners on Structure #125 at Smith Diamond Road for their signatures.

The contract price for this structure is \$199,999.99.

RE: BILL FORTHCOMING ON SERVICES RENDERED ... CAUSE # 73-CIV 3079

A letter was submitted to the Commissioners that was written to County Attorney Swain from the Vanderburgh County Superior Court in reference to services rendered on transcripts on Gladys Farris, etc...Cause # 73-CIV 3079...Amount due \$40.50.

County Attorney Swain said that Judge Kelly ruled against the county and the bail bond, finding that the bail bond portion was invalid. He said that Judge Miller asked Mr. Clouse to file an appeal so he has a copy of the transcript, since the County is still a party to the law suit. He said he will prepare the blue claim and that he thought this would be paid from the Judgements and Awards Account.

RE: POOR RELIEF

COSBY TAPP.....712 E. Chandler....Pigeon Township.....Mr. Ragsdale, Investigator. Utility Bill denied.

Mr. LaPlante said he didn't understand why the utility bill was denied and he asked that the Trustee set forth his reasons for denial.

Mr. Ragsdale said the reason the request for utilities was denied was because two people are living in a ten room house, that 2 months ago they had a \$225.00 utility bill and the Trustee paid \$175.00 of it. He said they also bought food stamps for the past month and that Mr. Tapp had quite a hospital bill that the Welfare Department picked up. He said they have 3 or 4 cases like this where the income is very low, with less than \$100.00 per month and there is no way these people can pay their rent. He said this man is suppose to be buying his property and there is no way he can pay his rent, pay this kind of utility bill and buy his food stamps, so he was asked to make application for public housing, since he couldn't continue like this and he was way over his income but he flatly refused to do so and the Trustee flatly denied to pay another \$189.00 two months later, for his present utility bill. He said that Mr. Olsen has checked into the contract where Mr. Tapp is suppose to be buying a house from Mr. James Julian.

Mr. Olsen said they were interested in finding if there was any remainder to the contract or not, since Mr. and Mrs. Tapp were purchasers of a house at 712 E. Chandler Street from Mr. Julian and he was informed by Mr. Julian that the contract had long since lapsed and that any money paid by the Tapp's would be considered as rent. Mr. Julian told him that they paid him different amounts at different times but never the full amount. He said that the rent was \$100.00 per month.

Mr. LaPlante then asked Mr. Olsen if it was his position that the Trustee wouldn't pay any rent until such a time that Mr. Tapp would apply for public housing and leaves his present home.

Mr. Olsen said he thought the summation of it was that for two people to occupy a ten room house wasn't in the realm of common sense.

Mr. LaPlante pointed out that there is a serious possibility that Mr. Tapp is disabled and that perhaps he is eligible for Social Security disability or Supplemental Security Income and that he will be encouraged to apply for them but that he must meet certain income and resource tests to do this, besides showing that he is disabled and in order to qualify, he is allowed to own a home within reason but he don't think the Trustee should require that a man give up his home prior to receiving emergency assistance. He also said there seems to be a difference of opinion between Mr. Julian and Mr. Tapp as to the ownership of this house and he didn't realize this until now. He said he was willing to look into this matter.

Mr. Ragsdale said there were other places for Mr. & Mrs. Tapp to live within their means and that it isn't a question of whether the man is being forced to do anything or not, since he can't live as he is now at the taxpayers expense. He said that the income he has listed on the Tapp's is about \$86.00 for him and \$43.00 for her as a cleaning lady at the Someplace Else Tavern so their income is from \$100 to \$150.00 per month.

Commissioner Schaad said he thought Mr. Ragsdale should look into the contract that Mr. Julian has said is void and that he is just accepting the money as rent, but he didn't think that anyone would expect the taxpayers to pay a man's utility bill for \$90.00 per month when he doesn't have the means.

Mr. LaPlante said he thought it was important here for the Commissioners to recognize that what they are doing is to require a man to leave his home.

He also said that Mr. Tapp's lights will be shut off if the bill isn't paid by someone and all Mr. Tapp is asking for is emergency assistance at this time.

Mr. Ragsdale asked what Mr. LaPlante called an emergency, since the Trustee has already paid \$175.00 of a \$225.00 utility bill for two months and now he has another one and he said that it is okay if a person can afford it but that he didn't think the taxpayers should have to pay it.

Commissioner Schaad said it seemed to him when the \$175.00 was paid by the Trustee previously, it was an emergency and now they have another emergency and this could go on and on.

Mr. LaPlante said the emergency still exists and he said that since there are other relief roles that Mr. Tapp may be eligible for and they are going to try to get him off of the Pigeon Township Trustee's roles, that they should help him at this time.

Mr. Ragsdale said even if Mr. Tapp was eligible for other relief, it would take from three to four months or longer, if he met all the requirements to get it.

Mr. LaPlante asked if this wasn't the reason the Trustee's office was set up for, to help people between the time a person becomes disabled until the time they are proved to be disabled.

Mr. Ragsdale said the question is, why hasn't Mr. Tapp acted before now, since the Trustee has nothing on file to this effect.

Commissioner Schaad said Mr. Tapp still has a balance on his utilities back to January and instead of conserving energy, he keeps on using the same amount of electricity.

Mr. LaPlante said he was just informed that Mr. Tapp applied as of last Friday for Social Security Disability.

He said that if people came to his office quicker, he could get things started quicker but he isn't sure that Mr. Tapp was aware that he should come to his office for help. He said if Mr. Tapp is found to be disabled, then it will be up to him to manage his finances at that time and he will be off the emergency rolls. He said Mr. Tapp has no income right now but he has been found to be disabled for life by the Dept. of Welfare for the State of Indiana in terms of Medicaid benefits and they are looking at this situation where potentially this man does have income coming in at a future date and to have this man move out of his home is beyond him.

Mr. Ragsdale said he thought the Trustee has given Mr. Tapp more aid than he was really entitled to and really too much because two people living in a ten room house just doesn't make sense.

Commissioner Schaad said that when the Trustee paid the \$175.00 of a \$225.00 utility bill, he was sure that the Trustee cautioned him about a utility bill that high and that it couldn't be done again.

Mr. Ragsdale said they did but that it doesn't do any good.

Commissioner Schaad said he was objecting to paying \$90.00 per month for his utility bill when other people don't have to go on relief and don't use gas and electricity like that.

Mr. LaPlante said that Mr. Ragsdale made an investigation and he asked him what he thought the problem was.

Mr. Ragsdale said he thought Mr. Tapp had too much heat in too many rooms and that they could live in a few of the rooms and shut the rest of them off.

Commissioner Ossenberg asked Mr. Tapp if he was behind in his rent.

Mr. Tapp said that he was behind in his rent by about \$300.00.

Mr. Olsen said that Mr. Julian told him that the contract had been lapsed for some period of time and that the Tapp's had paid him even less than the \$100.00 per month while the contract existed and that he took whatever money they gave him, in a manner of good faith and he said that as far as he is concerned there is no existing contract.

Mr. LaPlante said he would certainly like to investigate the contract and see what can be done.

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He said that the requirement of the Trustee of having a man move before he can get emergency aid is a precedent that shouldn't be established by them at this time.

Mr. Olsen said he construed that the assistance Mr. Tapp was given on the first utility bill in February did constitute an emergency but he asked when does an emergency cease being one, if it comes up on a re-occurring basis again and again and he said he didn't construe the \$189.00 to be an emergency.

Mr. Tapp said that two months ago when he asked for the first utility bill to be paid, he had just gotten out of the hospital.

Mr. LaPlante said that Mr. Tapp didn't know to apply for Social Security Disability and he doesn't even know if he has a contract or not and that he is willing to check on this matter.

Commissioner Schaad said anyone can be taught how to turn off a light switch and it's that simple.

Commissioner Willner moved that this case be referred back to the Pigeon Township Trustee's Office and said that the reason for this is that he doesn't see why Legal Aid can't get the facts before he comes before the Commissioners, that this is the second time Mr. Tapp has been here and they still don't have any facts. He said he would like for Mr. LaPlante to do his homework before he comes back again. Commissioner Schaad seconded the motion. So ordered.

Mr. LaPlante said he isn't an investigator for the Trustee, that the investigation is presumably done by the Trustee's Office.

He said he has been informed by several of the investigators that they do not want to discuss the issues before they appear before the Commissioners.

He said the man, as of Friday, has applied for Social Security Disability benefits, that the man has \$189.00 utility bill and he also said the man is being denied assistance on his utility bill, solely on the basis that the Trustee doesn't think he should be living in a ten room house or doesn't think he can afford a ten room house.

Commissioner Willner said he agrees with that Trustee but this isn't what he asked for, that he wants a doctors signed statement to the extent of Mr. Tapp's disability.

Mr. LaPlante said that on an appeal of an administrative agency, any attorney that gets involved, relies essentially on the facts as accumulated by the administrative agency and they also rely on the reasons for which the appeal was denied and he does his research with the facts as they are available to him and when he contacts the Trustee's office, they refuse to give him the information that he needs and that they just say "we'll see you in the Commissioners meeting."

Commissioner Willner told Mr. LaPlante that he was just as much interested in helping Mr. Tapp as he was but that it was going to have to be done the right way, even if it takes asking Mr. Tapp to move to public housing to stop the \$90.00 monthly utility bills.

Mr. LaPlante asked if whether or not he investigated the ownership of his home or determined if he could save it, if it really made any difference with his decision.

Commissioner Willner said that it would make a lot of difference in his decision if Mr. Tapp had equity in his home.

Mr. LaPlante said he would get a doctors signed statement of Mr. Tapp's disability and as to approximately time of his disability and he will look into the status of the contract on the house but he didn't know if determination of ownership can be made at this time.

County Attorney Swain said he understands the problem on a contract of sale on a house since the man is in the business of selling and he would just assume they defaulted because he can sell it again. He said it would have to be foreclosed just like a mortgage which evidently hasn't been done.

Mr. LaPlante said he would probably have to file suit for a declaratory judgment, but that his point was that the sole reason Mr. Tapp was denied was because the Trustee thought he should get rid of him home in order to be eligible for assistance. He said they may be correct but he didn't think this to be a reason for a denial.

Commissioner Schaad said he would like to know why the utilities run \$90.00 per month.

Mr. Ragsdale said there will be a shut-off notice on Mr. Tapp's utilities and he could possibly call the Gas Company and get them to hold it for one week.

Commissioner Willner said he would appreciate Mr. Ragsdale doing this. If the correct information is obtained and presented at another time to the Commissioners, this case will again be heard at that time.

RE: MR. BILL STAFF

Mr. Staff said he is with the Environmental Protection Agency and that he has taken Mr. Crooks position as full time Director and that he is new at the job. He said that one issue he inherited was an application for grant for solid waste disposal and this grant would give monies to study whether or not energy recovery as compared to solid landfill would be feasible in this area. He said he has surveyed the outlying counties and appeared before Warrick County this morning and they are giving him a letter of support and this is all he is asking this morning, that if the Commissioners are willing to give him a letter of support so he can made this application which must be in Washington D. C. by May 9, 1975. He said one of his problems is in getting this information together so they can

He said one of his problems is in getting this information together so they can keep the door open for future transactions.

He said the study isn't to see whether or not it would be feasible to have a energy recovery alone.

He said it is a comparative cost type situation and that the letter of support he is asking for would have no obligation except to show the administrators in Washington D. C. that there is a general concensus to go ahead and look into it. He said there would be no money necessary at this point, that it is sort of a dead-line situation and he apologized for not having approached the Commissioners sooner. He said he would like this letter of support so it can be sent in with the application and that they can then discuss this again at the Commissioner's convenience.

Commissioner Willner moved that the Commissioners approve a letter of support for the study be approved. Commissioner Schaad seconded the motion. So ordered.

Commissioner Willner said he would like to see a little broader coverage other than just recovery, that he would like to see if there is a better way to even bury it.

Mr. Staff said this is what the study is for.

The meeting recessed at 11:35 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg

Curt John

Robert Schaad

Robert L. Willner

COUNTY ATTORNEYS

William Stephens
Thomas Swain

Secretary: Margie Meeks

ROARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING MAY 12, 1975

The meeting of the County Commissioners was held on Monday, May 12, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property that is being offered for sale. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY HIGHWAY DEPARTMENT

Michael O'Bryan

611 Monroe Ave.

Laborer

\$3.627 Hr. Eff: 5/14/75

COUNTY ELECTION BOARD

Virgil 0. Lee 101 N. Alvord Bl

101 N. Alvord Blvd. Supervisor Inspectors \$2.70 Hr. Eff: 5/1/75

RE: AWARDING OF CONTRACT FOR DRAPERIES

The following bids were received last week for the draperies and valances that are needed by the Hillcrest & Washington Homes:

Mr. Al Hoffman of the Purchasing Department recommended that the lowest bidder be awarded the contract.

Commissioner Schaad moved that the Contract be awarded to Carpetland U.S.A. at the bid price of \$9,815.58.

Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the County Treasurer was submitted to the Commissioners for the month of April, 1975.
Report received and filed.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was submitted by the Hartford Insurance Group on the insured, U. S. Sheet Metal & Roofing Co. Inc.
Certificate of Insurance received and filed.

RE: VIOLATION OF HEALTH LAW

Two letters were received from Mr. Harold Taylor, the Chief Housing Inspector, notifying the Commissioners that there were violations of the Municipal Code on property at 303 and 305 Cass Avenue and that there is debris on these properties which in the opinion of the inspector constituted an eyesore or nuisance and that unless this violation ceases within ten days of the date of this letter, it will be necessary for them to refer this matter for legal action.

It was found that these parcels were included in the new parcels that went up for sale on 4/21/75 and were sold to Herbert Diehl Jr. on this date.

This matter was referred to Mr. Hotz so he can contact Mr. Taylor.

RE: BOND SIGNED

An Official Bond was received on Teresa Rizen of the Prosecutors office as an Investigator, from the American States Insurance Co. for the penal sum of \$5,000.00.

Commissioner Schaad moved that this bond be accepted and approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Sheriff DeGroote for reimbursement of expenses incurred while attending an FBI seminar. The expense was for a round-trip ticket to Indianapolis in the amount of \$53.55.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Ruthette Graves...Appropriation for County Commissioners Judgments and Awards for Transcript on appealFor services rendered... Farris vs Board of County Commissioners ...73-CIV-3079 - Superior Court. Claim is in the amount of \$40.50.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: TRAFFIC DEPARTMENT

Mr. Al Graul appeared for Mr. Judd today and said that there was nothing to report on the Traffic Department at this time.

RE: ADMISSION TO PLEASANTVIEW REST HOME

Mr. Harness submitted an application for the admittance of Mr. Richard Norman, to the Pleasantview Rest Home. He recommended approval of same.

Commissioner Schaad moved that the admittance of Mr. Norman be approved. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM PENN CENTRAL RAILROAD CO.

The following letter was received from Penn Central Railroad Co. that pertained to the St. Joe Bridge:

Gentlemen:

We have sent men to our Bridge No. 151.93, Evansville Secondary, this date. Because of the financial condition of the Railroad, we can only make temporary repairs.

The condition of the bridge would require a large outlay of money to put the bridge in first-class condition.

We would suggest you people contact our Chief Engineer in Philadelphia regarding the feasibility of doing away with this bridge.

We are not now, or in the foreseeable future, going to use the trackage under this bridge.

Yours truly, S.G. Hess, Division Engineer

Mr. Siebeking said that he has been in contact with Mr. Swenson this past week on the repair of the bridge on St. Joe Avenue and that they sent out a crew last week to check the bridge out.

He said the foreman came down and talked to him and recommended that the bridge be repaired and upon his return to Indianapolis, Mr. Swenson called and said there was nothing they could do, not even emergency repairs and he advised the Commissioners to contact this Mr. Sullivan who is Chief Engineer for the company. Mr. Siebeking said that this is where it stands at this time.

He said that he told Mr. Swenson that something had to be done with the bridge, since it was fast becoming unsafe for travel and Mr. Swenson said that he would just come down and close it. He said the Sheriff was out there and he had become quite concerned so they put up signs and barricades, advising the people to slow down. He told the Commissioners if they thought temporary repairs should be made, that he has the materials needed to do these repairs. He said that when this matter was discussed before, there were nine boards that needed to be replaced and now there are twenty boards that need replaced.

After further discussion, Commissioner Ossenberg said he thought the Commissioners were just spinning their wheels, since he didn't think that Penn Central was going to do anything and that they weren't going to spend one red cent on the bridge.

Commissioner Schaad said that he agrees with this but that he can't see doing repairs and the county spending money on it, since it is a bad bridge to start with. He said that it would be good for them to give the county the bridge so the work can be done right. He said that at one time, they even asked how much Right of Way the county wanted on each side so they could give it to the county and it was discussed at that time about taking down the bridge and filling it.

Mr. Nussmeyer said that a portion of the Right of Way was in the process of being abandoned according to the report he had received.

Commissioner Schaad said that he remembered that they wanted to know how much Right of Way the County wanted and they were ready to move on it and then, later on, something else came up and some of it was going to Posey County and they said if they gave us the Right of Way, they may want it back at a later date, so it was one of those temporary things so the county couldn't fill it, the county would have to build a

Mr. Siebeking said that this was his understanding, that if they abandoned the track and the county put a fill in there, so many years later, if they came back and wanted to re-open that track, then it would be the responsibility of the County to open it up again.

Commissioner Schaad moved that this matter be referred to the County Legal Department so they could get together with Penn Central Railroad Co. and see if they couldn't get something done quickly and in the meantime, the County should do the temporary repairs they deem necessary to make the bridge safe. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner wondered if this bridge shouldn't be included in the County's Insurance Account.

County Attorney Stephens said they might as well since the County is going to be responsible now.

Commissioner Willner then moved that the bridge be added to the County's Insurance Account. Commissioner Schaad seconded the motion. So ordered.

Commissioner Ossenberg told County Attorney Stephens that he might as well pursue the idea, since Penn Central was in delinquent taxes last year in Vanderburgh County and probably now, more than that.

RE: BONDS SIGNED ON SEMINARY ROAD PROJECT

Mr. Nussmeyer presented the Contract, Proposal and the Contractors Bond, for Construction for Floyd I. Staub on the Seminary Road Project...RC-1-75, that was awarded to them on April 28, 1975 at the cost of \$11,085.00.

Commissioner Schaad moved that the bonds be approved. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requested permission to cut into Cemetery Road, approximately 400' South of Baseline Road to push a drop wire 25' under the road.

Indiana Bell Telephone Co. requests permission to cut into Millersburg Road, approximately 1/4 mile east of Green River Road to replace a section of cable which has been shot.

Commissioner Schaad moved that these cuts in be approved. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

ALL MILE PLAN

Mr. Nussmeyer submitted the Notice to Bidders and the specifications for the repair of the Kansas Road Bridge Structure #80, located over Bluegrass Creek, 1 mile East of Green River Road on Kansas Road. He said this project would cost less than \$5,000.00

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mr. Siebeking if he got the first call on the Kansas Road Bridge.

Mr. Siebeking said he did and it was from a resident out there. He said that he didn't know if the coal trucks were crossing the bridge or not, as was previously A DESCRIPTION OF THE PROPERTY. we fall was a section

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Mr. Nussmeyer said what they propose to do is to replace a post which has completely disintegrated. He said there is a crook in the road and the bridge should be realigned, also that the weight limit will be lowered from 20 tons to 6 tons.

Commissioner Willner said that the upper part of the bridge has been painted and they have taken good of it but what has happened here is that they failed to do anything to the bottom of it.

Commissioner Schaad moved that the specifications be approved and the Auditor be authorized to advertise for bids for the repairing of the Kansas Road Bridge. Commissioner Willner seconded the motion, subject to the right to reserve an opinion until they get a bid. So ordered.

Mr. Nussmeyer said the creek is in such a condition that it will have to dry up first because they will have to work from the bottom so nothing can be done right awav.

MR. ANGERMEIER REQUESTS CODE NUMBERS ON BUILDING PERMITS RE:

Commissioner Ossenberg said that some two weeks ago there was a discussion before the Commissioners by Mr. Angermeier on the Building Permits whereby Mr. Angermeier wanted the Building Commissioners office to put the tax code numbers on all of the Building Permits. He said the Commissioners told Mr. Angermeier that this matter would be discussed at 10:00 a.m. this morning. He said at that time, the matter was deferred for two weeks before making a decision as to where the responsibility lies as far as tax code numbers are conderned. He said Mr. Angermeier had called for a vote and that Commissioner Willner gave his opinion on it but Commissioner Schaad wasn't prepared to vote, so the Commissioners agreed to go along with the matter being deferred until this time. He said he has received an inter-departmental correspondence from Mr. Crooks and it reads as follows:

Over a year ago, the County Assessor asked the Building Commission to write in the county tax code number on each building permit. Periodically since then the same request has been made. The matter has not been accepted. It has required entirely too much time to lay to rest and has caused too much disturbance to the construction industry.

Arguments for requireing this number have been that properties have not appeared on the tax roll correctly. Other arguments backing up the cause have been:

- 1. A simple telephone call will get the number.
- 2. We can't find the property from the address given.3. Errors in the permits.
- The county assessor will give the number.
- The township assessor will give the number.
- It is the legal responsibility of the County Assessor to see that all properties are properly taxed.

In response to these items I would remind us all that it is the responsibility of the Assessor's office to see that properties are properly taxed and not the Building Commission. Indiana Statute says a copy of the building permit shall be given to the Township Assessor.

In reply to other statements:

- If a simple telephone call will get the number, why ask someone else to do it.
- If the property cannot be found, you can always call us as our inspectors have been there.
- Errors in permits have been made and there will be more. It is hard to believe how many wrong tax codes would be on them if taken by telephone. Additionally, the Building Commission is not going to be responsible for correct tax codes.
- 4. The county assessor or township assessor will give us the code number. experience to date has been we had better look it up ourself. This has been true both from the condemnation operations and the redevelopment Case operation.

The work load to put the code on approximately 6000 permits per year would arequire at least one additional person or require the contractors to obtain them. The extra copy of the permit, now supplied the county essessor, costs taxpayers .. wasproximately \$400.00 per year. The second seco

Other cities have been checked to see what they do and none of them list the tax code or will consider doing so, as they say this is the responsibility of the Town-ship assessor. Since this operation is a "simple" bookkeeping operation belonging to government

it should not be saddled onto the construction industry. Also, since tax assessment is not a function of the Building Commission, it is not proper for the department

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-to enter that field.

Mr. Crooks said he has only one more comment to make and this is that they have. again contacted the various contractors and their representatives are here today to defend their position and in his opinion, it isn't proper that they enter into this matter plus the responsibility for making these correct, cannot be borne by his department and he sees no reason for further deliberation.

Mr. William Cooper said he represented the National Electrical Contractors Assn. and that he also speaks on behalf of the Evansville Home Builders, the Evansville Contractors Assn, the Mechanical Contractors Assn. and the Evansville Contractors *Assn. since the respective authorities caouldn't be here. He said they can appreciate the efforts of the Assessors, to put on the tax rolls of the county, all properties that are taxable and they find no fault with this. He said their problem is that their experience has been in the obtaining of the Building permits at the present time which is a rather efficient operation but it is costly to the industry. He said he is sure that those who are in business can appreciate what is involved by sending someone down to the City Hall, finding a parking place and going to the Assessor's office and going through the routine of getting a code number and then going to the Building Commissioners office to get the building permit and having a traffic jam of people doing this and what it would create in the way of additional cost to the construction industry, which at the present time, is at a dismal low. He said what they are talking about is cost and he just doesn't see how the construction industry and the County Commissioners can pass these costs along to the person who wants to build an average home or construction in the area. He said they see this as a governmental function and they believe it should stay in government and should not be imposed on the business man. He said that in checking with his colleagues in other areas, he found nothing like this anywhere in the state. He said they had planned to have all the participants of the Industry here to let the Commissioners know how the Industry felt about this matter, at first, but then it was taken off the agenda and they saw the article in the newspaper, which they appreciated, but then there would be from 200 to 250 people here that would echo the sentiments he has expressed here this morning. He said the Industry is very definitely opposed to this and they beg the consideration of the County * Commissioners in this matter.

Mr. Angermeier said that it seems that this play is about two weeks old, that the Commissioners told him on Friday that this was going to happen but on Monday, it didn't and the Commissioners have lined up the personnel very well. ...

Commissioner Ossenberg said he didn't line up anybody.

Mr. Angermeier said he was a little appauled that the Commissioners should be interested in lining up personnel in opposition to the law and he didn't see anyone in Indianapolis changing the law. He said that Burns Statute 64-757 reads that any official or agency of the State of Indiana or any of its political subdivisions authorized to issue building permits shall give to the assessor of the township wherein the property is located on the tenth day of the month, the names of all persons to whom such permits were issued within the previous month, together with the addresses where the improvements are being made. He said the records show in his office that this is not true, the permits are given, the addresses are not complete and they have failed in that respect, contrary to Mr. Cooper's report. He said that Mr. Cooper obviously doesn't know the law in the State of Indiana and he is interested in reporting it from surrounding states. He said Mr. Cooper had better know the business of the State of Indiana. He further read Burns Statute 64-802, in that the County Assessor shall make recommendations to the board for corrections and changes in the returns and assessments. 🐗 He said that these are the laws and that Burns Statute 64-905 reads that the County Assessor shall obtain from the County Auditor or the assessors all returns for real and personal property made by the assessors of the several townships of the county and he said that it spells out what the law is very clearly. He said he didn't get a chance to talk to the County Attorney and he asked the Commissioners if they then want the law violated, and said if so, that they could put it in a particular motion, that it was allright with him. Mr. Angermeier then quoted Burns Statute 64-906, in that the County Assessor should be responsible and he said he didn't know what the Commissioners were strying to do to build up a case against the efforts, that they should tell the man in the Building Commissioners office to put all the material on the permits that is mecessary to comply with the law. He said he thought that between them and the office of the Mayor who employed this

formations; man, should do the job and stop trying to put the blamessomeplace else or it's too

much responsibility. He said the law is clear and that the Commissioners can't accuse the Assessor's offices of failing to do their jobs until they get all the facts and figures.

He said that Burns Statute - 54-1231 reads that the County Assessor shall advise and instruct all assessors of his county as to their duties under the law, and this is what he has tried to do but it seems that because of a political nature, they have wanted to make it a political issue and it is not, that it's one that the taxpayers of Vanderburgh County shall be treated equal to everyone else, whether they build the property this year, next year or whenever, so the property can be put on the tax roles as of March 1 of each year.

He said they have all obviously done well in lining people up against him but that he is sure he can line up the taxpayers of Vanderburgh County in opposition to their position. He said he thought a vote was in order and that in his discussion with the State Tax Board people who have received copies of the minutes and the printed newspaper articles, it was the Commissioners decision, pure and simple.

Mr. Cooper said he wasn't here to debate Mr. Angermeier but he wanted to make one point clear for him. He said he has had no contact initiated by himself or others, on behalf of himself, with any members of the County Commissioners, nor conversly have any of the County Commissioners in any way, direct or indirect, made any attempt to contact him and to his knowledge, none of the other people representing the Electrical Contractors Industry, so if Mr. Angermeier, in his comments, as he understood them, is trying to say that the Commissioners are trying to build up a case, he wants to deny this because that has not happened and secondly, he is not here to discuss the law, and as he listened to what Mr. Angermeier read, it sounds like most laws, that it can be interpreted just as broadly or narrowly as a person wants to interpret it.

He said he is here to tell the Commissioners that the inconvenience and cost of what Mr. Angermeier wants, would impose on the Construction Industry. He said he didn't see this as being necessarily an intent to be punitive, that he is sure that Mr. Angermeier is trying to fulfill his responsibilities, but that they don't see the law the way he has implied it and it would be a good service to every taxpayer in this county that is going to have some building done if they impose this hardship upon the Industry.

Mr. Angermeier said that evidently Mr. Cooper isn't aware of what really takes place that a contractor, builder, developer or anyone who has a plot map of where his lots are situated, that each one has a code number on it because they have been given a code number by the Township Assessor or by the County Assessor, depending on the particular Subdivision and the Building Contractor has it before him immediately, before he even considers any type of development, he knows that tax code number exists on that parcel of ground, that it is first, parliamentary and it is preliminary and it's just as easy for him to observe as his check book and it makes no difficult effort for the man to say what his tax code number is and it's obvious to him that Mr. Cooper has not seen this process and doesn't really know the fundamentals of any coding number there is anywhere. He said that one of the State Tax Board people told him that Vanderburgh County has one of the most advanced coding systems on property of any County in the State of Indiana and he thought this to be a recommendation of good government so why should we try to pull Vanderburgh County down to the levels of some other county and asked why we couldn't advance outselves to a degree in Vanderburgh County as saying that we have initiated something first by putting a tax code number on a building permit or do we have to wait for other counties to start this procedure.

He said it would simplify the matter and he detests for anyone to say that this is going to cause any other trouble on the part of a builder who goes to all departments when he could put the tax code number on the building permit from his tax bill.

Mr. Crooks said they have a number of plot plans in the Building Commissioners office and to his knowledge, there isn't a tax code number on any one of them.

Mr. Angermeier said he wanted it made perfectly clear that this office has nothing to do with tax code numbers and the office of the Township Assessors and the County Assessor is a unit of Government of which they don't have to answer to this appointed office and this is the thing that should clear the air here and now. He said he read the law and he didn't think that any further discussion of the law makes any difference at all.

He said if they wanted to change the law, he was sure that there are people who are interested in going to the legislature demanding that the tax code numbers be put on every building permit that will be issued.

Mr. Cooper said that a chicken, in his little egg, thinks that is his whole world until he busts the egg and gets out into the world. He said he didn't know Mr. Angermeier's procedure but he did know from the Electrical Contractors and he thought it true in most other segments of the industry, that when a person calls in to have some electrical work done in his house, they aren't supplied a tax code number, that he doubted

if anyone knew his tax code number. He said the industry is not objecting to getting every cent that is due to the City and the County on the tax roles, that they are just objecting to this way of getting it done and that they thought this to be a function of Mr. Angermeier's office and they thought that if he used just as much energy and another approach, that it could probably be done to the satisfaction of everybody and they would not have all this shouting this morning to what he sees as a mere attempt to camoflage the issue.

He said they can't see that it is constructive and they oppose it.
He again said they had planned on having over 200 people here two weeks ago and
if this was related to Mr. Agnermeier, it came from his office because he was
responsible for the rounding up of the people to let it be known to the Commissioners
as to how they felt about it.

Commissioner Ossenberg said he did receive several calls and he did relate it to Mr. Angermeier and he put a halt on it. He said this was a vote with the Township Assessor's and the vote was 3 to 2, that the contractors pick up the tax code numbers and at that time, he said, there were people voting for and against it that shouldn't have been voting.

He said he stated to Mr. Angermeier at that particular time, that he accused him of arranging a meeting and he didn't arrange a meeting, that he took it upon himself, that it was by unanimous vote that the Commissioners would hold the meeting up because of the contractors and he told Mr. Angermeier on the telephone that he would personally see that there were 200 contractors in his office if that's what it took.

He said he also told him that he felt it was a job in government and not a job for the contractors of private industry so this was deferred for two weeks. He said that two weeks ago, Mr. Angermeier had asked for a role call vote and while he thought that Mr. Angermeier, at least, implied that the Commissioners are violating the law, but he still thought the responsibility of this comes with the County Assessor and the Township Assessor's and he thought there were Township Assessor's that would agree with him.

Mr. Angermeier then quoted Burns Statute 64-906, in that if the County Assessor believes that any taxpayer of his county has omitted or sequestered any of his property and has not properly returned the same and as a result, believes it necessary to examine records, and he said that it spells it out pretty clear, that whatever expenses are involved to do the job shall be paid for by the County Commissioners, so they can either direct the Building Commissioner to do the job initially or whatever expenses necessary to do the job in the County Assessor's office, the County Commissioners will pay for it.

Commissioner Schaad said he thought the Commissioners could see Mr. Angermeier's point since they would like to have every piece of property assessed and assessed for the right amount but the issue here is that Mr. Angermeier wants the Commissioners to direct the Building Commissioner's office to supply the tax code numbers. He said that the Building Commissioner's office was to give copies of the Building Permits to the Township Assessor's and not the County Assessor, but this is now being done and it is okay if it is going to help but the thing that concerns him is that he didn't want to burden the builders and then he wondered about the tax code numbers because someone would have to check to see if they are correct since, if they were in error, there could be a lot of buildings going up that were in error because of incorrect numbers and if corrections were made, he supposed it would be the Township Assessor's to do it so he said why not let the Township Assessor's put the code numbers on the building permit when ge gets his copy and if anyone wants to know what it is, the simple telephone call he is talking about, to the Township Assessor will get the number and then they will know that it is correct. He asked County Attorney Stephens if the Commissioners were violating the law in any way.

County Attorney Stephens said in his judgment, the Commissioners weren't violating the law.

Commissioner Schaad said if the Building Commissioner's office isn't supplying the proper information as far as the addresses or description, then this is another matter, but said there are, of course, errors that do happen. He said that tax code numbers being put on the permits by an individual could mean more errors than they have the way things are done now.

He said the argument here isn't about doing a good job on assessing people that

He said the argument here isn't about doing a good job on assessing people that should be assessed, that it is about putting the tax code numbers on the permits by the Building Commission and it would have to come from the builders themselves or either someone would have to check with the Township Assessor to put it on, when he gets it, in his opinion.

Mr. Angermeier said the reason this isn't possible, and they have seen an example of this in the newspaper, is because of the fact that the tax code number is not a

legal description but the tax code number matches the particular legal description in the Township office so it makes it extremely difficult that this should not be the legal description coinciding with the particular legal location but that he has shown them some he has received where the description of the location of the building taking place is not a legal description of where it is really taking place but the tax code number would be.

He said it is really funny that this should come up, that some building should take place and Mr. Cooper should defend the building in which took place in the later part of 1973 and the first part of 1974 and it should be brought to the attention of his office on Friday, that 392 Form 111 that were mailed out in the Township, but it wasn't mailed out for this particular building development. He wanted to know how come and said there was electrical improvements for \$60 and \$90.00. He wondered why they weren't there. He said it can't be blamed on people individually, that it can be blamed on other people but the responsibility is still there with the County Assessor's office and the Board of Review and he can't do it without the legal description and this is what he is trying to tell the Commissioners, that he wants the code numbers on the permits because they don't have the manpower to do this. He said they couldn't even find the field sheets on this particular location.

Mr. Kornblum said he thought they had to put the recent news story of last Friday in proper context. He said this would be described as an odd coincident. He said the field sheets were not lost, that he happens to be the registrate deputy in the Knight Township Assessor's office and he can't run into the building every time he needs a field sheet and that building was not overlooked, that he hasn't been able to check it out specifically, but he understands that it wasn't ready for occupancy in May, that the property was sold from one owner to another in September. He said the buildings go up very fast now and he isn't saying if they were or weren't there as of March 1, 1974, but he knows they weren't overlooked.

Commissioner Willner moved that the County Commissioners instruct the Building Commissioner to put the code numbers, to the best of his ability on all building permits granted in Vanderburgh County.

Commissioner Schaad seconded the motion to get it on the floor for a vote.

The vote was in the negative by majority with Commissioner Ossenberg and Commissioner Schaad voting "no" and Commissioner Willner voting "yes". The motion was denied.

RE: BUILDING COMMISSIONERS REPORT

The Building Commissioner's report was submitted for the month of April, 1975, as to number of various permits that were issued.

Report received and filed.

RE: POOR RELIEF

GEORGE W. BRAME.....423 Adams Ave......Pigeon Township
Mr. Brame was to have appeared before the Commissioners this morning to ask for
help on his utilities but he failed to appear so no action could be taken at this time.

COSBY TAPP.....712 E. Chandler...Pigeon Township...Mr. Ragsdale, Investigator

Mr. LaPlante said that he stated to the Commissioners, last week, that he felt the issue here was whether or not an award for a person for Trustee's assistance could be required by the Trustee for the person to move from his home, into public housing, in order to be helped.

He said there was some discussion in the matter and it was felt at the time, by Commissioner Schaad that the amount of \$91.44 was accepted and at the closing of last week's meeting, Commissioner Willner requested that he get proof of disability and for him to contact Mr. Julian, the landlord, in regard to how much equity Mr. Tapp has in his home.

Mr. LaPlante submitted the physicians statement from Doctor Downer, which stated that Mr. Tapp has a heart disease with articulate failure and is of chronic nature. It also stated that his prognosis is poor and anticipated release is uncertain.

Mr. Ragsdale said that it was on this basis that the Board of Public Welfare awarded Mr. Tapp his disability for Medicaid.

Mr. LaPlante said he did get to talk to Mr. Julian this week and Mr. Julian was of the opinion that Mr. Tapp had defaulted on his contract, however, he further informed him that under the contract, he was not intending to enforce the default division of his contract but if there was any equity in the home, Mr. Tapp could make a sale and recover any equity to which he was so entitled but he didn't know nor could he review it fully enough to determine whether or not there was any equity and it was in

his opinion, doubtful that there was. He said that Mr. Tapp has been making sporadic payments, at least since his disease was incurred several months ago. He said he further took liberty to investigate what Mr. Tapp's status was with the Social Security office. He found that on April 29, 1975, a Social Security award notice was sent to Mr. Tapp, in regard to his disability and he has been certified disabled and he will be receiving \$151.00 per month starting on August 1, 1975.

Mr. Ragsdale said they have several cases that were awarded Social Security and the earliest that Mr. Tapp will get any of the money will be about 5 months.

Mr. LaPlante said he also called Mr. Gates at the Southern Indiana Gas & Electric Co. who is handling the account of Mr. Tapp and he said that Mr. Gates will accept the amount of \$91.44 as payment for this month and will keep his services in force. He said this will leave a deficit of \$92.71 owing on the utility bill. He said he would simply request at this time, that until such time as Mr. Tapp can get further aid or hopefully, possibly be able to work again, that the utilities be paid in the amount of \$91.44 so he can keep his services and not require that Mr. Tapp lose his home. He said that this has been Mr. Tapp's home for 5 years and he don't believe that poor relief should be based on whether or not a man does leave his home and he thought this to be the issue before the Commissioners this morning.

Mr. Ragsdale said that Mr. Tapp is asking for a guarantee of \$90.00 per month for utilities and that the trustee doesn't do that and that the utilities are extremely high, also that the 10 room is too big for only two people living there, and if they put him in public housing, the cost would be less than half. He said that he had also talked to Mr. Gates at the Gas Co. and he was told that they wanted the full amount of \$189.00 and that now Mr. LaPlante said they would accept the \$91.44 and he couldn't understand this since the Trustee does all their business with him but he said that the amount is still an excessive amount.

Mr. LaPlante pointed out that the bulk of the bill is for fuel and this bill was for the winter months and that it is unfortunate that it happens but that Mr. Tapp's home is not air conditioned so he doesn't expect the cost of the bill to re-occur prior to the time Mr. Tapp gets his money he has coming or until the time he is able to work.

He said he didn't think this would be a re-occurring problem and he would make this representation to the Commissioners in that if the \$91.44 were paid, he would be willing to contact Mr. Gates again.

He said he would like to get back with the Social Security office to see exactly what the first check is going to be since if the first check is available from April 29th. then the award will be effective as of that date and there might be a large lump sum coming in August and if this is the case, Mr. Tapp could pay the balance of the utility bill owed.

Mr. Ragsdale said this wouldn't happen since it only happens on an appeal where there is a new application and it takes from three to four months and probably five months before Mr. Tapp gets his check.

Commissioner Schaad told Mr. LaPlante that he was trying to be real helpful and trying to tell Mr. Tapp something but to tell Mr. Tapp that he has to move out of his house, he didn't think Mr. Ragsdale meant it just that way but he thought the utility bills were excessive and that if Mr. Tapp wanted to live in this house and pay a \$200 útility bill, it's okay with him but not for the taxpayers to have to pay it so if it can be settled that the Trustee pay the \$91.44 and no more, then it will be Mr. Tapp's decision as to whether he is going to move to where he can afford it or if he is going to stay there and pay it.

He said they have tried to help Mr. Tapp and if he can't afford these utility bills, he should move to where he can afford it, since the people keep coming back for the Trustee to pay these bills month after month and he is opposed to this.

He said he thought this amount is excessive and if he can get by for less than that, then Mr. Tapp should be able to also, and that he would have no qualms about allowing the \$91.44 but not to have the Commissioners consider another one.

Mr. Olsen said he believed on the basis of this agreement, this would be amendable to the Trustee.

Mr. LaPlante said he agreed to this and he would continue working it out with Mr. Gates at the Gas Company.

Commissioner Schaad moved that the \$91.44 be paid by the Trustee for Mr. Tapp's utility bill and that this be the final amount paid on its Commissioner Willner seconded the motion. So ordered.

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Mr. Ragsdale said he wanted to add one thing and that is, that the Tapp's have roughly listed \$200.00 per month as income from Mrs. Tapp's salary of \$50.00 per week and there is a question of food stamps. He said they hit a couple of tough spots so the Trustee picked up half of the cost of their food stamp order and when Mr. Tapp came back in, they told him that they could pay it as long as Mrs. Tapp is working so the Trustee is willing to go half way.

Commissioner Schaad said he is sure that Mr. Ragsdale will be fair with them.

Mr. Olsen said he would assume that Mr. Gates of the Gas Company would back up his word to Mr. LaPlante on accepting the amount of \$91.44 on the utility bill.

RE: DITCH CLEANED

Mr. Harold Peters said he has cleaned a branch of the Sonntag Stevens ditch at the cost of \$115.00 and that he will prepare a claim to present to the Commissioners.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEY
Thomas Ossenberg Robert Schaad	Curt John	William Stephens

Secretary: Margie Meeks

Robert L. Willner

Bob School
Robul 7 Willner

COUNTY COMMISSIONERS MEETING MAY 19, 1975

The meeting of the County Commissioners was held on Monday, May 19th. 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned surplus property that is being offered for sale. The bidding will remain open and the sale will continue.

Commissioner Schaad asked County Attorney Stephens how soon the Commissioners could take less than the appraised price on these parcels of surplus property.

County Attorney Stephens said that the people were told that it would be about 30 days before the property was re-appraised at a lower price, so he suggested that the Commissioners wait another week before doing this.

RE: GENERAL REVENUE SHARING PLANNED USE REPORT

This planned use report was submitted to the President of the Commissioners for his signature.

Commissioner Ossenberg said that this report is filled out to let the Government know how the county is spending the Revenue Sharing money.

Vanderburgh County is anticipating a General Revenue Sharing payment of \$1,291,857.00 for the Sixth entitlement period of July 1, 1975 through June 30, 1976.

Commissioner Schaad asked Mr. John how close were they holding to the plan use.

Mr. John said they held pretty close to it, since it was already appropriated that way and it is the only way the money can be spent.

Commissioner Schaad moved that President Ossenberg sign this General Revenue Sharing Planned Use Report. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

AUDITOR"S OFFICE

Lisa Iaccarino 1401 Southfield Rd. Clerk \$15.00 Day Eff: 5/19/75 Mary Lou Miller 711 S. Alvord Blvd. Clerk \$15.00 Day Eff: 5/19/75

RECORDERS OFFICE

Regina M. Cole 531 Congress Photo Copy Clk. \$5,461.14 Yr. Eff: 5/10/75

KNIGHT TOWNSHIP ASSESSOR

Audrey Louise Gunther 437 Tyler Ave. Deputy \$15.00 Day Eff: 5/19/75

BURDETTE PARK

Amy D. Stallings 7601 Newburgh Rd. Hd. Guard \$16.00 Day Eff: 5/12/75 Carol Hewig 8820 Petersburgh Asst. Hd. Grd. \$15.00 Day Eff: 5/14/75 Michael Ginger 1419 Hillside Terr. Asst. Manager \$21.00 Day Eff: 5/14/75 Steven Craig 2604 Maryland St. Manager \$25.00 Day Eff: 5/14/75

VANDERBURGH SUPERIOR COURT

Edward J. Davine 1716 Marie Ave. Bailiff \$7.314.94 Yr. Eff: 5/12/75

COOPERATIVE EXTENSION OFFICE

Rosemary Coley R. 8 Box 432 Para-Professional \$3.50 Hr. Eff: 4/27/75

RE: EMPLOYMENT CHANGES....RELEASES

RECORDERS OFFICE

Regina M. Cole 531 Congress Photo copy Deputy \$5.056.62 Yr. Eff: 5/9/75

BURDETTE PARK

Steven Craig 2604 Maryland St. Grounds \$2.00 Hr. Eff: 5/13/75 Michael Ginger 1419 Hillside Grounds \$2.00 Hr. Eff: 5/13/75

COOPERATIVE EXTENSION OFFICE

Joyce E. Smith 711 Radio Ave. Para-Professional \$3.50 Hr. Eff: 4/26/75

RE: MONTHLY REPORT

The report of the Clerk of the Circuit Court was submitted for the month of April, 1975.

Report received and filed.

RE: GARNISHMENT ORDERED

An order of Garnishment was submitted by Paul Luster, the Justice of the Peace of Pigeon Township which shows Kirby's Inc. VS. William R. Coleman as Judgment Debtor and the Auditor of Vanderburgh County as Garnishee Defendant in the amount of \$170.43.

Commissioner Schaad moved that the County accept the Garnishee. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FROM AREA PLAN....USE OF POSTAGE MACHINE

A letter was received from the Area Plan in requesting the following:

Dear Tom:

The Area Plan Commission would like to request permission to use the County Postage Machine. The utilization of this machine results in considerable convenience. The Plan Commission will request that the County Council repeal our postage account \$400.00 to be used by the Commissioners in their postage account.

If there are any further questions please contact us.

Sincerely, Kenneth D. Nelson, Executive Director

Commissioner Ossenberg said that the Area Plan Commission needs the approval of the Commissioners to use the postage machine.

Mr. John said that Area Plan had their own postage account in their budget and that the \$400.00 will be repealed back into the General Fund and if they run short, they will approach the Council.

Commissioner Schaad said the Commissioners postage budget will have to be increased for the next year at budget time in September.

Commissioner Schaad moved to accept the request and to act favorably on it, to make it legal. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST FROM DEPARTMENT OF PUBLIC WELFARE....TELEPHONE

The following request was received from the Department of Public Welfare:

Gentlemen:

I am writing requesting approval for installation of an additional telephone station at Hillcrest-Washington Home. This set is to be used by the caseworkers assigned from here to social services at Hillcrest-Washington Home and is needed to facilitate their work there.

. This Department, of course, has its own telephone appropriation and we are budgeted for this expenditure.

Sincerely, R. D. Work, Director

Commissioner Ossenberg said this is to come from the Centrex System and that the Building Authority will only accept the approval of the Commissioners for this, even though they have their own budget account. He said the Commissioners will have them to put another phone on the Centrex System.

Commissioner Schaad moved that the Department of Public Welfare have permission to add the additional phone, Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION

PETITIONER AND OWNER OF RECORD.....SERVICE OIL COMPANY.....VC-15-75
7811 Carondelet of Clayton, Missouri.

Premises affected are situated on the North side of Slaughter Avenue, at the corner formed by the intersection of Slaughter Avenue and Burkhardt Road.

The commonly known address is 6328 Slaughter Avenue.

The requested change is from Agricultural to C-1 (neighborhood commercial) with a conditional use.

The present existing land use is a Service Station and the authority for said existing land use is Pre-Existing non-conforming use.

The proposed land use is that of a Service Station.

Mr. Jack Schroeder, Attorney for the Petitioners, presented a Resolution, requesting that the Commissioners sign it to authorize a conditional use for the real estate in question.

He said that this property is owned by Service Oil Company, an Illinois Corp. who recently acquired this property, but that it has been used as a gas station since 1957. He said what has happened is that since the zoning has changed and it is of non-conforming use and they would like to modernize the station and make it a self-service station, they must first go through a rezoning, the rezoning requiring a neighborhood commercial and a conditional use so what they intend to do is to demolish the building that is there and build a new one. He said it will provide a public convenience and it doesn't have a detrimental effect on any adjoining property, considering that it has been used for nearly 20 years as a service station.

There were no remonstrators present.

Commissioner Ossenberg said this petition received unanimous approval of the Area Plan Commission and that there were no remonstrators at that meeting either.

Commissioner Schaad moved that the Commissioners accept the Area Plan Commission's report and approve this rezoning petition. Commissioner Willner seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

Mr. Schroeder asked the Commissioners to sign the paper for the conditional use and he explained that it is a combination rezoning including the ordinance and a resolution recognizing that this is a gas station.

County Attorney Swain said it was unnecessary for the Commissioners to sign the resolution but if they do sign it, the minutes should reflect their signatures.

The Commissioners signed the resolution at this time.

RE: REZONING PETITION....VC-16-75

PETITIONER.....JASPER INDUSTRIAL LAND CO. INC. 412 Court Bldg. of Evansville OWNER OF RECORD.....ELMER AND FERN YOUNG OF R.R.8, Baumgart Rd. of Evansville Premises affected are situated on the North side of Mt. Pleasant Road, east of the corner formed by the intersection of U. S. 41 and Mt. Pleasant Road.

The requested change is from A to M-2
The present existing land use is vacant land and the proposed land use is
Industrial Park.

Mr. Benjamin Buente, the Attorney representing Jasper Industrial Land Co. Inc. of Dubois County, spoke on behalf of the petitioners and said that the Area Plan Commission approved this petition unanimously, subject to their agreement to deed a 40 foot Right of Way for a roadway, from the North side of Mt. Pleasant Road. He said there were no remonstrators at the Area Plan meeting, also that the entrance to the Industrial Park will be off Mt. Pleasant Road and that there would be no entrance off Highway 41. He said that it would be subject to the County Building Code, regarding development to clear the flood plain area and the elevation requirements.

There were no remonstrators present.

Commissioner Schaad moved that the Commissioners accept the approval of the Area Plan Commission in approving this rezoning petition. Commissioner Willner seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

RE: CLAIMS

A claim was submitted by the City of Evansville for the County's share of Expenditures from October 1 through December 31, 1974, for Weights & Measures at 42% in the amount of \$1,625.14.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Expenditures from October 1 through December 31, 1974, for the Purchasing Department at 50% in the amount of \$4,817.23.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Expenditures from October 1 through December 31, 1974, for the Health Department at 21.5% in the amount of \$6,300.46.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Traffic Engineering at 14% in the amount of \$7,392.11. Oct.1 through Dec.31, 1974.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

the Building Commission at 40% in the amount of \$13,411.14. Oct. 1 through Dec.31, 1974.

A claim was submitted by the City of Evansville for the County's share of

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of expenditures from January 1 through March 31, 1975 at 21.5% in the amount of \$22,886.84 for the Health Department.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of expenditures from January 1 through March 31, 1975 for Weights & Measures in the amount of \$1.676.52. at 42%.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Expenditures from January 1 through March 31, 1975 at 40% for the Building Commission in the amount of \$13,079.84.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Expenditures from January 1 through March 31, 1975 at 14% for the Traffic Engineer in the amount of \$7,912.03.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of Expenditures from January 1 through March 31, 1975 at 50% for the Purchasing Department in the amount of \$6.047.70.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for \$125,000 Blanket Policy on Highway Equipment - \$20,000...IMC 12 53 00...County Highway Department in the amount of \$875.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for Yacht Policy, \$4,000 for Hull and \$500.00 for Trailer...YC 02 09 06, in the amount of \$190.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Citizens Realty and Insurance Inc. for Public Official Bond of Teresa Rizen of the Prosecutors office for \$5,000...for Investigator for Vanderburgh County. The amount of the claim is \$20.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by J. Frank W. Stewart, M.D. for In-Patient T.B. Care of Sheryl McCallister, in the amount of \$183.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by J. Frank W. Stewart, M.D. for In Patient T.B. Care of Richard Norman Sr. in the amount of \$276.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: PLEASANTVIEW REST HOME....BOARD DISCUSSED FOR THE HOME

Commissioner Willner said he would like to recommend to the Commissioners that they form a Citizens Advisory Board for the Pleasantview Rest Home and see if they can't update it without major cost to the taxpayers and he would like Mr. Harness's input on the matter. He said this has been discussed before and he thought it was high time they did something about it, since he thought the Pleasantview Rest Home needs some long-range planning and he was sure that Mr. Harness would agree that the facility needs updating. He said it was the general consensus of the Council that they don't like to keep putting money into it all the time and he thought there to be some input on this from other departments already and he thought it would even be nice if they had a lady's auxiliary at the home and that it would pay off in the long run.

Mr. Harness said he thought the home should be looked at by the Commissioners with the condition of the home taken into consideration and said if they wish to continue: the operation of the comprehensive and residential facility, that the facility be upgraded and as far as Boards are concerned, he thought this was something that was greatly needed because of the fact that since he has been at the home, most all decisions have been made by him and some of them have been, maybe good, maybe bad, but there are certain things as far as money is concerned that he hasn't been able to get any output on, to bring up the standards of the facility, so they have been running along with practically no upgrading or improvements made and he thought if there were a group of people interested to where they could sit and talk things over and come up with some recommendations, that they could get some of these things accomplished.

Commissioner Willner said that recommendations coming from a Board, to the Council or to the Commissioners, would look much better than coming from Mr. Harness. He said this was in no way, a reflection on Mr. Harness's ability, but that it would just look better and be more effective.

Commissioner Schaad said it is in no way a reflection on Mr. Harness, by any means, because, as everyone knows, the fate of the Pleasantview Rest Home was held in balance for awhile because they didn't know which way they were going with it and there was no sense in spending any money until they knew what course they were going to take as far as the home was concerned and that recently, there has been some legislation that has changed the outlook of the home.

He said that Mr. Harness has done a good job and he didn't, think it was because no

He said that Mr. Harness has done a good job and he didn't, think it was because no one would listen to Mr. Harness but that they didn't know what they were going to do with the home.

Commissioner Schaad said it now looks like they have chartered their course and are going to keep the home, since we will be getting some money from the state and he didn't think it would be a bad idea for some people to help him in the planning. He said he would be willing to go along with the idea.

Mr. Harness said there may be money available for improvements on the home through the Federal Government.

Commissioner Ossenberg said, unfortunately, he did go before the Council of Governments and Mr. Bowman did check with the Health Education & Welfare, State Director, Federal Director and Health Planning Care and there is just no money available for the upgrad of any nursing home.

He said it appears that they have been operating the home in the red and with this new legislation, it appears as though they are going to be able to generate more patient care out there now and he would well think that the revenue is going to come back to the county in a handsome amount and they could update this facility, however, they have spent considerable money to update the facility, of things that were required to meet the code.

Mr. Hotz said there were only a few thousand dollars to be spent out there in bringing the facility up to code and this was the Fire Protection and the door closers. He said they have received some bids on them and are waiting on a couple more.

Mr. Harness said he would like for the Commissioners to look at the home with him, since he knows where the defects and other things are that need improvements. He said if it pleased the Commissioners, he would think that a Board would be a valuable aspect to the home and they would probably get more confidence and support from the community. He said they also have a good number of Church groups and volunteers who participate in their activities.

After further discussion, the Commissioners decided that a Board member be named by each of the three Commissioners and that Mr. Harness name three members to the Board and that Mr. Harness be the seventh member, with the County Commissioners to serve as ex-officio to the Board.

Commissioner Ossenberg said he thought a meeting of this Board should be set up for one night a month and the County Commissioners would be there to listen to the suggestions so they would know what guidelines to follow.

Mr. Harness said this would be very agreeable with him.

Commissioner Willner said the final say-so would come from the Commissioners and this is as it should be, but the leg work needs to be done and this is something the Board can do.

It was determined that this matter will be taken up in two weeks, to give all concerned time to select members for the Board, and at that time, the Board will be established for the Pleasantview Rest Home, as well as setting the meeting night.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: ST. JOE AVENUE BRIDGE

Mr. Siebeking said that the repairs on the Railroad Bridge at St. Joe Avenue have been completed. He said they replaced eleven boards and tightened all the others and that Commissioner Willner has crossed the bridge three times and that it sounds a lot different and it is in real good shape.

RE: VACATION TAKEN -

Commissioner Ossenberg said that Mr. Siebeking will take a vacation for the balance of this week.

RE: SEMINARY ROAD

Mr. Siebeking reported that Floyd Staub Co. is starting work on Seminary Road this week and that the county workers are out there this morning installing the culverts they have to install before he starts his work and that Mr. Staub said he hoped, with weather permitting, that he would probably be able to start tomorrow or Wednesday.

RE: COUNTY ROADS

*Mr. Siebeking said that with the Commissioner's permission, they would like to start resurfacing some of the county roads that have been agreed on. He said they are ready to start on some of them and that Eichoff Road is probably the first one, as to priority.

RE: GERMAN TOWNSHIP WATER PROGRAM

Mr. Siebeking said he hasn't been able to contact the Engineer that is in charge of the German Township Water Program but according to an article in the newspaper, he read that they are having their problems out there, so the county might not have any problems out there as far as cuts being made are concerned. He said he still wants to talk to the Engineer though, so they can get things straightened out.

Commissioner Schaad said they will still do it but it is just a question of when and he thought the county should hold off until they get their work done.

Commissioner Ossenberg said they still need 250 more signatures.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to make a cut in Lynch Road to replace defective telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

The Water Company requests permission to make a shoulder cut in St. Joseph Avenue at the city landfill to install a 2" water service.

The Water Company also requests permission to make a shoulder cut at 2200 Lexington evenue to install a 2" water service.

Commissioner Schaad moved that these cuts be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by G. H. Allen Inc. for BC-1-74 Structures #122 and #123... Acct. #216-3770 & 203-3812, Final payment in the amount of \$8,201.19.

commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

20 CONT 1

HERBERT SIDENER...2249 Herbert Court...Knight Township...Mary Ellen Mueller, Investigator Mrs. Sidener appeared and said they are asking for assistance on a \$813.00 hospital bill for their son who had pneumonia and a kidney infection and said she didn't think this to be the final amount because special tests were made and weren't included in this amount.

She said her husband has been out of work since October of last year and that he filed for unemployment the 1st of April, since he wasn't eligible for it until that time.

Mrs. Mueller submitted her report on this case, as follows:

When Mr. Sidener called at out office we always asked him if he had applied for "free lunches" for his children however, he refused to do this. He told us in no uncertain terms that he had no intentions of going to the school and asking for "free lunches."

Mr. Sidener always contended that he was not receiving any unemployment checks. May 1st, we had Mr. Sidener sign a paper permitting our checking his unemployment. It seems that Mr. Sidener was getting unemployment checks all the time. \$61.00 per week.

Then we checked with the Food Stamp Office and learned that Mr. Sidener paid only \$8.00 per month for \$210.00 worth of stamps per month.

January, February, March and April he had paid a total of \$32.00 for \$840.00 worth of stamps.

We then learned that Mr. Sidener had received an income tax refund (\$700.00) and we asked Mr. Sidener what he did with all this money and he advised that he paid his rent.

We called the landlord and learned he has only paid \$228.00.

Mr. Sidener is on the second go around of unemployment and is to receive \$100.00 per week. The maximum claim here is \$1,484.00 (He filed for this on April 3, 1975. Mr. Sidener is a member of the Lathe Operators Local. They earn better than \$9.57 per hour) (This is the new hourly rate set in April, 1975. They also have a hospital plan Blue Cross that the members can pay into.

This local also has a program when they work so much goes into a find for vacation pay. Mr. Sidener drew \$228.00 from his account at Union Federal in December. We gave assistance to Mr. Sidener in 1971. He then made a new application in December of 1974.

The Trustee has also paid their utility bills for January, February and March of this year.

Mrs. Sidener said her husband has worked numerous places in construction lathe work wherever he can find it.

Commissioner Schaad said this type of professional labor is one that is dying, so to speak, because they don't use lathes anymore, that they use dry wall and the only chance at a job for him would be for commercial building or a hospital.

Commissioner Ossenberg said he saw on the report where Mr. Sidener received \$700.00 in tax refund and that Mr. Sidener only paid \$228.00 of his rent.

Mrs. Sidener said that her husband had borrowed money and it had to be paid back.

Commissioner Schaad asked if Blue Cross-Blue Shield wasn't available to Mr. Sidener.

Mrs. Sidener said it wasn't, that the union has a plan where they get insurance according to how many work hours they have and when he works, he has insurance and when he isn't working, they don't have any. She said she thought it was with Aetna.

Commissioner Ossenberg asked Mrs. Sidener what objection they had to the free lunch program.

Mrs. Sidener said they have two older children who would rather take their lunch from home, rather than being embarrased because it is known in the classes as to who gets free lunches, since this happened to them once before. She said they do get food stamps. She also said their savings has been depleted.

Mrs. Mueller said it is her understanding that work will be picking up in a couple of weeks.

Mrs. Sidener said there isn't any lathe work coming up or even any plans being made for this type of work and that when construction starts up, the basic work would have to be done before any work of his type even comes along.

Commissioner Willner said it seems to him that Mr. Sidener would have to learn another trade if this type of work is depleted.

Mrs. Sidener said this is easier said than done. She said they are paying \$124.00 per month for food stamps and \$89.00 per month for rent.

Commissioner Willner asked Mrs. Sidener when the \$100.00 per week unemployment would start.

Mrs. Sidener said it has already started, that they were supposed to get a check Friday but haven't gotten it yet, so Mr. Sidener has gone to the unemployment office morning.

Mrs. Mueller said Mr. Sidener was getting unemployment checks of \$61.00 per week all the time.

Mrs. Sidener said they only got two checks since her husband wasn't eligible to sign up until April 1st.

Mrs. Mueller said she checked and found that he had been getting the checks all during February and March, according to the unemployment office.

Commissioner Willner asked how long the maximum claim of \$1,484.00 will last.

Mrs. Mueller said that Mr. Sidener will get \$100.00 per week so it will be for fourteen weeks.

Commissioner Willner said he would like to recommend to the Commissioners that the Trustee be asked to pay for the food stamps that the family is receiving and that they help the people to budget the money they have so they can pay this hospital bill themselves.

Commissioner Schaad asked what difference it would make, then, if they just paid the hospital bill.

Commissioner Willner said he thought the Sidener's needed some direction in helping them to pay their bills themselves, also that there seems to be some question of whether they received this \$61.00 per week or not. He said it would still be nice to have a County Work Program.

Commissioner Schaad said if they paid the hospital bill, they would know it was paid but if the Trustee buys the food stamps, if for some reason the hospital bill isn't paid, they are right back where they started from.

Commissioner Ossenberg said the thing that disturbs him is that they have a hospital bill that isn't a total bill and he is sure these people will be back and they will also have a doctor bill.

Commissioner Schaad asked Mrs. Sidener if she had talked to the hospital to see if they would take any kind of payment.

Mrs. Sidener said the lady that she talked to at the hospital sent her to the Trustee's office.

Commissioner Ossenberg asked if Mr. Sidener has tried to get another kind of employment.

Mrs. Sidener said that he had but that there are so many people laid off now, that with is hard to find anything, also that he has put in applications for jobs over the years but it is hard to find anything as a person gets older.

Commissioner Willner asked if there was some reason that Mr. Sidener couldn't come to the meeting this morning.

Mrs. Sidener said her husband had to go to the unemployment office at 9:15 a.m. and didn't know how long he would have to wait.

Commissioner Willner said there seemed to be some discrepancy as to if Mr. Sidener has been getting the \$61.00 per week or not and he would like to know one way or the other, for sure.

After further discussion, it was decided that Mr. Sidener come to the meeting next Tuesday, after he finishes at the unemployment office, at which time this case will again be heard.

GEORGE W. BRAME...423 Adams...Pigeon Township....Margaret Sallee, Investigator Mr. Brame is requesting that the Trustee pay a untility bill of \$479.00.

Mr. Brame said they have lived at this address since September of 1973 and that on the 6th of January, he was laid off from L. Berman and he has paid what he could on the bill and he said that the credit manager at the Gas Co. told him he could pay \$25.00 per week on the bill and he made one payment and then his checks were delayed at the unemployment office and when he then went to pay on the bill, he was told that they wanted the \$479.00 cash and he couldn't pay it so his lights have been cut off.

Commissioner Ossenberg asked Mr. Brame if he was behind on his utility bills when he was working.

Mr. Brame said "no" but they did have some estimated bills and the rates have gone up since then, prior to this time and they added it on. He said he asked them to check back on it but was told they couldn't check back farther than three months.

Commissioner Ossenberg said it was hard for him to believe that Mr. Brame could have a utility bill for almost \$500.00 and he has been laid off since January 6, which has been about five months, unless his bill is running \$100.00 per month.

Mr. Brame said it runs from \$75.00 to \$85.00 per month and that he has an eight room house, since they have five children and two grandchildren.

Mrs. Sallee said Mr. Brame first came to the Trustee's office on January 2, 1975, asking for assistance and he was given a \$42.00 straight food order and on February 19, 1975, Mr. Brame came back in for medical assistance for his wife and he also asked for assistance on his utility bill, which was then in the amount of \$485.00. She said the bill was dated for service from 1/3/75 to 2/3/75 which means that he hasn't been paying on his bill.

She said because of the high utility bills and the income in his household, which was \$473.00 per month and rent of \$125.00 per month, that she advised him that he evidently didn't have enough money to maintain the home where they were living and she suggested that they move into public housing but he said he didn't want to do this She said on 3/5/75 Mr. Brame came back in and said he had received his income tax money in the amount of \$250.00 and he had applied \$141.00 of it on his utility bill and showed her the receipt where he had paid it, and at that time he was receiving \$70.00 per week unemployment and the A.D.C. money in the household amounted to \$193.00 and naturally, he was over income for the Trustee's office but they continued the medical assistance for his wife.

She said Mr. Brame was back again on 5/1/75 with the same utility bill which was \$439.00 at the time and the income in the household had been reduced at this time to \$381.00 per month because one of the girls that had been receiving A.D.C. no longer lived there.

She said the Trustee continued to deny assistance on the utility bill because it was getting higher all the time and he had made an agreement with the Gas Co. to pay \$25.00 per week but no payment had been made since April 2, so the answer was still no on assistance for utilities.

 ${\tt Mr.}$ Brame presented a statement he received from the unemployment office stating that his payments had been delayed.

Commissioner Schaad asked Mr. Brame if he wasn't suppose to appear before the Commissioners last week.

Mr. Brame said that he was but that Mr. LaPlante refused his case and after that, he didn't think he had anyone to appear for him so he didn't come.

Commissioner Schaad asked if Mr. LaPlante said why he refused the case.

Mr. Brame said that Mr. LaPlante told him that his income factor was too large.

Commissioner Schaad said he agreed with Mr. LaPlante and that the amount of his utility bill is just too high for anybody to have.

Mr. Olsen said he was sorry Mr. LaPlante wasn't here because he didn't want to put words in his mouth but he thought he could shed some light on it. He said he thought what was in Mr. LaPlante's mind was the same thing that has been on the Trustee's mind from the very beginning and this was that the income factor to be excessive to place a person on P.R.O.

Mrs. Sallee said that she thought public housing would solve this situation but but they don't want to move.

Commissioner Schaad said this is what Mr. LaPlante took exception to last week, since he didn't think you could tell a person where he should live but he said if a person has such high utility bills, then it is up to him to make some arrangements, that the Commissioners can only suggest what they think will help solve the problem.

Commissioner Ossenberg said that Mr. Brame was making \$473.00 per month and he asked for assistance on his utility bill which was \$485.00 from 1/3/75 to 2/3/75, so consequently he wasn't paying his bill when he was working.

Mr. Brame said the bill got out of hand and he couldn't pay the complete bill but that he was paying on it.

Commissioner Schaad said that Mr. Brame should have tried to conserve the energy, since he can't expect the taxpayers to pay his utility bill.

Mr. Brame said all he can do is try to catch up on the bill but he would like to have his gas and lights turned back on.

Commissioner Willner asked Mr. Brame if he has been terminated at L. Berman Co.

Mr. Brame said they had it as first that he was terminated but now they say he was laid off due to lack of work.

Commissioner Willner said the report states that Mr. Brame was terminated on 1/3/75 because he was absent for three days without reporting.

Mr. Brame said they have changed it since then and that he has a letter on it but not with him.

Commissioner Ossenberg said the Commissioners can't force the people to move but he thinks these cases warrant that they should move to where they can afford it. He asked Mr. Brame what objection he had to moving into public housing.

Mr. Brame said he has lived in this house since 1973, where he has space for the whole family and he could try to catch up on his bills but he can't pay the large utility bill.

Commissioner Schaad said it is nice to stay where you would like to stay but if you can't afford it, you can't afford it. He said the Commissioners weren't trying to tell him where he must go but they don't think he can afford what he has with his income, so they are going to have to do something else.

Mr. Brame said even if they moved he would still have to pay this bill.

Commissioner Schaad asked if Mr. Olsen had called Mr. Gates at the Gas Co., to see if the whole bill would have to be paid to get the service turned back on.

Mr. Olsen said his last advise from Mr. Gates was that he would send the Commissioners a letter if they requested it and that the full amount must be paid and this has to do with the \$25.00 per week set up and in his opinion, this has been violated and his hands are tied, since his superior said it must be paid in full.

Commissioner Ossenberg asked if Mr. Brame and his family went into public housing, what it would cost.

Mrs. Sallee said it would cost about \$47.00 to \$49.99 per month, not to exceed \$52.00, which includes utilities.

Commissioner Ossenberg wondered if they moved into public housing and not that he advocates it, but if then, Mr. Brame took bankruptcy, what could they do.

Mr. Olsen said they couldn't do anything.

Commissioner Ossenberg said they couldn't tell Mr. Brame what to do but there would be a \$78.00 savings by going into public housing.

Mr. Olsen said that Mr. Gates of the Gas Co. would also send a letter on their policy, in that they will accept any amount of money and give the person a receipt but they won't turn the service back on until it's paid up.

Commissioner Schaad said he can see no way that the Commissioners can approve the payment of a bill this high.

Commissioner Willner said he would like for Mr. Brame to fill out a complete budget of all their itemized income and expenses.

Mr. Brame said that he has three loans, two household, one of which is for his daughter and another on his car.

Mr. Olsen said that Mr. Graul from the Inner City Ministry was interested in this case and that about a month ago, he, Mr. Graul and a case worker thought Mr. Brame should go seek council at the Financial Service in the Courts Building, that he did and they worked out a budget for him and he asked Mr. Brame if they had any advise as to his total declaration and if he should declare bankruptcy.

Mr. Brame said they told him he had quite a few bills to be paid but they couldn't cover all of them and he pays them \$16.00 per week.

Mr. Olsen said as he gathered it, their final recommendation was total bankruptcy.

Commissioner Schaad said the only thing he could see for the Commissioners to do would be to deny this assistance, also that if they put the burden on the Trustee's office to work out everyone's budget, they would have a work load that no one would believe.

Commissioner Ossenberg said he thought Mr. Brame was paying an excessive amount of rent, that he can get in public housing for approximately \$47.00 per month which would be a savings of \$78.00 per month on rent alone and that he is eligible for food stamps and while he doesn't advocate it, he thought the only way out for Mr. Brame is bankruptcy.

Commissioner Schaad moved that Mr. Brame's request for utilities be denied. He said that recommendations have been made to help Mr. Brame, since he can't see how they can pay this light bill, so he sees no alternative but to deny it. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

Tolutte

COUNTY COMMISSIONERS MEETING MAY 27, 1975

The meeting of the County Commissioners was held on Tuesday, May 27th, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property that is being offered for sale. The bidding will remain open and the sale will continue.

The surplus property was to be re-appraised at a lower price, but since County Attorney Stephens isn't with us this morning, this matter will be deferred until next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

			40 00 11 755 5 100 155
	Red Bank Rd.	Asst. Cash. Rink	\$2.00 Hr. Eff: 5/23/75
· · · · · · · · · · · · · · · · · · ·	Nurrenbern	Asst. Cash. Pool	\$2.00 Hr. Eff: 5/24/75
Clifford Guilliams	620 E. Powell	Security	\$2.00 Hr. Eff: 5/24/75
Timothy McBride	2136 Margybeth	Security	\$2.00 Hr. Eff: 5/23/75
Shirley Fulton	1405 Cumberland	Extra Grounds	\$2.00 Hr. Eff: 5/22/75
Randall Oliver	3109 W. Indiana	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Keith Hollander	2510 W. Maryland	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Kent Hollander	2510 W. Maryland	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Robin Winstead	4801 Hogue Rd.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Martha Barrows	9214 Farmington Dr	• Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Gloria Greif	7731 Newburgh Rd.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Joanne Wildt	1025 N. 5th Ave.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Debra Sue Bowers	722 Mels Dr.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Cindy West	R. 4 Kuebler Rd.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Kathy Hartman	1018 N. Villa Dr.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Sherra Gourley	401 S. Weinbach	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Dave Waltz	6710 Hogue Rd.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Scott Gartner	R.2 Box 63	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Bill Harrison	2527 W. Indiana	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Robert Gulick	2215 W. Illinois	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Andrew Gulick	2215 W. Illinois	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Lonnie Rahm	1612 S. Grand	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Chris R. Wolf	107 E. Iowa St.	Extra Guard-pool	\$2.00 Hr. Eff: 5/24/75
Jeannie Browning	1345 E. Chandler	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Cheryl Cox	1304 S. Red Bank	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Karen Little	2509 Koring Rd.	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Susan O'Daniel	1437 Lincoln Ave.	Jr. Pool Guard	\$13.00 Day Eff: 5/24/75
Susie Salazar	645 Madison	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Mary Schmidt	862 S. Villa Dr.	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Spencer Evans	1369 E. Chandler	Jr. Pool Guard	\$13.00 Day Eff: 5/24/75
Terri Sue Babbs	303 S. Woods	Jr. Pool Guard	\$13.00 Day Eff: 5/24/75
Timothy Hall	4604 Claremont	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Michael Head	614 S. Red Bank	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Patrick Jankowski	6912 Cliftwood	Jr. Pool Guard	\$13.00 Day Eff: 5/24/75
Scott Maley	6314 Hogue Rd.	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Gregg Stallings	7601 Newburgh Rd.	Sr. Pool Guard	\$14.00 Day Eff: 5/24/75
Emilie Hamlow	2800 W. Penn:	Pool Ex. Guard	\$2.00 Hr. Eff: 5/24/75
Jamie Swonder	2700 Capitol Blvd.		\$2.00 Hr. Eff: 5/24/75
Philip Hillsamer .	2819 Division	Ex. Pool Guard	\$2.00 Hr. Eff: 5/24/75
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VANDERBURGH COUNTY HIGHWAY DEPT.

Walter Swope III 6016 Rockford Dr. Summer Emp. \$2.25 Hr. Eff: 5/20/75 Toby Martinez 1316 Gavitt St. Summer Emp. \$2.25 Hr. Eff: 5/15/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Terri Sue Babbs Timothy Hall	303 S. Woods Ave. 4604 Claremont	Asst. Cashier		Eff: 5/23/75 Eff: 5/23/75
Michael Head	614 S. Red Bank Rd	. Grounds	\$2.00 Hr.	Eff: 5/23/75
Patrick Jankowski Scott Maley	6912 Cliftwood Dr. 6314 Hogue Rd.	Grounds Grounds	\$2.00 Hr. \$2.00 Hr.	Eff: 5/23/75 Eff: 5/23/75:
Gregg Stallings	7601 Newburgh Rd.	Grounds	,	Eff: 5/23/75

RE: OPENING OF BIDS

Commissioner Ossenberg requested that County Attorney Swain proceed with the oepning of the bids that were received today for the repair of the Kansas Road Bridge.

RE: TRAFFIC REPORT

The monthly report from the Bureau of Traffic Engineering was submitted for the month of April, 1975, as to the signs that have been erected and repaired and the various materials that have been used during this period of time.

Report received and filed.

RE: REQUEST BY BURDETTE PARK FOR DUMP TRUCK

Mr. Hertzberger submitted the following request:

Dear Sirs:

Burdette Park would like to request the purchase of one dump truck, per our budget request, for use in the Park for this year. The Specs are on file at the City/County Purchase Agent's office.

Thank you for consideration on this matter.

RE: AUTHORIZED TO ADVERTISE

Mr. Huffman of the Purchasing Department, submitted the Notice to Bidders and the Specifications for bids on the dump truck needed by Burdette Park and said that Mr. Hertzberger has the money in his budget for the truck.

Commissioner Schaad moved that the specifications be approved and that the Purchasing Department be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

The opening date for the bids on the dump truck will be at 9:30 a.m. on Monday, June 16, 1975.

Mr. Huffman said that two of the trucks that Burdette Park has will be traded in on the new one. They are a 1965 International, Ident. No. SB534622B and a 1966 Chevrolet Truck, Ident No. C1546F166990.

RE: CLAIMS

A claim was submitted by Torian Agency, Inc. Insurance for Area Plan Commission, Hartford Bond #122993 coverage \$10,000. Faithful Performance Public Employees Blanket Bond in the amount of \$171.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency, Inc. Insurance - General Fund, Continental policy #L 3 32 58 36 - Comprehensive General policy in the amount of \$18,735.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency, Inc. Insurance - Highway Dept. Continental policy #L 3 32 58 36 - Comprehensive General Policy in the amount of \$17,583.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency, Inc. Insurance - Welfare Dept. Continental policy #L 3 32 58 36 - Comprehensive General policy in the amount of \$3,540.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency, Inc. Insurance - Hillcrest & Washington Homes, Continental policy #L 3 32 58 36 - Comprehensive General Liability in the amount of \$206.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Key Motors Corp. for three 1975 Ford Custom 500 Series, Serial Numbers - 5U53S163329, 5U53S163331 and 5U53S163330 at the bid price of \$11,994.25, which included the trade in of three 1973 Plymouth Furys.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim for refund was submitted by Bud's Plumbing for refund of Building Permit #316 & 317, since the work was not done by Bud's. The amount of the refund is \$30.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners that were served from April 15, 1975 to May 14, 1975, in the amount of \$7,140.25.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for Burdette Park - Recreation Northwest in the amount of \$26,957.56.

This was approved by Engineer's Associates.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT AWARDED ON KANSAS ROAD BRIDGE

The following bids were received for the repairs to be made on the Kansas Road Bridge:

Barnett Brothers....\$2,700.00 ... No Form 96A enclosed since they have one on file as of April, 1975. ... Bid Bond in order.

Eagle Iron Installation Inc. ... \$2,393.95 ... No performance or payment bond. No Form 96A filed.

Mr. Nussmeyer said that if the bid is under \$5,000.00, they normally waive these requirements.

Engineer's Bid is \$3,600.00.

Mr. Nussmeyer recommended that the low bid be accepted and said that he would have them furnish a performance and payment bond, also that they have 30 days to complete the job.

Commissioner Schaad moved that Eagle Iron Installation Inc. be awarded the contract. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION...THIRD READING

PETITIONER AND OWNERS OF RECORD: Wilfred W. and Dathol V. Diekmann of 11420 Old State Road.

Premises affected are situated Southwest of the L & N Railroad, Northeast of Evansville Princeton Traction Right of Way (Now S.I.G. & E. Co.) and Southeast of Old State Road

The commonly known address is 11751 Old State Road.

The requested change is from Agriculture to M-1.

The present existing land use is vacant-Agricultural, and the authority for said existing land use is county zoning ordinance. The proposed land use is for a Wholesale Aluminum Products Distributors.

Commissioner Ossenberg explained that this petition was before the Commissioners previously and that they were seeking a covenant and he asked for an opinion on the covenant from County Attorney Swain.

County Attorney Swain said he would omit paragraph four and outside of that, the covenant is legally acceptable to him but his position is that as long as this paragraph is in the covenant, it is illegal, since it is requiring one in M-l classification to making a requirement but they aren't requiring from all people of that classification and it seems to him that paragraph three takes care of it and he thinks this is legal. He said the covenant is for three years.

Commissioner Ossenberg asked if this meant that after the three years, they could do anything they wanted to do.

County Attorney Swain said they could then do anything within the M-1 classification.

Commissioner Ossenberg said this could be a multitude of sins.

County Attorney Swain said that it wasn't, that under the County Code, they can't relate back to the other classifications like the city does, that the County limits M-I to it's Zoning Classification, so after the three years they could expand their manufacturing under M-I if they wanted to.

Mr. Diekmann said he has no objection of deleting paragraph four and that they are only trying to get what the Board wants and that it is kind of hard to know just what would be required and that if there are any other things the Commissioners would like prepared in a particular way, he would be glad to do it according to their bidding.

Commissioner Ossenberg said he questioned the three years, that he brought this question up many times during his nine years on the City Council. He said it must be a standard practice of the legal profession to use the three year period and he knew that one time he asked a man to put a 25 year covenant on it and he refused to do this but he said this is for the protection of the neighborhood.

Mr. Diekmann said this is an honest effort to prepare something and the three years was taken simply because it has previously been used in a number of cases and that you have to start with something, but said that if these things need to be amended, they will be happy to go along with it.

Mr. Joe DeMaio appeared and said he has petitions from some 60 families of the area in question who are opposed to this rezoning, that he would like to submit if the occasion presents itself. He said there has just been a couple of bad storms out there and trees are down and he thought Mr. Diekmann would do well if he built a sawmill out there, that there is nothing to stop it and he was sure they needed that kind of noise out there.

Commissioner Ossenberg asked what the pleasure of the Commissioners was, since County Attorney Swain had said they could either take a vote subject to the covenant being changed or they can delete it now.

County Attorney Swain just told the Commissioners not to sign the ordinance until they get the signed covenant back.

Commissioner Willner moved that the Commissioners accept the Area Plan Commission Report. Commissioner Schaad seconded the motion. So ordered.

Commissioner Willner moved that the Rezoning Petition of Wilfred and Dathol Diekmann, PC 14-75 be approved, subject to changes made in the covenant. Commissioner Schaad said that he would go along with the decision of the Area Plan Commission and he seconded the motion.

The vote was taken and was unanimous by majority with Commissioner Ossenberg voting "no". The motion passed.

RE: COMMENTS ON COVENANTS

Commissioner Willner said that since they had a problem on St. Joe Avenue with Kauai Corporation, at which time the Commissioners decided they would try these

covenants, but last week, Jasper Industrial Land Co. Inc. was before them as well as the Service Oil Company and they didn't ask for a covenant from either of them and he thought if they were going to be consistent, they should do one like another and if they were going to require covenants, they should be from the entire group and not just from one man.

Commissioner Ossenberg said he thought this to be true and that Commissioner Willner was right.

Commissioner Schaad said that in some cases they have a lot of remonstrators and in others, they don't.

County Attorney Swain said that as long as the covenants are between private individuals and not enforceable by government bodies, he thought they were okay but that as soon as they start requiring covenants on every piece of property, he thought they were laying themselves open for problems.

RE: JACK HARNESS.,..ADMITTANCE TO PLEASANTVIEW

Mr. Harness presented an application for the admittance of one Lavenia Ramsay to the Pleasantview Rest Home and he recommended the approval of this application.

Commissioner Willner moved that the application for the admission of Lavenia Ramsay be approved. Commissioner Schaad seconded the motion. So ordered.

RE: SMOKE AND FIRE DETECTORS TO BE INSTALLED AT PLEASANTVIEW

Mr. Harness said that Mr. Hotz is on vacation but that they needed some smoke detector devices on some of the old open doors at the Pleasantview Rest Home and that he had discussed this matter with Mr. Hotz and he submitted two invitational bids they received and one was from M & S Fire & Safety Equipment Co. in the amount of \$1,013.35 and the other one was from the Althoff Howard Electric Co. in the amount of \$1,287.00. He said he told Mr. Hotz that this needed to be done as soon as possible and that Mr. Hotz told him to submit the bids to the Commissioners and he said that with their approval, he would recommend that the work be done by the low bidder.

He said it has been difficult to find bidders on this type of installation but that it pertains to the recommendation set out by the State Fire Marshall, stating that an electro-magnetic hold open device be installed on smoke separation doors, that local smoke detectors must be installed on either side of the separation, to release the doors when smoke is present so if they wish to leave these doors open, they must have this smoke detector and fire prevention devices on them so that in the event of smoke or fire, it automatically cuts off the electric current which holds the doors open and allows them to close.

He said he had told the Fire Marshall previously that these devices would be

He said he had told the Fire Marshall, previously, that these devices would be installed, but due to other matters, they have waited up until this point. He said that Mr. Hotz has the money available for these devices.

Commissioner Schaad moved that M & S Fire Safety Equipment Co. install these devices at the bid price of \$1,013.35.

Commissioner Willner seconded the motion. So ordered.

RE: ABSENTEE REPORT

Mr. Siebeking submitted an absentee report of the employees of the Highway Department for the past week.

Report received and filed.

RE: CLAIMS

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Mr. Siebeking submitted a claim from the Main Street Auto Repair for the repair of the #23 county-owned truck in the amount of \$488.00. He said they have the truck back and that the repair shop did a nice job on it.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for the Old State Road, L & N Overpass, Acct. 203-3761, 216-3767; in the amount of \$51,431.03.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

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A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for Hogue Road, I mile west of Roesner Road, Acct. #203-3820, Final Estimate in the amount of \$2,857.74.

The original contract price was \$16,824.00 on the Hogue Road Bridge, but with the Extra Work Agreement #1 of \$3,530.88 and the Extra Work Agreement #2 of \$1,840.00, the new contract price is \$22,194.88. The previous payments made was in the amount of \$19,337.14 so the final amount due is \$2,857.74.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by G. H. Allen Inc. for Kansas Road Structures #79 and #79A, Acct. #203=3817. Final Estimate in the amount of \$15,825.11.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Jebco Inc. for the Pleasantview Rest Home Pump Station. Acct. # 506-133-725 at \$1,070.23 and Acct. #133-725 at \$5,286.45. The amount due is \$6,356.68.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

HERBERT SIDENER...2249 Herbert Court...Knight Township...Mary Ellen Mueller, Investigator

Mrs. Sidener had appeared last week, asking for assistance on a \$813.00 hospital bill that they owed from when their son had pneumonia and a kidney infection. Since there seemed to be some discrepancy as to whether Mr. Sidener is getting his unemployment checks or not, the Commissioners had asked that Mr. Sidener appear before them today, after he finished at the unemployment office.

Commissioner Ossenberg said, that in all fairness, the Commissioners had told Mrs. Sidener to have her husband come in this morning, since he thought the meeting would be in later session and he could come in to be heard after he finished at the unemployment office. He said that he was sure that next week's meeting will be in later session than today, so this matter was postponed until next week, at which time Mr. Sidener will be heard.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JUNE 2, 1975

The meeting of the County Commissioners was held on Monday, June 2, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Deputy Sheriff Marlin Beck 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 was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County owned surplus property that is being offered for sale.

Commissioner Ossenberg asked County Attorney Stephens what can be done to further this project in order to sell these parcels of property.

County Attorney Stephens said the problem is that the value of these parcels of surplus property is apparently too high for the public to purchase them and what they could do would be to ask the news media if they would announce that the Commissioners would consider bids on the remaining property, lower than the original appraisals, and as the Commissioners receive the bids, they can reappraise the properties and sell them at the bid price.

Commissioner Ossenberg asked the news media for their co-operation in announcing that the Commissioners will consider lower bids than the appraisal price that was previously placed on various county owned parcels that are for sale.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Nancy Benningfield	3531 Kensington Ave.	Ex. Pool Guard \$2.00 Hr.	Eff: 5/28/75
Deborah Erwin	601 Colonial	Ex. Pool Guard \$2.00 Hr.	Eff: 5/28/75
John Hall	R. R. 8 Box 89A	Ex. Pool Guard \$2.00 Hr.	Eff: 5/28/75
John Voorhees	2166 Adams Ave.	Ex. Pool Guard \$2.00 Hr.	Eff: 5/28/75
Buddy Barrett	1525 Boeke Rd.	Ex. Pool Guard \$2.00 Hr.	Eff: 5/28/75
William Elliott	1820 Bayard Pk.Dr.	Ex. Ground Crew \$2.00 Hr.	Eff: 5/28/75
Brian Chew	101 E. Evergreen Rd.	Ex. Ground Crew.\$2.00 Hr.	Eff: 5/28/75

COUNTY SURVEYOR

David Brown	1015 W. Iowa St.	Rodman	\$6,000,00 Yr.	Eff: 6/2/75
David Dionia	TOTO NE TONG DE	1/Odinari	40,000,00 11,	

LAW LIBRARY

Marilyn Merchant	3113 Cherry	Vacation clerk	\$75.00 Wk.	Eff: 6/9 to 6/13
			7.0000	

CETA FUNDS....SUPT. OF CO. BUILDINGS

Thomas R	loiner	900 Washington	Ave .	Laborer	\$2.25	Eff: 5/20/75
THOMAS I	/ OOTHET.	300 492117115 1011	VAG .	nanorer.	92.23	D11 0 0/20/10

COUNTY BOARD OF REVIEW

Nancy Kuykendall	Hogue Road Clerk		\$15.00 Day	Eff: 6/9/75
Georgia Litherland	1819 Short Reichman	•	\$15.00 Day	Eff: 6/9/75

JOINT DEPARTMENT OF LEGAL SERVICES

Bradley A. Hasten 926 Bellemeade Ave. Legal Intern \$1,100.00 Eff: 5/26/75

RE: EMPLOYMENT CHANGES....RELEASED

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Toby Martinez 1316 Gavitt St. Summer Emp. \$2.25 Hr. Eff: 5/26/75

RE: LETTER OF REQUEST FROM AREA PLAN COMMISSION

Commissioner Ossenberg received the following letter from Mr. Nelson of the Area Plan Commission:

Dear Mr. Ossenberg:

The Area Plan Commission staff has been working on a program of code enforcement and growth management in inner city neighborhoods. To further our planning development in this area, I would like to ask permission for Ms. Ann Schmidt and myself to attend a Local Renewal and Neighborhood Preservation Conference in Chicago June 18 and 19.

The anticipated cost of the trip is as follows:

Travel	\$ 72.00
Motel	\$130.00
Food	\$ 48.00
	\$250.00
Registration	40.00
	\$290.00

There are sufficient funds in the Area Plan's travel account to cover the cost of the trip. Enclosed is a brochure on the workshop.

If there are any additional questions please contact us.

Sincerely,

Kenneth D. Nelson, Executive Director

Commissioner Schaad moved that this request be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM FOR FIXED RENTAL

A claim was received from The National City Bank of Evansville for fixed rental of the county that is due on June 30, 1975 for the last six months of 1975, in the amount of \$316,000.00.

RE: CLAIM FOR ADDITIONAL RENTAL

A claim was submitted by the Evansville-Vanderburgh County Building Authority for Additional Rental of the county that is due on June 30, 1975 for the last six months of 1975, in the amount of \$294,457.50.

Commissioner Schaad moved that these claims be approved as per contract. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Reno and Jurusha Mason, together with a Judgment Entry, for a right of way account on St. Joseph Avenue, to compensate for 2,000.4 square feet, more or less, taken for the improvement and widening of St. Joe Avenue, as per court order in Cause No. 72-CIV-849, under the style of "The Board of County Commissioners of the County of Vanderburgh vs. Reno and Jurusha Mason, husband and wife, et al. The amount of the claim is \$4,000.00.

County Attorney Swain said this was authorized sometime ago and that it is \$300.00 more than the appraisal made by the appointed appraisers.

Commissioner Willner moved that the claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by J. Frank W. Stewart, M.D. for in patient T.B. care of a Richard Norman in the amount of \$229.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

ME: ABSENTER PEPORT

Mr. Siebeking submitted an absentee report of the employees for the County Highway Department for the mast week.

RE: CAR NEEDED BY COUNTY HIGHWAY DEPARTMENT

Mr. Siebeking said he would like the permission of the Commissioners to check some prices on an automobile for the County Garage, since the one they have is starting to nickel and dime them to death and has over 50,000 miles on it.

Commissioner Schaad moved that Mr. Siebeking be permitted to draw up the specifications and check on prices, pursuant to purchasing a car.

Commissioner Willner seconded the motion. So ordered.

RE: PROBLEM AT BOEHNE LAKE

Commissioner Schaad said he had a call on vandalism at Boehne Lake and asked Mr. Hotz if he had any problems out there. He said he understood that there were boys on motorcycles buzzing around the lake and they were asked to leave by Mr. Lawson and they refused so the Sheriff was called and in retaliation, they pulled up all the corn and potatoes in his garden.

Mr. Hotz said he hadn't heard of any trouble before this and that they have kept it pretty clean out there. He said he didn't think this had anything to do with the fishermen, that he thought this incident was caused by some neighborhood boys out there.

RE: MR. NUSSMEYER...WIDENING OF GREEN RIVER ROAD

Mr. Nussmeyer said he planned to bring in papers for Green River Road, from Heckel Road, North, next week, for the Commissioners signatures and they plan to take bids the 29th or 30th of June.

He submitted a letter from the Telephone Co. in reference to this project.

RE: LETTER FROM INDIANA TELEPHONE COMPANY

The letter that Mr. Nussmeyer received from the Telephone Co. on the widening of Green River Road, reads as follows:

Dear Mr. Nussmeyer:

In response to the meeting on May 29, 1975 between yourself, Mr. Mike Ludwick of your office, and our Engineer Mr. Larry D. Lankford, we are preparing to relocate our facilities for the widening of Green River Road. Our facilities in this area consist of; a pole line and aerial cable from station 159+55.87 to station 212+55.16; buried cable, closures and poles from station 212+55.16 to station 264+64.22; poles and aerial cable from station 264+64.22 to station 313+00; and poles and aerial cable from station 343+41.15 to station 352+00.

Our buried facilities were placed on private right-of-way in 1971 prior to the acquisition of this right-of-way by the County, and therefore, we feel that the relocation of our buried facilities is a reimbursable item. The relocation of our reimbursable facilities is in two sections. The first section is between station 220+50 and 225+00. The second section is between station 259+50 and Kansas Road.

The estimated cost to relocate these sections of cable is \$4,748.07 and billing will be rendered on an Agreed Cost basis.

If you are in agreement with this billing arrangement, please have an authorized representative sign the attached Cost Detail Sheet and return two copies to us in the enclosed self-addressed envelope.

If there are any questions, please call Mr. Lankford at 423-5821.

Yours truly, M. M. Brinegar

Mr. Nussmeyer said they went out there several years ago and bought this Right of Way beyond 30 feet which is our existing Right of Way and we, in turn, acquired the Right of Way last year so they were there first and the total cost to re-route the two sections of buried cable for the Widening of Green River Road is \$4,748.07.

Commissioner Schaad moved that the Commissioners accept this billing arrangement. Commissioner Willner seconded the motion and said that he would like to see a set of plans on it.

Mr. Nussmeyer said that the plans aren't finished yet but that they will be ready next week. So ordered.

RE: MR. CROOKS

Mr. Crooks said they have been having a little trouble getting an appearance out of the State Fire Marshall's office on the sprinklers at Hillcrest Home and he finally called the local representative and he said they haven't received the test reports so he asked that copies be sent to him so he can give them to the local representative for the State Fire Marshall's office.

RE: ADVISORY BOARD NAMED .

Mr. Harness said they are to appoint members today for the Advisory Board for the Pleasantview Rest Home, to serve in working with the Administrator and the Commissioners in so far as the operation of the home is concerned. He said he has three Board Members that he would like to appoint and they are as follows:

Mr. Harness said these three people have consented to serve on this Board, that they come from various walks of life and hopefully, will do a good job.

Commissioner Schaad appointed Ms. Claudia Schrieber of 5800 Spring Park Drive

Commissioner Willner appointed Mr. Walter Downs of 1711 Marie Avenue.

Commissioner Ossenberg appointed Mr. Alvin Schroeder of 2723 Austin Lane.

Mr. Harness said that since they now have the members to serve on this Advisory Board, he would like some input as to when they should have their first meeting. He said he thought they could perhaps meet next week on the 11th or 12th of June, possibly at 7 p.m. at the Pleasantview Rest Home, at which time he will give the Board a tour of the facility and a resume of it's operation and of it's policies and procedures as of now.

He said he assumed the Board would then proceed to formulate it's officers and give a brief format of it's operational procedures. He asked if this concurred with the Commissioner's thinking, since this is the first time down this avenue for him, but he would assume that this would be their procedure.

Commissioner Willner said that sometime in the future, Mr. Harness will probably need legal help and he thought the County Attorney's would be willing to help him.

Mr. Harness said he didn't know if they had to have any by-laws for an Advisory Board or not.

County Attorney Stephers said this is an informal organization and that their position would be of organizing, hearing and recommending, so no by-laws would be needed.

Commissioner Willner consented to serve on the Advisory Board as an ex-officio member for the Board of County Commissioners.

It was decided that the first meeting will be held at 7 p.m. on June 11th. 1975, at the Pleasantview Rest Home.

Mr. Harness consented to contact all members as to the time and place of this meeting

RE: MR. HARNESS

Mr. Harness said that he and Mrs. Harness are going to try to take a three or four day vacation this week and if it works out so they can go, the bookkeeper, Mrs. Goodge, and the Supervisory Nurse, Mrs. Hepler, will be left in charge of the facility during the time they are gone.

PE: REQUEST TO TRAVEL

Mr. Nussmeyer said there is a possibility of he and Mr. Hartman having to go to Louisville this week and he would like permission for them to travel.

Commissioner Schaad moved that permission be granted for Mr. Hartman and Mr. Mussmeyer to travel. Commissioner Willner seconded the motion. So ordered.

RE: IN COMMEMORATION

Commissioner Ossenberg asked everyone present to bow their heads in memory of Larry Angermeier, the son of County Assessor James Angermeier, who passed away last Saturday.

RE: POOR RELIEF

PAUL MCGILLICUDDY...1227 S. Linwood...Pigeon Township...Mrs. Sallee, Investigator

Mr. McGillicuddy was asking for utilities.

Mrs. McGillicuddy appeared and said she would rather their rent be paid, since she thought they could find another way to pay the utilities. She said they are behind two months in their rent which is \$200.00 and her gas and electric is \$258.00 for a period of three months. She said her husband just started to work this morning at Phillips Tree Trimming where he will be making \$3.50 per hour, and that he had not been working for a month.

There are four members in the family and she is paying \$77.00 per month for their food stamps.

Commissioner Ossenberg asked where Mr. McGillicuddy had been working before he was laid off.

Mrs. McGillicuddy said he worked at Liberty Auto Salvage and they said they fired him because he had a bad attitude.

Mr. Olsen said he talked to a gentleman at Liberty Auto Salvage who told him that Mr. McGillicuddy wasn't work motivated.

Commissioner Willner asked if there was any money at all coming into the household at the present time.

Mrs. McGillicuddy said that there is no money at all coming in at the present time.

Mr. LaPlante appeared and said that due to the excessive nature of the utility bills, he is withdrawing the request for utilities, which leaves rent and food stamps on the request. He said he explained to his client that he didn't think the Commissioners would pay a utility bill that was in excess of \$200.00 so what he advised his client to ask for was for the rental payments of \$200.00 and the \$38.50 worth of food stamps.

Mrs. Sallee, the caseworker, submitted the following report on the McGillicuddy's...

Case # 55788 Date: 5-28-75

The street to

First contact with McGillicuddy family was on March 10, 1975, when Paul and Cheryl came to the office asking for food and rent. Paul had not worked since November, 1974. Checked with former employer and was told that Paul was not subject to be rehired. Referred family to D.P.W. for Food Stamps and told them only \$75.00 rent would be paid if landlord would accept Purchase Order. Because of no income, I suggested that family move to Public Housing as rent would be cheaper and no utility bills. Paul stated "I will not move my family to Public Housing". I held file on my desk until 3-19-75 thinking I would hear more from Paul. After ten days, case was disallowed. No more contact with this family until 5-28-75 when Mr. & Mrs. was in the office with Miss Kathy Webb asking for rent which is two months in arrears and utility in amount of \$258.00. Meters have been removed.

Their request was denied by the Trustee.

Mr. LaPlante said they are talking about the rent for April and May now, so he supposed that the problem that had existed in March was settled except for the utilities.

Mrs. Sallee said she wondered why they had to pay \$77.00 for food stamps when they told her there was no income and that Mr. McGillicuddy hadn't worked since November of 1974.

Mrs. McGillicuddy said her husband was only off for a month and that she told Mrs. Sallee that she had been working at Stop & Go but was laid off. She said they had been certified for food stamps for two months when he was still working and last month she was re-certified through June.

Commissioner Willner asked why the total of the utility bills were so high.

Mr. LaPlante said the bill was for three months and that they had moved from another house, owing a \$138.00 utility bill.

Commissioner Willner said that if Mr. McGillicuddy was fired because of his bad attitude, he wasn't so sure the Commissioners should put out any money for them.

Mrs. McGillicuddy said she starts to work at the University of Evansville on June 28th. at \$2.25 per hour and it will be about twenty-five hours per week. She said they have lived at the present location since April 5th. and that they paid one months rent, in advance, to move in and they now owe for May & June.

Commissioner Schaad asked how this would change their food stamps, since they will both be working.

Mrs. McGillicuddy said she didn't know, that she would have to go back to the Trustee and see what the difference will be and that it goes by the previous month and they have been certified through June 30th and they are asking for \$38.50 for two weeks for food stamps and hopefully, won't have to go back for the following two weeks.

Commissioner Schaad said that since this whole thing has changed, he wondered if maybe the case shouldn't be reviewed again and he asked if this was agreeable. He said it looks like Mrs. McGillicuddy wants to do the right thing and possibly the Trustee would help them work it out, that the Trustee could pay the \$150.00 on the two months rent and they would have to make up the difference themselves.

Commissioner Willner said he would like to see their utilities turned on right away, since there are children in the house.

Mrs. McGillicuddy said they have gas, that the electric meter has been cut off but the reason the gas wasn't cut off is because when they came to cut the meter off, her husband wasn't there so they couldn't turn it off and this is the only reason the gas wasn't cut off.

Commissioner Schaad moved that this case be referred back to the Trustee for study, since there are so many new facts entered into it and the request has even been changed from utilities to rent and food stamps.

Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:20 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY'S

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JUNE 9, 1975

The meeting of the County Commissioners was held on Monday, June 9, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County owned surplus property that is being offered for sale.

The Commissioners will now consider bids that is less than the appraisal price of these parcels and the sale will continue next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Jim Hooper	Nebraska Dr.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75
Steve Wilhite	1925 N. Thomas	Summer Emp.	\$2,25 Hr.	Eff: 6/9/75
David Nussmeier	725 Chateau Dr.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75
Mark Stocker	R.R.5 Martin Rd.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75
Mark Van Winkle	8021 Newburgh Rd.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75
Larry Rebstock	4108 Cort St.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75
Mike Whoberry	1700 B. Haven Dr.	Summer Emp.	\$2.25 Hr.	Eff: 6/9/75

AREA PLAN COMMISSION

Ann Schmidt	2721 N. New York	Planner I \$384.61 (2 weeks)	
		(\$10,000 Annual)	Eff: 5/26/75
Anthony Cassity	213 S. Weinbach	Summer Intern \$15.00 Day	Eff: 6/9/75
Harriet Baxton	1324 E. Sycamore	Summer Intern \$15.00 Day	Eff: 6/9/75
Ron Schutz	2415 Saratoga Dr.	Summer Intern \$15.00 Day	Eff: 6/9/75

COUNTY SURVEYOR

Gary Tonnemacher	910 Plaza Drive	Draftsman	\$6,000 Yr.	Eff: 6/9/75
Gary Tollnellacher	SIG FIRZA DETAR	nrat reman	00 TO TI	DII. 0/3/13

BURDETTE PARK

Arthur E. Griffith 1521 S. Emmett St. Security \$2.00 Hr. Eff: 6/2/75

KNIGHT TOWNSHIP ASSESSOR

Audrey Louise Gunther 437 Tyler Deputy \$5,000 Yr. Eff: 6/6/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Kent Hollander	2510	W.	Maryland	Ex. Pool Guard	\$2.00 Hr.	Eff: 6/4/75
Keith Hollander	2510	W_{\bullet}	Maryland	Ex. Pool Guard	\$2.00 Hr.	Eff: 6/4/75
Clifford Guilliams	620	E.	Powell	Security	\$2.00 Hr.	Eff: 6/4/75
Lonnie Rahm	1612	S.	Grand Ave.	Ex. Pool Guard	\$2.00 Hr.	Eff: 6/4/75

KNIGHT TOWNSHIP ASSESSOR

Audrey Louise Gunther	437 Tyler	Deputy	\$15.00 Day	Eff: 6/5/75
Delores Hall	1817 S. Par	ker Dr. Deputy	\$15,00 Day	Eff: 6/7/75
Clarissa Williams	1119 E. Bla	ckford Deputy	\$15.00 Day	Eff: 6/6/75

RE: YOUTH EMPLOYMENT PROGRAM

Authorization papers were submitted to the Commissioners, requesting their signatures, as authorized duly elected officials of Vanderburgh County, to authorize the City of Evansville to operate the Evansville Youth Employment Program for Vanderburgh County for the period of June 8, 1975, to August 31, 1975. This request was from C.A.P.E.

Commissioner Ossenberg said that the procedure has been that the County has let the City handle this program in it's operation.

Commissioner Schaad moved that the authorization be approved and signed by the Commissioners. Commissioner Willner seconded the motion. So ordered.

RE: EASEMENT

An easement was presented to the Commissioners, from W.C. Bussing Jr. & Constance K. Bussing, husband and wife, for the public purpose of maintaining, improving and reconditioning a certain drainage ditch located in Section A of Evergreen Acres.

Mr. Ludwick said he checked the legal discription of property involved and found it to be correct.

Commissioner Schaad moved that the easement be accepted. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if Mr. Bussing had cleaned out his end of the ditch yet.

Mr. Siebeking said Mr. Bussing has finished his part and that the county has taken care of their portion.

Commissioner Willner said there is another ditch by the tennis court out there that they are also suppose to take care of.

Mr. Ludwick said they have a set of plans for that one but they haven't talked to the property owners on it yet and also, that there is a question of whether the County Garage would do this work or if the Commissioners would let it on contract.

RE: MONTHLY REPORTS

The monthly report of the Clerk of the Circuit Court was submitted to the Commissioners for the month of May, 1975.

Report received and filed.

The monthly report of the County Treasurer was submitted to the Commissioners for the month of May, 1975.
Report received and filed.

The monthly report of the Pleasantview Rest Home was submitted for the month of May, 1975.

Report received and filed.

RE: YEARLY REPORT

A report was filed by the Traffic Engineering Department for the fiscal year of 1976. Report received and filed.

RE: NOTICE OF TORT CLAIM

A Notice of Tort Claim was presented to the Commissioners, stating that the claimant, Louella Johnson of Grayville, Illinois, is asserting a claim against Vanderburgh County, Indiana. The loss alleged by Claimant arise from personal injuries sustained by her in a collision between an automobile and a truck which occurred at the intersection of Broadway and Barker Avenue, the truck being owned by Vanderburgh County.

Commissioner Ossenberg said that the County has already been paid off by the Insurance Company and now they are being sued by one of the passengers of the car. Notice received and filed.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received from Jesse F. Stock, representative for the American States Insurance Co. on the insured, Larry Aiken Management for a Theatrical Performance; "Margot Fonteyn with Chicago Ballet" of June 5, 1975 for lease of premises of the Auditorium.

Certificate received and filed.

A Certificate of Insurance was received from Roger Fry of the American States Insurance Co. on the Insured, George D. Woods Co. Inc. This is a Blanket Bond for any work Mr. Woods might do for the County.

Certificate received and filed.

RE: VIOLATION OF HEALTH LAW

A letter was received from Mr. Harold Taylor of the Housing Inspection Department, stating that there has been a complaint filed with his office on a reported violation of the Municipal Code of Evansville which does not permit anything to be maintained on the premises of any zoned property that would in any way constitute an eyesore or nuisance to adjacent property owners or residents of the community. The letter stated that an inspection of the property at 511 John St. which is owned by Vanderburgh County revealed the presence of trash and debris and high weeds which is in violation of the Municipal Code and that unless this violation ceases within ten days of the date of this letter, it will be necessary to refer this matter for legal action.

Mr. Hotz will see that the trash and debris is removed from this property.

RE: LETTER OF REQUEST

The following letter of request was submitted by the County Clerk.

Re: Hold button on phone 426-5165

Dear Sirs:

I respectfully request that the phone installed in the Support Office of the Vanderburgh County Clerks Office be replaced with a phone that has a hold button attachment. This request is made due to the fact that the work in the support office is of a confidential nature and this would enable us to better control information being released unknowingly.

Thank you for your consideration and sincerely hope this request will be honored.

Yours Truly, Shirley Jean Cox

Commissioner Schaad moved that the request of Mrs. Cox be approved. Commissioner Willner seconded the motion. So ordered.

RE: PETITION SENT ON HILLSIDE DRIVE

A petition was received from ten residents of Hillside Drive, as follows:

Gentlemen:

We, the undersigned have sent this petition to the County Commissioners so that our interest in the widening of Hillside Drive will be reviewed by the Commissioners. As, property owners, we are willing to grant a 50 foot wide road easement, to Vanderburgh County so that Hillside Drive can be improved into a two lane road.

Commissioner Willner moved that this matter be referred to the County Surveyor, so he can see if all the necessary Right of Way is there.

Commissioner Schaad seconded the motion. So ordered.

Mr. Ludwick said that Hillside Drive doesn't meet any standards at all right now and all they are doing here is offering the Right of Way.

Commissioner Ossenberg asked Mr. Ludwick to come back with a letter, with the understanding that the County will accept the 50 feet of Right of Way and accept the road, providing conditions are brought up to the road.

RE: CLAIM

A claim was submitted by Red's Auto and Mower Service for one 129 Cadet and one 44" mower for the total price of \$1,500.00. These are for the Superintendent of County Buildings.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Building Commission was submitted in reporting the number of permits issued for the month of May.

Report received and filed.

RE: MR. HOTZ

Mr. Hotz said the county has an accumulation of old materials and equipment, such as used doors, ballot boxes and some old office equipment and he would like permission to take an inventory of all these things and to contact the various offices and the department heads and submit it to the Commissioners in consideration of having an

auction to get rid of all of it.

Commissioner Schaad moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING

Mr. Siebeking reported that the Kansas Road Bridge is completed and the road has been re-opened. He said they did a nice job of repairing it.

Commissioner Willner moved that the load limit on the Kansas Road Bridge be set at eight tons, on the recommendation of the County Surveyor. Commissioner Schaad seconded the motion. So ordered.

RE: GREEN RIVER ROAD PROJECT

Mr. Nussmeyer presented plans for the widening of Green River Road and he said they are going from Heckel Road to Indiana 57. He said the road will be widened three feet on each side with eight foot shoulders so the road will be widened from eighteen feet to twenty-four feet and will be resurfaced with blacktop. He said there is a portion of the road near the approach of the bridge, North of Heckel Road, that they will have to raise the approach about five feet. The estimated cost of this project is \$500,000.00. He said he would like for bids to be opened on June 30th. He presented the Notice to Bidders and the specifications for advertising.

Commissioner Ossenberg said that the R & S has been approved upstate and that it has to go before the Vanderburgh County Council to appropriate the money for the project. He said that he and the County Auditor were in a meeting with Frank Eades and that Mr. Eades has assured them that if the County Council approves it through the State Board of Accounts, he will have an answer back, at least verbally, for the Commissioners to award the contract on June 30th.

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if it would be possible to send a letter to the state and ask for a caution light at the corner of Green River Road and Hwy. 57, since there has been a couple of deaths there and at least one accident a week. He said he wasn't sure if it was the responsibility of the State of the County.

County Attorney Swain said it is the responsibility of the State Highway Department.

Commissioner Willner then moved that the Commissioners request the State Highway Department to consider a caution light at the intersection of Highway 57 and Green River Road. Commissioner Schaad seconded the motion. So ordered.

Commissioner Willner said they might mention in the letter, that the County is having this road redone.

RE: OLD RIVER ROAD...CLAIM AND EASEMENTS

Mr. Nussmeyer presented a claim and easements of Right of Way from Arthur W. & Thelma Karch and from Marjorie J. Feldman for the re-location of Old River Road. The claim is from Mr. & Mrs. Karch in the amount of \$1,500.00.

Commissioner Schaad moved that the easements be accepted and that the claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Barnett Brothers for work on Red Bank & Upper Mt. Vernon Road in the amount of \$4,700.00.

Commissioner Schaad said he had several complaints that they didn't do a very good job outhere and that it should have been wider where Red Bank Road comes out on Mt. Vernon

After further discussion, it was decided that this claim will be held up for the time being.

RE: LETTER FROM L & N RAILROAD CO.... NURPENBERN ROAD

Mr. Nussmeyer presented the following letter from the L & N Railroad Co. that was sent to Mr. Jones, pertaining to the Nurrenbern Road Construction:

Mr. Jones:

Reference attached copy of letter, dated May 23, 1975, from Mr. Kenneth Ludiwck, Surveyor's Office, Vanderburgh County, in requesting that an easement be granted for the widening of an existing roadway in connection with Vanderburgh County Project No. RC-3-75; Nurrenbern Road Construction, located West from Old Henderson Road to Red Bank Road in Union Township, Vanderburgh County.

As assitional information, according to our National Grade Crossing Inventory records, the crossing in question is County Road No. 60, Red Bank Road, located on our Henderson Branch at Mile 321.30, AAR Crossing Inventory No. LN 342-732 G, the track is jointly operated by the ICG and LN.

In order that we may further process this easement request, we will need the following information sent to this office:

(1) Letter from the division recommending that easement be granted.

(2) Five copies of a sketch suitable for easement purposes showing the crossing for which the easement is requested and being sure to show on such sketch the nearest crossing in either direction and distance to nearest mile post.

(3) Furnish letter from the Surveyor's Office, Vanderburgh County, which states they are agreeable to our usual form easement which contains our protective clause which states that in the event automatic protective devices are ever needed they will bear the full cost.

Since Vanderburgh County is planning this project to be let this construction season, please furnish the above requested information at your earliest convenience.

R. W. Pember, Chief Engineer-Design & Constr.

Commissioner Schaad moved that the County Surveyor be authorized to go ahead with what is necessary in this matter. Commissioner Willner seconded the motion. So ordered.

RE: ST. JOE ROAD

Mr. Nussmeyer said the Highway Department is asking the County to accept 1.384 miles of roads in Vanderburgh County off St. Joe Road. He explained that he wanted to warre the Commissioners of what they are in for. He said the roadway doesn't serve much of anything but there is an access that was built for the Highway Department and there is a man who has a trailer court back there.

Mr. Ludwick said that Mr. Harry Wills owns the trailer court off St. Joe Road and he is going to come in and ask the County to blacktop the stretch of road from St. Joe Road to where he started the development of the trailer court. He said Mr. Wills has called him for several months and since it wasn't the county's responsibility at the time, there wasn't anything they could do, so they made an appointment with the Office Engineer and the State Highway officials, to meet them out there, that they met and they asked that this road be brought up to the same standard as St. Joe Road and they could then give it back to the county but he said this didn't work.

County Attorney Swain stated that the statute requires that if they are going to abandon the road to the County, they have to bring it up to reasonable standards.

Mr. Ludwick said the County doesn't have a choice as to if the road is accepted or not, that if it is abandoned, it belongs to the County.

Commissioner Ossenberg said he understands that there is a new law that states, when a road is abandoned, the County must accept it.

Commissioner Schaad said it has been the policy in the past, that they bring the road up to standards before they abandon it.

Mr. Nussmeyer said there are no homes in there, that it was strictly ingress and egress to the man's property and is about 600 feet. He said the state built it for him and when they built this highway, they cut him off at one end.

After further discussion, Commissioner Schaad moved that the matter be referred to County Attorney Swain. Commissioner Willner seconded the motion. So ordered.

RE: FINANCIAL STATEMENT AND QUESTIONNAIRE

Mr. Nussmeyer presented a Financial Statement and Questionnaire from Barnett Bros. Papers received and filed.

RE: MR. HARNESS

Mr. Harness said he was asked by a member of the Board of Commissioners about malpractice Insurance and in checking with other homes and administrators, he found that they do have a policy in force on them in regard to malpractice and they also have a blanket policy in most cases on their employees and as far as anything in the legislature, he said he can't find out if this malpracitce bill did get through or not, referring to nurses or nurses aides but he definitely sees that Vanderburgh County could be open to a liability for a malpractice procedure so he thought that it would be wise to check with their agent of record and see what type of Insurance they now carry and if they carry anything that covers this type of policy or not.

Commissioner Willner said they aren't practicing medicine.

Commissioner Ossenbers said the registered nurses are giving shots which is a liability but they had better check on it because he understands that under the new malpractice Bill, that anyone administering and prescribing drugs must be covered and that all hospitals are covering all L.P.N.'s and nurses under this new Bill. He said he would call Mr. Torian and see how the Bill reads.

Mr. Harness said he has talked to several administrators and he found that at the Good Samaritan Home, they have a malpractice policy in the amount of \$150,000 to \$200,000.

RE: MEETING TO BE HELD.

County Attorney Swain received a letter, stating that the Acting Federal Insurance Administrator is holding a Federal and State local meeting on the proposed Flood Plain Management regulations and there are choices listed for desired place of meeting and the Commissioners are invited to attend if they wish to comment on the code of Federal Regulations.

Commissioner Schaad moved that this matter be referred to the Council of Governments, since they may be interested. Commissioner Willner seconded the motion. So ordered.

RE: BILL OWED TO SOUTHERN RAILWAY

County Attorney Swain asked about the Southern Railway. He said it is the same \$296.44 that they keep asking about, that they sent the county a bill and the \$296.44 was deducted on the theory that they had billed the county previously and the records have been searched very carefully and there is no record of this amount ever having been paid, so we apparently owe it.

Commissioner Schaad moved that the \$296.44 be paid to Southern Railway. He asked where anyone got the idea that it had been paid.

County Attorney Swain said because they billed us. He said this was an agreement to repair the Railroad crossing on Burkhardt Road and they did the work in 1971 and billed us for this amount at that time and then they waited four years and billed us for the rest of it and we assumed the \$296.44 had been paid.

Mr. Nussmeyer said he would send them a claim to fill out. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:35 a.m.

PRESENT COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

Thomas Swain

Secretary: Margie Meeks

Mobile Mill

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MÉETING JUNE 16, 1975

The meeting of the County Commissioners was held on Monday, June 16, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property that is being offered for sale. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

BURDETTE PARK

Deborah Erwin 601 Colonial Jr. Pool Guard \$13.00 Day Eff: 6/13/75 Nanci Benningfield 3531 Kensington Jr. Pool Guard \$13.00 Day Eff: 6/13/75

VANDERBURGH COUNTY HIGHWAY DEPT.

 John Haag
 1110 S. Dexter
 Mech. Helper
 \$3.943 Hr.
 Eff: 6/11/75

 Daniel W. Franklin
 1400 N. Kelsey
 Summer Emp.
 \$2.75 Hr.
 Eff: 6/16/75

 Virginia Hobbs
 1421 S.E. Second
 Sec.-Clk.
 \$211.22 Per Pay
 Eff: 6/16/75

PIGEON TOWNSHIP ASSESSOR

Paula Hardenbrook 2808 W. Pennsylvania Deputy \$6,061.60 Eff: 6/16/75 Judy Stricker 1627 Uhlhorn Deputy \$6,403.42 Eff: 6/9/75

PROSECUTORS OFFICE - DEFERRED PROSECUTION

Candice A. Massey 301 Parker Pr. Investigator \$6,000.00 Yr. Eff: 5/26/75

PLEASANTVIEW REST HOME

Richison, Brenda 311 Illinois St. Soc. Serv. Design. \$184.00 Pay Eff: 6/11/75 Johnson, Patricia 2517 N. Grove st. Nurses Aide \$2.05 Hr. Eff: 6/12/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

\$2.00 Hr. Eff: 6/13/75 Jamie Swonder 2700 Capital Blvd. Ex. Pool Grd. \$2.00 Hr. Eff: 6/13/75 Gloria Grief 7731 Newburgh Rd. Ex. Pool Grd. Buddy Barrett 1525 Boeke Road Ex. Pool Grd. \$2.00 Hr. Eff: 6/13/75 Eff: 6/12/75 601 Colonial Ex. Pool Grd. \$2.00 Hr. Deborah Erwin \$2.00 Hr. Eff: 6/12/75 Nanci Benningfield Ex. Pool Grd. 3531 Kensington

PIGEON TOWNSHIP ASSESSOR

Judy Stricker 1627 Uhlhorn Deputy \$6,061.60 Yr. Eff: 6/9/75

PLEASANTVIEW REST HOME

Claudette Pfingston 1600 E. Michigan Socl Serv. Design \$184.00 Pay Eff: 6/6/75 Edith Goins 200 E. Maryland Nurses Aide \$2.05 Hr. Eff: 6/12/75 Merilyn Burns 25 W. Eichel Nurses Aide \$2.05 Hr. Eff: 6/10/75

RE: REQUESTS MADE BY COUNTY ASSESSOR

The following letters of request were submitted to the County Commissioners from Mr. James Angermeier:

Vanderburgh County Commissioners

This is a request for the installation of an extension telephone in connection with a present telephone used by the Board of Review Secretaries during the months of the Board of Review session, June, July, August and September. This extension telephone would serve the relocated excise girls in the newly expanded office area. The cost of the new telephone service would be \$5.00 per month as compared to the

\$17.00 per month for the installation of a new telephone number. Any expedite to this installation in the expanded office area in the County Assessor's office would be greatly appreciated.

Yours truly,
James L. Angermeier, Vand. County Assessor

Commissioner Schaad moved that the extension telephone be authorized for the County Assessor's office. Commissioner Willner seconded the motion. So ordered.

Gentlemen:

Due to the fact that the County Assessor's office has been expanded we will need two of the telephones moved. The numbers to be moved are 426-5270 and 426-5271.

Yours truly, James L. Angermeier, Vand. County Assessor

Commissioner Schaad moved that the request to have the phones moved be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST MADE BY PIGEON TOWNSHIP ASSESSOR

The following letter of request was submitted to the County Commissioners from Mr. Robert Dorsey:

Dear County Commissioners:

This is a request for three telephones to be moved from one location to another, due to recent remodeling in the office of the Pigeon Township Assessor, Room Number #225, the phone numbers to be relocated are as follows: 426-5282, 426-5283 and 426-5284, this being our busy season, your immediate attention will be appreciated.

Yours truly,
Robert T. Dorsey, Pigeon Township Assessor

Commissioner Schaad moved that Mr. Dorsey's request be approved. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Bureau of Traffic Engineering was submitted to the Commissioners for the month of May, 1975.
Report received and filed.

RE: SUIT FILED AGAINST COUNTY

The following letter was received by the Commissioners from Mr. Arthur Griffith:

Gentlemen:

This is to notify you, in accordance with IC 34-4-16.5-7, that Beverly Ussery of 681 Cross Street, Evansville, Indiana is claiming damages against the Office of the Sheriff of Vanderburgh County and Vanderburgh County, Indiana for injuries and loss of services resulting from negligence on the part of the Sheriff's Department on December 20, 1974, during visiting hours when Beverly Ussery entered an elevator at the Vanderburgh County Jail on the first floor. The Sheriff allowed too many people to get on the elevator and did not restrain one Harold Barr from forcing his way onto the elevator injuring, by his obstreperous action, the right breast of Beverly Ussery, resulting in the services of Deaconess Hospital and Dr. Huggins, and a mastectomy. The Deputy Sheriff on the elevator was Bill Young and the Sheriff at the time of the accident was Jerry Riney.

Beverly Ussery has already spent seventeen (17) days in the hospital, has undergone great pain, suffering, and mental anguish, is unable to be employed, and had been forced to have medical treatment of the value of approximately Five Thousand Dollars (\$5,000.00), and is returning to the hospital on June 15, 1975, for further treatment. She demands Three Hundred Thousand Dollars (\$300,000.00) for her injuries.

Nathaniel Ussery, as the husband of Beverly Ussery, has been deprived of consortium, has become responsible for medical treatment in the amount of at least Five Thousand Dollars (\$5,000.00), and is claiming One Hundred Thousand Dollars (\$100,000.00 damages.

The exact and final amount of the injuries, pain and suffering, and loss of use are not now ascertainable.

Sincerely yours, Arthur Griffith, Attorney for Beverly Ussery and Nathaniel Ussery

County Attorney Swain said that he has forwarded this matter to the Insurance Co.

Letter received and filed.

RE: CLAIMS

Two claims were received from the Evansville-Vanderburgh County Building Authority; One claim was for the furnishing of labor and material to make alterations in Room 225, Pigeon Assessor, #115-255, per written authority 5/29/75 by County Commissioners in the amount of \$1,660.00.

The other claim was to furnish labor and material to make alterations in Room 227, County Assessor, #109-255, per written authority 5/29/75 by County Commissioners in the amount of \$2.210.00.

These prices were in accordance with the estimate of the bids.

Commissioner Schaad moved that these two claims be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Village Homebuilders for labor to remove existing doors, remove hardware, install hardware on new doors and hang new doors for 89 doors at Pleasantview Rest Home, as per contract, at the cost of \$1,200.00.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was received from Engineering Associates for Engineering Services at Burdette Park in the amount of \$672.00.

Mr. Hertzberger said that he has received a previous bill on this and that he would like to talk to them about it, since the entrance was changed and he thought this should have been part of the original bill, so he would like for this claim to be held up until he has had a chance to talk to him.

Commissioner Schaad moved that this claim be referred to Mr. Hertzberger so he can check into it. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of expenses on Economic Development, Acct. # 130-543.6, in the amount of \$10,937.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Mr. Bernard Dick Jr. for expenses incurred in traveling and attending the Veterans Service Officers Training School in Indianapolis, in the amount of \$132.06 plus \$32.40 for gas, a total of \$164.46.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: NOTICE OF ACTION FORM FOR TRUSTEES

Commissioner Ossenberg said the Commissioners have received from the Office of the Pigeon Township Trustee, a Notice of Action form. He said that the Commissioners met with the Trustee's last year and asked that a form be filled out. He said it had a two-fold purpose, since they had many people to come up and appeal for poor relief when they weren't actually denied help and reluctantly, the Trustee's, at that particular time, didn't care to fill out the form so they have now received this form from Mr. Morrison's office, as to Notice of Action, which contains the necessary information on each applicant.

Commissioner Ossenberg said that in the future, the applicant will receive a copy, the Commissioners will receive a copy and a copy will probably be kept on file in the Trustee's office.

He said it is the hope of the Commissioners that the other Trustee's will follow through on this, since he thought it would eliminate a lot of red tape.

RE: OPENING OF BIDS FOR TRUCK NEEDED BY BURDETTE PARK

There were two bids received on the truck for Burdette Park. They are as follows:

Hendrickson & Sons Motor Company...Chevrolet...Delivery in four days....\$5,068.81. Key Motors Corp......Ford......Delivery 60 to 90 days......\$5,244.00

County Attorney Swain checked the specifications and said that Hendrickson & Sons bid didn't enclose a Surety Bond.

Commissioner Willner said the reason he didn't care for the bid on the Chevrolet was because they have a four-barrel carburetor on it and they cause a lot of problems and he can't even distinquish what kind of carburetor they intend to put in the ford truck.

Commissioner Schaad said that if they throw out the bids, they will have to re-advertise and that they would be establishing a precedent by accepting a bid without a Surety Bond but that Hendrickson & Sons could deliver the truck in four days while Key Motors can't make delivery before 60 to 90 days and time is of the essense.

Commissioner Ossenberg said that he wouldn't mind going to the bid of Key Motors, since it is in good order, but that the truck is needed now and they can't wait 60 to 90 days for it.

Commissioner Ossenberg then moved to waive the Bid Bond. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad moved to accept the low bid of Hendrickson & Sons. Commissioner Willner seconded the motion. So ordered.

After further checking, it was found that Hendrickson & Son's bid didn't meet the specifications, since they called for 8 and 10 ply tires and the bid offers 6 ply tires.

Commissioner Ossenberg said the only thing to do then, would be to throw out the bids and re-advertise.

After further discussion, all action taken up to this time, on the truck for Burdette Park, was rescinded.

Commissioner Schaad then moved that the bids be thrown out and that the Auditor be authorized to re-advertise for bids. Commissioner Willner seconded the motion. So ordered.

The advertisement will be listed in the newspapers on June 19th and 26th, the bids to be opened on June 30, 1975.

RE: ADMISSION TO PLEASANTVIEW REST HOME

Mr. Harness submitted an application for the admission of a Mr. Robert Riley, to Pleasantview Rest Home and he recommended the approval of same.

Commissioner Schaad moved that the application be approved. Commissioner Willner seconded the motion. So ordered.

RE: COMMENT ON MALPRACTICE INSURANCE

Mr. Harness said that last week they had discussed the Malpractice Insurance and he asked if the Agent of Record had given the Commissioners a reply.

Commissioner Ossenberg said he has talked to the Agent of Record, who is now researching that particular law and that it appears as though all L.P.N.'s and R.N.'s will come under it, since it pertains to anyone who administers drugs. He said that the Agent of Record will report back to him soon, since this law goes into effect July 1, 1975.

RE: COMMENT ON NEW ADVISORY BOARD

Mr. Harness reported that the new Advisory Board for the Pleasantview Rest Home had their first meeting and made a tour of the facility. He said they elected officers and that Mr. Frank Staton from the Department of Public Welfare was elected the president of the board and put in charge of all news releases, so it was agreed that

if there were to be any, they would come through him rather than through the other members of the board. He said they had no specific recommendations at this time.

RE: PLAZA EAST DRIVE

Mr. Buthod appeared and said he has applied for two driveway openings into Plaza East Drive and he submitted the plans to Mr. Ludwick, last week.

Mr. Ludwick said that Plaza East Drive was accepted by the County a couple of months ago and now, they want permission to make two curb cuts to make these driveway openings.

Commissioner Schaad moved that the Commissioners authorize permission to make these curb cuts. Commissioner Willner seconded the motion. So ordered.

RE: SUBSTITUTE COUNTY ATTORNEY FOR JULY 7

Commissioner Ossenberg said that Mr. James Buthod has gratiously consented to sit in as County Attorney, at the Commissioners meeting of July 7th. since both County Attorney's will be involved in trials.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the County Highway employees for the past week. Report received and filed.

RE: MR. SIEBEKING

Mr. Siebeking said they have been having a lot of problems since spring, when they started mowing weeds. He said the two mowing machines they have are not built for the job they have to do and that they spent a lot of money on them last year and quite a bit this year. He said he talked to Commissioner Willner who suggested that they look into it and see if they might come up with different mowers that would do the job. He said he talked with the Ford Motor Co. and they have come out with a new mower, the Hydro Clipper Triumph. He said it is quite expensive but that it is built primarily for roadside work and rough work. He said he talked to the Superintendent of the Park Department in Anderson Indiana who has one of these mowers and he said that he is well satisfied with it and highly recommends the mower for the job his men have to do. He said he would like the permission of the Commissioners to go into it further since the Highway Department really needs them and they aren't able to keep up with all the work that needs to be done. He said that he thought they could get the job done much better with two of these new mowers.

Commissioner Willner said that what happened was that a couple of years ago, the purchasing of two mowers was turned over to the Purchasing Department and without having a good set of specs, they bought strictly price and what the county bought was just a couple pieces of junk. He said they are bending the weeds over and they don't have life power and they have to cut the weeds or get out of the business, so it is his recommendation to purchase two of these new mowers. He said the price for the two mowers is \$4,372.00 and they will trade one old one in for \$300.00, so the total price for the new mowers will be \$4,072.00.

Mr. Siebeking said he checked with the company and found that the mowers are in the warehouse, in Detroit, and he has been assured that if they get an order for one, that within a week's time, the county will be using them.

Commissioner Schaad said that since it is over \$4,000.00, it will have to be advertised.

Commissioner Schaad moved that Mr. Siebeking get with Mr. Huffman and draw up specifications so that bids can be advertised for.

Commissioner Willner said if they have to advertise, the mowing season will be over. He wondered if Mr. Siebeking could get the cost under the \$4,000.00.

Mr. Siebeking said he would see what he could do and that he would report back to the Commissioners.

RE: CLAIM

Mr. Nussmeyer presented a claim from G. H. Allen for payment on Mesker Park, #27,

St. Joe, Structure #142, and Kleitz Road #29, all bridges in Vanderburgh County. The amount of the claim is \$12,896.02.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: HILLSIDE DRIVE

Re: Acceptance of Hillside Drive located off of Orchard Road The following letter was received by the Commissioners, from Mr. Ludwick:

Gentlemen:

The above mentioned road, as it exists, does not meet the standards for acceptance of County Roads as passed by Ordinance December 18, 1972. This ordinance states that any road constructed after 1954 must be twenty-two feet (22') extending the entire length of said street. Sub-base must be at least six inches (6") in depth. Also, it must have two inches (2") of H.A.C. Base and one inch (1") of H.A.C. Surface over the entire length.

The above mentioned road does not meet any of these standards at this time. If and when this road does meet the standard as mentioned above, then and only then, will this office recommend this road for acceptance by the County.

Respectfully submitted,
Kenneth M. Ludwick, Deputy

Commissioner Schaad moved that the acceptance of Hillside Drive be denied. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JUNE 23, 1975

The meeting of the County Commissioners was held on Monday, June 23, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property that is being offered for sale.

Commissioner Ossenberg informed the news media that the Commissioners will reduce the price of these properties if anyone would care to come in and bid on any of them.

Bidding will remain open and the sale will continue.

RE: INTRODUCTION OF MR. EDWARDS

Mr. Dan Kollker of the County Council, introduced Mr. David Edwards who was unanimously appointed as the Executive Assistant to the County Council. He said that Mr. Edwards will be working out of the Auditor's office and his position is effective as of today.

Commissioner Willner moved that the Commissioners accept the County Council's recommendation for this new position and that Mr. Edwards fill that vacancy. Commissioner Schaad seconded the motion. So ordered.

The Commissioners welcomed Mr. Edwards and said that it was good to have him aboard.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

CETA FUNDS - BOARD OF COUNTY COMMISSIONERS

David F. Edwards 211 Cullen Ave. Executive Ass't \$10,000 Yr. Eff: 6/23/75

CETA FUNDS - BOARD OF COUNTY COMMISSIONERS - BURDETTE PARK

Michael Butler 708 Judson St. Laborer \$2.25 Hr. Eff: 6/24/75

HIGHWAY DEPARTMENT

Kim Woods 7417 Washington Ave. Summer Help \$2.25 Hr. Eff: 6/18/75

RECORDERS OFFICE

Marcia L. Mayer 2415 Saratoga Dr. Misc. Deputy \$5,461.14 Yr. Eff: 7/1/75

SUPERIOR COURT

Joycelin Brinkmeyer 1219 Lombard Probation Officer \$8,500.00 Yr. Eff: 6/9/75

RE: EMPLOYMENT CHANGES RELEASES

CETA FUNDS - SUPERINTENDENT OF COUNTY BUILDINGS

Thomas R. Joiner 900 Washington Ave. Laborer \$2.25 Hr. Eff: 6/19/75

RECORDERS OFFICE

Marcia L. Mayer 2415 Saratoga Dr. Misc. Deputy \$5,056.62 Yr. Eff: 7/1/75

RE: QUIT CLAIM DEED SIGNED

A Deed was submitted to the Commissioners involving Herman and Toledo Euler, Husband and Wife, for real estate which is reserved for highway right of way for Darmstadt Road, containing 0.64 acres, more or less.

Commissioner Schaad moved that the Commissioners sign the deed. Commissioner Willner seconded the motion. So ordered.

RE: GRANT OF EASEMENT

Mr. James Buthod presented a Grant of Easement which has been fully executed for the entrance way from Division Street onto Plaza East Drive. He said that County Attorney has approved it as to form and he requested that it be accepted by the Commissioners. He said that this completes the easement dedication for the entire drive.

Commissioner Schaad moved that the Grant of Easement be signed. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR ROAD TO BE ACCEPTED BY COUNTY

The following letter of request was received from Guthrie May & Co. Inc.:

Re: Valley Downs Subdivision

Gentlemen:

We hereby submit the following concrete street with integral curbs for your approval and request it be accepted and maintained by the County.

Spring Valley Road from 124' east of the intersection of Oxmoor Road & Spring Valley Road east to the intersection of Spring Valley Road and Green River Road.

Sincerely, Guthrie May & Co. Inc.
Signed by Donald Blume, V.P. & W. C. Bussing Jr.
of Bussing Constr. Co.

Commissioner Schaad moved that this request be referred to Mike Ludwick for recommendation. Commissioner Willner seconded the motion. So ordered.

RE: LETTER ON EROSION PROBLEM'S

The following letter was received from Mr. & Mrs. Jack Burgdorf:

Board of County Commissioners:

This is to advise you of an erosion problem on an unimproved road easement between DeShields Dr. and Reiter Dr. We would like to stop further erosion by eliminating unlicensed cycle traffic so that vegetation can hold a smooth surface that can be easily moved, We have been advised by legal council and Sheriff's deputy to seek your help in this matter for quicker results.

We would like a barricade placed on the west side of DeShields Dr. where Bridgeview Dr. dead ends. If this isn't possible, may we have your permission to do it ourselves. An agreement for the county to vacate this easement and make us responsible for maintenance is another possibility. We would appreciate your consideration on this matter as soon as possible.

Yours truly, Mr. & Mrs. Jack Burgdorf

Mr. Burgdorf said they had an erosion problem when the sewer was put in and they can't keep the grass cut because of the erosion.

Someone else said that it is an easement for a road but there is no established road there yet and people drive up and down through there, also that there is a lake out there and people are back there all hours of the night. He said he has had permission from the man who owns property behind him to keep people out and they would surrender it if a road was ever needed to be put through there.

Another gentleman said he didn't know there was going to be a hearing today on this section they are wanting to close up. He said he had this road graded in 1951 and he has proof of it and he didn't think this road should be closed because it has been used all these years by people driving through, also because of neighbors that live on the other end, that they want it improved by putting rock on it themselves, since it isn't a county accepted road.

It was also said that the county had refused acceptance of this road and that nothing has been done since then by the county and the residents have maintained it.

Commissioner Ossenberg asked County Attorney Swain if the Commissioners would be involved in this if it hasn't been accepted by the County.

County Attorney Swain said they could still be. He asked if the easement had ever been dedicated to the county and was told that 25 feet of easement had been

dedicated but the road was never accepted. He said that doesn't mean it isn't a public road, also that if one man owns all the property, he wouldn't have to go through statutory procedure to have the road vacated.

Commissioner Schaad said one solution would be for them to bring the road up to county standards and then ask that it be accepted for maintenance.

Commissioner Ossenberg said he would like to see these people get together to work something out and if they can't, they will just have to petition and come back.

After further discussion, it was decided that those who are interested in this matter should get with Mr. Ludwick on the county standards and see if they can agree on a solution.

RE: REQUEST TO REPAIR WENDELL STREET

Mr. Don Kemp appeared and requested that the County repair Wendell Street, off Baseline Road.

He said he was told that this road was a county road, that they had it surveyed but the county has never accepted the maintenance of it and that it has been dedicated since 1884. He said it was supposed to be a county road when they made Martin's Station. He said it used to be a town with railroad property on one side and there used to be a depot there, also that there are four houses out there. He said that in the winter, the cars can't travel on it. He also said that the railroad had to buy one side of the road because they couldn't get their trucks in there, also that semi's are now coming in there, overloaded and tearing it to pieces and he was told by the Sheriff, that he wouldn't put up with it and that he would take it to court if it was him.

Mr. Ludwick said he had a call from a Mr. Carl Baumgart who has leased the property from a party named King, who sent a survey crew out and they established Wendell Road off Baseline Road and he was informed by Mr. Baumgart that he has maintained this road himself to get his oil trucks back to the oil wells. He said that they thought this was a county road and they want the county to maintain it. He said this is just a platted street in a Subdivision and not a county accepted road. He said he thought that one of their complaints was that they thought the Oil Co. should maintain the road all the time. He said he was told that they do place gravel on the road and that they do maintain it.

Mr. Kemp said Mr. Baumgart isn't maintaining the road.

Commissioner Schaad said this is a private matter and that unless the road was brought up to county standards and it was requested that the county accept it and if the county accepted it, they would maintain it, but until that happens, the county can't do anything.

Mr. Kemp asked if there was any way he could stop those trucks from coming in there, since they have their own private road out there.

Commissioner Schaad said that Mr. Kemp would have to get with his attorney on this matter.

Mr. Kemp also said there was a tile in the ditch on Baseline Road that is stopped up.

Commissioner Schaad asked Mr. Siebeking to see that the tile is cleaned out.

RE: LETTER OF REQUEST FOR STREET MAINTENANCE

A letter was received from W. C. Bussing, as follows:

Gentlemen:

I would like to report to you that I have completed the three things requested of me at the Evergreen Acres meeting on May 12.

A grill has been installed over the Lake outlet, the clogged manhole on the Lake sewer cleaned and a ten foot easement has been granted along the ditch on Pine Place.

You had requested the above three items as a condition for the acceptance of the Evergreen Streets.

I am enclosing a copy of my original request in 1968.

Sincerely yours, W. C. Bussing Jr.

The original request of Mr. Bussing that was sent to the Commissioners in 1968 reads as follows:

Dear Sir:

The following streets are being submitted for County acceptance.

EVERGREEN ACRES

Larch Lane from Pine Place north to Mt. Pleasant road, approximately 1500 feet. Holly Hill Drive from Larch Lane northwest approximately 900 feet. Berry Lane from Holly Hill Drive north to Larch Lane approximately 500 feet.

OLD STATE ESTATES

Heather Place from Pine Place north approximately 500 feet. Pine Creek Drive from Heather Place East and South to Old State Road, approximately 1400 feet.

Sincerely, W.C. Bussing Jr.

Mr. Ludwick presented the preliminary plans on this area where the tennis court is and said they plan to go in there and replace the pipe that is in there with a 38' by 60' elliptical concrete pipe. He said they need a twelve foot easement through this property and they will have only one party involved. He asked the Commissioners if they wanted him to do this privately and try to get the Right of Way or if they wanted to appoint a regular buyer. He said the cost estimate is from \$10,000 to \$14,000, on contract, also he has 150 feet of pipe @ \$49.00 per foot, installed, which is \$7,350.00. He also said they would have to cut 133 square yards of pavement, so they will have this as an item plus the replacing of the concrete. He said they were running the pipe between a house and the tennis court. He also said that the tennis court is on the County Right of Way.

Commissioner Willner said that he couldn't see why the county wouldn't do this work with their grade-all.

The Commissioners agreed that this should be checked out before they make any formal action on it.

Commissioner Ossenberg said that he would rather work with Mr. Ludwick, on a trade-off since the Tennis Court is on County Right of Way.

Mr. Ludwick asked if they were going by contract or if the county was going to do it.

Commissioner Ossenberg said that it may create a problem but that he would rather see the Highway Department do it. He said he would first like to see what they are going to do with the easement.

Commissioner Schaad said that it would probably be a good while before they could get to it since they have ditches and road building to do.

Commissioner Schaad moved that the matter of Evergreen Acres be referred to Mr. Ludwick so he can check to see what has been done out there. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR ADDITIONAL TELEPHONE

The following letter of request was received last week from the Prosecuting Attorney:

Dear Mr. Ossenberg:

Please be advised that we would like to add one new number to the existing switchborad for a newly created office as soon as possible.

Thank you, Sincerely, William J. Brune, Prosecuting Attorney

Commissioner Ossenberg said this matter was held up since the reason for it hadn't been explained. He said that in the meantime, he had talked to Mr. Brune and found that the telephone request is for a new office where they are putting one of the deputy's and they need an extension.

Commissioner Willner moved that this request be approved. Commissioner Schaad seconded the motion. So ordered.

RE: LETTER RECEIVED ON FLASHER LIGHT AT 57 & GREEN RIVER ROAD

The following letter was written to Mr. Keith Lochmueller by Mr. H.L. Higgins, Acting District Engineer for the Indiana State Highway Commission:

Dear Sir:

This is to advise you that the flashing beacon for SR 57 at Green River Road was programed more than a year ago and it was approved for the 1974-1975 Program.

In order to provide the proper indications the location requires a special design and a proposed design was supplied our Central Office. We anticipated a contract for the installation by this date, however, a copy of your letter is being forwarded to the Traffic Signal Design Section as a reminder of concern. No doubt the location will receive attention.

Very truly yours, H. L. Higgins, P.E. Acting Dist. Engineer

Commissioner Ossenberg said that this is in accordance with the widening of Green River Road and it is the request of Commissioner Willner that a flasher light be placed at this dangerous intersection.

RE: CLAIMS

A claim was submitted by Lukens & Sons Insurance Co. for the Public Official Bond of James A. DeGroote, effective from 1/1/75 to 1/1/76, in the amount of \$75.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by the Southwestern Indiana and Kentucky Regional Council of Governments for operational costs of the last half of 1975 for the Council of Governments in the amount of \$6,106.00 but \$5,708.00 is all that is left in this account.

Commissioner Schaad moved that the \$5,708.00 be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners from May 15, 1975, to June 14, 1975, in the amount of \$6,423.95.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR TELEPHONE

Mr. John requested that a telephone be installed in the Auditor's office for Mr. Edwards, since there is no phone available for him and he will need one to conduct his business. He requested that the line be direct to Mr. Edwards.

Commissioner Schaad moved that this telephone be approved, subject to a letter being submitted to the County Commissioners on same. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS....REQUEST OF STOP ORDER

Mr. Crooks said that last February 11th, Mr. Arthur Jacobs came in on a request for a building permit on Plaza Drive and Plaza Park area. He said that in the past, they had a moratorium on building out there until drainage problems had been corrected. He said they conceded to give him a permit at that time with consideration that he would put in the drains and there has been no action taken on drains in that area and he recommended and requested that the Commissioners go along with him in putting a stop order on his houses until he at least starts his drainage work that he had agreed to do.

Commissioner Schaad moved that Mr. Crooks recommendation be carried out.

Commissioner Willner asked Mr. Crooks if he has talked to Mr. Jacobs.

Mr. Crooks said they talked to him over a month ago and he said that he would do it as soon as the weather permits and he said that he can't go along with this because there are beans growing where he proposed to put his ditch and the weather has permitted him to do the work.

Commissioner Willner seconded the motion. So ordered.

There was a question of where Mr. Jacobs would go to appeal this decision.

Mr. Crooks said he would have to come before the Commissioners, that the City has a separate Board of Zoning Appeals for this purpose but under the Building Commissioner's Ordinance, in the County, the County Commissioners is the Board of Zoning Appeals.

County Attorney Swain said he didn't think this was so.

Commissioner Willner said this is what the attorney's told them when they signed the last Ordinance.

County Attorney Swain said he didn't think the Ordinance was right and that it says you can appeal any decision of the Building Commissioner.

Mr. Crooks said that a couple of months ago, it was the request of the County Commissioners that before a stop order on condemnation was given to a building, they would like to review it before hand.

RE: BUILDING FALLING DOWN

Mr. Crooks said there is a shed at Walnut Road and Radio Avenue, off Hillsdale and as far as he knows, this building belongs to a Carl Wilhite who lives in Chandler and the roof of the back porch is falling in, also that dirt from the sewer project has been dumped on this property in piles. He said he talked to Mrs. Wilhite who said she didn't know about the complaint and she would talk to her husband and figure something out, so he would like to give them two weeks to see what takes place.

RE: HOUSE UNDER CONSTRUCTION FOR THREE YEARS

Mr. Crooks said there is a house on Spry Road that has been under construction for about three years and nothing has been done on it for over a year and it is growing up in weeds. He said that he has had at least one call a week on this matter from a neighbor out there. He said that, in the past, he has contacted Mrs. Boehme a number of times and sometime ago, he wrote her a letter, telling her, at that particular time, to cut the weeds and they took care of it. He said it is his recommendation that regular condemnation procedures take place in this particular case in which the public hearing will undoubtedly have to be before this body, followed by formal condemnation, so the house can be torn down. He said that this is a new house under construction and the construction is good but that absolutely nothing has been done for a year and a half and at the present time, they have no building permit but he thought they could get one since a house was there before. He said some action was going to have to be taken on it.

County Attorney Swain asked about the house on the corner of Vann Avenue and Pollack that has been under construction for a great number of years and now it has been burned and wondered what the difference was.

Mr. Crooks said for one thing, this house is in the City, also that work has been done on it pretty regularly and that the house has been burned more than once.

Commissioner Schaad said something has to be done but he questioned whether or not condemnation would stick in court.

Commissioner Ossenberg said he is ready to go with Mr. Crooks recommendation but he would like for Mrs. Behme to come before the Commissioners and see what she has to say on the matter.

Mr. Crooks said that he would write Mrs. Behme a letter.

RE: SMOKE STACK DESTROYED

Mr. Hotz said that on April 24th, lightening struck the smoke stack at the County Garage and they had it repaired, then on June 20th, lightening struck it again, doing much more damage and it is beyond repair. He said the Insurance Adjustor agreed to remove it within four feet of the roof and will rebuild it, less the deductible. He said that Mr. Crooks inspected it and also recommended that it be torn down.

Commissioner Willner moved that the smoke stack be torn down and rebuilt as recommended. Commissioner Schaad seconded the motion. So ordered.

RE: MR. HARNESS

Mr. Harness said they have eight residents at the present, at the Pleasantview Rest Home, that are from the Evansville State Hospital on the Family Care Plan and somewhere along the line, in general, the hospital has only sent them residents of Vanderburgh County and they have asked him if he would accept residents that weren't necessarily former residents of Vanderburgh County, but were residents of other counties in Indiana. He asked the Commissioners if he could accept them.

The Commissioners agreed that a verdict was passed down of the opinion, that they aren't confined to Vanderburgh County but to the State of Indiana.

Commissioner Schaad asked Mr. Harness what his recommendation was.

Mr. Harness said he thought that they couldn't be legally restricted to Vanderburgh County but he wanted the Commissioner's opinion.

Commissioner Schaad moved on the recommendation of Mr. Harness, that any resident of Indiana be accepted from the Indiana State Hospital, as a resident of the Pleasantview Rest Home. Commissioner Willner seconded the motion. So ordered.

RE: MALPRACTICE INSURANCE

Commissioner Ossenberg told Mr. Harness that the County already carries Malpractice Insurance. He said they must file by July 1st and this will be done by Mr. Torian, the Agent of Record, so the one registered nurse and the two licensed practical nurses will be covered.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the employees of the County Highway Department for the past week. Report received and filed.

RE: HIGHWAY FINANCIAL REPORT

Mr. Siebeking submitted the County Highway Financial Report, showing the balance in April of 1975 to be \$492,543.58.
Report received and filed.

RE: CLAIM

A claim was submitted by Eagle Iron Installation Inc. for the repair of Kansas Road Bridge, Structure #80, for lump sum as per contract in the amount of \$2,393.95.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACTOR'S BOND FOR CONSTRUCTION

The following letter was received from Mr. Forrest E. Smith, President of Eagle Iron Installations Inc.:

Dear Sirs:

Enclosed herewith find Contractor's Bond for Construction in the amount of Two Thousand and Four Hundred and No/100 dollars (\$2,400.00), for repair of Kansas Road Bridge Structure #80.

We would appreciate the return of our cash bond in the amount of Two Thousand, Three Hundred and Ninety-three and 95/100 dollars (\$2,393.95) at your earliest convenience.

Your cooperation in this matter is appreciated.

Sincerely, Forrest E. Smith, President

Commissioner Schaad moved that the check be returned to Eagle Iron Installations Inc. and that the bond be filed in its stead, subject to receiving an affidavit that all bills are paid. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by G. H. Allen for the Kansas Road Structures #79 & 79A, Acct. #203-3817 for semi final estimate in the amount of \$27,122.47.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Southern Railway System for an old bill on work done in connection with Burkhardt Road in the amount of \$296.44.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: WEST SIDE CHRISTIAN CHURCH

Mr. Ludwick said they called the contractors and the Engineer and they met Mr. Nussmeyer out there at the West Side Christian Church so he could tell them what to re-do. He said they did some patch work and they re-did the ditches along Red Bank Road. He said that Mr. Nussmeyer and the Project Engineer said it was okay to go ahead and pay them. He said the job doesn't look too good and that it is a sloppy job for the amount of money but what they should have done was to widen the road at the intersection but the contractor wasn't told to do this. He said that Ed Martin was involved with this project and there were things that were said verbally but no one had it on paper and to do it right they would have to go on the Church property and they would have to get more right of way, also the utility poles would have to be moved.

He said they would need ten feet to do the job the way it should have been done and the Church Council of Trustee's will go along with it. He said the day they black-topped the road, they had trouble with the bituminous material and the oil and it looks bad.

It was agreed that the Commissioners would go out and look at this situation today.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to make a shoulder cut in Boonville-New Harmony Road to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL OF OVERPASS

Mr. Ludwick presented approval papers on the overpass over Southern Railroad at Oak Grove Road and the Industrial Foundation from the Southern Railroad Co., which has finally been approved.

He said that County Attorney Stephens has seen the approval but that Mr. Nussmeyer said to hold it up for another week.

The meeting recessed at 11:10 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg

Robert L. Willner

Robert Schaad

Curt John

Thomas Swain

Secretary: Margie Meeks

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COUNTY COMMISSIONERS MEETING JUNE 30, 1975

The meeting of the County Commissioners was held on Monday, June 30, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

Mr. Herb Hatt bid \$50.00 on Parcel #29, Code Number 26-37-13, at 112 West Illinois Street. The appraisal of this property was \$700.00. The delinquent taxes owed on this property is in the amount of \$284.08.

Mr. Hatt said this is 20 feet of frontage that is next to the Johann Funeral Home property and that several years ago, they loaned about \$7,500 against the property and have been paying the taxes. He said they have been trying to get the property every year on delinquent tax sale in order to get it into the corporation's name but he has always missed the sale, also that the corporation has about \$12,000 in the property, that they have actually paid out so far and that it is of no use to anyone but them.

Commissioner Schaad said that he thought it was worth more than the \$50.00 and he asked Mr. Hatt if he would be willing to pay the \$700.00 which was the appraisal price.

Mr. Hatt said they couldn't go that high, that they already had so much money in the property.

The \$50.00 bid was rejected.

Commissioner Schaad then asked Mr. Hatt if he would bid \$350.00.

Mr. Hatt said he would sure hate to and he offered a bid of \$150.00.

Commissioner Ossenberg said he was ready to settle for \$300.00 but he didn't think they should take less than the \$284.08 that was owed for taxes.

Commissioner Schaad said that if Mr. Hatt bid the \$300.00, he would go along with it.

Mr. Hatt said that about six weeks ago, he offered the amount that is owed for taxes and that since that time, they have talked to their attorney's, who recommended that they not go that high, since it is of no use to anyone else and they already have a lot of money tied up in it.

Mr. Hatt said that he would like a week to think about it, so this matter will be taken up next week.

There were no other bids today on the County Owned Surplus Property. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Michael Ginger Carol Hewig Virgil Outlaw Brenda Buente Karen Little John T. Hall Robin Winstead	1419 Hillside Terr. 8820 Petersburgh Rd. R.2 Box 30 320 Westmore Dr. 2509 Koring Rd. R. 8 Box 89A 4801 Hogue Rd.	Rink Guard	\$16.00 Day \$2.00 Hr. \$2.00 Hr. \$2.00 Hr. \$13.00 Day \$13.00 Day	Eff: Eff: Eff: Eff: Eff:	6/30/75
Robin Winstead Cheryl Cox	0	Jr. Pool Guard st. Hd. Pool Grd.	\$13.00 Day \$15.00 Day		

ARMSTRONG ASSESSORS OFFICE

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Francis Martin	Part Time	\$15.00 Day	Eff: 6/26/75
Louise Luigs	Part Time	\$15.00 Day	Eff: 6/26/75

AUDITOR

The state of the s	B re nda Ph i pps	721 E. Powell Ave.	Clerk	\$15.00 Day	Eff: 6/30/75
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CLERK OF THE CIRCUIT COURT

Jennifer bright 6215 Pollack Ave. Dep. Clerk \$213.34 Pay Eff: 6/30/75

RE: EMPLOYMENT CHANGES RELEASES

BURDETTE PARK

Steven Craig	2604 W. Maryland Pool Manager	\$25.00 Day Eff:6/17/75
Michael Ginger	1419 Hillside Dr. Asst.Pool Mgr.	\$21.00 Day Eff: 6/17/75
Carol Hewig	8820 Petersburgh Rd. Asst. Hd. Guard	\$15.00 Day Eff: 6/17/75
Kenneth Belangee	3814 Claremont Rink Guard	\$2.00 Hr. Eff: 6/23/75
Chris Wolf	107 E. Iowa St. Ex. Pool Guard	\$2.00 Hr. Eff: 6/24/75
Joanne Wildt	R.R.4 Kuebler Rd. Ex. Pool Guard	\$2.00 Hr. Eff: 6/24/75
Karen Little	2509 Koring Rd. Sr. Pool Guard	\$14.00 Day Eff: 6/26/75
John T. Hall	R.R.8 Box 89A Ex. Pool Guard	\$2.00 Hr. Eff: 6/29/75
Robin Winstead	4801 Hogue Rd. Ex. Pool Guard	\$2.00 Hr. Eff: 6/29/75
Cheryl Cox	1304 S. Red Bank Rd. Sr. Pool Guard	\$14.00 Day Eff: 6/24/75
Mary Schmidt	862 S. Villa Dr. Sr. Pool Guard	\$14.00 Day Eff: 6/24/75

RE: LEAVE OF ABSENCE REQUEST

The following letter of request was received from the Clerk of the Circuit Court:

Re: Leave of Absence

Dear Sirs:

I would like to submit for your consideration and approval a request for a Leave of Absence for Frances Gates an employee in the Vanderburgh County Clerks Office.

She is at present hospitalized with a cervical neck injury and I am uncertain at this time when she will be able to return. She has proven to be a good employee and I sincerely hope that the request will be granted.

Thank you, Most Sincerely; Shirley Jean Cox, Clerk of the Circuit Court.

Commissioner Schaad moved that a Leave of Absence be granted Frances Gates. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS ON TRUCK FOR BURDETTE PARK

The following bids were received on the truck for Burdette Park:

Key Motors Corporation......\$5,608.12 Hendrickson & Sons Motor Co...\$5,095.47 Both bids were in order as to form

Commissioner Schaad moved that Mr. Hertzberger get with Mr. Huffman to check the bids so they can see if the contract can be awarded today. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF BIDS....GREEN RIVER ROAD

There was only one bid received on the Reconstruction of Green River Road from Heckel Road to Hwy. 57 and it was from Robert F. Traylor Corp. in the amount of \$777,846.65. The Engineer's Estimate was \$551,180.50.

Commissioner Schaad moved that this bid be referred to Mr. Nussmeyer's office. Commissioner Willner seconded the motion. So ordered.

Mr. Nussmeyer said that Midwest Construction Co. and Cavitt Construction Co. of Seymore were interested but they didn't submit bids on this project.

He said the asphalt prices are running from \$20.00 to \$30.00 per ton and that they paid \$12. or \$13.00 per ton last year. He said they could re-advertise.

Commissioner Ossenberg said if this bid is thrown out they might as well forget about the Green River Road project for this year because the building season will be over and also that the prices will continue to go up.

The Commissioners agreed that the motion should stand, that Mr. Nussmeyer should look over the bid that was received and then report back to them next week.

RE: APPOINTMENT TO AIRPORT AUTHORITY

Commissioner Schaad moved that Cliff Arden be re-appointed to the Airport Authority District. Commissioner Willner seconded the motion.

Commissioner Schaad then moved that the nominations be closed. Commissioner Willner seconded the motion.

The vote was unanimous in the affirmative so the motion carried.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received from the American States Insurance Co. on the insured, The Robert T. Hamilton Charitable Golf Foundation, Inc. Certificate received and filed.

RE: DEED TO BE SIGNED

County Attorney Swain said this deed was approved by the Commissioners sometime ago and that he didn't know why it hadn't been signed before now and that it needs to be accepted. He said that it is from the L & N Railroad Co. on the Old State Road By-pass on Mr. Eycamp. He said he has another one where the County bought another piece of property and that it will come through next week. This matter will be held up until next week

RE: T.B.PATIENTS ADMITTED TO HOSPITAL

The following letters were received from the City County Department of Health:

Re: Lawrence Reno of 1110 Chestnut St.

Dear Mr. Ossenberg:

The referenced individual was admitted to Good Samaritan Hospital, Vincennes
Indiana on June 6, 1975 for treatment of far advanced, active, pulmonary tuberculosis.

This is to certify that Mr. Reno is an indigent Vanderburgh County resident and will need financial assistance if his pending Medicaid application is rejected.

Sincerely, Mildred Knodel, TB Control Officer

Commissioner Schaad moved that the application be accepted and financial assistance approved if Medicaid application application is rejected. Commissioner Willner seconded the motion. So ordered.

Dear Mr. Ossenberg:

Re: Randall K. Brack of 301 Euclid Ave.

The above individual was admitted to Good Samaritan Hospital, Vincennes, Ind. on June 4, 1975 for treatment of far advanced, active pulmonary tuberculosis.

Mr. Brack has Blue Cross-Blue Shield Insurance which will probably cover the major portion of his hospital expenses, however, he has no other resources, and will need financial assistance for any portion of the bill not covered by his Insurance.

If there are any questions, please let me know.

Sincerely, Mildred Knodel, R.N. TB Control Officer

Commissioner Schaad moved that the application be accepted and payment be approved by the county for any portion of the bill that isn't covered by his insurance. Commissioner Willner seconded the motion. So ordered.

RE: LETTER FROM EAGLE IRON INSTALLATION INC.

The following letter was received from Eagle Iron Co. in compliance with a request of their bills being paid, which was the condition on which their Cashier's check in the amount of \$2,393.95 was to be released to Eagle Iron Installation Co.and a Contractor's Bond for Construction be filed in it's place for the repair of the Kansas Road Bridge Structure #80.

Dear Sirs:

This is to confirm that all bills relating to the Kansas Road Bridge repair job have been paid. Sincerely, Forrest E. Smith, President.

Commissioner Schaad moved that the Cashier's check be released to Eagle Iron Installation Inc. and that the Contractor's Bond be filed to replace it. Commissioner Willner seconded the motion. So ordered.

RE: HOUSE UNDER CONSTRUCTION ON SPRY ROAD

Mr. Crooks had reported last week, that Mrs. Behme started building a house on Spry Road three years ago and that for the last year and a half, no progress has been made on it and he suggested that condemnation procedures be started on it. The Commissioners said that they would first like for Mrs. Behme to come before them

so they could hear what she has to say about it, so Mr. Crooks wrote her a letter informing her of the Commissioners request.

Mr. Crooks said that a building permit was issued to Mrs. Behme in 1971 and they have checked and inspected the property periodically on the progress of this house and that he has contacted Mrs. Behme on it. He said that they were assured, a year ago, that her problems had been somewhat resolved but no progress has been made and he asked that Mrs. Behme give her disposition on the matter.

Mrs. Behme said she intended to finish it but that last year, there were thieves that took money from her so she couldn't do the work. She said that nothing is against the house and she will try to get it done as soon as possible.

Mr. Crooks asked Mrs. Behme if she had a deadline date they could go on.

Mrs. Behme said she would spend every spare moment to get it done.

Mr. Crooks said it has been an eyesore for about three years now and that the weeks are growing up out there. He said he would leave it up to the Commissioners as to what they wanted to do.

Commissioner Schaad said he has talked to Mrs. Behme and that she has had some bad luck, that she had someone to steal quite a bit of money she had and that everything she has in the house is clear, also that she has indicated that she might try to get a loan to finish it and he is sure that with the equity she has in the house, that she shouldn't have any problem doing it, and that she will cut the weeds right away.

Mr. Crooks said he still thought a deadline should be set for her to finish the house.

Commissioner Schaad asked Mrs. Behme if she could get something done in three months.

Mrs. Behme said she could probably get the bricks up in three months.

Mr. Crooks is to report back to the Commissioners in three months on this matter.

RE: REQUEST BY MR. HERTZBERGER

Mr. Hertzberger requested that four dusk to dawn lights be installed in the new trailer sites at the installation cost of \$388.00, at Burdette Park. He said they have the money for it and that the Burdette Park Board has recommended that this be done.

He said that the monthly charge will be \$4.00 per light, also that this is the only thing that isn't completed on the trailer court, that it will be open on July 1 and he understands that it will take about three weeks to install the lights.

Commissioner Schaad moved that the lights be installed at the trailer court. Commissioner Ossenberg seconded the motion. So ordered.

Mr. Hertzberger said there is a second light that is on a county road to be installed on the entrance way of the new trailer site and that there will be no installation fees on it since it will be put on the existing pole across the road from the entrance, since if it was put on the other side, there would be an installation fee so there will only be the monthly charge on it.

Commissioner Schaad moved that the light be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked the other Commissioners if they were aware of the fact that if they bought the four lights and put them up themselves, that the monthly bill would only be about \$2.00 and he asked if they didn't think this would be the best way to install them.

Mr. Hertzberger said it would if they could have someone to install them, since they don't have the equipment to do it.

Commissioner Willner said if there wasn't a \$388.00 installation fee, then he would probably say they would be better off but if they are going to charge to install the lights, they could pay an electrician to install the lights and then only pay half the amount for the monthly charge.

Mr. Hertzberger said they could go two ways, that if this had been in the original plans, the cables could have been put underground which they would have had to pay for, that he didn't like overhead lights either but this is the only choice they have

now because if they were put under the ground, the county would have to pay for the cable again, since they don't have the equipment to dig the ditches to put them in with. He said they have special permission to run them off the existing boxes that they have. He said he knows that the poles cost about \$85.00 each to buy and he didn't know what it would cost to put them in.

Commissioner Schaad rescinded his motion to approve the installation of the four lights at the Burdette Park camping site and Commissioner Ossenberg rescinded his second to the motion.

Commissioner Ossenberg then said that this matter will be held up and he asked Mr. Hertzberger to get some figures on having the work done and to report back to the Commissioners next week.

RE: PROBLEM ON STRINGTOWN ROAD BRIDGE

Commissioner Willner said there is a problem on the Stringtown Road Bridge and he didn't know if the Commissioners were brought up to date on it but that the news media called him and told him that the creek had created a log jam underneath the Stringtown Road Bridge. He said he went out and looked at it and that it is quite bad again. He explained to the Commissioners that they had the same problem about four years ago and that there is a pier in the center of Pigeon Creek, under the Stringtown Road Bridge and that this pier catches the driftwood and holds it there and threatens the bridge periodically, that it is that time again and he thought they were going to have to do something about it this morning to relieve this situation.

Mr. Siebeking said they cleaned this out about four years ago.

Commissioner Schaad moved that the County Highway Department take care of this matter. Commissioner Willner seconded the motion. So ordered.

Mr. Siebeking later said they were two weeks cleaning this thing out before and that Mr. Nussmeyer suggested they contact someone on getting a dragline down there to clean it out.

He said he would get an estimate on it and report back to the Commissioners.

Commissioner Willner asked Mr. Nussmeyer if it would be possible to remove the pier and if he could get an estimate on it.

Mr. Nussmeyer said this would be difficult but he thought they could possibly change part of the span. He said he would look over the situation and submit his recommendation to the Commissioners.

RE: CLAIM

A claim was submitted by Matthews & Shaw for Joint Department of Legal Services for money expended for services rendered Legal Aid Clients in the amount of \$176.93, dated August of 1974.

Mr. John said they questioned paying previous years bills where they were charging us for 1972 bills in 1974, since he didn't know whether they could do this or not so it was sent back to them and now they have added more to it and returned it to the county.

This matter was referred to County Attorney Swain for a legal opinion.

Commissioner Ossenberg said there was no Joint Legal Aid Department in the City-County back then.

County Attorney Swain said that according to the statute, it is the responsibility of the county but that he will check further on it.

This claim will be held for the time being.

A claim was submitted by Burroughs Corp. in the amount of \$118.06, for ledgers, journals and signature plate.

Mr. John said he was told that it would be best to present this claim to the Commissioners so it could be denied, since there was a purchase order at one price and then the billing came in at \$118.06 higher so the amount that was on the purchase order was paid and now they are charging the difference. He said when the Purchasing Department called them about the price, they told him that was just an estimate cost. He said the first quote was \$68.23 and they charged us \$96.76 and another was \$168.28 and they charged us \$255.03.

Commissioner Schaad moved that the claim be denied. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sprinklers Contractors Inc. for the fifth and final billing on the Sprinkler System at Hillcrest Home in the amount of \$3,200.00.

Commissioner Schaad moved, on the recommendation of Mr. Hotz, that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers for work done on Red Bank Road and Upper Mt. Vernon Road in the amount of \$4,700.00.

Commissioner Schaad said he went out there with Mr. Siebeking and he agreed that this was a sloppy job and the way the water is running off ot it and into the ditch, because it isn't smooth and doesn't blend in with the rest of the road and it is causing some erosion of the ditch. He said there is also two things that go under the ground to support a pole that were left there and they are going to be catching debris coming down into the ditch and they should be removed. He said the job looks bad and they talked about what could be done to make it a nice job.

Mr. Siebeking said it would take about 67 1/2 tons of mix to resurface the whole thing so they are figuring on about another \$2,720.00.

Commissioner Willner said he didn't think the job was worth \$4,700.00, since when it was bid, they expected it to be a nice job.

Commissioner Schaad asked if anyone has talked with Barnett Brothers.

Mr. Nussmeyer said he hadn't but that he thought the Commissioners had to realize that the work was done at a poor time of the year.

After further discussion, the Commissioners decided that Mr. Nussmeyer should talk to Barnett Brothers since they are willing to spend a little extra money on this project and they aren't pleased with this particular job so the claim was denied at this particular time.

RE: EROSION PROBLEM

Mrs Jack Burgdorf appeared and asked the Commissioners what was being done about the request she had made on June 23rd. about the erosion problem between DeShields Drive and Reiter Drive.

The minutes of that meeting reflect that those who were interested in this matter should get with Mr. Ludwick on the county road standards and see if they can agree on a solution.

Commissioner Ossenberg said he understood from Mr. Ludwick that no one has contacted him.

Mr. Ludwick said that Mrs. Burgdorf called him Friday but that Mr. Rollett hadn't contacted him.

Mr. Rollett appeared and asked for extra time to get their petition in order that they are working on to see how many people are for and against improving it and keeping it open.

Commissioner Schaad said he thought it was a matter of the road being brought up to county standards at the residents expense so the Commissioners would consider accepting it for maintenance.

Mr. Rollett said this is what they want to do and he wants to see if the residents are interested, but that he would like an extension of one week.

Commissioner Ossenberg said this had nothing to do with the Commissioners, that he just suggested that they all get together to figure out something, since it is a private matter.

County Attorney Swain said there could also be a petition to vacate the road and that Mrs. Burgdorf would have to contact her attorney on this matter.

Mrs. Burgdorf asked how she would know when this matter would come before the Commissioners again and she was told it would be best to call the Commissioners office each Friday afternoon to see if it is on the agenda for the following Monday.

RE: EVERGREEN ACRES

Mr. Siebeking said he was asked, last week, to go out in Evergreen Acres and check the two things that Mr. Bussing was to correct, that he did and found that the grate over the overflow from the lake has been installed but that it has 14×7 inch openings in it and a 2×4 or anything smaller can go right through it.

He said the catch basin has been cleaned but there is no new top on it and they still have a barricade over it.

Commissioner Schaad said he thought that Mr. Bussing was going to get with the Soil & Water Conservation or Mr. Crooks and get some idea on some specifications on it to get the right kind of grade over it.

Mr. Crooks said that Mr. Bussing did get with him and that he presented Mr. Bussing with the designed plans.

Mr. Siebeking said this may be their recommendation but that as far as he is concerned, it is no good because there are a lot of kids that play in the area and they throw things in the lake and anything small enough could go right through there and jam that catch basin up again.

He said that he would contact Mr. Bussing and suggest to him that they think the opening should be smaller.

RE: REPORT

Mr. Siebeking said that Eichoff Road is finished and that they are now working on Little Schaefer Road.

RE: CONTRACT AWARDED ... TRUCK FOR BURDETTE PARK

Mr. Hertzberger and Mr. Huffman had checked the bids of Key Motors and Hendrickson & Sons for the truck for Burdette Park and recommended that the low bid of Hendrickson & Sons in the amount of \$5,095.47 be approved.

Commissioner Schaad moved that the contract be awarded to Hendrickson & Sons. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT WITH SOUTHERN RAILROAD

An agreement between the Southern Railroad and Vanderburgh County was presented, providing for the Oak Grove Road Crossing which has been revised as requested by the County. It was sent by Mr. Tatum of Southern Railroad in the form of two copies and he asked that Mr. Ossenberg sign them and return them for his signature and he would see that the Commissioners received a completed form. The Surveyor's office is to get in touch with Mr. Frank Stevens of Complete Lumber Co. to see if they were still in agreement with the County's proposed crossing at Oak Grove Road.

Commissioner Ossenberg said that the road will go East of where it was originally intended.

County Attorney Stephens said it was the responsibility of the County to pay the Railroad Company about \$1,500.00 for reimbursement of cost to relocate the switches, plus the cost of construction.

After further discussion on a de-acceleration lane off Boonville Highway, Mr. Nussmeyer said they would require a small piece of right of way and that if the Commissioners would wait another week, he would see what he could find out. The Commissioners agreed to wait so this matter will be taken up next week.

RE: ACCEPTANCE OF SPRING VALLEY ROAD

A Resolution was presented to the Commissioners for the acceptance of Spring Valley Road from 124' east of the intersection of Oxmoor Road & Spring Valley Road east to the intersection of Spring Valley Road and Green River Road. A grant of Easement for right of way was also submitted at this time.

Commissioner Schaad moved on the recommendation of Mr. Ludwick, that Spring Valley Road be accepted into the County Roadway System for maintenance and that the Easement also be accepted. Commissioner Willner seconded the motion. So ordered.

RE: LOAD LIMIT SIGNS TO BE REPLACED

Commissioner Willner said he asked Mr. Ludwick to check the bridges and culverts in the Boonville-New Harmony Road, County Line Road and Baseline Road and that he has come up with some recommendations. He said there are some bridges in these areas that have been hit and that some of the load limit signs are down and that the Commissioners are going to be in trouble if they don't get these signs up.

Commissioner Willner moved that this matter be referred to Mr. Nussmeyer so he can instruct the Traffic Department to replace the load limit signs. Commissioner Schaad seconded the motion. So ordered.

RE: POOR RELIEF

SANDRA L. THOMPSON...12 Madison Ave...Pigeon Township...Ms. Vititoe, Investigator

REPORT OF REASON FOR DENIAL

1. Sandra quit her job.

- 2. She took her A.D.C. check of \$150.00 and paid \$141.41 on car payment, not one payment but two.
- 3. Her rent is too high for her income.

Mr. Thomas Barefoot of Legal Aid said that Sandra has three children, ages of 2,3 and 5 years and that her husband had abandoned her and left the state and she doesn't know his whereabouts. He said she received \$150.00 A.D.C. in June and the first two weeks she worked at Pizza Hut for \$88.00 so her total income for June was \$238.00, that she paid half her rent for June which was \$75.00 and she owes the other \$75.00, that she made a car payment of \$70.00. He said that she was two months behind in the car payments and that before her husband left, he also made a car payment and left with the car. He said she paid \$30.00 for food stamps and was charged \$40.00 for baby sitting which leaves her around \$20.00. He said the second payment for food stamps came up last week and she went to the Trustee's office and made application for temporary emergency relief of \$29.50 to get her food stamps and she was told that she had to apply for unemployment before they could even consider her application, which she did and they then denied her for above reasons.

Mr. Barefoot said that Sandra has no income, no relatives here, no ability to borrow funds and no assets to convert. He said that her utilities are included in her rent, also that it was costing her more money to work than she was making since she had to pay for baby sitting so she quit her job and is looking for other employment.

Commissioner Willner asked if she has filed any legal action against her husband.

Mr. Barefoot said she hadn't filed any action yet and that she is in the process of getting an increase in A.D.C. through the Welfare Department in August and they are going to assist her in getting support money and she is also seeking public housing.

Mrs. Vititoe said that when she talked to the manager at Pizza Hut, she was told that Sandra quit because she had to go to Texas because of the death of her mother, that Sandra was hired on 5/13/75 and quit on 6/21/75 and that when she came in to the Trustee's office she said she had to quit her job because it was too hard on her feet. She said that Sandra made \$160.00 per hour plus tips, that on 6/1/75 she drew \$45.95 and on 6/15/75, she drew \$88.88 and she is subject to rehire. She said that the budget sheet that Sandra signed, states that her rent is \$152.00 per month, her food stamps \$29.50 per month and that she said that she made two car payments out of her A.D.C. checks that amount to \$141.41.

Commissioner Schaad said the three children need their mother and if she was paying the baby sitter, she was no better off and she was working and there are many women who aren't and as far as the car payments being made, this was done before her husband left.

Commissioner Willner said he wanted the children to be fed and he would go along with the payment of \$29.50 for one time.

Commissioner Ossenberg said he also wanted the children to be fed but he thought Sandra should do the following:

1. Make an attempt to find the father with appropriate legal proceedings.

2. She should get into less expensive housing, since A.D.C. recipients have priority with public housing.

3. There are child care centers where she could get quite a reduction in the amount of money she is paying baby sitters.

4. A-l Janitorial Supply had a big ad in the newspaper for help wanted and he was sure she would make far more money there because they must pay the minimum wage.

Commissioner Willner moved that the Trustee pay the \$29.50 for the food stamps on a one time basis. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad commended Thomas Barefoot on his excellent presentation, since the Commissioners don't often get this kind.

The meeting recessed at 11:15 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEY Thomas Ossenberg Curt John Robert Schaad Alice McBride (Deputy) Thomas Swain Robert L. Willner

Secretary: Margie Meeks

DOADE OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 7, 1975

The meeting of the County Commissioners was held on Monday, July 7, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Deputy Sheriff Fravel 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: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property. The bidding will remain open and the sale will continue.

Mr. Herb Hatt appeared last week, since he was interested in Parcel #29, Code # 26-37-13 which is located at 112 West Illinois Street but his highest bid was \$150.00 and the parcel had been appraised at \$700.00.

The Commissioners had said that they would go along with a bid of \$300.00 and Mr. Hatt said that he would like a week to think about it, so he was to come back this week but failed to appear.

No further action could be taken.

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RE: SPRING VALLEY ROAD ... RESOLUTION SIGNED

A Resolution was presented to the Commissioners last week for the acceptance of Spring Valley Road and it was accepted into the County Roadway System at that time for maintenance.

The Resolution was signed by the Commissioners today.

RE: BID THROWN OUT FOR RECONSTRUCTION OF GREEN RIVER ROAD

Mr. Nussmeyer said he thought they were forced to throw out the bid on the Reconstruction of Green River Road, Heckel Road to Highway 57, since they don't have the available money and the bid was about \$225,000.00 over the Engineer's estimate. He recommended they be permitted to shorten the project, to reduce the scope by leaving Daylight out.

Commissioner said he would like to go on record that he would go along with this recommendation with the understanding that they pick up Daylight in 1976.

Commissioner Willner asked just exactly where it would go.

Mr. Nussmeyer said it would go from Heckel Road to Boonville-New Harmony Road, that about three-quarters of a mile would be cut out.

Commissioner Schaad moved that the bid of Robert F. Traylor Corp. be thrown out. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO RE-ADVERTISE

Commissioner Schaad then moved that the Auditor be authorized to re-advertise for bids for the Reconstruction of Green River Road, from Heckel Road to Boonville-New Harmony Road. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BOARD OF COUNTY COMMISSIONERS

Sara McCray 6812 Taylor Ave. Vacation Clerk \$75.00 Wk. Eff: 7/7/75

PROSECUTORS OFFICE

Deborah Y. Marshall 662 Lincoln Ave. Investigator \$7,087.07 Yr. Eff: 6/30/75

RE: EMPLOYMENT CHANGES RELEASES

VANDERBURGH COUNTY HIGHWAY

Richard Walther 1128 Laubscher Rd. Truck Driver \$3.73 Hr. Eff: 7/4/75

PROSECUTORS OFFICE

Teresa Rizen 1766 Henning Ct. Investigator \$7087.07 Yr. Eff: 6/27/75

RE: DUSK TO DAWN LIGHTS AT CAMPING SITE

Last week, Mr. Hertzberger had requested that four dusk to dawn lights be installed in the new trailer sites at Burdette Park. He said that Southern Indiana Gas & Electric Co. would charge a \$388.00 installation fee and that there would then be a monthly charge of \$4.00 per light.

There was discussion of whether the cost would be less to have someone else install them since the monthly charge would then only be \$2.00 per month per light, so Mr. Hertzberger was to get some figures and report back this week.

Mr. Hertzberger appeared and said that he has checked with three different firms and found that to install these lights, it would cost approximately \$1,200.00 for labor and material, also it would be the responsibility of the county to maintain the lights and replace any necessary parts that are broken and need replaced. He said this way would be rather expensive.

Commissioner Willner asked Mr. Hertzberger if he didn't have someone at Burdette that could install the lights.

Mr. Hertzberger said they didn't have the equipment to do the job. He said they have had one light in that area that has been shot out at least four times this year and they just called the Gas. Co. who came out and repaired it.

Commissioner Schaad moved that the Gas & Electric Co. install the four dusk to dawn lights. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORTS

The monthly report of the Clerk of the Circuit Court was submitted for the month of June, 1975.

Report received and filed.

The monthly report of the Bureau of Traffic Engineering was submitted on cost and amount of materials used during the month of June, 1975.

Report received and filed.

The monthly report of the Pleasantview Rest Home was submitted for the month of June, 1975.
Report received and filed.

The monthly report of the Building Commission was submitted on number of permits that were issued during the month of June, 1975 and of this year, to date. Report received and filed.

RE: NOTICE OF SUIT

The following letter was received by the Commissioners from Wayne Turpin, Attorney for Allen W. Wilhite:

Gentlemen:

This is to notify you, in accordance with IC 34-4-16.5-7, that Allen W. Wilhite of 323 Second Street, Evansville, Indiana is claiming damages against the Office of the Sheriff of Vanderburgh County and Vanderburgh County, Indiana for injuries and pain and suffering resulting from negligence on the part of the Sheriff's Department from the period of January 5, 1975, to February 11, 1975 while he was an inmate in the Vanderburgh County Jail. Mr. Wilhite has a bullet lodged next to his spine and during the above mentioned period of incarceration, Mr. Wilhite was denied medical attention and medication, and the Sheriff knew, or should have known, about Mr. Wilhite's medical problems and mental problems and mental condition, and the Sheriff and the Deputies of the Vanderburgh County Jail were negligent in not allowing Mr. Wilhite medical treatment and medication. The Sheriff during this period was James DeGroote.

Mr. Wilhite was transferred from the Vanderburgh County Jail on February 11, 1975 to a V.A. Hospital and has undergone great pain, suffering and mental anguish as the result of the above mentioned negligence, and demands and is demanding Three Hundred Thousand Dollars (\$300,000.00) and damages for his injuries.

The exact and final amount of the injuries, pain and suffering and mental anguish are not now ascertainable.

Sincerely yours, Wayne Turpin.

County Attorney Stephens said that a copy of this letter should be made and sent to Torian Insurance Agency and that the original should be kept on file.

RE: CONTRACT APPROVED

Contracts were submitted by the Board of Animal Health for Bovine Brucellosis and Tuberculosis Eradication Programs in Vanderburgh County.

County Attorney Stephens explained that this is an annual contract on the County's estimated cost of \$1,000 for the state's inspection of cattle. He said they have been doing this every year and that it is a health measure.

Mr. John said that the money in that account is encumbered each year since this is by contract.

Commissioner Schaad moved that the contracts be approved and signed. Commissioner Willner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Barnett Brothers for work done on Red Bank Road and Upper Mt. Vernon Road in the amount of \$4,700.00, since it was held up last week.

Commissioner Schaad asked Mr. Nussmeyer if he had talked with Barnett Brothers since the Commissioners had decided that they are willing to spend a little extra money on the project because they aren't pleased with this particular job.

Mr. Nussmeyer said that he has talked to them but he didn't know what to suggest.

The Commissioners said that this was discussed last week and they thought that Mr. Nussmeyer would see if they could do anything additional to make it a better job in appearance, and report back this week.

This claim was again taken under advisement and Mr. Nussmeyer was asked to contact Barnett Brothers on the matter.

A claim was submitted by Deig Brothers by Deig Brothers Lumber & Construction Co. Inc. for work done on the Burdette Park Recreation Northwest. The amount due on this certificate is \$14,353.20.

The claim was referred to Mr. Hertzberger for his signature and then.... Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by the Vanderburgh County Soil & Water Conservation District for the second half of the County Grant to them as per contract in the amount of \$3,320.50.

Commissioner Schaad moved that the claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: SUBDIVISION OF HILLSDALE

Commissioner Willner said the problem of Hillsdale was brought before the Commissioners several times and was delayed and last week, the job at Hillsdale was done without any input from this Board. He said he would like to call it the Case of the Half Road, since what they have done was to take a machine that lays half-roads down and go each way for a twenty foot road and they took it and laid it right down the middle. He said there are no signs out there and he didn't know when the decision was made but that it wasn't made in front of this body, that it is now a matter of public record and he strongly disapproves of it. He said that one street, Campbell Road, was not done at all and Park & Walnut Streets were done twelve feet and Radio Avenue is the only street in the whole subdivision that two cars can pass on and he finds that this Commission has enough money to go to the East Side and the West Side to repair streets but when it comes to the North Side, they have a half-a-road and he thought it to be deplorable.

He said he wanted to know why this was done and what they can do about it now.

Commissioner Ossenberg said if Commissioner Willner recalled, they were in his office and at that particular time, Commissioner Willner was talking about a three inch cold mix and both, the City Engineer and the County Engineer said this would bleed out and they tried to compromise on a two inch road, that they had originally said one and one-half inch and he thought he recalled Commissioner Willner making the statement that he couldn't go along with the two inches, since he wanted a three-inch road and by the same token, he told them that he wasn't going to fight them

on any improvement in that Subdivision because the roads were substandard to begin with. He said those roads were twelve foot and they cleaned the ditches and put in new culverts and he took two Engineer's out there yesterday and drove over the roads and he thinks they are a credit. He said he agreed that Radio Avenue is fifteen feet and the others are only twelve feet but said that by the same token, Commissioner Willner had previously talked about making those one-way roads and that they went out and walked it and the only thing he could possibly see, and he thought that two Engineer's would agree, that to widen those roads, they could possibly get another foot in some sections and not that much in others.

He said they went on the idea that Commissioner Willner more or less left it up to them and he felt as though those roads, with a sharing cost of a little better than \$7,000.00, would be a vast improvement.

Commissioner Schaad said he didn't know why, with Commissioner Willner having agreed to that, why he begrudges the \$4,000.00 being spent on the West Side.

Commissioner Willner said he didn't begrudge it at all, that he just thought that if they have good roads in the East & West Sides, they should have them in the North Side.

Commissioner Schaad said he agreed with Commissioner Ossenberg because when they talked about it and said that one and one-half inch wasn't enough and that maybe they would settle for two inches, Commissioner Willner had said that he didn't want any part of it and this is what happened as far as he knows.

Mr. Nussmeyer said he thought the roads were much better than they have ever been and that they could possibly be improved a little by widening the shoulders.

Commissioner Willner asked the other Commissioners if they went out Campbell Road and if they thought it was in good shape, also if there were any stop signs out there or if there had been any out there for the past year.

Commissioner Ossenberg said Campbell Road wasn't in good shape and he didn't know that any stop signs were in the Subdivision previous to the Water Co. and the Sewer Dept. going in there, that this is something they can do through the Traffic Engineer He said he would readily admit that Campbell Road isn't in good shape and that he asked Mr. Stallings to call Rudolph back out there to do some additional work and he totally agreed. He said that Mr. Stallings also agreed to add another foot on those particular roads but he didn't know where he would go for more than a foot, unless he intended to tile the ditch to the East and build an eighteen foot road.

Commissioner Willner said he would settle for a foot on each side of the road and Campbell Road being redone since he thought this is the best they can hope for.

Commissioner Ossenberg said that on the North end of Campbell Road, the sewer didn't go down there at all, that the water line went down there and in their agreements, the cuts to these peoples homes were supposed to be smoothed out, that Campbell Road is a subgrade road and he thought that if Rudolph goes out and smoothes out the cuts and they chip and seal, they should have a good road.

Commissioner Willner said he thought this would be fine.

Commissioner Schaad moved that Mr. Judd go out to Hillsdale Subdivision to make a survey of the streets and to come back with a recommendation of what they need in the way of traffic signs, his opinion as to one or two-way streets and to check the ordinance to see if it needs to be amended.

Commissioner Willner seconded the motion. So ordered.

RE: ORDINANCE ON DRAINAGE AND FLOOD WATER RUNOFF...AMENDED

Mr. Crooks said that an Ordinance was passed last year, relative to Drainage & Flood Control Runoff, in order to meet the requirements for the Federal Flood Insurance Act and that he has submitted their Ordinance to the State Department of Natural Resources and that their Commission met two weeks ago and they have requested that one additional correction be made in the Ordinance which effectively says that the first floor of residential structures, exclusive of basements, shall be above the 100 year flood level and he said that the state requirement and the Department of Natural Resources requirement states that it shall be two feet above the flood level during a 100-year flood and they requested that out Ordinance be updated to this level.

He said that the County Attorney has prepared an Ordinance No. 1118-H, amending Ordinance 1118 and he presented it at this time.

Commissioner Schaad moved that Ordinance No. 1118-H be adopted. Commissioner Willner seconded the motion.

The vote being unanimous in the affirmative, the motion passed.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report on the employees of the County Highway Department for the past week.
Report received and filed.

RE: COUNTY HIGHWAY REPORT

Mr. Siebeking submitted the County Highway Financial Report for the Month of June, 1975.

Report received and filed.

RE: EVERGREEN ACRES

Mr. Siebeking said that two weeks ago, the Commissioners had asked him to contact Mr. Bussing on the two things that he was to correct in Evergreen Acres, that he did and Mr. Bussing said that it wasn't in the deal but that he would replace the manhole cover with a new one.

He said that he told Mr. Bussing that he thought it was in the deal, also that he asked him about that grate over the lake overflow and he said that this is what all the University's recommend so this is what they put in there.

Mr. Siebeking said he still thought this has too large of openings and that small things can get in to the catch basin and lodge in there. He said he suggested they put extra rods on the grate and made the openings smaller. He said that Mr. Bussing talked like he was finished with all his obligations and

he didn't think it was the responsibility of the County to go out there and do anything to it.

Commissioner Schaad said it is a question of waiting to see what happens and if they have a problem, they may have to go out there to do it to protect the county road.

RE: REQUEST TO POSTPONE WORK IN GERMAN TOWNSHIP

Mr. Siebeking said that this past week, William Koch who is President of the German Township Water Co. contacted him, that they had a meeting and he asked that the County Commissioners postpone for one year, the resurfacing of any roads in that area, since they hope to start in August with the construction of their new water lines and he was in agreement that it would be foolish to go in there and resurface a road this summer and then have it torn up.

He said there are two roads of that area that are on the list and they are Kleitz and Kuebler Roads and he said that Mr. Koch has asked that the resurfacing of these roads be postponed for one year.

He said that Mr. Koch will be in contact with each of the Commissioners since it is rather hard for him to attend the meetings on Monday mornings.

Commissioner Schaad said, for the benefit of the other Commissioners, that sometime ago, someone said that there was some pipe laying out there and he knew that some was for Kuebler Road, that the County has planned on resurfacing so he called Mr. Siebeking who contacted them so they could co-ordinate it, so they don't waste any money by resurfacing before the other work is done. He wondered if they could give the County their program, as to what roads they will be working on and he asked Mr. Siebeking to invite them to one of the Commissioner's meetings with this information.

Mr. Siebeking said he would and that he thought it was nice of Mr. Koch to contact him and ask that the County do this because they had discussed that it was a good idea to co-ordinate it so they didn't repair the road and then to have it torn up again.

RE: LETTER ON SALE OF EQUIPMENT

Mr. Siebeking said that several weeks ago, Commissioner Ossenberg had asked him to contact Cap Hudson and get some information on the selling of a car to another governmental agency within the County.

He received the following reply from the State Board of Accounts:

Re: Sale of Equipment by one County Department to another

Dear Cap:

This will acknowledge receipt of your letter dated June 3, 1975, requesting an answer to a question contained in a letter addressed to you from Mr. Jack Siebeking, Vanderburgh County Highway Superintendent, dated June 27, 1975.

The county highway department may sell the automobile to the Vanderburgh County

Surveyor's office pursuant to IC 18-5-2-1 through IC 18-5-2-2.5. Of course, the approval of the board of county commissioners shall be obtained for this transaction.

Yours respectfully, Kenneth R. Beesley,

State Examiner

Commissioner Schaad said that the money they would get from the Surveyor's office would go into the Highway General Fund.

Commissioner Ossenberg said that the Surveyor's office is in dire need of a car and they don't want a new one and Mr. Siebeking is wanting a new one so he felt as though if it was permissible to sell the car to the Surveyor's office, then they could probably buy a new car outright at less expense.

Commissioner Schaad moved that Mr. Siebeking get a few appraisals on his car and they will sell it to the Surveyor's office at the top appraisal price.

Mr. Nussmeyer said he didn't have the money in his account for the car this year and he would have to ask for it next year.

Commissioner Schaad said he could be given credit for it and be using the car and he could pay for it out of next years budget.

Mr. John said that this could be worked out.

Commissioner Willner asked if they couldn't use the Blue Book that was put out by the State on average retail cost.

County Attorney Stephens said this would save the time for appraisals.

Commissioner Schaad amended his motion to use the Blue Book average retail price and that Mr. Nussmeyer be given possession of the car and he can reimburse the Highway Department next year.

Commissioner Willner seconded the motion. So ordered.

RE: LOG JAM UNDER STRINGTOWN BRIDGE

Mr. Siebeking said that last week, Commissioner Willner brought up the fact that there is a log jam under the Stringtown Bridge and that they went to check it out with Jerry David, the contractor, and Mr. David said that he can do the job and thinks he can do it in less than a day's time and that he would do the job at \$30.00 per hour and he asked that they have one way traffic on the bridge during that time. Mr. Siebeking said that Mr. David could get the job done this week.

County Attorney Stephens said that Mr. Siebeking had better get another informal bid.

Mr. Siebeking said that he would furnish the flagmen and barricades when the work is done and that he would get another bid.

RE: MR. NUSSMEYER....PLANS PRESENTED

Mr. Nussmeyer presented plans on Short Nurrenbern & Red Bank Road and recommended they go ahead with the improvements by going North of the cemetery and then swinging in. He suggested doing part of it and work with the idea of acquiring the Right of Way behind the cemetery and then raising Nurrenbern Road in the future. He said that everything has been worked out with the Railroad

Commissioner Schaad asked if there wasn't some discussion of some property that needs to be worked out.

Mr. Nussmeyer said they have the Right of Ways and they were going to buy the corner which consists of three acres at the cost of \$7,500.00.

After further discussion, Commissioner Schaad moved that they proceed to do the work from Old Henderson Road to Red Bank Road as the first phase, hopefully to run it into the extension of Nurrenbern Road and take out the curve at another time. Commissioner Willner seconded the motion. So ordered.

RE: FRANKLIN STREET BRIDGE

Commissioner Schaad asked Mr. Nussmeyer, that since the expressway is now open, if they could go on Franklin Street Bridge.

Mr. Nussmeyer said it would be a difficult job and he thought they would try to do the painting this year and the slabs the first part of next year and that he would have the specifications ready in a week or two for the painting of the Bridge.

RE: POOR RELIEF

PAUL BROWN.... 14 E. Eichel..Apt. C...Pigeon Township...Pigeon Twp..Mrs. Walters, Inv.

Mr. Brown said he got his leg hurt and can't take care of himself and that he has been out of work for two or three weeks, that he lives with his son-in-law and he hasn't been able to pay him any rent for almost four weeks. He said he has he pays \$18.00 per week rent, also that he had previously worked at Pinkerton's as a guard but was laid off due to lack of work.

Commissioner Willner asked Mr. Brown how he hurt his leg.

Mr. Brown said he tripped on a rope at a used car lot near his home and was taken to the hospital the next day. He said he will have to keep the cast on for six weeks and can only get around on crutches. He said that he has signed up for unemployment but hasn't received any money yet, that he previously lived in St. Louis and that all the unemployment office has been doing has been to send him questionnaires to fill out.

Commissioner Schaad asked Mr. Brown what he was asking for.

Mr. Brown said he needs some money for his rent and food or something to help him, since he can't do for himself.

Commissioner Willner asked Mr. Brown if the owner of the used car lot didn't have insurance.

Mr. BRown said they did and he had his phone number so he called them but they said they didn't want to talk about it. He said he talked to an attorney but hasn't talked to the Legal Aid attorney.

Mrs. Walters said that Mr. Brown has been coming to the Trustee's office since the first of April and she asked what kind of help he wanted and he said anything they could do for him and she asked him if he was working and he said that he was working at Pinkerton's at that time.

She said that she called Pinkerton's and they said he was working and making \$2.13 per hour so she told him that they couldn't help him because he was working and he told her that \$2.13 wasn't enough money per hour.

She said she ran a budget on him and all that he had to pay out was \$18.00 per week. She said he came back in May and he said he wanted anything they could could give him. She called Pinkerton's again and they said Mr. Brown was still working. He came back again in June and wanted food since he was no longer working, that he had been laid off and she told him that he would get one more check and that after that, they would help him with his food. On the 13th of June he went to the Welfare Department and they gave him \$46.00 of food stamps on 0 purchase, which is allowed for one person per month and then on the 16th of June, he was in and she gave him a non-food order and told him to come back after the 1st of the month and bring his card from the food stamp office and if he had to pay anything for his food, they would pay it. She said that she really didn't know what Mr. Brown wanted and that she couldn't communicate with him.

Mr. Brown said he didn't know what he was supposed to do, that a person can't starve and he has to have rent money and he can't work so he has to have some help.

Mrs. Walters said he then came in on June 30th and said he needed help because he broke his leg.

She said she sent him to the Welfare Department to file on his accident and the caseworker there told him to come back and tell her that he had applied for medical help and they would take care of that and said that Mr. Brown didn't, at that time, ask for help on food, since he wasn't qualified last month. She said if he wanted help on rent now, since he is out of work, that maybe she can help him but that he hadn't been back since last month. She also said they only pay rent by the month and not by the week.

Commissioner Schaad told Mr. Brown that the Trustee's office wants to help him and if he would listen instead of talking, maybe he would get more help and it was just a matter of them working it out together.

Commissioner Schaad moved that this case be referred back to the Trustee. He asked Mr. Brown to listen and do what they tell him.

Mrs. Walters said Mr. Brown wouldn't let her talk to him and when he comes in he just says he wants anything they can do for him.

Commissioner Ossenberg told Mr. Brown to be more specific and tell them that he needs help on his rent and that if he is eligible for food stamps, he will get them.

Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked Mrs. Walters to check on his rent and as to when his unemployment will come through.

CATHY WESTBROOK.....1644-A East Michigan Street.....Knight Township

Sonja Young of Human Relations appeared and explained that Cathy no longer needs the help of the Trustee, since she got a job and is working by sitting with a lady. Case dismissed.

RE: DRAINAGE ON LITTLE PIGEON CREEK

In the minutes of the Drainage Board for June 23 & 30, there was discussion of drainage on Little Pigeon Creek and it should have been in the Commissioners meeting since it is of their concern and not a matter of the Drainage Board because it isn't a legal drain. It concerned a ditch behind the Oakes, immediately South of Hillsdale Subdivision that has been closed up by a property owner by placing better than eight feet of fill in the natural drain and he filled the ditch to where it is eight feet higher than the elevation of that particular bridge structure.

The Commissioners had discussed this matter and it was decided that the Department of Natural Resources would be the most likely body to take action so County Attorney Swain was to see what could be done.

County Attorney Stephens said today that he would talk to Mr. Swain to see what information he had on the matter.

RE: PRELIMINARY ENGINEERING APPROVED FOR WIDENING OF LYNCH ROAD

Commissioner Ossenberg said that through the Urban Mass Transportation, the State and Federal Highway Administration has approved for preliminary engineering, the right of way buying, the widening of Lynch Road from Highway 41 to Oak Hill Road, the new corridor of Red Bank Road from State Road 62 to Allens Lane and St. Joe Road from the expressway to Mill Road, so they have been approved and he said that the right of way and preliminary engineering on St. Joe has been finished but they can proceed to start on Lynch Road & Red Bank Road, so that money can be transferred into contractual.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg

Robert Schaad

Robert L. Willner

Curt John

William Stephens

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 14, 1975

The meeting of the County Commissioners was held on Monday, July 14, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property. The bidding will remain open and the sale will continue.

RE: - NOTIFICATION OF COUNTY FORM 144

County Auditor Curt John submitted the Statements of Salaries & Wages proposed to be paid the officers and employees of the various offices for 1976. Forms received and filed.

RE: EMPLOYMENT CHANGES APPOINTMENTS

COUNTY TREASURER

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Barbara Hedges 2238 E. Iowa St. Posting Machine Opr. \$215.60 Pay Eff: 7/14/75

VOTERS REGISTRATION OFFICE

Lillian Young	762	E. Virginia	Clerk	\$15.00 Day	Eff: 7/9/75
Mabel Winkler	7418	E. Mulberry	Clerk	\$15.00 Day	Eff: 7/9/75
Edna L. Henry	3904	Clement	Clerk	\$15.00 Day	Eff: 7/9/75
Lucille Becking	706	Court	Clerk	\$15.00 Day	Eff: 7/9/75
June Sawyer	5404	Cunningham	Clerk	\$15.00 Day	Eff: 7/9/75
Mario Lurker	2100	Schutte Rd.	Clerk	\$15.00 Day	Eff: 7/9/75

PIGEON TOWNSHIP ASSESSOR

Lillian N. Young 762 E. Virginia Deputy Pt. Time \$15.00 Day Eff: 7/2/75

COOPERATIVE EXTENSION SERVICE

Terry L. Fray 1420 S. Red Bank Workstudy \$2.00 Hr. Eff: 6/1/75

PROSECUTOR'S OFFICE

Sue G. Vance	1220 S.E. Second(Temp)	Secretary	\$6,000 Yr.	Eff: 6/16/75
Leah Crider	1535 Savannah Dr.	Secretary	\$6,000 Yr.	Eff: 6/18/75

BURDETTE PARK

Michael Klueh	408 Martins Lane	Ex. Pool Grd.	\$2.00 Hr.	Eff: 7/9/75
Betsy Detroy	1401 S. Plaza Dr.	Ex. Pool Grd.	\$2.00 Hr.	Eff: 7/9/75
Kenny Mitz	1801 Monroe Ave.	Jr. Rink Grd.	\$2.00 Hr.	Eff: 7/10/75

COUNTY HIGHWAY

Virginia Hobbs	1421 S.E. Second	Clerk \$211.22 Pay	Eff: 7/19/75
Ella Mae Sheets	3307 Bayard Pk.	Bookkeeper \$250.66 Pay	Eff: 7/19/75
Barry Levine	1127 Lincoln Ave.	Dog Catcher-Tk. Dr. \$3.73 Hr.	Eff: 7/ 9/75
Kay Hobbs	1421 S.E. Second	Office Mgr. \$211.22 Pay	Eff: 6/16/75

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY TREASURER

Diana Steurer 1761 Henning Ave. Posting Mach. Opr. \$215.60 Eff: 7/1/75

PIGEON TOWNSHIP ASSESSOR

Lillian Young 762 E. Virginia St. Dep. (Pt. Time) \$15.00 Day Eff: 7/9/75

PROSECUTOR*S OFFICE

Latosha Pitt 1119 E. Blackford Secretary \$6,000 Yr. Eff: 6/13/75

BURDETTE PARK

William Gregones	4325 Meadowridge	Rink Guard	\$2.00 Hr.	Eff: 7/9/75
Timothy Hall	4604 Claremont	Sr. Pool Guard	\$14.00 Day	Eff: 7/9/75
Kenny Mitz	1801 Monroe Ave.	Park Security	\$2.15 Hr.	Eff: 7/9/75
Arthur Griffity Jr.	1521 S. Emmett	Park Security	\$2.00 Hr.	Eff: 7/9/75

COUNTY HIGHWAY

Ella Mae Sheets	3307 Bayard Park	Clerk	\$211.22 Pay	Eff: 7/19/75
Virginia Hobbs	1421 S.E. Second	Office Mgr.	\$211.22 Pay	Eff: 7/19/75
Carol Parsley	2914 Mockingbird	Bookkeeper	\$250.66 Pay	Eff: 7/19/75

COUNTY COMMISSIONERS

Sarah McCray 6812 Taylor Ave. Vacation Clk. \$75.00 Wk. Eff: 7/11/75

RE: POSITIONS FROM CETA FUNDS FOR NEW COURT SYSTEM

Commissioner Ossenberg said that at the County Council meeting of a few weeks ago, Councilman Lensing was concerned over the personell of the courts and he had asked if Commissioner Ossenberg would join with him in discussing this matter with Mayor Lloyd in the possibility of the City granting the County some CETA employees. He received the following letter from the Mayor on this matter:

Dear Tom:

In our discussions over the past few weeks about the upcoming transformation of the Superior Court, it has become clear that the change will necessitate additional personnel for Vanderburgh County.

In recognition of the fiscal impact that these additional personnel are likely to have on the local tax rate, I am willing to make available job slots under the Comprehensive Employment and Training Act (CETA) in addition to those already allocated to Vanderburgh County by the Federal Government.

We will finance from the City's CETA allocation three positions currently used in the City Court operation and an additional five positions, for a total of eight.

These jobs would begin on January 1st of next year and run through the end of the federal fiscal year, June 30, 1976.

Altogether, this would mean a contribution by the City to the County which would probably exceed \$30,000.00.

I hope that this contribution will help you in the task of finding the financial resources to run the new court system.

Sincerely, Russell G. Lloyd, Mayor

Commissioner Ossenberg said they have gratiously given the County these eight positions from CETA for the new Court System and that with Judge Dietsch, there are fifteen full time employees, four part time employees and that Mrs. Cox who will be responsible for the Courts, has asked for fifteen full time employees for the City and will render eight of those employees to the County.

RE: TREASURER'S REPORT

The Treasurer's Report was submitted for the month of June, 1975. Report received and filed.

RE: CORRECTED DEED TO BE SIGNED

A corrective Deed was presented to the Commissioners for their signatures, for the correction of a previous Warranty Deed wherein the name of Toleda K. Euler, a cograntee, was incorrectly spelled.

This was for a parcel of land on Darmstadt Road that was conveyed to Herman F. & Toleda K. Euler.

The Commissioners signed the deed at this time.

RE: CONTRACT TO BE SIGNED ... MANPOWER PLANNING

President Ossenberg signed the contract at this time.

A contract was submitted for the signatures of the Commissioners, by Manpower Planning, the purpose of which is to initiate a 1975 Adult Work Experience Program. The Programs will be for 26 weeks, 2 days, from 7/1/75 to 12/31/75.

The funding level for this program is \$13,027.00 FY, 1975 CETA, Title I funds. The Prime Sponsor shall not be obligated to reimburse the Subcontractor/Subgrantee for cost incurred in excess of the amount currently available and funded. By reason of the foregoing, the total amount of FY 1975 funds available is \$13,027.00.

RE: MR. BRANDSTRATOR...INTERSECTION OF ST. JOE & ST. WENDELL ROAD

Mr. Brandstrator, an architect, appeared and said he is representing the St. Joe Parish Church out in German Township and he presented a map on the revision of St. Joe and St. Wendell Road, which is the corner of their property. He said that sometime ago, they had inquired as to what the County could do for this intersection which is very wide and is a real hazard. They requested that this intersection be narrowed down to a standard intersection and said that he worked with the Traffic Engineer on it. He said they plan to put in new curbs and sidewalks and kind of reclaim the intersection and eliminate some of the hazards and they plan to come off the center line of the Right of Way of the street, 20 feet, with a curb and put up some type of guard rail or fence around that corner in which they will meet all the new requirements as set forth by the County and Traffic Engineer's. He said he didn't think this had ever been finalized and that they now have the funds to go ahead on the project and they would like to get approval to make the change on this property.

Mr. Ludwick said they worked with Keith Lochmueller on this and the county had given them permission to use the existing Right of Way and said that if Mr. Lochmueller gives his approval for traffic, he thought they could go ahead with it.

Mr. Lochmueller said this was in agreement with him.

County Attorney Swain said what he would do, since the County may someday need this land, is to enter an agreement with them, that they can encroach and if the County ever needs it, they can take it back.

Mr. Brandstrator said he supposed this would be okay but that he didn't know just who owned all the property involved. He said that Engineer Associates did the original survey of the property.

County Attorney Swain said it would first have to be determined as to who owns the property, before they can do anything, since if the county owns it, they want it clearly understood that this is an encroachment and that if the County ever needs it to widen the intersection, it will come back to Vanderburgh County without cost, with no reimbursement for the improvement.

This matter was reset for next week, at which time final action can be taken.

RE: SUIT AGAINST COUNTY

A suit has been filed against the County by Anna Joeckel, whereby the Board of County Commissioners, by virtue of a contract with Barnett Brothers Inc., have excavated or caused to be excavated, dirt from both within and without easement Right of Way and have felled large valuable trees upon claimants real estate on Smith Diamond Road and she was paid \$1,510.50 for the Right of Way, only and has not been paid for the taking of trees, fill dirt and for damages to her real estate as the result of excavation and the relocation of a creek.

County Attorney Swain said that County Attorney Stephens will handle this case and he suggested that the bond be set at \$100,000.00, because if they get a permanent injunction, since there is a contract, it may change the price but that it is still up to the courts.

Commissioner Schaad moved that the bond be set at \$100,000.00 and that this matter be referred to County Attorney Stephens. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR PERMIT TO CUT COUNTY ROAD

A letter was received from Russell Land Inc. and reads as follows:

Gentlemen:

In order for us to perform essential maintenance to an existing oil pipeline crossing under Old State Road, it will be necessary to expose the pipeline under the pavement.

The exact location, 2807' North of Base Line Road, is marked on the attached copy of Ashland Pipeline Company Drawing 2699 L.D., and has been examined by the County Road Inspector.

Permission is requested to close Old State Road to through traffic at the designated location for 3 days, beginning 15 July 75, the time and duration to be subject to weather conditions. Local traffic each side of the road cut would not be interrupted.

more transfer to the District

We estimate a cut approximately 10' wide will be required. Suitable barricades will be provided. Backfill shall be with approved material and compaction. Paving restoration shall equal or better the existing paving.

Very truly yours, Julius Land

Mr. Siebeking said that Russell Land Inc. sent him a Certificate of Insurance, which he had requested and he presented it to the Commissioners at this time.

Commissioner Schaad moved that their request be granted. Commissioner Willner seconded the motion. So ordered.

RE: SUBDIVISION IMPROVEMENTS

Mr. Ken Nelson of the Area Plan Commission, said they have had a couple of meetings on the decision to go to acre lots in the unincorporated portion of Vanderburgh County, on Subdivisions that do not have public sewers or because of cost reasons, they can't put in private treatment systems and he was asked by Mr. Schaad to bring a list of Subdivisions that they have had that has received preliminary approval and he said it is about a three month list, that for one reason or another, they were preliminarily plotted and either they have been held up or the Engineer has not been able to get back with the final plot, but most of them has less than an acre lot and he thought that the discussion at the meeting they had was to allow these to go through and to impose the acre lot requirement on any Subdivision that would be plotted after this.

Commissioner Schaad said he thought they should be fair with everyone and that maybe if they are going to have a cut-off date, that these people should be contacted and told that their building would have to be resolved in a certain length of time or they were going to be caught with it.

Mr. Nelson said from a practical standpoint, that it was almost an impossible thing to do. He thought the more equitable thing to do would be to work on others individually, that are preliminarily plotted, when they come up.

Commissioner Schaad said that at the meeting on this matter, they thought they may go ahead and process these on the old criteria.

Mr. Nelson said that the amendment to the new ordinance has been advertised and will be passed by the Planning Commission at their next meeting and then sent to the Commissioners for final reading.

Commissioner Ossenberg said he didn't think they could put the one acre requirement in it until it has been passed.

Mr. Biggerstaff said it was his understanding, at the meeting, that on lots where they had bad soil types, that they have one acre tracts but those that were satisfactory, one acre requirements would not apply.

Mr. Nelson said the meeting they had when they prepared the amendment to the ordinance in which the three Commissioners were present, the ordinance read that there were three alternatives, there was the private treatment system, the public system or the requirement of the acre lot and that was the amendment that was reviewed by the attorney and the one they were told to go with.

Soil Conservationist Fred Alcott, said he made recommendations after checking with numerous people and they are that core sampling should be taken on the site for foundation design, that the top soil be disturbed as little as possible in the construction of the home and that this is due to the fact that there is a hard pan layer beneath the surface approximately 30 inches, so if they disturb the top 30 inches as little as possible, they can get better drainage around the home. He also the clay soil that does not absorb water well is found throughout most areas of the County. He said he also recommended that if the filter system is used, they should keep the water away from the filter fill as much as possible if they went to one acre lots, also that the house drains could be outlet to the curtain drain on each lot. He also recommended, since there is a severe limitation for septic tanks, that the best recommendation would be a public sewer or sewer system but from what he has heard, this is almost impossible at the present time.

After further discussion, Mr. Nelson said his question is, from a staff standpoint of being required to review the Subdivisions, is it going to be the policy that the Commissioners want them to use the Soil Survey Report and follow that recommendation of are they going to be in an orbitrary debate of whether one soil type perks or whether it doesn't perk, where they are up to a thin line and let some of them through because someone says this soil type doesn't hurt and then the staff changes or the

people change down there and then another subdivision goes through because someone says that soil type isn't a problem. He said that if there is a guideline in the ordinance and it doesn't have to be an acre lot, that maybe it ought to be a recommendation of the Soil Extension Service and what they recommend in their Soil Report, but if it is left arbitrarily open, everytime the Commission, Planning Commission, or staff changes, it is left open for a different criteria, applied by these people and this is what he wants to get away from.

The Commissioners were unable to decide whether the lot size requirement should be enforced only in those areas where that soil exists or if it should apply county-wide.

Also discussed was when a new ordinance should take effect.

Commissioner Schaad said he feared developers would rush in to get approval of subdivision plots before the one acre requirement takes effect.

After much discussion on the matter, Commissioner Schaad moved that those Subdivisions on the list of which application has been made, be processed by Area Plan and the others, according to the old criteria and any new ones be worked out in order to get this thing solved. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said he would like to see something done immediately on the others, as he would hate for the EPA to put a limitation on the building in Vander-burgh County and he thought it the problem of the Commissioners to solve.

The Commissioners agreed to meet during the week before deciding what to do.

Mr. Nelson said he would set up a meeting to get this worked out.

The following Subdivisions are the ones that will be processed according to the old criteria:

Sierra Park No. 2 University Heights No. 2 Char-Mar Estates Subdivision Emge Place Subdivision William Wortman Subdivision
Dewey Martin Subdivision Final Plat
Collins Court

RE: CONTRACT ON INSPECTION OF AUTOMATIC SPRINKLER

A contract for the routine maintenance inspection of the automatic sprinkler system at Hillcrest Home was received by the Commissioners from Sprinkler Contractors Inc.

Mr. Hotz received the following letter which was attached to the contract. It reads as follows:

Dear Sir:

As discussed if you will sign and return our simple contract form we will make the required Quarterly Inspections and complete the forms for submittal to the State Fire Marshal Office.

This service will include any minor adjustments and good preventative maintenance for the system. The charge shall be on a time and material basis as discussed. Your system has been in service since March 19, 1975 and you will soon require your first inspection.

Signed James L. Hubert

Commissioner Ossenberg asked Mr. Hotz why there would have to be a contract if the work was to be done on a time and material basis, since if this is the case, they could call them anytime they needed them.

Mr. Hotz said this is a quarterly report that is required by the State Fire Marshal's office and that it is also required that the work be done by a company that is approved by them and made with them and it would be their responsibility to make the necessary repairs and this is the reason for the contract.

Commissioner Schaad moved that the contract be approved and signed. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Staub Inc. for work done on Seminary Road in the amount of \$18,578.64...Final, including retainage fee.

Commissioner Schaad moved that the claim be approved.

Commissioner Willner said he thought the contract price to be less than this amount.

Mr. Ludwick said that the contract price was \$11,085.00 but that the unit bid was based on cubic yards and they made a mistake in figuring it by 20%, also, the contractor was required to go out an extra ten feet on the road. He said that he would take the responsibility for the ll.ooo yards but no more.

Commissioner Willner asked why there wasn't a change order submitted to the Board.

Commissioner Schaad then withdrew his motion.

Mr. Ludwick said that he will see that the change order is brought in next week. Action on this claim was held up until next week.

A claim was submitted by Citizens National Bank for the balance of the retirement contribution for the Sheriff's Department in the amount of \$40,000.00.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. for Insurance...General Fund...Continental Bond # BND 175 25 99 - 3D Bond annual installment, on Frank Tilford, Treasurer of Vanderburgh County, in the amount of \$1,528.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers for work done on Red Bank Road and Upper Mt. Vernon Road in the amount of \$4,700.00.

Mr. Ludwick said that he has talked to Barnett Brothers and they were to contact the Commissioners but the Commissioners said that they hadn't contacted them as yet. Mr. Ludwick also said that the Gas & Electric Co. said that they would pull those things out of the ditch since they will catch debris. This claim will be held up until the matter has been settled:

A claim was submitted by Ann Schmidt for travel expenses in the amount of \$79.95, and was approved by Ken Nelson of Area Plan.

A claim was submitted by Kenneth Nelson for traveling expenses in the amount of \$187.76.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority for the installation of one new floor telephone outlet for Mr. Edwards, the Executive Secretary for the County Council, in the amount of \$30.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. JUDD...HILLSDALE HOUSING PROJECT

Mr. Bill Judd, the Traffic Director, submitted the following:

Upon my investigation of the Hillsdale Area, it is my recommendation to put stop signs up at the following intersections:

Walnut Road and Hillsdale Road, Hillsdale Road as preferential Walnut Road and Radio Avenue, Radio Avenue as preferential Walnut Road and Campbell Road, Campbell Road as preferential Park Road and Campbell Road, Campbell Road as preferential Park Road and Radio Avenue, Radio Avenue as preferential Park Road and Hillsdale Road, Hillsdale Road as preferential

The County Commissioners approval is requested.

Signed William T. Judd, Traffic Director

Commissioner Willner moved that the recommendations as set out by Mr. Judd be approved. Commissioner Schaad seconded the motion. So ordered.



Commissioner Willner asked Mr. Judd if he had a recommendation today on one way streets in reference to Walnut Road and Park Road.

Mr. Judd said he thought this idea was dropped but that he would go back out and take a look at them again.

RE: MR. SLEBEKING. .. LOG JAM UNDER STRINGTOWN BRIDGE

Last week, Mr. Siebeking obtained one informal bid from Jerry David, who said that he would do the job of removing debris under the Stringtown Bridge in one day, at the cost of \$30.00 per hour. He was asked to get another bid on this project.

Mr. Siebeking reported today that he obtained another informal bid from Floyd Staub, and that the bids were the same but that Mr. Staub said that he didn't even know when he could get in there to do the work and Mr. David said he thought he could get in there this week.

Commissioner Schaad moved that the job be given to Jerry David. Commissioner Willner seconded the motion. So ordered.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report on the employees of the County Highway Department for the past week.
Report received and filed.

RE: PROBLEM IN EVERGREEN ACRES

Mr. Siebeking said that Mr. Gilbert who has the house on Heather Place in Evergreen Acres is the one that has had all the water problems out there. He said that Mr. Gilbert has had three claims this past spring from his Insurance Company, on the area of the tennis court where they were out checking and where the tile needs replaced and the water goes in his driveway and it gets in his basement every time it rains and he asked Mr. Siebeking to report to the Commissioners that if he didn't see any activity out there within 30 days, he would turn it over to his attorney. He said the Insurance Company is pressing Mr. Gilbert and he asked Mr. Siebeking if he knew of any developments that were taking place and he told Mr. Gilbert that he knew of none, other than Mr. Ludwick was working on it and Mr. Gilbert told him that he would call him back to find out what kind of answer he could give him.

Mr. Ludwick said he has run into a lot of problems on the right of way, since the people that are involved are divorced, that the man lives in Henderson and the woman has an unlisted telephone number and works in Princeton. He said he has tried to call her at work and she won't return his call. He also said they went to the house several times but they don't seem to be having any luck at all in getting them to sign the easement and it is still in both their names.

After further discussion, Commissioner Willner said the Commissioners agreed to do this work, so suggested that they put someone in charge of getting this easement.

Mr. Ludwick said the house is now for sale and Emge Realty has it but they don't want to get involved in it and if they do get involved, the County will have to pay them.

Mr. Ludwick asked that the Commissioners give him a couple more days, that he would try to contact the man.

The Commissioners agreed to let Mr. Ludwick try to contact the husband and said that if he couldn't, they would get Emge Realty to help obtain the signatures, since the work that the county will do out there will help improve the property and may make it easier for them to sell the house.

This matter will again be taken up next week.

RE: MR. SIEBEKING

Mr. Siebeking reported to the Commissioners that the County Highway Department is resurfacing the roads and that they haven't had any problems that amount to anything and that everything is coming along very well.

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RE: CONTRACT AWARDED ON CAR FOR HIGHWAY DEPARTMENT

Mr. Siebeking said that last week, the Commissioners asked him to get several bids on an automobile and that he contacted several company's for bids and asked them to contact Mr. Huffman, the Purchasing Agent.

Mr. Huffman said that these Company's called him and that Hendrickson & Son Motors, Lindsey-Lincoln Mercury and Vandeveer couldn't come up with a car in the catagory they wanted, also that Kenny Kent gave him a bid on two chevrolets but they didn't have a delivery date, since they didn't have these cars in stock and said that they would try to locate them, so he got down to two bids who were from Cooke-Chevrolet, who bid on a 1975 Malibu 4door..250, without power steering, priced at \$3,918.00 and a 1975 Nova 4-door with power steering..250, priced at \$3,911.00 and both have set in air conditioning. He also received a bid from Key Motors on a 1975 4-door..351, with factory air, priced at \$3,998.36.

After some discussion on the various cars, Commissioner Schaad moved, on the recommendation of Commissioner Willner, that they purchase the Torino from Key Motors. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Roy H. & Odelia F. Hildebrand, accompanied by the easement. This claim is for the Green River Road Widening Project, Acct. No. 216-3774, in the amount of \$1,092.12.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: COMMENT BY MR. NUSSMEYER

Mr. Nussmeyer said that the right of way buyers are making various concessions to the people, that a lot of times they don't even know about and they find out about it after the deal is closed.

The Commissioners agreed that any proposals should be put in writing.

Commissioner Ossenberg said that in the future, when right of way buyers are needed, they will first be sent to the County Surveyor's office so it can be spelled out for them.

RE: CLAIMS

A claim was submitted from G. H. Allen Inc. for Mesker Park, St. Joe and Kleitz Road bridges, Acct. 203-3815, for partial payment in the amount of \$30,122.17.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for BC-7-74, Old State Road & L & N Overpass, Accts #216-3767 at \$19,059.82 and Acct.# 203-3762 at \$6,353.28...Partial, Contract complete - 33%. The total amount of the claim is \$25,413.10.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by G. H. Allen for Kansas Road Bridge Structures # 79 and #79A Acct. # 203-3817...Final Payment in the amount of \$6,846.87.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: APPROVAL OF STORM SEWER ON SPRING VALLEY ROAD

Mr. Nussmayer presented a set of plans for the extension of the storm sewer on Spring Valley Road and he requested the approval of same.

Mr. Nussmeyer submitted the following letter from Mr. W.C. Bussing of Bussing Construction Co. on the matter:

Dear Mr. Nussmeyer:

The proposed fifteen (15) inch storm sewer line along Spring Valley Road,

is being installed for the sole purpose of connecting to the two (2) existing curb inlets.

The only storm water it is intended to handle, will be from the two curb inlets in the street.

Sincerely yours, W.C. Bussing Jr.

The following letter was received by Mr. Nussmeyer from Bruce A. Biggerstaff, pertaining to the same thing:

Mr. Nussmeyer:

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I have submitted a revised set of plans for an extension of a storm sewer along Spring Valley Road. It consists of approximately 400' - 15" Class III R.C.P. and will connect two existing inlets.

It is my understanding we have made all necessary changes as requested, by your office, and it will now be taken before the County Commissioners for approval.

Very truly yours, Bruce A. Biggerstaff

Commissioner Schaad moved, on recommendation of Mr. Nussmeyer, that the set of plans for the extension of this storm sewer be approved. Commissioner Ossenberg seconded the motion. So ordered.

NOTICE OF TORT CLAIM

A Notice of a Tort Claim was submitted to the Commissioners, whereby Sarah L. Reese is asserting a claim against the County for personal injuries sustained in an accident with a county truck at the intersection of Broadway and Barker Avenue on January 17, 1975.

Commissioner Schaad moved that the Notice be referred to Hahn & Becker Insurance Company. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 11:15 a.m.

PRESENT

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COUNTY COMMISSIONERS

COUNTY AUDITOR

Thomas Ossenberg

Robert Schaad

Robert L. Willner

Curt John

Thomas Swain

Secretary: Margie Meeks

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COUNTY

COUNTY COMMISSIONERS MÉETING JULY 21, 1975

The meeting of the County Commissioners was held on Monday, July 21, 1975, at 10:00 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: OPENING OF BIDS....GREEN RIVER ROAD

The following bids were received on the Reconstruction of Green River Road, from Heckel Road to Boonville-New Harmony Road:

George Ryan Co. Inc......\$588,094.00 Feigel Construction Corp....\$545,199.72

The Engineer's estimate was \$492,336.00

These bids were referred to Mr. Nussmeyer so he could check them out and report back to the Commissioners at this meeting.

RE: JAMES BUTHOD TO SIT IN AS COUNTY ATTORNEY

Commissioner Ossenberg said the Commissioners appreciate Mr. James Buthod, a former County Commissioner who is an attorney, for substituting as County Attorney in the absence of County Attorney Stephens, who will have a trial that he will have to go to.

RE: EMPLOYMENT CHANGES ... APPOINTMENTS

AUDITORS OFFICE

Lana Bunne	r 3604 Rodenberg	Clerk	\$15.00 Day	Eff: 7/16/75

BURDETTE PARK

Don Lochmueller	7925 New Maple Rd	Extra Pool Guard	\$2.00 Hr.	Eff: 7/16/75
Jean Griffin	4518 Tremont Rd.	Extra Pool Guard	\$2.00 Hr.	Eff: 7/16/75
Mary Schmidt	862 3. Villa Dr.	Extra Pool Guard	\$2.00 Hr.	Eff: 7/20/75

CUMULATIVE BRIDGE

John L. Singer	2424 W. Illinois	Asst. Inspector	\$8,500.00 Yr.	Eff: 7/18/75

COUNTY COUNCIL

Tom Hobdy	3404 Oak Hill Rd.	County Council	\$2,400.00 Yr. Eff: 7/1/75
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RE: EMPLOYMENT CHANGES...RELEASES

Brenda Phipps 721 E. Powell Clerk \$15.00 Day Eff	f: 7/16/75
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CUMULATIVE BRIDGE

John L. Singer 2424 W. Illinois Asst. Inspector \$8,100.00 Yr. Eff: 7/18/75

RE: MONTHLY REPORT

The monthly report of the Traffic Engineering Department was submitted, showing the materials used and their cost, from January to June, 1975 inclusive.

The report was received and filed.

RE: CONTRACT....VANDERBURGH CHRISTIAN HOME

County Attorney Stephens prepared a contract that was in connection with the grant by the County Council, of \$4,000.00, to the Vanderburgh County Christian Home and submitted it to the County Commissioners.

He said this centrast has been executed by the Christian Home and needs to be executed by the Commissioners, one copy of which is to be returned to the Christian Home and one copy is to be filed in the Auditor's office.

Commissioner Schaad moved that the contract be approved and signed. Commissioner Willner seconded the motion. So ordered.



RE: NOTICE OF TORT CLAIM

A Notice of a Tort Claim was submitted to the Commissioners last week, whereby Sarah L. Reese is asserting a claim against the County for personal injuries sustained in an accident with a county truck at the intersection of Broadway and Barker Avenue on January 17, 1975.

This notice was referred to Hahn & Becker Insurance Agency so a copy has been sent to him.

RE: LETTER RECEIVED FROM STATE FIRE MARSHAL

A letter was received by Commissioner Ossenberg, from the State Fire Marshal, in reference to the draperies to be installed at the Hillcrest-Washington Home. The letter reads as follows:

Dear Mr. Ossenberg:

We should like to take this opportunity to thank you for your recent progress report in which you requested an extension of time for the drapery requirement.

Therefore, under these circumstances, we will request the Department of Public Welfare to extend your license until December 31, 1975, in order to afford you the opportunity to have your drapes installed.

Your cooperation is deeply appreciated, and we look forward to working with you.

Yours very truly, William C. Goodwin, State Fire Marshal

Letter received and filed.

RE: REQUEST....BRIDGEVIEW DRIVE

The following letter of request was received by the Commissioners, from the residents of Bridgeview Drive area and reads as follows:

Gentlemen:

We would like to ask again that Bridgeview Drive not be opened to through vehicle traffic without first improving the road to meet all county road requirements.

There will be traffic hazards due to the terrain and narrow roadbed. Dust will be a major factor unless oil or asphalt is used.

Our neighbors and ourselves paid money several times to have Reiter Drive and DeShields improved before it was accepted for county maintenance. Since all property owners on the roads of this area have a minimum of two ways to reach their property we don't think it is necessary for them to use a slightly improved road easement.

If there are people who feel that there is sufficient advantages for using this short piece of Bridgeview, we think they should improve it to a point where there are no traffic hazards or dust. It is only fair to the people who have paid to have a blacktop street to eliminate dust.

Yours truly...Signed by residents of Bridgeview Drive

Mr. Burgdorf said he would like to inform the Commissioners that he is filing a civil suit against the Rollett heirs for possession of some property, since this is what legal council has advised him to do. He submitted a copy of the following letter that was sent to Mr. Rollett:

Dear Mr. Rollett:

As you are aware, I and my neighbor, William Sutton, are the owners of property lying between Reiter Drive and Deshields Drive in Evansville, Indiana. Apparently you are claiming some right to an easement which borders my property on the south and the Sutton's property on the north, which so called easement runs between Reiter Drive and Deshields Drive. This so called easement has never been dedicated to the County, nor has it been accepted by them for maintenance and no effort has been made on the part of yourself or your ancestors to dedicate the fifty-foot strip to the County. We are interested in either having any easement rights which you may claim released by you, or in the alternative, having you cause the fifty-foot strip to be constructed into a roadway meeting County specifications and that it be dedicated to the County and accepted by the County for maintenance. If neither of these alternative appeal to you, then I will have no alternative but to bring suit to quiet title to that strip of real estate in question and seek to have a Court declare the easement terminated by reason of non-user and by virtue of adverse possession of the area by myself and Suttons for a period in excess of ten years.

There has been some indication that you intend to place rock upon the strip of land in question in the near future and, this is to advise you that if you do so without having chosen one of the alternatives which I suggested above then you do so at your own peril and without any waiver being made on my part with regard to my claims of non-user of the strip and adverse possession.

Please let me have your reply within the next twenty-four hours so that I can make a decision along with Sutton in this regard.

Very truly yours, Jack Burgdorf

Letter received and filed.

RE: REQUEST ... FOR SPEED LIMIT CHANGE ON ST. GEORGE ROAD

The following letter of request was received by Mr. Judd from Mr. Donald E. Leslie:

Dear Mr. Judd:

I request that the decision to change the speed limit from 35 mph to 20 mph on St. George Road be re-evaluated. I feel this is entirely too slow considering the amount of traffic using St. George and the fact that it serves as a major artery between Highway 41 and Oak Hill Road.

Additionally, from observation, it is quite clear that no one is observing the 20 mph limit and, in fact, it is quite dangerous to try to reduce auto speed to 20

mph for such a short distance if there is following traffic.

The section carrying the 20 mph limit is no more than three-tenths of a mile.

It extends for less than a block on either side of the intersection of St. George and Ward Road. There are no houses facing St. George for the entire section posted 20 mph, so I find it difficult to understand why this change was made.

Sincerely, Donald E. Leslie

Commissioner Schadd moved that this matter be referred to Mr. Judd and that he come back next week with a recommendation. Commissioner Willner seconded the motion. So ordered.

RE: COUNTY CLERK REQUESTS TELEPHONE CHANGE

The following letter of request was submitted by the County Clerk, Shirley Cox, in reference to moving phones # 426-5148 and 426-5167;

Dear Sirs:

To better utilize floor space, reorganize storage areas of court records, and improve work efficiency, rearrangements of some areas in the County Clerks office were necessary.

I am requesting that the Mental Committment Clerk and the Circuit Court Clerk be allowed to retain the phone numbers as previously assigned to their departments, as these numbers are on file in the various state institutions and the increased activity in our office does not allow for the time to continually transfer all incomin calls.

Thank you for your consideration, Sincerely, Shirley Jean Cox

Commissioner Schaad moved that the phone change be authorized. Commissioner Willner seconded the motion. So ordered.

RE: PETITION FOR CHANGE OF ORDINANCE 1152

Mr. Ken Nelson of the Area Plan Commission, said that based on the discussion with the Commissioners last week, he was asked to get with the Soil Conservation people, Mr. Crooks and Mr. Elder and the Commissioners to discuss the possibility of using soil types and topography as criteria's for requiring more stringent requirements on septic tanks when they have poor soil. He said they met with Mr. Alcott Friday afternoon and came up with the change. He pointed out that they also put in, that in no case would they require a lot size greater than one acre, but that if the soil had a permeability slower than 61 minutes per inch or a steepness more than 12%, that were in flood pains subject to flooding, or that have fragi-pan or bed rock, or all wet soils, may be required to meet different design requirements, or more stringent requirements than what the Health Department would normally require. He said he talked to Mr. Elder about this and with Mr. Alcott of the Soil Conservation Service and they were all in agreement, also that Commissioner Schaad was present when they came up with this petition. He then submitted the petition from the Area Plan Commission, to change the Subdivision Ordinance. He said that under the state law, the Plan Commission, an individual or the Commissioners can petition and the procedure will be the same as any rezoning petition, that it will go before the Plan Commission for a public hearing and then back to the Commissioners for final approval or for rejection.

Commissioner Schaad said he was at the meeting and there was some controversy on the way the petition was originally written, in that a Subdivision in the County, had to be a one acre lot size, and there was quite a bit of objection to that, so it has been re-written and it isn't a requirement and in no case will the requirement be over an acre. He said this met with the approval of all those involved.

Mr. Nelson said they have had several calls from people in different Subdivisions who are concerned about the septic tank requirements.

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Commissioner Schaad said that the seven Subdivisions on which application was made, will be processed according to the old criteria, as was stated last week.

Mr. Nelson stated that when they said they would process these under the old criteria, that the people thought they were being approved and this was some of the objection.

Commissioner Schaad said this isn't true at all, that they will still be processed and that there are still some problems whereby they may not be approved, but that they will be processed under the old standards and that this was just a misunderstanding.

Mr. Nelson said this amendment was advertised in the newspaper and will be heard by the Area Plan on August 6th at their meeting.

Commissioner Schaad moved to accept the petition. Commissioner seconded the motion. So ordered.

RE: REZONING PETITION...

Petitioner and Owner of Record...George J. Marx Jr.

Premises affected is licated at 2771 Allen Lane
Requested change is from A to M-1
The present existing land use is residential and vacant and the proposed land use is Storage Facilities.

Commissioner Schaad moved that this petition be referred to Area Plan on first reading. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Engineer's Associates for Deig Brothers Lumber & Construction Co. concerning the Burdette Park Northwest Recreation area. This claim was in the amount of \$14,353.20, which made the price of the project a good deal more than the contract price.

County Attorney Stephens said he talked to Mr. Leo Weiss about this claim and asked him if he could be here this morning, to explain the additional change and he said that he couldn't be here today but that he would be here next Monday.

Commissioner Schaad moved that the Commissioners hold up this claim, subject to Mr. Weiss's explanation, at which time it will again be considered. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for meals of the prisoners in the amount of \$5,599.10, for meals served from June 15 to July 14, 1975.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Health Department on behalf of the Good Samaritan Hospital in Vincennes Indiana, for Sheryl I. McCallister, for T.B. In Patient Services from 11/27/74 to 2/11/75 in the amount of \$157.00.

Commissioner Ossenberg said this claim was held up until the County Council granted money to pay it, since funds were depleted, but are now available.

Commissioner Schaad moved that the claim be allowed. Commissioner Willner seconded the motion. So ordered.

RE: ABSENTÉE REPORT

Mr. Siebeking submitted an absentee report of the County Highway Department for the past week.

Absentee Report received and filed.

RE: COMMENTS ON CUTS MADE

Mr. Siebeking said that Commissioner Schaad called him last Friday and asked him to check the cut across Agathon Drive and he went out there and found that the cut was made by the Telephone Company, so he checked with Mr. Ludwick this morning, who said he hasn't had any permits requesting these cuts. He also said he tried to contact Mr. Rueger, the Road Inspector, but couldn't, since he is out on the road this morning but he said that he would check with him as soon as he could contact him and report back to the Commissioners.

He said that as close as he can tell, these new cuts were probably made by the Telephone

Company because they have stools on both sides of the road. He said he also found two cuts on Felsted Road and that they are making cuts without getting permission, unless Mr. Rueger has the permits and hasn't turned them in yet.

Commissioner Schaad said the complaint came to him and that it is in University Heights where they have already had quite a few drainage problems. He said he wasn't aware of the Telephone Company doing this, that he thought it was a developer out there making the cuts. He asked that Mr. Siebeking get with someone to go out there with him, if Mr. Rueger doesn't have the permits.

RE: OLD RIVER ROAD

Mr. Ed Roehm appeared and said that work has been going on, out on Old River Road for the last several years, that the Terminal Corp. has been using that road and he remembered considerable discussions that the previous Commissioners had with Mr. Bruce out there about the maintenance of it. He said the road is in pretty good shape but that it isn't in original alignment, that there are several places, through the course of years and the times of clean up following floods, that the road has gradually shifted to form corners around sump places and at this point, because of some safety problems there, he is asking the Commissioners, that in the course of maintenance, if that road could be re-aligned to it's original position. He said that Mr. Bruce is offering a place to bury the clean up refuse that has been stacked there for years and will furnish the necessary dirt to refill the road, and will also furnish the manpower and equipment to do the work, if the county will agree to furnish the position or alignment to show where it should be. He said one tenant, Mr. Fickas, is in complete accord in doing it now and they find that there is no potential damage to the crops if the machinery doesn't get off the road, into the field. He said the man that lives adjacent to Mr. Karch is a bit skeptical, as to if the tractor drivers can stay on the road bed but said that he is willing, if the men do the work on the Fickas part and contain the work within the roadway, that he would like to reserve his approval until such time as he sees how they do the first half of it.

He said what he is asking now though, is that the road bed be put back where it used to be.

Mr. Nussmeyer said that what Mr. Rochm is saying is true, that the road has shifted towards the river and away from it and he assumes the people that drive out there have trouble getting down it.

Commissioner Schaad said that a few weeks ago, Mr. Griffith who represents Mr. Bruce, asked him to go out and look at it, which he did, and found this to be the case and said that the floods have brought in enormous stumps and people had to drive aroung them. He said that if Mr. Bruce is willing to spend the money, he didn't know why they couldn't help with the alignment. He said he didn't object to it if everyone could be satisfied.

Mr. Nussmeyer said he thought they needed the permission of the property owners and the residents of the camps. The other Commissioners agreed.

Mr. Siebeking said that it would be the County's responsibility to re-rock the road after the work is done.

Commissioner Schaad moved that the County go ahead with the realignment of the road. Commissioner Willner seconded the motion. So ordered.

RE: KENTUCKY AVENUE BRIDGE

Mr. Nussmeyer said they have the Kentucky Avenue Bridge that comes off Stringtown and Pfieffer Road, which is about 85 years old.

Commissioner Ossenberg said the bridge is very narrow and is heavily traveled. He said it is one that he thought should have been done, maybe two years ago. He said that last week, it dropped about six to eight inches.

Mr. Nussmeyer said he thought the bridge should be replaced instead of trying to repair it.

Commissioner Ossenberg said this would be a joint venture, that the County would build the bridge and re-align the creek and the City would have to build the approaches. He also said they might have to reduce the load limit. He said he met with Mayor Lloyd who has agreed to do the City's share.

Mr. Nussmeyer said he could have the plans ready in a week because they have had the design on it for some time.

Commissioner Ossenberg said it is to the point that if something isn't done, the bridge will have to be closed.

Commissioner Schaad said that the City could buy the Right of Way and when we get into this situation and after the City gets through with their part, the county may not have to do much Right of Way buying to re-align the creek.

After further discussion, Commissioner Ossenberg said if they were going to do it, that it should be done right.

Commissioner Schaad moved that the county construct the bridge and re-align the creek and working with the City, the City to do the Right of Way buying and build the approaches also that Mr. Nussmeyer prepare the specifications and return with them next week. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Jebco for Pleasantview Rest Home Pump Station, in the amount of \$804.55.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR R & S FUNDS

Mr. Nussmeyer submitted an application for the Commissioners signatures, in order to apply to the state for funds for the Little Pigeon Creek Bridge on Kentucky Ave.

RE: CLAIM

A claim was submitted by Paddock Construction Co. for the paving of Hillsdale Subdivision in the amount of \$7,615.00 which is the county's share and is one-third of the cost.

Commissioner Ossenberg asked Mr. Nussmeyer if he had talked to Dennis Stallings about the extension, since he had promised to give us another foot on each side, at their expense.

Mr. Nussmeyer said he hadn't but that he would get Mike Ludwick to get with him and get it done.

Commissioner Willner said he would make a motion to approve the claim, subject to the extension that they promised.

Commissioner Ossenberg said the only thing about it is that the County is not involved in any money what-so-ever and this claim is for the County's share of what we have done but the extension of the road is their baby.

The Commissioners then decided to hold up the claim and wait until after they are contacted and talked to about getting the extension done.

RE: CHANGE ORDER

A change order was presented from Floyd Staub on the Seminary Road Project which was an additional \$7,493.34. The contract price was \$11,085.30, so the total of the contract will now read \$18,578.64.

Commissioner Willner said he understood that some of the problem was more dirt to be hauled than first anticipated and he asked what the second problem was.

Mr. Nussmeyer said they needed additional dirt on both sides of the drain and they had to go out further.

Commissioner Willner said he wasn't really satisfied with this explanation, that he didn't know what has happened here, except that if they let the bid for \$11,085.30 and now it is over \$18,000.00, that something is wrong.

Mr. Ludwick said he made a mistake in estimating for the dirt for 11,000 yards and they didn't plan to put down a 22 foot road and it is wider than that in places, also there were several pipes changed which made the road critical at that point so it was thought that the road should be wider in those places so it was made wider. He said that a couple of farmers got out there at night to see if they could pass each other with their tractors and if they couldn't, they would tell the contractor to make the road wider.

He said it got out of hand and that they now have a super highway out there, that they will have to pay out more money too but not nearly as much as the county will have to pay.

Commissioner Schaad said it did get out of hand and this is what he objects to, since they should have come back beforehand if something had to be done.

Commissioner Willner said that he didn't approve of a change order after the fact.

Mr. Ludwick said he isn't necessarily taking up for this, as he doesn't agree with it himself but that change orders do sometimes happen after the fact, but the work was done and he made a mistake for the 11 cubic yards of dirt which amount to \$2,000 and this is all he will be responsible for.

Mr. Nussmeyer said everyone was out there giving orders including the residents and everyone else.

Commissioner Schaad said the contractor should have come back to Mr. Nussmeyer when they were asked to do more.

Commissioner Ossenberg said he has no objection that the work is done but the objection that he does have is that he thought the change order should have come in prior to the work being done.

The Commissioners agreed that Mr. Nussmeyer or Mr. Ludwick talk to Mr. Staub and this matter will be taken up again next week.

RE: PROBLEM IN EVERGREEN ACRES

Last week, Mr. Siebeking told the Commissioners that Mr. Gilbert who has a home on Heather Place in Evergreen Acres has had water problems and has had three claims from his Insurance Co. this past spring, on the area of the tennis court out there. He had asked Mr. Siebeking to report to the Commissioners that if he didn't see any action out there within 30 days, he would turn the matter over to his attorney.

Mr. Ludwick had said that he had been having trouble on the right of way, since the people that are involved are divorced and he had been having trouble in contacting them but that he would try again and report back this week.

Mr. Ludwick said he now has one signature that was messed up in the mail and if he had received it a day earlier, the man would have signed it, so he is coming up today to sign it, so he will have it next week. He said he did get the woman to sign it.

He said that he also has the set of plans to go along with this, that the County Garage is going to do. He presented the following letter which stated what the county will do:

Mrs. Dishman will grant to Vanderburgh County an easement to replace an existing pipe which is undersized for the amount of watershed area it serves, if the County will be responsible for the following items:

- 1. That the new pipe structure to be placed will be at least ten (10) feet beyond the end of the tennis court.
- 2. Rip rap shall be placed at the end of Pipe Structure.
- 3. Any area that is disturbed by or during construction shall be reseeded and mulched.
- 4. If during construction the buried electric cable connected to the tennis court is destroyed it shall be repaired by the County.
- 5. Any damage to the tennis court, the home, or property during construction shall be repaired by the County.
- 6. Shrubs within the easement plus two (2) trees will be damaged by or during construction. A total sum of Fifty dollars (\$50.00) payment will be required as part of the agreement.

The Commissioners agreed to this and signed the proposal.

RE: NURRENBERN ROAD

Mr. Nussmeyer said he is ready to go on Nurrenbern Road and he is waiting on the Right of Way.

RE: CONTRACT AWARDED FOR GREEN RIVER ROAD

Mr. Mussmeyer has now checked the bids for the resurfacing of Green River Road, from Heckel Road to Boonville-New Harmony and recommended that the contract be awarded to Higel Construction Co. who submitted the lowest bid in the amount of \$545,199.72.

The Commissioners discussed the matter of where they would get the additional money they needed for the job.

Mr. Nussmeyer said they have \$534,000.00 and are short \$10,916.18.

Mr. Buthod said he didn't think they could accept the bid until the money was appropriated

Commissioner Willner said they have a couple of structures so there is money in the accumulative bridge fund.

Mr. John said they could transfer the money if it was in the same major catagory and not have to go before the County Council.

Mr. Ludwick said that he could account for \$10,000 by letter.

Commissioner Schaad moved that Mr. Ludwick send the letter to the Auditor and have funds in the amount of \$10,916.18 transferred to bring the money up to the amount of the lowest bid and that the contract be awarded to Feigel Construction Co. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

The Telephone Co. requests permission to cut into Neu Road to bury a telephone cable.

Commissioner Schaad moved that the cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

NORMA MOBLEY...808 Line St....Pigeon Township....Mrs. Vititoe, Investigator

The Trustee reported that Mrs. Mobley's application for assistance was disallowed on 6/17/75 for rental assistance, since her rent has been paid for this month, also rent is too high and she is drawing A.D.C. Her application for assistance was again disallowed on 7/15/75 since she had sufficient money for basic needs.

Mr. Brad Hasten of the Legal Aid Society, spoke on behalf of Mrs. Mobley and said that she does owe some rent, that it is paid to June 28th.

Commissioner Willner said that the rent has to be a month delinquent before the Trustee can help.

Mr. Hasten said that he wasn't aware of this but that he thought she had a personal need. He said she has been receiving an army allotment for the past three years of \$150.00 per month until this past March and that for two years she had been living at 911 Judson Street and was paying \$50.00 per month for rent and that in March, her husband left the service and hasn't returned to Evansville. He said that on the first of March, she moved to 808 Line Street, so she would have more room for her three children who are of the ages of 9 years, 2 1/2 years and 18 months and that the rent where she presently lives is \$120.00 per month which includes her utilities, and since she had no income as of March, she applied for A.D.C. and qualified so her check began in June at which time she received \$116.00 and it doubled, due to the fact she incurred some debts in May so her income that month was \$232.00 of which she paid \$120.00 in rent and her allotment check was increased in July to \$250.00 and she paid \$90.00 of it in rent and she is now \$90.00 behind as of last Saturday and will be two more weeks behind when she received her August payment. He said he has talked to the landlord and he said that something could be worked out. He said that she is asking for this \$90.00 on her rent which would only pay it up to last week.

Mrs. Vititoe said that when she talked to Mrs. Mobley in June, she was drawing \$116.00 in A.D.C. and her rent was paid until June, so she told her that they couldn't pay the rent since it had to be 30 days delinquent so he came back July 15th and at that time Mrs. Mobley had told her that she paid this months rent of \$120.00. Mrs. Vititoe presented the budget sheet that Mrs. Mobley had agreed to and it showed that she had a total output of \$174.00 this month which left her \$76.00 extra so she suggested that Mrs. Vititoe apply this amount to her back rent and work out so much payment each month until she had her rent paid to date, since she has enough money to pay it. She said that Mrs. Mobley stated that the landlord had applied the \$120.00 to the back rent instead of applying it on this months rent. She said that Mrs. Mobley pays \$53.00 per month for food stamps.

Commissioner Ossenberg questioned why Mrs. Mobley went from \$50.00 a month rent to \$120.00 per month rent.

Mrs. Mobley said that she had been living with someone else before, also that she has applied for public housing but they haven't contacted her as yet.

Commissioner Ossenberg said it was his understanding that A.D.C. had priority in public housing and that there are a number of vacancies.

She said she has to have at least a two bedroom and it is possible that this is why she has to wait.

Commissioner Willner asked if charges had been filed against her husband.

Mr. Olsen said they could file a missing persons on him and they can probably get his social security number from the Army Department or the Veterans Service, but that they have no address and he is out of the state.

Commissioner Willner recommended that this case be referred back to the Trustee for the help that Mrs. Mobley needs and said that if she does become one month behind in her rent, they can follow through with it at that time.

Commissioner Schaad said he thought it would be the responsibility of the Welfare Department to try to track her husband down, since it looks like they would want to do something on it because they had to increase her benefits from \$115.00 to \$250.00 per month.

The Commissioners asked Mr. Olsen to check on the public housing and to call her landlord to explain the situation so she won't be evicted.

Commissioner Ossenberg said they couldn't do anything to help her now anyway, that they would have to wait until July 28th.

Mr. Olsen said that due to the method of paying by the county, her rent wouldn't be paid anyway until the 15th of August.

Mr. Olsen said that he would help Mrs. Mobley and that he would call the landlord to explain this to him.

Commissioner Schaad moved that this case be referred back to the Trustee's office. Commissioner Willner seconded the motion. So ordered.

PRESENT

COUNTY COMMISSIONERS	COUNTY AUDITOR	COUNTY ATTORNEYS
Thomas Ossenberg Robert Schaad Robert L. Willner	Curt John	William Stephens James Buthod

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING JULY 28, 1975

The meeting of the County Commissioners was held on Monday, July 28,1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: BIDDING ON COUNTY OWNED SURPLUS PROPERTY

There being no bidders on the surplus property President Ossenberg said this will be continued next week.

RE: EMPLOYMENT CHANGES APPOINTMENTS

BURDETTE PARK:

Gregg Stallings 7601 Newburgh Rd...Pool Assist.Head Guard....\$15.00 per day
Eff:7-25-75

SHERIFF:

Eric M. Herrmann....218 S. Spring......Intern......\$15.00 per day..Eff:6-21-75 Larry Blaize.....1127 S. Gibson, Princeton, Ind.....\$15.00 per day..Eff:6-21-75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT:

Walter Swope III.....6016 Rockford Dr....Laborer-Trainee...\$3.63 per hr. Eff:7-28-75

BOARD OF COUNTY COMMISSIONERS:

Jean Hauschild.....706 Hess....Part-time Secretary....\$2.70 per hr.....Eff:7-22-75

RE: EMPLOYMENT CHANGES.....RELEASES:

BURDETTE PARK:

Gregg Stallings....7601 Newburgh Rd....Pool Sr. Guard..\$14.00 per day...Eff:7-25-75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT:

Walter Swope III...6016 Rockford Dr....Summer Help...\$2.25 per hr......Eff:7-25-75

BOARD OF COUNTY COMMISSIONERS:

Jean Hauschild....706 Hess....Part time Secretary....\$2.70 per hour.....Eff:7-25-75

Commissioner Schaad moved the above employment changes be approved. Commissioner Willner seconded the motion....so ordered.

RE: PAYMENT REQUEST #4 BURDETTE PARK RECREATION NORTHWEST:

Mr. Leo Weiss was present and presented the following letter to the Commissioners:

Gentlemen:

Enclosed with this correspondence is a copy of the bid and also the contract with Deig Brothers Lumber and Construction Co., Inc., Evansville, Indiana, for the work accomplished at Recreation Northwest. It is our intent that this letter and the enclosed reference material will assist in explaining in detail the reasoning behind the use of additional quantities required for the successful completion of this project. A copy of Deig Brothers' original bid proposal as submitted by them on September, 23, 1974, was obtained from the Project File in the Vanderburgh County Auditor's office and comprise the first nine pages of this reference material.

Reference is now made to Page 4 where it may be noted that the total bid (A) is shown as \$148,894.00. As it was the intent of the Commissioners to restrict the cost of this construction to an approximate \$120,000.00, it was decided that a review of the project would be made and deletions made where practicable to reduce the bid amount to this approximate figure. After some deliberation and consideration by the Commissioners and, also, the Burdette Park Board, it was decided that Item 1, specifically, the shower and toilet building for Recreation Northwest, would be deleted therefore reducing the construction bid to \$119,309.00. A subsequent award was made to Deig Brothers on a unit price contract. This type of contract is generally preferred in that the Owner pays only for the units used at the unit cost quoted in the Contractor's Proposal.

On January 31,1975, Contract Change Order 1 was written and approved by the Commissioners at the request of Mr. Don Mills, Superintendent of the Evansville Waterworks. This request was mandatory in that part of the water line serving this area would be in the Nurrenbern Road right-of-way and Mr. Mills, therefore, asked for ductile iron pipe in lieu of the specified plastic pipe. This change order, which was accompanied by a change in alignment, resulted in a reduction in contract costs of \$119,309.00 to \$113,769.00.

At a meeting of the Burdette Park Board prior to construction start, the Board decided that in the interest of further saving construction cost, Mr. Hertzberger, Manager of Burdette Park and his staff would be responsible for the construction inspection. Subsequently, during the tenure of the construction, we were not consulted by Mr. Hertzberger unless he had a change he wished to make from the original construction plans. It is evident, therefore, that we have no knowledge of the quantities being used until we received payment request #4 and our staff made a check of the final quantities expended in this construction. A summary may be found on page 15 of the reference material of each item used in the construction with the estimated property, quantity used, unit price and total cost. Page 16 is a continuation of page 15 and depicts the additional items used multiplied by their unit cost and the total dollar amount of excess quantities expended. The following is an item by item explanation of why additional quantities were used in this construction.

- Item 3 The additional amount of Common Excavation was at Mr. Hertzberger's request. In the original design, Mr. Stucki, who was then President of the Burdette Park Board, made it very clear that in no case was the entrance road to cut any of the parking lot for Shelter No. 18. After Mr. Stucki removed himself from the Burdette Park Board, Mr. Hertzberger requested this change in the alignment of the entrance road. This was discussed by myself and Mr. Hertzberger at the site and he was emphatic about wanting the change, therefore, a change was designed and constructed as per his request.
- Item 4 An additional 46.85 tons of Type "P" Aggregate Base was used in that Mr. Hertzberger requested these additional units to riprap certain areas for the control of washing of the side slopes.
- Item 12 An additional 8" Valve was placed on Nurrenbern Road at the request of the Evansville Water Department.
- Item 14 There was an additional 367 L.Ft of Pavement Replacement. We were not aware nor were we informed of this additional usage until our final inspection of the project.
- Item 15 An additional 545 L.Ft of Silty Sand Backfill was expended and, again, we were not aware of this until it was computed from our final inspection figures.
- Item 16 It is proported and not called out on the plans that 509 feet of 2" Ring-Tite P.V.C. Water Pipe was ordered constructed to replace a smaller line which ran from the water main near the office building Northeast to the new toilet building (Item 2) near the Bishea Building. Again, we were not aware of this until our final inspection.
- Item 17 There was 57 L.Ft. of 3" Ring-Tite P.V.C. Water Pipe used in lieu of the estimated 50 L.Ft.
- Item 22 There was 180 L.Ft. of 12" Corrugated Metal Pipe used in lieu of 178 L.Ft. estimated. The additional two feet is obvious in that the pipe comes in 20-foot lengths and 9 lengths were used in construction.

The total dollar amount of material used is \$7,896.34 adding this to the adjusted construction price of \$113,769.00 results in a total of \$121,665.34. This is the amount shown above in the individual itemized units. Had we been retained as inspectors on this project, there is no doubt in our minds that these additional items extended would have been brought to our attention by our inspectors prior to the approval of their use and would have not been allowed or certainly other methods could have been devised at no increase in construction cost if the Board so wished.

It has been brought to our attention that inquiries were made by Mr. Hertzberger regarding the deletion of painting from Item 2 (toilet building) and also the work proposed for the primitive camping area. The answer, of course, was to conserve construction costs. It would be remembered that in the interest of further conserving costs for this structure, we were able after some research to locate the roof beams which were subsequently purchased directly by the Commissioners and furnished to the successful Contractor for installation costs only. This eliminated the mark-up on the roof beams themselves. As a result of this procurement by the Commissioners, a substantial savings was evident in the total cost of construction. It was also concluded, at this time, by both the Park Board and the Commissioners, that painting was an item that could be deleted and that could be handled by Mr. Hertzberger and his staff. The primitive camping area was never included in either of the bids. As this was nothing more than some clearing and grubbing and again the Park Board and Commissioners concluded that this was an area of work that could be handled by Mr. Hertzberger and his staff.

In summary, we want to emphasize that we are not being seemingly critical of anyone or of anything that happened during the tenure of this project and that we will accept the full responsibility for our role as the Design Engineer on this project, however, we cannot and will not assume responsibility for matters of judgment or occurances that happen outside our jurisdiction and not within the limits of our control.

Very Truly Yours, Engineer Associated, Inc. Leo V. Weiss

Commissioner Ossenberg asked Mr. Weiss if he had anything further to add and Mr. Weiss said nothing else.

Commissioner Ossenberg said in all fairness and being a member of the Burdette Park Board he would say that Engineer Associates was not the inspectors on the job even though they did have the design work. The board tried to save money and have the staff out there to try to do the inspecting. He sincerely feels there has been an honest mistake. He feels there has been negligence on the part that some change orders have not come through the Commissioners that should have come through.

Commissioner Schaad said it looks like the contractors should know that they don't make changes on just anybody's authority, that there has to be a change order come through the Commissioners. In this case, we can't criticize Engineer Associates because you weren't the inspector on the job. It had to be done, and probably a change order would have been approved, but this just wasn't done in the correct manner.

Commissioner Willner said it has been done and the work is done right but he thinks a memorandum should go out from the Commissioners office instructing all appointed officeholders that not one penny change order will be made any time in the future without a change order coming before this board of Commissioners and also if there are any approved in the future without going before the Commissioners, they, the Commissioners will not stand reaponsible for it, as this is not the first time this sort of thing has happened and may not be the last, and he for one, is tired of it happening.

Mr. Weiss said he would also like to see that in the future that no contract, regardless whether its a unit cost or a lump sum, be expended above the estimated quanities until the Commissioners see a change order at the conditions. Commissioner Willner said he agrees with this.

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Commissioner Schaad said maybe it wouldn't hurt to send this memorandum to the contractors also, because even though they know to do it, they should be reminded.

Commissioner Ossenberg said he feels that all officeholders should received this memo. He said from this day forward he feels that anything that goes above a contract price and the Commissioners have not prior received a change order then its going to be at someone else's expense.

Commissioner Schaad said in the future this should be made a part of the contract that way it will be plain to everyone involved.

Commissioner Schaad moved that a memorandum go out to all officeholders and elected officials and also to the contractors that in the future any contract we enter into have this clearly spelled out. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION.....INDIANA GASOLINE TAX

Commissioner Ossenberg said he asked Mr. Bob Bowman from COG to be present at today's meeting, to explain this. He said Tippecanoe County has passed a resolution regarding a request to change the Indiana Gas System. Enclosed with this memorandum was a copy of a letter from Region 4 Development Commission attached Resolution, please review this letter and Resolution and advise the agency of your opinion, at the next COG meeting on August 13, 1975, at which time it will be discussed as to what action the Council of Governments should take.

Mr. Bowman said he feels this letter is self explanatory. They are requesting the replacement of Gasoline Sales Tax with the General Tax. What they are attempting to do is find out what Region 4 and Tippecanoe County come up with and possibly we can come up with a similar Resolution.

Commissioner Ossenberg said this would give us more Revenue for R & S.

Commissioner Schaad said the price of gas is getting higher and higher and we aren't getting any more money, so a Resolution of this sort would help take care of the problem.

Commissioner Schaad moved the Council of Governments adopt the Resolution and take it to the August 13th meeting.

Commissioner Willner seconded the motion. So ordered.

RE: PETITION FOR ROAD WORK

Commissioner Ossenberg read the following petition:

To whom it may concern:

We the undersigned petition to have

- 1. Happel Road to be blacktopped to its end.
- 2. Wimberg Road to be blacktopped from Happel Road to Kratzville Road.
- 3. To have Wimberg Road widened especially on the curve off Kratzville Road and at the intersection with Happel Road.
- 4. To have the blind intersection cleared at Happel Road and Wimberg Road.

Mr. and Mrs. Willie Romans 6315 Happel Road Evansville, Indiana 47710

There were twenty other signatures on the petition.

Commissioner Ossenberg asked Jack Seibeking if any of the above mentioned roads are in the plans to be worked on and Jack said no, because these roads mentioned are in the city limits. Jack said we have done our portion of work.

Commissioner Schaad moved that we refer this petition to Mike Ludwick to check out and report back to the Commissioners next week. Commissioner Willner seconded the motion. So ordered.

President Ossenberg told Mike that if he finds this is in the city then to turn this petition over to the Board of Public Works.

RE: TRAVEL REQUEST....AREA PLAN

President Ossenberg read the following request:

Dear Mr. Ossenberg:

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I am requesting permission for Mr. Harry Lukens, President of the Area Plan Commission and Ms. Ann Schmidt, Planner with the Area Plan Commission to attend a Conference in Indianapolis on July 31,1975. The Conference is being sponsored by the Indiana Rural Development Committee in cooperation with the State Department of Natural Resources. Topics to be discussed are sewage treatment and disposal for rural development, rural water supply, rural energy resources, employment opportunities, and the impacts of industrial and commercial development.

This will be a one day conference and Mr. Lukens and Ms.Schmidt will fly to Indianapolis the morning of the conference and will return early that evening. Registration is \$9.00 per person for the conference.

Sincerely,

Kenneth D. Nelson Executive Director

Commissioner Schaad moved the above request be granted. Commissioner Willner seconded the motion. So ordered.

RE: HILLSDALE SUBDIVISION DISCUSSION

Commissioner Willner said it was his understanding two weeks ago that the Water Department and the Sewer Department was to put a one foot extension on the twelve foot road in Hillsdale and he since has found out they are asking the county to do this with rock shoulder.

President Ossenberg said the city was to buy the rock and the county was to tar the rock.

Commissioner Willner said he understood that we were to put a hard surface on there.

President Ossenberg said in going out there with Mr. Nussmeyer and Dennis Stallings we found there are some sections out there that we couldn't even get a half foot. When he thinks of those roads out there now and how they use to be he thinks it is a job well done.

Commissioner Schaad said he too was out there with Jack and Dennis and he thinks they look nice also. You might be able to get a foot more on each side of some of the places out there but not everyplace. There are ditches out there that would prohibit this because they are so close to the road. He doesn't feel they had roads this wide to start with.

Commissioner Willner said we have a thirty foot right-of-way. There were no ditches when we started, as they were completely covered up. We have now ended up with a twelve foot road way and he doesn't believe the National Safety Council or anyone else will recommend a twelve foot road way. If we have an accident down there then they are going to sue the County Commissioners and he wouldn't blame them. He knows that you can get more then a twelve foot road way in a thirty foot easement.

Commissioner Schaad said he wasn't out there before the road was completed but since there were no ditches out there before, then maybe the ditches were dug too close to the road, but its done, and for anything else to be done now it would be a tremendous cost to us.

Commissioner Willner said we have talked about this for almost a year now and it seems like its after something is done we find these things out. We set here and

let people from that area come before us, and we made no decision and we ended up with a twelve foot road way.

President Ossenberg said you may have thirty feet of right-of-way but he went out there and checked the old pavement and there is no over hang from the new pavement and he just simply does not believe they ever had a wider road then they have now. If they had no ditches before now then maybe they were riding along where the new ditches are now.

Commissioner Willner said before you could pass a car on the road, but it is now impossible to pass another car on that road.

Commissioner Schaad said they did pass another vehicle while they were out there, but he would admit there was not much room and it is dangerous he agrees. Maybe we should have this changed to a one way road as suggested by Jack.

Commissioner Willner said he believes that is the only alternative now.

Commissioner Schaad asked Mr. Judd if he has seen the road and does he have any recommendations on it.

Mr. Judd said he was waiting to see what the Commissioners do about it, before a study is made on the feasibility of a one way street.

Commissioner Willner said he is sorry this decision has to be made after the work is done but it is another one of those cases that nothing was done until it was too late.

President Ossenberg said he doesn't agree that nothing was done, because he remembers when we had Mr. Eiffler, Mr. Schaad and himself in Mr. Willners office and Bob, you insisted on three inches and at that particular time a twelve foot road was discussed and Mr. Eiffler said if we went three inches, then it would bleed out.

Well regardless of what has been done there is just no way anyone can justify a twelve foot road. If the road has one foot put on each side and it is changed to a one way road then it will suffice.

Mr. Stallings was present and stated that the alignment of those present ditches were determined by the location of the culverts, which were existing. We didn't pull the ditches in, we went straight, like we had to.

Dennis said he and Mr. Nussmeyer went out there early this spring and proposed a twelve foot street for Walnut and Park and fifteen feet for Radio. We taped the existing pavement and he respectively disagrees with Mr. Willner that those streets were ever as wide as he indicates. Twelve feet is all there is room for, that is what we proposed and what we had done after it was approved. At that time it was agreed the Water Works Department would pay \$7,615.00, which they have, the County would pay \$7,615.00 and the Board or Works paid something in excess of \$10,000.00 over and above what we originally proposed to put into these streets.

Commissioner Willner said when you said agreed, do you mean agreed before this board.

Mr. Stallings said he wasn't present, but he was told it had been approved by the Commissioners. His interest now is that the work has been done according to their agreement with everyone and regardless what is said about it now he feels the county should pay the \$7,615.00 claim presented here today. He wishes now that he would have gotten this agreement in writing, but he was advised by the President of The Board of Works that this would not be necessary.

Commissioner Schaad moved this be referred to Mr. Bill Judd to come up with a recommendation to make this a one way street or whatever has to be done and to come back next week with this report and in the mean time he would move that we pay the bill in the amount of \$7,615.00 as presented here today. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIMS:

A claim was submitted for Deig Brothers for Burdette Park Recreation Northwest in the amount of \$14,353.20.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said on that Hillsdale Claim for \$7,615.00, since we didn't contract the work, shouldn't that be made payable to the Board of Public Works.

Attorney Bill Stephens said you should pay who you owe, and you don't owe the contractor.

Commissioner Schaad said he thinks this should be made out to the Board of Works.

Commissioner Willner said before we sign this is the county going to go ahead and put that one foot extension on each side of the road.

President Ossenberg told Mr. Willner that is up to him, that we are willing to try to do something but he just doesn't see how we can do this on some areas out there.

Commissioner Ossenberg asked Commissioner Willner if he will get with Dennis and go out there and discuss this and get it straight just what will be done.

A claim was submitted for Floyd I Staub, Inc. for 9,336 cubic yards fill dirt for Seminary Road Project in the amount of \$18,578.64.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted from Doyle Dressback for \$98.77 and also one for \$140.59 with the following letter of explanation attached:

County Commissioners:

18 2 7

The national convention of the IAAM is most beneficial as managers from all over the world get together with their problem. I always come away with valuable knowledge gathered here.

I was re-elected membership chairman of District #2 and will continue to function in this capacity.

The Indianapolis trip was made on rather short notice but I deemed it extra important as the mayor, Chamber of Commerce representatives, and representatives of all major motels put on a reception for State Association Directors in an effort to attract conventions to Evansville.

At the present time there is not sufficient funds in my travel account to cover these two expense accounts due to the County Council reducing said travel allowance. If, at year end there are funds left in any account, I will transfer same to the travel account. Otherwise I will have made a significant personal contribution for the betterment of Evansville.

Sincerely, Doyle Dressback

Commissioner Schaad moved both of the above claims be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted for the Vanderburgh County Christian Home in the amount of \$4,000.00, for the Countys share of the operation of the home.

Commissioner Schaad moved the above claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim was submitted for Hendrickson and Sons Motor Company for the Dump Truck for Burdette Park, in the amount of \$5,095.47.

Commissioner Schaad moved the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted from Evansville Wet-Heat and Piping Company, Inc. to furnish necessary labor and material to acidize #2 boiler. Replace 2-2 and one half boiler tubes. Romove and replace piping on McDonnell Miller. Remove and replace drain piping. Replace #150 McDonnell Miller Head Assembly.

President Ossenberg said this was all according to the contract.

Commissioner Schaad moved the claim be approved for payment. Commissioner Willner seconded the motion....so ordered.

A claim was submitted made out to Curt John for \$20,000.00 on the land regarding the Smith-Diamond Project. This involved Anna Joeckel.

County attorney Bill Stephens said there is a complaint by that property owner that the County have gone outside of their easements and have taken dirt that doesn't belong to them and also they have taken some trees within the easement that they didn't have to take and she filed a suit to try and stop the project. We were, however, successful in getting that dismissed. In order to file suit, she must first file a claim, which she has done. In check with the Surveyor's office we were in our rights to do what we done as for as the contractors were concerned so we should deny the claim presented here today.

Commissioner Schaad moved the above claim be denied. Commissioner Willner seconded the denial of the claim. So ordered.

RE: DISCUSSION....BI-CENTENNIAL RIVER CONCERT TOUR

Commissioner Schaad said last Friday night when the Pennsylvania '76 Bicentennial River Concert Tour arrived in Evansville there was a wonderful turn out and the entertainment was really great. During the intermission there was some greetings exchanged between the Governor, the Mayor and the County Commissioners. He would like for the following letter to be made a part of the minutes.

Dear Mr. Ossenberg:

Over the past 200 years the Ohio River has served this nation as a vital and prominent body of water that determined much of this nation's course of history.

As we move into America's Bicentennial Year it is significant that we recognize the importance not only of the river but also of cities located along its shores and the most important resource of all, the citizens who occupy these areas.

Allegheny County, Pennsylvania has been designated a Bicentennial Community by the American Revolution Bicentennial Administration and as such is working on projects which will recall all that this nation has been and provide a renewed faith in our future. This is why we have enthusiastically supported the Bicentennial Cruise which is visiting your area today under the direction of Arthur Harris, a Pennsylvania Bicentennial Commissioner.

The cruise is planned as reminiscent of the mode of travel and communications of the 18th and 19th centuries and is designed to exchange greetings between Pennsylvanians and our neighbors and to present the bicentennial concert reflecting the universality of the concepts of liberty and freedom.

We cordially invite you to visit Pittsburgh and Allegheny County to share our history, culture, recreation and many other facets of life of which we are so proud.

May you have a memorable bicentennial.

Sincerely, Leonard C. Staisey Thomas Foerster William R. Hunt

Commissioner Schaad said he then presented them with the following:

The Honorable Board of County Commissioners
Allegheny County
Pittsburgh, Pennsylvania

Dear Gentlemen:

517 84 IN

Greetings from the people of Vanderburgh County, Indiana, center of Indiana's Tri-State Area.

The historic role of Allegheny County in the American Revolution is well known here and we are honored to be visited by representives of your County.

Please accept our thanks for making Vanderburgh County's Bicentennial celebration a brighter one.

Thomas Ossenberg Robert Schaad Robert Willner

Commissioner Schaad also had a copy of the program that was presented Friday night which was sponsored by the Pennsylvania State Bicentennial Commission, Three Rivers Improvement and Development Corp., Allegheny County Tourism Advisory Board and Allegheny County Bicentennial Commission.

President Ossenberg thanked Commissioner Schaad for representing the Commissioners at this event.

RE: COMMISSIONER WILLNER....SHERIFF

Commissioner Willner said in looking at the employment change in the Sheriff's Department he sees the Sheriff is going outside of the County to hire some personnel and he does not feel this is a good practice, as he feels we should take care of our own and he will talk to Sheriff DeGroote about this.

RE: MR. BILL JUDD

Mr. Judd said he checked out on St.George Road the 20 mph and in his opinion it should be left there because you have two intersections that come out of there. To the right of Ward Road you have sort of a grade which makes the side quite difficult. So for safety reasons, he would recommend it stay at 20mph.

County Attorney Bill Stephens said that Mr. Leslie should be written a letter so that he will know the Commissioners did take some action on this, and explain the reasoning on this.

Mr. Judd said he would see that this is done.

RE: MR. HERMAN HOTZ

President Ossenberg said that Mr. Herman Hotz had to leave to go to a meeting with an insurance adjuster out at the Highway Department. Lightening took down a smoke stack once and the next storm it took it down again.

RE: MR. DAVE EDWARDS....ADMINISTRATIVE ASSISTANT TO THE COUNTY COUNCIL

President Ossenberg said he has asked Mr. Edwards to bring us up to date on some funds that Vanderburgh County is going to receive

Mr. Edwards said originally we received \$49,690.00, of which in working with Jack Seibeking of the Highway Garage, he will have five loborers from August of 1975 through June 30, 1976, plus one additional laborer authorized from February 9, 1976 to June 30, 1976. Later in the month, approximately the 23rd of, July, Vanderburgh County was authorized an additional \$53,166.00 of Title Six money. In working with the Clerk of Circuit and Superior Courts they are going to have six bond and fine clerks on from January 1, 1976 to June 30, 1976, plus two deputy clerks to be hired from September 1, 1975 to June 30,1976. There will be two Bail Bond Interviewers for the Circuit Court beginning January 1, 1976 to June 30,1976, and that takes care of the \$53,166.00 additional.

President Ossenberg thanked Mr. Edwards for this report and commended him on the job he is doing. He also said receiving this money is like a wind fall as it will defray much of the expense that the county is going to have to take over in the Court's personnel.

RE: POOR RELIEF

President Ossenberg said before he goes ahead with the office heads he wants it known that the poor relief case did not show up today.

There was a gentleman there to represent Kathy Westbrook and said that she started to work and wondered if she would have to appear in person.

President Ossenberg said yes, she would, so it was decided that this would be continued next week.

RE: MR. JACK SEIBEKING

The absentee report was submitted by Jack Siebeking on the County Highway Department for the past week.

Report was ordered received and filed.

Mr. Seibeking said two checks were received last week in his office. These are for the chimney destroyed by lightening. One is for the repair and one is for the electrical work. These repairs have been made. The checks are for Althoff-Howard Electric Company and Peyronnin Construction Company, as they have never been paid. Our insurance paid for this, but it has to be indorsed by the Commissioners.

Commissioner Schaad moved that these checks be indorsed for payment. Commissioner Willner seconded the motion. So ordered.

Jack said that he and Commissioner Schaad made a trip together out on Schutte Road where they have some problems out there with some culverts being stopped up due to the fact that the contractors building some new apartment houses off of Mahrenholz Drive, has cut a bank back and this fresh dirt and debri has went into the ditch.

Commissioner Schaad said ne got in touch with Jesse and Jesse got in touch with the contractor and it was cleaned out yesterday.

Jack said he understands it was not cleared up very good and something else was to be done on it today.

Commissioner Schaad asked about the Stringtown Road job and Jack said it is completed and it took about eleven hours to do it.

RE: MR. RICHARD NUSSMEYER

Mike Ludwick presented and easement from Terry A. and Jacqueline Dishman of Evergreen Acres. Part of the agreement that was made by the County Commissioners was with Bud Bussing and he is again asking for the acceptance of those streets since he has met the requirements that the Commissioners wanted him to perform. He showed the Commissioners the plans that he will give to Jack. The Commissioners have seen these plans before.

President Ossenberg asked Mike if Mr. Bussing has fulfilled his promises.

Jack Seibeking said the grate over the lake overflow he feels is still too large but that is what all of the University's recommend. The catch basin has been cleaned and he hasn't gotten out to see if a new top has been put on it, but it should be by now.

President Ossenberg asked the County Attorney if we can accept these roads subject to Mr. Bussing putting that top on.

Mr. Stephens said yes, you can be he would recommend that we just wait until Mr. Bussing does everything he is suppose to do.

The Commissioners and County Attorney Bill Stephens signed the easement for Terry A. and Jacqueline Dishman which was approved the week before.

Mr. Ludwick said he has one other thing concerning Smith Diamond Road. He met with Ed Johnson, attorney for Mr. Herman Cooper last week and Mr. Cooper has the idea that the County has infringed upon some of his ground and took some trees that we shouldn't have. Mr. Johnson, Mr. Cooper and himself walked over the area and the contractor had cleared some brush on a certain hill that wasn't suppose to have been touched in the project and he means just brush, not trees. Mr. Cooper insisted there were trees there. Our survey crews and inspectors on the job said there were no trees on this particular parcel of ground. Mr. Cooper wants \$300.00 damages for these trees that he says was there. He said he thinks the Commissioners should deny any payment because he said he found out Friday he sold this particular hill to the contractor on Smith Diamond for a barrow pit. So really he is trying to collect double. Mike said he really doesn't think the attorney knows this but he plans on calling him after this meeting and tell him about it

Commissioner Schaad moved that the Commissioners deny the \$300.00 damages request. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said we are holding up a claim from Barnette Brothers on Red Bank Road and Upper Mt. Vernon Road. He said he has been out there twice with Jack, the last time being this past Friday and the job doesn't look very good so for the record they agreed the contractor should go back to where that first drive is at and put a ten foot wide, with the machine, strip down there and make it look nice and also do a hand job on the radius coming around and going west on Upper Mt. Vernon. This will be done at no cost to us, and they will try to get it done this week. So when Jack checks it and the work is all completed then we will take action on the claim for the payment of it.

The meeting recessed at 10:40 a.m.

PRESENT:

COUNTY COMMISSIONERS

Thomas Ossenberg Robert Schaad Robert Willner

Secretary: Margie Meeks
By: Janice Decker

COUNTY AUDITOR

Curt John

COUNTY ATTORNEY

William Stephens

ROARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING AUGUST 4, 1975

The meeting of the County Commissioners was held on Monday, August 4, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Schaad acting as President. President Ossenberg is now on vacation.

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

RE: BIDDING ON COUNTY OWNED SURPLUS PROPERTY

There being no bidders on the surplus property Commissioner Schaad said this will be continued next week.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

PLEASANTVIEW REST HOME

Jearldeen Whitledge....1701 Trailer Terrace.....Cook....\$2.05 per hour....Eff:8-2-75

COUNTY HIGHWAY DEPARTMENT

Gerald H. McDonner...729 Cross St....C.E.T.A....\$3.63 per hour........Eff;8-4-75 Russell C. Schroeder...10024 Upper Mt.Vernon Rd..C.E.T.A....\$3.63 per hr..Eff;8-4-75 Arthur L. Barry...1425 Jeannette Ave...C.E.T.A....\$3.63 per hr......Eff;8-4-75

Also please transfer the following two employees from C.E.T.A. Title I to C.E.T.A Title VI, effective todate:

Larry J. Phillps William Ramsey

EMPLOYMENT CHANGES.....RELEASES

PLEASANTVIEW REST HOME

Rose Harpenau....700 Senate Ave...Cook and Aid...\$1.85 per hour......Eff:7-15-75

RE: FUND DAY FOR VANDERBURGH COUNTY

Commissioner Schaad said he was contacted by the Vanderburgh Fair people and the Vanderburgh County 4-H Center which is located near Lafayette, Indiana which is supported by the 4-H people all over the State of Indiana is saying they need something like \$200,000.00 for operating expenses for next year. and the Vanderburgh County share of that is \$6,000.00. He said that he and Commissioner Willner appeared out there the other night and the three Commissioners declared Sunday, August 10th as "Fund Day for Vanderburgh County" in order to raise this money. They are going to have different projects going. At this time Commissioner Schaad read the following Declaration:

We are pleased to declare a "Fund Day" for Vanderburgh County on August 10,1975 at this 4-H Center. The purpose for the Fund Day is threefold;

- To enjoy the fellowship of all ages in a bike ride.
- 2. To benefit from educational information concerning bicycle safety.
- 3. To gain money from the Hoosier 4-H leader center near Lafayette, Indiana. The Hoosier Center is the location of the State Junior Leadership Conference for all the Youth Organizations in the state.

We encourage your sponsership of bike riders who are raising \$6,000.00 toward the goal for Vanderburgh County. We the Commissioners of Vanderburgh County urge your support in the "Fun for Funds".

RE: REVENUE SHARING RESOLUTION

Commissioner Schaad said last week the Commissioners met and discussed Revenue Sharing money and it was agreed the Commissioners pass a Resolution directed to the Vanderburgh County Council and the Auditor. Commissioner Schaad read the following Resolution:

1976 FEDERAL REVENUE SHARING FUNDS

BE IT RESOLVED by the Board of Commissioners of Vanderburgh County, Indiana that pursuant to the authority granted to said board by the State and Local Fiscal Assistance Act of 1972, popularly know as the Revenue Sharing Act and the applicable rules and regulations issued in conjunction thereto that said board does intend to utilize and assign from and out of said fund distributed to Vandburgh County in 1976, the sum of \$500,000.00 for contractual road and street work to be performed within the said county, and does intend to expend the balance of said fund in 1976 for Capital expenditures authorized by law to be assigned and expended in such manner and amount that may be decided by the Vanderburgh County Council.

Dated this 4th day of August 1975.

County Councilman Wendell Lensing said he would like to be heard before action is taken on by the Commissioners.

He said he would speak only for himself as a County Council member. He said the County Commissioners said last week in a newspaper story that they wanted to have a say in the spending of the Revenue Sharing money. He feels the Commissioners have had a say in the spending of the Revenue Sharing money for the last three years. He believes the latest the Commissioners acted upon it was in May of this year, when the Commissioners signed a paper that was sent into the Revenue Sharing people, stating the way the Revenue Sharing Funds were being allocated. That paper, he would say has been signed a half dozen times, there is an annual report that goes into Revenue Sharing, also quarterly reports, that everytime you get money, you have to sign for it. So therefore he thinks it is incorrect to say that you haven't had a say in the spending of Revenue Sharing money.

He said he feels that if the Commissioners adopt this Resolution, then you are changing the formula by which you have spent the Revenue Sharing money. The formula adopted at last Septmeber's budget session provided \$911,000.00 was to be allocated out of the 1975 Revenue Sharing money to pay for the salaries in the Sheriff's budget. The amount of \$455,000.00 was to be allocated to pay the County Commissioner's budgets requests. Two principle items which the County Commissioners had in the budget requests and which was set off in the Revenue Sharing was he believes \$125,000.00 for Mental Health and approximately \$175,000.00 for Child Guidance.

You now propose to change the allocation of these funds in 1976 and when you do this you take \$500,000.00 out of \$1,300,000.00 you are going to cut the Sheriff down from \$911,000.00 to \$400,000.00. The Sheriff has already submitted a budget to the Auditor's office in the amount of \$1,290,000.00, so he is \$300,000.00 more than he was last year, and you are going to cut him back \$500,000.00, and the net result of this would be that the County Tax Rate is going to have to assume the burden of supporting the Sheriff's office, the Child Guidance Clinic and the County Commissioner's budget items. He said he knows the Commissioners have the authority and are the Executive Officers of the County however, you must assume the responsibilities of doing this and if you do take \$500,000.00 for the roads and cause the County tax rate to go up 15¢ then he feels the Commissioners should consider this before they act on the Resolution. He said the Statute provides that all Gounty Offices must submit a list of the number and the proposed salaries to be paid. This must be submitted on a form prescribed by the State, it must be submitted to the County Auditor on or before July the first of each year. The Statute further provides the Board of County Commissioners shall review the statements and make their recommendations thereon, prior to August 20th. for the consideration of the County Council.

He said he would like to inform the Commissioners that there is to be a meeting with the Sheriff's office on August 7th at 11:00 a.m. to discuss their budget and he would be glad for the Commissioners to be in on this meeting, since the Commissioners are to make recommendations on this budget by August 20th.

He doesn't feel the old way in which the budgets were passed by the County Council stands anymore and the Commissioners have decided they want the responsibility of passing upon the funding of these offices and the spending of the Revenue Sharing Funds and he for one is glad the Commissioners are accepting this responsibility and he will request the Commissioners review of all budgets, in fact, he will almost insist upon it.

County Council President Mr. Paul Brown was present and stated that the Council certainly honor the request of the Commissioners. There are a couple of things that concern him, those being, number one, the tax rate that we face according to the proposed budgets for 1976. We face a very large increase and unless we are very careful come budget time we are going to see a big problem arise. He said the Commissioners willingness to accept the responsibility for the appropriation of

Revenue Sharing Funds is appreciated and hope the Commissioners review each request that has been submitted so that you will have a pretty good idea of what we are facing next year. He said he understands the Commissioners request but he does hope you will give consideration on ear marking this kind of money in light of the substantial increase that we face for just salaries and raises alone for 1976.

County Councilman Thomas Hobdy said he has nothing more really to add to what the other Councilmen have already said other than to let the Commissioners know that he will be happy to work with the Commissioners to try and work out the best possible answer for the County. He reminded the Commissioners that there will be a meeting this afternoon, if everyone can get together.

Commissioner Willner said basically the Sheriff's Department should come out of the County Taxation instead of the Revenue Sharing, he is sure, but he feels they should look at the budgets of all of the departments and give a recommendation to the Council, as he feels this is the Commissioners responsibility. He isn't saying they won't sign this Resolution but he feels they should talk to more people about it.

Commissioner Schaad said he doesn't agree with Councilman Lensing, as he doesn't feel it is the Commissioners responsibility. He feels it is the Councils responsibility to act on all the budgets of the county offices. They have asked for \$500,000.00 to be used for Highway Funds and the rest of it you can do what you want to do with it. To say that we are cutting the Sheriff back he thinks is not true. The thing that we don't want to see happen is that if we take capital improvements out of Revenue Sharing Funds then after Revenue Sharing is cut off, if it is, then we are going to have a big problem on our hands.

He told Commissioner Willner that if he wants to hold up on this Resolution, then he has no quarrel, however, we did agree on it informally.

Commissioner Willner said he would like to hold up on it for one week.

Councilman Hobdy said he would like to have the County Attorney's opinion as to whether the Commissioners have the right to allocate Revenue Sharing money.

County Attorney Thomas Swain said yes, in his opinion, they do. The County Commissioners proposes and the County Council disposes.

Commissioner Schaad said he doesn't think this is line item though, he feels this is the Councils responsibility. If we do this job then what will the Council do.

Councilman Lensing said does the Indiana Statute 17-1-24-18.3 concerning employees and salaries place the responsibility on the Board of County Commissioners to review the statements of the various county offices concerning the number of employees and their salaries and make their recommendations thereon, prior to August 20th for the consideration of the County Council.

County Attorney Tom Swain he hasn't studied this law for awhile but if you are talking about what use to be Public Law 231, he would say, yes it does. But the next thing is so what, all it is, is a recommendation and the ultimate responsibility is the Council's and not the Commissioners.

Councilman Lensing said you will then advise the County Commissioners that it is their responsibility to make a recommendation on the budgets.

Mr. Swain said no Sir, I will not. All he will do is tell them what the law says for them to do.

Commissioner Willner said he was just informed that without Revenue Sharing the budgets were approximately \$2,7 million and that is a substantial raise from last year and he can certainly see a problem.

Commissioner Schaad said we do have two more meetings before August 20th and he too would like to talk to the Council and the Officeholders again and work with Councilman Hobdy and so they would hold up on the signing of this Resolution for another week.

RE: GASOLINE TAX RESOLUTION

Commissioner Schaad said this resolution was presented to the Commissioners last week for further study on it and it is now before them to be signed. Tippecanoe County started this by asking the Govenor to appoint a group to study the aspects of eliminating the sales tax on gasoline.

We get 6¢ per gallon to go into our Highway fund, whether gas is 10¢ a gallon or

\$1.00 a gallon. So with the gas as high as it is now, this would give us more money for our roads.

Mr. Bob Bowman said if the theory by raising the gasoline cost gets the American public to reduce its consumption then would the current gasoline gas tax proceedure in the State of Indiana really be beneficial or self defeating. He thinks there is a concern there that if the public uses less gasoline obviously there is less revenue. Second, there must be some concern by those local jurisdictions that not all of that tax collected is going to street and road maintenance and thirdly, with the cost of gasoline going up the tax is another additional burden on the consumers.

Commissioner Schaad said this was approved at our last meeting and it is only a matter of signing it today.

Mr. Bowman said they are going to try to adopt a duplicate type of resolution for the Council of Governments.

Commissioner Willner said he thinks the gasoline tax was primarily set up in the State to repair roads and then when the sales tax came along that defeated that purpose, he is sure, so therefore he sees no reason why this resolution should not be signed or even passed in the Legislature.

RE: SPECS APPROVED AND BID OPENING DATE SET FOR ADDRESSOGRAPH IN VOTER REGISTRATION

Commissioner Schaad said they have received the specs for the Addressograph machine for the Voters Registration Office and he asked the County Auditor to set a date for advertising and bid opening.

Mr. John said this will be advertised on August the 7th and 14th. and will be opened on August 18th.

Commissioner Willner moved the above notice to bidders be advertised. Commissioner Schaad seconded the motion. Commissioner Willner said in looking at this he is wondering if more than one bidder can bid those specs.

Commissioner Schaad said he doubts it because to be compatable with what we have in the other office it would just about have to be only one like it, but it is the law that we do have to advertise for it. Only one company makes this machine. The advertising was so ordered.

RE: LETTER....GOLDEN RULE

Commissioner Schaad said the Commissioners received the following letter from Golden Rule:

Dear Tom,

Enclosed are rider amendments for the Vanderburgh County group. The amendments add coverage for alcoholism and drug addiction effective Lanuary 1, 1975.

Will you please sign the amendments and return them to my office. Enclosed is an addressed envelope for your convenience. If you have any questions or we can be of further service, please advise.

Robert H. Barthel General Agent

Commissioner Schaad said this is a slip up and should have been in the original policy on January 1st. This is additional coverage at no additional cost to the county.

Letter was ordered received and filed.

Commissioner Willner moved we sign the amendment. Commissioner Schaad seconded the motion. So ordered.

RE: LETTER...SOUTHERN INDIANA GAS AND ELECTRIC COMPANY

Commissioner Schaad read the following letter:

Gentlemen:

This department has received information that gas facilities owned by this Company have been damaged as a result of an accident on June 27,1975 at St. Joe and Mill Road.

A billing for the cost of repairing these facilities will be mailed in the near future. Please notify your insurance carrier of the accident.

Should you have any questions, please call the undersigned.

Yours truly, Frank R. Henter Claim Investigator

Mr. Jack Seibeking said this is on that deal where the chimney fell when hit by lightening and hit one of their meters. Our insurance company has been notified.

RE: LETTER....INDIANA BELL TELEPHONE COMPANY

Commissioner Schaad read the following letter received from Indiana Bell:

You are hereby notified, that on the 1st day of May, 1975, Indiana Bell Telephone Company, Incorporated, suffered damage to certain buried facilities at approximately 2:00 p.m. on said date in the vicinity of 112 Fleener Road, McCutchanville, Indiana; that said damage aforementioned occurred when employees of the Vanderburgh County Highway Department damaged Indiana Bell Telephone Company, Incorporated buried ficilities, while said employees were replacing a culvert. The amount of damage in an approximate sum of \$195.00.

Mr. Seibeking said he is aware of this and the insurance company has been notified also.

Mrs. Smith, the Commissioners secretary said she will notify the Telephone Company and have them to fill out a blue claim which will have to be done before action can be taken on this.

RE REQUEST TO TRAVEL....JAMES L. ANGERMEIER

Commissioner Schaad read the following request from Mr. Angermeier who could not be present because he is in the Board of Review meeting this morning.

Gentlemen:

This is to ask for your approval to attend a Pre-Conference school in Washington, D.C. in September, 8th through 12th.

This is being sponsered by the International Association of Assessing Officers I.A.A.O. With the Next reassessment coming up next year I feel I need to have all the schooling I can acquire and this will help me very much.

I would ask the Commissioners to approve expenses for airplane fare and lodging for one.

Enclosed you will find a copy of the registration card for the schooling.

Respectfully yours,

James L. Angermeier County Assessor

Commissioner Willner moved the above request be granted. Commissioner Schaad seconded the motion....so ordered.

RE: DISCUSSION....OLD STATE ROAD OVERPASS

County Attorney Thomas Swain said he got a call from a McCutchan that owns property, one of the four pieces that we have condemned for the L.& N. Overpass. In investigating it he is willing to generously settle the matter for \$15,000.00 and our highest offer was \$5,000.00. He said his recommendation is that if a jury wants to tell us that we owe him \$15,000.00 then we will pay it, but not before. That is two times the appraisal itself is twice what the court appointed appraisers awarded.

Commissioner Willner asked Tom for the acreage on this and he said it is 21,520 Square Feet which is roughly one half acre.

Commissioner Willner moved that this request be rejected. Commissioner Schaad seconded the motion. So ordered.

RE: NOTICE OF ROAD ABANDONMENT ... INDIANA STATE HIGHWAY COMMISSION

Commissioner Schaad this is road abandonment right-of-way adjacent to 460, Section 82, Vanderburgh County. This is to inform us that the Indiana State Highway Commission is abandoning a portion of the right-of-way adjacent to U.S. 460, Section 82, Vanderburgh County for a total distance of 1.384 miles for the State Highway and they are hereby turned back to Vanderburgh County, Indiana. If County line roads are involved maintenance jurisdiction will be provided in Public Law 102 of the 1971 Acts of the Indiana General Assembly.

Commissioner Schaad said is this just right-of-way or the road itself.

With no one seeming to know just what this is all about Commissioner Willner moved that we refer this to Dick Nussmeyer to check out and report his findings back to us. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted for Torian Agnecy, Inc. for Burdette Park. This is in accordance with our regular policy. The claim was for the amount of \$2,216.00

Commissioner Willner moved the claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted for Fred Rutledge for refund of overpayment on Permit #5519 in the amount of \$5.00. Commissioner Schaad said this is on a Building Permit.

Commissioner Willner moved it be approved. Commissioner Schaad seconded the motion.

RE: PETITION TO PAVE ECHO HILL DRIVE

Commissioner Schaad read the following petition:

The undersigned request that Vanderburgh County pave Echo Hill Drive. The road has already been deeded to Vanderburgh County by Mrs. Grace Eisterhold, Echo Hill Drive. The road bed meets County specifications of road width and bed thickness for paving.

There were thirteen other names on the petition.

Commissioner Willner moved this be referred to Dick Nussmeyer for his recommendation. Commissioner Schaad seconded the motion. So ordered.

RE: MR. JESSE CROOKS

Mr. Crooks said there is a house at 804 Sycamore that he would like to have permission to tear down. It belongs to the County and we have owned it for about one and a half years, and it is beyond doing anything with. He said that Mr. Hotz's crew can tear it down.

Commissioner Willner moved that Mr. Crooks be given permission to tear down the house at 804 Sycamore Street. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad asked about a house at 920 Canal Street that apparently was torn down and we left some debri there. There is also some type of a problem at 612 E. Sycamore Street.

Commissioner Willner moved that we refer these to Jesse Crooks. Commissioner Schaad seconded the motion. So ordered.

RE: MR. JACK SEIBEKING

Mr. Seibeking said last week the Commissioners asked him to check on Wimberg Road concerning that petition that was received. In checking, he found that from Happel Road into Kratzville Road is in the city.

Jack read the following petition:

To whom it may concern, We the undersigned petition to have.

1. Happel Road to be blacktopped to its end.

2. Wimberg Road to be blacktopped from Happel Rd. to Kratzville Rd.

3. To have Wimberg Rd. widened especially on the curve off Kratzville Road and at the intersection with Happel Road.

4. To have the blind intersection cleared at Happel Road and Wimberg Road.

Jack said the number one item is ours but the other three items they are requesting is in the city. He said he would be glad to refer this petition to the City Engineer's Office.

Commissioner Schaad told him to do this and also send a note to Mr. and Mrs. Willie Romans, 6315 Happel Road and explain the situation to them.

Jack said on the number one item he will check on it again and if it warrents to be resurfaced we can road mix it.

Jack said he received two phone calls yesterday from people living on Old State Road and one lady was quite upset as she had backed out of her drive-way into fresh dirt and got her car hung-up and she wanted us to come out and pull her out. He said he asked her if she know the dirt was there and she said yes. Therefore Jack said he didn't feel it was our responsibility to do this, but rather the Contractor's responsibility to provide these people living out there an entrance and an exit to their homes. He said he would like to get the Commissioners approval that if he gets any more calls like this he can refer them to the contractor rather than the County.

Commissioner Willner said he received a couple of calls also and he too feels it is the contractor's responsibility. Dieg is the contractor's on this job, and maybe we should ask them to put some white-rock in these areas. Dick Nussmeyer said he would check with the contractor.

The Absentee report was submitted by Jack Seibeking on the County Highway Department for the past week.

Report was ordered received and filed.

RE: MR. DICK NUSSMEYERCUTS IN

The Waterworks requests permission to cut into Still Meadow Court to provide water service.

Commissioner Willner moved that the cut be approved. Commissioner Schaad seconded the motion. So ordered.

The Waterworks requests permission to cut into Old State Road to provide water service.

Commissioner Willner moved that the cut be approved. Commissioner Schaad seconded the motion. So ordered.

The Waterworks requests permission for a shoulder cut on Old State Road and Ridgeview Drive and also a shoulder cut on Fleener Road.

Commissioner Willner moved that both cuts be approved. Commissioner Schaad seconded the motion. So ordered.

A Claim was presented for G.H. Allen Inc. on Mesker Park, St.Joe and Kleitz Road in the amount of \$30,391.66. This is approximately 82% completed.

Commissioner Willner moved the claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim for Barnett Brothers, Inc. on Smith Diamond Structure #125 in the amount of \$19,950.00 was presented to the Commissioners for payment. This is a first payment.

Commissioner Willner moved the claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was presented from Deig Brothers Lumber and Construction Company, Inc. on the Old State Road-L.& N. Overpass in the amount of \$72,124.00. This is also a partial.

Commissioner Willner moved the claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad said the City Engineers went to Indianapolis to discuss the Ray Becker Park Way and it was necessary that Dan Hartman go along; so Marsha contacted him and he gave approval for him to go, so he would now like a motion on this approval.

Commissioner Willner moved it be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. BILL JUDD

Commissioner Willner said he has two Streets that the signings are down on, those being Edgewater Drive and Estate Drive, which was referred to Mr. Judd.

RECESS: It being 10:33 a.m. a recess was called so that the Drainage Board could be held. Commissioner's meeting reconvened at 10:45 a.m. RE:EVERGREEN ACRES

County Attorney Tom Swain said the streets in Evergreen Acres are before us again. There is a prepared amendment to the Master Road Plan. He said if he remembers correctly, upon the recommendation of the Surveyor, the Commissioners would accept these roads.

Commissioner Schaad said yes, if certain things were done by Mr. Bussing.

Mike Ludwick said as far as he knows, these things are done.

Commissioner Willner said he is ready to sign, as he thinks they have taken care of these responsibilities. There was one clean-out there and he wants to know if that has been taken care of the Mike said he doesn't know.

Commissioner Schaad said don't you think we should determine this before we sign the Resolution.

Mr. Swain said all this is, is an amendment to the Master Road Ordinance to enter those roads into Evergreen Acres.

Commissioner Willner moved they be approved. Commissioner Schaad seconded the motion. So ordered.

RE: RIVER ROAD

Commissioner Schaad said Ed Roehm has appeared before the Commissioners some time ago on River Road and wanted to straighten it out and re-align it, as it is really crooked and some tree stumps were in the way and he wanted to talk to some of the property owners out there. This is on Old River Road between Weinbach Avenue and the start of new construction at the Karsch property lying east of Weinbach Ave. He has a letter here this morning from Signal Engineering, Inc., and he doesn't understand it, so he is going to refer this letter to the County Attorney for one week and let him check into it and report back to us.

RE: POOR RELIEF

1. 7. 2. 2

BARBARA JORDAN..1118 S.Weinbach Ave.....Knight Township

Mrs. Jordan said she is asking for an emergency two week food supply. She has two children and she has to move from where she is presently living because the landlord has requested it. There is no play area for the children is why she is being asked to move and she has until the end of the month to get out. She has found a place and she had to deposit \$100.00 but her check was for only \$110.00. She said she

called the Welfare Department for some food stamps first and they told her to call the Trustee's Office and she was told that since she was no longer on food stamps there was nothing they could do for her.

Commissioner Willner asked her the ages of her children and she said 11,7 and she also has one 18.

Commissioner Willner asked her what the rent will be at the new place and she said \$160.00 per month, the same as it is where she presently lives.

Commissioner Willner asked her if she is working any place and she said yes, at the Carver Day Care.

She said she is on A.D.C. in which she drew \$168.00 for July, but prior to that she drew \$144.00 per month.

Commissioner Willner asked her what her take home pay is from the Day Care and she said she gets paid every two weeks. One pay she draws \$155.00 and the next pay she draws \$110.00.

Commissioner Schaad asked her if she is receiving support money and she said no, not every week, only when he wants to send her some. She thinks he is somewhere down in Tennessee. She said she has been married twice and her second husband is here somewhere and he is suppose to give her \$40.00 a month but he does this only when he wants to. She said she has been separated from her second husband for about three years but she hasn't paid for a divorce yet.

Commissioner Willner asked her what effort she has made from her present husband. She said she has called him on several occasions and he always has some excuse not to give her support money and she has received threats from him if she tries to have him picked up for non-support. He works in the Water Meter Department, and since they are not divorced he does pay all of the bills.

Commissioner Schaad said since he works in the Water Department, she should go to the Prosecutor's office and could collect support. She said it isn't worth her maybe getting best up for \$20.00 and that is why she hasn't done this.

Mr. Swain said he doesn't feel this is a very good reason.

Mrs. Mueller said these aren't the taxpayers children and her husband should pay for them.

Commissioner Willner said he feels this should be filed with the Prosecutor.

Mrs. Mueller said she should go downstairs to the Welfare Department and apply for food stamps and really you would get more to feed your children with. She said Mrs. Jordan was eligible for Food Stamps and was certified from May 2,1975 through June 30,1975. Semi-monthly-she paid \$41.50 receiving \$77.00 (or \$83.00 and receiving \$154.00 for the month). Since her son became 18 years of age she had to be recertified at the Food Stamp Office because her 18 year old son is classed as non-assistance in the household and she could not be re-certified through the Public Assistance Office. Barbara could have re-applied for Food Stamps in July through regular channels on the 1st floor at the Food Stamp Office.

Commissioner Willner said for her to go downstairs and apply for food stamps and if it is over a week before she is accepted then the Trustee will help her. Commissioner Willner moved that this case be referred back to the Trustee. Commissioner Schaad seconded the motion. So ordered.

PEGGY WILLIAMS...319 S.E. Second St....Pigeon Township....Asking for rent.

Commissioner Willner asked Peggy how much her rent is and she said \$160.00 per month. Commissioner Willner asked her if she is working and also if she is married. She said she is not working and she is in the process of getting a divorce. She has two children, ages two and seven months.

She is originally from Columbus, Georgia and that is where her family is. She has been living here since April of this year, when she came to meet her husband, who was already here. She filed for a divorce three weeks ago.

Commissioner Willner asked her if she is getting any public assistance now and she said she applied for A.D.C. last week.

Mr. Bob Olsen said they encountered this case in April of 1975 for the first time. The first rental was requested on July 25,1975 but at that time the rent was not a month in the rear and therefore they advised them to apply for public housing. On August 1,1975 Peggy was in and asked for rent.

Commissioner Willner asked Mr. Olsen if her husband is suppose to pay support money and Mr. Olsen said no one seems to know where he is.

Commissioner Willner asked Peggy if she has applied for public housing and she said no, that the Welfare came over to her house and they told her this is a good place for her to live, with good playground areas, and the place is in good shape with plenty of room for them.

Commissioer Schaad said there are a lot of people working, making good money that can't pay \$180.00 per month rent and the public housing places do have playground.

Mrs. Marsha Smith said that Mr. Williams was in the office last week and she suggested to him that he go to the city personnel office, which he did, and she has since been informed that he is working at Peerless Pottery.

Mr. Olsen said he could talk to Mr. Sanders, the attorney for Mrs. William's divorce and see how much he is suppose to pay and what can be done to get it. He said he can also talk to Mr. Shores who is the personnel director at Peerless.

Commissioner Willner asked Mr. Olsen that after checking out all avenues would be see that Peggy would not have to let her children go hungry and he said most certainly.

Commissioner Willner moved this be referred back to the Trustee. Commissioner Schaad seconded the motion.....so ordered.

BILLY HENDERSON...801 W.Iowa St.....Perry Township

Mrs. Henderson spoke at this time, as Billy was in the hall tending to the children. She said they are asking for rent, in the amount of \$40.00 for Public Housing.

Mr.Tom Barefoot said that Mr. and Mrs. Henderson made application for aid for shelter and tried to get into Public Housing. They originally went to Perry Township for help. They moved here on July 7,1975 from California and was living on Tieman Street with Mr. Henderson's sister. They were there approximately two weeks when they went to Perry Township and made application for aid. On the 17th, after being notified that they weren't going to get aid from Perry Township they received some help from St.Vincent DePaul and moved into an apartment on Delaware Street, they lived there for one week and then had to move back in with Mr. Henderson's mother on Iowa Street, where they are living at now. He doesn't feel there is a question as to whether they are elligible for the shelter, but just a question as to who is responsible, Perry or Pigeon Township.

Red Mosby said they made application and his investigator went out to check this out but couldn't reach anyone. He said they moved on July the 17th into Pigeon Township therefore he could not help them, because it is required they live in the Township they are seeking help from.

Mr. Barefoot said they made application in Pigeon but Pigeon felt like Perry still had the responsibility, therefore they denied them any help. Perry said no, because they live in Pigeon.

Mrs. Henderson said the Public Housing said they would hold the vacant place until today for them, depending on what the Commissioners do.

Mrs. Henderson said her husband has filled out applications several places, seeking employment, but has not been called anyplace yet.

It was suggested that he go to the City Personnel Office because he may be elligible to work under our SETA funding jobs.

At this time Pigeon Township was called and asked to come back up to review this case. Mr. Olsen came back up and it was decided that Mr. Olsen would work with Mrs. Henderson in trying to receive help.

Commissioner Willner moved this be referred to Pigeon Township Trustee. Commissioner Schaad seconded the motion. So ordered.

MEETING RECESSED AT 11:35 a.m.

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PRESENT:

COUNTY COMMISSIONERS

Robert Schaad Robert Willner COUNTY AUDITOR

Curt John

COUNTY ATTORNEY

Thomas Swain

Bob Schaol

Robert & William

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING AUGUST 11, 1975

The meeting of the County Commissioners was held on Monday, August 11, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Schaad acting as President since President Ossenberg is on vacation.

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

RE: BIDDING ON COUNTY OWNED SURPLUS PROPERTY

The County Commissioners received the following sealed bid on County owned surplus property:

To the County Commissioners,

I, Frank DeShields, do hereby submit by bid of \$50.00 for the purchase of lot #14-5-7 in Maple Court. Presently assessed at \$230.00, should be \$30.00. Appraised value per County Assessor is \$100.00.

Cordially,

Frank DeShields

Mr. John explained that this is a small strip of land by some other property that Mr. DeShields owns and he wants it just to keep it cleaned up, since the State won't clean it up. However, he told us that he does not want it if the assessment is not lowered on it.

Commissioner Schaad said we do not have the authority to lower the assessment on this parcel, so this letter was therefore referred to County Attorney Thomas Swain who said he would check with Mr. DeShields and report back his findings to the Commissioners.

Bidding on County owned surplus property will be continued next week.

RE: EMPLOYMENT CHANGES.....APPOINTMENTS

PLEASANTVIEW REST HOME

Mary J.Alvis....700 Senate Ave......Cook......\$1.85 per hour............Eff:8-11-75

AREA PLAN

James Hovda....401 S.Plaza Park Dr.....Summer Intern.....\$15.00 per day....Eff:8-11-75

PROSECUTOR

Mabel Winkler....7418 Mulberrty....Secretary.....\$6,000.00 per year......Eff:8-4-75

PIGEON TOWNSHIP ASSESSOR

Lillian N. Young....762 E. Virginia St..... Deputy...\$15.00 per day...... Eff: 7-26-75

SHERIFF

Elrid K.Hocker Jr...1301 S.Harlan...Probationary Patrolman...\$9,352.20.....Eff:8-1-75 Robert L.Miller, Jr....901 E.Mulberry...Probationary Patrolman...\$9,352.20...Eff:8-1-75

KNIGHT TOWNSHIP ASSESSOR

Ramona M.Barrett..1505 Marshall....Deputy....\$15.00 per day......Eff:7-6-75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Walter Swope III...6016 Rockford Rd.....Leadman....\$3.627 per hour......Eff:7-23-75 Larry J. Phillips...1905 S.New York Ave...Title VI,C.E.T.A...\$3.627 Per hr.Eff:8-4-75 William Ramsey...217 E.Columbia St..Title VI,C.E.T.A...\$3.627 per hr.....Eff:8-4-75 Stephen H.Hunter...1107 Westchester Ct. C.E.T.A....\$3.00 per hour......Eff:8-11-75 James D.Beauparlant...1102 S.Weinbach...C.E.T.A.....\$3.00 per hour......Eff:8-18-75

EMPLOYMENT CHANGES RELEASES:

BURDETTE PARK

Timothy McBride...2136 Margybeth...Security....\$2.00 per hour...........Eff:8-5-75 Brian Chew....101 E. Evergreen....Ground Crew....\$2.00 per hour..........Eff:8-9-75 Bill Elliott....1820 Bayard Park...Ground Crew....\$2.00 per hour...........Eff:8-12-75 Karen Little...2509 Koring Road....Extra Pool Guard....\$2.00 per hour..........Eff:8-6-75 Emile Hamlow...2800 Penn. St....Extra Pool Guard....\$2.00 per hour............Eff:8-6-75

PROSECUTOR

Leah Crider....1535 Savannah....Secretary....\$6,000.00 per year..........Eff:8-1-75

AREA PLAN COMMISSION

Anthony Cassity...2321 E.Iowa St....Summer Intern.....\$15.00 per day......Eff:8-15-75 Ronald Schutz.....2415 Saratoga Dr. Summer Intern.....\$15.00 per day......Eff:8-8-75

BOARD OF COUNTY COMMISSIONERS

Helen Hagensieker...1609 Madison...Pt.time Secretary...\$2.70 per hour.....Eff:8-8-75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Larry J.Phillips....1905 S.New York...Title I..C.E.T.A...\$3.00 per hr.....Eff:8-1-75 William Ramsey....217 E.Columbia St...Title I..C.E.T.A...\$3.00 per hr.....Eff:8-1-75

Commissioner Willner moved that all of the employment changes be approved. Commissioner Schaad seconded the motion.....so ordered.

RE: MONTHLY REPORTS:

The monthly report of the Building Commission was submitted, for the month of July. Report was ordered received and filed.

The monthly report for the Bureau of Traffic Engineering was submitted, for the month of July.

Report was ordered received and filed.

The monthly report for Pleasantview Rest Home was submitted, for the month of July. Report was ordered received and filed.

RE: CHECK....WEST HEIGHTS SCHOOL

Commissioner Schaad said he received from the Evansville-Vanderburgh School Corporation a check in the amount of \$1.00 for rent for West Heights School from September 3,1975 through September 2, 1976 for Adult Recreation. Commissioner Schaad endorced this check and turned it over to the Auditor.

RE: HARRY WELLS...HIGHWAY 460 ABANDONMENT

Mr. Harry Wells, 7308 Redwood Ave. was present and said he has a petition that he would like to read aloud to the Commissioners, it read:

We, the undersigned adjoining property owners and residents who have to use Everglades Drive as the sole access to our homes, respectfully request the Board of Vanderburgh County Commissioners to black top Everglades Drive west of St.Joe Road, a distance of approximately one thousand feet.

There were forty signatures on the petition.

Mr. Wells said this Drive is white rock at the present time.

Mr. Nussmeyer said this is the Drive that the state turned back to us. We have asked the state to service it, but they won't do it. He said this is not a county accepted road.

Mr. Wells said this is the entrance to his mobile home park and he too has asked the state to service this and they have refused to do do, telling him it is the responsibility of the county.

Mr. Wells said presently there are forty families living in there and later on he will have one hundred and twenty five families.

Mr. Nussmeyer said this is a private drive for him.

Mr. Wells said no, he would not say this is a private drive, it is a county road.

Commissioner Schaad said what he thinks Mr. Nussmeyer means is that this is not a county accepted road, as it was at one time part of the state highway and the state provided right-of-way for these people living back there to get to the mobile park.

Mr. Nussmeyer said the state could not land lock anyone back there, but had to provide access to this land about 600 feet back and its forty feet wide.

Mr. Wells said the right-of-way is actually 63 feet wide and the distance is closer to one thousand feet.

County attorney Tom Swain asked Mr. Wells if this mobile park is open to everyone or just to people that he sells mobile homes to.

Mr. Wells said it is open to everyone. Out of the forty that are presently there, he has sold only about four of them to the owners, and the rest have bought elsewhere.

Commissioner Schaad asked Mr. Wells if he is wanting the county to improve the entire length of the road for the mobile home park.

Mr. Wells said these people live there, they pay taxes and they are entitled to good roads going to and from their homes.

Commissioner Schaad said yes he understands this but unless the entire length of this road is a county accepted road then the county commissioners have no jurisdiction over it.

Mr. Wells said but it has to be owned by the county.

Mike Ludwick said it is not a county accepted road.

Mr. Wells said the entire length of the road did at one time belong to the state, but they have since turned it over to the county.

Mr. Ludwick said we have asked the state to bring it up to standards to meet what was out on St.Joe road, but they refused to pave it.

Commissioner Willner said can we now demand that the state bring it up to standards by paving it, before we will accept it.

Mike Ludwick said it is now ours.

County attorney said unless they have amended the act, he thinks they have to bring it up to standards, but then, he guessed they could set the standard.

Commissioner Schaad said on an access road, he guess they could.

Mr. Swain asked Mr. Wells that if anytime during the year is this road inaccessible.

Mr. Wells said no, because he always maintains it himself.

Commissioner Schaad said they cannot take any action on it today, but he will keep the petition presented today and he, Mike Ludwick and Jack Seibeking will try to get out there look the situation over. They will have to check the legality of it before any action can be taken on it.

Commissioner Willner said he would like the county attorneys opinion on this as to whether we can request the state to black top this before we accept it.

County attorney Tom Swain said the way he reads the statute, he thinks the state has to bring it up to standards before they can turn it over to the county, and then when its up to state standards, it is automatically ours. Always before, we could reject it, but the Act has been amended and its ours.

Commissioner Schaad said yes, but its like Tom said, what is the standard for this road.

Mr. Wells said the state did not build the road, he did.

Mr. Swain said well then, the standard there is not the states, but yours.

Commissioner Schaad said then there is really no reason for us to look at it because it is going to be a matter of policy and the laws as to what we can do about it. He thanked Mr. Wells for appearing and told him the Commissioners would take this under advisement and see what can be worked out on it and someone would be in touch with him

RE: REQUEST FOR ROAD MAINTENANCE.... COLONIAL GARDENS ROAD

Commissioner Schaad read the following letter recieved from Mrs. Mildred Bell, 3012 Colonial Garden Road:

Dear Sirs:

Several years ago we tried to get Colonial Garden Road black topped. Then we tried for Chip and Seal, and were unable to get anything done. Our road is dusty, at times it is hard to see where we are driving. I wonder if we could get it oiled. We the undersigned would sure approciate it.

There were ten other signatures on the letter.

Mr. Seibeking said this is a rock road that runs along behind the Eagle's Country Club, swings back out to Old Boonville Highway.

Commissioner Schaad said they are only asking for it to be oiled and we have done this in the past so he asked Commissioner Willner if it would be alright with him and he said yes.

Commissioner Schaad told Jack Seibeking to go ahead and oil it.

RE: GERMAN TOWNSHIP WATER DISTRICT DISCUSSION

Mr. Maurice O'Conner, R.R. 4 Fischer Road was present and said what they are requesting is that the German Township Water District, in agreement with the City of Evansville, set up a water district with supply lines throughout German and Armstrong Townships in Vanderburgh and Robinson and Center Townships in Posey County. They are requesting a blanket right-of-way to install the water pipes in those areas where they do not have private easements. This is about a \$3,000,000.00 project which hopefully they are going to be able to close on August 21st or 22nd. It is being financed by F.H.A. There is going to be a meeting on this next monday. Mr. Green, who is doing the construction, wanted to make sure there were no problems in term of any plans the Commissioners might have relative to any work being done out there.

Commissioner Willner asked if they were going to furnish a bond and Mr. O'Conner said yes, they were intending to do this prior to any construction starting. Hopefully they will start construction at the end of this month.

Commissioner Schaad asked Mr. Swain if this agreement was in order.

Mr. Swain said no, he didn't think it was. He said you have a certain number of agreements by the German Township Water District but nowhere are they committed by signature as such.

Mr. O'Conner said he would certainly be glad to provide this, he was just thinking in terms of the fact that the use is contingent upon our meeting and what we represent, we will do, but if you prefer to have it signed, we will get that done and bring into you.

Mr. Swain said he would like for Mr. O'Conner to say he will do it.

Mr. O'Conner said he would like for the Commissioners to sign this conditionally and he will get it signed by the Water District and bring it back today, the reason being they have to forward this to the F.H.A. in order to meet their requirements in terms of getting the closing done on the 22nd.

Commissioner Willner moved that subject to the ratification of the officers of the Water District we approve the agreement.

Commissioner Schaad seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted for Barnett Brothers, Inc for work done on Red Bank Road and Upper Mt. Vernon Road (West Christian Church) as per contract with County Commissioners in the amount of \$4,700.00.

Commissioner Schaad said this is the claim they were holding up because in checking the work out it didn't seem to be a job well done. He has checked and they have gone back and repayed it and it is really a nice surface on it now.

Commissioner Willner moved the claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted from Southwestern Indiana Mental Health Center, Inc., in the amount of \$67,295.50 for the remaining 50% of Vanderburgh County's share of operational expenses for the Southwestern Indiana Mental Health Center for 1975 in accordance with PL IC 1971 16-16-1.

Commissioner Schaad said this is all in our budget and is the County's share.

Commissioner Willner moved it be approved.

County Councilman F. Wendell Lensing was present and asked permission to be heard at this time. He said in furtherence of the discussion they had it last weeks meeting with reference to Revenue Sharing funds he would like to call the Commissioners attention to the fact that this bill you are paying now is Revenue Sharing funds. You have appropriated out of Revenue Sharing funds for 1975.....\$125,522.00, and you are considering a Resolution where you are not going to appropriate that amount in 1976. If you pass this Resolution whereby you say you want \$500,000.00 to go to roads and the rest of it to go to equipment then you are going to have to figure out where you are going to get to money to pay this claim you have before you today.

Commissioner Schaad said that is going to be the Council's job to consider.

Mr. Lensing said no, you don't give it to us.

Commissioner Schaad said we didn't take the Revenue Sharing money for this purpose, the Council did.

Mr. Lensing said you must have, because you are signing and approving a claim right now.

Commissioner Schaad said yes, but the Commissioners didn't decide where this money was to come from, Revenue Sharing or the General Fund.

Mr. Lensing said of the 1975 Revenue Sharing money \$911,000.00 goes to pay the Sheriff's budget and if you take all of that money and don't leave anything in Revenue Sharing to pay the Sheriff's budget, then it goes into the tax rate. You have in your own budget \$460,000.00 of Revenue Sharing funds.

Commissioner Schaad said this is the same thing that was said last week, but again he would say the Commissioners did not take the money out of Revenue Sharing, the Council did.

At this time Commissioner Schaad seconded Commissioner Willner's motion to approve the claim for Southwestern Indiana Mental Health. So ordered.

RE: MR. JESSE CROOKS

Commissioner Schaad said that Mr. Crooks could not be present this morning because he is attending a Fall Conference of the Indiana Association of Building Officials, at the Executive Inn.

Last week we had a request on some property that is being condemned on 612 East Sycamore Street. According to Mr. Crooks this is not County owned property, as of now, eventhough we may get it later.

The house at 804 East Sycamore is being torn down now by Mr. Hotz's crew.

There is another one at 812 East Sycamore which is not ours either, along with one at 920 Canal Street that does not belong to us.

RE: MR. JACK HARNESS

Mr. Harness said generally at this time of the year the rates for 1976 are established for the Pleasantview Rest Home. He has a proposal for the rates that he will submit to the Commissioners, and he would like to recommend its approval. They are as follows:

RESIDENTIAL CARE RATE

- A. Residential Care rate, \$225.00 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 avialable for such.
- B. Money shall be provided for the residents personal needs if recipient has no income other than ARCH. Amount to be established by ARCH Board.
- C. ARCH and Social Security recipients shall receive money for personal needs as established by the ARCH Program.
- D. Township Trustee recipients of Social Security and Township funds receive money for personal needs as per agreement with the Township Trustee.
- E. Private: \$225.00 per month-Rate shall be the same as above and shall be paid by Resident, Guardian, or responsible person.
- F. Each resident admitted shall be approved by the Administrator and Board of County Commissioners. Also the Home's Physicial of Record shall examine all residents and certify they are free of any communicable disease.
- G. Residential Care Rate for Patient referred by Evansville State Hospital, Family Care Plan, shall be \$225.00 per month or as negotiated and approved by Board of Commissioners and Evansville State Hospital.

INTERMEDIATE CARL RATE AND COMPREHENSIVE CARE

- A. Intermediate Care and Comprehensive Care-Rate shall be \$12.50 per day or as allowed by Medicaid.
- B. All provisions except the rate for Intermediate Care and Comprehensive Care recipients shall apply as stated above for Residential Care.

Mr. Harness said we are bound by the \$12.50 per day rate for the Intermediate Care and Comprehensive Care unless we can negotiate an increase from the Medicaid Program in Indianapolis.

Commissioner Willner moved the 1976 rates be approved as recommended by Mr.Harness and also that Mr. Harness make application to Medicaid to raise the present amount of \$12.50 per day to a higher amount.

Commissioner Schaad seconded the motion. So ordered.

Mr. Harness said the State County Home Association will be holding their third meeting of the year on August 22nd in Shelbyville, Indiana and he would like permission for he and Mrs. Harness to motor to Shelbyville and return. He would request one nights lodging, meals, mileage and for the expense to be paid by the County.

Commissioner Willner moved the above request be granted. Commissioner Schaad seconded the motion. So ordered.

Mr. Harness said he would also like for the minutes to show that he and Mrs. Harness would like to take three days vacation this week, possibly Wednesday, Thursday and Friday Mrs. Googe, the Bookkeeper, will be in charge of the office and Mrs. Hepler, the L.P.N. will be in charge of nursing and the Residential Care patients.

Commissioner Willner moved the request be approved. Commissioner Schaad seconded the motion. So ordered.

RE: JACK SEBEKING

The absentee report was submitted by Jack Seibeking on the County Highway Department for the past week.

Report was ordered received and filed.

RE: MR. RICHARD NUSSMEYER

CUTS-IN

The Indiana Bell Telephone Company requests a shoulder cut on West Haven Drive.

Commissioner Willner moved that the cut be approved. Commissioner Schaad seconded the motion. So ordered.

The Indiana Bell Telephone Company requests a shoulder cut on Cypress-Dale and Old Henderson Road.

Commissioner Willner moved that the cut be approved. Commissioner Schaad seconded the motion. So ordered.

The Indiana Bell Telephone Company requests a shoulder cut on Adler Road.

Commissioner Willmer moved that the cut be approved. Commissioner Schaad seconded the motion. So ordered.

A certificate of insurance from Barnett Brothers, Inc. was presented.

Certificate ordered received and filed.

Commissioner Schaad said one thing that was left over from last week was the petition on Echo Hills Drive.

Mr. Ludwick said our office, about two years ago, approved a set of plans on Echo Hills Subdivision. This is a subdivision being built by Mrs. Eisterhold and what they are now asking for is that the county go in there and pave all of the roads in the subdivision. Since all we did was approve the plans he doesn't feel the county should go in there and pave all of the streets, because if we start that then all of these sub-dividers will start doing everything but the roads and then ask the county to come in and pave them. This subdivision is about two years old and it was part of their plans to black top the roads but they didn't finish it, because it was left rock. These are not county accepted roads.

Commissioner Willner said he understands that all of the rest of these roads are all hard surface roads, and ne thinks the county did accept the entrance to this subdivision.

Mike said no, we only accepted the plans and then when Mrs. Eisterhold fulfilled the obligations according to the plans then we would accept the roads if she brought them back up on an individual basis to be accepted, and she has not done this.

Commissioner Willner said he would like to do some more research on this.

Commissioner Schaad said they would again defer this until Commissioner Willner can do some further research on this problem.

RE: POOR RELIEF

MAXINE PETRANGELO...2016-B West Maryland St....Pigeon Township...Requesting Rent

Tom Barefoot was present to represent Mrs. Petrangelo and to appeal the decision of the Pigeon Township Trustee to discontinue assistance for rent for Mrs. Petrangelo. Mrs. Petrangelo received rent for the month of June and they are now asking rent for July. Pigeon Township denied this request because of a bank account of \$11,000.00 in a joint account with her mother. This seems to be the sole reason for Pigeon's idenial of this rent request. This \$11,000.00 does not belong to Mrs. Petrangelo but solely to her mother, Mrs. Crabtree, who is also present today. Mrs. Crabtree's husband passed away in May of 1973 and through a life insurance policy she obtained this money (he showed this payment of policy to the Commissioners).

When asked how much her rent is, Mr. Barefoot said \$79.00 per month, which does not include utilities.

Mr. Barefoot said Mrs. Petrangelo's name was removed from the bank account in May of 1975. Mrs. Crabtree has been helping her daughter financially, by paying her utilities, helping her buy groceries and making car payments for her but she is going to have to have this money to live on herself and she really doesn't feel that she can pay her rent for her.

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Commissioner Willner asked Mrs. Petrangelo if she is working and she replied no, that she has not worked for fifteen years. She is divorced and has no children. She has no income and her husband is not paying her anything. She is 47 years old.

Mr. Barefoot said Mrs. Petrangelo has applied for S.S.I. and she took her final examination last week, so possibly she will receive that in September.

Mr. Barefoot showed a statement from the Indiana State Mental Health Center to the Commissioners whereby it shows that Mrs. Petrangelo is unable to work. Mrs. Petrangelo received money from her husband until the second week in April when they had a second hearing and the Judge discontinued the alimony.

Pigeon Township Investigator, Mrs. Bowling said when the application was made out Mrs. Petrangelo stated that she had no money and she filed a bank report and when it came back it said she had closed out her account. She showed the Commissioners the report that came back from the bank, which was dated 7-2-75.

Mrs. Bowling said she is satisfied that all of the money is Mrs. Crabtree's and not Mrs. Petrangelo's.

Mrs. Bowling said they are trying to get her to move into a cheaper place, such as the High Rise, as a disabled person, but she does not want to move.

Mrs. Petrangelo said she doesn't want to, but she will.

Mrs. Bowling said she has talked to the Mental Health Center and the gentleman there told her that he could not tell her for sure whether Mrs. Petrangelo will be disabled or not, as this will be left up to the Social Security Officials.

Commissioner Willner said he feels we should take care of the rent until the S.S.I. is decided, so at this time he would move this case be deferred back to the Trustee. Commissioner Schaad seconded the motion. So ordered.

RE: THOMAS SWAIN ... COUNTY OWNED SURPLUS PROPERTY

County attorney Tom Swain said he talked to Mr. DeSchields and unless the County Commissioners can change the assessment on the parcel of land that he bid on earlier in this meeting he is not interested in it. He said as told Mr. DeSchields that the County Commissioners did not have the authority to do this.

Commissioner Willner moved the bid submitted by Mr. De Schield on tax code 14-5-7 be rejected. Commissioner Schaad seconded the motion. So ordered.

MEETING RECESSED AT 10:40 A.M.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Bob Schaad

Robert Willner

Curt John

Thomas Swain

COMMISSI

SECRETARY: M. MEEKS

BY: J. Decker

COUNTY COMMISSIONERS MEETING AUGUST 18, 1975



The meeting of the County Commissioners was held on Monday, August 18, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County Owned Surplus Property. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE

Lois Wathen 513 Lewis Ave. Clerk \$15.00 Day Eff: 8/4/75

BOARD OF COUNTY COMMISSIONERS

Susan Kay Norman 3205 Tremont Pt. Time Sec'y. \$2.70 Hr. Eff: 8/12/75

RE: EMPLOYMENT CHANGES....RELEASES

VOTERS REGISTRATION OFFICE

Lillian Young	762 E. Virginia	Clerk	\$15.00 Day	Eff: 7/30/75
Mabel Winkler	7418 E. Mulberry	Clerk	\$15.00 Day	Eff: 7/30/75
June Sawyer	5404 Cunningham	Clerk	\$15.00 Day	Eff: 7/30/75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

James M. Hooper	Nebraska Drive	Summer Employee	\$2.25 Hr.	Eff: 7/28/75
Michael Whoberry	1700 B. Haven	Summer Employee	£2.25 Hr.	Eff: 8/8/75
Stephen Whilhite	1925 N. Thomas	Summer Employee	\$2.25 Hr.	Eff: 8/8/75
Larry Rebstock	4108 Cort St.	Summer Employee	\$2.25 Hr.	Eff: 8/8/75
Mark VanWinkle	8021 Newburgh R	d. Summer Emp.	\$2.25 Hr.	Eff: 8/8/75
Danny Franklin	1400 N. Kelsie	Summer Employee	\$2.25 Hr.	Eff: 8/6/75
Kim Wood	7417 Washington	Summer Employee	\$2.25 Hr.	Eff: 8/8/75
David Nussmeier	725 Chateau Dr	.Summer Employee	\$2.25 Hr.	Eff: 8/5/75
Mark C. Stocker	R.R.5 Martin Rd	.Summer Employee	\$2.25 Hr.	Eff: 8/15/75

RE: CONTRACT AWARDED FOR ADDRESSOGRAPH MACHINE

Only one bid was received from the Addressograph-Multigraph Corp. in the amount of \$9,430.09 and includes delivery and installation.

This was the amount that was approved by the County Council, for the machine that is needed by the Registration Office.

County Attorney Swain said that a Doris J. Clark signed the Proposal for Addressograph-Multigraph Corp. as Special Clerk, which isn't proper and that there should have been a power of attorney enclosed.

Commissioner Ossenberg said that notification was received this morning, from the State Board of Accounts, for the approval of this expenditure.

Mr. Huffman said that Doris Clark called him and said that her boss was out of town so she signed for Addressograph-Multigraph Corp. as Special Clerk.

Commissioner Schaad moved that the contract for the Addressograph Machine be awarded to the Addressograph-Multigraph Corp. and that the signature be waived.

Commissioner Willner seconded the motion. So ordered.

RE: ACTUAL USE REPORT....GENERAL REVENUE SHARING

Commissioner Ossenberg said that he has an Actual Use Report of General Revenue Sharing, of which the upper half of the form must be published in the newspaper and must be approved by the Board of County Commissioners for the Auditor to publish the amount of money that was spent of the \$1,370,268.00 thus far, in Revenue Sharing Funds.

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Commissioner Schaad moved that the Auditor be authorized to advertise the Actual Use Report in the newspaper. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Clerk of the Circuit Court was submitted for the month of July, 1975.

Report received and filed.

RE: APPOINTMENT TO THE LIBRARY BOARD

The Commissioners received the following letter from the President of the Board of - Trustees of the Library Board:

Gentlemen:

This is to recommend that you reappoint Dr. Darrel E. Bigham to the Public Library Board of Trustees, whose appointment expires August 2, 1975. He has served since 1971. The term of appointment is four years. Below is a record of his attendance.

1971 - 4 of 4 meetings 1972 -10 of 13 meetings

1974 - 10 of 13 meetings 1975 - 5 of 7 meetings

1973 -14 of 16 meetings

Dr. Bigham is a very valuable member of our Board and we will appreciate very much your favorable consideration of his reappointment.

Sincerely yours,
Roy M. Day, President - Board of Trustees

Commissioner Schaad moved that Dr. Darrel E. Bigham be reappointed to the Public Library Board. Commissioner Willner seconded the motion. So ordered.

RE: REVENUE SHARING RESOLUTION

Commissioner Ossenberg said that previous to his leaving on vacation, the Commissioner had taken up a Federal Revenue Sharing Resolution that they thought was necessary, since they need more Revenue Sharing money to do some county roads next year. He said they have had numerous calls from people wanting their roads fixed and that in 1973, the Commissioners formulated a Road Condition and Travel Count in co-operation with C.O.G., Transportation Committee and the Area Plan, and that each time they went in front of the County Council, at that particular time, they laid out the road factor, the grade, the count and condition of the road and that almost each time, the County Council gave them part of the money and the Commissioners feel that they simply aren't keeping up with the County Road System, so the Commissioners met and at that time, they stated in the Resolution, that \$500,000.00 would go strictly to county roads and they suggested that the balance would go to Capital Improvements and they felt that to put the money to tax uses for salaries, etc. was not the general purpose of Revenue Sharing, however, they were all realistic and they could see that there were different things in government, particularly the courts, that the county will now assume and with the pay increases and other costs, the Commissioners have reconsidered. He said that Commissioner Schaad has led this reconsideration while he was away.

Commissioner Schaad said that after Commissioner Ossenberg left, Judge Lensing appeared and told them the critical nature of the budget of the County for the next year and realizing they don't want any confrontation with the County Council and some things still need to be done and he didn't see how in the world they are going to get the Two Million Dollars out of the budgets to come down to live within the approved tax rate. He said they hoped by signing the Sales Tax Resolution with Tippecanoe County, they could some way, get the sales tax put back into the Highway Garage Fund and hopefully this will happen and they would then get more money there and it will help witheir road program.

He said he understood that by using the Revenue Sharing money as they have, they received \$44,000 less since they didn't use it in the manner it was intended and taking that all into consideration and realizing the seriousness of the increased tax rate which we are faced with, he would like to amend the resolution, that they ask for \$200,000.00 to go to their road program and \$25,000 for Pleasantview Rest Home improvements and let the County Council have the rest of their money to do what they would like with it.

Judge Lensing said that the Commissioners were the Executive Branch of the County Covernment and whatever happens to the tax rate, regardless of what political faith the of them are, he and the Commissioners are going to be blamed for it. He said the question is, what do the taxpayers want, do they want to keep the tax rate down or do they want to provide for better services.

He said at the present budget schedule, they have \$1.75 tax rate turned in and if the Commissioners give the Council the whole \$1.3 million to spend for operating expenses and they will still have a \$1.37 rate and they have a ceiling since the state law says they have a ceiling of \$1.24 and it will be tough to get the \$1.37 down to \$1.24. He said he has been informed that the Governor has a Commission which hears appeals from communities who want to exceed the tax rate but that of all the petitions filed last year, only 2% were granted so if the Commissioners are planning to appeal, it may wind up with across the board cuts for everyone. He said he would seriously consider appropriating any excess monies under the \$1.24 rate for roads and he said that this is just taking in the County General Fund and he said he is only one of the members of the County Council but he would suggest that the Commissioners let the Auditor put the whole \$1.3 million into his ad so instead of advertising \$1.75, he advertises \$1.37.

Commissioner Schaad asked Judge Lensing what would have happened to the tax rate last year if they hadn't used the Federal Revenue Sharing money.

Judge Lensing said it would have gone up more than it did and that it went from 86¢ to \$1.00 last year.

Commissioner Schaad said that the Council got the full \$1.3 million last year, to make the taxes look good so he didn't know why Judge Lensing was complaining now.

Commissioner Ossenberg said he wasn't in office when Revenue Sharing money came into being but at that time, he felt that the law should be researched to see who had control of the money and he thought that County Council took the advice from an individual and immediately applied it to lowering the taxes and consequently, each year, they have lost additional money by doing this. He stated that he wasn't saying who was at fault but that the County should have shown more wisdom in using Federal Revenue during past years so that it would not be in its present bind. He said that the people do not want increases in their taxes but that people do want more services and that the cost of services are going up more and more and he certainly hopes that the Resolution on sales tax with Tippecanoe County that the Commissioners passed, will certainly bring in more revenue and that they won't have to depend on the Council to give it, but by the same token, the Commissioners receive numerous calls on roads in the county and one purpose of General Revenue Sharing was Safety and Safety is the highways as well as the Sheriff's Office and the Recreation Department.

He said they may need to re-evaluate to curb these things somehow.

Commissioner Willner said that he wanted to put all this in a general context. He said it seemed to him that their problem right now is the Courts and the problem is not made by the Commissioners or the County Council, that it was made by the State Legislature with the Governors signature and he asked how the Governor, when he signed this Bill, or how did the Legislature propose to finance the Court System. He said they are faced with a big tax increase because of one item which is doing away with the J.P. Courts. He said he was sure if they could do anything about it, they would ask for the J.P.'s back, at least he would, and he thought that the Governor is responsible and so is the legislature, so when they appeal their tax rate, this should be considered, since the Sheriff and the County Clerk are requesting more personnel for the added responsibility as well as the Superior Courts.

Judge Lensing said the County Commissioner's budget will also go up because they will start paying the rent and when they assume F.I.C.A., they also assume the Health Insurance.

Commissioner Schaad said he agreed with this but that they also have a job to do as County Commissioners and he doesn't see that they should finance a mistake that someone else is responsible for.

The Resolution that was passed by the Commissioners reads as follows:

Re: 1976 Federal Revenue Sharing Funds

BE IT RESOLVED, by the Board of Commissioners of Vanderburgh County, Indiana, that pursuant to the authority granted to said Board by the "State and Local Fiscal Assistance Act of 1972", popularly known as the Revenue Sharing Act, and the applicable rules and regulations issued in conjunction there with, that said Board does intend to utilize and assign from and out of Federal Revenue Sharing Fund distributed to Vanderburgh County in 1976, the sum of Two Hundred Thousand Dollars (\$200,000.00) for contractual street and road work to be performed within said County, and Twenty-Five Thousand Dollars (\$25,000.00) for Pleasantview Rest Home in 1976 for Capital Expenditures for a total of Two Hundred Twenty-Five Thousand Dollars (\$225,000.00).

DATED this 18th day of August, 1975

Commissioner Schaad moved that the Commissioners control \$200,000.00 for the County Road Projects and \$25,000.00 for Pleasantview Rest Home Improvements and let the County Council do what they want with the rest of the money.

Commissioner Willner seconded the motion. So ordered.

RE: COMMENTS BY GEORGE SCHENETZKE

Mr. Schenetzke of the Chamber of Commerce appeared and said that he could sympathize with both sides and as of yet, they haven't taken a position on this matter, but in listening to the discussion, he would like to raise two questions and then offer some assistance on yet another point.

He asked what the Commissioners wanted to use the \$200,000.00 for specifically.

Commissioner Schaad said they were going to use it for road resurfacing in accordance with their present planning that they have been working on for the last two years. He explained that the County Council had criticized the Commissioners for not having any road planning so when they became the Commissioners, they went to the Traffic Department and the Area Plan Commission to formulate a plan over a long perior of time that they could use to improve the roads, as to which ones and to what extent and they came up with a formula taking traffic and condition of the roads into consideration and came up with a factor and the one with the highest factor to be the one that is improved first and at that time, the County Council gave them Revenue Sharing money to repair the roads and bridges and the following year, they didn't get a penny to do the roads, so they now have the program but no money to keep the program going, however, they did get \$75,000 that was left over, to help on the roads this year.

He said they want to keep the program up now so this is why they felt they should get

He said they want to keep the program up now so this is why they felt they should get the money to do it.

Mr. Schenetzke asked the Commissioners if they know what happens when the State Tax Control Board reviews something like this and rejects or refuses a submitted budget. He thought they may want to have this researched for their own information.

Commissioner Schaad said he thought it was like anything else, since they don't know what the Tax Review Board is going to do about any other thing as far as the budget is concerned, that they will just have to wait and see.

Mr. Schenetzke said he would like to offer what assistance the Chamber of Commerce offices have in working with the County Commissioners to work at the state level and the State Legislature for something affecting that form of revenue from Tippecance County, so that the Commissioners have more money coming in for roads and streets.

Commissioner Schaad said he thought this was very fine since they really need the money. He said that there was a meeting last year, with the legislatures and they talked about problems on the local level and a gentleman from Warrick County suggested that with the gasoline prices going higher and higher and what we get on a gallon stays the same, why don't they use the sales tax derived from gasoline sales and put it into the Highway Funds, then as gasoline goes higher, we would get more money. He said that nothing was done about it but he thought they were probably on the right track back then and he thought this would perhaps be the better solution, but what they are suggesting now is that the Governor appoint a Legislative Study Committee to come up with some idea and they hope it will help.

He thought that any input that Mr. Schenetzke could have, would certainly be helpful.

Mr. Schenetzke said his job is with the budgets and working with the City, County and School Corp. and all of them that come before the local area and they haven't had a chance to take a position in this matter and they are in a conflict over it right now because they recognize that good roads and good streets have a lot to do with economic development and at the same time, they recognize that a good portion of the property tax money comes out of business mens pockets, so they are very much against this, also that they don't like the idea of taking a poke, so to speak, at the property tax free He said they thought it was good for this area and that there should perhaps be an alternate source of income looked at for operating the county budgets. He said they expect to have this resolved before the county budget hearings begin.

Commissioner Willner said he thought there was something the Chamber of Commerce could do in regard to legislation, in that he understands that when the Court Bill was introduced, that all the revenue derived from the Courts was to go back to the County for expenses and when the Bill finally came out of legislature and was signed by the Governor, only half of it comes back to the County and the other half stays in the state so the state made money over the Bill and the local residents are footing the bill again.

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Commissioner Ossenberg said that Judge Dietsch has written to all the present legislators in this area and calling it unfair.

Mr. Schenetzke said the Chamber would be glad to work on this in any respect, with the Commissioners and he would appreciate the Commissioners inviting him to the meeting when this becomes an issue for the legislature, so the Chamber can work with them on it.

Commissioner Ossenberg said that the Council of Governments are going to pursue the Tippecanoe County matter in the Commissioners efforts and hopefully, they will get it worked out, since he is sure that the Commissioners are on record in not wanting the tax rate to go sky high.

RE: NOTICE OF SUIT AGAINST COUNTY

County Attorney Swain said this concerns where a man drove through a barricade on Southlane Drive one morning at 5 a.m.

Commissioner Schaad said he didn't think this road was accepted by the County, where they tore out a section of bridge.

County Attorney Swain said he didn't think that the County had to accept it, that it is ours.

Commissioner Ossenberg said he thought the County would take it on the condition that the State would bring it up to standards.

Commissioner Schaad moved that this matter be referred to the Insurance Co. Commissioner Willner seconded the motion. So ordered.

RE: PETITION TO VACATE OLD RIVER ROAD

A petition in the Matter of the Partial Vacation of Old River Road was presented to the Commissioners in order for them to set hearing dates.

County Attorney Swain asked that this matter be deferred for one week so he could see what the procedure on it was.

He said that the Commissioners had agreed to do a certain amount of work to bring it up to standards so Mr. Bruce could use it and they put in a new road and he shared the cost of it. He said what they are doing is using the old road going in and the new road coming out so that those people now have the worse of both worlds and he thought it was the consensus of the County Commissioners, that if the County fixed up the road, that the old road would be abandoned and that the owners of the cabins had the same understanding, so they want to vacate this portion of the road to keep the trucks off the old road and let them use the new road. He said if it is vacated, the road will go back to the property owners.

Commissioner Schaad moved that the petition be referred to County Attorney Swain. Commissioner Willner seconded the motion. So ordered.

RE: T.B. PATIENT ADMITTED TO HOSPITAL

The following letter was received by Commissioner Ossenberg in reference to Gentry Stapleton of 207 W. Louisiana St. of Evansville, Indiana:

Dear Mr. Ossenberg:

The above referenced individual was admitted to Good Samaritan Hospital, Vincennes Indiana on 7/25/75 for treatment of active pulmonary tuberculosis.

Mr. Stapleton has medical insurance which should cover the major portion of his hospital expenses, however, he will need financial assistance with any uncovered portion.

This is to certify that the patient is a Vanderburgh County resident and medically indigent for tuberculosis.

Thank you for your cooperation.

Sincerely, Mildred M. Knodel, R.N. T.B. Control Officer

Commissioner Willner moved that the needed financial assistance for Mr. Stapleton be approved. Commissioner Schaad seconded the motion. So ordered.

RE: WARRANTY DEED

A Warranty Deed was presented, whereby Richard and Rita Eykamp convey and warrant real estate on Old State Road to the Board of County Commissioners at the cost of \$5,922.80.

County Attorney Swain said that this was approved sometime ago, subject to an acceptance being added to it and that they have already been paid.

6,

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The deed was signed by the Commissioners at this time.

RE: EASEMENT TO BE SIGNED

An Easement was presented to the Commissioners by the Southern Indiana Gas & Electric Co. for easement to maintain the pumping station at Pleasantview Rest Home. The Commissioners signed the easement at this time.

RE: LETTER FROM CHARLES GRIFFITH ... ARROWHEAD DRIVE

A letter was received by Mr. Griffith who is representing Mr. Eisterhold, the develope of Echo Hills Subdivision, requesting that Arrowhead Drive be accepted by the County for the purpose of maintenance and repair.

Commissioner Willner said he called Mr. Eisterhold and that this is a Subdivision now but that when the Eisterhold's bought this property, the road was there then and Mrs. Eisterhold was under the impression that it was a county road. He said that she is blacktopping the rest of the roads in the Subdivision but she didn't blacktop this street because she didn't think it was hers and when the property was purchased by them, the road was narrow and she said the county would not come in and pave it, so she said she donated extra space on each side to the road and rocked it. He said, at that time, she said that the Commissioners were supposed to accept the other portion of the road and she wondered if they did.

Commissioner Willner said that he is researching the records and that is where this matter stands now.

Mr. Ludwick said that in the Ordinance of 1972 which lists the accepted roads, states that Echo Hills is listed as an accepted county road as of September 19, 1966.

Commissioner Ossenberg said that the road they are speaking of now is Arrowhead Drive and it is in Echo Hills Subdivision.

Commissioner Schaad moved that this matter be referred to Mr. Ludwick so he can check it out. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION ... 7518 PC ... VC-17-75

Petitioner and Owner of Record....George J. Marx, Jr. Premises affected are 2771 Allen Lane

The real estate is designated as Agricultural and is use is residential and is vacant. The requested change is to M-l and the proposed land use is Storage facilities.

The report from Area Plan concerning this petition was submitted and they had denied the petition unanimously.

The following letter was received by the Commissioners, from Mr. Ed Johnson, the attorney for the petitioner, regarding this petition:

Gentlemen:

Please be advised that on behalf of the petitioner, George J. Marx, Jr., we respectfully request that we be allowed to withdraw from your consideration the rezoning petition filed under the above ordinance number, which sought to change the zoning from A to M-1.

Thank you for your consideration in this matter and please be advised that we are sending copies of this letter to the various neighbors whose land is contiguous with the land which we sought to be rezoned so that they may be apprised of the request for withdrawal of consideration and so that they will not make an unnecessary trip before the County Commissioners at the meeting on Monday, August 18.

If you have any questions, please do not hesitate to contact me.

Very truly yours, Edward Johnson

County Attorney Swain said that in his opinion if they have an absolute right to file the petition, they have an absolute right to withdraw. He said that the City and the Area Plan Commission always take a vote, but in his opinion, no vote is necessary.

On advice of the County Attorney, this Rezoning Petition has been withdrawn.

RE: SUBDIVISION ORDINANCE

Mr. Nelson submitted an amended Subdivision Ordinance and submitted the following letter of explanation:

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Gentlemen:

RE: An amendment of Ordinance #1152 section 9.02 paragraph (c) improvements

This is the new ordinance amendment that was heard at the last meeting of the Area Plan commission. It was approved at the Public Hearing August 6, 1975. It requires approval of the Commissioners by a vote before we can enact it just like any other amendment.

Sincerely, Kenneth Nelson, Executive Director
Area Plan Commission

Mr. Nelson said that the only change was one that Mr. Alcott suggested in Part Two, since he wanted it restructured, but other than that, it is the same as the first reading.

Commissioner Schaad moved that the Ordinance be adopted. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion carried.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the County Garage employees for the past week. Report received and filed.

RE: REQUEST FOR LEAVE OF ABSENCE

Mr. Siebeking submitted the following letter of request:

Gentlemen:

Orbie R. Davis, head mechanic, at the Vanderburgh County Highway Department has asked permission for a leave of absence starting August 18 through September 19, 1975.

The reason for this request is ill health.

Yours truly, Jack Siebeking, Superintendent

Mr. Siebeking said that Mr. Davis is a member of the bargaining unit at the Garage and has no sick leave time coming and has used his vacation time, also that he has been doctoring with a doctor at a special clinic in Florida and the man is very sick. He recommended that this leave of absence be approved.

Commissioner Schaad moved that Mr. Davis be given the requested leave of absence. Commissioner Willner seconded the motion. So ordered.

RE: ROADS TO BE REPAIRED

Mr. Siebeking said that last week, Commissioner Schaad and Commissioner Willner had asked him and Mr. Ludwick to check the roads for contractual services which they have done and they have come up with 5.75 miles. They are as follows:

Millersburgh Rd. and Kansas Road which run from Green River Road, East, to the County Line

Hogue Road from Eichoff Road to the dead end at Upper Mt. Vernon Road. Bergdolt Road from Oak Hill Road to the dead end

Oak Hill Road to dead end at the trailer park

Detroy Road, entire length from old 460 to new 460, to Mesker Park Drive Westbrook Court which is a short Court Road off Allens Lane

Mr. Siebeking said these are the roads they have decided on and they have come up with an estimated cost of \$114,471.67.

He said the county will pull all shoulders and they will tear up a section of Kansas Road by the gun club that is in very bad condition and repair it before it is resurfaced and they will put the finishing work along the shoulders. He said this figure is only for the resurfacing and that the county will do all the other work.

Commissioner Ossenberg said he has a call in for County Council for Wednesday night, of the \$45,000 Revenue Sharing money that the state turned back and he requested that Mr. John deposit this money into the County General Fund. He said that he wondered, if they do get the approval of the County, if Mr. Eades would again give tentative approval.

Mr. John said he was sure that he would.

Commissioner Ossenberg asked Mr. Siebeking if they did get this money, if he would consider the repair of more roads.

Mr. Siebeking said he would if the Commissioners so ordered.

Commissioner Ossenberg said he couldn't order it be done, since he isn't sure they are going to get the money but he wondered if they did get the money, if they could get some kind of open-end contract.

Mr. Nussmeyer asked that this matter be held up until next week so he can look into it, also that if they do get the money, they could do an extra 2 to 2 1/2 miles of road. He said that he would have the specifications ready for advertising next week.

RE: CUTS IN

The Water Company requests permission to make a shoulder cut into Laubscher Heights Subdivision to install a two inch water service.

The Water Company requests permission to make a shoulder cut into 5001 O'Hara Drive to install a 4 inch water service.

Commissioner Schaad moved that these cuts be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS AND EASEMENTS AND DEEDS

Mr. Nussmeyer presented an easement from Paul A. and Beatrice A. Peters and Albert Lee and C. Virginia Lee that they have conveyed to Vanderburgh County on Nurrenbern Road. He said that this completes the Right of Way that is needed on Nurrenbern Road. The Commissioners signed the easement at this time.

A claim was submitted by Raymond Cash for sale of land on Nurrnebern Road, Acct. 201-3770...\$1,886.90 and Acct. 216-3748...\$5,550.10. The total amount of the claim is \$7,437.00. The Warranty Deed was attached.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Mr. Loris N. Stinchfield for the widening of Nurrnebern Road Acct. 201-3770, in the amount of \$694.80. The easement was attached.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

The easement was accepted and signed at this time.

A claim was submitted by Marie G. Hereford for the widening of Nurrenbern Road, Acct. 201-3770, in the amount of \$493.80. The easement was attached. The easement was accepted and signed at this time.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Don Cox & Associates for services on Nurrenbern, 5 parcels @ \$200.00 per parcel. The amount of the claim is \$1,000.00. Acct. 201-3770.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Mr. Lowell & Olive Farrar for the widening of Nurrenbern Road, Acct. 201-3770, in the amount of \$424.50. The easement was attached.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

The easement was accepted and signed at this time.

Two easements were presented for Nurrenbern Road, one from Luther Cash and the other one from Luther & Raymond Cash.

The easements were accepted by the Commissioners and signed at this time.

RE: LETTER FROM SOUTHERN RAILWAY SYSTEM....OAK GROVE CROSSING AGREEMENT

The following letter was received by County Attorney Stephens, from the Superintendent of the Southern Railway System:

Dear Mr. Stephens:

I attach in duplicate proposed agreement between Southern Railway and Vanderburgh County, Indiana, providing for the Oak Grove Road crossing which has been revised as requested by the County.

Kindly handle to have both copies signed by the Chairman and by a member of the Board of County Commissioners of Vanderburgh County having the signatures witnessed and return both copies to me for like action on behalf of Southern Railway after which a fully executed counterpart will be returned for the record and file of the County.

Your handling to have the instrument properly executed and returned to me will. be appreciated.

Very truly yours, P. M. Tatem, Superintendent

Commissioner Schaad moved that this agreement be signed by the Commissioners. Commissioner Willner seconded the motion. So ordered.

COMMENT ON NURRENBERN ROAD COSTS

Mr. Ludwick said they still owe Hoosier Abstract \$63.00 for renting the abstract on the Luther Cash Property and they subtracted this amount from Mr. Cash's money, so they will have to make a blue claim and he will have to get with County Attorney Stephens on it, so there will be \$63.00 more to come through next week.

COMMENT ON MONEY FOR GUARD RAILS

Commissioner Ossenberg pointed out that in the Daily Construction Digest, dated August 14th, that Mr. Nussmeyer gets, there is something that he thought they should pursue and look into. He said that the Brown County Engineering Consultants Association have been authorized by the Brown County Commissioners to prepare a proposed program for the installation of guard rails on county roads, that with federal aid, the county may have \$100,000.00 worth of guard rail work done with the county cost set at \$2,000.00.

Mr. Nussmeyer said he will be glad to stop in at the Federal Aid office and find out more about it, since he will be in Indianapolis next week.

The Commissioners agreed that Mr. Nussmeyer look into this matter.

The meeting recessed at ll:a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John Alice McBride (Dep) Thomas Swain

Secretary: Margie Meeks

COUNTY COMMISSIONE

COUNTY COMMISSIONERS MEÉTING AUGUST 25, 1975

The meeting of the County Commissioners was held on Monday, August 25, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Ossenberg presiding.

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

RE: DATE OF NEXT MEETING SET

Commissioner Ossenberg said that since Labor Day is next Monday, the Commissioners meeting will be held at 9:30 a.m. on Tuesday, September 2nd.

RE: IN MEMORIAM

Commissioner Ossenberg asked that everyone bow their heads in a moment of prayer, in remembrance of Walter Dobroski, who was a foreman at the County Garage and passed away last Saturday afternoon.

He said that Mr. Dobroski will surely be missed, since he was a very valuable employee.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Mike Brown	1802 Glendale	Sec. Guard	\$2.00 Hr.	Eff: 8/24/75
Terri Babbs	303 S. Wood	Ex. Pool Guard	\$2.00 Hr.	Eff: 8/23/75
Both Wannemueller	2024 Hillside	Ex. Pool Guard	\$2.00 Hr.	Eff: 8/23/75
Steven Meacham		Ex. Pool Guard	\$2.00 Hr.	Eff: 8/23/75
	4601 Cass Ave.	· · · · · · · · · · · · · · · · · · ·		Eff: 8/24/75
Maribeth Willett	Box 52 R.R.1	Ex. Pool Guard	\$2.00 Hr.	
Judeth Oberhausen	4218 Tremont	Ex. Pool Guard	\$2.00 Hr.	Eff: 8/24/75
Crove Love? 1	616 C Dawless	Caarmiter	\$2°00 H2	Fff. 0/10/55

VANDERBURGH CIRCUIT COURT

John Harl Jr.	501 N. Wabash	Bail Comm.	\$11,000 Yr.	Eff: 9/1/75
Joe Adams	Wansford Rd.	Asst. Bail Comm.	\$ 8,240.00 Yr.	Eff: 9/1/75
Jamet McConnaughay	1681 Broadmoor	Admn. Assit.	\$ 1,697.52	Eff: 9/1/75
Charles Smith	1315 Cass Ave.	Interviewer	\$3.00 Hr.	Eff: 9/1/75
Greg Knight	Box 291	Interviewer	\$3.00 Hr.	Eff: 9/1/75
Michael Zwickel	300 S. Weinba	ch Interviewer	\$3.00 Hr.	Eff: 9/1/75
David R. Hennessy	1101 Harrelton	Crt. Prob. Counseld	or \$117.24 Pay	Eff: 8/16/75

VOTERS REGISTRATION OFFICE

Mary Jo Mooney	105 N. Oakland	Clerk	\$15.00 Day	Eff: 8/15/75
Hary of Hooney	TOO N. Oaktand	CTGTK	ATO OO DOY	D11 0/ 20/ 10

SHERIFF'S DEPARTMENT

Stephen F. Moser 1033 Rosemarie Prob. Policeman \$9,352.20 Yr. Eff: 8/16/75

COUNTY HIGHWAY DEPARTMENT

James W. Allen 1610 Cumberland Ave. A.W.E. (ceta) \$3.00 Hr. Eff: 8/20/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Mike Brown	1808	Glendale (Ground Crew	\$2.00 Hr.	Eff: 8/23/75
Terri Bebbs	303	S. Wood Sr.	Pool Guard	\$14.00 Day	Eff: 8/22/75
Nancie Rennings	field	3531 Kensing	ton Jr. Pool	Grd. \$13.00 Day	Eff: 8/23/75
Gary Burgdorf	1314	Reiter Dr.	Ex. Pool Guar	rd \$2.00 Hr.	Eff: 8/23/75

BURDETTE PARK RELEASES ... CON"T.

		45		and the second s
	Scott Gartner	R.R. 2 Box 63	Ex. Pool Guard	\$2.00 Hr. Eff: 8/22/75
	Debra Bowers	722 Mels Dr.	Ex. Pool Guard	\$2.00 Hr. Eff: 8/16/75
	Kathy Hartman	1018 N. Villa	Ex. Pool Guard	\$2.00 Hr. Eff: 8/16/75
	Phil Hillsamer	2819 Division	Ex. Pool Guard	\$2.00 Hr. Eff: 8/16/75
•	Steve Lovell		Ground Crew	\$2.00 Hr. Eff: 8/17/75
	John Voorhees	2166 Adams Ave.	Ex. Pool Guard	\$2.00 Hr. Eff: 8/14/75
	Dave Waltz	6710 Hogue Rd.	Ex. Pool Guard	\$2.00 Hr. Eff: 8/22/75
	Mike Klueh	408 Martins La.	Ex. Pool Guard	\$2.00 Hr. Eff: 8/22/75
	Randel Oliver	3108 W. Indiana		\$2.00 Hr. Eff: 8/18/75

VOTERS REGISTRATION OFFICE

Lois Wathen 513 Lewis Ave. Clerk \$15.00 Day Eff: 8/14/75

SHERIFF'S DEPARTMENT

Armandus J. Hardin 419 E. Gum St. Prob. Patrolman \$9,352.20 Yr. Eff: 8/15/75

COUNTY SURVEYOR

Gary Tonnemacher 910 Plaza Dr. Draftsman \$6,000.00 Yr. Eff: 8/15/75

COUNTY HIGHWAY DEPARTMENT

James D. Beauparlant 1102 S. Weinbach A.W.E. (ceta) \$3.00 Hr. Eff: 8/18/75 (Never reported for work)
William Evans 1407 Howard Apt. J-60 Laborer \$3.63 Hr. Eff: 8/19/75 Bobby D. Cobb 1305 Monroe Ave. Truck Driver \$3.73 Hr. Eff: 8/21/75

RE: REPORT ON SKAT-A-THON AT BURDETTE PARK

Commissioner Ossenberg said Mr. Hertzberger has reported that the Skat-a-thon at the Burdette Park skating rink has netted \$2,000.00 for the Jerry Lewis Telethon for Muscular Dystrophy.

RE: MONTHLY REPORT

The Monthly Report of the County Treasurer was submitted for the month of July, 1975. Report received and filed.

RE: GARNISHMENT FILED

A Garnishment for order of payment was filed by Imperial Finance Corporation VS. Robert L. & Janice Jackson, who owe \$552.94 plus interest from the 25th day of October, 1974, at the rate of 8% per annum, plus court costs. This order of payment was referred to the County Auditor so that he can made the proper deductions.

RE: PETITION TO VACATE OLD RIVER ROAD

A petition was received from several residents in the area of Old River Road, in the matter of the partial vacation of Old River Road.

Commissioner Ossenberg confirmed with County Attorney Swain that a hearing date must be set for the vacation of this road.

County Attorney Swain suggested that September 29th, at 10:00 a.m., be the date and time for the hearing and he said that they will take care of the advertising.

Commissioner Schaad moved to accept the petition and file it and that the hearing date be set for 10:00 a.m. on September 29th. Commissioner Willner seconded the motion. So ordered.*

RE: PETITION TO DEDICATE ERSKINE LANE

A petition was submitted to the County, for the dedication of Erskine Lane, by thirteen of the residents, to assume the maintenance of Erskine Lane and dedicate it for public use.

Commissioner Schaad moved that this matter be referred to Mr. Ludwick, in order that he may come back with a recommendation on it. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL

A letter of request, to attend a two-day meeting, was received by the Commissioners from the Clerk of the Circuit Court, and reads as follows:

Dear Sirs:

I respectfully request your permission to attend the State Board of Accounts called conference for all Indiana Clerks of the Circuit Court to be held on September 10 and 11, 1975 at Nashville, Indiana.

Thank you, Most Sincerely, Shirley Jean Cox, Cler

Commissioner Schaad moved that permission for Mrs. Cox to travel to this meeting be granted. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST IN THE WIDENING OF BICKMEIER ROAD

Mr. Raymond W. Knoll appeared before the Commissioners and requested the widening of Bickmeier Road in Scott Township. He said the road dead-ends right before you get to Scott School and extends south off Old State Road.

Commissioner Ossenberg asked what the width of the road is at present.

Mr. Knoll said that it is approximately 8 feet in spots and as you get to the front of the road, it is probably 16 feet, but they have to get farm equipment back there and they ride the banks all the time.

Mr. Siebeking said they went out there last week and found that the road is very narrow and said that the road can be widened some by pulling down some banks, that the electric light and telephone poles have been set and they are right on the edge of the pavement of the road. He said that quite a few trees will have to be removed, also that this is a county accepted road and that the county maintains it.

Commissioner Schaad asked how much Right of Way the county has.

Mr. Siebeking said he thought they have about 25 feet of Right of Way, but he can't understand why the Gas Company has set the poles like they have. He also said that the road is now gravel but it looks like it had been chip and sealed at some time or other.

Mr. Knoll said that the county won't have to do anything to the first hundred feet, but that it should be widened for about 500 feet, off Old State Road.

Commissioner Willner said he was familiar with this problem and that Peck Road is being repaired this year and that Bickmeier Road is right across Old State Road from Peck Road and that it has been a one lane road since it's inception and he thought this would be a good winter job for the County employees but said that it would be a lot of work.

Mr. Siebeking said they would first need to remove a lot of trees and he thought they could cut off 2 to 2 1/2 feet of the banks, but they will still have the problem of the electric and telephone poles, unless they can work around them.

Commissioner Schaad asked if the residents would be willing to dedicate the Right of Way to get the road widened.

Mr. Knoll said he didn't see why they wouldn't, since it would help them, also that they would have to probably widen the road to the first curve and they could make it from there on okay.

Commissioner Schaad moved that this matter be referred to Mr. Siebeking so he can che into it to see how much Right of Way the County has, how much more we need, who owns the property and to check with the utility company's to see what will be involved there in the removing of the poles and to report back to the Commissioners. Commissioner Willner seconded the motion. So ordered.

RE: REQUESTS STATUS ON LAYING WATER LINE

Mr. Knoll also asked the Commissioners if he could put a private water line down the county road. He said they are getting a big water line through there and his will cost him about \$1,600.00 and he may want to run a water line to his son's property.

County Attorney Swain asked Mr. Knoll if it would then be dedicated to the city.

Mr. Knoll said that he supposed that it would.

County Attorney Swain said that in this case, he could put it in the County Right of Way.

Commissioner Schaad suggested that he talk to the Water Company about it.

Mr. Knoll said he had to get it in before the first of the month because if he didn't the cost would raise.

Commissioner Ossenberg said that Mr. Knoll could use the County Right of Way, as far as a public line is concerned but he thought it would be to Mr. Knoll's benefit if he would go ahead and dedicate it to the city, since the maintenance would then be the city's responsibility and that he should talk to Mr. Mills or Mr. Ledbetter in the Water Department.

RE: CLAIMS

A claim was submitted by Ann R. Schmidt for taxi expense while in Indianapolis, in the amount of \$10.85 and it was approved by Mr. Ken Nelson of Area Plan.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Haynie Travel Service in the amount of \$53.70, for an airline ticket #0378242708871 that was issued to Ms. Ann R. Schmidt for trip to Indianapolis and back on July 31, 1975. This was approved by Ken Nelson. It was noted that an additional \$9.00 was allowed for registration but that Ms. Schmidt didn't have to register.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county share of expenditures from April 1 through July 31, 1975 at 42% for Weights & Measures in the amount of \$2,670.50.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county share of expenditures from April 1 through July 31, 1975 at 50% for Purchasing Dept. in the amount of \$12,602.47.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county share of expenditures from April 1 through July 31, 1975 at 14% for the Traffic Engineering Dept. in the amount of \$18,953.62.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county share of expenditures from April 1 through July 31, 1975 at 21.5% for the Health Department in the amount of \$57,955.42.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county share of expenditures from April 1 through July 31, 1975 at 40% for the Building Commission in the amount of \$27,204.06.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners that were served from July 15th, 1975, to August 14th, 1975, in the amount of \$5,678.40.

Commissioner Schaad moved that this claim be approved. Commissioner Wilner seconded the motion. So ordered.

MR. HOTZ.....HEATING SYSTEM AT WASHINGTON HOME

Mr. Hotz said that he, Mr. Crooks and Mr. Wolf of Evansville Wet Heat Corp. are going to be at the Washington Home in the morning to take another look at the heating system there, that it is old and they don't know the exact condition of it but that the county has spent a considerable amount of money this year in repairs on it. He said this is a radiant type of heat and the pipes run under the floor and in some places, they have these repaired with rubber hose. He said they are going to inspect it and have a conference and he doesn't know what the conclusion will be but, if it is necessary, on their advice, he would advise the Commissioners that they are speaking of maybe \$40,000 to replace the heating system. He said he will report back as soon as they come to a conclusion. He said they have spent perhaps \$2,000 this year in repairs on this heating system and he will know more about it next week.

Mr. Hobdy asked Mr. Hotz if they had considered air conditioning to go along with the heating system.

Mr. Hotz said he didn't know, that he seriously doubted it, since if they would air condition the Washington Home, they would have Hillcrest Home to contend with.

Mr. Hotz said they had a peculiar problem with this heating system, in that when it was installed, there were five sections and when they had a leak in one section, they would have to shut off the entire system, so, early this year, they went in and placed valves on the separate sections so now if they have a leak in a certain section, they can keep the rest of the building heated, until they can make temporary repairs on that section. He said the system is as old as the building which was built in approximately 1952 and that the pipes are corroded and in pretty bad shape, so they won't know anything until after the system has been inspected.

ABSENTEE REPORT

Mr. Siebeking submitted the absentee report for the employees at the county garage, for the past week. Report received and filed.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Siebeking submitted the list of roads to be resurfaced and the notice to bidders and specifications on them. that the Commissioners had asked him and Mr. Ludwick to bring back this morning.

The list of roads that are to be resurfaced are as follows:

- Millersburg Road-Green River East to County Line 5280' 18' Wide
- Kansas Road-Green River East to County Line 5280' 18' Wide 2.
- Hogue Road-Eichoff Road West to Upper Mt. Vernon 8976' 18' Wide
 Detroy Road-Both sides of Hwy. 460 5808' 18' Wide
 Bergdolt Road-East from Oak Hill Road 4224' 18' Wide

- West Brook Court-West from Allens Lane (Dead Ends) 792' 18' Wide 6.
- Skyline Drive-From Speaker Road to dead-end 4224' 18' Wide

The total estimate for repairing these roads is about \$130,000.00 and they have the \$75,000.00 of Federal Revenue Sharing and Mr. Ludwick said they have enough money in the Highway Contractual Account to complete the work on these roads.

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids. The Notice to Bidders will be advertised on August 28th and September 4th, the bids to be received and opened at 9:30 a.m. on September 8th. 1975.

Commissioner Willner seconded the motion. So ordered.

Mr. Siebeking said that these estimates are with the County doing all the shoulder work, removing the shoulders to start with and going back and putting rock on the shoulders, if need be. He said the estimated amount is strictly for resurfacing.

Mr. Ludwick said that the Water Company, at their meeting, asked him if he would ask the County Commissioners if Detroy Road, as listed on the roads to be resurfaced, would be held off until last, because they are going to replace a water line on Detroy Road and they will have completed this work by the end of September.

Commissioner Schaad said this will just be a matter of working with the Contractors in getting the work done.

RE: OAK GROVE ROAD CROSSING AGREEMENT

Commissioner Ossenberg asked about the whereabouts of the two copies of a revised proposed agreement between the Southern Railway and Vanderburgh County, providing Oak Grove Road Crossing, that were submitted to the Commissioners last week for their signatures.

These signed copies were returned to Mr. Tatum of the Southern Railway Co. but the fully executed counterpart hasn't, as yet, been returned to the Commissioners for record and filing.

RE: EASEMENT ...OAK GROVE ROAD EXTENSION

An Easement was presented to the Commissioners from Frank H. Stevens, for the purpose of construction, installing, maintaining, improving and re-conditioning the Right of Way of Oak Grove Road Extension.

Mr. Nussmeyer explained that Mrs. Stevens has passed away and that an estate has been set up.

Commissioner Schaad moved that this easement be executed. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO ADVERTISE....NURRENBERN ROAD

Mr. Nussmeyer presented specifications and Notice to Bidders for the Reconstruction of Nurrenbern Road, west from Old Henderson Road to Red Bank Road. He said there is one problem, in that Old River Road will have to be completed by the city before they can work on this contract. He said the city should go ahead with their work on Old River Road and hopefully, they will get out in time for the County to get Nurrenbern Road done this fall because if they don't, it will have to be postponed until spring. He recommended that they advertise for bids and get this project under contract, in hopes that the city will have completed their work by then.

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids on September 4th. and 11th., with the bids to be received and opened on September 15th., 1975, at 9:30 a.m. Commissioner Willner seconded the motion. So ordered.

RE: KENTUCKY AVENUE

Mr. Nussmeyer said they have Kentucky Avenue ready to go and there is a question of arriving at an agreement with the city and if the Commissioners want to go ahead, they can put in about 25 feet of fill and leave the bridge up in the air and let the city come in behind them. He said he talked to Mr. Crooks and suggested that the city and county work together on this project, with a written agreement, where the County pays for all the bridge items and the City pick up the approach items.

Commissioner Ossenberg said this would necessitate County Attorney Swain to get together with City Attorney John Cox, to draw up the agreement.

Mr. Nussmeyer said he would like to have a Right of Way Buyer named this morning.

County Attorney Swain said that tomorrow is the last day for him to be at his office, since he will be in Indianapolis for two days.

Commissioner Ossenberg asked that Mr. Ludwick get in touch with County Attorney Stephens because it is essential that this thing get going, more than anything else he knows of.

Commissioner Schaad moved that the Commissioners name Dan Riddle as Right of Way Buyer, subject to the agreement with the city. Commissioner Ossenberg seconded the motion. So ordered.

PE: INSURANCE ON RECONSTRUCTION OF GREEN RIVER ROAD

Feigel Construction Corporation submitted a letter to the Commissioners, informing them of the Sub-Contractors they propose to use on the construction of the Green River Road project and attached a Certificate of Insurance from their Insurance Carrier.

Certificate of Insurance received and filed.

RE: MR. SHIRL EVANS JR. & MR. PAUL SHAW INTRODUCED

Commissioner Ossenberg introduced Mr. Shirl K. Evans Jr., who is the Executive Director of the Association of Indiana Counties and Mr. Paul Shaw, who is the Field Service Co-ordinator.

He said the Commissioners received a letter last week, stating that these gentlemen are going around the state and they are observing our meeting this week. He welcomed Mr. Evans and Mr. Shaw to the meeting.

Mr. Evans said that if there were any questions they could answer, regarding county government throughout the state, or any information they could share, they would be glad to help in any way they could.

Commissioner Ossenberg said there is one thing, in that the Commissioners adopted the Tippecanoe Resolution that came down to them and he asked if any other county has adopted this, whereby the sales tax would revert back to county government, on gasoline.

Mr. Evans said that the Commissioners of a great number of the counties have adopted this resolution.

Commissioner Schaad said that the legislators were down here last year and a gentleman from Warrick County suggested that with the cost of gasoline going higher and higher and getting much more sales tax from the sale of gasoline because of the prices going higher and what we get stays the same, that they use the sales tax money from the gas sales and put it into the Highway Funds, then as the gasoline goes higher, we would get more money. He said that he thought this would be a good idea but there was nothing done about it.

He asked if anything had been introduced into the legislature on it.

Mr. Evans said there very definitely was, that it passed the house after considerable debate with the House Ways and Means Committee and the Senate Finance Committee refused to let it out of committee. He thought this may have been because it possibly took a political turn in that the Republican dominated Senate had fear that this would have some repercussion on the property state tax relief plan. He thought that there will be a similar movement started in the house again this session.

County Attorney Swain said that so many of the Bills that came out of legislature seem to give responsibility to the County Council rather than to the Board of County Commissioners and he asked why.

Mr. Evans said there was one Bill that definitely turned this around, which was the County Powers Bill which is H.B. 1343.

He said that one of the reasons they are here today is because they were aware of the problems that the Vanderburgh County Commissioners had when Commissioner Willner appeared at the legislature to testify at this past session.

Commissioner Willner said that it definitely helped them in the two areas they were concerned with at that time.

He said there are other areas where it probably didn't help them too much.

Mr. Evans said if the Commissioners had some definite suggestions or recommendations that they could relate to the state men, they now have an excellent opportunity to share them with this legislative committee.

He also said if they site the opportunity, to talk to Mr. Harry Scott, the County Attorney in Allen County, since he has done quite a bit of research on this measure and they are anticipating on him having some good feedback and maybe, jointly, they could have something.

Commissioner Willner said there is one area that interests him right now and this is the New Courts Bill. He said he understands that the state is retaining half of the fee costs and sending the other half to the county and that we are having budgetory problems with the courts and wondered if there couldn't be a move afoot to get the total income from the courts, back to the county, since he understood that the original bill was to do just that and somewhere, along legislation, it got sidetracked to half. He said we were led to believe that it would be a savings and it is just the opposite.

Commissioner Schaad said that we have a frozen tax rate and with this Courts Bill costing the county so much more, it looks like the legislators should do something to finance it, if they want to change the Courts System.

Commissioner Ossenberg said that presently, we are set at \$1.00 per \$100.00 and the proposed budget came in at \$1.76 and our freeze is at \$1.24 and the Courts had

a lot to do with it.

Mr. Evans asked what the new courts system is doing to the county tax rate.

Mr. Edwards said it depends on how they want to work the cost but the latest figure of additional cost is 24¢ and by adding the fringe benefits, it is 30¢.

Mr. Evans asked the Commissioners if they were aware of the legal pending on this. He said the Justice of the Peace Association has filed a suit and have had hearings Friday and will have additional hearings tomorrow and hopefully, will have some kind of decision by the end of the week.

He said they are contesting all three bills related to the courts and according to some, there is an opinion of out right unconstitutionality.

He said that the Marion County Judge ruled in a case last week of one of the township's, in which the Advisory Board refused to budget for the J.P.'s. He also said that it is unique in Marion County, in that the Small Claims Court is the Justice of the Peace Court and this is the only County in the state that was excluded under these three measures. He said the way the measure was sold to the legislature was that it would be a self-sustaining operation and they know of no County where this is the case.

Commissioner Willner said when they talk about the 30¢, it is just slightly under \$1,000,000.00 for Vanderburgh County and he said that it was the Evansville Bar Association that came before the Commissioners and told them that the Courts System would be a savings.

Mr. Shaw asked Commissioner Ossenberg if he has talked to anyone from the State Tax Board, since he would put the monkey on his back and explain to him that this is something that has been passed and is creating additional cost to the County Government and the tax rate is frozen and it can't be implemented or funded.

Commissioner Ossenberg said there were some counties that went over the freeze last year and he understood that there is an appeal process. He asked if Mr. Evans could enlighten them on this, since they have been told of all those that appealed last year, only 2% was granted permission to go over the freeze.

Mr. Evans said he wasn't acquainted with the actual statistics as to what the results were, but that they would be glad to check into it.

Mr. John said he was told that unless the State Legislature changes their freeze, that they can't go over the freeze, by law. He said there is a special appeals board set up but there are only a few specific items that warrant going above the freeze and he said we may fit into one of them but if we don't, there is no way they can do it.

There was then discussion of the various department's budgets that the new Courts System would affect because of additional help that will be needed.

Mr. Evans said that on September 5th. there will be a State Board of Accounts called Judicial meeting for the Judicial operations as it applies to the new Courts Bill and it would be wise if the Commissioners had adequate representation at that meeting. He said it will be held in Indianapolis and that he would send the particulars on it when he gets back to his office.

Commissioner Ossenberg said he thought that Mr. Dave Edwards should attend this meeting.

He said, in getting back to House Bill 1343 of the County Rule, that in a meeting with the County Attorney's, the Prosecutor, etc. it was his understanding that they are void as to who prosecutes.

County Attorney Swain said that there is a question here, that the prosecutor said that he does not feel that he has to prosecute because it is not a state statute, that it is a county ordinance and that he is probably right.

After further discussion on this matter, Commissioner Ossenberg said that Mr. Evans might check to see how other counties are going to handle this.

Mr. Evans said that they really need the Commissioners input on this Bill and now is the time because the Committee is ready to give its recommendation to the full legislative body and come November 15th, they should have some kind of report or organized input to get into this modification or improvement of it as it currently exists.

Commissioner Schaad asked Mr. Evans if he has heard from any other counties having the same problem with Massage Parlors that they have had in Vanderburgh County.

Mr. Evans said there are indications that this problem is surfacing and from the best he knows, one County is handling it the same, by licensing.

Commissioner Ossenberg then introduced Mr. Edwards to Mr. Evans and Mr. Shaw and said that Mr. Edwards is the Administrative Assistant to County Government and since he cannot make the meeting on September 5th. himself, he would request that Mr. Edwards has lunch with them in his stead, since Mr. Edwards will be the one to represent the Commissioners at the meeting.

The Commissioners agreed that someone from the Courts should also attend the meeting in Indianapolis and that it is at a bad time because it is during the time that the County Council hears the county budgets for next year.

Commissioner Ossenberg said that the Court Administrator, Maurice O'Connor, could probably attend the meeting, and he asked their secretary to check on it.

The Commissioners said they had received no notification on this meeting as yet, and Mr. Evans said it probably went to the Clerk's office but that he would send the information on it to the Commissioners.

Mr. Evans asked the Commissioners what has Title 20 brought about from a fiscal impact, to Vanderburgh County.

County Attorney Swain asked what Title 20 was.

Mr. Evans explained that it is the new Health & Social Services.

County Attorney Swain asked if this was where the Department of Public Welfare picked up the medical assistance with the Township Trustee's.

Mr. Evans said this was correct and said that there are counties that are having problems with this, of a fiscal nature, where they don't have the facilities where this is going to add more people, not necessarily to be paid by the county, but it will involve more people which will mean more lights, more heat, more desk space, and he asked if this meant anything to the Commissioners.

County Attorney Swain said this hasn't been sprung on them yet.

Mr. Evans said it is new and just came about ten days ago.

Commissioner Ossenberg said that he has received nothing on Title 20, but that he received something the other day, from some consulting firm, who wanted to come down and use their expertise and the county hire them to place this money, but he was a total blank on Title 20.

Mr. Evans said Commissioner Ossenberg has brought up another subject of interest and he then explained that Title 20 is a federally mandated program and the Governor, just recently, is required by law, to run an ad on it. He said that he would send some background on it to the Commissioners.

He also said that if his communication is correct, that the State Welfare Department is now in the process of preparing the proper dockets that are necessary for the implementation and the Commissioners should be receiving them any day now.

Commissioner Ossenberg asked if this is something that goes through Welfare or if it is something that goes through Manpower Planning.

Mr. Evans said that this is handled by the Department of Public Welfare.

Commissioner Ossenberg then said that the information may have been received by Mr. Dale Work of the Welfare Department but that he hasn't contacted them on it.

In discussing the Welfare Department, County Attorney Swain said there is one point they might lobby for, since he understands that the Department of Public Welfare, through its own motion, can determine that they are state employees and they bring in their budgets, smile and say "sign here", so there is no local control and he said that he really questions whether this is a good idea or not.

Mr. Evans said they have made efforts for the last three sessions of the legislature and have done a lot of research on this and they find that this goes back to an Act that was passed in 1943, which is when this implementation began, and it is still a budgetary item which is skyrocketing at the county level and we are really having no voice in it.

He said it has been a mandate from the very beginning and the slowdown came to the fullest they could get it when the local salary ordinance procedure was established, plus this latest version of the mileage, which they took the initiative in getting

it qualified so that everybody is at the same level so far as renumeration on mileage, so what they didn't get on the salaries, they at least got it accomplished on the rate of mileage.

He said that it essentially means that all officials at all levels of government in the state and county and state employees receive the same mileage that is established by the budgetary sessions of the annual meetings of the legislature. He said this means that this year, the mileage rate will be the same that the budget committee established, effective July 1st. at the state level and will be effective

After checking, it was affirmed that Maurice O'Connor can make the meeting on September 5th, in Indianapolis.

Commissioner Schaad moved at this time, that the travel for Mr. O'Connor be approved. Commissioner Willner seconded the motion. So ordered

The meeting recessed at 11:15 a.m.

January 1st. at the county level, which is 13¢.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

BOARD OF

Thomas Swain

Secretary: Margie Meeks

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COUNTY

COUNTY COMMISSIONERS MEETING SEPTEMBER 2, 1975

The meeting of the County Commissioners was held on Monday, September 2, 1975 at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Ossenberg presiding.

Deputy Sheriff Jim Tucker 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 was dispensed with.

Commissioner Ossenberg thanked Mr. Jim Buthod for acting as County Attorney today, since Mr. Swain is in Europe on vacation and Mr. Stephens is Indianapolis today, being sworn in as Judge of one of the Courts by Governor Bowen.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Michael Head 614 S. Red Bank Rd. Grounds \$2.00 Hr. Eff: 9/3/75 Sherry Brooks 3018 Adams Ave. Skating Rink \$2.00 Hr. Eff: 8/29/75

AREA PLAN COMMISSION

Ann R. Schmidt 2721 New York Ave. Planner I \$4.80 Hr. Eff: 9/1/75

COUNTY HIGHWAY DEPARTMENT

William C. Korff 2112 N. Heidelbach Foreman \$8,910.00 Eff: 9/2/75 Walter Swope III 6016 Rockford Dr. Laborer \$3.627 Hr. Eff: 7/28/75

COUNTY SURVEYOR

Thos. Earl Reisinger 2518 W. Illinois Draftsman \$6,000.00 Yr. Eff: 9/2/75

RE: EMPLOYMENT CHANGES RELEASES

	Spencer Evans	1369	E. Chandler	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Michael Head	614	S. Red Bank	Reg.	Pool Guard	\$14.00	Day	Eff:	9/2/75	
	Patrick Jankowski	6912	Cliftwood	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Scott Maley	6314	Hogue Rd.	Reg.	Pool Guard	\$14.00	Day	Eff:	9/2/75	
	Gregg Stallings	7601	Newburgh	Reg.	Pool Guard	\$15,00	Day	Eff:	9/2/75	
	John T. Hall	R.R.	B Box 89A	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Terri Babbs	303	S. Woods	Reg.	Pool Guard	\$13,00	Day	Eff:	9/2/75	
	Jeannie Browning	1345	E. Chandler	Reg.	Pool Guard	\$14.00	Day	Eff:	9/2/75	
	Cheryl Cox	1304	S. Red Bank	Reg.	Pool Guard	\$15.00	Day	Eff:	9/2/75	
	Susan O'Daniel	1437	Lincoln Ave	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Susie Salazar	645	Madison Ave	Reg.	Pool Guard	\$14.00	Day	Eff:	9/2/75	
	Deborah Erwin	601	Colonial	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Robin Winstead	4801	Hogue Rd.	Reg.	Pool Guard	\$13.00	Day	Eff:	9/2/75	
	Don Lochmueller	792 5	New Maple	Ex.	Pool Guard	\$2.00	\mathtt{Hr}_ullet	Eff:	9/2/75	
	Bill Harrison	2527	W. Indiana	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Robert Gulick	2215	W. Illinois	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Andrew Gulick	2215	W. Illinois	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Steven Meachan	4601	Cass Ave.	Ēx.	Pool Guard	\$2.00	Hr.		9/2/75	
	Mary Schmidt	862	S. Villa	Reg.	Pool Guard	\$14.00	Day	Eff:	9/2/75	
	Martha Barrows	9214	Farmington	Ex.	Pool Guard	\$2.00	$ ext{Hr}_ullet$	Eff:	9/2/75	
	Betsy Detroy	1401	S. Plaza Dr	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Judith Oberhausen	4218	Tremont Rd	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Beth Wannemueller	2024	Hillside Dr	Ex.	Pool Guard	\$2.00	Hr.	Eff:	9/2/75	
	Jeannie Griffin	4518	Tremont Rd	Ex.	Pool Guard	. \$2.00	Hr.	Eff:	9/2/75	
^	Tom Snyder	1300	Frey Rd.	G	rounds	\$2.00	Hr.	Eff:	9/2/75	
	Michael Ginger	1419	Hillside Ter	Pool	Manager	\$25,00	Day	Eff:	9/2/75	
	Amy Stallings	7601	Newburgh Rd	Hd.	Pool Guard	\$16.00	,		9/2/75	
	Carol Hewig	8820	Petersburgh	Hd.	Pool Guard	\$16.00	Day	Eff:	9/2/75	

BURDETTE PARK RELEASES....CON'T.

Maribeth Willett Box 52 R.R.#1 Ex. Pool Guard \$2.00 Hr. Eff: 9/2/75 Sherra Gourley 401 S. Weinbach Ex. Pool Guard \$2.00 Hr. Eff: 9/2/75 Debbie Dersch R.2 Nu-renbern Pool Cashier \$2.00 Hr. Eff: 9/2/75

AREA PLAN COMMISSION

Ann R. Schmidt 2721 New York Ave. Planner I \$10,000 Yr. Eff: 8/29/75 James R. Hovda 401 S. Plaza Pk. Dr. Summer Intern \$15.00 Day Eff: 8/29/75

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was submitted by the Industrial Board of Indiana, on Feigel Construction Co. which certifies that they have complied with the necessary provisions of the Indiana Workman's Compensation Act and of the Indiana Workman's Occupational Disease Act by insuring its liability under said Acts with policy of Insurance.

Certificate received and filed.

RE: BURDETTE PARK INSURANCE SETTLEMENT

An Insurance Settlement for Burdette Park was submitted for the endorsement of the Commissioners. It is the settlement on a fire they had in 1972. The check is in the amount of \$200.00.

Commissioner Schaad wondered if the Burdette Park Board had approved it.

Attorney Buthod said that a letter should be sent to them, informing them of this settlement.

Commissioner Schaad moved that the Commissioners sign the release and accept the check.

Commissioner Willner said that the way it reads, a suit has been filed on it.

Commissioner Schaad then withdrew his motion until this matter can be checked out.

RE: BLACK EXPO 75 COMMITTEE....CONTRACT

An agreement between the Black Expo 75 Committee and the Board of County Commissioners was submitted for the approval of the Commissioners, whereby the County Council has appropriated the sum of \$1,000.00 to be utilized by the Expo in the performance of its services and they agree to file with the Board, a verified written report specifying the general nature of the use of said funds granted to the expo by the Board, not later than March 1 of 1976.

Commissioner Willner moved that the contract be approved and signed. Commissioner Schaad seconded the motion. So ordered.

RE: PETITION TO RESURFACE CHURCH ROAD

A letter was received from the residents of Church Road, requesting that the road be resurfaced.

Mr. Siebeking said that this road does have a lot of patches on it.

Commissioner Schaad moved that this matter be referred to Mr. Siebeking so that he can check it out and come back with a recommendation. Commissioner Willner seconded the motion. So ordered.

RE: LETTER OF APPRECIATION

The following letter was received by the Commissioners from Mrs. Mildred Bell:

To the County Commissioners:

Thank you for your prompt action on repairing Colonial Garden Road.

When I took the petition around some folks thought it a waste of time and that
we'd never get any results.

Thanks for proving there is still someone who will look after "the little guy."

Signed Mrs. Mildred Bell

Letter received and filed.

RE: CLAIMS

A claim was submitted by Hoosier Abstract Corp. Acct. #201-2260 for work done on Extension of abstract of Raymond Cash property in connection with the Nurrenbern Road Project and was discussed in the Commissioners meeting of August 18th. 1975. The claim is in the amount of \$63.00.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Brink's Incorporated for services of the Clerk of the Vanderburgh Circuit Court, #129258210, in the amount of \$85.80.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by William J. Brune, Prosecuting Attorney, for expenses of lodging and food, Conference Registration and communication expenses incurred by his attendance at the Attorney General's Summer Conference in Merrillville, Indiana. The amount of the claim is \$181.56.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county's share of the Health Department, from April 1 through July 31, 1975, at 21.5 percent which is in the amount of \$31,878.49.

Mr. John explained that this claim was approved last week in the amount of \$57,955.42 but the amount of the rent wasn't budgeted and shouldn't have been included.

Commissioner Willner moved that this claim in the amount of \$31,878.49 be approved. Commissioner Schaad seconded the motion. So ordered.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report on the employees of the County Garage for the past week.

Report received and filed.

RE: ERSKINE LANE AND BICKMEIER ROAD

Mr. Siebeking said that last week, the Commissioners had asked him to check on these two roads, since a petition had been submitted for the acceptance of Erskine Lane and a request for the widening of Bickmeier Road. He said that he has checked Erskine Lane and thought it was in good shape, also that Bickmeier is a rock road, which he thought to be a 16 foot road but that he couldn't find the right of way, also that he could see why the electric poles are where they are. He said they could take out some of the brush and some trees which would help the situation, but that it would be impossible to make a 16 foot road bed.

Commissioner Schaad asked if we couldn't get the right of way that was necessary, since it is as Commissioner Willner had said, that this would be a good winter time job. He thought the people might be willing to give the right of way and he wondered if this was a county accepted road.

Attorney Buthod said that he remembered something in the statute where the county accepted old roads, as is, and after checking, he said the action should be taken to ascertain and establish the road, that it is already there but there is no record of it. It was agreed that the County Attorney draw up a petition of this nature so that the Commissioners can sign it.

Mr. Siebeking said that he can probably help these people on Bickmeier Road by taking some trees out but that he didn't see how they could pull the banks back if they didn't have the right of way but that if the people gave them an easement, he could get it done.

Commissioner Schaad explained that with the road being as narrow as it is, the farmers have been riding the banks.

Commissioner Willner moved that if the County could help these people, they should do so. Commissioner Schaad seconded the motion. So ordered.

RE: MR. NUSSMEYER

Mr. Nussmeyer reported that the Bridges on Kleitz Road and on St. Joe have been opened to traffic, also that Old State Road is pretty much on schedule and that the Waterworks Dept. has started laying the pipe.

RE: MR. SIEBEKING

Mr. Siebeking said that Ralph Green Construction Co. is laying the German Township water line, that they started Tuesday on Boonville-New Harmony Road at St. Joe and plan on going West to Bromm Road.

He said that Jim Milligan is in charge of the project, that he is really a nice guy and that he wants to work with the county very closely on this project and he told Mr. Siebeking that if there are any problems, to contact him.

RE: PLANS FOR NURRENBERN ROAD

Mr. Nussmeyer presented plans for Nurrenbern Road and said that they are ready to go as soon as they obtain permission from the Railroad.

Commissioner Schaad moved that the plans be approved so they can obtain bids as soon as the permission gets here. Commissioner Willner seconded the motion. So ordered.

RE: OAK GROVE EXTENSION

Mr. Nussmeyer presented the plans for the Oak Grove Road Extension and said that this project is also ready to go and that the Commissioners signed an agreement with the Railroad Co. but haven't, as yet, received the signed agreement.

Commissioner Schaad moved that the plans be signed, subject to receiving the agreement. Commissioner Willner seconded the motion. So ordered.

RE: SPECIFICATIONS FOR OAK GROVE ROAD

Mr. Nussmeyer presented the Notice to Bidders and the specifications for the Oak Grove Road Project, in order to advertise for bids.

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids, but to hold the date open until after the agreement has been received from the Railroad Co. Commissioner Willner seconded the motion. So ordered.

RE: NORTH KENTUCKY AVENUE

Mr. Nussmeyer said that he has prepared an agreement for plans on the bridge at Kentucky Avenue and that he is going to give it to County Attorney Stephens to complete, whereby the County will pay for the bridge and the City will pay for the approaches. He said that after the agreement has been completed and the Commissioners sign it, that County Attorney Stephens will take it to the Board of Works for their signature.

RE: CLAIMS

A claim was submitted by The Southern Indiana Gas & Electric Co. for the relocation of the distribution facilities to clear for the construction of the new bridge, Structure #125, on Smith-Diamond Road, Acct. #203-3759.10. The claim is in the amount of \$885.00 for final payment.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers for the Smith-Diamond Bridge, Structure #125, Acct.#216-3773 in the amount of \$40,194.97 and Acct.#203-3759.10 in the amount of \$13,398.33. The total amount of the claim is \$53,593.30 which is partial payment.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Hanson Testing and Engineering for the concrete compression tests and the borings for the bridge on Kentucky Avenue at Richland, Acct.#203-3826, in the amount of \$178.50.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Norman E. Messel for Maintenance of Drains, Acct.#201-2260, for the cleaning of a Ditch in Cloverlawn Subdivision as per contract in the amount of \$115.00.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by G. H. Allen, for Mesker Park and St. Joe and Kleitz Road Structures, Acct.#203-3815, Est. #4, in the amount of \$9,580.12.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Deig Brothers, for the Old State Road L & N Overpass, Acct.#203-3761 at \$6,079.37 and Acct.#216-3767 at \$18,238.09. The total amount of the claim is \$24,317.46.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

BEVERLY USSURY.....681 Cross St.....Pigeon Township.....Mrs. Vivitoe, Investigator. Mrs. Ussury is asking for an emergency food order. She said that her husband is in jail and faces a ten-year sentence, that she has two children and is getting A.D.C. but that she won't receive another check until Friday and that she has no food, that it never lasts until she receives her next check and she owes \$62.00 for food she purchased and charged during the month of August.

Mrs. Vititoe said that Mrs. Ussury gets \$128.00 worth of food for \$52.00 and that she should live on the food given her for a specific time and that she isn't doing it and this is the reason her request of an emergency food order was denied. She said that Mrs. Ussury's rent is \$27.00 per month, telephone, \$18.00 per month for three telephones and she pays \$26.00 per month for Insurance on her family and on her father. Her check from A.D.C. is \$193.00 per month. She said that the trustee feels that if they subsidize for Mrs. Ussury, they will have to do the same for others and she suggested that maybe the caseworker could help her with her budget.

Commissioner Ossenberg said he doesn't feel that Mrs. Ussury needs three telephones, also if the Trustee helped her with a non-food order, she would have that money to pay on her food bill.

Commissioner Willner said this was a long-termed thing and he felt that it should all be Welfare and not Trustee since help from the Trustee should only be short termed, until someone can get back on their feet.

Mrs. Ussury said she is looking for work.

Commissioner Willner said that Mrs. Ussury could save about \$8.00 by only having one telephone.

Mrs. Vititoe said that they also have a clothing bank for the children and that they are on the free lunch program at school.

Commissioner Willner said he didn't see how Mrs. Ussury could take A.D.C. money and pay Insurance for someone else and if this was deducted along with money saved from the telephone bill, she would have more money and he didn't think she would need to charge any food if she budgeted properly.

Mrs. Vititoe said that Mrs. Ussury needed to go to the Budget Planning Service, and that it is free of charge and the A.D.C. Caseworker could refer her to them.

Commissioner Willner moved that this case be referred back to the Trustee and said that he didn't want to see the kids go hungry, that the Trustee give her a non-food order and requested that Mrs. Ussury go to the Budget Planning Service to learn to budget her money. He said that she could charge food for this week, until she receives her next check, also that he would like to see the number of telephones cut and that by doing all this, Mrs. Ussury could learn to budget her money and she wouldn't need to charge any food and could pay for what she has charged.

Commissioner Schaad seconded the motion. So ordered.

Commissioner Ossenberg explained to Mrs. Ussury that the Commissioners are only trying to help her so that she can budget her money from one check to another and not have to charge food, also that if she budgeted her money right, she would even have money left over for other things plus paying so much per month on her present food bill.

The meeting recessed at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg

Robert Schaad

Robert L. Willner

Curt John

James Buthod

Secretary: Margie Meeks

Kaluil !

COUNTY COMMISSIONERS MEETING SEPTEMBER 8, 1975

The meeting of the County Commissioners was held on Monday, September 8, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Commissioner Ossenberg presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them was dispensed with. It was noted, however, that the releases under Employment Changes were Burdette Park employees, since the Department had been omitted.

. RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today.

Commissioner Ossenberg asked County Attorney Stephens if he had any suggestions on the disposition of these properties.

County Attorney Stephens said that the surplus properties are not moving and he would suggest that the Commissioners re-appraise all the parcels that haven't been sold, at perhaps \$50.00 per parcel on those which have no improvement and maybe \$100.00 per parcel on those which do have an improvement. He said that he would run another ad in the newspaper, advertising that the parcels will be sold to the highest and best bidder, but not less than the new appraised value. He said that he thought we would be better off by doing this so we can get them back on the tax roles and that with the Commissioners approval, he would prepare the ad for the newspaper.

Commissioner Willner moved that County Attorney Stephens proceed with the advertising of the parcels. Commissioner Schaad seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Pat Murphy 7409 Pineridge Dr. Security \$2.00 Hr. Eff: 9/2/75

RECORDERS OFFICE

Joyce A. Grove 7931 Taylor Ave. Mtg. & Release Dep. \$5,461.14 Yr. Eff: 9/1/75 June J. Cosgrove 205 W. Buena Vista Bookkeeper \$5,805.24 Yr. Eff: 9/1/75

VANDERBURGH CIRCUIT COURT

Brenda E. Boyd 738 E. Powell Secretary \$112.80 Pay Eff: 9/1/75

COUNTY ELECTION OFFICE

Susan K. Kirk 8302 Spry Rd. Supervisor \$2.70 Hr. Eff: 9/8/75 Edward Knight 1113 E. Riverside Super. Ballot Assm. \$2.70 Hr. Eff: 9/8/75 Perry A. Neale 2849 Edgewood Super. Ballot Assm. \$2.70 Hr. Eff: 9/8/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

John Lawson 6711 Hogue Rd. \$2.00 Hr. Eff: 9/1/75 Grounds \$2.00 Hr. Virgil Outlaw R. 2 Box 30 Rink Guard Eff: 9/1/75 Eff: 9/1/75 Lisa Merritt R.2 Box 45 Rink Cashier \$2.00 Hr. 7409 Pineridge Dr. Grounds \$2.00 Hr. Eff: 9/1/75 Pat Murphy

RECORDERS OFFICE

Aldora O'Neil Executive Manor Apts. Bookkeeper \$5,805.24 Yr. Eff: 9/1/75 (90 day sick leave)

VANDERBURGH CIRCUIT COURT

Brenda E. Boyd 738 E. Powell Secretary \$225.61 Pay Eff: 9/1/75

PROSECUTORS OFFICE

David V. Miller 1151 Harrelton Crt. Deputy \$10,000 Yr. Eff: 9/1/75

RE: BUILDING CODE ORDINANCE

An Ordinance amending Ordinance No. 1118 was submitted to the Commissioners for their signatures.

Commissioner Schaad moved that the Ordinance be adopted and that the Commissioners sign it. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT AWARDED FOR PAVING COUNTY ROADS...RC-4-75

County Attorney Stephens opened the bids that were received for the resurfacing of County roads. They are as follows:

Midwest Construction Materials, Inc.....\$150,764,49
Feigel Construction Corporation.....\$128,770.12
Engineer's Estimate.....\$134,046.20

Commissioner Schaad said that time is of the essence and the Commissioners would like to award this contract as soon as possible. He asked Mr. Feigel how soon he would get on this project if he were awarded the contract.

Mr. Feigel said it would be hard to say but possibly a week to ten days.

After checking the bids, Mr. Nussmeyer recommended that the low bid be accepted.

Commissioner Schaad moved that Feigel Construction Corp. be awarded the contract for the resurfacing of the County Roads. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT OF DUMPING AND SHOOTING GUNS

The following letter of complaint was received by the Commissioners from owners of river camps:

There is a very serious dumping problem off Lynn road on the Federal property by the river. The location is the first road to left-right over the little bridge, just 1 and 1/2 mile from Pollace.

Big trucks drive in with loads to dump. This is causing a health problem, bad odor, mosquitoes and snakes. Also a place where they are shooting guns. Please try to stop this.

The Sheriff's office and Health Department have been called and both say to contact the Commissioners.

This area needs cleaning up, sprayed and a stop to further misuse.

Signed, Concerned Neighbors

Commissioner Schaad said if this is a health hazard, it should be referred to the Health Department.

County Attorney Stephens said the Sheriff would be involved with the shooting of the guns and he thought the dumping problem would be under the jurisdiction of the Levee Authority or the Corp. of Engineers, probably the Levee Authority. He said the county can't do anything about it since it isn't on County property.

Commissioner Ossenberg said if there aren't any "no dumping" signs out there on the County roads, they could be put up and the other problems should be referred to the proper authorities.

Commissioner Schaad moved that copies of the letter be sent to the Health Department, Levee Authority, Sheriff's Department and also to Bill Judd of the Traffic Department, requesting signs of "no dumping" be placed along the County Right of Way. Commissioner Willner seconded the motion. So ordered.

RE: MR. NUSSMEYER....PROBLEM OF DRAINAGE;

Mr. Nussmeyer said there is a similar problem on the county line, east of Hoosier and north of Pollack, where weeds are growing up and he said that the water used to flow north and went through the City but it has all been developed now and the drainage is plugged up, that he was out there and someone had attempted to clear the weeds. He said there is a two to four acre ponding area in there and people are complaining about the mosquitoes.

He said a new ditch is needed to run into Aiken Ditch, also that part of it is on the County Right of Way and there is a legal drain up to a certain point.

County Attorney Stephens asked how far the pond was from the legal drain.

Mr. Nussmeyer said maybe a quarter of a mile and that they would have to get an easement of some kind from Charlie Browning.

County Attorney Stephens said that we would have to stay within the Right of Way of our legal drain, since if they did any more, they would be going beyond what they were suppose to and would have no jurisdiction beyond that point.

Mr. Nussmeyer said the Health Department has been spraying for mosquitoes.

County Attorney Stephens said that under the new amended drainage law, we are permitted to drain ponds as long as we can stay within our legal Right of Way for drainage.

Mr. Nussmeyer said that if they can get Charlie Browning of Industrial Contractors to agree, maybe he would do the work.

County Attorney Stephens said this would be fine and that the County could then drain it into their legal drain and if he would take it within 75 feet of our legal drain, then we can take it the rest of the way.

Mr. Nussmeyer said that he would contact Mr. Browning.

RE: REQUEST FOR ACCEPTANCE OF STREETS

The following letter was received by the Commissioners from Guthrie May & Co. Inc.:

Gentlemen

We hereby submit the following concrete streets for your approval and request that they be accepted and maintained by the county.

Kings Run - from the intersection of Saratoga Drive to the intersection of Boxwood Lane.

Boxwood Lane - from the intersection of Kings Run to the intersection of Pirates Alley.

Pirates Alley - from the intersection of Boxwood Lane to the intersection of Saratoga Drive.

The plans for the construction of the streets were approved by the Board of County Commissioners on December 12, 1972. The plat was recorded on January 1, 1973.

Very truly yours, Donald J. Blume, Vice President

Commissioner Schaad moved that this matter be referred to Mr. Ludwick so that he can inspect these streets and come back with a recommendation. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by James Angermeier for expenses of registration of IAAO schooling, lodging, parking and meals in the amount of \$250.73.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED FOR BURDETTE PARK SETTLEMENT

A check was submitted to the Board of County Commissioners and Attorney Robert Gowdy, in the amount of \$200.00 in the case of Vanderburgh County, Indiana vs. 0.E. Martin, Salad Master Industries, Vanderburgh Superior Court, No. 73-CIV-2107. The following letter accompanied the check:

Gentlemen:

As we advised you in our letter of November 12, 1973, we are representing several insurance companies which insured you against fire loss to a shelter house at Burdette Park on October 29, 1972. Suit was filed against the people to whom the shelter house was rented at the time the fire occurred.

We have now reached a settlement with the defendants in this lawsuit. Since suit was filed in your names, it will be necessary for you to execute the enclosed release and endorse the enclosed draft. After you have done so, please return to

us so that this settlement can be consummated.

Thank you for your consideration in this matter.

Yours truly, Clark, Statham, McCray & Gowdy
By Robert L. Gowdy

County Attorney Stephens explained that the county had a claim and we had insurance on it and they have made recovery so it doesn't involve any money back or expenditure to us. He said it is proper for Commissioner Ossenberg to sign the check and return it to Mr. Gowdy. He said it is a segregation claim by our insurance carrier.

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Commissioner Schaad moved that Commissioner Ossenberg be authorized to sign the check so it can be returned. Commissioner Willner seconded the motion. So ordered.

RE: COMPLAINT BY WILLIAM L. BELL

Mr. Bell of 1918 S. Elliott Street appeared and said that he lives in the Oakdale-Sweetser area and that he had been listening to the Commissioners talking about the Health Department rectifying existing conditions in certain areas of the city. He said he contacted the Health Department in relation to the mosquitees in the Bee Slough area and this sort of thing. He said that he was referred to the Board of Public Works and then to the Levee Authority, then to the County Commissioners.

He asked who was responsible for these existing conditions and said that it seems that a person is treated like a football.

Mr. Nussmeyer said the Board of Works has a contract which is being advertised now, on pipe and he understands that it goes from Kentucky Avenue to Bee Slough and it will probably be awarded sometime in October.

Mr. Bell said that in the Bee Slough area, raw sewage comes through the gates and is permitted to flow through the Bee Slough Area. He said it is infected with rodents and mosquitoes and the children play in it and seemingly, nothing is being done.

Commissioner Ossenberg said his feeling is that Mr. Bell has been getting the run-around but that he can't see why they say it is the responsibility of the County Commissioners, since it is the responsibility of the Board of Works and that this is no longer the county's ditch, also that it is the responsibility of the Health Department and he doesn't know why they say that it isn't their responsibility.

Mr. Dunville of the Board of Works was summoned and told of the problem. He said a week ago last Friday, they advertised for bids of Phase I for Bee Slough and will open them on September 19th. and that they will advertise for Phase II next year. He said that H.U.D. has approved the project and that they hope construction can start about October 1. He said that the first phase will cost \$300,000 and that the total sum for the two year project will be \$600,000. He said he understood that the Health Department was out there spraying last week, also that the Board of Works was cutting down weeds and trying to clear up the area. He said that he would check with the Health Dept. to see if they have sprayed for sure.

RE: MR. CROOKS

Mr. Crooks said he received a atter from the Department of Natural Resources, stating in reference to the ordinance on flood control, that it is to advise that the Natural Resources Commission, at its regular meeting of August 21, 1975, acting under the authority provided under public law 123, 1973, that they changed the ordinance from above flood stage to two feet above flood stage so that it agrees with the Department of Natural Resources' requirement. He said we are now legally in compliance with the state regulations on flood control.

RE: MONTHLY REPORT

Mr. Crooks submitted his Building Commissioners report for the past month of permits that have been issued.
Report received and filed.

RE: MR. HARNESS

Mr. Harness said he attended the meeting of the State County Home Association in Shelbyville, Indiana and that there were eighteen homes represented, also that the aid to residents in County Homes was discussed at length and most homes felt that this was a good program for them to get some money, that they haven't been able to get in the past. He said two homes reported major improvements in progress, that of Elkhart which is planning a new home and Marshall County, which plans to remodel part of their facility.

He said they also discussed problems of wages and overworked personnel which hopefully, doesn't apply to us in Vanderburgh County.

He said the next meeting of the County Home Association will be held in Madison

Indiana on October 23 & 24, 1975, and he would like permission for he and his wife to motor to Madison and attend this meeting and return, also one nights lodging, meals and mileage, the expense to be borne by the county.

Commissioner Schaad moved that permission be granted. Commissioner Willner seconded the motion. So ordered.

RE: REPORT OF ABSENTEES

Mr. Siebeking submitted the absentee report of the County Garage employees for the past week.

Report received and filed.

RE: NURRENBERN ROAD AND OAK GROVE ROAD EXTENSION

Mr. Nussmeyer said that he still hasn't received the permission papers back from the L & N and the Southern Railroads on the Reconstruction of Nurrenbern Road or on the Oak Grove Road Extension. He said they have all of the Right of Way to the Railroad and that he contacted the Railroad Companies and they verbally said that they are going to approve the projects. He thought they should go ahead and advertise and hopefully in two weeks, they will get it worked out.

Commissioner Schaad moved that the Auditor be authorized to advertise for bids on the Nurrenbern Road and the Oak Grove Road Extension. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR ACCEPTANCE OF STREET.....RESOLUTION

The following letter of request was received by the Commissioners from Mr. Charles Griffith on behalf of Mrs. Grace E. Eisterhold:

Gentlemen:

This is to formally request on behalf of our client, Grace E. Eisterhold, the developer of Echo Hill Subdivision in Vanderburgh County, Indiana, that the County Accept Arrowhead Drive for the purposes of maintenance and repair.

Arrowhead Drive has been blacktopped by the developer. The road is located in German Township and intersects Echo Hill Drive, which intersects Koring Road approximately one-half (1/2) mile south of the intersection of Koring Road and New Harmony Way.

Very truly yours, Charles C. Griffith

Commissioner Schaad said that this is the street that Mr. Nussmeyer went out to inspect for acceptance.

Mr. Nussmeyer also presented the resolution and recommended that the street be accepted.

Commissioner Schaad moved that Arrowhead Drive be accepted by the county and that the resolution be signed. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

The Telephone Company requests permission to cut into Adler Road to replace a section of defective wire. F-1420-75

Commissioner Schaad moved that this cut in be approved. Commissioner Willner seconded the motion. So ordered.

The Telephone Company requests permission to cut into Arla Jane Drive to bury telephone wire. F-1136-75.

Commissioner Schaad moved that this cut in be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

A claim was submitted by Feigel Construction Company for partial payment of work done on Heckel Road...RC-2-75, Acct. # 216-3774, in the amount of \$31,380.04. This has been approved by Mr. Nussmeyer.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:20 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Bob Schaad Robert L. Willner Curt John
Alice McBride (Dep.)

William Stephens

Secretary: Margie Meeks

POARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS SEPTEMBER 15, 1975

The meeting of the County Commissioners was held on Monday, September 15, 1975, at 9:30 a.m. in the Commissioners Hearing room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today.

William Stephens, County Attorney said he has revamped the list of surplus property with new appraised values. He said he would suggest they adopt a resolution to reappraise the property with this new list and then they will run the ad and set a new date for an auction.

Commissioner Ossenberg said the properties with no improvements are \$50.00 and with improvements \$100.00.

The Commissioners instructed the Auditor to check with the newspaper and see if they can get a display ad instead of a legal ad. The date set for the ad to appear in the paper is September 19, 1975, with the auction set for October 6, 1975.

RE: EMPLOYMENT CHANGES

Appointments

Ot C				
County Surveyor: Marvin G. Karch	4005 Herrmann Rd.	Instrumentman	\$6,000.00	9/15/75
Voters Registration Of	fice:			
Lorraine R. Pike	315 Oak St.	Clerk	\$ 15.00	9/1:5
Edith Johnson	917 N. Kelsey	Clerk .	15.00	9/1:15 9/1:15
Clerk of Circuit Court	<u>.</u>		•	
Grace Wohlhueter	1806 Conlin Ave.	Dep. Clerk	213.34	9/13/75
Vanderburgh Superior C	Court:		•	
Ronald Goebel	325 Cullen Ave.	Pro. Officer	9,190.60	9/26/75
Vanderburgh County Ele	ection Board:			
Mary Hatfield	3010 Vermont	Clerical	2.16	9/15/75
Sharon Yunker	5313 Sherbrooke	Clerical	2.16	9/15/75
Tara Tabanana			en De	
Law Library: Marilyn Merchant	3113 Cherry	Vacation Clerk	75.00	9/29/75
ū	yazy onozzy	, order	120,00	1/~//12
Releases	•		10 m	
County Highway Dept.;	×			
Walter Dobroski	724 Wall St.	Foreman	8,910.00	7/14/75
				, , ,
County Surveyor: John Appuhn	201 N. Lemcke Ave.	Instrumentman	7 000 00	0/15/75
оот кррати	ZOI N. Lemcke Ave.	Instrumentman	7,000.00	9/15/75
Clerk of Circuit Court			*/	
Jacqueline Head	614 S. Red Bank	Deputy Clerk	213.34	9/13 5
RE: REQUEST_RATIROAD	STGMAL ON BOONVILLE_NEW	HARMONY ROAD, EAS'	r of hwy. 65	100

RE: REQUEST-RATIROAD SIGNAL ON BOONVILLE-NEW HARMONY ROAD, EAST OF HWY. 65

Mr. Mike Hinton said they have a request in for a railroad flashing signal on Boonville-New Harmony Road just East of Hwy. 65. He said they know there have been a lot of accidents there at this railroad crossing. He said they tried to take a traffic count there already but due to some problem out there they have not been able to get much of a count.

स्थितिक स्थापन स्था स्थापन He said they are going to continue this and try to come up with something this week.

He said the Evansville Urban Transportation Staff will prepare the data and get the request for funding in for this. He said the funding will be no less than 90/10 and could be 100%.

Commissioner Ossenberg asked if a school bus crosses this crossing, then aren't they almost sure of getting a signal, and Mr. Hinton said yes

Mr. Nussmeyer said they are going to have another one come up on this Nurrenbern Road and they are asking them to sign a contract.

Commissioner Schaad asked if this wasn't the same situation, a school bus also crosses this crossing and Mr. Siebeking said at last count a school bus crosses it about nine (9) times a day. Commissioner Schaad said maybe they should include this in the same project with Boonville-New Harmony Road.

Mr. Stephens said what he doesn't like about it is that once they put up signalization then they are totally responsible for the maintenance and liability if someone gets hit by a train there. He said he thinks if they put it up they the railroad should take care of it. He said it is the railroads business to take care of the crossings.

Mr. Mike Ludwick suggested they wait until next year until they can get this Nurrenbern Road Project off the ground.

Mr. Stephens said he against giving the railroad complete immunity for their own negligance.

Commissioner Willner moved they go ahead with signalization on Boonville- New Haromony Road regardless of the study because the weeds are grown up so that cars cannot see the crossing.

Mr. Hinton said this study is not what they might think it is. All it is is for the justification of the signals. He said this is not a long drawn out process but something that will be done in a couple of days.

Commissioner Willner amended his motion to go ahead with the study and in that motion is that they build the crossings and the Railroad maintain they. He said they would contact the railroad and continue along those lines. The motion was seconded by Commissioner Schaad, so ordered.

Commissioner Schaad asked Mr. Hinton how they were going to get an accurate count on Boonville-New Harmony Road because the German Township water going out there and doing a lot of work, will that re-route and direct the traffic in other directions or what.

Mr. Hinton said they can't get any accurate counts today, but they do have some accurate counts from the recent past. He said they will have to use those figures.

Commissioner Ossenberg asked how long they plan to be out on that road and Mr. Siebeking said he was out there Friday and talked to them and they think it will be closed ten to twelve more days. He said they are letting school buses and mail trucks through. He said they just close the road while they are working, when they quit for the day the road is opened up.

Commissioner Schaad said he had been getting some complaints on this and he is just telling them that progress has to inconvience someone.

Commissioner Ossenberg asked under this Federal Funding, is this just Flasher only or does it include arm guards.

Mr. Hinton said he believes they can get the arm guards with this Federal Money, but he doesn't know what they would have to do to qualify for them.

Commissioner Ossenberg asked Mr. Hinton if he would research this and let him know about it.

RE: MONTHLY REPORTS

President Ossenberg said to let the record show that the monthly reports of the Clerk of Circuit Court and the Treasurer be received and filed.

RE: CERTIFICATE OF INSURANCE

President Ossenberg said they have an Industrial Board of Indiana Certificate of Employer's Compliance with the Indiana Workmen's Compensation and Occupational Disease Acts, Feigel Construction Company, let the record show it has been received and filed.

RE: TRAVEL REQUEST FROM AREA PLAN COMMISSION

The following letter was read by President Ossenberg:

Tom Ossenberg, President County Commissioners Civic Center Complex

Dear Mr. Ossenberg:

I am requesting permission for Ms. Ann Schmidt to travel to Indiana University, Bloomington, Indiana on Wednesday, September 17, 1975. The purpose of this trip is to utilize a special computer package available at I.U. to run a statistical program analysis for the Area Plan Commission.

Ms. Schmidt will be driving to Bloomington that morning and will be returning the same afternoon. Travel reimbursement will be at the rate of 10¢ a mile.

Sincerely, Kenneth Nelson Executive Director

Commissioner Schaad moved the request be allowed, seconded by Commissioner Willner, so ordered.

RE: REQUEST ERSKINE LANE BE ACCEPTED AS COUNTY ROAD

President Ossenberg said they have a request to accept Erskine Lane as a County Road.

William Stephens asked Mr. Ludwick if this is the street that is only 24 feet wide and Mr. Ludwick said yes.

Mr. Stephens said they have an affidavit from Mr. Samuel Moffett stating that this road has been in existance for 35 years. He said they commissioners can approve it under that statute.

Commissioner Schaad moved they accept it and sign the resolution, seconded by Commissioner Willner. So ordered.

RE: REZONINGS VC-18-75

Commissioner Ossenberg said they have the first reading of a Rezoning Petition of Richard & Edward Bengert, R.R. 8 McCutchan Road. The requested change is to Commercial (C1B). The present existing land use is commercial and the authority for said existing land use is (select and insert your conforming land use, preexisting non-conforming land use, authorized by variance, show date of variance and any conditions if applicable, authorized by conditional land use or other authorization.) Mr. Bengert is wanting to make an expansion of his property and when he went for his building permit they said since his business is getting so much bigger that maybe he should go to the Commissioner for a rezoning.

Commissioner Willner asked what was the operation there now and they said an automobile and farm equipment repair shop.

Commissioner Schaad moved they refer this pitition to Area Plan, seconded by Commissioner Willner. So ordered. The vote was Schaad, yes; Ossenberg, yes; Willner, yes.

REZONING VC-19-75

President Ossenberg said they have another rezoning in the name of F.G. Maddox and G.F. Lang of 3324 Lake Dr. The requested change is to C-1. The first

Commissioner Schaad moved they refer the rezoning to Area Plan, seconded by Commissioner Willner, so ordered.

RE: LYNN ROAD DUMPING

President Ossenberg said last week they had a discussion about dumping on Lynn Road. He said at that time they were to contact the Levee Authority, Health Department and the Sheriff's Office and Mr. Bill Judd to request those no dumping signs. He said he had two letters, one from the Evandville Vanderburgh Levee Authority and one from the Health Department. The letter from the Levee Authority is as follows:

Gentlemen:

I have investigated Lynn Road dumping complaint dated September 8, 1975, and find that the Evansville Vanderburgh Levee Authority has no jurisdiction in this area, the dumping is mostly along the east side of Lynn Road and the woods near the old gun club several hundred south of the levee crossing.

At the intersection of Lynn Road and the Levee, the Levee Authority has only a thirty foot right of entry.

Sincerely, H.H. HAMILTON

President Ossenberg said apparently they are out of the situation.

The second letter is as follows:

Gentlemen:

RE: Complaint against Lynn Road

A check of the records in the Assessor's office revealed that the persons listed below own property on which garbage and trash is being dumped. It is the policy of the Health Department to send to the owners of such property a request to either remove or cover the rubbish within fifteen days. If the owners do not cooperate, we will then send them an official order to do so.

Letters are being sent to the property owners on this date, and copies are attached for your files.

Sam Elder Health Department

President Ossenberg said they are listed as code 6-34-1, Catherine M. Buente, 7518 Division Street; 6-34-2, Neva D. Lehring, Ft. Lauderdale, Florida; 6-33-11, has no listing, this could be State owned property, the Health Dept. is checking on this. Code 63-12, Carrie Lynn and Christina Kolb, 6620 Pollack Avenue. He said these people will receive the letter and hopefully they will get it cleaned up.

Jack Siebeking said they are having a problem out on St. Joe Avenue, trucks are hauling garbage to the new landfill site. He said cans and trash are falling off the trucks onto the street.

Commissioner Schaad said some time ago they discussed the County passing an ordinance that any trucks hauling trash and debris, that they have to be covered. He said the City has such an ordinance now. He said they understood from the landfill people that they were not going to accept any garbage or trash out there unless it was covered, and he understands that the City is giving tickets because it is City property. He said he feels they should do something as for as the roads are concerned to.

President Ossenberg asked Mr. Crooks if this was a State law to have trucks covered and Mr. Stephens said on State Highways.

Commissioner Willner said they have this same problem on other roads besides St. Joe.

Commissioner Willner moved they instruct the County Attorney to draw up an ord-inance that all garbage and trash trucks be covered. The motion was seconded by Commissioner Schaad, so ordered.

RE: COMMISSIONER WILLNER

Commissioner Willner said he has something he wanted to bring before the Commissioners concerning the Traffic Department. He said the budget is up about 14% over last year and as for as the County is concerned, we are down 14% for the services we receive. He said something has got to be done. He said the major streets in the County are in pretty good condition, and the signs are in fairly good shape, but the secondary roads are non-existing. He said they have intersections that have not even a sign post, and he thinks they just have to do something. He said they need a complete survey made of the County and proper signing, at least stop signs put up, and he would like the County Highway Superintendent give his views on this and the complaints he has had.

Mr. Siebeking said they don't go a week without getting at least one—half dozen phone calls from people saying stop signs are down and requesting them be put back up. He said they tell the people that they will refer it on to the Traffic Department, which they do. He said sometimes they suggest to them to call the Traffic Department themselves. He said when they call the Traffic Department to tell them about a sign being down, sometimes they get a responce and some—times they don't. He said when the Traffic Department was in the County Garage they had their own crew of men to take care of this situation.

Mr. Siebeking said one thing that causes some confussion is that on week-ends the County Garage has to do it because the Traffic Department does not work on week-ends. Mr. Willner said it is the same with Holidays.

President Ossenberg said they will defer this until next week when Mr. Judd will be here and they can discuss it with him.

RE: JESSE CROOKS

Mr. Crooks said he has a request to remove a house that belongs to Jack Davis, it is now located north of Dogtown. He wants to move it west on Cypress Road.

Commissioner Schaad moved they approve the request subject to the approval of Mr. Crooks, seconded by Commissioner Willner, so ordered.

RE: JACK SIEBEKING

Mr. Siebeking said out on South Weinbach in the Winter time when the River is up they have a lot of baracade trouble out there. He said the majority of their baracade loss occurs in that area. He said his idea is to put up two (2) permanent gates. He said they could put up and take down when needed. He wanted to know if they could do something like this on South Weinbach. He said they could put fluorescent painted signs on it instead of flashers. He said you could keep a man out there around the clock in order to keep those baracades in working order.

Mr. Nussmeyer suggested a spring lock on the gate, but Mr. Siebeking said he feels it should be a permanent gate because if it has a spring lock then people would just walk up there and open it.

Commissioner Willner asked if they could leave the center post out and Mr. Siebeking said they could leave it out.

Mr. Siebeking said the costs is his main arguement on the thing, he said last year they spend around \$350.00 on baracades just on this Weinbach Ave.

Mr. Stephens said if you warn them that there is water ahead and they knock down a regular horse, then we are not really in trouble, but if you put up a steel baracade, then they might try to make a case out of it by saying there was a trap there for them. They can damage themselves or their car and find a way to sue you.

Mr. Harness said the State Highway uses wood gates to warn people when water is up or a road is out.

Mr. Siebeking said also he would like to ask permission for the Commissioners to consider extending on that contract they let last week on resurfacing roads. He said they have a short area out on Speaker Road where the City stopped when they resurfaced Speaker Road and from there up to where Skyline Drive startes. He said it is about 1,065 feet, and they are talking about \$4,000 to \$5,000. additional in that peticular area. He said there is enough money in contractual to cover this. Commissioner Schaad moved they add this to the contract, seconded by Commissioner Willner, so ordered.

Mr. Seibeking said on River View Road where the bypass goes around behind the Howell Shops, are we, the County still responsible for the section we have always maintained, the Commissioners said this will be City all the way through. He said there is going to have to be a lot of shoulder work done and a lot of cleaning and he wanted to make sure who is to do it.

RE: DICK NUSSMEYER

Mr. Nussmeyer presented a Certicicate of Insurance to the Commissioners which was turned over to the County Auditor.

Mr. Nussmeyer also had an agreement between them and the City to replace a certain bridge located over Little Pigeon Creek on North Kentucky Avenue.

Commissioner Schaad moved they sign the Contract, seconded by Commissioner Willner, so ordered.

Meeting recessed at 10:30 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Bob Schaad Robert Willner Curt John

William Stephens

Tobal Hill

OARD OF COUNTY COMMISSIONERS



COUNTY COMMISSIONERS SEPTEMBER 22, 1975

The meeting of the County Commissioners was held on Monday, September 22, 1975, at 9:30 a.m. in the Commissioners Hearing room with President Ossenberg presiding.

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

President Ossenberg said at this time he would like to announce three items: One is the meeting with the County Attorney and the County Commissioners concerning the Massage Parlors which was set for this afternoon has been canceled and reset for October 14th. due to the death of City Councilman Jim Swander. He said he would also like to announce that County Offices will remain open, but those employees who would like to attend the funeral may have permission to be off from 1:30 p.m. until 3:30 p.m. and at this time he asked every one in the room to bow their heads in their own respective way and pay tribute to a fellow colleague.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bidders for the surplus property.

At this time President Ossenberg gave the County Attorney permission to start opening the bids to see if they are in order.

RE: EMPLOYMENT CHANGE	<u>s</u>		• 5.0	
<u>Appointments</u>	•	e service de la companya de la compa	·	
CIRCUIT COURT		• 4		
Louise DeVoy	· · · · · · · · · · · · · · · · · · ·	Bailiff \$	8,499.92	9/13/75
PROSECUTOR'S OFFICE			1 **	•
Kenneth Macke	Old River Town	Deputy	10,000.00	9/1
KNIGHT TOWNSHIP ASSESS	OR SECOND		7 s	
Delores Hall	1817 S. Parker Dr.	Deputy	15.00	9/15/75
VANDERBURGH COUNTY AUD	ITORIUM	ethold van e	er e same rei sam	
William Bell	311 Canal	Maintenance	2.25	9/18/75
PLEASANTVIEW REST HOME				
Catherine Wolfe	2509 Grove St.	Aide	2.05	9/15/75
BURDETTE PARK			* ************************************	•
Lloyd Steele C.E.T.A. Kim Betts C.E.T.A. Eugene Follis A.W.E. Kirk Humphrey A.W.E.	R.R. 1 Box 352	Ground Crew Ground Crew Ground Crew Ground Crew	2.25 2.25 3.00 3.00	9/15/75 9/15/75 9/15/75 9/15/75
Releases			**************************************	
CIRCUIT COURT			or front. Notes	_
Louise DeVoy		Bailiff	5,899.92	9/11/75
PLEASANTVIEW REST HOME			- war first	
Mabel Clark	212 Harriett St.	Cook	2.05	9/15/75
BURDETTE PARK		e de la companya de l	e entrepo	
Eugene Follis C.E.T.A. Keith Ferguson A.W.E.	1416 E. Indiana 511 Edgar St.	Ground Crew Ground Crew	2.25 1.00	9/14/7 5 9/11/7 5

RE: MONTHLY REPORTS

President Ossenberg said they have the monthly reports from Pleasantview Rest Home and Traffic Engineering. He said let the record show they have been received and filed.

RE: INDIANA BELL.....DAMAGES

President Ossenberg read the following statement:

You are hereby notified that on the 16th day of June, 1975, Indiana Bell Telephone Company, Inc. suffered a damaged certain buried facilities. Approximately on said date in the vicinity of Duesner Road and Seminary Road. The said damage occured when employees of the County Highway Department cut into Indiana Bell Telephone Company Inc. buried facilities. Employees were using a back hole to dig a trench. At the present, the aforementioned buried facilities was indicated by bearing the words "Bell System" and the Bell Symbol thereon. My reason of said action afore said persons, Indiana Bell Telephone Company has been damaged in the sum of \$152.45. This sum is subject to revision to pending log charges and costs incurred.

President Ossenberg said the notice was signed by Harold L. Follis.

President Ossenberg asked Mr. Siebeking if he was familiar with this and Mr. Siebeking said he has been notified.

RE: COMPLAINT FOR NEGLIGENCE

A deputy Marshall presented a Complaint for Negligence for Louella Johnson VS Board of County Commissioners of Vanderburgh County to each Commissioner and to the County Attorney and to the County Auditor.

RE: CONRAD BAKER FOUNDATION CHECKS

President Ossenberg said they have two Insurance checks to be endorsed over to the Conrad Baker Foundation. He said they have two invoices from Mid-West Roofing for a total of \$989.10. Commissioner Schaad moved they endorse the checks, seconded by Commissioner Willner, so ordered.

RE: RESOLUTION...MASTER TRAFFIC CONTROL

President Ossenberg read the following Resolution:

RESOLUTION AMENDING THE MASTER TRAFFIC CONTROL CODE OF VANDERBURGH COUNTY, INDIANA

WHEREAS, on the 23rd day of October, 1972, The Board of Commissioners of Vanderburgh County, State of Indiana, did adopt by resolution the Master Traffic Control Code of Vanderburgh County, Indiana, providing for the establishment of certain traffic control devices upon certain public highways or parts of highways in said County, and

WHEREAS, The Board of Commissioners of Vanderburgh County has made a further determination based upon an engineering and traffic survey that traffic congestion hazards along and upon certain highways or parts of highways in Vanderburgh County, Indiana, are greater than is reasonable and safe under the conditions found to exist upon said highways or parts of highways; and

WHEREAS, the highways hereinafter 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 Section 2 of the Master Traffic Control Code be and the same is hereby amended to read as follows:

602.

- "(1) It is hereby determined and declared that the following named highways are designated as "stop intersections" requiring all vehicles to stop or yield at one or more entrances to such intersections, to-wit:
- (22) WALNUT ROAD AND HILLSDALE ROAD: In that all vehicles proceeding upon and along Walnut Road shall STOP before entering said intersection. (7/14/75).
- (aaa) WALNUT ROAD AND RADIO AVENUE: In that all vehicles proceeding upon and along Walnut Road shall STOP before entering said intersection. (7/14/75).
- (bbb) WALNUT ROAD AND CAMPBELL ROAD: In that all vehicles proceeding upon and along Walnut Road shall STOP before entering said intersection. (7/14/75).
- (ccc) PARK ROAD AND CAMPBELL ROAD: In that all vehicles proceeding upon and along Park Road shall STOP before entering said intersection. (7/14/75).
- (ddd) PARK ROAD AND RADIO AVENUE: In that all vehicles proceeding upon and along Park Road shall STOP before entering said intersection. (7/14/75).
- (eee) PARK ROAD AND HILLSDALE ROAD: In that all vehicles proceeding upon and along Park Road shall STOP before entering said intersection. (7/14/75).

PASSED by the Board of Commissioners of The County of Vanderburgh on the 14th day of July, 1975, and upon said day signed and executed by members of said Board and attested to by the Vanderburgh County Auditor.

County Attorney Stephens said the Commissioners have already passed this ordinance and all that is needed is their signatures. At this time the Commissioners signed the resolution.

RE: WILLIAM STEPHENS ... APPEAL OF TAX RATE

Mr. Stephens said the County Council at their last meeting elected to appeal to the State Tax Board the freezing of the Tax Rate. He said he has prepared a petition of appeal which requires the signatures of the Commissioners as well as the Council President. He said at this time he would like to present it to them and if it is in accordance with their wishes to sign it then he will file the appeal.

President Ossenberg said all this does is agree with the County Council to give the county some protection.

Mr. Stephens said if the Welfare Departments' appeal is sustained then we will exceed our tax ceiling and if they have not filed an appeal then they will be in bad shape. He feels the appeal has to be filed.

Commissioner Willner asked what would happen if we didn't file the appeal.

Mr. Stephens said they would probably have to borrow money from the State.

Mr. Willner said his thinking is that if the State allows the Welfare Budget to raise, then they would be in violation of the law, and not the County.

Mr. Stephens said the parts of the Welfare Budget to be appealed are those items which by law, the Welfare Department is required to provide. He said they always get the money but this time they are faced with a fixed tax rate.

President Ossenberg said as he understands it if they institute this appeal, the appeal can be denied but by the same token they have made the effort. He said the State Tax Board can automatically reduce every department and restore Welfare.

1 - 1 marris

He said someone is going to have to take into consideration that the new Court system that is going into effect all over the State is going to cost additional money, and he thinks this is one advantage they have otherwise they don't have a leg to stand on.

Commissioner Schaad moved the sign the appeal, seconded by Commissioner Willner, so ordered. Roll call vote was Schaad, Yes; Willner, Yes; Ossenberg, yes.

RE: BID OPENING ... Nurrenbern Road Project

Mr. Stephens said the engineers estimate is \$60,827.50 and the bids are as follows:

 Deig Brothers
 \$45,941.50

 Peyronnin Constr.
 43,585.75

 Staub Constr.
 37,763.62

Mr. Stephens said all bids are in good order.

OAK GROVE ROAD PROJECT

Mr. Stephens said the engineers estimate is \$34,073.05 and the bids are as follows:

Feigel Constr. \$25,494.10
Deig Constr. 26,006.60
Mr. Stephens said all bids are in good order.

Upon Mr. Nussmeyers recommendation Commissioner Schaad moved the award the Oak Grove Road Project to Feigel Construction Company, seconded by Commissioner Willner, so ordered.

On the Nurrenbern Road Project Commissioner Schaad moved they take it under advisement after Mr. Stephens suggested they not sign the agreement which pertains to the Railroad Crossing on Nurrenbern Road. The motion was seconded by Commissioner Willner, so ordered.

RE: TRAVEL REQUEST

The following letter was sent to the Commissioners for approval:

Board of County Commissioners Vanderburgh County Room 305, City-County Building Evansville, Indiana 47708

Please be advised that I would like to request permission for two people from our office to attend the fall meeting and service school sponsored by the Indiana Dept. of Veterans Affairs.

It is to be held September 26, 1975 in Bedford, Indiana.

Thank you for all consideration in this request.

Yours very truly,

Robert J. Moran Service Officer Vanderburgh County

Commissioner Schaad moved the request be granted, seconded by Commissioner Willner, so ordered.

RE: HELEN BRANDSASSE

President Ossenberg said they had a request from a Mrs. Helen Brandsasse, for a Juvenile Detention Home, but she did not show up.

RE: BICYCLE ROUTE ON DARMSTADT ROAD

President Ossenberg said they received the following letter:

County Commissioners City County Building Evansville, Indiana 47708

Dear Sire

I am most concerned about the hazards of riding a bicycle on Darmstadt Road. If a motorist was traveling the speed limit or over, the narrow road and sharp curves could obscure their view enough to cause them to collide into the back of a bicycle rider. The results could be fatal. Because of the residential growth on the North side, and more bike riders on Darmstadt Road, I feel that the motorist's have been very lucky not to have had a serious or fatal accident.

I feel very strongly that something could and should be done to make it safe for bicycle riders on Darmstadt Road. I have observed the edge of the road and found that a good percentage could be leveled and and lightly paved, maybe two to three feet. The real bad places, mostly on curves, however, do not have any room at all to make a bike trail. These places practically force the motorist to stop, because they cannot see far enough ahead to pass safely.

Please consider doing something about this situation.

Sincerely, Robert Minar

Commissioner Willner said this situation comes up every once in a while and he feels that making a bicycle path on Darmstadt Road would be next to impossible. He said very close to it they still have an abandoned railroad track that is a possibility. He said if the trail was for pleasure than they have a good opportunity there.

Commissioner Schaed said the request was for a route on Darmstadt Road and he just don't see how they could entertain such an idea.

The Commissioners e_{ℓ} reed it is a good idea but they just don't see how can be done.

RE: POOR RELIEF

President Ossenberg said Damon Bradburn of 210 W. Michigan has a doctors appointment at 10:30 so they are going to hear him now. He said Mr. Bradburn is requesting rent in the amount of \$119.23 per month for three (3) months.

Mr. Bradburn said he is buying this house on contract. Mrs. Walters, from the Pigeon Trustees! Office was there also.

Mr. Bradburn said he is 59 years old, and is unemployed at this time. He said he is a self employed painter. He said his wife draws social security in the amount of \$94.00 per month and he has no other source of income. He said he fell off a barn June 25, 1975 and busted his back and leg. He said he had no insurance because he contracted the job of painting the barn. He said he has never been on poor relief and hopes to go back to work.

Mr. Bradburn said on the 4th of August he tried to sign up for social security and he had to have a statement from the doctor and he gave them a statement that he would be off for at least another six (6) months, but that he thought he would be working in less than a year.

Commissioner Schaad asked if he could go to Welfare and Commissioner Willner said since he plans to go back to work he wonders if he would be a Welfare case.

Mrs. Walters said since it was an accident he could file a 475 with the Welfare Department and also he was in the office on August 11, 1975 and he said he had a checking account at First National Bank in Henderson and she told him that the outcome would depend on the report from First National Bank. She said he had a balance in his checking account of \$363.86. She said she told him he would have to exhaust all means before she could help them. She said he also refused to sign forms for her to send to the tri-state banks to see if he had any other accounts.

Mr. Bradburn said he told her he had already spent the money he had in the

bank in Henderson.

Mrs. Walters said according to the First National Bank he has a term note in the amount of \$752.37.

Commissioner Willner asked him why he refused to sign the papers and he said he got sick and had to get out of there. He said he would be glad to sign them now.

Commissioner Schaad asked if he had any contracts with anyone now and he said no.

Mr. Bradburn said he pays \$15.00 per month for food stamps.

Mrs. Walters said she suggested to him that his wife sign up for SSI and it would increase his wifes check by \$50.00 per month and he said he signed for that. He said they could not make it on that with paying their utilities and everything.

Commissioner Schaad asked if he had any outstanding bills that people owed him and he said no, he has collected everything and spent it.

Commissioner Schaad asked him if he had any equipment and he said he had some wooden ladders, gas powered air compresser, 1968 Truck, brushes and rollers.

Commissioner Willner asked Mrs. Walters if they had a doctors statement on Mr. Bradburn and she said no. Commissioner Willner asked what his utility bill ran and he said last month it was around \$23.00.

President Ossenberg said they can not pay house payments.

Commissioner Willner moved they refer this back to the Trustee, and for Mr. Bradburn to sign these papers and then see what happens, seconded by Commissioner Schaad, so ordered.

RE: CLAIMS

The following claims were presented to the Commissioners for approval:

Jack Harness in the amount of \$77.88 for expenses for a County Home conference.

Black Expo as per contract in the amount of \$1,000.00.

Commissioner Schaad moved the above claims be approved, seconded by Commissioner Willner, so ordered.

RE: BILL JUDD

Mr. Judd said he would like to apologize for not being at the meeting last week but he was attending the funeral of one of his employees. He said this year his total budget was \$41,874.28 and \$39,872.76 has been spent.

He feels the county is getting its share.

Commissioner Willner said he is not questioning where the money goes, however, on some of the major roads the Traffic Dept. puts no passing all through out the length of the road on Darmstadt, St. Joe Ave.and some of the major roads, in his opinion they are not necessary and on some of the back roads they don't even have a stop sign.

Mr. Judd said he has a Federal Regulation and a State Regulation that says those no passing signs go up and where.

Commissioner Willner asked if they have State and Federal Regulations on stop signs and Mr. Judd said yes.

Mr. Judd said as complaints come in they get right on them, he said they are riding the county almost every day.

President Ossenberg said this is no concern of Mr. Judds but he received a

call last week from a Mr. Titzer and he has been trying to get in touch with the Warrick County Commissioners. He said he explained to Mr. Titzer that this is not their jurisdiction across the street, and that the Warrick County Commissioners would have to take care of his complaint.

Mr. Judd said in Union Township, they could go down there this afternoon and resign the whole thing and go down there tomorrow and they would have to replace half of the signs. He said he has notified the Sheriff on this and he is going to cooperate with him on this, he has brought signs back to them that he has picked up from people.

Mr. Judd said starting tomorrow morning his men have been instructed to call the Highway Department and if they have any complaints, they will get them over the phone.

Commissioner Willner asked about weekends and Mr. Judd said he has no employees on weekends. He said the City Garage takes care of the City and he said he had an agreement with Jack Willard that the County Highway Garage would handle emergencies on weekends.

President Ossenberg asked Mr. Judd what his damage estimate on signs is and Mr. Judd said he would have to figure it out.

Mr. Judd was asked if he has asked for any new employees in next years budget and he said no, he said material has gone out of sight. He said just the posts that last year he gave 29 % a foot for and now they are 77 % and he heard that next year they will be 89 % a foot. He said his budget is up 14 %.

President Ossenberg asked Mr. Judd if he would get him the figures on damaged signs.

RE: JACK SIEBEKING

Mr. Seibeking presented his absentism report to the Commissioners. President Ossenberg said to let the record show it is received and filed.

Mr. Seibeking said he has had several calls from people living on East View Drive. He said B&H Construction Company has that contract out there at the Airport putting in a new radar tower. He said they are really tearing up the street but their main complaint is the speeding of the trucks going in and out of East View Drive, they are also parking cars, trucks, etc. at the end of East View Drive, eating their lunches and throwing litter on the peoples yards. He said he was wondering if the Commissioners would consider posting a speed limit sign there until the construction is over with.

Mr. Stephens suggested they contact the Sheriff and let him go out there and tell them to slow down.

Mr. Seibeking asked if they could have some no parking signs at the end of the street.

Mr. Stephens said the Sheriff can issue tickets and arrest for parking.

Mr. Seibeking said out on Wimberg Road, the people are wanting to know why they didn't resurface Wimberg from Happel Road on into Kratzville Road. He said there is a tree out there on the side of the Road that is a dangerous situation, the top is completely dead and could fall. He checked with the woman who complained and she pays county taxes, he said this is another situation where the city limits is in the middle of the street. He said he has been trying to get in touch with the city engineers office so he can check with them before he takes any action. He said if the tree falls then the light wires will fall to because they are right through the middle of the tree.

He said he called the Telephone Company and the Light Company and they said let the tree fall, they had rather repair their lines than to take them down and wait for you to cut the tree down. He said the City or County has the facilities for this.

RE: DICK NUSSMEYER

Mr. Nussmeyer said he has the agreement with the City on the Kentucky Avenue Project, he said the City has signed it.

Mr. Stephens said it needs to be turned over to the Auditor.

Mr. Nussmeyer said Southern Indiana Gas & Electric Company has asked for permission to use the public rights—of—way of Vanderburgh County Highway for a replacement of their underground facilities on Old State Road.

Commissioner Schaad moved they grant permission with the understand that they repair the Street, seconded by Commissioner Willner, so ordered.

RE: POOR RELIEF

Mr. Willie Thomas appeared before the Commissioners to see about getting his utility bill paid.

Mrs. Vitatoe, from the Pigeon Trustees' Office was there also. She said that Mr. Thomas quit his job and that he is so far behind in his house payments that a judgment had been rendered against him and his house is to be sold on sheriff's sale the first of the year. She said the utilities have been removed. She said he has not made a payment since February 1, 1975. She said she denied this August 1, 1975. She said he owes \$349.49. She said they felt they shouldn't be putting services back in a house that is to be sold the first of the year. She said she called the food stamp office to verify his food stamps, she said they go to get food stamps and not have cooking facilities or refrigeration. She called the light and gas company to find out why and they said he had an illegal jump on his electric. So the light company is taking out the wires today. She said they would have the gas out but they can't get into the house to get the gas meter. She said they offered Mr. Thomas the Y.M.C.A.

Mr. Thomas said he did not quit his job, he said he was laid off. He said he draws unemployment insurance and has a veterans pension of \$89.00 per month. He said he has 2 separate support payments to make, one is \$48.00 and the other is \$40.00 so that takes care of his pension.

Commissioner Willner said they cannot maintain a home for one person, if he could show he could do better next month then it would be different, but he can't.

Mr. Thomas said he can't get a job in Social Services in which he is trained.

He said he has his application in at several different places.

Commissioner Willner moved they deny the request, seconded by Commissioner Schaad, so ordered.

Mr. Stephens said concerning that dumping ordinance of last week, he said he found a anti-littering law which is a State Law that the Sheriff can enforce. He said the Sheriff can issue tickets and make arrests if litter is dropped from trucks.

The metting recessed at 11:15.

PRESENT

COUNTY COMMISSIONERS
Thomas Ossenberg
Bob Schaad
Robert Willner

COUNTY AUDITOR
Curt John

COUNTY ATTORNEY William Stephens

BOARD OF COUNTY COMMISSIONERS

SECRETARY: Margie Meeks
By Jean Wilkey



The meeting of the County Commissioners was held on Monday, September 29, 1975, at 9:30 a.m. in the Commissioners Hearing room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bidders on the County Owned Surplus Property. The sale will Continue.

RE: EMPLOYMENT CHANGES

APPOINTMENTS

Vanderburgh	County	Auditorium

Earl E. Allen	1731 Ewing Ave.	Maintenance	2.25	9/24/75
Vanderburgh County Ele	ection Board			
Mary Lois Hartig Charlene M. Appman Lucille Becking Mary Jo Mooney	4808 Hogue 2709 N. Edgar 7062 Court St. 105 N. Oakland	Clerk Deputy Clerk Deputy Clerk Deputy Clerk Deputy	2.16 2.16 2.16 2.16	9/29/75 9/29/75 9/29/75 9/29/75
Voters Registration Of	ffice			
Norma Pittman Jeri Garrison Virginia Robinson Margaret Blaxton	1115 Mary St. 4301 Cherry Ct. 909 Meyer 8209 Old State Rd.	Clerk Clerk Clerk Clerk	15.00 15.00 15.00 15.00	9/23/75 9•24•75 9/29/75 9/29/7
Vanderburgh County His	phway		1.75	
Larry Babbs	1707 Michigan	Truck Driver	3.73	9/3/75
RELEASES			er of the second	
Voters Registration O	ffice	·		
Mary Jo Mooney Lucille Becking	105 N. Oakland 706 Court St.	Clerk Clerk	15.00 15.00	9/26/75 9/26/75
Vanderburgh County His	phway		S	
Carry Babbs	1707 Michigan	Laborer	3.627	9/2/75

RE: UNDERWRITERS ADJUSTMENT COMPANY

President Ossenberg said Underwriters Adjustment sent a letter to Mr. Stephens, The letter reads as follows:

Mr. William Stephens Vanderburgh County Attorney Board of County Commissioners City County Bldg.

RE: Our file: 272-5 B7846
Our Insured: Commissioners of Venderburgh County
Claimant: Luella Johnson
Date of Loss: 1/17/75

Dear Mr. Stephens:

This is to acknowledge receipt of summons and complaint for the above captioned claim.

Please be advised that an appearance will be made by the law firm of Clark, Statham, McCray & Gowdy.

Yours truly, Jack R. Griffith, Senior Adjuster Evensville, Indiana Pranch

President Ossenberg asked Mr. Swain what this was on and he said it was an accident that occured at Broadway and Barker Avenues where this Mrs. Johnson was killed, he said it involved a highway truck and the county received their damages. He said these are suits by the passengers in the other car. President Ossenberg said the people were from Illinois.

President Ossenberg said they received papers on this last week. Mr. Swain said this is just a letter to show that Attorneys had appeared for the County.

President Ossenberg said to let the record show that the letter be received and filed.

RE: LEAVE OF ABSENCE

The following letter was sent to the Commissioners:

Board of County Commissioners Vanderburgh County Thomas Ossenberg, President Robert Schaad Robert Willner

RE: LOA

Judith Edwards Circuit Court Clerk Deputy

Dear Sirs:

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I would like to submit for your consideration and approval a request for a Leave of Absence for Judith Edwards, an employee in the Vanderburgh County Clerks Office, effective October 6, 1975.

Due to illness of serious nature and impending major surgery for an immediate family member, she has found it necessary to make this request.

She has proven to be a good employee and I sincerely hope that the request will be granted. I am uncertain at this time when she will be able to return to her position and it will depend entirely upon the family circumstances.

Thank you for your consideration.

Most sincerely.

Shirley Jean Cox, Clerk of the Circuit Court.

Commissioner Schaad moved that they approve the request, seconded by Commissioner Willner, so ordered.

RE: GARNISHEE ORDER

President Ossenberg said they have a Garnishee Order from the Evansville Police Federal Credit Union against William Young.

Mr. John, County Auditor, said Mr. Young is a Deputy Sheriff.

Mr. Swain asked Mr. John if he knew how to calculate this and Mr. John said yes.

President Ossenberg said let the record show it has been received and filed.

RE: DOYLE DRESSBACK

President Ossenberg said Mr. Dressback called him last week and they had an emergency trip trying to bring in some conventions to the City and he is on that committee. He said he received that telephone call on Tuesday and he asked for permission to travel and he told him it was alright because he was traveling for the benefit of the County. He said he asked him to send in a letter for the record, the letter reads as follows:

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Carlo and Carlos and State

Memo to: County Commissioners

RE: Trip to Indianapolis

Pursuant to your instructions I will travel, along with other representatives of the City of Evansville, to Indianapolis Wednesday, September 24, for the purpose of participating in an evening reception for various Executive Directors of State Associations.

I will be representing the Vanderburgh Auditorium and Convention Center in the matter of securing conventions for our building and city.

It is my understanding my expenses relative to this trip will be paid from the County Commissioner's travel budget.

Sincerely, D.K. Dressback

President Ossenberg said Mr. Dressback's travel budget is completly gone, so he did tell him to check with Curt John, which he did and since the Commissioners are the Directors of the Auditorium, he felt it was necessary that he should go.

Commissioner Schaad moved they pay Mr. Dressback's expenses for this trip, seconded by Commissioner Willner, so ordered.

RE: ELECTION BOARD LETTERS

President Ossenberg said they received the following four (4) letters from the County Election Board:

Board of County Commissioners City County Bldg. Room 305 Evansville, Indiana

Gentlemen:

We would like to reserve the Gold Room in the Vanderburgh County Auditorium and Convention Center for Tuesday October 28, 1975 from 6:30 .m. to 8:30 p.m., Wednesday October 29, 1975 from 10:00 a.m. to 12:00 noon and Sunday November 2, 1975 from 2:00 p.m. to 4:00 p.m. for the purpose of instructions of General Election Workers.

Thank you for your consideration.

Shirley Jean Cox, Secretary Vanderburgh County Election Board

Commissioner Schaad moved the request be granted, seconded by Commissioner Willner, so ordered.

The second letter reads as follows:

Board of County Commissioners City County Building Evansville, Indiana

RE: Phone Installations for Election Office

Gentlemen:

We hereby request that your Board make arrangement to install four (4) phones in the Election Office, Room 214, City County Administration Building for use on General City Election Day only, November 4, 1975.

We request that the phones be set up on a rotary basis which will connect to our one permanent number 426-5122 here in the Election Office.

We would appreciate having installation completed by October 24, 1975.

Thank You.

Shirley Jean Cox, Secretary Vanderburgh County Election Board.

Commissioner Schaad moved the request be granted, seconded by Commissioner Willner, so ordered.

The third letter is as follows:

Board of County Commissioners City County Building Evansville, Indiana

RE: Precinct Election
Officials Allowance

Gentlemen:

We hereby request that your Board make proper record and ruling regarding the payment of Election Precinct Board in the one Hundred and forty-six (146) precincts for the City General Election to be held November 4, 1975 as follows:

INSPECTOR	55.00
REPUBLICAN JUDGE	20.00
DEMOCRAT JUDGE	15.00
CLERKS	
SHERIFF' S	-

Statute sets October 20, 1975 as the last day prior to the City General Election for County Commissioners to make and file such order with the Auditor, (3-1-16-12)

Thank You,

Shirley Jean Cox, Secretary Vanderburgh County Election Board

President Ossenberg said this is what they done in the primary. He said the inspector by virtue of the Secretary of State will be of the Democratic Party, the Republican Judge will accompany him to election central and is their recommendation that that judge receive \$20.00 per day. He said this would work the oposite way if the Secretary of State were Republican.

Commissioner Schaad moved they be set in as stated above, seconded by Commissioner Willner, so ordered.

The last letter is as follows:

Board of County Commissioners City County Building Evansville, Indiana 47708

RE: Voting Places

Dear Sirs:

This is to serve as a reminder that October 25, 1975 is the last day before the General City Election for the Vanderburgh Board of County Commissioners to fix Voting Places in each precinct for the General City Election to be held on November 4, 1975 and give ten (10) days notice therof by one (1) publication in two (2) newspapers of General circulation of opposite politics, printed and published in such county if there be such; if not, said notice may be published in any two (2) newspapers of general circulation printed and published in such county of if there be only one (1) newspaper published in such county, then publication in such one (1) newspaper shall be sufficient notice.

If a change is made in a polling place after the giving of such notice, a like notice must be given of such change. No changes in voting place can be made within two (2) days of the General Election. (3-1-8-5; 3-1-8-6)

Sincerely, Shirley Jean Cox Vanderburgh County Election Board

President Ossenberg said to let the record this last letter received and filed.

RE: HARRY WELLS

Mr. Wells said he was there to see about Everglades Drive. He said he was before the Commissioners August 11, 1975 and talked to the Commissioners then. He said he talked to Mr. Schaad a few days ago and he said for him to appear before them today.

Commissioner Schaad when the State built Highway 460 they gave him right-of-way off St. Joe Road so he could have access to the Trailer Court. Mr. Wells said this was done before he purchased the land.

Commissioner Schaad said at that time it was State owned and now it reverts back to the County. He said the State nor the County built the Road back there.

Jack Siebeking said the County did not build the Road and it is just a private lane back there.

Commissioner Schaad said as far as the right-of-way along St. Joe Road, is it the County's. Mr. Seibeking said yes.

Commissioner Schaad said Mr. Wells wants this road Black Topped so they can get back to the Trailer Court which has about forty families living in it.

Mr. Wells said if they could put rock and oil on it right now would be alright for now.

Commissioner Schaad said this has not been accepted by the County so therefore nothing can be done until it is accepted.

Commissioner Willner said he had no qualms about accepting the road, he said he thinks they should and get it on the gasoline tax, but as far as paving it he sees no reason why they should because there are so many other gravel roads in Vanderburgh County.

Commissioner Schaad said they have had other request like this that they have denied and he doesn't feel they should play favoritism on this or any other road. He said he thought the rule was they had to be brought up to County Standards before they accept them and after a certain date they have to be paved.

Commissioner Willner said what he is going by is the Court Ruling that says that after a road has been in use by the public for X number of years it automatically belongs to the County, at least that has been his understanding.

County Attorney Swain said Mr. Wells doesn't have the proper X numbers of years. Mr. Swain said he can't see the State buying a right-of-way all the way back to his property and Mr. Nussmeyer said this was right, he said it was 63 feet wide.

Mr. Wells said it is a good solid road and has rock on it now and it is the County's property since it was abandoned by the State.

Commissioner Schaad said he can't see where they have a choise in accepting it as a County Road, but why accept it and do nothing about it.

Commissioner Willner said he can'tsee where this road has precedent over the other gravel roads that they have had request in for over two (2) years to pave.

Commissioner Willner moved they accept this County Road for maintenance and put it on the gasoline tax and as soon as they see fit they will fix it but if Mr. Wells asked that it be Black Topped then he will vote no.

Mr. Wells said he is not asking that it be black topped, only rocked and oiled. He said he would like to read something from the August 11 meeting which said: "Commissioner Schaad read the following letter received from Mrs. Mildred Bell, 3012 Colonial Garden Road, he said he didn't know anything about Colonial Garden Road, the size of it, if it is accepted by the County or what. He said he is not familiar with it, but here is what that letter said:

Dear Sirs:

Ç., ;

Several years ago we tried to get Colonial Garden Road blacked topped, then we tried for chip and seal and we were unable to get anything done. Our Road is

dusty, at times it is hard to see where we are driving. I wonder if we could get it oiled. We the undersinged would appreciate it.

Mr. Wells said there were ten (10) signatures on the letter. He said Mr. Seibeking said this is a rock road that runs along behind Eagles Country Club and swings back out to Old Boonville Highway. He said Commissioner Schaad said they are only asking for it to be oiled and they have done it in the past, so he asked Mr. Wilner if it would be alright with him and he said yes. Mr. Schaad told Mr. Seibeking to go ahead and oil it. Mr. Wells wants to know what the difference there is in this, this lady only had ten (10) signatures and he has forty (40).

Commissioner Willner asked Mr. Wells if he knew how old that road was and how long they had been collecting gasoline tax on it and Mr. Wells said he knew nothing about it.

President Ossenberg asked Mr. Wells what was the condition of the rock on the road now and Mr. Wells said the rocks were in good shape.

Mr. Ludwick said the road has been inspected and it is wide enough and a good solid road but they may have some drainage problems.

Mr. Wells said there is a ditch there and he has a road grader, and he said he would be glad to clean this ditch so there would be no need to bring out any additional equipment, and that would solve the drainage problem.

Commissioner Schaad second Mr. Willner's motion that they accept the road for maintenence. So ordered.

President Ossenberg said he feels in good faith they can probable get to it, but he also feels there are other people that have come in here before and the Commissioners have now accepted the road and if at all possible that they can oil it, they will.

Mr. Wells said he hopes they can do it before bad weather sets in.

Commissioner Willner said he hopes they can to, but on their agenda for road repair this year they have two (2) gravel roads: Sensmeier Road and another one that has been on the list to have it oiled for three (3) years. It hasn't been done yet.

President Ossenberg said if they could get these other roads done and can get to this one, they will. He said they would like to do a lot of things but the money is just not available.

RE: CLAIMS

President Ossenberg said they have a claim for Jim Angermeier for Air transportation to Washington, D.C. & return; Hotel room for single for 10 days, and cab fare to and from school and conference in the amount of \$378.73. Commissioner Schaad moved they approve the claim, seconded by Commissioner Willner, so ordered.

President Ossenberg said they have two (2) claims for the Veterans Service Office for Loraine Rohner in the amount of \$27.89 and Norma Dickens in the amount of \$27.79. Commissioner Schaad moved they approve the claims, seconded by Commissioner Willner, so ordered.

President Ossenberg said they have a claim for the Vanderburgh County Sheriff for meals for prisoners in the amount of \$5,627.70. He said he would like this motion to be made subject to the approval of the State Board of Tax Commissioners that the appropriation made by the County Council on September 17, 1975. Commissioner Schaad so moved, seconded by Commissioner Willner, so ordered.

RE: BILL JUDD

ALL THE STATE OF

Mr. Judd said he didn't have anything but President Ossenberg said Mr. Siebeking wanted to ask him something.

Mr. Seibeking said there was a real bad automobile accident last week on the corner of St. Joe Ave. and Mill Road. He said he was wondering if it warranted a study or something of a flashing light put up in that area. He said it seems that all of these accidents happen at night, but he has seen them in the day time also. He said he didn't think a four way stop would work there but something needs to be done.

Mr. Judd said he would run down the accident report and see what it warrants.

Mr. Seibeking said also their entrance out of their gate, they have had some really close calls there and he was wondering if maybe some kind of warning light or sign could be put there because their entrance is so close to the intersection. He said he has seen warning lights installed on a single post along the side where an entrance is.

Commissioner Schaed said what he thinks is that people coming south are watching the intersection and not paying attention to this entrance.

Mr. Seibeking said maybe their entrance should be moved, he just doesn't know what should be done.

Mr. Judd said they will get some traffic counts and see what can be done.

Commissioner Willner asked if they didn't used to have an entrance on Mill Road and Jack Said yes but it is closed. Mr. Willner asked if the culvert was still there and Mr. Seibeking said yes.

Mr. Seibeking said the problem with that is that they can't fix a drive to get out, you would have to come through the garage. He said he did not know why that gate was put there.

RE: JACK HARNESS

Mr. Harness said he wanted to inform them that they did have their inspection from the State Fire Marshall at the Pleasantview Rest Home and they only had four (4) things that need to be corrected. He said they would be of very little expense to correct. He said they need some additional exists signs (6) and where they have a hole cut in a wooden door where they drop soiled laundry down and he said this needs to be fire proof construction, so they need to put a metal frame around it instead of wood. He said they need a vacuation plan showing exists and routes throughout the building. He said they need to formulate rules for smoking and have them posted, which they have already done. He said after an inspection of their Medicaid patients they found that all of their Medicaid people are in compliance with all the regulations.

RE: JACK SEIBEKING

Mr. Seibeking said he would like to report that after the rains last week, that trucks coming out of the land fill left a lot of mud on St. Joe Ave. He said the Sheriff's Dept. called them and they had to go up and clean it off with a grader plus they had to take a truck up there with water and wash it. He said the City came out and washed off their entrance and that was all. He said they are also cleaning up quite a bit of trash up and down the road. He said he understands that at one time at the other land fill they had a wash pit fixed for trucks to wash out their wheels and up under the truck with. He said this winter he is afraid they are going to have a lot pf problems out on St. Joe Ave. as far as mud and trash is concerned and if it is their job to see that this is done then he is going to have to keep a crew of men there with their tank and water so they can keep the road washed off.

President Ossenberg said immediately after this morning he wanted Mr. Seibeking to go down to the public works.

RE: DICK NUSSMEYER

Mr. Nussmeyer presented the following claims to the Commissioners for approval:

Feigel Construction Corp. in the amount of \$16,507.74 for Paving of County Roads.

G.H. Allen Inc. for Mesker Park, St. Joe, Kleitz Road Strs. in the amount of \$10,053.04.

Barnett Bros. for Smith Diamond Bridge Str. #125in the amount of \$30,294.82.

Deig Bros. for Old State Road & L. & N. Overpass in the amount of \$92,704.23.

President Ossenberg said they have change orders & extra work agreements on the above claims.

Commissioner Schaad moved the above claims be approved, seconded by Commissioner Willner, so ordered.

RE: GREEN RIVER ROAD RECONSTRUCTION

Mr. Nussmeyer said they have an extra work agreement on Green River Road Construction to be approved.

Commissioner Willner moved they approve the above extra work agreement, seconded by Commissioner Schaad, so ordered.

Mr. Mike Ludwick read the following letter on the Green River Road Reconstruction:

Board of County Commissioners Civic-Center Complex Evansville, Indiana 47708

RE: Extra Work Agreement for the Reconstruction of Green River Road RC-2-75

Gentlemen:

As you know, the County Engineering Dept. has re-designed this Project and re-advertised it in hopes that the cost would be within the monies that we had procured. However, when the Contractor started the work on this Project some of the homeowners along Green River Road asked the Contractor when he was going to work on their particular parcel of ground, as promised to them when Right-of-Way was purchased by the County. This means, even though we re-designed this project, we still have to honor the agreements made by the Right-of-Way buyer which has caused us to add additional quantities and items to this Contract.

We will eliminate the following items:

Item #25	30" R.C.P. Class 1V	36 LF	\$1,416.60
Item #32	Catch Basin E-7	1 each	1,300.00
Item #35	Relocate Fence	560 LF	2,184.00 \$4,900.60
	TOTAL		\$4,900.60

We are reducing Item #18 Class "A" Str. Conc. from 38.7 Cyds @ \$278.60 which totals \$10.781.82 to 11.90 Cyds @ \$278.60 for a total of \$3,315.34 or a reduction of \$7,466.48. This means a total reduction in costs of \$12,367.08.

Extra Work Agreement #1 Total. \$16,424.20
Total Items Eliminated or Reduced 12,367.08
Actual Increase 4,057.12

Yours truly Kenneth M. Ludwick, Deputy

RE: VACATION OF OLD RIVER ROAD PETITION

Mr. John Staser appeared for Mr. Karch and said he was here this morning on Mr. Karch's petition and that the Commissioners recall, it was located behind the river camps and there is the old road that runs in front of the river camps and that is the portion they want to vacate. He said he has their Proof of Publication of Legal Advertisement which he submitted and said that he believed under the statutory requirements, there should be appraisers to assess the damages but that Mr. Karch has been paid for his easement so he is willing to waive the requirement that appraisers be appointed and the damages be assessed, since there was a payment to Mr. Karch of \$1,500.00 for easement of Right of Way.
He said they are continuing to have problems out there and he understood that Mr. Bruce has blockaded the new road where it begins on his property.

Mr. Karch said that Mr. Bruce moved the barricades either Friday or Saturday and placed them at each end so no one can go in or out, so he is denying the use of the public road to get to his place and they are continuing to use the Old River Road in front of Mr. Karch's place.

Mr. Staser said they want to vacate the road in order to erase any doubts as to the location of the road.

County Attorney Swain asked if it wasn't correct that not all of that, all the way back to his property, is a county road.

Mr. Staser said this is correct, that he thought Mr. Bruce put in a road to where the new road has been established at Mr. Karch's property, so from this point on, essentially, it is a private road.

County Attorney Swain asked if it gives off to access for anyone than Mr. Karch.

Mr. Staser said no it does not.

County Attorney Swain said he then has a perfect right to barricade it at that point.

Mr. Staser said this is correct but the effect, of course, is that all trucks making use of this road to get to his loading facility are continuing to use the road in front of the cabins.

County Attorney Swain said that Mr. Karch can block this off after it has been abandoned.

Mr. Staser said that one problem they continue to have down there is that a culvert was put in and he believed the heavy trucks have mashed it flat so there is ponding on the south side of the road and Mr. Karch believes that two culverts will be required, also that if further action is taken to install culverts, they should wait until next spring, after the high waters come up this year and a better determination can be made at that time as to where the low places are.

Mr. Karch wondered who authorized the fill he made out there.

Mr. Staser said he thought Mr. Karch was referring to was, in that, before the County put rock on the new road, someone put sand fill as a bed which isn't adequate.

Mr. Karch said he believed he could handle it if the Commissioners didn't object to his using a disc within the easement of Right of Way belonging to the county.

Commissioner Schaad said he would suggest that Mr. Karch work with Jack Siebeking on this.

County Attorney Swain said he thought as far as the record is concerned, that they should show the finding of no damages and no benefits.

Mr. Staser said they installed the culvert where the Engineer told them to put it in and it is damaged but he didn't think the county should have to replace it because it was the heavy trucks that mashed it down so if Mr. Karch wants a heavy oil well casing put in, he didn't think the County should have to buy it.

County Attorney Swain said they did say thought, that this should wait until spring, also that they then need an entry that Proof of Publication and this being the time and place certain for the hearing of the remonstrances and that Mr. Staser should make an entry that it is abandoned effective today but then he will have to come back on entry of the benefits and damages and he didn't know if that has to be set for hearing or not.

Mr. Staser said he would take a look at the statute on this.

County Attorney Swain said he will work with the Attorney on this.

Commissioner Schaad moved that the road be abandoned and that the legal work be worked up between the two attorneys, subject to the final approval.

Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

BRENDA SUE CASE.....319 Oakley.....Pigeon Twp.....Mrs. Bowling, Investigator Mrs. Case requested furniture and was denied because Mrs. Bowling said she is living in a furnished apartment for less rental than the place she wants to move into which is unfurnished.

Mrs. Case reported that she lives in two small rooms and there are four people in her family and they need a bigger place, that the place she found is four rooms and they will rent to people with children.

Mrs. Case said they also have to share the bath where they are now and that the place she wants to move to has a private bath. She said her husband isn't working, that she has two children, ages of 7 and 8 years old and they are on A.D.C. and her husband just got out of the hospital and is under the doctor's care and he has to go back to the hospital on December 4th. She said they have applied for Social Security and he has to go to one of their doctor's on November 11th.

Mrs. Bowling said that Brenda applied for four rooms of furniture and said she wanted to move into a \$95.00 per month apartment which is unfurnished and she will have to pay for utilities along with the rent so she suggested to Mr. Case that she find a furnished apartment if the present one is too small or if she was determined to move into this apartment, she could buy some furniture from the Good Will or Salvation Army. She said that Mrs. Case gets \$243.00 per month from A.D.C. She said that she doubted that Mrs. Case could handle these expenses from her A.D.C.

Mrs. Case said her caseworker thought this was a good idea and that she thought they could make it and that she had called about furnished apartments but they don't want anyone with children.

Mrs. Bowling said she also suggested public housing but that Brenda doesn't want to go into public housing.

Commissioner Ossenberg asked Brenda what her objection was to public housing.

Mrs. Case said she has applied for public housing before and when they had a place for her, it was on Lincoln Avenue and that if at all possible, she would like to get the place on Edgar Street.

Commissioner Willner asked Mrs. Case how much rent she paid now.

Mrs. Case said she pays \$80.00 per month which includes utilities.

Mrs. Bowling said they previously purchased furniture for the housing projects but that Mr. Thomas has recycled this and if they moved out and didn't need the furniture, they left it for another tenant who did need it, and that this is about the extent of furniture they can buy. She said that Good Will or the Salvation Army will sell the furniture to Brenda rather cheap and she was sure she could get them into public housing.

Commissioner Willner said he agreed that they needed more room and a private bath but he didn't think the taxpayers should pick up the extra expense.

Commissioner Ossenberg said he thought she should get her furniture from the Good Will or the Salavation Army since this furniture is completely renovated and that it is real nice when they are finished with it, also that if she got public housing, her rent would probably only be from \$39.00 to \$49.00 per month with utilities included.

Commissioner Schaad moved that the request be denied and this case be feferred back to the Trustee, so they can work with Mrs. Case to see if they can get her and her family into public housing. Commissioner Willner seconded the motion. So ordered.

CORRINE E. HOOKER 916 Line Street......Pigeon Township....Requests medical aid

This request was denied because too much time had passed but Ms. Hooker failed to show up so no action could be taken by the Commissioners at this time.

CHARLES FARMER.....1712 Eastwood Ave.....Knight Township.....Mrs. Mueller, Investigator

Mr. Farmer requested that an old utility bill be paid. He said that he now lives with his father.

Mrs. Mueller explained that he had lived in Savannah Gardens and he owed a delinquent utility bill from when he lived there.

Mr. Farmer said that he had a job at the McCurdy Residential Center for two years and that he quit because of medical reasons and that he is presently going through testing at the Mental Health Center and when this is completed, they are supposed to help him find a job. He said the bill that he owes is \$37.00

Mrs. Mueller said that Mr. Farmer has utilities and he is being provided for and they didn't have an application on file when this bill was incurred.

Commissioner Willner said he thought this young man needs some help and he didn't have enough information to make a decision. He said he would like to talk to whoever is working with Mr. Farmer at the Mental Health Center.

Commissioner Schaad told Mr. Farmer that the Commissioners want to help him but that as it was pointed out, he does have utilities now and that nothing would happen if he doesn't pay this old bill but he didn't think this was the kind of help Mr. Farmer needed.

Commissioner Schaad moved that the request to pay this utility bill be denied and that this case be referred back to the Trustee's office so they can work with the Mental Health Center in helping Mr. Farmer. Commissioner Willner seconded the motion.

Mrs. Mueller said she would call Mr. Cates and ask them to hold the utility bill until such a time that Mr. Farmer can pay it.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg

Robert Schaad Robert L. Willner Curt John

Thomas Swain

Secretary: Margie Meeks

by Margie & Jean Wilkey

COUNTY COMMISSIONERS MEETING OCTOBER 6, 1975

The meeting of the County Commissioners was held on Monday, October 6, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

Deputy Sheriff Eddie Allen opened the meeting, this being the first meeting of the month.

RE: COUNTY OWNED SURPLUS PROPERTY

Commissioner Ossenberg explained that today is the first day of the sale for the parcels of county-owned surplus property since the price of them was reduced. He said that parcels of property with no improvements are priced at \$50.00 and those parcels of property that have improvements on them are priced at \$100.00, which is a considerably large reduction.

There were no bids on the properties today. The sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

AREA PLAN COMMISSION

Jeffrey Wilson 2150 E. Gum Zoning Admin. \$10,000.00 Yr. Eff: 10/13/75

CLERK OF THE CIRCUIT COURT

per pay
Linda M. Delano 1216 Emmett St. Circuit Crt. Dep. Clk. \$252.72 Eff: 10/6/75
Jacqueline Trail 2900 N. Bedford Deputy Clerk \$213.34 Eff: 10/6/75

CIRCUIT COURT

Part Time

136-113 Karen J. Bitz 514 Lewis Ave. Night Intern \$2.85 Hr. Eff: 9/27/75

" Michael Coleman 632 S. Harlan Night Intern \$2.85 Hr. Eff: 9/27/75

" Michael Mattingly 613 W. Tennessee Night Intern \$2.85 Hr. Eff: 9/27/75

" David Hatfield 632 S. Willow Rd. Night Intern \$2.85 Hr. Eff: 9/27/75

" Ralph Wilson Intern \$50.00 Pay Eff: 9/27/75

KNIGHT TOWNSHIP ASSESSOR

James L. Kornblum Real Estate Deputy \$7,087.00 Yr. Eff: 10/2/75 Roberta Burkhart First Deputy \$5,582.00 Yr. Eff: 10/2/75

PROSECUTORS OFFICE

LaTosha Pitt 1119 E. Blackford Secretary \$6,000.00 Yr. Eff: 9/29/75

VANDERBURGH AUDITORIUM

James Mitchell 825 Line St. Maintenance \$2.25 Hr. Eff: 10/2/75

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

per pay 3307 Bayard Pk. Dr. Office Mgr. \$262.93 Eff: 10/11/75 Ella M. Sheets 1421 S.E. Second St. Bkpr. Payroll Clk. \$250.66 Eff: 10/11/75 Virginia K. Hobbs Eff: 10/11/75 \$211,22 Linda P. Jones 1137 S. Harlan Clk.-Typist Eff: 10/2/75 Linda Jones 1137 S. Harlan Office Mgr. \$211.22

RE: EMPLOYMENT CHANGES ... , RELEASES

AREA PLAN COMMISSION

 Douglas Thomas
 2200 Noldau Zoning Admin.
 \$10,000.00 Yr.
 Eff: 10/10/75

 Jacqueline Trail
 2900 N. Bedford Secretary
 \$5,886.00 Yr.
 Eff: 10/3/75

BOARD OF COUNTY COMMISSIONERS

Marilyn Merchant 3313 Cherry St. Vacation Clk. \$75.00 Wk. Eff: 10/3/75

CLERK OF THE CIRCUIT COURT

#531 Cass Ave. Cir. Crt. Dep. Clk. \$252.72 Eff: 10/5/75 Linda M. Delano 1216 Emmett St. Deputy Clerk \$213.34 Eff: 10/5/75

EMPLOYMENT CHANGES RELEASES CON'T.

CIRCUIT COURT

From Acct. 505.14 \$2.85 Hr. Eff: 9/26/75 Night Intern Karen J. Bitz 514 Lewis Ave. Michael Coleman 632 S. Harlan Night Intern \$2.85 Hr. Eff: 9/26/75 505,14 505.14 \$2.85 Hr. Eff: 9/26/75 Michael Mattingly 613 W. Tennessee Night Intern 505.14 \$2.85 Hr. Eff: 9/26/75 505.32 \$2.85 Hr. Eff: 9/30/75 David Hatfield 632 S. Willow Rd. Night Intern 505,14 Pam Sanford Night Intern

KNIGHT TOWNSHIP ASSESSOR

\$5,582.00 Yr. Eff: 10/2/75 James L. Kornblum First Deputy Roberta Burkhart Real Estate Deputy \$7.087.00 Yr. Eff: 10/2/75

PROSECUTORS OFFICE

\$6,000.00 Yr. Eff: 9/26/75 Mabel Winkler 7418 Mulberry Secretary Candice Massey 301 Parker Investigator \$7,000.00 Yr. Eff: 9/17/75

RECORDERS OFFICE

7931 Taylor Ave. Mrtg. & Rel. Clk. \$5,461.14 Yr. Eff: 10/1/75 Joyce A. Grove

VANDERBURGH COUNTY HIGHWAY DEPARTMENT

Ella M. Sheets 3307 Bayard Pk. Dr. Bkpr.-Payroll Clk. \$250.66 Pay Eff: 10/10/75 Virginia K. Hobbs 1421 S.E. Second Clk.-Typist \$211.22 Pay Eff: 10/10/75 Linda P. Jones 1137 S. Harlan \$211.22 Pay Eff: 10/10/75 Office Manager

It was noted that the approval was made by County Council in July for funds to transfer Judge Miller's employees from Revenue Sharing Funds to County Funds.

RE: REQUEST TO INVEST SURPLUS COUNTY MONIES

Mr. Frank Tilford submitted the following letter on the investment of public funds

IC 5-13-1, as originally enacted in 1972, provided only for the investment "by fund" or from "tax collections." This law as amended by Public Law 45, include "any or all monies on deposit." The county now has the authority to invest its funds in the following manner.

By specific funds, where any law or the terms of any ordinance, bequest, endowment or trust make provision for investments, with the interest to accrue to the benefit of such funds.

Example of funds:

Federal Revenue Sharing Trust Fund Property Tax Reassessment Fund

Congressional School Fund Bond accounts, and similar

- 2. By fund, if so determined by the Board of County Commissioners. (interest to accrue to the benefit of the fund)
- 3. From total of monies on deposit, after giving consideration to (1) and (2) above. (interest to accrue to the county general fund)

Example of funds:

County General Fund County Highway Fund Welfare Fund Payroll deductions, etc.

Road & Streets Fund Bridge Fund Inheritance Tax Fund

Investing surplus county monies as a total rather than by fund, where the law permits, would make for larger investments for a longer period of time, resulting in a greater interest return.

Therefore, with your approval, after allowing for tax advances and county expenses, I will invest surplus county monies as a total, interest to accrue to the benefit of the county general fund.

SCHEDULE OF INVESTMENTS:

Tax collections - Certificates of Deposit.....\$1,500,000.00 Revenue Sharing Trust " " " 500,000.00 Eagle Slough Construction "

Property Tax Reassessment - U. S. Government Bonds......\$ 230,000.00 Congressional School Fund - U. S. Government Bonds.....\$ 21,500.00 \$2.301.500.00

Mr. Tilford then requested the permission of the County Commissioners to invest these monies.

Commissioner Schaad moved that Mr. Tilford, the County Treasurer, be authorized to invest county funds as outlined in this letter of October 6, 1975. Commissioner Willner seconded the motion. So ordered.

RE: MEETING DATE SET

Commissioner Ossenberg said that the Civic Center will be closed next Monday, October 13th. in honor of Columbus day, so the Commissioner's regular meeting will be held at 9:30 a.m. on Tuesday, October 14th.

RE: LETTER OF CONGRATULATION

The following letter was sent to Mr. Herschel Whitham who is leaving Vanderburgh Co. Cooperative Extension Service to take another position:

Dear Herschel:

Please accept our heartiest congratulations and good wishes on your new assignment in Kokomo, Indiana.

Your dedicated service as Cooperative Extension Agent in Vanderburgh County is well known to everyone. Your valuable assistance to the Board of Commissioners has been most appreciated.

We know the future will bring you still higher honors. Kokomo's gain is Evansville's loss.

Sincerely, Thomas L. Ossenberg, President Board of County Commissioners

14.00

Commissioner Ossenberg said he sent this letter to Mr. Whitham because any time this Board called on him for help, he was always ready and willing to do what he could to help them, so the Commissioners wish him well.

RE: MONTHLY REPORTS

The monthly report of the Bureau of Traffic Engineering was submitted for the month of September as to the number of signs installed and information on the paint, channel posts, sign faces, sign blanks and letters that were used. Report received and filed.

The monthly report of the Pleasantview Rest Home was submitted for the month of September, 1975.
Report received and filed.

The monthly report of the Building Commission was submitted for the month of September, 1975, with information on permits issued and on License Revenue of 1974 and 1975, to date.

Report received and filed.

RE: C.E.T.A. GRANT AGREEMENT SIGNED

A C.E.T.A. Grant Supplemental Agreement was presented to the Commissioners by Mr. Edwards for their signatures.

Mr. Edwards said that this agreement was previously signed but can't be located, so the Commissioners signed the agreement at this time.

RE: REQUEST FOR USE OF VOTING MACHINE

The following letter of request was received by the Commissioners from the Office Manager of the Citizens for Lloyd Headquarters:

Gentlemen:

I would sincerely appreciate your granting the use of a new voting machine to be placed in the Citizens For Lloyd Headquarters at 15 S.E. 6th St. for demonstration purposes.

As office manager, I accept full responsibility for the security of the voting machine.

Please advise as soon as possible of your decision.

Commissioner Ossenberg said that sometime ago, the Commissioners went on record

that any piece of equipment that was loaned out, that is owned by the County, that some type of surety bond must be posted in case of damages and a bond has been posted in the amount of \$300.00 for the use of the voting machine by Lloyds headquarters.

He said that if Hays Headquarters or either the Democratic or Republican Headquarters or anyone else requests the use of a voting machine, the Commissioners will furnish them one, however, the \$300.00 surety bond must be posted in order for them to get these machines.

Commissioner Schaad moved that the Commissioners honor this request as long as it complies with their usual policy. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR RESURFACING WEST BUENA VISTA ROAD

The following letter of request was received from residents of the area of Buena Vista Road:

Gentlemen:

Detroy Road is going to be resurfaced soon and we would like to know if it would be possible for the 900 feet, more or less, of West Buena Vista Road be repaired at the same time. It is located off Detroy Road between the old 460 and the new 460 and needs resurfacing badly. It seems to be a reasonable savings of time and money and the moving of equipment, etc., that it be done at the same time as Detroy Road.

We would appreciate anything that could be done.

Sincerely, (signed by a number of residents.)

Commissioner Schaad said he thought they should be treated like everyone else and it should go back under their formula to see where it stands, as far as the need, since if there are streets that are more in need of being improved, they should be done first and this road should be checked to see what rating it has.

Mr. Siebeking said this road is in bad condition but he doesn't know where it is on the list of priority but that he would check it out.

Commissioner Schaad moved that this matter be referred to Mr. Siebeking so he can check it out and report back to the Commissioners next Tuesday. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST FOR SPEED LIMIT SIGNS...BURGDOLT ROAD

The following letter of request was received by the Commissioners from a Mr. Shoulders:

Dear Sirs:

I would like to bring to your attention the need for speed limit signs to be posted along Bergdolt Road, from Peters Road East to Pleasant Ridge Mobile Home Estates. Since the resurfacing of Bergdolt Road has been completed, there has been a continuous problem of people speeding and teenagers drag racing along this stretch of road.

The posted speed limit signs would be of great assistance to the Sheriff's Department in enforcing the speed limit on Bergdolt Road.

Sincerely yours, Thomas B. Shoulders
4522 Crestview Drive
Evansville, Indiana 47711

Commissioner Schaad moved that this matter be referred to Mr. Judd so he can check it out and come back with a recommendation.

Commissioner Willner seconded the motion. So ordered.

Commissioner Willner said he thought the Commissioners should make a complete study of all the speed limits in the County. He said he understands that there is a 35 mile per hour speed limit on Darmstadt Road and when you get to the City limits, it is 40 miles per hour and he said that some of the County's speed limits are really ridiculous and he thought that sometime in the future, they should go through the complete County and bring these speed limits up to date.

RE: CLAIMS

A claim was submitted by Brink's Incorporated which is for services to the Clerk of the Circuit Court in the amount of \$85.80. #154231210 This is by contract.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Deig Brothers Lumber & Construction Co. Inc. for work done on Burdette Park Recreation Northwest in the amount of \$4,254.19.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Good Samaritan Hospital of Vincennes, Ind. for hospitalization over and above what Blue Cross took care of, for Mr. Randall K. Brack who was treated for T.B., in the amount of \$1,551.36.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Matthew & Shaw in the amount of \$176.93 which was money that was expended for services rendered Legal Aid Clients and was approved by the Legal Aid Board of Directors at the July 11th meeting of 1974. This claim is to be paid from the Legal Aid Fund.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM FOR REFUND

A claim was received from Jordan Heating and Air Conditioning for the refund of \$25.00 on Permit #5807, since the location of improvement to be made is in Warrick County and not in Vanderburgh County.

Commissioner Schaad roved that the refund of \$25.00 be approved. Commissioner Willner seconded the motion. So ordered.

RE: AL KNARIAN....INSURANCE

Mr. Knarian said he has been collecting \$1.76 per month from each employee for the Teamsters and he would like for it to be deducted from their checks each month by the County Auditor, since the Auditor had told him that as soon as he could, he would.

Commissioner Ossenberg said they would hold this up until Mr. John returns to the meeting. RE: MR. JUDD

Mr. Judd said, in regard to St. Joe & Mill Road signalization or stop out there, he has all the accidents that have happened out there since a year ago, last April, and he has asked Keith Lockmueller to put four traffic counters out there to see how traffic is running and this should give them something to go on and he hopes to get them out there sometime this week. He said that he would like a couple more weeks on this matter but that he would get them out there as soon as some counters are released.

Commissioner Willner said he has had a request for a road sign at Weiss Road and Buente Road and asked Mr. Judd to take care of it.

Commissioner Ossenberg told Mr. Judd that on Old Boonville Highway and Burkhardt Road where the accident was, they tore the signs down and they were put back up and now the priest at Good Shepherd called him yesterday and they have had more accidents out there. He wondered if they couldn't put stop signs on all four corners out there since he thought this was the only answer.

Mr. Judd said he would have an ordinance for the Commissioners on this for next Tuesday.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the County Highway Garage employees for the past week.

Report received and ordered filed.

RE: REQUEST FOR ADDITIONAL PHONE

The following request was made by Mr. Siebeking of the County Highway Department:

Vanderburgh County Commissioners:

Please consider my request for one additional phone extension at the County Highway Department Garage.

The installation charge for the phone is \$38.00. The increase for service per month will be \$7.15.

There are sufficient funds in the budget to cover the additional costs involved to the end of the year.

Signed, Jack Siebeking

Commissioner Schaad moved that the additional phone be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING

Mr. Siebeking said they are again having problems with the Railroad bridge on St. Joe Avenue, that the boards have worked loose again and they went out there last Thursday and Friday and tried to tighten them down and one board was broken completely out and they replaced it. He said he thought it was their responsibility to continue to maintain this bridge and he wondered what the Commissioners thought of putting another floor on top of the existing one.

Commissioner Schaad asked County Attorney Swain what kind of legal action the Commissioners could take since it is the Penn Central Railroad Company's responsible because it is their bridge and that it should be either replaced or taken out company.

County Attorney Swain said that completely apart from whatever legal action there is, as long as Penn Central is under Trusteeship and Bankruptcy, the Commissioners won't get anything done, so whatever they decide to do, they might as well make up their minds that the County is going to have to do it. He said they agreed to give the bridge to Vanderburgh County.

Commissioner Schaad said they even wanted to know how much right of way the County wanted but nothing has ever happened.

Mr. Siebeking said the last correspondence the County had with Penn Central, they definitely said they would not maintain the bridge any longer.

Commissioner Schaad said if Penn Central isn't going to maintain the bridge, they should give it back to the County with so much right of way so the County can do the thing right because the bridge is hazardous, that it is in very bad condition and just to keep on replacing and repairing don't get it, also that it is the most antiquated bridge in the County.

Mr. Siebeking said he feels that until something legally can be done or until the bridge can be replaced, which will be a matter of time, that something has to be done because it shakes something terrible when cars cross it. He thought they could perhaps pull down the existing floor boards and then maybe lay another floor with leg screws, into the existing floor, that maybe this would help.

Commissioner Schaad asked Mr. Ludwick how structurally sound the bridge was, but he said he didn't guess that was in the County's bridge inspection report because it doesn't belong to the County.

Mr. Ludwick said this is true but that this bridge sounds terrible and that it is unsafe.

Commissioner Ossenberg said they weren't going to get blood out of a turnip and that Penn Central isn't going to do anything about it and he thought, for the safety hazard alone, that it is the Commissioners responsibility to do something about it.

Mr. Siebeking asked the Commissioners if they wanted him to get some estimates on some reflooring. He said that the man they dealt with at Penn Central was transferred and he believed the new man in that position is a Mr. Donaldson who is in Indianapolis. He said he has had several conversations with him on the telephone and also some correspondence with him and the last correspondence was that they would definitely not do any maintaining of the bridge any longer and when he said that something had to be done, Mr. Donaldson said that they could always close the bridge.

Commissioner Schaad said he thought they need to take some legal action just to go on record.

Mr. Siebeking said he thought there was enough money in his bridge lumber account to purchase these boards or whatever it would take so they could get started on it and if the Commissioners want some estimates, he will bring them back next Tuesday.

Commissioner Schaad asked County Attorney Swain, if they bring suit, if he felt that they would abandon the bridge and give the County so much right of way to bring this thing to a head.

County Attorney Swain said he didn't think the Commissioners could sue the Railroad Company since they are going into bankruptcy.

Commissioner Ossenberg said that attempts have been futile every time County Attorney Stephens has contacted them.

Commissioner Schaad said if they aren't going to maintain the bridge, they should abandon it and give it back to the County with certain right of way and a decision should be made because the people could sue the County.

Commissioner Ossenberg said he thought this was one of the things that County Attorney Stephens found out, that the right of way would go to the adjoining landowners and that they have no authority under Trusteeship or under the Bankruptcy.

County Attorney Swain said they could get authority by filing a petition with the Bankruptcy Court and ask that it be given to Vanderburgh County.

Commissioner Ossenberg suggested that the Commissioners do ask them to abandon the bridge and give it back to Vanderburgh County, and in the meantime, that the County make it safe.

Commissioner Schaad moved that the bridge be made safe and also that the County Attorney write to Penn Central and ask them, if they aren't going to maintain the bridge, to abandon it and give the right of way to the county so we can replace it with a bridge that is modern and not as hazardous.

Commissioner Willner said he didn't think this was strong enough, also that he has checked the abstract to some of the people along the right of way and that the property was bought at that time so it doesn't revert back to the property owners, that it was an outright purchase when the track was built and it is owned by Penn Central. He said they weren't going to do anything unless they are forced to do it and he couldn't see why a suit couldn't be initiated to ask the court to give Vanderburgh County 100 feet of right of way on either side of the construction. He said he sees no reason why a bankruptcy should stop this kind of proceeding, that we aren't asking for use of their right of way which they no longer use anyhow.

Commissioner Schaad said that Penn Central had one time said that if they ever wanted to open it up again, it would be the responsibility of Vanderburgh County to build back the bridge.

County Attorney Swain said that in a bankruptcy, it generally takes over to the exclusion of all other and he doesn't see any legal handle that can force them to do anything. He said the County can assume the right to fix the bridge.

Commissioner Schaad said even if the County repairs the bridge, it is still a hazardous and dangerous bridge for the people to cross, also that the bridge needs to be widened.

Commissioner Schaad amended his motion to read that Mr. Siebeking should see that the bridge is made safe and to put in another floor if necessary and to put the other matter with Penn Central off until next week, when they see what County Attorney Stephens has to say about it.

Commissioner Willner seconded the motion. So ordered.

Mr. Siebeking said he would bring the estimated cost for repairs back to the Commissioners next week before he spends any money on it.

RE: EXPLOSION AT THE COUNTY GARAGE

Mr. Siebeking said, as the Commissioners probably know, they had a bad explosion at the County Garage last week and two men, Mr. Victor Bryant and Mr. Arthur Kibby, were burned seriously and both are in the hospital, that one of them was released but was then re-admitted.

He said the furnace was checked by the company that takes care of it, the following day and they can't come up with a reason as to why it happened. He said the men were trying to light the pilot light and the repairmen were trying to make it malfunction in all ways and they can't get it to do it. He said that all the Insurance Company's and everyone involved has been notified so the Highway Dept. has done all they can do.

Commissioner Schaad asked Mr. Siebeking if Kibby was resting pretty well.

Mr. Siebeking said he went to the hospital to see Kibby Saturday night and he was rather restless but said he wasn't in too much pain unless he put his hands down. He said that his hands were burnt very badly and that Mr. Bryant was burned around the face and head rather badly and he was released but had to be re-admitted to the hospital because swelling had started again.

Mr. Siebeking said that a gentleman called him who lives on St. Wendell Road and he is having a problem with a man who lives across the road from him because he is placing yard sale signs next to his mailbox on the right of way. He said he talked to the Sheriff's Department and they say there is nothing they can do unless they have a recommendation or ordinance from the Commissioners, stat that nothing should be placed on the right of way. He said it is his understanding that no signs can be placed on the county right of way anyway.

County Attorney Swain said he thought there was a state statute pertaining to this.

Mr. Siebeking said the gentleman is quite upset, that it is a neighborhood hassle and that he wanted to stay out of it as much as he could and the man wanted him to come out or to send someone out and take the sign down.

He said the man puts the sign up every evening and takes it down in the morning.

County Attorney Swain said that if the sign is on the county right of way, they can take it down.

Mr. Siebeking said he knew that the gentleman would call him back and that when he does, he will tell him that if the County Highway Department sees the sign on the right of way during the day, that they do have permission to take it down, but that he can't send someone out there after hours to see if the sign is up. He said he just wanted to bring this matter to the attention of the Commissioners.

Commissioner Ossenberg said the Sheriff has the authority to take the sign down.

Mr. Siebeking said he would call the Sheriff's Department back then and tell them if the sign is on the county right of way, they should remove it.

RE: AL KNARIAN...INSURANCE....CON'T.

Mr. Knarian had requested that the County Auditor deduct the Insurance from the checks of the County Garage employees instead of him having to do it. After checking with Curt John, Commissioner Ossenberg said that he will take care of it.

Commissioner Schaad moved that the County Auditor deduct the Insurance items for the County Garage employees as requested. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

The Waterworks Department requests permission to make a pavement cut in Oak Grove Road by Big G Lumber Co. to install water service.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

The Waterworks Department requests permission to make a shoulder cut into Schutte Road and Mahrenholz to install 2" water service.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: RESOLUTION TO ACCEPT EVERGLADE DRIVE

Mr. Ludwick presented a resolution for the acceptance of Everglade Drive. He said the resolution was approved last week. The Commissioners signed the resolution at this time.

RE: CONTRACT PRESENTED ON NURRENBERN ROAD AND DELAYED

Mr. Ludwick presented the contract from Staub Brothers, on RC-3-75, Reconstruction of Nurrenbern Road West from Old Henderson Road to Red Bank Road. He said that last week, they talked to the L & N Railroad Co. on three occasions and they agreed to re-write the right of way easement, that County Attorney Stephens said it shouldn't be signed by the County Commissioners and the item about the maintenance of that crossing that Mr. Stephens was concerned about will be deleted from the agreement and we were suppose to receive it this morning but it wasn't in the mail, so in talking to Mr. Nussmeyer, he suggested that Mike get in touch with Bob Staub, which he did, and ask him if he could complete the fill on the contract and at least get the aggregate on it so the people could get over the road and he said he wouldn't have any problems in getting it completed and Mr. Nussmeyer suggested then, that Mike get the agreement and that the Commissioners could then sign it because the Railroad Co. said that they would delete those items in that grant. He said they will be obligated to the Railroad Co. for approximately \$3,000 to take care of the crossing itself, by replacing timbers, etc. He said the County has done this before and for the signalization part, an application will be submitted to the Federal Government for participating funds on that crossing later on. He said if the Commissioners want to sign the agreement, they will get this project started.

He said he asked the Railroad Company to give their verbal agreement so they could get started on it and get it completed this year, which they have done, also that the agreement should be here next week.

Commissioner Schaad moved that this amendment be held up until next week. Commissioner Willner seconded the motion. So ordered.

RE: EVERGREEN ACRES

Commissioner Ossenberg asked Mr. Siebeking if Mr. Bussing had complied to everything the Commissioners requested, since it was subject to him doing this, that the Commissioners agreed to accept the roads in Evergreen Acres.

Mr. Siebeking said that Mr. Bussing has complied to their request.

Commissioner Schaad moved that the Commissioners write to Mr. Bussing to inform him that the Commissioners have accepted these roads.

Commissioner Willner seconded the motion. So ordered.

RE: PERMISSION TO INSTALL SIGNS

Mr. Stahl appeared before the Commissioners and said they have a culvert at Lincoln Avenue & County Line Road which is the County Line Ditch and they had the ditch cleaned but the culvert is still half full of dirt and he doesn't know if they are going to clean out more of the culvert or if they are going to replace it and that he is going to the Drainage meeting in Warrick County this Friday to see what they are going to do, but anyway, the problem is that there are many people who come in there and one is the Boonville Bait Company and these men come in there with boots on to get minnows and crawdads and they tramp up and down the ditch banks and he spoke to the neighbor about getting some signs to put up there since their line goes down the center of the County Line Ditch and he wendered if he had a right to put some signs up of "no trespassing" & "keep out". He said these people are trampling the ditch down and pushing the banks in and wading in there and they leave things in there such as buckets, screens and nets



and they choke up the ditches.
He said it is a county ditch and a legal drain.

Commissioner Willner moved that Mr. Stahl be permitted to put the signs up. Commissioner Schaad seconded the motion. So ordered.

RE: POOR RELIEF

KATHERINE FREELS.....918 S. Elliott St.....Pigeon Twp....Mrs. Vitatoe, Investigator

Ms. Freels had asked that her utility bill be paid but was denied assistance because she has an income and hasn't been paying her bills, according to the Trustee

Ms. Freels said she has been paying her bills when she can, but that she hasn't been getting her unemployment checks on time, that several of them haven't been received and she is suppose to be getting \$60.00 a week unemployment, also that she gets \$33.00 per month A.D.C. and she has three children.

She said she received only one check in September and none for this month. She said she paid \$20.00 per month on a loan and she has to pay \$20.00 per month to Whirlpool Credit Union, since she is laid off from Whirlpool. She said the utility bill is approximately \$43.00 and that it will take \$14.00 to keep her utilities on.

Mrs. Vitatoe said Ms. Freels received \$33.00 A.D.C. the 15th of September and \$60.00 unemployment and the amount of the utility bill that had to be paid to keep the lights on at that time was \$12.92 and the Trustee paid her rent of \$75.00 the last two months so she wouldn't be thrown out, so she is paid up until the 22nd of October. She said Ms. Freels paid on a loan and for the childrens books, which isn't due until the end of the year. She said that the Trustee feels that the food, utilities and rent are the essential items and that she received her food stamps for September at no cost and this month she has to pay \$77.00 for \$162.00 worth of groceries and that nine chances out of ten, she will be back for help on her food stamps. She said she checked with the unemployment office and Ms. Freels has signed up every week and they have no reason as to why she hasn't received the checks. She said she could send for a transcript of her pay record and if the Commissioners want to defer this case until next week, she will bring the transcript of her pay record back to the Commissioners. She said that Ms. Freels said she hasn't received 8 unemployment checks, also that the Trustee felt that Ms. Freels could have paid on the utility bill from either check she received rather than to pay on the other bills.

Mrs. Vitatoe said she would much rather let her car go back so she could have her utilities.

The representative of Human Relations appeared and said that Katherine is saving her A.D.C. check to purchase her food stamps and she has paid other past due bills and she had to pay \$10.00 on the school books because a collection agency came to her house and demanded some money so she paid this. She also said that Katherine has applied for public housing but they have nothing for her right now and she realizes she can't keep up with present living quarters and the utilities but there is no place else for her to go. She said Katherine would be better off on A.D.C. but that she was told that since unemployment is available, the Welfare Department will not put her on that program.

Mrs. Vitatoe said she asked Ms. Freels to go to the Prosecutor's office and file a reciprocal since she isn't receiving support money but she hasn't done this.

The representative of Human Relations said they went to other places to try to get the utility bill paid and they directed her back to the Trustee's office and said that this is their obligation to take care of this.

Commissioner Schaad asked her if she only had one telephone.

Ms. Freels said she has three telephones and her bill is \$12.12 per month.

Commissioner Schaad asked her if she was driving a car.

Ms. Freels said she has a car but that she isn't driving it now since it is in the shop.

Commissioner Schaad asked how she was going to pay for these repairs.

Ms. Freels said she was working when she purchased the car and she bought it through Whirlpool Credit Union and she doesn't have the money to get the car out of the shop.

Commissioner Schaad said that it seems to him, for her to drive a car and have three telephones and to let her utility bill go, is poor judgment.

Commissioner Ossenberg asked Ms. Freels what the Citizens loan was for.

Ms. Freels said this was for furniture.

Mrs. Vitatoe said it isn't the idea of the amount owed on utilities, but they felt that Ms. Freels could have paid it and she wouldn't have this problem to begin with, especially since the Trustee gave her food and paid her rent. She said that it would be some time before she would be accepted into public housing because she needs two bedrooms, also she thought that A.D.C. recipients had first choice at public housing but she found that this is no longer true, that they go by the number of which the people are signed in.

Commissioner Willner asked Mrs. Vitatoe, to get Ms. Freels over this emergency, if she filed with the Prosecutor and had two of the phones removed, if the Trustee would see that the utilities were taken care of.

Mrs. Vitatoe said if they had two telephones removed, it would cost her a \$30.00 service charge and the only way it wouldn't cost anything is to have them all removed. She said as far as the emergency situation, she felt that Ms. Freels will be back for her food and probably later in the month for her rent because if she isn't receiving her unemployment, there is no way she is going to scrape up \$77.00 for her food so they feel that she should have to pay something out of her money.

Commissioner Schaad asked Ms. Freels if she would rather have lights or telephone.

Ms. Freels said she would rather have both of them.

Commissioner Schaad said it seemed to him that the utilities would be more important and she should have paid the light bill rather than the telephone bill.

Commissioner Willner said the fact remains that he doesn't want the utilities cut off with the three children there, so he asked if Ms. Freels files with the Prosecutor, if the Trustee would see that the lights aren't cut off.

Commissioner Schaad said Mrs. Vitatoe should check to see if the utility company will hold off until next week so they can, at that time, see what has happened to Ms. Freels unemployment checks.

Commissioner Willner so moved. Commissioner seconded the motion.

Commissioner Ossenberg said that he hasn't ordered this done yet, that he agreed with the motion but he also agrees with the other Commissioners, that those telephones are going to have to go, since he can't see someone coming up in front of the Commissioners and ask that the county pay for several things when they have three telephones in their home. He also said that if they find that Ms. Freels has more checks coming, that they will all come at the same time and she will have more of an income. He said he didn't see any reason for Ms. Freels to come back next week, since all they need is the report on her unemployment payments.

Commissioner Willner amended his motion to read that if Ms. Freels files with the Prosecutor, that the Trustee see that the lights aren't turned off and that Mrs. Vitatoe ask the Gas. Co. if they won't hold off another week, until the transcript gets here and they can see what has happened to the money as far as the unemployment checks are concerned and if she gets them, for her to pay the utility bill out of this money, also that the phones be removed and that Mrs. Vitatoe report back to the Commissioners next Tuesday. Commissioner Schaad seconded the motion. So ordered.

The meeting recessed at 11:00 a.m. PRESENT

COUNTY COMMISSIONERS
Thomas Ossenberg
Robert Schaad
Robert L. Willner

Secretary: Margie Meeks

Curt John

COUNTY ATTORNEY

Thomas Swain

Robert Millen

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING OCTOBER 14, 1975

The meeting of the County Commissioners was held on Tuesday, October 14, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

The price on the parcels of county-owned surplus property was reduced to \$50.00 per parcel that have no improvement and to \$100.00 for those that have improvements. Commissioner Ossenberg asked if there were any bids on these properties.

Mr. Harley E. Chambers offered \$50.00 for parcel #18, Code...23-64-21...located at 1226 S. Linwood Avenue. His address is 1224 S. Linwood Avenue.

Commissioner Schaad moved that this parcel be sold to Mr. Chambers at the bid price of \$50.00. Commissioner Willner seconded the motion. So ordered.

Mr. Chambers was told that he could pay for this parcel when he picks up the deed in the Auditor's office.

RE: EMPLOYMENT CHANGES.... APPOINTMENTS

VANDERBURGH COUNTY ELECTION BOARD

		Dep. Cierk
Doretta Fairchild	801 E. Chandler Ave.	Cler. Asst. \$2.16 Hr. Eff: 10/14/75
Joyce McCaffery	330 N. Red Bank Rd.	" \$2.16 Hr. Eff: 10/14/75
Leslye Miller	2715 Washington Ave.	Cler.Asst. \$2.16 Hr. Eff: 10/14/75
Susan Stinson	320 Monroe Ave.	Cler. Asst. \$2.16 Hr. Eff: 10/14/75

VOTERS REGISTRATION OFFICE

Sally Ziccardi	2675 W. Oregon St.	Clerk	\$15.00 Day	Eff: 10/7/75
Mabel Winkler	7608 E. Chandler	Clerk	\$15.00 Day	Eff: 10/7/75

RE: EMPLOYMENT CHANGES....RELEASES

VOTERS REGISTRATION OFFICE

Jeri Garrison	4301 Cherry St.	Clerk	\$15.00 Day	Eff: 10/7/75
Lorraine Pike	315 Oak St.	Clerk	\$15.00 Dau	Eff: 10/7/75

RE: MONTHLY REPORTS

The County Treasurer's Report was submitted for the month of September, 1975. Report received and ordered filed.

The Clerk of the Circuit Court submitted her report for the month of September, 1975. Report received and ordered filed.

The Building Commissioner submitted his report of permits that have been issued for the report period of September, 1975, with all information to date. Report received and ordered filed.

RE: REQUEST FROM ELECTION BOARD

The following letter of request was received by the Commissioners from the County Election Board:

Gentlemen:

We respectfully request the use of the Council Chambers, Room 301, City-County Administration Building & the Commissioners Caucus Room 303 on Tuesday, Novermber 4th. 1975, beginning at 4:00 p.m. and until such time as the teams complete their work.

We are planning to use the first and third floor foyers to receive supplies on election night and will work with the City & County Building Authority on setting up arrangements.

Thank you for your consideration.

Commissioner Schaad moved that the Commissioners honor this request. Commissioner Willner seconded the motion. So ordered.

RE: GARNISHMENT ORDER

The following letter was received by County Auditor, Curt John, from Matthews, Shaw and Becker:

re: Evansville Police Federal Credit Union vs.
William H. Young, Judgment Defendant
Board of Commissioners, County of Vanderburgh,
Garnishee Defendant
Vanderburgh Superior Court Cause No. 75-Civ-1771

Dear Mr. John:

Please find an Order of Payment, commonly known as a Garnishment Order, taken in the Vanderburgh Superior Court on October 2, 1975, against William H. Young, a deputy sheriff. Would you please withhold the necessary funds and pay these to the Clerk's office. There are additionally some court costs on here and you will be notified when payments should cease.

If you have any questions or comments, please advise,
Sincerely, Matthews, Shaw and Becker
Signed by Toby Shaw

Mr. John said that this was brought to the attention of the Commissioners at the meeting of September 29th. and that he would take care of it.

RE: OLD RIVER ROAD VACATION

An order for the partial vacation of Old River Road was submitted to the Commissioners by Mr. Staser of Stone, Keck & Staser.

Commissioner Ossenberg said this has already been approved by the Commissioners so they signed the vacation of Old River Road at this time, a copy of which will be sent to Mr. Staser.

RE: REQUEST FOR USE OF VOTING MACHINE

The following letter of request was received by the Commissioners from the Hays Democrat Team Committee:

To Whom it may Concern:

We respectfully request the use of one Votomatic to be located in Hays Democrat Team Headquarters, 110 S. E. Fourth St.

Attached is an insurance policy to cover the cost of the machine per your request.

Signed Beulah Evans, Vice-Chairman, Vand. Co. Democratic

Central Committee

Commissioner Schaad moved that the Commissioners honor this request as long as it complies with their usual policy. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Ann Schmidt on Account of Appropriation for Area Plan Commission...237-213, for Mileage reimbursement for a trip to Bloomington, Indiana on September 17, 1975 at 10¢ per mile for 236 miles at \$23.60.

Commissioner Schaad moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Engineer Associates Inc. for Engineering Services from 2/1/75 to 2/28/75 on the Construction Staking Burdette Park ...Design - Change entrance in the amount of \$672.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CHECK RECEIVED TO COVER LIGHTNING DAMAGES

A check was received from Hahn & Becker Insurance Agency for settlement of lightning loss of 7/5/75 to the County Garage smokestack and dusk to dawn light in the amount of \$4,686.19.

Mr. Hotz said this is the total amount of the construction done by Peyronnin Construction Co. and the money is owed to them.

Commissioner Schaad moved that this check which is made out to the Commissioners, be entered into the Highway Fund #201 and that Mr. John send Peyronnin Construction Co. a check for the amount of \$4,686.19. Commissioner Willner seconded the motion.

Mr. Hotz said there should be a check for the Electric Company also and that he would check on it and let the Commissioners know what he has found out.

Commissioner Schaad moved that the check and release be held up until Mr. Hotz has checked on the electrical matter. Commissioner Willner seconded the motion. So ordered.

RE: SPEED LIMIT ON BERGDOLT ROAD

A letter was received last week from a Mr. Shoulders requesting that speed limit signs be posted on Bergdolt Road between Peters and Pleasant Ridge Drive. The matter was referred to Mr. Judd so he could check it out and come back with a recommendation.

The following letter of recommendation was submitted to the Commissioners by Mr. Judd:

After searching through the files, we have been unable to find any record of a required speed limit posted on Bergdolt Road. It is my recommendation therefore, to post a 30 m.p.h. speed limit on Bergdolt Road between Peters Road and Pleasant Ridge Drive.

The Board of County Commissioners approval is requested.

Signed William T. Judd, Traffic Director

RE: INTERSECTION OF MILL ROAD & ST. JOE AVENUE

Mr. Judd had previously been asked to check out the intersection of Mill Road & St. Joseph Avenue since there have been numerous accidents at this location.

Mr. Judd submitted the following letter of recommendation to the Commissioners:

It is my recommendation, at the present time, to post a temporary 4-way stop with snake lines, stop bars and advance stop warning signs at the intersection of Mill Road and St. Joseph Avenue.

I am asking for the Board of County Commissioners approval.

Signed William T. Judd, Traffic Director

Commissioner Schaad moved that Mr. Judd's recommendations be approved and that resolutions be prepared and passed in both instances. Commissioner Willner seconded the motion. So ordered.

RE: DISCUSSION OF UNIFORM SPEED LIMIT FOR COUNTY

Commissioner Willner said he has had some favorable phone calls and conversations with different people on the uniformity of speed limits in the County and he thought this should be pursued in some fashion. He said he didn't know if they should let the Engineering Department work with the Traffic Department in coming up with a uniform speed limit or not. He said he has had three or four requests for speed limits along with it and if they just keep taking it piece-meal, they will end up with kind of a haphazard situation in the County.

Mr. Judd said he has been working with Sheriff DeGroote on speed limits and that a number of our county roads aren't covered by ordinance at all.

Commissioner Willner said that he was thinking of maybe a blanket ordinance.

Mr. Judd said this is what they hope to do, also that the State Police made the initial request and gave them a list of the roads that aren't in the county ordinance what-so-ever, and he and Sheriff DeGroote are trying to work it out.

Commissioner Willner wondered if it wouldn't be possible to post a uniform speed limit in Vanderburgh County such as 45 m.p.h. unless otherwise posted, since this would cover the whole thing instead of changing the speed limit on a road from one point to another point, when the people who travel these roads don't even know where these points are.

Mr. Judd asked if they could post a uniform speed limit of 45 miles per hour, unless otherwise posted, in the county or would they have to stay within the state law of 55 miles per hour speed limit.

County Attorney Swain said they could have a uniform speed limit in the County but they would have to have an ordinance and it must be posted, that this would then be the speed permitted except for residential areas, school zones, etc.

Mr. Judd said he would get with Sheriff DeGroote and the State Police and see what they can work out and he will report back to the Commissioners.

Commissioner Ossenberg said the Commissioners will wait and see what Mr. Judd comes up with and that maybe they can get this ordinance drafted.

RE: INVITATIONAL BIDS RECEIVED....CONTRACT AWARDED

Mr. Hotz submitted three invitational bids that were received for bathroom floors at the Hillcrest Children's Home. They are as follows:

Fred Martin Tile & Floor Covering......\$ 607.01 Red Spot Paint & Varnish Co. Inc.....\$1,265.90 Memmer Tile & Marble Co.....\$ 970.00

Mr. Hotz recommended that the low bid of Fred Martin be approved,

Commissioner Schaad moved that Fred Martin be awarded the contract for the tile flooring at the Hillcrest Home.

Commissioner Ossenberg asked Mr. Hotz if it is required that they remove the present tile.

Mr. Hotz said he will see that the present tile is removed and that the floor will be cleaned as much as possible.

Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING

Mr. Siebeking said that the gentleman that owns the Key Super Market on St. Joe Avenue is going to have his parking lot at the store blacktopped, that he called and asked if the County could blacktop their right of way which consists of about 30 feet. He said he told the gentleman he didn't think they could because they were out of funds and didn't have the money to do it now, but he just wanted to inform the Commissioners of this matter.

He said as the Commissioners know, the County has 100 feet going out through there, 50 feet on either side, and that we are having to maintain the ends of quite a few of those businesses and up to now he has just been putting rock on them and doing the grading to keep them smooth.

Commissioner Schaad said that it is kind of an open-end thing with Feigel on the paving and he wondered if any money was left, if they couldn't blacktop this right of way.

Commissioner Ossenberg said that when they get to a little space like this, they don't come under this, that it is more money per hour.

Commissioner Willner said this would be included when they widen St. Joe Avenue.

Commissioner Ossenberg said the E.I.S. Statement should be done on this project by the end of the year and hopefully this will be the first project next year.

Mr. Siebeking said the thing that he was concerned about was that if this portion is done, there are going to be a lot more along there that is going to expect the same thing.

Commissioner Schaad said that since it was going to be done, not to far in the future that St. Joe will be widened, he didn't see any point in spending any money now anyway.

Mr. Siebeking said he would call the gentleman and explain to him that the road project should get underway in the near future, for the widening of St. Joe Ave.

RE: BRIDGE ON ST. JOE AVENUE

Mr. Siebeking said that a Mr. Swanson who is Chief Engineer for Penn Central Railroad Co. and is a new man, was in town last week. He said he was out at the time but that Mr. Swanson did talk to Mr. Ludwick and he said that he is going to start proceedings in finding out whether the Railroad Co. maintains the bridge or not, that it has been hanging in the fire for a long time and no one really knows what is going on. He said that if the Railroad isn't going to maintain it, he will start proceedings to turn the bridge over to the County.

He said that the opinion Mr. Swanson left him with was that he still thinks it is the responsibility of the Railroad Co. to maintain the bridge but he is going to check it out and find out where they stand as well as where the Commissioners stand on the maintenance of the bridge.

He said that another car went through it Saturday evening and landed on the first ledge underneath and the guard rail is down so they have flares and barricades up now out there.

He said that they did some minor repairs on the floor last week so he thought the only thing they could do would be to wait until we hear from Mr. Swanson on the guard rail. He said he will contact the Indianapolis office to inform them of the accident and we will have to play it by ear. He said if he hears anything more on the matter, he will inform the Commissioners of it.

RE: LAKEVIEW RIDGE DRIVE ACCEPTED FOR MAINTENANCE

Mr. Nussmeyer said that the request for the County to accept Lakeview Ridge Drive in Lakeview Terrace #2 was before the Commissioners in April of this year and was turned down but that Mr. Kempf has now complied with the requirements and he recommends that it now be accepted.

Commissioner Schaad moved that Lakeview Ridge Drive be accepted by the County for maintenance. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to cut into the shoulder on Boonville-New Harmony Road to bury a telephone wire.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: ROAD PLAN FOR ASPEN DRIVE

Mr. Nussmeyer submitted plans for Aspen Drive which is the Citizens Realty Subdivision off Oak Hill Road.

He said they are now taking the drainage back.

Commissioner Ossenberg said this is where they had mud problems and Citizens Realty came in and made a vast improvement and the drainage has been taken care of.

Mr. Nussmeyer said these plans are for the approval of the street and road plan and he recommends their approval.

Commissioner Schaad moved that the plans be approved. Commissioner Willner seconded the motion. So ordered.

RE: EXTRA WORK AGREEMENT #2...SMITH DIAMOND ROAD

Mr. Nussmeyer presented plans and a change order for Smith Diamond Road at the bridge. He said they have rip rap under the bridge and they have had high water down there so they haven't been able to get any grass to grow out there and they are asking for a change order of \$4,800.00 so they can rip rap the entire thing and he said that he has the money.

There was an extra work agreement #1 previously in the amount of \$1,910.00 so this will change the original contract price of \$199,999.99 to \$206,709.99.

Commissioner Schaad moved that the extra work agreement #2 of \$4,800.00 be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT ON NURRENBERN ROAD HELD UP

Last week, Mr. Nussmeyer presented the contract from Staub Brothers, this being the low bid, on RC-3-75, Reconstruction of Nurrenbern Road, West from Old Feederson Road

to Red Bank Road and the L & N Railroad Co. agreed to re-write the right of way easement and the agreement was expected this week but Mr. Nussmeyer said they haven't received anything from L & N yet. He said he talked to them Thursday and they said it was in the mail.

This matter will be held up until the agreement is received.

RE: CLAIM

A claim was received from Mr. Dressback for expenses in traveling to Indianapolis and representing the County Commissioners at a reception pertaining to Convention business for Vanderburgh Auditorium & Convention Center, in the amount of \$81.99.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

BRENDA SUE CASE.....1108 Edgar St....Pigeon Twp.....Mrs. Walters, Investigator

Mrs. Case requested food stamps and was refused because the Trustee said she had sufficient income to meet her needs.

Mrs. Case said she got an A.D.C. check of \$250.00 and she paid out \$230.00 for rent, Gas & Electric and a deposit to move into a bigger apartment and she said she needed help on her stamps which will be \$53.00. She said she borrowed \$6.50 to go with the \$20.00 she had left to get half of her food stamps and she asked if the Trustee couldn't help her to get the other half which is \$26.50.

Mrs. Case showed the Commissioners receipts she had for bills she paid out of her check. She said that she won't have to pay the \$50.00 again next month that she paid out for part of the deposit on her present residence, that she would only have to pay her rent and her Gas & Electric bill. She said her rent is \$95.00 per month.

Commissioner Ossenberg asked Mrs. Case how much she paid the Gas Company.

Mrs. Case said she paid them \$45.68 which was an old bill and it had to be paid before they would turn the Gas & Electric on.

Commissioner Ossenberg said that according to the report, she owed them a total of \$103.75 and asked Mrs. Case if she paid \$50.00 toward her rent.

Mrs. Case said the \$50.00 was on the \$100.00 deposit, that the landlord is letting her pay \$50.00 this month and \$25.00 for the next two months on the deposit and she paid this month's rent of \$95.00.

She said she got the \$6.50 on her food stamps from the Salvation Army. She also said that her husband is in the process of getting on Social Security and has an appointment next month to go to their doctor for an examination.

Mrs. Walters said that Mrs. Case was in the Trustee's office on September 29 and that she was living in an apartment for \$80.00 per month including utilities and she wanted to move into an apartment for \$95.00 per month plus utilities. She said she wanted to try to get Mrs. Case into public housing but she preferred to go into this apartment she now lives in, also that she thought she would be able to handle her bills on \$250.00 per month and when she returned to the Trustee's office, she had already moved.

Mrs. Case said that the Salvation Army got her furniture for her.

Mrs. Walters said that Mrs. Case could have had an apartment for approximately \$41.00 per month and it would have included her utilities but she didn't want this and when she came back in to ask for help on food stamps, she had already moved.

Mrs. Case said the reason she didn't want to move into public housing was because her husband is sick and his nerves are shot, that he has been in and out of the hospital five times since February and that he has to go back again and he needs rest & Quiet, also that she has heard some pretty rough things about some of the people that live in the housing projects.

Commissioner Ossenberg said he can't see her moving from an \$80.00 per month apartment which includes utilities, to a \$95.00 per month apartment plus utilities. He said

he recalled that the Commissioners instructed the Investigator, on September 29, to look into the possibility of Mrs. Case and her family moving into public housing and he really can't see how she will make ends meet when she is adding additional expense, that she is adding \$15.00 move for rent per month and she will probably come up with a \$30.00 to \$40.00 bill for Gas & Electric and all he can see is that she will be back here again and again and while the Commissioners like to help, it is getting to a point where the Pigeon Township Trustee is asking the County Council for \$110,000 to make ends meet and that Mrs. Case didn't comply with anything the Commissioners had asked her to do and apparently she had already moved.

Mrs. Walters said that Mrs. Case moved within a week after appearing before the Commissioners on September 29th.

Commissioner Willner said he agreed with what Commissioner Ossenberg said one-hundred percent.

Commissioner Schaad said that when Mrs. Case was before them, the Commissioners made recommendations and she ignored them and did what she wanted to so he didn't see how the Commissioners could help her now.

Commissioner Willner asked Mrs. Case if her husband has a service-related disability.

Mrs. Case said her husband is a veteran and has a honorable discharge and that he was discharged because of his nerves.

Commissioner Willner asked if Mr. Case got a pension.

Mrs. Case said that he isn't getting it yet but that they have applied for it, about three months ago but they haven't heard anything as yet. She said that her husband made application for it at the V.A. Hospital in Marion Illinois.

Commissioner Ossenberg asked Mrs. Case if she has contacted the local Veteran's Service to see if they could expedite it.

Mrs. Case said that she hadn't.

The Commissioners agreed that Mrs. Case should look into this possibility.

Commissioner Willner moved that the appeal of Mrs. Case be denied. Commissioner Schaad seconded the motion. So ordered.

KATHERINE FREELS918 S. Elliott St....Pigeon Twp...Mrs. Vitatoe, Investigator

Mrs. Vitatoe appeared since there was a question of what happened to Ms. Freels unemployment checks. She had said that she hadn't received eight of them so Mrs. Vitatoe sent for a transcript which has now been received. She said that she received the transcript and that all eight of the checks were mailed out. She said that she also called the Gas. Co. and found that Ms. Freels had paid \$27.05 on her gas bill and that she has purchased her food stamps this month. She said that if Ms. Freels comes back in, this will be considered purjury since she falsified an affidavit.

Commissioner Ossenberg said that he was very curious as to whether she has had those three telephones removed, also that if Ms. Freels comes in to the Trustee again, she has no right to appeal in front of the Commissioners.

Ms. Freels had appeared last week and requested that her utility bill be paid, but was denied assistance because the Trustee thought she had enough of an income to pay her bills and hasn't been doing so.

RE: MR. NELSON. ... RIGHT OF WAY ON HWY. 41 NORTH

Mr. Nelson presented a right of way that Area Plan requested on rezoning on Hwy. 41 North and he said it has taken some time because some of the Board members were away. He said the Surveyor's office has accepted it and it now needs the signatures of the Commissioners. He said this is property owned by Tri State Youth for Christ and they have the first track of property on Boonville-New Harmony Road and what they wanted to do was give any properties that develop up the road, some access without cutting down on Highway 41.

Commissioner Schaad moved that it be approved.

Commissioner Willner said he has reservations on this since the access that they were asked to give was not done freely of their own will but as a means of retaining zoning and he disagrees one-hundred percent. He said this seemed like blackmail.

also that the back property belongs to a gentleman who already has access on Hwy. 41 and he doesn't know what the future holds for this piece of ground but it is kind of a ticklish subject with him and he isn't sure what he wants to do.

Commissioner Schaad said it is just like on Lynch Road, in comparison, that when that was all rezoned, the Area Plan said they would rezone it, if they were given the right of way so they could have some road and he thought this was planning, he didn't think it was blackmail, since he thought they needed some requirements or restrictions and if they want to build an Industrial Park, then they should have the land to build a road in the future if it is needed. He said they don't have on Lynch Road and look at the problem they are in. He said he thought if they had the same planning then that they have now, this and other problems could have be avoided.

Commissioner Willner said he agrees with this, especially on Industrial Parks but that this is not an Industrial Park, that it will be a church and a youth retreat.

Mr. Nelson said this is with the potential of an auditorium with a 3500 seating capacity and some other uses and it was their feeling that on Highway 41, most of that property is prime Industrial land and makes it rather difficult for them to develop it into a type of Industrial Park.

He said the state could come along at a future time and not give them access on Hwy. 41 and this is in their thinking so it is a kind of thing where the guy at least gets an option.

Commissioner Willner said this is all well and true, that it puts them in a bad light too, that they are going to build a church and an auditorium for church purposes and then if and when there is a zoning next to them, they have given part of their ground to put a zoning next to them that they don't even want.

Mr. Nelson said the comprehensive plan shows that area to be Industrial and they do this as a condition to get it rezoned.

Commissioner Willner said they owned this land a long time before there was any comprehensive plan to do anything with Hwy, 41 and whether it is considered prime Industrial land or not, the owner should have something to say about this property.

Mr. Nelson said he thought they do have something to say about it but that there is point of a tract other than this, that has been rezoned recently for heavy commercial and Industrial and he thinks that over a period of ten years, he thought they would see it go this way.

Commissioner Schaad said this could work into a national organization since this is what they are working for and there isn't a way to move the traffic in and out of there.

Commissioner Willner said they have two entrances off, that Tri State Youth for Christ has one on Highway 41 and also one on Boonville-New Harmony Road.

Mr. Nelson said they had their attorney to check the law as to when this request was arbitrary and when it was reasonable and the definition that there have been some cases where they were upheld and some denied and he thought that anytime someone proposes a auditorium with a 3500 capacity, that there will definitely be an increase in traffic.

Commissioner Willner said he agreed with it in other situations but he has a problem with this one.

Commissioner Ossenberg said that he went on the City Council in 1964 and this was standard procedure, with the necessary right of way dedicated and it was just purely for planning.

Commissioner Willner asked what would happen if they refused to give this easement.

Commissioner Ossenberg said he didn't know what would happen because no one refused to give it but we can sit here and ask for the dedication of people and he thought what was good for one was good for all.

Commissioner Schaad said he didn't know how they could plan for the future without getting proper right of way to build future roads, should the need exist.

Mr. Nelson said the only visible thing that he can see is the difference between the way Hwy. 41 is now developed on the other side of the river in Henderson where it is tough to get through there due to all the entrances with people pulling out and

turning and what is involved there and what could be involved here where they have the chance to require the frontage road and some right of way to prevent that type of thing from happening.

Commissioner Willner said he isn't sure that this is good planning because if they look at it, they are putting an entrance parallel to a Railroad track.

Mr. Nelson said the entrance isn't parallel to the Railroad track, that the right of way runs parallel to the Railroad tracks but then it swings back into the middle of the property and they still have 50 feet to go before they get to the Railroad.

Commissioner Willner said this isn't going to help the congestion at the intersection at all, in fact, it will make it worse.

Mr. Nelson said that it was the applicants decision that they would prefer, if a right of way was going to be dedicated, that it would be off the back part of the property and could fit in to the overall design of the frontage road without any problem, that they preferred it to be on the back rather than on the front and Area Plan went along with it.

Commissioner Willner then seconded the motion. So ordered.

The meeting recessed at 10:35 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

Thomas Swain

Margie Meeks

COUNTY COMMISSIONERS MEETING OCTOBER 20, 1975

The meeting of the County Commissioners was held on Monday, October 20, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County owned surplus property today. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY ELECTION BOARD

Leslye Miller	2715 Washington	Ballot Assem. Mach.		
Susan Stinsen	320 Monroe	Ballot Assem. Mach.	\$2.16 Hr.	Eff: 10/20/75
Mabel Winkler	7608 E. Chandler	Cl. Asst.		Eff: 10/20/75
Doris Wolfe	3029 W. Virginia	Cl. Asst.		
Jack Jacksen	835 Madison Ave.	Ballot Assem. Mach.	\$2.16 Hr.	Eff: 10/20/75
John H. Marxhall	3374 W. Michigan	Ballot Assem. Mach.	\$2.16 Hr.	Eff: 10/20/75
Fred Reeder	R.R. # 4	Ballot Assem. Mach.	\$2.16 Hr.	Eff: 10/20/75
Earl Goodwin	811 N. Governor	Ballot Assem. Mach.	\$2.16 Hr.	Eff: 10/20/75

RECORDERS OFFICE

Jeri L. Garrison 4301 Cherry St. Mtg. & Release Dep. \$5,461.14 Yr.Eff: 10/6/75

COUNTY HIGHWAY DEPARTMENT

Stephen H. Hunter 1107 Westchester Laborer C.E.T.A. \$3.63 Hr. Eff: 10/20/7

AREA PLAN COMMISSION

Mary E. Keown	1134 Stanley	Secretary	\$5,886.00 Yr.	Eff: 10/20/75
COUNTY TREASURER				

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Peggy Atherton Anita J. Sawyer	2618 Vogel Rd. 5404 Cunningham	Extra Clerk Extra Clerk	\$15.00 Day \$15.00 Day	Eff: 10/27/75 Eff: 10/27/75
Margaret Baylor	R.R.7 Box 220-C	Extra Clerk	\$15.00 Day	Eff: 10/27/75
Sheryl Gunn Nadine Triggs	1325 Bayard Pk. 1313 Stinson Ave.	Extra Clerk Extra Clerk	\$15.00 Day \$15.00 Day	Eff: 10/27/75 Eff: 10/27/75
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RE: EMPLOYMENT CHANGES....RELEASES

COUNTY ELECTION BOARD

Leslye Miller	2715 Washington	Clerical Asst.	\$2.16 Hr.	Eff: 10/20/75
Susan Stinson	320 Monroe	Clerical Asst.	\$2.16 Hr.	Eff: 10/20/75

VOTERS REGISTRATION OFFICE

Edna Henry	3904 Clement	Clerk	\$15.00	Day	Eff:	10/16/75
Marie Lurker	2100 Schutte	Clerk	\$15.00	Day	Eff:	10/16/75
Sally Ziccard	i 2675 W. Oregon	Clerk	\$15.00	Day	Eff:	10/16/75
Mabel Winkler	7608 E. Chandle:	r Clerk	\$15.00	Day	Eff:	10/16/75
Virginia Robin	nson 909 Meyer	Clerk	\$15.00	Day	Eff:	10/16/75
Margaret S. B.	laxton 8209 01d	State Clerk	\$15,00	Day	Eff:	10/16/75
Norma Pittman	1115 Mary St.	Clerk	\$15.00	Day	Eff:	10/17/75

COUNTY BOARD OF REVIEW

Nancy Kukendall Hogue Rd. Clerk \$15.00 Day Eff: 8/21/75 Georgiana Leatherland 1819 Short Reichman Clerk \$15.00 Day Eff: 10/10/75

COUNTY HIGHWAY DEPARTMENT

William M. Ramsey 217 E. Columbia St. Laborer -C.E.T.A. \$3.63 Hr. Eff: 10/20/75

RE: DAM 48 PROPERTIES

Mr. Bernard G. Schenk appeared before the Commissioners to discuss the possibility of Vanderburgh County getting another natural park at Dam 48. He submitted the following letter to the Commissioners:

Gentlemen:

You have received previous correspondence from me related to this property hoping you will obtain it for the benefit of the people in Vanderburgh County and others.

It is my hope that the County Commissioners will recognize a wonderful opportunity and agree to sign this lease,

Respectfully yours, Bernard G. Schenk
President of the United Savings Association

Mr. Schenk also submitted copies of correspondence relating to this matter. He said that Dam 48 is on Old Henderson Road in Vanderburgh County.

Commissioner Ossenberg said that Burdette Park Board was trying to secure the same thing as Mr. Schenk and Mr. Schenk successfully got it for a lease of \$1.00 per year and he would like for Vanderburgh County to take over the park and he thought the Commissioners responsibility there is the Insurance.

Mr. Schenk said it consisted of 23.7 acres and he thought it would be a wonderful opportunity for the citizens to use it for fishing, boats and picnic area. He said there is 1200 feet of fishing area into the river and that this is all available if they can stop the Corps of Engineers from the demolition of the esplanade and land lock wall at the lock and Dam #48 of the Ohio River. He said that Vanderburgh County has first priority other than the State of Indiana and that the lease is a short term lease of one year which can be renewed. He said they couldn't interest anyone else in this so they put his name on it, that they would like for the county to have it.

He said he had a conversation with Colonel Ellis of the Corps of Engineers and that he is to inform him as to what the County's position is in this matter. He said that according to information from GEBOJA, Inc. in that if the existing structure had to be replaced at today's cost, it would be in excess of \$3,135,000.00 to replace the existing structure of the esplanade and bank lock wall. He said the County can try it out a year or two and if it doesn't work out, they can give it back.

He again said that he would certainly appreciate the Commissioners accepting this lease.

Commissioner Willner said that he has traveled down there to see this installation and that he was very impressed with it, also that he would like for the other Commissioners to go with him and two Engineers to go down and check the installation in order to make a decision.

Mr. Schenk also said that there are ten homes on the property that were formerly occupied by employees of the old locks and dam that could be leased out and to replace these houses, it would cost at least \$20,000 per house, so they would have approximately \$12,000 per year income from them so they wouldn't have much to lose.

Commissioner Ossenberg said that the Commissioners will go out at noon today to look this installation over and they will act on it next Monday which is October 27th. since the County has until the end of the month to decide what it wants to do with the land.

Mr. Schenk asked if could have any indication from the Commissioners at all, so he could call Mr. Ellis.

Commissioner Ossenberg said that as far as he is concerned, if he finds that all the legalities are in proper order, he will give his approval.

Commissioner Schaad said that he didn't see anything wrong with it either but that there are a lot of questions that will need to be answered and there will have to be someone to keep the vandals from tearing it up, but that he thought it is a wonderful opportunity where they have nothing to lose and they can lease it for one year so they can work out all the details.

Commissioner Ossenberg told Mr. Schenk that he thought the Commissioners would go on record in favoring the lease of this land.

A final decision on the lease of this land will be made next week.

RE: ORDINANCE LICENSING MASSAGE PARLORS

The proposed Ordinance for licensing Massage Parlors or Health Clubs was submitted to the Commissioners.

Commissioner Ossenberg said the Commissioners will have the first reading of the Massage Parlor Ordinance at this time and that while this is a first reading, he is sure that everyone is familiar with the concept of this Ordinance due to the fact that it is more or less giving the County the power that the City has and that is in licensing.

County Attorney Stephens said this is an Ordinance that the Commissioners have requested in the licensing of Health Clubs and those people who work in Health Clubs and it provides that permits may be obtained from the County Auditor on a prescribed application form and applications for those who work in Health Clubs can be obtained from the County Sheriff's office on a prepared application form. He said the application forms have been prepared and are in the hands of the County Auditor and the Sheriff.

He said the Commissioners must vote on the first reading today and that they can waive the reading of the entire ordinance if they wish and vote to pass it and then it must be read again, a second time, at the next meeting and thereafter, it must be published twice in it's entirety in a newspaper before it can become effective.

Commissioner Ossenberg asked if there was anyone in the audience who wanted to speak pro or con against this ordinance.

Mrs. Mary Campbell, owner of the Tri State Health Club and Adult Book Store on U.S. 41 North, appeared before the Commissioners and asked whether Massage Parlors now in operation would be given time to comply with the law.

County Attorney Stephens said he would recommend to the Commissioners that all those who are in business now be given a grace period after the passage of the Ordinance in which to comply with the requirements and regulations, which pertain to building standards.

He said that grace period can be elected by the Commissioners as to how much time is necessary and the requirements of the Health Department and the Fire Department should be made familiar to these applicants in giving them time to make sure they can comply with those and he would at this time request that Mrs. Campbell be given a copy of the proposed Ordinance.

He said he thought they would wait until after the second reading and then make a decision on the time necessary for a grace period, also that Mr. Crooks might be able to help them on this because the Building Commissioner's office will be in charge of making sure that the Plumbing Inspector, the Fire Inspector and the Health Department has satisfied him as to the requirements and he didn't know how much time this will take but that this can be discussed after the second reading next week.

Commissioner Schaad moved that the Commissioners dispense with the reading of the 'Ordinance in it's entirety and that the Ordinance be passed on first reading and then, it be brought up next Monday for second and final reading, after which it will be published in the newspaper.

Commissioner Willner seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

RE: REZONING PETITIONS DEFERRED

The following Rezoning Petitions were deferred until next month due to the fact that they weren't submitted to Area Plan in time to be advertised for their October meeting.

F.G. Mattex & G. F. Lang...Premises affected are situated on the East side of Highway 41 at the intersection of Highway 41 and Hillsdale Road. The requested change is from A to C-1. The present use is a vacant restaurant and the proposed land use is a restaurant.

Richard & Edward Bengert...Premises affected are situated on the East side of McCutchan Road, a distance of 881.84 feet South of the corner formed by the intersection of Baseline Road and McCutchan Road.

The requested change is from A to C-1B. The present land use is commercial and the proposed land use is commercial.

A check was received last week in the amount of \$4,686.19 from Hahn & Becker Insurance Agency for settlement of lightning loss of 7/5/75 to the County Garage smokestack and dusk to dawn light.

Mr. Hotz had stated that this was the amount owed to Peyronnin Construction Co. but since there were two other contractors involved and only one check received and since Mr. Hotz is on vacation, this matter will be held up until he gets back so he can check on it.

RE: MR. CROOKS

Mr. Crooks said that about three months ago, he brought before the Commissioners, the condition of property on Spry Road that belongs to Margaret Behme and at that particular time, they gave Mrs. Behme three months to make progress on her home and that period of time has now lapsed and that her property has been re-inspected and he can't see that any progress has been made. He suggested that Mrs. Behme either present a contract of completion or that they

Commissioner Schaad said the Commissioners had given Mrs. Behme three months grace period because she did have financial difficulities due to being robbed but he understood that her property down on the Railroad tracks where she does business, has been purchased by Mr. Kuhlenschmidt and he didn't know if the money had changed hands yet or not but that she should be in a financial position to maybe have done something or at least the Commissioners should have heard from her.

Commissioner Schaad asked Mr. Crooks to call Mrs. Behme and see what she intends to do and find out if she has a contractor to complete the work and that if she doesn't for him to let her know that other action will be taken and for him to report back to the Commissioners next week.

RE: REQUEST FOR TRAVEL

start condemnation procedures.

The following letter was received by the County Auditor and the County Treasurer, from Mary Aikins Currie, the Auditor of the State of Indiana:

Again this year, there will be District Meetings for all County Auditors and County Treasurers. Enclosed is a copy showing when your meeting is scheduled and the location.

The meeting will start at 9:00 a.m. and end at 3:00 p.m.

The instructors will be Mr. Glen Stateler, State Board of Accounts; Mr. Thomas A. Edwards, Board of Tax Commissioners and Mrs. Mary Muellenberg, Auditor of State Office.

This will be a refresher course on Settlements and Abstracts, and the topics as follows: Tax Sale, County Budgets, Investments, Form 49-TC, and the recharge of taxes.

We hope all the counties will attend these meetings, for the Budget Agency has been very kind in appropriating the money for these meetings. "Good Government is Responsible Government".

We will pay for the following:

County Treasurer or a representative.
County Auditor and two representatives.
County Auditor-Elect (\$10.00 per diem & mileage)

The per diem will be \$10.00 per day, and I mileage round trip, for the Treasurer or representative; and I mileage, round trip, for the Auditor's Office.

Mr. John said that his Chief Deputy, Alice McBride and the Chief Deputy of the Treasurer's office, Florence Bruck will travel together and that the meeting will be held in Jasper, Indiana.

Commissioner Schaad moved that Mrs. McBride and Mrs. Bruck have permission to travel to Jasper, Indiana to attend this meeting. Commissioner Willner seconded the motion. So ordered.

RE: SPEED ORDINANCE REQUESTED FOR SCOTT SCHOOL

County Attorney Stephens explained that the Sheriff's Department requested a speed Ordinance at Scott School on Old State Road. He asked Mr. Judd to call Sergeant Allen and ask him what he has in mind concerning the status for the speed limit at Scott School and to let him know so he can prepare the Ordinance.

RE: ORDINANCE FOR SPEED LIMIT ON BERGDOLT ROAD & FOUR-WAY STOP AT MILL ROAD & ST. JOE AVE.

An Ordinance was submitted for a speed limit of 35 miles per hour on Bergdolt Road and a Four-way stop at Mill Road & St. Joe Avenue.

This Ordinance was previously approved by the Commissioners and they signed the Ordinance at this time.

RE: SPEED LIMITS REQUESTED

Commissioner Willner said he has had requests for two speed limit changes and he was holding it up to see if they couldn't get this county-wide speed limit. He said they are for Fleener Road and Wortman Road, but he would like to have a master plan for all the county roads before they congest the county more than it is.

Mr. Judd said that he would check on this and report back to the Commissioners next week, as to if they can override the states by having a county-wide speed limit.

RE: ABSENTEE REPORT ... COUNTY HIGHWAY DEPT.

Mr. Siebeking submitted the absentee report on the employees at the County Garage for the past week.

The report was received and ordered filed.

RE: MR. SIEBEKING....OLD HENDERSON ROAD VIADUCT

Mr. Siebeking said that as of October 16th, the viaduct on Old Henderson Road was officially closed by placing steel guard rails at both ends and that it was his understanding that the guard rail that is on the south side of the approach on the county side belongs to the County and installed by the Commissioners and he wants permission to go in there and take it all out, since it can be salvaged before it is damaged.

This matter was deferred for the present time.

RE: BRIDGE ON ST. JOE ANVENUE

Mr. Siebeking said that the bridge on St. Joe Avenue was repaired and was hit again last Friday or Saturday night. He said he has a crew of men out there today trying to patch it up with their material and he would see what they could do, that if this didn't do right, he would contact them again.

He wondered if it wouldn't be a good idea to place those rumble strips at either end of the bridge.

Commissioner Schaad asked if they hadn't received a letter last week from the Railroad Company, in that they were getting ready to turn the bridge back over to the County, that he suggested last week, that the Commissioners sue the Railroad Co., that he knew they were defunct and broke but never-the-less something has to be done since this bridge can't be made safe as it is, no matter what they do to it.

Mr. Siebeking said the majority of the accidents that happen out there are caused by excessive speed and this is why he wondered if two pair of these rumble strips on each end might help the situation.

Commissioner Schaad said it might help some but that at the same time, this bridge is well guarded and they have signs out there but it is a single lane bridge and it is certainly something we don't need here in Vanderburgh County.

Mr. Siebeking said the signs are in very good shape, that he has checked them at night coming from both ways and the people are well warned of the fact that there is a bridge in front of them but it doesn't seem to help. He said he would keep the Commissioners informed of the action of the Railroad Co.

Commissioner Willner said he was going to make a motion on this at this time and he would like to get some action one way or another since they have had this problem for a long time and it seems that nothing can be done, also he knows that Penn Central is in bankruptcy but the Commissioners aren't asking them for any money, that they are asking them to either get on the ball or to release the property to someone who will.

Commissioner Willner than moved that the County Attorney's file suit against Penn Central and ask for the 300 feet on either side of that bridge to be deeded back to the County.

Commissioner Schaad seconded the motion. So ordered.

RE: STATE CONFERENCE TO BE HELD

Mr. Siebeking said he might be a little early on this but that on December 4th and 5th, there will be a state conference at Indianapolis, of County Officials and weather permitting, he would like the permission of the Commissioners to motor to Indianapolis to attend this conference.

Commissioner Schaad moved that permission be given for Mr. Siebeking to travel to Indianapolis. Commissioner Willner seconded the motion. So ordered.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to make a shoulder cut on North Green River Road to lay telephone lines.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Mr. Ludwick submitted a claim from Feigel Construction Co. for the paving of County Roads in the amount of \$27,395.06. Accounts 506-201-2260 & 201-2260. This work has been approved by Jack Siebeking and Richard Nussmeyer.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

Mr. Ludwick said that Westbrook Court, Bergdolt Road and Hogue Road are completed, also that right now they are 284.16 tons underrun which amounts to \$5,427.45 at this time.

A claim was submitted from Barnett Brothers Inc. for Smith-Diamond Structure #125, Accounts 203-3759.10 & 216-3773, in the amount of \$54,963.34.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: RIGHT OF WAY AGREEMENT FOR NURRENBERN ROAD

Mr. Ludwick said the L & N Railroad Co. hand delivered the Right of Way Agreement to them for Nurrnebern Road and the part that County Attorney Stephens questioned about was deleted supposedly from the Agreement, concerning the signalization and the County's maintenance of the Railroad crossing and he didn't look at it but that County Attorney Stephens might have a few words to say about it.

County Attorney Stephens said he just got it this morning and he would like to wait until next Monday so he can look it over.

He said he will report on it next Monday at the Commissioners meeting.

RE: MR. DAVE EDWARDS....C.E.T.A. FUNDS

Mr. David Edwards said that on October 15th. during a Manpower Office Meeting, the various counties of Southwest Indiana were notified of the under expending of C.E.T.A. funds and that as of September 30th, we in Vanderburgh County have under expended in the Adult Work Experience, Title I funds in the sum of \$2,592.00, Public Service Employment Title 6 in the sum of \$4,757.00, primarily because we were not notified excess funds were available prior to our last submitted plan, and Title II has the sum of \$264.00.

He said the Manpower Office requires that we submit a corrective action plan to the Manpower by October 29th, or we lose the funds. He wondered if he should work with Mr. Siebeking of the Highway Department, Burdette Park and if he should also review the Court slots to see if we should up their pay.

Commissioner Ossenberg said these are areas where they have the C.E.T.A. people.

County Attorney Stephens wondered if they could use this money for a maintenance supervisor or a guard in this Dam 48 proposal.

Mr. Edwards said they could use it any place they choose, that they just have to come forth with a plan.

County Attorney Stephens said he was thinking that if they approve the lease for Dam 48, they will probably need someone down there.

Commissioner Willner suggested that it then be earmarked for Burdette Park because if the Dam 48 lease materializes, it should be under Burdette Park anyway.

Commissioner Schaad asked if they could use all three Titles, I, II and VI.

Mr. Edwards said they would have to use the \$4,757.00 in Title VI monies for one person, up to June 30th. 1976.

Commissioner Schaad said this would probably get someone until June of next year for the proposed recreation area.

Commissioner Schaad moved that Title VI be used for Burdette Park and that an application be prepared. Commissioner Willner seconded the motion. So ordered.

Mr. Edwards said that Title II must be used for salaries and it was suggested that Title II be used in the courts.

Commissioner Ossenberg asked Mr. Edwards to call the courts and see if they might be able to use the \$264.00 in Title II.

Commissioner Schaad wondered if they could also use the \$2,592.00 in Title I for Burdette Park.

Mr. Edwards said he would check it out to see if Title I and Title VI can be put together.

Commissioner Ossenberg said if it can, fine, but if it can't, they will put Title I in the Highway Department.

Commissioner Schaad moved that Title I and Title VI be earmarked for Burdette Park, if possible, and if not that Title I be earmarked for the Highway Department. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

MRS. MILDRED BUZZINGHAM.....2301 Haven Dr....Knight Twp...Mr. Chaddock, Trustee

Mrs. Buzzingham had requested that a hospital bill for her son be paid. Mr. Chaddock submitted the following report:

We feel that we will be unable to assist you at this time. If you would like to discuss it further, please feel free to contact this office.

We did not have an application for hospitalization for your son in September of 1974 or in October of 1974 and we can not go back and pick up your delinquent hospital bill.

Mrs. Buzzingham said the delinquent bill is in the amount of \$3,058.52.

Commissioner Willner said she has a court order filed September 29th, 1975, against Mildred & William Buzzingham from Welborn Memorial Baptist Hospital so they are suing for this bill plus reasonable attorney fees.

Mrs. Buzzingham said she has four children, aged 15 years, 14 years; 12 years and 11 years and that the bill is for her 15 year old. She said that the doctor put him in the hospital with his nerves because she couldn't handle him, that she is divorced and he wouldn't go to school or listen to her at all so he was in the psychiatric ward for five weeks. She said she had Insurance with Bankers Life & Casualty but they would not pay the bill because they boy was hospitalized for his nerves.

Mr. Pike who said he is a neighbor and lives at 750 1/2 E. Franklin St. said that Mrs. Buzzingham tried to work but this is what caused some of the problems since worked nights and there was no one to care for the children. He said she would like to work if there was someone to take care of the children.

Commissioner Willner asked Mrs. Buzzingham if her ex-husband was working.

Mrs. Buzzingham said he is disabled but that she gets \$206.00 of that each month. She also said she is buying her home and only pays \$61.00 per month on it.

Mr. Pike said it was suggested to her by others to sell her home but that if she does this she won't have a place for her and her children to live and they couldn't find any rental property this reasonable.

Mrs. Buzzingham said she also receives an A.D.C. check of \$148.00 per month and she pays \$92.00 for her food stamps per month.

Mr. Chaddock said his problem is that the hospital bill was incurred a year ago and his information is that Mrs. Buzzingham received a lump sum payment of approximately \$1,000.00 during 1974, in addition to a lump sum of about \$4,000.00, totaling \$5,000.00 during that period of time and nothing was paid at that time on the hospital bill. He said in-as-much as their hospital account is practically gone for this year and he has requested additional funds and don't know whether he will get them or not. He also said there might possibly be some assistance through legal aid, and that he didn't know what the situation is with the Insurance Company or why they wouldn't pay the bill, that it seems to him that if it was necessary to put the boy in the hospital, how the Insurance Company can say they won't pay it, and it is something that should be looked into.

Mrs. Buzzingham said she has talked to Legal Aid and she was told that she could sue the Insurance Company and that maybe they would pay and maybe they wouldn't.

Mr. Chaddock said his main concern is that her application was taken when he was out of the city so all he has to go by is the information he has but he thought this would be the recourse to take in the possibility of holding off Welborn Hospital until such a time as the matter can be resolved with the Insurance Company. He said they say they can't pay claims for one reason or another but once they find that legal assistance is forthcoming, they change their outlook.

Commissioner Willner asked Mrs. Buzzingham if Legal Aid would take her case in suing the Insurance Company.

Mrs. Buzzingham said she has talked to them and they have all her papers but they haven't started any proceedings.

Commissioner Schaad asked Mrs. Buzzingham what happened to the \$5,000.00 she had received.

Mrs. Buzzingham said that she spent it on the back bills that she was left with when she was divorced, since everything was in both their names and this was part of the agreement.

She said she has tried to get help from other organizations since she didn't have any money to give the hospital but was unsuccessful. She said she is to appear on the court proceedings today.

Mr. Chaddock asked if there was any way that the court could hold off on this until such a time as Legal Aid can help her.

County Attorney Stephens said that Legal Aid can get her an extension of time.

Commissioner Schaad moved that this case be referred back to Legal Aid to see what they can do to work it out and they can delay the legal action by the hospital until they see if something can be done with the Insurance Company, and if not, Mrs. Buzzingham can come back before the Commissioners.

Commissioner Willner seconded the motion. So ordered.

Mr. Chaddock said he will work with them in anyway he can.

RE: VOTING PLACES SET

31.1

Commissioner Ossenberg said that since October 25th is the last day the Board of County Commissioners can fix voting places for City Elections and they must be advertised ten days before the Election by one publication in two newspapers of general circulation, he would submit these voting places for all wards with the exception of one precinct in Ward 6 that is yet to be reported, however, he said this should be in and he would like a motion that they be published.

Commissioner Schaad moved that the County Auditor be authorized to advertise these voting places for the City General Election to be held on November 4th. 1975, subject to Ward 6...Precince 27 coming in this week. Commissioner Willner seconded the motion. So ordered.

The meeting recessed at 10:45 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

William Stephens Thomas Swain

Secretary:

Margie Meeks

Cham hi. Odne

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING OCTOBER 27, 1975

The meeting of the County Commissioners was held on Monday, October 27, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

COUNTY AUDITOR

Delores Gugin 7800 New Harmony Rd. Clerk \$5,719.79 Yr. Eff: 10/27/75

BURDETTE PARK

Scott Brinkley 201 Glenview Security \$2.00 Hr. Eff: 10/21/75

COUNTY ELECTION BOARD

Virginia Robinson 909 Meyer Ave. Clerk Deputy \$2.16 Hr. Eff: 10/21/75

RE: EMPLOYMENT CHANGES....RELEASES

BURDETTE PARK

Steve Lovell 615 S. Barker Security \$2.00 Hr. Eff: 10/17/75 Shirley Fulton 1405 Cumberland Grounds \$2.00 Hr. Eff: 10/23/75

COUNTY ELECTION BOARD

Mary Jo Mooney 105 N. Oakland Clerk Deputy \$2.16 Hr. Eff: 10/21/75

AUDITORS OFFICE....LEAVE OF ABSENCE

Dorothy Wilson 603 N. St. Joe Ave. Clerk \$5,719.79 Eff: 10/27/75

Curt John explained that Dorothy Wilson is in the hospital and at present, it isn't known how long it will be before she will be able to come back to work.

RE: ORDINANCE LICENSING MASSAGE PARLORS....SECOND READING

Commissioner Ossenberg explained that the Commissioners dispensed with the reading of the Ordinance last week and passed it at that time on First Reading and the Second Reading to be taken up at this time.

He asked if there was anyone in the audience who wanted to remonstrate at this time.

Mr. John Clouse appeared on behalf of Ms. Kaye Poncia who is the manager of Kay's Health Club on Highway 57. He said he saw the Ordinance for the first time this morning and that there were several things that would cause Ms. Poncia to make some rather substantial changes in her club and he asked if the Commissioners couldn't see fit to have a period of grace before enforcing the Ordinance so she could make some effort to comply, since it is quite lengthy and in his opinion, as a lawyer, if he thinks that part of it is not legal, he would like to have some opinions on it. He said that everyone who is in business has problems, no matter what their business might be, so he asked that the Commissioners be as generous as they can in giving her the opportunity to comply.

Mr. Don Ewers appeared on behalf of Ms. Mary Campbell, owner of the Tri State Health Club on U. S. 41 North.

He said he would also request some form of grace period, since Ms. Campbell has some twelve employees whose families livelihood depend on their jobs.

Commissioner Ossenberg said that the Commissioners went on record last week, that there would be a grace period but didn't announce the period of time as yet.

Commissioner Schaad moved that the grace period be for thirty days from this date forward, which will terminate on November 27th. 1975.

Commissioner Willner seconded the motion. So ordered.

Commissioner Willner moved that the second reading of the entire Ordinance, 75-VC-1 be waived.

Commissioner Schaad seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

Commissioner Willner then moved that Ordinance 75-VC-1 be approved as written. Commissioner Schaad seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

Commissioner Schaad moved that the Auditor be authorized to advertise the fully executed Ordinance two times, one week apart in both newspapers.

Commissioner Willner seconded the motion. So ordered.

RE: DAM 48 PROPERTIES

Mr. Bernard Schenk had appeared before the Commissioners last week to discuss the possibility of the County leasing the Dam 48 properties for a recreation area facility. The Commissioners thought it sounded like a good idea but said that there's a lot of questions that needed answering on it and they would again take the matter up this week.

Mr. Charles Brand, the Chief of Leasing for the Corp of Engineers appeared today and said he came down to answer any questions that he could on the matter, also that before a lease could be made out, the Corp of Engineers would need to know for what purpose the property would be used.

Commissioner Willner said if his memory served him right, Mr. Bernard Schenk did have an application sent to him by someone from the Corp of Engineers and he thought the only thing they needed to change was to cross out Mr. Schenk's name and replace it with Vanderburgh County and to use that lease.

Mr. Brand said there would be a few other changes such as the Insurance, also that Mr. Schenk had proposed leasing the ten houses on the property and he didn't think they could be rented.

Commissioner Willner asked if the houses could be rented out on a weekly or a daily basis.

Mr. Brand said this might be possible for recreational purposes. He said he didn't think they intended to lead Mr. Schenk to believe that these houses could be leased either.

Commissioner Schaad said this isn't the impression he got, that they were down there with Mr. Schenk and he read the lease and it did say the houses couldn't be sublet unless they had written permission from the Corp and Mr. Schenk had said there would be no problem, that it was just a matter of sending the Corp a letter of request to get permission.

He said, for example, he understood that someone was interested in opening a restaurant in their operation center and Mr. Schenk had said there would be no problem. that they would just have to request it and it could be leased out as a restaurant to serve the campers.

Mr. Brand said he thought it could be leased as a restaurant to serve the people in the park.

County Attorney Stephens said that suppose the County wanted to lease or rent one of the houses to a person who wanted to bring his family down for the weekend to fish and to camp and asked if this would be within the permissive area of the Corp of Engineers use of the property, since it would be in conjunction with a recreational use.

Mr. Brand said this has never been done but they do allow camp site rentals and it is usually on a one or two week basis and they may conceivably say this is for a recreational purpose but having to clean up a house after a one or two week rental, he couldn't see where this would be profitable, since someone would have to be hired to clean it up.

Commissioner Schaad explained to Nr. Brand that the County has Burdette Park which has a number of cottages and they are leased out for short periods of time to people who want to enjoy the facilities.

Mr. Brand said he thought this type of leasing could be considered but to lease as a home for the year round wouldn't be feasible.

Commissioner Schaad said that Mr. Schenk has talked to someone about the lease and he thought that Mr. Schenk would be here this morning.

Commissioner Willner said that Mr. Schenk does have a letter to the effect of subleasing the houses from the Colonel and it does say that with their permission, this would be allowed.

County Attorney Stephens also pointed out that the lease can be terminated by either party on a ten day notice.

Commissioner Willner asked if it was the Corp of Engineers ultimate plan to dispose of this property and would a governmental unit have the first opportunity at it.

Mr. Brand said this is true and that they would like to see the County lease the property for public recreation and if it is leased on a long term basis, they must have an application with at least a five year plan of development and state the source of the financial backing and the number of employees that will be employed to take care of it.

He said that since they haven't had an application for a long term lease, the lease they are talking about now is a short term care and custody lease of the property and if this type of lease is applied for, they will proceed to dispose of the property and this will be reported to G.S.A. and that Vanderburgh County would be submitted as an interested party.

Commissioner Willner said as he understands from what Mr. Brand is saying, that Vanderburgh County can now apply for a long term lease.

Mr. Brand said this is correct.

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Commissioner Schaad said he agreed that the County lease it on a short term basis of one year at the present but he thought they should have a plan and the money before they apply for a long term lease.

Mr. Brand said that the Corp would send the County a new lease for the Commissioner's consideration and they could then sign it and return it to them.

County Attorney Stephens asked, if the Commissioners adopted a resolution indicating an interest, if this would give them sufficient time to prepare a lease and send it to the Commissioners.

Mr. Brand said he would try to have it down here next week.

Commissioner Schaad said that when they were down there and met with the other men, he found that they were not only going to take out the dam structure itself but they were going to take down everything and they asked them not to do this because the County would like to retain it as it is, so he was told that they would just hold off on it for the time being to see what happens, because we don't want it torn out and it could save the government some money and it would be of an advantage to the County to leave it there, so this is why something needs to be done quickly.

Mr. Brand said that some people think that the wall there is a safety hazard because there is a drop off of approximately twenty feet.

Commissioner Ossenberg said that the Burdette Park Board pursued trying to obtain this particular piece of property and that the Southwest Indiana Kentucky Regional Council of Governments investigated this and he received a letter of October 23rd from the Regional Planner who is in charge of this particular project, stating that Vanderburgh County would be eligible to obtain this property.

Commissioner Willner moved that the Commissioners tentatively approve the \$1.00 per year lease and the term of a one year lease and to ask the Corp of Engineer's to send us an official application for said property.

Commissioner Schaad seconded the motion. So ordered.

Commissioner Willner said that Mr. Ray Alderson from the National Campers & Hikers Association is present and he asked if Mr. had anything to say to the Commissioners.

Mr. Alderson said that he would like to offer the local Chapters services and said they would be more than willing to help in any way they can.

Mr. Walter Pang who is the Project Manager for the Corp of Engineer's was also present at today's meeting.

Commissioner Schaad said that Mr. Pang's office is here in the Federal Building but that Mr. Brand's office is in Louisville Kentucky.

The Insurance was discussed and County Attorney Stephens said the County would have to have Insurance and he thought the least requirement to be \$300,000.00 per person or \$1,000,000.00 for accident and he thought this to be the County's present general liability coverage.

Mr. Brand said he would do his best to have the lease for next Monday's meeting.

The following is the letter that Commissioner Ossenberg received from the Regional Planner that was written October 23, 1975:

Dear Commissioner Ossenberg:

We received the enclosed letter from Atlanta concerning transfer of federal land to local governments for use as parks. We contacted Mr. Bob Wilson and he indicated that the old Dam 48 site could fall under this program. He also told me that the people to contact for Indiana would be either Mr. Gene Shaff (extension 3249), or Mr. Gordon Atkin (extension 3245) at the Ann Arbor office of the Bureau of Outdoor Recreation, (313) 769-3100.

If we can be of any further help, please contact our office.

Sincerely, Carl Eric Leivo, Regional Planner-in-Charge

The enclosed letter from the Bureau of Outdoor Recreation Southeast Regional Office in Atlanta, Georgia, reads as follows:

Gentlemen:

We are aware of properties being managed by various Federal agencies which may have the potential of providing recreational opportunities to the public, provided there is no conflict with the site's project purpose. Our objective in this matter is to open to the public under-utilized portions of Federal properties or facilities having a significant and public recreational potential, and provided that such acreage is not available for transfer under "The Legacy of Parks Program."

When Federal properties are not available for transfer and Federal management i not required, appropriate steps may be initiated to transfer management of potential desirable recreation acreage to State and/or local governments through a cooperative agreement.

The potential for transfer of management from a Federal agency to State or local governments would be contingent on a non-Federal agency's willingness to operate and maintain the site, and the existing need for the facility or area.

Our office has been communicating with regional Federal land management agencies in order to be more knowledgeable of their resources and ongoing recreational programs. Some of the agencies we have contacted are: The Department of Defense, Department of Agriculture, Department of the Interior, and Department of Housing and Urban Development.

If you have an interest in any Federal property that may be suitable for your recreation needs, please contact Bob Wilson or Chuck Schuler at 404/526-4538. They will be happy to assist you in the aforementioned management possibilities and to clarify any questions that you may have.

Sincerely yours, Robert M. Baker, Regional Director

RE: OMICRON PROPERTY DISCUSSED

Mr. Benjamin Buente appeared on the Micron Property on Hwy. 41 and Mt. Pleasant Road. He said that on Baumgart Road on the east side of the property has this ditch and that Mr. Nussmeyer has requested that they give the County the Right of Way to establish a new ditch and fill up the old ditch for the purpose of better drainage.

Commissioner Willner asked how much money they were talking about.

Mr. Nussmeyer said he judged the total cost to be between \$75,000 to \$100,000.00.

Commissioner Schaad asked where the money would come from to do this work.

Mr. Nussmeyer said that it would come from the Bridge Account. He presented the plan and explained that they are eliminating one bridge by the relocation.

Commissioner Ossenberg said that maybe he had better explain, in that Baumgart Road will have a new bridge, that this is the drainage part and they have it out of the Bridge Account, that it is justifiable and this was two requirements of two new industries in locating and providing jobs for the citizens of Evansville. He said one has been announced and the other will be announced.

He said it would create more employment and in discussion with the City people, Industrial Burch Foundation, etc., he thought with the creation of new jobs and new industry, that this was a worthwhile project.

Mr. Rohner looked at the plans and said he was interested in it because his daughter lives on Baumgart Road. He asked if the buffer zone extended past Mt. Pleasant Road.

Mr. Nussmeyer said it would be about 700 feet south of Mt. Pleasant and north of Heinlein Road.

Commissioner Willner said that something needs to be done in this area but he would like to be sure that this will alleviate the problems in the area. He asked if they wouldn't need a bridge on Heinlein Road for drainage.

Mr. Nussmeyer said no, that they would put a good size pipe in there.

After further discussion, Commissioner Willner said it sounds wonderful but that he doubts that they can do all this for \$100,000.00.

Commissioner Schaad moved that this matter be taken under advisement so they can further check on the project.

Commissioner Willner said he would like to see the Soil Conservation Service come in since he would like some assurance as to what percent of problems would be alleviated and if it is warranted.

Commissioner Willner then seconded the motion and asked for a set of the plans. So ordered.

The Commissioners agreed to go out and look at the site.

Mr. Nussmeyer said they estimated about a twenty-five foot easement.

Commissioner Willner said they talked about maintenance and it was mentioned that they maintain it out of the bridge fund and he doubted that this was legal. He wondered if they could get the property owners to maintain it.

County Attorney Stephens said they had a meeting a couple of years ago out at Burch and that there was some discussion of establishing a Voluntary Drainage Corporation and he supposed this idea just evaporated, that they were going to contribute to the cost and then take care of their own maintenance.

Commissioner Willner said that is correct and if the County is going to stand the total cost here, he sees no reason why they can't maintain it themselves. He asked Mr. Buente if he would ask his Corporation if they could come up with some type of maintenance plan for next week.

Mr. Buente said he is suppose to try to collect some Right of Way damages and that they are going to have a meeting Thursday night and he will find out.

RE: ACCEPTANCE OF LEXINGTON STREET REQUESTED

The following letter was received by President Ossenberg from Joseph H. Harrison, an Attorney for the Kauai Corporation:

Re: Dedication of Lexington Street Kauai Industrial Park Vanderburgh County, Indiana

Dear Sir

On behalf of Kauai Corporation, the subdivider of Kauai Industrial Park, a subdivision of a part of the Northwest Quarter of Section 12, Township 6 South, Range 11 West of the Second Principal Meridian according to the recorded plat thereof recorded in Plat Book "K", page 166 in the Office of the Recorder of Vanderburgh County, Indiana, we respectfully request the Board of Commissioners of Vanderburgh County, Indiana, to accept the dedication of Lexington Street, as laid out and described upon the plat of said subdivision. Lexington Street has been constructed in accordance with all requirements and standards imposed by the County as a condition for public streets and roads within the County, and for the acceptance and maintenance thereof by the County. Lexington Street has been heretofore dedicated to the public by appropriate language endorsed upon the plat of said Kauai Industrial Park at the time of the recording of such plat, and at the time of the full and undivided ownership of real estate comprising said subdivision by Kauai Corporation.

Kauai Corporation therefore respectfully requests the acceptance of Lexington Street, lying within the said Kauai Industrial Park, by the Board of Commissioners of Vanderburgh County, Indiana, for maintenance for the use and benefit of the public.

Very truly yours, Joseph H. Harrison of

Bowers, Harrison & Kent, Attorneys for Kauai Corporation

Commissioner Willner moved that this matter be referred to the Surveyor's office for checking and recommendation.

Commissioner Schaad seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was received from American States Insurance Co. on the insured, Larry Aiken Management on a Theatrical Performance whereby they leased the Auditorium to perform.

Certificate received and ordered filed.

RE: STORM DRAINAGE EASEMENTS UPPER MT. VERNON RD. & BOEHNE CAMP RD.

The following letter was received from Andy Easley Engineering:

Gentlemen:

Our firm is in the process of designing storm drainage improvements for a proposed subdivision to be constructed on a Forty Acre parcel of property formerly owned by the Helfrich family, located on the North side of Upper Mt. Vernon Road at Boehne Camp Road.

Enclosed is a copy of a map marked to show a drainage ditch we have proposed to be constructed as part of the drainage improvements for this subdivision. The proposed ditch would intercept a large quantity of storm water that normally flows onto the property from the off site drainage area.

If the ditch can be constructed in the manner proposed, it will reduce the volume of storm water on the property by 50%. The existing culvert under Upper Mt. Vernon Road near the Southeast corner of the proposed subdivision, will then be adequated to carry the storm drainage from the property. The proposed ditch across the County owned property will require a new culvert under Upper Mt. Vernon Road. The new culve would be installed by the developer.

It will be appreciated if the County Commissioners would grant our client an easement to construct the proposed drainage ditch.

We are enclosing a legal description and a sketch of the easement required over the West edge of the Parcel of County owned property. If the County Commissioners agree to grant this easement, we will prepare the easement and mail it to you for your approval and signatures.

If you have any questions on this matter, please contact the undersigned.

Very Sincerely, Andy Easley Engineering

R. A. Easley, Jr., P.E.

Commissioner Schaad moved that this matter be referred to the County Surveyor's office for study and recommendation.

Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by the Holiday Inn East of Springfield on Account of Appropriation for the Vanderburgh County Sheriff's Department for lodging expenses of John Crosser when he attended special schooling in the amount of \$104.83.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Robert Hertzberger of Burdette Park for lodging incurred at the Roller Rink Operator's meeting on 9/22/75 in the amount of \$21.94 and a Mileage claim in the amount of \$56.00, a total of \$77.94.

Commissioner Schaad moved that the claim for lodging and for mileage be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners in the amount of \$6,434.35, for the period of September 15, 1975, to October 14, 1975.

Commissioner Willner moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for Vanderburgh County Travel Expense of the Sheriff's Department for lodging in the amount of \$52.11.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville Urban Transportation Study, Account #130-543.9 in the amount of \$3,724.90. This is the County's share of the E.I.S. statement.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County share of expenditures from August 1 through September 30, 1975 for the Traffic Engineer...14 percent in the amount of \$7,680.65 but this amount was found to be incorrect and the correct amount of this claim is \$5,440.65.

A claim was submitted by the City of Evansville for the County share of expenditures from August 1 through September 30, 1975, for Weights & Measures...42 percent...in the amount of \$1,610.83.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County share of expenditures from August 1 through September 30, 1975 for the Health Department....21.5 percent, in the amount of \$15,181.70.

Commissioner Willner moved that this claim be approved for payment. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County share of expenditures from August 1 through September 30, 1975 for the Department of Public Purchasing... 50%, in the amount of \$3,077.29.

A claim was submitted by the City of Evansville for the County share of expenditures from August 1 through September 30, 1975 for the Building Commission....40 percent, in the amount of \$9,293.26.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT CHANGE ORDER

A change order was submitted by Deig Brothers Lumber & Construction Co. Inc. on the project of Burdette Park Recreation NW in the amount of \$8,568.34 as increase and the total adjusted contract price to date thereby is \$122,337.34. This was recommended by Leo Weiss of Engineer associates.

Commissioner Ossenberg said that it was previously approved that part of the money available would be paid to Deig Brothers and part of it to Engineer Associates and then the balance owed to Deig Brothers to be paid at the beginning of next year.

Commissioner Schaad moved that the change order be approved. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks said that last week it was agreed that he contact Mrs. Behme about the house at 8314 Spry Road since she hasn't made any progress in completing the building that was started some time ago. He said he wrote her a letter so it would be part of the record as to what was said.

The letter read as follows:

On June 30, 1975, you were at the Commissioners meeting in regard to your house at 8314 Spry Road. At that time they agreed to a three month time period for you to show progress in completing the house. Our inspection does not show any progress.

The Commissioners have asked for your report at their next meeting which will be October 27, 1975. You should show sufficient cause to not completing the house or have a contractor complete it. Signed Jesse Crooks

Mr. Crooks said he hasn't had any comment or word from Mrs. Behme on this house and has no reason to believe there has been any change.

Commissioner Schaad said that he saw Mrs. Behme out in the hall a few minutes ago, also that he talked to her on the telephone and he told her that the Commissioners had given her three months extension and that her business property down there next to the railroad tracks on Franklin Street had been sold and she is having difficulty in finding a place to relocate and she gave a lot or reasons why she hasn't been able to do anything about it but he said that he told her she was going to have to do something one way or the other and he said that she has started to do something as she had done before and he asked her what she wanted and she said if she had a couple more weeks she could do something.

He said he thought she had a prospective buyer for the house and he thought it might be a neighbor and that if this is true, it would solve all the problems they have

been having.

He said that he asked Mrs. Behme if the Commissioners would give her one more month, if this would do it and that she needn't ask for another extension and that she was agreeable.

He said he thought he would recommend this to the Board, that they give Mrs. Behme one final extension of thirty days and that there would be no more extensions.

Commissioner Willner so moved that Mrs. Behme be given a final extension of 30 days. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad asked Mr. Crooks to write a letter to Mrs. Behme to inform her of the Commissioners final decision.

RE: ABSENTEE REPORT

Mr. Siebeking submitted the absentee report of the employees at the County Highway Garage for the past week.
Report received and ordered filed.

RE: CUTS IN

The Waterworks Department requests permission to make a shoulder cut into 1800 Lynch Road and also to make a shoulder cut on Baumgart Road to install water services.

Commissioner Schaad moved that these cuts be approved. Commissioner Willner seconded the motion. So ordered.

Indiana Bell Telephone Company requests permission to cut into No. 6 School Road shoulder to bury a telephone wire.

Commissioner Willner moved that this cut be approved. Commissioner Schaad seconded the motion. So ordered.

Indiana Bell Telephone Co. requests permission to cut into Darmstadt Road between Fleener Road and Wortman Road at Kahre Lake Subdivision to push a telephone cable under the road.

Commissioner Willner moved that this cut be approved. Commissioner Schaad seconded the motion. So ordered.

Indiana Bell Telephone Co. requests permission to cut into Henze Road to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: RAY BECKER PARKWAY

Mr. Nussmeyer said that Jesse Dunville asked him to present the matter of the County's share of the Ray Becker Parkway to the Commissioners this morning and that he would like for the Commissioners to authorize the Auditor to issue a check for \$49,200.00 to the City or to the State.

He said the state lets the bid on this, that they always do on a Federal Aid Job and as he understands it, they will be getting a letter this week on it.

He said he thought they have \$150,000.00 in this account and that for some reason, we owe them 5% and he wasn't sure that they want it issued directly to the State Highway Commission or if they want it issued to the City. He said the money must be up there before they will turn the contract loose.

Commissioner Schaad moved that the check in the amount of \$49,200.00 be sent by

Commissioner Schaad moved that the check in the amount of \$49,200.00 be sent by the County Auditor to whatever agency is required to be paid. Commissioner Willner seconded the motion. So ordered.

RE: RIGHT OF WAY AGREEMENT FOR NURRENBERN ROAD

The Right of Way Agreement was presented to the Commissioners from the L & N Railroad on Short Surrenbern Road.

County Attorney Stephens said that previously they wanted the County to maintain the crossing and they also didn't have a figure in there available for signalization so this contract, as re-written, provides that the cost of signalization might be paid from federal funds and that if it isn't paid from federal funds, that the cost of signalization is ordered to be made by the Public Service Commission and will be borne in accordance with the order of the Public Service Commission.

Commissioner Willner moved that the Right of Way Agreement on Nurrenbern Road be accepted and recorded.

Commissioner Schaad seconded the motion. So ordered.

A copy of the minutes showing the easement being accepted and a copy of the recorded agreement will be submitted to Mr. Ludwick so he can send them the necessary information.

RE: CONTRACT AWARDED ... NURRENBERN ROAD

The contract from Floyd I. Staub, Inc. for the Reconstruction of Nurrenbern Road, West from Old Henderson Road to Red Bank Road...RC-3-75, was presented to the Commissioners for their approval. The contract price is \$37,763.62.

Mr. Nussmeyer said that it is a little late in the season and he doesn't like to see them go in there and tear the road up and then the people not be able to get over it but if they feel that they can get right on it, he thought they could at least get the rock down.

Mr. Ludwick said that Mr. Staub told him that he could possibly get the 7,000 cubic yards of fill down before bad weather sets in and then the rest of the job would have to be carried over into next year.

Commissioner Schaad moved that the contract be awarded to Floyd Staub on recommendation of the County Surveyor.

Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

Mr. Nussmeyer submitted a claim from G.H. Allen for BC-1-75, the Mesker Park Drive, St. Joe & Kleitz Road Structures in the amount of \$1,898.83 which is the final payment.

Commissioner Schaad moved that this claim be approved for payment on the recommendation of the County Surveyor.

Commissioner Willner seconded the motion. So ordered.

RE: BRIDGE ON ST. JOE AVENUE

County Attorney Stephens submitted an agreement whereby Penn Central Railroad Co. has agreed to transfer the ownership of the bridge on St. Joe Avenue to the County. He explained that this doesn't include the real estate on which the bridge is situated, that it is just the bridge itself, so it gives the County the option of removing the bridge or repairing it or filling in the area, since he understood that the tracks were abandoned some ten years ago.

Commissioner Willner said they haven't been abandoned, that they just haven't been used for that long.

County Attorney Stephens thought this was the route that Penn Central tried to get permission to abandon and the Public Service Commission denied it.

Mr. Nussmeyer said he thought this line provides that it can be abandoned but that if it has to be re-opened, the county would have to re-open it and he couldn't see putting another bridge in there.

County Attorney Stephens said he would recommend that the Commissioners consider accepting the bridge, the reason being that it terminates the problem immediately in the sense that the County could probably get permission to fill it in now. He said this agreement contemplates that any engineering the county wants to do on it, they have to be told what we want to do and if we can fill it in, this will be the end of it



unless they would open the line again which is very unlikely.

He said he knew that the Commissioners voted, last week, to sue the Penn Central Railroad but that he received this contract so he didn't sue them.

Commissioner Willner said this contract states nothing of the easement on either side of the bridge, that they just want to give us the bridge.

County Attorney Stephens said that it states that if the County wishes to enter into any kind of an alteration or removal of the bridge, that we should submit our plans to them and they will endeavor to grant such necessary easement that may be necessary. He said he thought we should explore this before we file a law suit against a defunct Railroad. He suggested that Mr. Nussmeyer write them a letter telling them what the County wants to do and what kind of easement he needs to:do it.

Commissioner Schaad moved that Mr. Nussmeyer write to Penn Central, telling them that the County will accept the bridge and tell them of the plans and request the easement with all haste, and also tell them that there was another accident out there. Commissioner Willner seconded the motion. So ordered.

RE: POOR RELIEF

MARY ANN VAUGHN....44 Jefferson....Pigeon Township.....Mrs. Sallee, Investigator

Mrs. Vaughn was denied rent The Trustee's report stated that Mrs. Vaughn was denied rent because she was offered quarters at the Y.W.C.A. and refused it.

Sonja Young of Human Relations Commission said that Mary's rent is \$80.00 per month and she is approximately eight months pregnant and is three months behind in her rent and she asked the Trustee to pay her rent but they refused. She said that Mr. Wood, her landlord will accept one months rent.

She said that Mary has no relatives here and she isn't eligible for the federally funded unwed mother's program from the Welfare Department because she is married but her husband has left her, that she went to the Prosecutors office but they said there is nothing they can do because her husband can't be located.

The following letter was received by the Community Action Program from A.B. Dick Products Co. which was where Mr. Vaughn worked:

Dear Ms. Webb:

This letter is confirming our telephone conversation on September 14, 1975. Mr. Robert Vaughn left the end of August without notice or reason. We are not aware of his present location at this time.

Sincerely, Gary L. Kegerreis, President

Ms. Young said she talked to the Director at the Y.W.C.A. who said she thought it unwise for Mary to move to the Y.W.C.A. for just one month since, when she would have the baby, she would have to move, also that she would have to go up three flights of steps to cook her meals and she will probably be on the second floor and she didn't think that Mary should climb that much at this stage of pregnancy.

Mrs. Vaughn said she hasn't lived here for six months, that her Father lives in Rockport but that he is in the hospital and can't help her and she doesn't know where her Mother is.

Commissioner Willner asked Ms. Vaughn if she was ever employed.

Mrs. Vaughn said she has been employed by Champion Concessionairies Inc. and that she intends to work after the baby is born.

Commissioner Willner asked if she has filed papers against her husband.

Mrs. Vaughn said she tried to file for divorce but they had to drop it because she hasn't been a resident of the state for six months as yet but that Attorney Kinkle has the papers.

She said that she is a native of Owensboro, Kentucky.

Commissioner Willner asked what a person has to do to get someone to look for her husband.

County Attorney Stephens said the same thing a person does to look for anyone else that has committed a crime, that the police should be called and told the persons last address and what they then do is up to them, but they don't know where to look but he thought they could try to run him down through his social security number if he is working.

Mrs. Sallee said the first contact she had with Mrs. Vaughn was in July when she came in and asked for clothing and rent for herself and after completing the interview, she found that Mr. Vaughn was manager of the A.B. Dick Products Co. and had been for the last ten years and he was paying her support but she said it was inadequate to meet her needs, so she told Mrs. Vaughn that the Y.W.C.A. was available for pregnant girls at the low rate of \$39.00 per month and that she would be eligible for food stamps and that she would work with Sister Regina as her sponsor and would receive good counseling and after the baby was born, Sister Regina would make arrangements for her and the baby for an apartment but she didn't want to accept the Y.W.C.A. because her husband couldn't visit her there so she was disallowed assistance, then on October 16, 1975, Mary was back for help and said that her husband was no longer employed and when they called A.B. Dick, they couldn't get any information. She said she suggested to Mrs. Vaughn that she go to the Prosecutors office and file charges against her husband but instead, she came straight to the Commissioners office but later she did file charges. She was again offered housing at the Y.W.C.A. but declined this time, saying that she had purchased the baby things and she told Mrs. Vaughn there would be a place to store them and that the \$39.00 per month rent would certainly be cheaper than the \$80.00 she is presently paying.

Mr. Olsen said if Mrs. Vaughn was divorced, she could get help under the Federal Abandoned Mothers Act but since she isn't, she can't get the assistance. He said the Christian home won't take care of her unless the child is adoptive and she wants to keep her baby.

Commissioner Willner asked what Mrs. Vaughn planned to do about her hospital bill.

Ms. Young said that Mrs. Vaughn has been going to St. Mary's Baby Clinic and she doesn't have to pay for anything but that probably when they find the husband, he will be asked to pay the bill.

She said that Mrs. Vaughn just wants one months rent and that after the baby is born she will start getting A.D.C.

Commissioner Ossenberg said that if the Commissioners grant her one months rent, she will again be three months behind in her rent next month and he wondered if when she goes back to work, who will care for the baby.

Ms. Young said that there is a lady who lives upstairs from Mrs. Vaughn that will care for the baby.

Commissioner Schaad said the landlord would have to be lenient to let her stay there owing the rent and that it will be a month after she files for A.D.C. before she gets a check.

Commissioner Willner moved that the Trustee pay one months rent. Commissioner Schaad seconded the motion. So ordered.

PATRICK SCOTT....704 E. Blackford...Pigeon Township
Mr. Scott was denied rent and was to appeal to the Commissioners today but he failed
to appear so no action can be taken at this time.

The meeting recessed at 11:30 a.m.

PRESENT

COUNTY COMMISSIONERS

Thomas Ossenberg Robert Schaad Robert L. Willner

Margie Meeks...Secretary

COUNTY AUDITOR

COUNTY ATTORNEY

Curt John

William Stephens

Robert Hillm

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 3, 1975

The meeting of the County Commissioners was held on Monday, November 3, 1975, at 9:40 a.m. in the Commissioners Hearing Room with President Ossenberg 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 written with one correction, in that on Page 4, the subject heading should have read Omicron Property Discussed instead of Micron Property Discussed. This correction will be made in the permanent record book.

The reading of the minutes was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: COMPLAINT ON POLLING PLACE

Mrs. Estelle Moss, the Fourth Ward Representative Co-ordinator, appeared and said that she was a little disturbed about some of the polling places and one in particular. She said she knows that it seems to be like a chinese checker game in the black community, all along, with the polling places but for the polling place of Ward 4, Precinct 8, to be at the City Garage is ridiculous, that it is upsetting to her and that all along, they have voted from the Community Center, where there has only been two poles and she knew that there are other places where they have two poles, that she knows the method and she thought they were trying to confuse the voters and she thought this to be very unfair. She said that trucks are always going in and out of the garage and that it is ridiculous.

County Attorney Swain said that the City Garage will be closed on election day, also that last Saturday was the last day that changes of polling places could be made.

RE: EMPLOYMENT CHANGES APPOINTMENTS

COUNTY CORONERS OFFICE

Kathleen M. Taylor 2900 E. Gum Vacation Clerk \$15.00 Day Eff: 11/3/75

PLEASANTVIEW REST HOME

Linda Swope 6016 Rockford Dr. Aide \$2.05 Hr. Eff: 10/28/75

RE: EMPLOYMENT CHANGES....RELEASES

COUNTY CORONERS OFFICE

Kathleen M. Taylor 2900 E. Gum Vacation Clerk \$15.00 Day Eff: 11/18/75

PLEASANTVIEW REST HOME

Jesse Mae Burnett 700 Senate Ave. Aide)Live In) \$1.85 Hr. Eff: 10/28/75 Patricia Johnson 2517 N. Grove St. Aide \$2.05 Hr. Eff: 10/28/75

COUNTY HIGHWAY DEPARTMENT

John Haag 1110 S. Dexter Mechanic \$3.943 Hr. Eff: 10/31/75

LEAVE OF ABSENCE

Lloyd Rittenour 1404 MacArthur Dr. Instrumentman \$7,600 Yr. Eff: 10/25/75

RE: LETTER FROM HARTFORD INSURANCE CO.

Insured....Roger T. Lamb Claimant.....Martin Reich

The following letter was received from the Hartford Insurance Co. in reference to above named:

Dear Sir:

This correspondence is in regards to an accident that was occurred on October 14, 1975, at the intersection of Old U.S. 460 & Korressel Road in Vanderburgh County.

Our investigation indicates that this accident was a direct result of negligence on the part of the Vanderburgh County Highway Department and the purpose of this correspondence is to advise the rights to further advise of all called upon to make any payments, we will be looking to the Vanderburgh County Highway Department for reimbursement.

If you have Insurance which pertains to the above, please forward this correspondence to your carrier. If you do not have Insurance coverage, please contact this writer at your earliest convenience.

Commissioner Schaad moved that this letter be referred to County Attorney Swain so he can answer it.

Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Last week, Mr. Dunville had requested that the Auditor be authorized to issue a check to the proper authority for the County's share of the Ray Becker Parkway, in the amount of \$49,200.00 and the Commissioners approved same.

The claim was prepared by the County Auditor for this amount to be paid to the City of Evansville, from Acct. #203-3832 and presented at this time.

Commissioner Schaad moved that the claim be allowed. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Torian Agency Inc. on Continental Policy #FDP 1-20-47-05 - Public & Institutional form, in the amount of \$10,002.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Brink's Inc. for services to the Clerk of the Circuit Court, Invoice \$182941210 in the amount of \$85.80, by contract.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks said that Mr. John J. Epperson would like to build a house for someone on East Meade Drive and that this is the area that they have been talking about for about a year now, in trying to get Dorris & Edwards, Inc., Jacobs and Roger Klassy to get drainage out there.

He said that Jacobs has opened the one ditch from the end of Martins Lane, North to Division but he hasn't opened the ditch North of Sycamore Street and that he had promised very faithfully that he would do this as soon as his beans were out of the field and they have been out for about a month and he hasn't done anything to it.

Mr. Crooks also said that in the other part of Martins Lane there is a portion of about 50 feet of paving that is missing and the job that Mr. Epperson is talking about is one block east of here. He said it was his statement to Mr. Epperson, that he was not in the position to give him a release to build on this lot until the other drains had been fixed and also until the other drains back to Meade Drive were opened up and this, he had agreed to do but the section that isn't paved is still there and he understands that this belongs to Dorris or Edwards or both of them. He said that he suggested Mr. Epperson come before the Commissioners this morning and discuss the matter with them.

Mr. Epperson said that Dr. Marynell of the State Hospital bought this lot about a year ago with the assumption that he would build a home on it, that he has met the requirements and he can't see why this man should be penalized because of the problem that someone had with Mr. Edwards because of the section that hasn't been paved and he thought that Mr. Epperson should be issued a permit. He said he told Mr. Crooks that since he had heavy equipment, that he had no objection to spending a couple of hours to clean out approximately 500 feet of it but he has to have Mr. Edwards permission to do this to get the drainage Northward where there is an open ditch which then leads to Division St. and this would take care of the drainage.

Mr. Epperson said that the developer's feelings are, that why should he put in sixteen feet of pavement since it is going to benefit another developer, so he thought this to be a problem between two developers and one won't sell a piece of ground to the other one to make it beneficial for him to put the concrete in so it is kind of a stand-off, but he thought Dr. Marynell met the requirements to be given a building permit.

Commissioner Schaad asked Mr. Crooks what his recommendation was or what it was that he wanted of the Commissioners.

Mr. Crooks said he wanted to know if the Commissioners wanted to put a moratorium on any building out there until certain things are done which haven't been done in that particular area as yet.

Commissioner Willner asked how many more lots that Dorris & Edwards have out there.

Mr. Epperson said this is their last lot but that Jacobs has several more lots left. He said that he is down here on this homeowners benefit, that it personally won't make him a great deal of difference if Dr. Marynell obtains a building permit or not but he would like to see him get one because of his position, that he, personally, wouldn't build a house in this area but the man owns the property and by virtue of his position, he didn't think the man should be denied a permit to build his home, also that there has been construction of other homes in this area, so evidently there hasn't been any great problems for the homeowners.

Commissioner Schaad asked Mr. Crooks if, other than the half street that needs to be paved, if he thought they would meet the other requirements on the drainage.

Mr. Crooks said that the work that will be done should take care of that.

Mr. Epperson said he talked to Mr. Jacobs, who said he was in the process of cleaning the ditches, also that since Dorris & Edwards has sold all the lots in this Subdivision, they have become less concerned about it.

Mr. Crooks also said that they have a trailer out there that has been there for better than a year with no lights on it and he wondered if there was any way they could get that trailer moved out of the street since it blocks the street. He said that it is a dedicated street but not a Vanderburgh County street.

County Attorney Swain said if it is a dedicated street, it is dedicated to public use.

Mr. Crooks said they really need to get this trailer off the public street.

County Attorney Stephens told Mr. Crooks to contact the Sheriff's Department.

Mr. Crooks said that if the drainage requirements are met in the matter of Dr. Marynell's property, he didn't see how his permit could be held up.

Commissioner Schaad said that he thought it should be made very clear to the builder that the Commissioners don't want him to come back later and complain about any problems he is having. He said the Commissioners are only trying to protect the general public in taking these precautions.

Mr. Crooks said that in this same area, there are a number of curb cuts made for the purpose of cleaning the inlets and they are still open. He said he has had a complaint on this and asked what could be done in getting these holes filled up.

Commissioner Willner said that since it isn't an accepted street, the Commissioners have no jurisdiction over it.

Commissioner Schaad moved that Dr. Marynell be granted a building permit, subject to the requirements being taken care of to satisfy Mr. Crooks. Commissioner Willner seconded the motion. So ordered.

RE: MR. JUDD....RECOMMENDATIONS MADE ON STOP SIGNS

The following letters of recommendation were submitted by William Judd, the Traffic Director, to the Commissioners for their approval:

Subject: Intersection of Tree Top Lane and Upper Mt. Vernon Road

The Board of County Commissioners approval is requested for the erection of stop signs at the intersection of Tree Top Lane and Upper Mount Vernon Road. The preferential would be Upper Mount Vernon Road.

Commissioner Schaad moved that the Commissioners accept this recommendation. Commissioner Willner seconded the motion. So ordered.

Subject: Intersection of Nurrenbern Road and Lyle Road

According to a letter written to the County Commissioners on September 19 of 1973, there should be stop signs up at Nurrenbern Road and Lyle Road with Lyle Road as preferential. However, I find this not to be the case. Instead of Lyle Road being preferential, Nurrenbern was made preferential (this is actually the way it should have been in the first place.) Therefore, we ask that the Board of County Commissioners approve this change and make Nurrenbern Road preferential.

Commissioner Schaad moved that the change be approved. Commissioner Willner seconded the motion. So ordered.

Subject: Unapproved stop signs in the County

After searching through our files, I have failed to find proper authorization for the stop signs up at the following intersections:

Middle Mount Vernon Road & Vernon Wood Court Middle Mount Vernon Road - preferential

Middle Mount Vernon Road & Mahrenholz Road Middle Mount Vernon Road - preferential

Peerless Road & Syls Drive Peerless Road - preferential

Eichele Road & Peerless Road
Peerless Road - preferential

Echo Hill Drive & Koring Road Koring Road - preferential

Neu Road & Saint Joseph Road
Saint Joseph Road - preferential

Meadow View Drive & Evergreen Road Evergreen Road - preferential

Therefore, I ask that the Board of County Commissioners approve these stop signs as listed.

Commissioner Schaad moved that these stop signs be approved as recommended by Mr. Judd. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST BY BOARD OF REGISTRATION OFFICE

Commissioner Ossenberg said that the Board of Registration Office has requested permission to close their office from 8 a.m. until 10 a.m. on Wednesday morning, November 5, 1975, for the purpose of attending a funeral.

Commissioner Schaad moved that permission be granted for this office to close for the requested time. Commissioner Ossenberg seconded the motion. So ordered.

RE: MR. HOTZ

A couple of weeks ago, a check was submitted by the Hahn & Becker Insurance Co. for settlement of lightning loss of 7/5/75 to the County Garage smokestack and dusk to dawn light and since there was a question on it, the check was held up until Mr. Hotz got back from vacation.

Hotz appeared today and said that this check covers the total loss of what was damaged.

The check in the amount of \$4,686.19 was previously approved and signed and is now being turned over to the Auditor to deposit in Account #201-2451, Repair to County Buildings.

RE: ABSENTEE REFORT

Mr. Siebeking submitted the absentee report on the employees of the County Garage for the past week.

Report received and filed.

RE: MR. SIEBEKING

Mr. Siebeking said that a representative of Hallenberger Inc. contacted him early this morning and wanted to know why the Sheriff's deputies stopped his truck from driving on Green River Road when other trucks are permitted to use it. He said that Mr. Hallenberger's trucks are not overloaded and they aren't oversized and he was wondering if he needed a special permit or something to be able to do this, that he realizes the road is under construction and probably will be for the next six months or longer but that he would like an answer on this matter.

Commissioner Willner said he would hope to take the restriction off of Green River Road when it is finished.

County Attorney Swain said he thought the Commissioners have an ordinance on Green River Road to keep the drivers of trucks from avoiding the weigh stations and that tractor-trailers were prohibited.

Mr. Siebeking said that Mr. Hallenberger explained that his trucks are not overloaded and not oversized and that if they are, he comes in a different way. He said that Mr. Hallenberger told him that Young Elevator Co. has never stopped using that road and that if he needed a permit, he would be more than willing to obtain one and he was wondering why the deputy sheriff stopped him when he wasn't overloaded and he wasn't oversized.

County Attorney Swain said that Young Elevator Co. may have some justification for using Green River Road since it is in Daylight and all he is doing is going through Daylight, that he has no relationship to Daylight.

Mr. Siebeking said that they could bypass and use Highway 41 & 57.

County Attorney Stephens said that if he isn't overloaded or overweight, he has no complaints and he isn't guilty.

Commissioner Willner said the Commissioners did put a restriction on Green River Road because the old road was narrow.

County Attorney Swain said the restriction wasn't put on the road for weight, that it was done to keep the tractor-trailers off Green River Road.

Mr. Siebeking said that he would explain to Mr. Hallenberger that as soon as the road is finished, that he will have no problems.

RE: REQUEST TO TAKE VACATION

Mr. Siebeking asked the Commissioners that he have their permission to take two weeks vacation starting as of next week.

Commissioner Schaad moved that Mr. Siebeking be permitted to go on vacation as requested. Commissioner Willner seconded the motion. So ordered.

RE: MR. SIEBEKING

Mr. Siebeking said that Mr. Charles Day of Evansville Concrete Co. contacted him to inform him that he is bidding on a big concrete job down in Posey County and told him of the roads he would be using, which are Cypress-Dale, Smith Diamond and West Franklin Street. He told Siebeking that he will be using these roads, also the dates he would probably be using them and said that if there is any damage to the roads, that he has caused, he wants to know because he would be willing to help the Commissioners on the repair of them or whatever is needed. He said that Mr. Day is the first person to ever inform him of this information and he thanked Mr. Day for letting him know.

RE: AUTHORIZED TO ADVERTISE FOR TRUCK

Mr. Huffman of the Department of Public Purchasing, submitted a notice to bidders and the specifications on a dump truck that is needed by the County Highway Dept.

Commissioner Willner moved that the specifications be approved and he authorized the Auditor to advertise for bids. Commissioner Schaad seconded the motion. So ordered. Bids will be advertised for, on Nov. 7th & 14th, and the date to open bids will be on Monday, November 17th, 1975.

Commissioner Willner asked Mr. Huffman to call all of the truck dealers to tell them that the County Highway needs a truck and that they are going to advertise for bids, since he received a letter and he said that they are not happy because they have been missing the articles in the newspapers and he don't like to see this.

County Attorney Swain said that Mr. Huffman could just send them all a copy of the ad.

Commissioner Schaad asked Commissioner Willner if they were going to call everyone when they advertise for bids on other equipment or supplies needed by the County.

Commissioner Willner said there are two reasons behind his request and this is to not only let them know that the County is going to advertise for bids but that he dislikes getting only one bid.

Commissioner Schaad said that if they started calling everyone to inform them that bids were going to be let, he wondered where they would stop, since everyone should be treated alike.

RE: CUTS IN

Indiana Bell Telephone Co. requests permission to cut into County Line Road, F-2246-75, to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Feigel Construction Corp. for the paving of County Roads, Acct. #201-2260, in the amount of \$53,216.75.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Feigel Construction Corp. for the Green River Road Project - Heckel Road to Boonville-New Harmony Road, Acct.#216-3774, in the amount of \$80,469.36.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REPORT BY MR. LUDWICK

Mr. Ludwick said that Millersburg Road, Hogue Road, Bergdolt Road, Westbrook Court, Skylane Drive and Speaker Road are completed and that Detroy Road was supposed to be finished by October 31st. but the Water Company has a contract and is laying a water line so he was told that they wouldn't be finished with the water line on Detroy Road until November 15th. so they still have Detroy Road to do on this paving contract and as of now they are approximately 232.26 tons under the original amount so the tonage they allowed for Detroy Road may overrum, that they may get into this 232.26 tons that is underrum to date, so they may not go over the total contract.

RE: FEDERAL AID APPROVED ON BRIDGE

Commissioner Ossenberg said that he wrote a letter on October 28th. to Mr. Charles Miller, Chief Division of State Aid in Indianapolis, in reference to off-system & Federal Aid Highway Program.

He said this had to be done and returned to them by November 1st. or Vanderburgh County would have lost a share of \$37,393.00.

He said this is federal money in the state that Vanderburgh County is eligible to receive and that in a very quickly called meeting, last Monday afternoon, they had to come up with some type of bridge at that particular time to qualify for this money. He said they went from the priority list to where they could most probably fit the \$37,393.00 into this report and he wrote them that Vanderburgh County wished to announce that they desired to use this money for the purpose of reconstructing Structure #32 on Mohr Road, off St. Joe, in Vanderburgh County, at an estimated cost of \$55,000.00, that if it would be possible for Vanderburgh County to claim \$1,107.00 in excess of the stated share, this would be desirable and in this way, the total of \$38,500.00 would be realized from the off-system money which would be exactly equal 70% of the estimated project cost.

Commissioner Ossenberg said since that time, the Urban Mass Transportation has been in touch with Mr. Miller and that he has gratiously accepted the letter and that we

are receiving the \$38,500.00 rather than the \$37,393.00 so the other 30% will come from the Bridge Fund and the rest will be Federal money from the Off-System Federal Aid Highway Program.

He said they would have to go before the Council for the 30% out of the Cumulative Bridge Fund.

RE: POOR RELIEF

William Donald Howell....2813 Dennison...Pigeon Twp.....Mrs. Bowling, Investigator Mr. Howell requested that his utilities be paid.

He said that he got assistance of \$80.00 from the Pigeon Trustee and took it to the Gas Company but they wouldn't accept it because they wanted the full amount of \$122.00 that he has owed them on services from August.

Mr. Howell said that he is married and has three children who are the ages of fifteen years, twelve years and five years. He said he did work for Bunny Bread but he hasn't worked now for over four months, that he was fired and that he had wrecked a truck a year ago in March when his brakes went out and he hit another vehicle, which resulted in a bad back to where he can't lift anything. He said he has no insurance but he did collect Workmen's Comp. for six months and that since he was fired he can't collect unemployment.

Mrs. Bowling said that Mr. Howell went back to work after he wrecked the truck, that he was earning \$250.00 per week and he worked up until June and that he came in for assistance after he was fired.

She said the reason he was fired was because he did not return on schedule and was at least three hours late, so they sent another man to check on him and found that he was spending a lot of time at the truck stop and he had been warned about this and they thought the reason he didn't return on schedule was because they might have extra runs to make and that he didn't want to make them.

Mrs. Bowling said the Trustee paid \$80.00 on his utility bill when he came in

Mrs. Bowling said the Trustee paid \$80.00 on his utility bill when he came in and she found out later that the reason they would have disconnected the service was because Mr. Howell is siding his home and they wouldn't put his meter box back in unless he had a certified electrician to put it back so he got someone to put the box in. She also said that Mr. Howell has been paying interest on his home since he was fired but yet he said he had no money and that there must be money coming from some place.

She said he told her he had borrowed money and she just had this case pending until she could find out more about it.

Commissioner Schaad asked Mr. Howell who was supplying the siding,

Mr. Howell said he got the siding from a wholesaler before he was fired and that part of it was still laying in the yard. He said he borrowed money to pay the interest on his house from his mother-in-law until this month and this month he pawned his C.B. radio.

Mrs. Bowling said he can work for another company but he borrowed a lot of money from the Teamsters and filed bankruptcy, also that he didn't have anything on his record due to any accident at Bunny Bread and that he had the lowest accident record there.

Commissioner Ossenberg asked if Mr. Howell was eligible for unemployment.

Mrs. Bowling said he wasn't eligible, since they penalized him, due to the fact that the Unemployment Bureau agreed with Bunny Bread and the Union, on the grounds to fire him.

Mr. Howell said that the stamp people received a letter from the state, stating that he was not eligible for unemployment. He also said that he is getting food stamps.

Commissioner Willner asked how long Mr. Howell would be penalized.

County Attorney Swain said he thought it was statutory and that the last time he checked, if the grounds were proper, a person has to be re-employed in an eligible situation for ten weeks before he can get it back.

Mrs. Bowling said he could have worked elsewhere for ten weeks and she was sure this was explained to him.

She asked Mr. Howell what kind of a car he drove.

Mr. Howell said he drove a 1969 Mercury.

Mrs. Bowling said that she didn't understand this, since Mr. Howell seems to have

money to do all these other things with and she don't know where the money is coming from.

Commissioner Willner asked Mr. Howell how much money he owed the credit union.

Mr. Howell said he owed them over \$130.00.

Commissioner Willner asked Mr. Howell if he had any hope of getting any work.

Mr. Howell said he was supposed to go to school to take a welding test to see if he is accepted and if he is he will be paid about \$70.00 per week.

Mrs. Bowling said she sent him several places to make applications for a job. She also said that Mr. Gates of the Gas Co. told her that Mr. Howell will get another bill Friday and he felt that he should get his money but she didn't know why this couldn't be worked out with Mr. Gates, but that she hasn't had a chance to talk to him again.

She said that if Mr. Howell was disabled, he could go on A.D.C. but that he doesn't have any medical records to support it, even though he said he has a bad back.

Commissioner Ossenberg asked Mr. Howell if he went to a doctor.

Mr. Howell said he has statements at home from the doctor about his back and that he can't lift over 25 pounds.

Commissioner Willner said that Mr. Howell made a mistake, that he don't blame anyone for leaving his job to better himself but when he doesn't have anything lined up, he should take care of the job he has.

Commissioner Willner moved that this case be referred back to the Trustee so that Mrs. Bowling can see if she can work the utility bill out with Mr. Gates. Commissioner Schaad seconded the motion. So ordered.

The meeting recessed at 10:50 a.m.

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COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg Robert Schaad Robert L. Willner

Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

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COUNTY COMMISSIONERS MEETING NOVEMBER 10, 1975

The meeting of the County Commissioners was held on Monday, November 10, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property today. The bidding will remain open and the sale will continue.

RE: YOUTH APPRECIATION WEEK

Commissioner Ossenberg said that since this is Youth Appreciation Week which is sponsored by the Optimist Club, there are several students present who are representing various offices.

Those present are as follows:

Donna Elsfelder of Central High School......Commissioners Office
Penny Ploch of Harrison High School......Auditors Office
Sharon Tennyson of Mater Dei High School......Traffic Department
Bruce Copeland of Harrison High School......Surveyors Office
Penbrooke Morelin of North High School......The Evansville Courier
Kathy Thuerback of Reitz High School.......Sheriff's Office
Jerry Erbacher of Memorial High School.......Mayor's Office

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE....ELECTION DAY ONLY

Gloria Evans	1369 E. Chandler	Clerk	\$30.00	Eff: 11/4/75
Lucille Musgrave	4303 Pennington	Clerk	\$30.00	Eff: 11/4/75
Amelia Tornatta	1411 Reiter Dr.	Clerk	\$15.00	Eff: 11/4/75
Wandalee Cain	2601 Melrose Rd.	Clerk	\$15.00	Eff: 11/4/75
Spencer Evans	1369 E. Chandler	Clerk	\$15.00	Eff: 11/4/75
Virginia Robinson	909 Meyer Ave.	Clerk	\$15.00	Eff: 11/4/75
Joyce Truitt	918 N. Helfrich	Clerk	\$15.00	Eff: 11/4/75
Marie Lurker	2100 Schutte Rd.	Clerk	\$30.00	Eff: 11/4/75
Anita J. Sawyer	5404 Cunningham	Clerk	\$30.00	Eff: 11/4/75
Beverly Abell	3417 Austin	Clerk	\$15.00	Eff: 11/4/75
Mary T. Hofmann	501 Olmstead	Clerk	\$15.00	Eff: 11/4/75
Gary Kuebler	8012 Petersburgh Rd.	Clerk	\$15.00	Eff: 11/4/75
Charlene Pfeffer	3710 N. Baker Ave.	Clerk	\$15.00	Eff: 11/4/75
Karen Pfeffer	3710 N. Baker Ave.	Clerk	\$15.00	Eff: 11/4/75

COOPERATIVE EXTENSION SERVICE

Marilyn J. Statz 7811 Meadow View Dr. 4-H Assistant \$3.50 Hr. Eff: 11/2/75

VANDERBURGH SUPERIOR COURT

John S. MacCauley 829 Wiltshire Probation Officer \$8,500 Yr. Eff: 10/29/75 Morton Liebowitz 510 S.E. Riverside Probation Officer \$8,500 Yr. Eff: 11/3/75

PLEASANTVIEW REST HOME

Gladys Kay Lane 700 Senate Ave. Aide (Live In) \$1.85 Hr. Eff: 11/8/75

RE: EMPLOYMENT CHANGES RELEASES

COOPERATIVE EXTENSION SERVICE

Herschel L. Whitham 7920 Lauderdale Dr. C.E.C. \$8,089.74 Yr. Eff: 10/16/75
Max W. Myers Jr. 1144 Millbrook Ct. Ext. Agt. \$4,443.66 Yr. Eff: 11/1/75
Marilyn Sherbrooke 8006 Larch Lane 4-H Ass't. \$3.50 Hr. Eff: 11/1/75

PLEASANTVIEW REST HOME

Catherine Wolfe 2509 Grove St. Nurses Aide \$2.05 Hr. Eff: 11/6/75

RE: MONTHLY REPORTS

The monthly report of the Pleasantview Rest Home was submitted to the Commissioners for the month of October, 1975.

Commissioner Schaad moved that this report be accepted. Commissioner Willner seconded the motion. So ordered.

The monthly report of the County Treasurer was submitted for the month of October, 1975.

Report received and ordered filed.

RE: LETTER FROM THE HEALTH DEPARTMENT

A letter was received from Sam Elder of the Health Department complaining that the County has failed to tap in to the sewer at the original County Home property located at 5950 N. Fares Avenue.

Commissioner Willner said he was under the impression that when the Commissioners signed the lease with Mr. Hamilton for the Golf Course, that the lessee would correct this situation at his expense. He said he knew there was some disagreement but that this would be his position.

Commissioner Schaad said the County had one tap in coming and they were going to use it for Pleasantview Rest Home.

County Attorney Stephens said that he didn't remember just how the lease read.

Commissioner Willner moved that this matter be deferred for one week, to give County Attorney Stephens time to study the lease. Commissioner Schaad seconded the motion. So ordered.

RE: LICENSE OR PERMIT BOND

A License or Permit Bond was received by the Commissioners from the American States Insurance Co. that was furnished to the German Township Water District Inc., whereby they are firmly bound unto the Evansville-Vanderburgh Area Plan Commission and the Board of County Commissioners in the sum of \$5,000.00, whereas the said obligee has granted or is about to grant to the said principal, a License or Permit to engage in the business of construction of a water distribution system, over, along and across the County Right of Way of County Roads. The term of the bond is from 9/29/75 to 9/29/76.

Commissioner Ossenberg said that the Commissioners had wanted something on record to show that there was some bond put forth out there.

County Attorney Swain said the Commissioners received a lease from the German Township Water Association about six months ago, as to what they would do.

RE: REQUEST BY SHERIFF TO LEASE CARS

The following letter of request was received from Sheriff DeGroote:

Dear Sir:

Due to a critical shortage of vehicles needed to take care of our daily routine assignments, I do, hereby, formally request permission from the Board of County Commissioners to lease two (2) additional vehicles, for a period of one (1) year. This is a pilot program and will be evaluated at the conclusion of said lease. Funds are available and will be taken from the Garage and Motors account.

Sincerely, James A. DeGroote, Sheriff, Vand. Co.

Sheriff DeGroote said they do have a shortage of cars and they have the money and as a pilot program, he would like to lease the two cars.

Commissioner Schaad moved that Sheriff DeGroote's request be granted. Commissioner Willner seconded the motion. So ordered.

RE: DELINQUENT TAXES OWED

John W. & Anna C. Shreve had purchased a home on contract and \$893.53 in taxes is owed on this parcel of property, plus interest, etc. It is Kumlers Addition, Lot 5 & 6, Block 3, Code 25-94-8 and if it isn't redeemed by December 2, 1975, it will revert back to the County.

Mrs. Shreve appeared and said she didn't know that the taxes were delinquent and she wondered if they could have time to pay it off in installments because they want to keep this property and they don't have the money to pay it all at once.

Commissioner Willner moved that the Commissioners authorize the Treasurer to enter into an installment agreement and together they can work out the payments. Commissioner Schaad seconded the motion. So ordered.

RE: NORTH KENTUCKY AVENUE BRIDGE PROJECT RIGHT OF WAY EASEMENT

Dennis Stallings appeared and said he is representing the Catholic Diocese. He submitted an agreement for the Right of Way in connection with the North Kentucky Avenue Bridge Project and said that as part of the agreement, there is a driveway that is to be reconstructed at the Sarto Retreat House. He said the original plans for the driveway were prepared with a 10% grade which he felt was a little steep and that Mr. Nussmeyer and Mr. Eifler agreed with this so the plans are being revised to have that driveway at only a 5% grade. He said if the Commissioners agreed to this, he would appreciate it if they would approve the agreement and to note that the driveway will be constructed, not to exceed a 5% grade. He said that this agreement has been signed by the Bishop and that he was given copies of the agreement.

Commissioner Schaad moved that the driveway at Sarto Retreat House be reconstructed according to the plans and specifications, not to exceed a 5% grade.

Commissioner Willner seconded the motion. So ordered.

RE: PLANS SUBMITTED FOR BRIDGE ON KENTUCKY AVENUE

Mr. Nussmeyer presented the plans for the bridge on Kentucky Avenue over Little Pigeon Creek.

Mr. Dan Riddle explained that they will have to buy Mr. Curd's whole parcel at \$6,000.00 and that Mr. Dallas Hughes who owns three parcels will donate the Right of Way and the horseshoe bend will be taken out and filled in at no expense to the owner and the fill shall be leveled to the existing highest point. He also said that Claudie Warfield Sr. will donate the Right of Way needed on his property for this project.

The easements were then presented as well as the deed for the Curd property and the claim from Vudor Curd for the property located at 1016 Richland & North Kentucky Ave. to be purchased by Vanderburgh County for the repair of the Kentucky Avenue bridge over Little Pigeon Creek in the amount of \$6,000.00.

Commissioner Schaad moved that the Commissioners negotiate the Rights of Way and then the contract to be approved later. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner moved that the easements be accepted on Kentucky Avenue. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad moved that the claim from Vudor Curd be approved in the amount of \$6,000.00. Commissioner Willner seconded the motion. So ordered. The deed for this property will be recorded as well as all the easements.

RE: LICENSE OR PERMIT BOND....CON"T.

Commissioner Ossenberg said that the County Attorney has advised that the bond that was furnished to the German Township Water District Inc. should be written to refer to an agreement dated August 11, 1975, so this matter was referred to Attorney Reese O'Connor so the bond can be dated back to that date.

RE: CLAIM

A claim was submitted by Fred Martin Tile & Floor Covering, for the vinyl asbestos till in bathrooms and installation of same at the Hillcrest Childrens Home in the amount of \$591.36.

Commissioner Willner moved that this claim be approved for payment. Commissioner Schaad seconded the motion. So ordered.

RE: RESOLUTION AMENDING MASTER TRAFFIC CONTROL CODE

The Resolution amending the Master Traffic Control Code was submitted by Mr. Judd and reads as follows:

WHEREAS, on the 23rd day of October, 1972, the Board of Commissioners of Vanderburgh County, State of Indiana, did adopt by resolution the Master Traffic Control Code of Vanderburgh County, Indiana, providing for the establishment of certain traffic control devices upon certain public highways or parts of highways in said County; and

WHEREAS, The Board of Commissioners of Vanderburgh County has made a further determination based upon an engineering and traffic survey that traffic congestion hazards along and upon the following roads, streets, and highways are greater than is reasonable and safe under the conditions found to exist upon said roads, streets, and highways; and

WHEREAS, the highways hereafter 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 Section 2 of the Master Traffic Control Code be and the same is hereby amended to read as follows:

- (I) It is hereby determined and declared that the following named highways are designated as "STOP" intersections, requiring all vehicles to stop or yield at one or more entrances to such intersections, to-wit:
- (ggg) TREETOP LANE AND UPPER MT. VERNON ROAD: In that all vehicles proceeding upon and along said Treetop Lane shall STOP before entering said intersection. (11/3/75)
- (hhh) MIDDLE MT. VERNON ROAD AND VERNONWOOD COURT: In that all vehicles proceeding upon and along Vernonwood Court shall STOP before entering said intersection. (11/3/75
- (iii) MIDDLE MT. VERNON ROAD AND MAHRENHOLZ ROAD: In that all vehicles proceeding upon and along said Mahrenholz Road shall STOP before entering said intersection. (11/3/75)
- (jjj) PEERLESS ROAD AND SYLS DRIVE: In that all vehicles proceeding upon and along Syls Drive shall STOP before entering said intersection. (11/3/75
- (kkk) EICHELE ROAD AND PEERLESS ROAD: In that all vehicles proceeding upon and along Eichele Road shall STOP before entering said intersection. (11/3/75
- (111) ECHO HILL DRIVE AND DORING ROAD: In that all vehicles proceeding upon and along Echo Hill Drive shall STOP before entering said intersection. (11/3/75
- (mmm) NEU ROAD AND ST. JOSEPH ROAD: In that all vehicles proceeding upon and along Neu Road shall STOP before entering said intersection. (11/3/75
- (nnn) MEADOW VIEW DRIVE AND EVERGREEN ROAD: In that all vehicles proceeding upon and along Meadow View Drive shall STOP before entering said intersection.
 (11/3/75)

PASSED by the Board of Commissioners of the County of Vanderburgh on the 3rd day of November, 1975, and upon said day signed and executed by members of said Board and attested to by the Vanderburgh County Auditor.

Commissioner Schaad moved that the Commissioners sign this Ordinance. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

Mr. Crooks submitted his monthly report of the Building Commission, on number of permits that were issued for the month of October and other information to date. Report received and filed.

RE: CLAIM

Mr. Hotz submitted a claim from Carpetland U.S.A. Inc. for part of the drapes that were installed in the Hillcrest and Washington Homes in the amount of \$9,053.63. He said that he would like permission to pay this partial payment and that they are still waiting for the material for three or four more pair to come in. The total amount of the contract is \$9,815.58.

Commissioner Schaad moved that the claim for partial payment in the amount of \$9,053.63 be approved. Commissioner Willner seconded the motion. So ordered.

RE: STORAGE BUILDING NEEDED

Mr. Hotz said that in talking to Mr. Siebeking out at the Highway, he was told that Mr. Siebeking has an account for Garage & Service Buildings that has approximately

\$3,900.00 in it and he is in need of an extra storage building. He said they discussed it and that Mr. Crooks prepared the blue prints. He said he would like the Commissioners permission to get estimates on it.

Commissioner Schaad asked what the building would be used for.

Mr. Hotz said the building would be used for the storage of eleven trucks and it would be approximately 128' by 28 1/2'. He said he thought he would get invitational bids.

Commissioner Schaad said they wouldn't have the money this year to do the complete jo

County Attorney Swain said if they broke it down in phases, he didn't see why they couldn't take bids on it.

Commissioner Schaad said they could do this and let the contract for Phase I if they have the money and then wait until after the first of the year to let the contract for Phase II but he wondered if they would wait that long. He said if not, they may have to go before the Council and perhaps they could transfer some money from another account.

Commissioner Schaad moved that they ask for bids on the footings and separate bids on the structure.

Commissioner Willner asked if they couldn't also ask for bids on the entire project to see which one is best.

Commissioner Schaad amended his motion to read that they advertise for separate bids, one for the footings, one for the structure or a combined bid. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg later asked Mr. Hotz where he got the figure of \$3,900.00, in the Garage & Service Account. He said there is \$36,000.00 budgeted for next year and as of right now, there is \$10,636.00.

Commissioner Schaad said there may be some other bills that have to be paid from this account. He said they would have to get with Mr. Siebeking when he gets back from vacation so they could see what accounts they can take money from to have funds for the construction of the building.

RE: FUTURE FARMERS OF AMERICA TO GATHER CORN FOR FOWL

Commissioner Schaad said he had a visitor the other day, a young gentleman from the Future Farmers of America from Reitz High School.

He said that last year they volunteered their services and with the effort of Mr. Mahrenholz, their instructor and the Cummings farm, they did a beautiful job and collected over 75 bushels of corn and stored it at Boehne so the ducks and geese could be fed through the winter. He said the gentleman wanted to know if the Commissioners wanted them to do it again and he said they certainly would, so the Future Farmers of America are going to supply the corn again this year.

He said he would talk to Mr. Volpe at Boehne about it and asked Mr. Hotz to let the Commissioners know when the job is done so they can send a thank you note.

RE: CUTS IN

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The Waterworks Department requests permission to cut into 2300 Nurrenbern Road to install a water line. Est. 5372.

Commissioner Schaad moved that the cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM AND CHANGE ORDER

Mr. Nussmeyer presented a claim from Deig Brothers for final payment on Old State Road & L & N Overpass, Acct. #203-3761 & 216-3767, less the 5% retainage fee, in the amount of \$69,776.66, also a change order in the amount of \$400.00 for hauling beams from the County Garage to Project site, changing the original contract price of \$425,604.40 to \$426,004.40.

Mr. Nussmeyer said they have a \$11,000.00 under-run on this project.

Commissioner Schaad moved that the change order and the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Barnett Brothers Inc. for the Smith Diamond Road Bridge Structure #125. Acct. #203-3759.10 & 216-3773 in the amount of \$9,792.98.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Feigel Construction Corp. for the Oak Grove Road Estension Project, Progress Estimate #1 in the amount of \$23,316.51.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: ACCEPTANCE OF LEXINGTON STREET

A Resolution was submitted to the Commissioners for the County to accept Lexington Street into the County Road System. This matter was first discussed two weeks ago.

The following letter was received from Joseph Harrison of Bowers, Harrison & Kent dated October 21, 1975 in regards to the dedication of Lexington Street in Kauai Industrial Park in Vanderburgh County, Indiana:

Dear Sir:

On behalf of Kauai Corporation, the subdivider of Kauai Industrial Park, a subdivision of a part of the Northwest Quarter of Section 12, Township 6 South, Range 11 West of the Second Principal Meridian, according to the recorded plat thereof recorded in Plat Book "K", page 166 in the Office of the Recorder of Vanderburgh County, Indiana, to accept the dedication of Lexington Street, as laid out and described upon the plat of said subdivision. Lexington Street has been constructed in accordance with all requirements and standards imposed by the County as a condition for public streets and roads within the County, and for the acceptance and maintenance thereof by the County. Lexington Street has been heretofore dedicated to the public by appropriate language endorsed upon the plat of said Kauai Industrial Park at the time of the recording of such plat, and at the time of the full and undivided ownership of real estate comprising said subdivision by Kauai Corporation.

Kauai Corporation therefore respectfully requests the acceptance of Lexington Street, lying within the said Kauai Industrial Park, by the Board of Commissioners of Vanderburgh County, Indiana, for maintenance for the use and benefit of the public.

Very truly yours, Bowers, Harrison & Kent

By Joseph H. Harrison, Attorneys for Kauai Corp.

Commissioner Schaad moved that Lexington Street be accepted by the County for maintenance on the recommendation of the County Surveyor. Commissioner Willner seconded the motion. So ordered.

RE: STORM DRAINAGE EASEMENTS UPPER MT. VERNON ROAD & BOEHNE CAMP ROAD

A letter was received by the Commissioners from Andy Easley Engineering two weeks ago, stating that they were in the process of designing storm drainage improvements for a proposed subdivision to be constructed on a tract located on the North side of Upper Mt. Vernon Road at Boehne Camp Road and they requested that the Commissioners grant their client an easement to construct the proposed drainage ditch. This matter was referred to the County Surveyor's office at that time for study and recommendation.

Mr. Nussmeyer said that he has checked this out and that he didn't see anything wrong with it except that they don't specify any particular size pipe for Upper Mt. Vernon Road.

Commissioner Ossenberg said that Commissioner Schaad called and found that the pipe that goes under Upper Mt. Vernon Road will be 42".

Commissioner Schaad moved that the easement be granted for the drainage ditch, subject to Mr. Nussmeyer specifying the correct size of pipe that is to go under Upper Mt. Vernon Road. Commissioner Willner seconded the motion. So ordered.

RE: PARKING PROBLEM

Commissioner Willner said he had a call from a religious group who has a trailer that goes aroung to grade schools on a voluntary plan and that they are having a

problem in parking their vehicle at West Terrace School on Upper Mt. Vernon Road. He said they have a place there but it needs some engineering. He said he understands that they aren't allowed to park on school property so they need a place near the school to park, for the safety of the children. He said he would get the particulars and inform Mr. Nussmeyer so he can go out and take a look at it to see what needs to be done.

The meeting recessed at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEYS

Thomas Ossenberg Curt John William Stephens

Thomas Ossenberg Robert Schaad Robert L. Willner nn William Stephens Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 17, 1975

The meeting of the County Commissioners was held on Monday, November 17, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There was no one present today that wanted to bid on the County owned surplus property but Commissioner Ossenberg received the following bids this morning:

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#31.....Code 33-12-17.....1402 E. Tennessee St....Bid of $50.00 #32.....Code 16-9-14.....1709 N. Willow Road.....Bid of $50.00 #33.....Code 16-6-15.....2322 Harding Ave......Bid of $50.00 #34.....Code 15-10-33.....1218 Sycamore St......Bid of $50.00
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These bids were submitted by Joseph F. Freeman Jr. and the parcels were appraised at \$50.00 each. Mr. Freeman's address is 1021 E. Blackford Ave.

Commissioner Schaad moved that the \$50.00 be accepted for each of the four parcels listed above since these were the only bids received on them.

The County Attorney will prepare the deeds and the sale of the County owned surplus property will continue.

RE: AUTHORIZED TO OPEN BIDS

The County Attorneys were authorized to proceed with the opening of the bids that were received this morning for a dump truck that is needed by the County Highway Department.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

BURDETTE PARK

Scott Brinkley	201 Glenview	Grounds	\$2.00 Hr.	Eff: 11/17/75
Steve Lovell	616 S. Barker	Security	\$2.00 Hr.	Eff: 10/14/75

VANDERBURGH AUDITORIUM

William Mitchell	634 Blackford Ave.	Maintenance \$2.25 Hr.	Eff: 11/10/75
Philip N. Roth	1009 N. Kerth Ave.	Maintenance \$2.25 Hr.	Eff: 11/13/75

VANDERBURGH SUPERIOR COURT

Gregory Knight	Probation Officer	\$8,500.00 Yr.	Eff: 11/10/75

RE: EMPLOYMENT CHANGES RELEASES

BURDETTE PARK

Scott Brinkley	201 Glenview Security	\$2.00 Hr. Eff: 11/17/75
Debra Hape	2824 Dennison Ground Crew	\$2.00 Hr. Eff: 11/11/75
Steve Lovell	616 S. Barker Security	\$2.00 Hr. Eff: 11/12/75
Constance Willman	3205 S. Frederick Asst. Cashier	\$2.00 Hr. Eff: 11/11/75
Phillip Outlaw	R.R. 2 Box 30 Rink Guard	\$2.00 Hr. Eff: 11/11/75
Michael Murphy	7409 Pine Ridge Grounds & Main.	\$2.15 Hr. Eff: 11/17/75
Pat Murphy	7409 Pine Ridge Security	\$2.00 Hr. Eff: 11/17/75
Mike Brown	1808 Glendale Security	\$2.00 Hr. Eff: 11/17/75
Robbyn Whitledge	1411 Cumberland Grounds	\$2.00 Hr. Eff: 11/17/75

RE: MONTHLY REPORT

The Monthly Report of the Clerk of the Circuit Court was presented for the approval of the Commissioners.

Report received and ordered filed.

RE: BAUMGART ROAD

Mr. Nussmeyer presented a sketch of plans for the Improvement of Baumgart Road. He said the road and drainage improvements would cost an estimated \$200,000.00 and that they plan to eliminate the narrow bridge and to widen Baumgart Road from it's present fifteen feet to twenty-four feet between Burch Drive & Mt. Pleasant Road, a distance of about one mile where there is a heavy concentration of Industry. He said they are going to improve the drainage and install a forty-eight inch pipe.

Mr. Phil Byers who is the President of the newest industry in the area, which is Chayes Virginia Inc., appeared and said that he and the gentlemen from other businesses in the area were in total agreement with the planned improvement.

Mr. Nussmeyer said that he isn't saying that this will solve the flooding problems but that it would be a definite step in helping the problem.

Commissioner Willner said he wasn't against this project per se but that he had some very serious questions, that they have a big drainage ditch coming down from the McCutchanville area which helps flood the area and on the plans, it shows to leave this ditch run exactly as it has in the past, that it makes almost an 80 degree turn down from McCutchanville, along Heinlein Road and then runs parallel with Baumgart Road to a ditch immediately south of there, that it has never worked in the past and it won't work in this case.

He said the bridge needs to be moved and that if the project needs to be done, it should be done right but that if they are going to do it for certain segments and not help the entire situation, then he is against it.

He said he talked to the Soil Conservation Service and to some Engineer's and he has been out there several times and he has had a lot of agreement on his thinking. He also thought they should have at least partial participation from the businesses located in the area.

Mr. Nussmeyer said he thought the key to the whole thing is what they can work out, as to what these gentlemen want and what they can work out with Omicron.

My. Byers said that if they go to Mt. Pleasant Road, it should be to Omicron's benefit because this is their access road.

Mr. Alvin Burch said the way he understands it is that there was a committment that something would be done per se to Chayes Virginia on the drainage situation which was agreed to and now it is a question of how much is going to be done and where and how much the engineering of it is.

Mr. Byers said their primary problem was the utilities so they could continue the construction and this has been resolved as he understands it.

Commissioner Willner said that Mr. Burch talked about a committment and he would like to pursue this and he asked where this committment came from.

Commissioner Ossenberg said the committment came from him.

Commissioner Willner said he objected a committment being made without the three member Commissioners consent.

Commissioner Ossenberg said the three Commissioners have a right in the final alternative to vote on it and he was asked at the time to keep quiet about it and that he made an informal committment to Chayes Virginia representatives for improving the area in an effort to get them to locate here.

He said he thought the committment came because he saw two new industries coming in here and that we will reap the benefit of the taxes and we will enjoy new employment also. He said that all he heard during the last election campaign was that government was not helping to bring industry here and he felt that they should have industry to come to Evansville.

Commissioner Willner asked Commissioner Ossenberg if he also felt that the other Commissioners should have a voice in it.

Commissioner Ossenberg said that the other Commissioners would have a voice in it on the final vote, also that he backed Commissioner Willner 100% on his proposal in going up to Mt. Pleasant Road.

Commissioner Willner asked that the next time they get a committment, that he is let in on it since this is a three-member board and he would like to keep it that way. He also said that he wants to see Evansville get new industry too.

Commissioner Schaad said that it depends on how much money it will take to do the work the proper way, that there are applications in now for federal funds on two other projects and the county must come up with it's share on them and if there is enough money to do those by matching the federal monies and still have enough to do this, it will be okay.

Commissioner Ossenberg asked if this money couldn't come out of Cumulative Bridge.

Mr. Nussmeyer said he thought they could by stretching it a point since normally, they can go a quarter of a mile so he thought they could go a little further.

Commissioner Willner asked if there was any chance of having some participation in the finances from the businesses in the area.

Mr. Byers said they are closing their plant out east to move it in here and this subject never came up and if they go back now, he just didn't know what would happen, since they were very upset and the problem was resolved last week. He also said they would employ 200 people by next year and possibly 500 in three years, also they feel that this is an ideal location in many respects and the potential for bringing other industry in is very good, particularly if the project is done properly, as Commissioner Willner has suggested, and he thought this project would take high priority. He said they spent several months looking for a location and decided that this was the only site that would go.

Commissioner Willner said that he enjoys relations with all businesses and he wants to see new industry coming in but he thought there were other places to build a plant that are already zoned but that this is beside the point.

Commissioner Ossenberg said the Commissioners went on record and they helped the Evansville Industrial Foundation on Oak Grove Road and also on the Bergdolt Road Project.

He said that everyone is in agreement now and they are on record in that they are going to Mt. Pleasant Road.

He asked Mr. Willis to pursue this and to come back next week.

RE: OPENING OF BIDS ON DUMP TRUCK

The bids received on the Dump Truck for the Vanderburgh County Highway Department are as follows:

Key Ford.....\$10,456.80 Cooke Chevrolet...\$10,961.91 Kenny Kent\$10,468.71 Delivery Date...90 to 120 days

Delivery Date...9 weeks

Alt. bid...\$10,386.19

Delivery Date...9 days

All bids in order

Commissioner Schaad moved that the bids be referred to the Purchasing Department, for them to work it out with Mr. Siebeking as to the bids and the delivery dates and to come back next week with a recommendation. Commissioner Willner seconded the motion. So ordered.

RE: EDIFICATION ON BAUMGART ROAD

Commissioner Ossenberg explained to the news media that Baumgart Road is in the Burch Industrial Foundation and it is a question of widening the road, replacing bridges, straightening out the drainage for Chayes Virginia Corp. and the other new industry that is coming in. He said that originally it was to go to Heinlein Road and the Commissioners are on record now as favoring going to Mt. Pleasant Road.

RE: TOWNSHIP TRUSTEE MATTER

Mr. Bob Nonte and Ms. Blonnie Acton appeared on behalf of Mr. Volpe since he was unable to be here today.

Ms. Acton said this is a matter of a poor relief appeal of a person that was a patient at the Alcoholic Recovery Center who applied for payment as a poor person residing in Pigeon Township. She said he applied for the payment of his bills to the Alcoholic Recovery Center from Pigeon Township Trustee's office and that Mr. Volpe had spoken to the Commissioners in regard to this matter on January 27, 1975. She said it went from here to the State Board of Accounts and finally to the Attorney General's office. She said that one of the local hospitals is working on a similiar situation and they received a letter from the Attorney General's office which reads as follows:

I am of the opinion that the County Attorney and not the Attorney General is the proper person to give Trustees advice and as such, we have no legal authority to act, also that this is not to be considered as an official opinion or binding upon the Attorney General.

Ms. Acton said that evidently, Mr. Volpe did ask for an appearance before the County Commissioners this morning to present this to them and that they are expecting a similar letter from the Attorney General which they will be glad to give the County Attorney when they receive it.

County Attorney Swain said that the guidelines under this case said something to the effect that if there was emergency treatment, it should be paid for by the Township Trustee but this case involved an overdose of drugs and that there was no question in his mind that an overdose of drugs is an emergency which requires immediate treatment. He said so far as alcoholism is concerned, there may be an emergency for detoxification, however, if he remembered correctly, the bill was for 46 days and he couldn't see that the Township Trustee should be stuck for all 46 days, that there had to be a point where the emergency treatment ended and then it had to be rehabilitation, so he couldn't see the Trustee paying for all that time, especially when they don't know the history of alcoholism, that he could be in five or six times a year.

He said their quarrel is really with the Trustee and the Township Attorney.

Mr. Nonte asked if it would help if they had a medical opinion as to how long the emergency was.

County Attorney Swain said that they should talk to Mr. Morrison about it but that he would say no. He said an emergency applies to the question of whether a person is going to live or die and not that he can be a useful member of society, not that he deserves it and not that he can go back to support his family and he can't see a 46 day period as an emergency.

Commissioner Willner said he would like to know whether this person was deemed medically indigent.

Ms. Acton said he applied to the Pigeon Township Trustee on January 13, 1975, that no decision was made and that Mr. Morrison wrote to the State Board of Accounts for an opinion and they turned it over to the Attorney General and the Attorney General is turning it over to the County Attorney.

County Attorney Swain said an application is not a determination that a person is medically indigent.

Mr. Morrison said the case was tabled until he gets an opinion. He said he went with Senator O'Day to talk to the Attorney General and he said he would send an opinion and then they started firing some of the employees and some of them quit, so the matter was lost in the shuffle. He said this same person had been out at Alcoholic Help previously and now for 46 days this time and that he was also at the Veterans Hospital. He said the State Hospital has an alcoholic treatment section that is tax supported by the state and he can't see any reason why these people can't be sent there.

County Attorney Swain asked when this man was admitted and discharged.

Ms. Acton said that if her memory was correct, he was admitted to the Center on November 20, 1974 and discharged on December 30, 1974.

Commissioner Willner said he would like to see a conclusion made on this case.

County Attorney Stephens said if the Trustee denies payment, the case can be appealed

Commissioner Schaad explained that Mr. Morrison is waiting for an opinion from the Attorney General so it goes right back to the Trustee since the Commissioners can't do anything until this opinion has been received.

Commissioner Ossenberg said that the Commissioners are notified that there is an emergency long before the patients release and that if they are going to declare these emergencies after treatment they are going to have to start talking to the Trustee, so he thought they were going to have to resolve this with the Trustee and the Township Attorney.

RE: REQUEST THAT STREET SIGNS BE INSTALLED

Commissioner Ossenberg received a letter from the Association of Land Surveyors & Civil Engineers Inc. on the Kahre Lake Subdivision, stating that the post office will make deliveries to the people residing there when the proper street names are posted in the Subdivision and requested that the street signs be posted at the intersections of Watershore Drive & Brentlynn Court, at Hillsdale Road & Kahre Court, at Hillsdale Road & Ridgeknoll Drive and at Hillsdale Road & Darmstadt Road. The letter was signed by Sam Biggerstaff.

Commissioner Schaad moved that the Traffic Department post the street signs at the designated intersections. Commissioner Willner seconded the motion. So ordered.

Commissioner Willner asked if anyone has requested that the County maintain these streets. He said these roads have been dedicated as public roads so they can post the street signs.

County Attorney Swain said that the streets are only dedicated if they have been recorded.

RE: AREA PLAN REPORT ON REZONING PETITIONS

The Area Plan Commission submitted their report on the Rezoning Petition of 75-27-PC... VC-18-75...

Petitioner and Owner of Record.....Richard & Edward Bengert..R#8, McCutchan Road

Premises affected are situated on the East side of McCutchan Road, a distance of 881.84 feet South of the corner formed by the intersection of Baseline Road and McCutchan Road.

The requested change is from A to C-1B for use as Commercial.

The Area Plan approved this petition with nine affirmative votes.

The Area Plan Commission submitted their report on the Rezoning Petition of 75-28-PC.. VC-19-75..

Petitioner.....F.G. Mattox, G.F. Lang......Address....3324 Lake Drive Owner of Record...H.J. & M.M. Fenwick......Address....3700 Oak Hill Road

Premises affected are situated on the East side of Highway 41, South of the corner formed by the intersection of Highway 41 and Hillsdale Road.

The requested change is from A to C-1 for use as a restaurant.

The Area Plan approved this petition with eleven affirmative votes.

Commissioner Schaad moved that the Commissioners accept the Area Plan Commissions report on these two Rezoning Petitions. Commissioner Willner seconded the motion. So ordered.

RE: REZONING PETITION OF RICHARD & EDWARD BENGERT 7

75-27-PC

Mr. Dan Hewins appeared for petitioner and said that in the voting by Area Plan on this petition with the nine affirmative votes, there was one member that had to leave the room and there was one abstention. He said this is about 1 1/2 acres in size and is about 880 feet South of Baseline Road on McCutchan Road and the request is from A to C-1B. He said this property has been in the Bengert family since 1959 and what is involved is a garage for auto repairs and part sales & service, also that the business got started mostly for private use of the Bengert's and people in the area became curious and they began to provide auto service for these people and it expanded through the years until they needed a building to house the business and six years ago, they came to the Area Plan Commission and sought a conditional use which was granted in May of 1969 and since that time there has been additional expansion of the business and there is now the need for expanding the size of the present facility. He said they went to the Building Commission and obtained the building permits and then the technical staff of the Area Plan suggested they come before the Board to get the zoning to key up with the use that has been there for about fifteen years and what is involved is the expansion of about 1500 feet on to the present building and they are requesting for C-1B because it is the lowest use that includes the auto repair catagory.

There were no remonstrators present.

Commissioner Willner moved that the Rezoning Petition of Richard & Edward Bengert be approved. Commissioner Schaad seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

RE: REZONING PETITION OF F.G. MATTOX & G. F. LANG 75-28-PC

Mr. Ronald Freeson appeared on behalf of the petitioners and submitted a sketch of the property which is located on Highway 41 North and is generally between the Burch Industrial Complex and the 4-H Center. He said this petition is before the Commissioners because there was an existing use for quite some time at this location and then it was vacant for more than the statutory period of time requiring a zoning. He said it is a brick veneer type building and that as soon as the rezoning is completed, it will be cleaned up and the building will be repainted and it will be an asset to the community, also that there will be two entrances at the extreme edges of the property with a large parking area. He also said that there is water and a sewer line which will be connected before the operation begins.

He said that they are only asking for the rezoning of the area where the restaurant is located.

There were no remonstrators present.

Commissioner Willner said he has no questions pertaining to the zoning but he is interested in the drainage ditch immediately to the East, since in the past, they have had some problems where people complained about the ditch being filled up and he thought the Surveyor did take a look at it and said we do have some problems there so this should be looked at so no further damage is done.

Mr. Freeson said he didn't think there was a plan for any construction and he isn't certain that it touches this property to be rezoned but that it does come just North of the building.

Commissioner Schaad wondered if the people that own the building are the ones that filled the ditch.

Commissioner Willner said that he presumed they were but he didn't know this for a fact and he did want to stop this ditch from being filled up and that now is the time.

Mr. Freeson said he could convey the message to Mr. Fenwick but that he didn't think Mr. Fenwick would fill this ditch since it affects his property also, but he did notice some concrete slabs on the front area close to the road.

Commissioner Willner wondered how this could be legally pursued, that he had in mind that the owner of record would maintain this ditch. He said it is not a legal drain.

Commissioner Schaad said there is a bridge under Hillsdale Road and the creek winds around and it is filled with pottery, debris, old lathes and everything else. He asked Mr. Ludwick if he remembered what happened on this.

Mr. Ludwick said the matter was referred to County Attorney Swain who was suppose to contact someone on it and the question was on getting some money to correct the situation.

There was further discussion on the possibility of getting this ditch cleaned out and Commissioner Schaad asked Mr. Lang if this ditch went across the property that he was leasing.

Mr. Lang said that he didn't know for sure but that he didn't think the ditch was on his property.

County Attorney Swain said he didn't understand that Mr. Lang was leasing the property and in a way, this would be penalizing Mr. Lang.

After further discussion, Commissioner Willner moved that the petition of F.G. Mattox & G.F. Lang be approved. Commissioner Schaad seconded the motion.

The vote being unanimous in the affirmative, the motion carried.

Mr. Freeson said he would talk to Mr. Fenwick and see what, if anything, can be accomplished with some friendly persuasion and advise him that if he comes back on the other building without a plan, that the Commissioners will not look too kindly on the rezoning petition.

RE: CLAIMS

A claim was submitted by Jack Harness for travel and lodging expenses to and from Madison Indiana that were authorized by the Board of Commissioners on September 8, 1975, in the amount of \$79.94.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

A claim and refund was received from Torian Insurance Agency showing a credit of \$196.00 as of 12-1-74/75 on policy #L 3 32 56 96, a credit of \$35.00 as of 8-6-75/12-1-75 on L 3 32 56 96 and a credit of \$47.00 as of 8-29-75/12-1-75 on L 3 32 56 96 and a claim in the amount of \$98.00 as of 9-5-75/12-1-75 on L 3 32 56 96, making the total amount of the credit to be \$180.00.

This is for automobile corrections during policy term/and or changes of vehicles.

Commissioner Schaad moved that the payment in the amount of \$98.00 be approved and that the credit of \$180.00 be accepted. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority for furnishing labor and material to install new vinyl partitions and four oak doors in conjunction with Court Room remodeling, Room 218, Courts Building per authority of President Ossenberg, letter dated 10/6/75, in the amount of \$3,450.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority for furnishing labor and equipment for moving seven library shelves and books from room 218, Courts Building, to room 211, Courts Building, in connection with Court Room remodeling, per letter dated 10/6/75 by President Ossenberg, in the amount of \$1,453,40.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was received from Daniel K. Riddle for the purchase of easements for North Kentucky Avenue...6 parcels at \$200.00 per parcel. The claim is in the amount of \$1,200.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: LEASE OF DAM 48 FOR RECREATION SITE

هم مرم السينها الراء التيما

County Attorney Stephens said he received a copy of the lease for Dam 48 from the Corp. of Engineers.

He said the lease is for a basic period of one year for maintaining 28 acres of land near Old Lock & Dam #48 in Union Township for use as a park beginning on January 1, 1976 and terminating December 31, 1975, for the sum of \$1.00 and the lease provides that the County will be responsible for a number of things, including Soil Erosion. He said the County is apparently given the right to sublease and provide the facilities for concessions and for people who might want to use the cabins but they can only do this after they have first made plans of what they are going to do through the District Engineer who has the right of approval or disapproval and the County has the right to charge admission or user fees, however any money that is derived from that must be used for maintenance of the property.

He said either party can terminate the lease with a 30 day notice and both parties are given a right of termination.

He said if the Commissioners approve this lease, he will first send it to the County's Liability Insurance carrier who will endorse it as to the loss payable clause, payable to the government for any loss that may be sustained to the property by the County's negligence.

He said the County has financial obligations here, also that the County should have some kind of use plan and that if the property is turned back to them, the County will be responsible in turning it back, in about the same condition it is in now.

Commissioner Schaad said he thought that the opportunities are great enough here but that it is just a matter of everyone getting together to see what can be worked out.

Commissioner Schaad moved that the Commissioners sign the lease and work out the details later. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said they could use C.E.T.A. money to clean the area up and to do whatever is necessary. He suggested that each Commissioner appoint two members to form a Citizens Committee and said this would probably have to be operated under the Park Department.

Commissioner Ossenberg said this Committee would work with the Vanderburgh County Park Board in an advisory capacity.

Commissioner Schaad moved that each Commissioner appoint two people to serve on this Board, with Bob Hertzberger to serve as Chairman, ex officio.

Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg said he would talk to Mr. Hertzberger and that the Commissioners can each submit the names of two people that they are appointing to this Board, next week.

RE: SETTLEMENT MADE

County Attorney Swain said that McCutchan, one of the four condemnations on the L & N Overpass has been settled for with the last offer by our appraisal land buyer in the amount of \$5,000.00.

Commissioner Schaad moved that County Attorney Swain be authorized to settle this matter for the appraised value in the amount of \$5,000.00.

Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crooks presented the Notice To Bidders, that he was requested last week to prepare, for the construction of a new equipment shed structure, an addition to the existing County Highway Garage. located at 5105 St. Joe Avenue. He said it is written for two separate phases, one for the footing and one for the structure and also for bids on both phases combined.

Commissioner Schaad moved that Mr. Crooks be authorized to advertise for bids. Commissioner Willner seconded the motion. So ordered.

The bids will be advertised on November 19th & 26th, 1975 and will be received and opened on Monday, December 8th. 1975.

RE: ABSENTEE REPORT

Mr. Linzy submitted the Absentee Report for the employees of the County Highway Garage for the past week.

Report received and ordered filed.

RE: NORTH KENTUCKY AVENUE BRIDGE

Mr. Nussmeyer again presented the plans for the bridge on North Kentucky Avenue, over Little Pigeon Creek, since Commissioner Willner wanted some kind of figures.

Mr. Nussmeyer said they \$150,000.00 on the bridge and the City will participate in this project.

Commissioner Schaad said the County is going to do the structure and straighten out the drainage and the City will do the rest.

Commissioner Willner asked what the total project will cost the County.

Mr. Nussmeyer said it will cost the County between \$150,000.00 and \$165,-00.00.

After further discussion, Commissioner Schaad moved that the realignment of Little Pigeon Creek be left in the contract. Commissioner Willner seconded the motion. So ordered.

RE: GERMAN TOWNSHIP WATER DISTRICT PROJECT

A gentleman from the Construction Company that will be doing the work for the German Township Water District, appeared and presented a drawing of area where they need to cut the road at Boonville-New Harmony Road for the construction of a water distribution system.

Commissioner Schaad said the Commissioners gave them the authority to use the easement along the County road Right of Way but they have run into a problem near the Railroad tracks that will necessitate them cutting into the road itself, for which they had no authorization so the Commissioners agreed that they would have to come in with a formal request for the cut into the road.

Commissioner Ossenberg said that Mr. Nussmeyer has no objections to it as it is, so it was agreed that they go ahead and do the work and then submit a formal application for a request to make the cut, next week.

RE: STORM DRAINAGE EASEMENT UPPER MT. VERNON ROAD & BOEHNE CAMP ROAD

The following letter was received by Mr. Nussmeyer from Andy Easley Engineering:

Dear Richard:

In accordance with your request we are enclosing a copy of our run-off computations and hydraulic design calculations for the proposed 42" culvert under Upper Mt. Vermon Road and the open channel to be constructed in the storm drainage easement Southerly of the road.

We are also enclosing Xerox copies of the hydraulic design charts which were used to design the storm drainage facilities proposed for this location. If any additional information is required, please contact this office.

Your office will be given an opportunity to review the construction plans for the facilities prior to their construction.

Very Sincerely, Andy Easley

The motion was made last week, and seconded, that the easement be granted for the drainage ditch, subject to Mr. Nussmeyer specifying the correct size of the pipe that is to go under Upper Mt. Vernon Road.

Mr. Nussmeyer has agreed that the correct size of the pipe is to be 42" and this is what Mr. Easley has proposed so he has been authorized to proceed with the work.

RE: POOR RELIEF

RUSSELL HUFFMAN.....2833 Dennison....Perry Township...V.A. Pending

Mr. Russell was to have appeared before the Commissioners today but the case was cancelled so no action was taken.

The meeting recessed at 11:20 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING NOVEMBER 24, 1975

The meeting of the County Commissioners was held on Monday, November 24, 1975, at 9:30 a.m. in the Commissioners Hearing Room with Vice President Schaad presiding.

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

Vice President Schaad said that he will conduct the meeting since President Ossenberg's Mother-in-law passed away and he asked to be excused today.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned Surplus Property. The bidding will remain open and the sale will continue.

County Attorney Stephens reported that Mr. Joseph F. Freeman Jr. who had bid on four parcels last week has now changed his mind and doesn't want three of the parcels and he wasn't sure about the fourth parcel but said that he would let Mr. Stephens know what he intends to do.

RE: AWARDING OF CONTRACT FOR DUMP TRUCK

Mr. Huffman of the Purchasing Department appeared and said that there are two bids that are in contention and they are from Cooke Chevrolet whose alternate bid was \$10,386.19 and from Key Motors at \$10,764.73, an optional bid that wasn't read into the minutes last week.

Mr. Siebeking said that due to the fact that the delivery date of Key Ford is only from 90 to 120 days and the difference in cost is only approximately \$400.00, also that they have all ford equipment, his recommendation would be the truck from Key Motors.

Commissioner Willner moved that the Commissioners accept the Key Motors bid in the amount of \$10,764.73 for the dump truck needed by the County garage. Commissioner Schaad seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES....APPOINTMENTS

VOTERS REGISTRATION OFFICE:

Edna Henry	3904 Clement	Clerk	\$15.00 Day	Eff: 11/17/75
Beverly Abell	3417 Austin	Clerk	\$15.00 Day	Eff: 11/17/75
Edith Johnson	917 N. Kelsey	Clerk	\$15.00 Day	Eff: 11/17/75
Joyce McCaffrey	5122 Golden Tower I	or. Clerk	\$15.00 Day	Eff: 11/17/75
Jo Ann Page	924 Bayard Pk. Dr.	, Clerk	\$15.00 Day	Eff: 11/17/75
Betty J. Ray	2316 Wedeking	Clerk	\$15.00 Day	Eff: 11/17/75
Velda R. McQueen	5008 Oakwood Pl.	Clerk	\$15.00 Day	Eff: 11/17/75
Susan A. Kites	3207 Bellemeade	Clerk	\$15.00 Day	Eff: 11/17/75
Patricia A. Grone	otte 1800 Stevens	Clerk	\$15.00 Day	Eff: 11/17/75
Virginia Robinson	n 909 Meyer Ave.	Clerk	\$15.00 Day	Eff: 11/17/75

RECORDERS OFFICE

Sally A. Ziccardi 2675 W. Oregon St. Misc. Dep. \$5,461.14 Yr. Eff: 11/24/75

BURDETTE PARK

Bruce L. Wright 2610 Selzer Rd. Jr. Rink Guard \$2.00 Hr. Eff: 11/18/75

RE: EMPLOYMENT CHANGES.... RELEASED

RECORDERS OFFICE

Marcia L. Mayer 2415 Saratoga Dr. Misc. Dep. \$5,461.14 Yr. Eff: 11/24/75

RE: PROBLEM OF PLAZA EAST SIGN

Mr. Edwards talked to the Commissioners in reference to the Plaza East Sign. He said this sign has been in the state of limbo for some time with a violation on it because of the position of it and he wanted to appear before the board in order to get permission from the County because it is located in the County. He said he has the permit from the County that he obtained last summer when they installed the sign and they had assumed they were legal in doing this, at that time.

Commissioner Schaad said that he understands that the sign is in the County Road Right of Way and to his knowledge, that they have never set a precident of any signs being put in the County Road Right of Way except for directional signs or those that are strictly for highway safety. He said that Mr. Edwards has been asked to remove the sign.

Mr. Edwards said he deemed that this sign is a directional sign and more than for advertising value.

Commissioner Willner said his position would be that this sign created some problems to traffic, in exiting at this location, also that if the Commissioners allow one, they will have to allow all.

Mr. Edwards said they had the sign put up high enough so it wouldn't block anyone's vision and cause a traffic hazard.

Commissioner Schaad said that the sign is in violation by being on the County Right of Way and he didn't know if someone made an error or not by approving the original grant or not but that one wrong doesn't make a right and it seems like there should be some other way to solve the problem.

Mr. Edwards said that the Area Plan Commission had approved the location of the sign as well as the County, since he has the permit.

County Attorney Stephens said someone erroneously approved the location of the sign and that the Commissioners could affirm this or they could reverse it.

Commissioner Schaad said he thought this matter should be referred back to the Area Plan Commission to see if they can find another location for it.

Mr. Wilson of Area Plan said the sign shouldn't be in the County Right of Way and it is their error in permitting it to be there, so he could put it on the edge of the County Road Right of Way but he wanted to know if the Commissioners would allow it to stay in the County Road Right of Way or not and Area Plan could take it from there.

Commissioner Willner moved that this matter be referred back to Area Plan and asks that they find a suitable site within the grounds and if they can't, to report back to the Commissioners. Commissioner Schaad seconded the motion. So ordered.

RE: CERTIFICATE OF INSURANCE

A Certificate of Insurance was submitted from the American States Insurance Company on the Insured, Larry Aiken Management, for the Theatrical Performance of the Musical, Irene, for lease of the Premises at the Auditorium.

Certificate received and ordered filed.

RE: REQUEST BY SHERIFF FOR TELEPHONE

A letter was received from Sheriff DeGroote, requesting permission from the Commissioners to have one additional telephone and one extension phone to the number that will be designated and connected to the Centrex System, the telephone is to be utilized by the newly formed Youth Development & Assitance Bureau, located in the office of the Auto Club Building at Riverside & Locust Street.

Commissioner Willner moved that Sheriff DeGroote's request be approved. Commissioner Schaad seconded the motion. So ordered.

RE: PROBLEM OF DELINQUENT TAXES

Ms. Lena Sherman appeared and explained that her property, code no. 22-68-16 will be deeded to the County on December 1, 1976, for delinquent taxes but that she would appreciate it if something could be done to keep it from going to the County until she can pay the \$757.91 in taxes that she owes.

Mr. Brinkmeyer, an attorney, appeared and said that Ms. Sherman is a friend of his and that she asked him if he would assist her in this matter. He said that Ms. Sherman would like to request that the sale of her property be postponed for a reasonable period of time during which she can collect some assets from her fathers estate which include an Insurance policy and his automobile. He said they have filed a claim with the Insurance Company.

County Attorney Stephens said that the Treasurer does have an installment plan, whereby Ms. Sherman could pay off the taxes that are owed.

The Commissioners then referred Ms. Sherman to the County Treasurer so something could be worked out for her to pay her delinquent taxes and keep her property.

RE: LETTER FROM C.O.G.

Commissioner Schaad said that an authorization has been received from C.O.G. which has been given the Identification number of 1975-136, Project Railroad Warning Devices Federal Program Title in the amount of \$100,000.00. He said the pre-application that was sent in for the Railroad crossing warning devices on Boonville-New Harmony Road has been approved and that the Commissioners may now complete the application with the appropriate Federal Agency. Letter received and ordered filed.

RE: SUIT FILED BY HENDRICKS COUNTY

Commissioner Schaad said he thought that all of the Commissioners received a notice in the mail that Hendricks County in Indiana is filing suit against the State for Interest on Inheritance Tax that wasn't distributed to the counties. He said there was apparently, some time ago, \$16,555,787.95 which was paid to the County but they contend that there is interest in the amount of 6% on that money in the amount of \$609,521.65 which wasn't distributed to the counties, so Hendricks County, on behalf of all the other counties of Indiana, excluding Marion County, are filing suit so that the counties will share in this interest. He said that Vanderburgh County can ask to be excluded and not be included in the suit or they can have their own council and if the Commissioners decide not to do either, they will just include us and if there is any monies, Vanderburgh County will just get their share of it.

County Attorney Stephens said that attorney fees will be deducted from the money for the firm that brought the suit and there would probably be about \$30,000.00 from it.

Commissioner Willner moved that the Commissioners join the suit with Hendricks County. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by George S. Olive & Co. for Joint Department of Legal Services, for services rendered in connection with examination of accounts and financial records for year ended December 31, 1974, in the amount of \$300.00.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Sheriff DeGroote for the meals of the prisoners that were served from October 15, 1975, to November 14, 1975, in the amount of \$6,826.30.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Cooke Leasing Co. for the vanderburgh County Sheriff's Department for the lease of one car @ \$149.35 per month for one year at \$1,792.20 and for the lease of another car @ \$157.30 per month for one year at \$1,887.60. The total amount of the claim is \$3,679.80.

Commissioner Willner moved that this claim be approved on the recommendation of Sheriff DeGroote. Commissioner Schaad seconded the motion. So ordered.

RE: TOWN OF DARMSTADT....AGREEMENT

Mr. Robert Schuttler, attorney for the Town of Darmstadt, appeared and presented a proposed contract that reads as follows:

WHEREAS, the Town of Darmstadt is an incorporated town within Vanderburgh County and receives from the State of Indiana certain funds for road maintenance and repair for those roads located within the corporate limits of Darmstadt, and

WHEREAS, parts of the boundaries of the Town run along the center of portions of Fleener Road, St. Joseph Avenue and Inglefield Road, and

WHEREAS, Vanderburgh County receives all the road maintenance funds for those roads which constitute the boundary between the county and the corporation boundary line, and

WHEREAS, it is desired by both parties to formalize an understanding as to the responsibility for the care and maintenance of the portions of those roads in which the common boundary line is in the center of the road, now therefore.

IT IS MUTUALLY AGREED AS FOLLOWS:

That Vanderburgh County, upon the proper adoption of this memorandum agreement, agrees to be responsible for all road maintenance, servicing and care, including ditch areas, along those county roads in which the common boundary line of the county and town runs down the center of the road, and that all monies due by reason of such maintenance and repair shall be the property of Vanderburgh County.

Mr. Schuttler said that this agreement formalizes an understanding with respect to actually taking care of the road which forms a common boundary line which has not been done to now. He said that the county gets the money so they should assume the responsibility for the maintenance and the care. He said this is a proposed contract and after it has been inspected and approved, it should be placed on the agenda for adoption.

Commissioner Willner said that when the Town of Darmstadt was laid out, the boundaries ran down by someone's mistake, he believed, that the boundaries ran down the center of the road, along a quarter of a mile section of St. Joe Ave. and probably one-half mile section of Inglefield Road and these are the only two areas that it does conflict and that this is an agreement to clarify the matter.

Mr. Schuttler said that the County is getting gasoline tax money and that Darmstadt isn't getting any gas tax money on the portion at the center of the road.

Commissioner Willner moved that this matter be referred to the Legal Department for one week. Commissioner Schaad seconded the motion. So ordered.

RE: BAUMGART ROAD

A sketch of plans for the Improvement of Baumgart Road was presented last week and the road and drainage improvements were discussed and the Commissioners went on record that they were going to Mt. Pleasant Road. This matter was to be pursued and taken up again this week.

Mr. Nussmeyer said that they were unable to get Omicron to go along with their proposed plans and he explained what route they could take as an alternative and that it included going into property owned by the Heinlein's. He said that he will contact Jack Stone who is representing the Heinlein's, which is their next step.

Ms. Ann Weaver said that she lives on Petersburg Road, overlooking the woods on Heinlein Road and asked if the Commissioners were discussing this area, since she has a problem.

Commissioner Schaad explained what section they were discussing and that sometime ago, they discussed the widening of Baumgart Road and to take care of the drainage since some of the ditches were not adequate and they were flooding the property. He said they were trying to decide how to run the ditch to get it into the creek, also that they were going to widen Baumgart Road. He said if there is another problem out there so far as the developers are concerned, the Commissioners have no jurisdiction.

He said that Ms. Weaver would need to contact Mr. Alvin Burch.

The plans now depend on the Heinlein's so Mr. Nussmeyer will contact Mr. Stone and look into the matter and will report back to the Commissioners next week.

RE: RESIGNATION OF MR. EDWARDS

Mr. David Edwards has resigned as Executive Assistant of the County Council, effective at the close of business on November 28, 1975, to take the position as Industrial Economist for the Federal Government.

Commissioner Schaad said that it has been a real pleasure working with Mr. Edwards and that the Commissioners are sure sorry to see him leave his present position, that he sort of looked forward to working with Mr. Edwards in the future but he guessed he wouldn't now have that privilege.

Commissioner Willner wished Mr. Edwards luck in his future employment and asked him to stop and see the Commissioners when he comes back to town. The Commissioners wished Mr. Edwards well.

RE: MR. CROOKS

Mr. Crooks said that thirty days have lapsed in regard to the time that Mrs. Behme was given in order to complete her house at 8314 Spry Road and to his belief, there has been absolutely nothing done to the property and he asked what is the next move that he should and could make.

Commissioner Schaad said that Mr. Crooks should suggest whatever falls in line as his next move and to do it.

Mr. Crooks said the next move then would be to write condemnation against the building and ask that it be torn down.

County Attorney Swain said that whatever Mr. Crooks does, it will be without the advice of counsel, that he didn't think this would be proper.

Mr. Crooks said this building was started three years ago and nothing has been done since then and he thought it was a crying shame to leave it sit there like it is.

Commissioner Schaad said it was a house that was started several years ago and never was finished and is deteriorating away, also that it is an eyesore for the neighbors and that Mrs. Behme had asked for an extension of time which the Commissioners have given her and still nothing has been done.

County Attorney Swain said that it wouldn't look that bad if she cut the grass and asked if Mr. Crooks wanted to tear the house down because the grass is there.

Mr. Crooks said they have gone to the people where they have a similar situation and asked them to do something about it and they usually do it, also that they are tearing down these eyesores in the City, daily.

County Attorney Swain said that the house doesn't look that bad and you don't tear a house down just because the neighbors are complaining. He said that every problem doesn't necessarily have a solution.

County Attorney Stephens said there is some solution but that they aren't very desirable.

Commissioner Willner said that the last he heard on this matter was that one of the neighbors had made an offer for the house and Mrs. Behme was contemplating on taking the offer. He asked if any further action was taken.

Commissioner Schaad said who knows, that the last time he talked with Mrs. Behme, she said that her commercial property had been sold and that if the Commissioners gave her thirty more days, she would do something about her house and it is just the same old thing, that nothing has been happening.

Mr. Crooks said that he was of the opinion that she assured the Commissioners that she would do something with it.

Commissioner Schaad said that she did assure them that she would do something but they gave her the extra thirty days and she hasn't done anything. He also said that he understood that Mrs. Behme must be out of her place of business that was sold, by January 1, 1976.

Mr. Crooks said that most of the grass has been cut but that the yard is full of junk and it is an eyesore.

County Attorney Stephens said if the grass is the problem, that the Commissioners should have the grass cut and send Mrs. Behme the bill.

Commissioner Willner asked County Attorney Swain to give the Commissioners the legal options they have in this matter.

Attorney Swain said that their legal options are to either condemn it, forget it, or they can make her clean it up. He said he conceded that Mrs. Behme has been a pain for five years but that she did exactly what the Commissioners told her to do, to rebuild the house and she hasn't finished it but she has spent the money for it, and now they are penalizing her for doing what they told her to do.

Commissioner Schaad said the point is that the Commissioners have given her extra time to do something on the house and she hasn't done anything on it for a long time. He said that he would also hate to see the house torn down.

County Attorney Stephens asked Mr. Crooks, if in his judgment, this house is a menace to the health to the community.

Mr. Crooks said this is what he was told, that he hasn't seen it himself. He said that he was told that the place was ret infested.

County Attorney Stephens said if this is true, the property can be condemned on this basis.

Commissioner Willner said that he would like to make a motion that the Commissioners do something, even if it's wrong, but he would like for Mrs. Behme to be present so he would like to postpone it for one week with the request that she be here. Commissioner Schaad seconded the motion. So ordered.

Commissioner Schaad asked Mr. Crooks to write Mrs. Behme a note requesting her presence at next week's meeting.

RE: MR. HOTZ

Commissioner Schaad asked Mr. Hotz if his secretary called him in regard to the corn that was received for the fowl at the Boehne Lake.

Mr. Hotz said that he was notified of this matter.

Commissioner Schaad said that the Future Farmers of America brought about thirty-six bags of about fifty pounds each, of corn, that has been collected for the fowl and he requested that Mrs. Smith write them a thank you note. He asked Mr. Hotz if he had a place to dry the corn.

Mr. Hotz said he thought he had the space to dry the corn and that he would take care of it.

RE: MR. SEIBEKING REQUEST

Mr. Seibeking said he has some people here that would like to make a request to the Commissioners on Bartons Lane.

Irene Stephenson and Gary Lawson appeared on behalf of the residents of Bartons Lane and presented the Commissioners with a petition from them.

Mr. Lawson said they were wondering if they could get the road widened, that it is now only one lane and if they meet anyone on the road, they have to pull into a driveway or into someone's yard. He said they have a culvert that runs under the road about one-tenth of a mile off Mesker Park Drive and the shoulders are starting to give and there is a chance that it will cave in before winter and there is a need for a ditch on the North side. He said the last time the county filled it in with gravel, the first time it rained hard, it washed down under the culvert. He said the road is also full of pot holes and is rough and they wondered if they could get it widened.

Mr. Seibeking said that Bartons Lane is less than a mile and he thought that maybe it was eighteen feet wide. He said that he could check out the Right of Way this week if the Commissioners want to bring this matter up again next week.

Mrs. Stephenson said it would be nice if the road could go straight out to Mesker Park Drive.

Commissioner Willner said that he would like for Mr. Seibeking to go out and grade the road immediately but he also wanted to know if the Commissioners needed more Right of Way, if the residents would be willing to provide it.

Mrs. Stephenson said that she and Mr. Lawson both have double lots and they would be willing to give the additional Right of Way, also that all of the residents have signed the petition, with the exception of three families and she hasn't gotten to contact them yet.

Commissioner Schaad explained that it has been the Commissioners policy, in the past, that when they do this work, where there is a tile that goes under the driveway to get into their property, that the property owner provides the tile that is the correct size and the county will install it.

Mr. Seibeking said that he will check on the width of the road and the Right of Way and come back next week.

RE: ABSENTEE REPORT

Mr. Seibeking submitted the absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: BRIDGE ON ST. JOE AVENUE

Mr. Nussmeyer said he was requested, a few weeks ago, to investigate the possibility of tearing out the old bridge and installing drainage pipe in the valley and covering it with dirt and requesting 100 feet of Right of Way on either side of the bridge on St. Joe Avenue.

He said that he sent the proposal to the Penn Central Railroad Co. and has received a letter from them acknowledging the proposal. The letter read that they will investigate the proposal and will advise later.

County Attorney Swain said they can't do this because it is abandoned.

Commissioner Willner said that it is abandoned by the fact that they can not use it if they wanted to and it has been so for a long time.

County Attorney Stephens said that it could be filled in but the agreement reads that if they were ever forced to open it up, the county would have to dig it out again.

In discussing the matter of the Fenn Central Railroad Bridge, Commissioner Willner said there has been a motion which was seconded, that the County Attorneys file suit, so this should be done or either they should rescind the order.

County Attorney Swain said that he almost has to go to Philadelphia to file suit. He said the Railroad is operated by three Trustees in bankruptcy and he thought that the Trustees and bankruptcy has taken over to the total exclusions of the whole world.

County Attorney Stephens said they have given the Commissioners a deed, abandoning the bridge structure itself and they can't force Penn Central to do anymore than they already have, unless they want to acquire it by condemnation.

Commissioner Willner said they should then condemn the railroad tracks. He said this letter tells the Commissioners that they are going to do nothing.

County Attorney Stephens said he would fill it in and forget it.

Mr. Nussmeyer said that what it amounts to is that they can go in there and fill it and if the I.C.C. tells them at a future date to open it, he guessed they would have to open it.

There was further discussion of condemnation and County Attorney Swain said they could condemn it for the purpose of getting Right of Way to build a bridge but to condemn it would be taking their rights away to use it and he didn't think they could do that. He said we're not getting anymore than they have given us by dead.

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County Attorney said this is correct, that they have given us the right to build a bridge, at our own expense and our own maintenance, that they have given us the bridge that is there now and the right to build a new one or to fill it in.

Commissioner Willner said yes but that even a man that didn't have his right mind, wouldn't want to build a bridge over something that wasn't used when he had a chance to fill it.

Commissioner Schaad said that the difference in cost of building a bridge and of filling it would be tremendous.

County Attorney Swain said this is true but the Commissioners must weigh the cost of maybe having to open it up too.

Commissioner Schaad wondered if they went ahead and filled it and took care of the drainage, if Penn Central could stop them by filing suit.

Commissioner Willner said that he doubted it but that when it came time to open it up, they would probably come back and file suit against us then.

County Attorney Stephens said his recommendation would be to fill it in but that he would look at the deed to see if there is enough Right of Way to do this and he will come back next week.

RE: VILLAGE ACRES SUBDIVISION

Mr. Ludwick said that Mr. Ray Weber, owner of some ground south of Village Acres Subdivision on Peerless Road, called last week and asked if he could build a road and connect it to an existing dedicated road in the Village Acres Subdivision. He stated that Mr. Weber was told by his attorney, that he would have every right to do this if he so desired so he is going to call Mr. Weber and tell him that he can build a road up to that line and use the existing divided road.

County Attorney Swain said by the same token, Mr. Ludwick should explain to Mr. Weber, clearly, that he can't force the proprietors of the Subdivision to improve the road but he couldn't understand why he wanted to do this because it would be a dead end anyway.

Mr. Ludwick said that Mr. Weber does want to do this and that the Commissioners said it was okay for him to come in here and made a road if he wanted to.

County Attorney Stephens stated that he had said Mr. Weber could use the Right of Way.

He said the road isn't there but the dedication is there for public use, but that Mr. Weber can put gravel on it if he wants to. He said the first thing he heard Mr. Weber talking about was vacating the road but he has evidently changed his mind about this, also that he couldn't see how Mr. Weber was helping himself by spending any money on this road.

RE: BAUMGART ROAD

Mr. Ludwick told the Commissioners that they would have to have more money on the Baumgart Road project since they will be about \$105,000.00 short and they only have the rest of this week to write a letter to the County Council to get it on the agenda so they should keep this in mind. He said they have \$95,000.00 and the Commissioners were talking about a \$200,000.00 job, going all the way to Mt. Pleasant Road and they are adding a lot of roadway.

RE: POOR RELIEF

something from them.

RUSSELL HUFFMAN....2833 Dennison....Pigeon Township....Mrs. Bowling, Investigator

Commissioner Schaad said that Mr. Huffman isn't here but that Mrs. Bowling, the Investigator, is here and she would like to make a statement concerning this case.

Mrs. Bowling said that Russell who is 19 years old, is emotionally disturbed, that he is a veteran and he can't figure out why he hasn't received his V.A. pension checks, since he applied for them in something like March and that he came in to the Trustee's office in May and the checks have been pending ever since. She said she had him to go to the Veteran's Service office so they could help him but she didn't know if anyone was working on it or not, since he should have received

Mr. Bob Moran appeared and was told of the problem Mr. Huffman was having and he said he knew of the case and he would have pulled his file if he had known what the problem was but that he would check his file and get a copy of his discharge and check on his compensation. He said if Mr. Huffman has a claim number, he can call and see what has happened but on the other hand, if he has never made an application for compensation, they won't just give it to him, that he must apply for it.

Mrs. Bowling said she was sure that someone in the Veteran's office knows that Mr. Huffman made application because when she talked to them, they said they knew they should have something on him but they hadn't heard anything.

Mr. Moran said if he has made application and they have a file on him, he can make a phone call and find out what has been done and will report back to the Commissioners.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 1, 1975

The meeting of the County Commissioners was held on Monday, December 1, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg 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 engrossed by the Auditor and the reading of them was dispensed with.

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned Surplus Property. The bidding will remain open and the sale will continue.

RE: RAY BECKER PARKWAY

Commissioner Ossenberg said the Commissioners will have to have an amendment to the engineering on the Ray Becker Farkway. He said the engineering on the bridge was done by the County Surveyor's office and the County Engineer and a form was filed which was called an E-72 and this was not bought by the L & N Railroad Co., that the bridge was not strong enough and in order not to delay the project, the Federal Highway and the State of Indiana, along with the L & N Railroad Co. has asked that they re-do the engineering with not re-bidding.

He said that it must be on an E-80 form and a Louisville firm which does the engineering for the L & N will do the work at the County's expense in the amount of an additional \$21,000.00.

He said that the justification of this is that the engineering, in the very beginning, did not cost the same thing and if they had gone outside to hire an engineering firm to do it, the cost would have been much more, so in order to pursue this and facilitate the Ray Becker Parkway, they are going to have to hire an outside consultant which is suitable with the L & N and Federal Highway people and the State of Indiana, so the additional cost will be \$21,000.00;

Commissioner Schaad said he understands this would be paid to the City since the City will be negotiating the contract with the Engineering Firm and it is a joint venture.

Commissioner Ossenberg said that once the bridge is built, it is no longer the responsibility of Vanderburgh County, that all the responsibilities of the bridge will be assumed by the L & N Railroad Company.

Commissioner Schaad moved, under the circumstances, that the amendment to the engineering and the additional cost be approved. Commissioner Willner seconded the motion. So ordered.

RE: EMPLOYMENT CHANGES APPOINTMENTS

BAIL BOND - VANDERBURGH CIRCUIT COURT

Terry L. Meyers 1407 Howard St. Interviewer \$3.00 Hr. Eff: 11/24/75

RE: EMPLOYMENT CHANGES.... RELEASES

BAIL BOND - VANDERBURGH CIRCUIT COURT

Gregory E. Knight 291 P.O. Box Interviewer \$3.00 Hr. Eff: 11/24/75

CIRCUIT COURT

Marguerite Harding 1509 Lincoln Ave. Grand Jury Report, \$200.00 Pay Eff: 11/22/75

RE: TRAVEL REQUEST

Commissioner Ossenberg said that County Attorney Swain has requested that he be permitted to travel, that he and his wife would like to motor to Indianapolis on Thursday, December 4, 1975, for a meeting of the Indiana Association of County Attorney's.

He explained that this is the Association of County Governments of which Mr. Swain is an officer.

Commissioner Schaad moved that Mr. Swain be permitted to go on the trip and that the County pay his expenses. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The monthly report of the Bureau of Traffic Engineering was submitted on work done and materials used for the month of October, 1975.

Report received and filed.

RE: CLAIM

A claim was submitted by the Evansville Bicentenial Council on Account # 506-130-543.10 for expenses in the amount of \$1,000.00.for 1975.

Commissioner Ossenberg said that the County Council granted this money to the Bicentenial Council through the Commissioners budget, that he has signed it and according to the County Auditor's office it is all okay.

Commissioner Schaad moved that the claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville Courier for the Vanderburgh Commissioner of Buildings Notice to Bidders in the amount of \$34.37 for the wrecking of buildings. Proof of Publication enclosed.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by Brinks Incorporated. This is by contract to the Clerk of Vanderburgh Circuit Court and the amount of the claim is \$85.80.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by the Evansville Building Authority for the Court Room Remodeling of Room 218,207,211 & 214, per authority of Tom Ossenberg 10-6-75, in the amount of \$2,828.61.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville Building Authority for the labor and material to install an independent 220-volt outlet for new Xerox machine in Room 216, the office of the County Clerk in the amount of \$200.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville Press for the Notice to Bidders for the Vanderburgh Commissioner of Buildings, for the wrecking of buildings in the amount of \$34.37.

Proof of Publication enclosed.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

A claim was submitted by Jacqueline Dishman for damage to easement at 8210 Pine Creek Drive, in the amount of \$50.00 as per agreement by the Board of Commissioners at their July 21, 1975, meeting. This is in Evergreen Acres.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: CONTRACT SIGNED

Last week, Key Motors was awarded the contract for the dump truck that is needed by the County Highway Department. The Commissioners signed the contract at this time.

RE: DAM 48 RECREATION SITE

The lease for the Dam 48 Recreation Site was discussed and County Attorney Stephens said that what they are now waiting for is endorsement by the County Insurance Carrier so he suggested that the Commissioners secretary call Mr. Torian to get this matter expedited so he can send it back to the Corp of Engineer's.

Commissioner Schaad said there is no point in doing anything until the County legally has the site.

Commissioner Ossenberg said that the Commissioners are each to name two people to the Committee for this program at Dam 48, that they must have the signature of the County's Insurance carrier and that it must also be signed by the Corp of Engineer's, so they will hopefully name this committee next week.

RE: MR. CROOKS BEHME PROPERTY

Last week there was discussion as to what action to take on the property of Ms. Behme at 8314 Spry Road, since no progress has been made on it, so the Commissioners requested that Mrs. Behme attend today's meeting so something could be decided on it.

Mr. Crooks said that last week, there seemed to be some question about the legal procedure they were pursuing and that according to the Vanderburgh County Building Commission Revision "C" which reads that construction work that has been stopped for a period of six months or longer, then the building permit issued for that construction shall be void and a new building permit must be issued before work is resumed, on the payment of full fees and providing for performance bond in the amount of not less than \$5,000.00 and not more than the value of the construction, payable to Vanderburgh County. The construction started but not completed and on which a building permit has expired and a new permit is not granted shall be subject to condemnation.

Mr. Crooks said he thought this sets up the legal authority for the County to proceed and that, as discussed last week, he hasn't seen any change in the building since the 30 days grace period and he said that Ms. Behme is here today to review with the Commissioners as to what her plans are.

Ms. Behme said she would like to clear up the rat situation, in that Mr. Dimmett lived there and had two bay horses, that he cared for the ground in the neighborhood, gathered the corn and put it in the garage where he kept the horses so when he got the job with Oak Hill Cemetery, he had to move to the city so this left stuff out there that Mr. Frame, who is a neighbor, didn't like and all of the mess went in her yard and she had to pay to have two truck loads of it removed. She said she didn't think the situation out there has changed one bit.

Mr. Crooks asked Ms. Behme what her plans were on her house that is still under construction.

Ms. Behme said that if the good Lord is willing, she hopes to get the whole mess cleared up by 1976 so she won't be bothered with that area anymore.

Mr. Crooks said it was up to the County Commissioners as to the time element involved.

Ms. Behme said she hoped that by the end of 1976, everything would be cleaned up out there.

She said that the thing about it was that she had spent so much money with Mr. Roehm and he made the remark, after he gave herea permit, that he wanted to see how far she would go. She said he could have let hereput the bathroom outside instead of being inside the three rooms, also that she had the foundation laid and he made her tear it all up, which wasn't necessary.

Mr. Crooks then asked the Commissioners if they wished to go along with Ms. Behme for another year or what did they want to do.

Commissioner Ossenberg asked Mrs. Behme if she didn't come in and ask for 90 days and then another 30 days extension.

Ms. Behme said that she didn't but that she was sure she could get done but that the different brick Layers she called said they were busy, that they didn't want to bother with her.

8000

Commissioner Schaad said that the Commissioners minutes would bear him out, in that Ms. Behme was in and the Commissioners did give her a 90 day extension which she thought was enough time and then she called him and said she couldn't do anything about it, she thought 30 more days would be enough since she had sold her place of business and could get the work done.

Ms. Behme said she couldn't use that money because she would then have to go back in debt to get another loan, also she thought she could get someone to do the work but couldn't.

Commissioner Schaad said he then told the other Commissioners that she needed the 30 days extension and that another month has passed and nothing has been done. He said he had a call from Mr. Frame who lives out there and he said he couldn't attend today's meeting but he asked that something be done about this bad situation.

Commissioner Willner said he thought the Commissioners needed to do something and he did ask that Ms. Behme be here since he thought they should hear her side of the story and he also thought they should hear the neighbors story since something concrete needs to be done. He suggested the Commissioners set another time period and then start whatever proceedings that is necessary. He recommended another 90 days and then, whether she is present or not, that the Commissioners start the proceedings.

Commissioner Schaad asked Ms. Behme if she could get the job done this time.

Ms. Behme said she would try but that she is only one person and that she has had a dozen people's aggravation out there but that she hasn't complained about it, that what they do across the fence, is their business.

Commissioner Willner then moved that Ms. Behme be given another 90 days extension, which will terminate on March 1, 1976 and at that time, if work isn't completed, definite proceedings will be started. Commissioner Schaad seconded the motion. So ordered.

RE: TAX CERTIFICATES

The Tax Certificates Bid into the County on December 1, 1975 were presented to the Commissioners by the County Auditor in a form of properties listed that are involved in same.

This list was received and ordered filed,

RE: ABSENTEE REPORT

Mr. Seibeking submitted the Absentee Report of the employees of the County Highway Department for the past week.
Report received and ordered filed.

RE: BARTONS LANE

The residents of Barton Lane requested, last week, that this road be widened and Mr. Seibeking was asked to check into the matter.

Mr. Seibeking said that he has checked it out and that Bartons Lane is very narrow and has 20 feet Right of Way and has a 10 to 12 foot road bed and 8 to 10 feet surface and fences are down on one side, all the way through and there is a chain link fence up on the other side and there are about 12 or 13 houses out there. He said they might be able to go in at two different places and widen it out enough so that two cars could meet in a certain spot.

He said the rock road is rough but they oil-matted it last spring and shaped it up and they can go back out there and put more material on it and shape it up again so the road won't be rough, but as far as widening the road and re-ditching, the telephone and light poles are right on the side of the road so there is just no Right of Way there.

He said the road was accepted by the County in 1965 and is a fraction less than a half-mile in length from Mesker Park Drive, back to the deadend.

County Attorney Stephens said if the telephone poles were put up after the road was acquired, they would have to move the poles if the County wants to widen it. He said he called and talked to Mrs. Stephenson who was here last week and told her he would report to the Commissioners on this matter and said he thought they could maybe widen the radius of a driveway or something so that two cars could meet there.

County Attorney Stephens asked Mr. Seibeking if this would create any type of a traffic hazard.

Mr. Seibeking said he thought it would help the situation but that to widen the road, it would be a major project.

Commissioner Schaad said the road is dangerous and has always been that way and it would be nice if they could have a nice wide road but he is afraid they don't have enough Right of Way and even if the people out there did give us the Right of Way plus if there was expense to move the poles plus building a new road, it would be quite expensive, also that there are a number of roads in the county in the same situation.

Mr. Seibeking said that with the Commissioners permission, he will again go out and talk to Mrs. Stephenson and explain the problem and that he will do all he can to help them but as far as going into a major project of widening the road, he said he wouldn't recommend it at this time.

The Commissioners agreed that Mr. Seibeking again talk to Mrs. Stephenson and report back to them.

RE: MR. SEIBEKING

Mr. Seibeking said that with the permission of the Commissioners, he would like to send a letter to the County Council, that through conscientious efforts and close control of the Vanderburgh County Highway Department's budget, he found that there is a surplus of funds in several accounts. He said he was sure the Commissioners recalled the 1976 projected budget meeting's in September when his request for new trucks out of necessity, was turned down. He said he feels that he has found a solution to the problem by asking permission to transfer money from several accounts to account #4721, which is the Truck Account, so he can purchase the trucks before the end of 1975. He said that if the Council goes along with this, he found that they can come up with enough money for two more new trucks this year.

Commissioner Schaad moved that Mr. Seibeking be permitted to send the letter to the County Councilmen for the transfer of money in order to purchase the trucks. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad then moved that permission be granted for the advertisement for bids on the trucks, subject to the Councils approval of transferring these funds. Commissioner Willner seconded the motion. So ordered.

Mr. Seibeking said that the accounts from which money will be transferred from with the Councils approval are that of Repair to Road Equipment, Truck & Machine Repair, Drainage & Other Assessments and the Stone & Gravel Account. He said they can use these monies plus what they have in the truck account now and come up with two more new trucks so this will give them three new trucks with the one from Key Motors that was just purchased.

Commissioner Schaad said the transfer will have to be approved by Council before they can award a contract and after the contract has been let, before the end of the year, the money can be encumbered for the trucks.

The County Council's meeting will be December 17, 1975, so Mr. Huffman said he would have the opening date for the bids on the trucks to be set at December 22, 1975.

RE: EVERGREEN ACRES PROJECT DELAYED

Mr. Seibeking said that everything is ready to go, on the project in Evergreen Acres and that Mr. Ludwick wondered if it would be wise to be start on the work right away because of the weather, since there will be a lot of dirt work along the side of that house and the tennis court.

He said he would like the permission of the Commissioners to hold off a little bit. He said they went out and checked it and that they can cut the curb on the South side of the street and run a hole down into an opening in the tile that is there and put a grate over the top of it to act as a relief valve for the water that might stand in the street.

He said this is a temporary solution until they can more or less bank on the weather because they are afraid if they go out there and start digging and have real bad weather they could run into a lot of problems but he thought that cutting the curb and putting a carch basan down underneath, it will act as a relief valve for the water that would accumulate in the street instead of going on up into Mr. Gilbert's home so he would like permission to do this.

Commissioner Schaad moved that permission be granted and that the project be held up until a later date when the weather permits the work to be done. Commissioner Willner seconded the motion. So ordered.

RE: BICKMEIER ROAD

Commissioner Willner asked about the work that is to be done on Bickmeier Road.

Mr. Seibeking said they have this on their list and that when the matter was previously discussed, they decided it was a wintertime job so they are ready to do it.

RE: ST. JOE AVENUE

Commissioner Schaad asked Mr. Seibeking if the Farm Bureau Co-op was loading and unloading their box cars out there. He said he wondered because we had never quite agreed on it, that we got the Right of Way for the widening of St. Joe Avenue from them in return for the County paying for the removing of the sign and for some of the material we put in there and he wanted to be sure the Commissioners were holding up their end of it.

Mr. Seibeking said they load or unload their materials and that they put a big electire service in out there on a pole so they could run everything but the elevator.

RE: SALT PURCHASED

Mr. Seibeking said he has laid in about 114 tons of salt and they had about 50 tons on hand so they are in good shape in case bad weather sets in, also that all the equipment is on and the crews have all been selected and their territories have been picked so they are ready.

RE: CUTS IN

The Indiana Bell Telephone Company requested permission to cut into #6 School Road & Reis Road to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

The Indiana Bell Telephone Company requested permission to make a shoulder cut into Martin Station Road to bury a telephone wire.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

The Indiana Bell Telephone Company requested permission to make a shoulder cut into Plaza East Drive to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

Mr. Ludwick said the project on Green River Road is to be completed next year, that they still have the approaches to the bridge to do as well as putting on the surface since there is a fill section of about 1300 feet.

A claim was submitted from Feigel Construction Corp. for work done on Green River Road, from Heckel Road to Boonville-New Harmony Road, Progress Estimate No. 3m in the amount of \$170,939.17.

Commissioner Willner moved that this claim be approved. Commissioner Schaad seconded the motion. So ordered.

RE: CLAIM AND CHANGE ORDER

A claim was submitted by Feigel Construction Corp. for work done on the Oak Grove Road Extension Project...Final Estimate Acct. #201-3745 in the amount of \$0,987.05. also with this claim, there is a change order in the amount of \$4,809.45 making the total amount of the project to be \$30,303.55 instead of the original \$25,494.10.

Mr. Ludwick explained the reason for the change order and what additional work needed to be done.

He said that the Commissioners would also get a bill from the Railroad Co. on which they signed an agreement and he thought it would be for about \$3,000.00 for work they had done on this project.

Commissioner Willner moved that the claim and change order be approved. Commissioner Schaad seconded the motion. So ordered.

REPORT ON OLD STATE ROAD

Mr. Ludwick said they had the final inspection on Old State Road and the L & N Overpass last week with Mr. Jerry Nichols, Mr. Nussmeyer and Mr. Rosenblum of the Railroad Company and they were going to finalize this today but he didn't get their letter of confirmation, releasing Deig Brothers Construction Co. so he said that he would just hold the matter up until next week.

RE: POOR RELIEFCASE OF RUSSEL HUFFMAN

Last week, Mrs. Bowling, an investigator for the Pigeon Township Trustee, appeared and said that a Russell Huffman of 2833 Dennison who is 19 years old, is emotionally disturbed and is a veteran and that he came in to the Trustee's office seeking help. She had said that Mr. Huffman couldn't figure out why he hasn't received his V.A. pension checks since he had applied for them in March of this year. Mr. Moran of the Veteran's Service Office was summoned and asked to check on this matter.

Mr. Moran appeared before the Commissioners today and reported his findings, in that Mr. Huffman made his original application for compensation for something that occurred in service on March 24, 1975 and the reason they had trouble was because of his lack of co-operation in taking his physical and also in getting medical records from Walter Reed, where Mr. Huffman was at. Mr. Moran said that he called the V.A. Office in Indianapolis and found that Mr. Huffman's claim is in judication now and that it looks like it is going through. He said an original application for compensation usually takes three or four months and since Mr. Huffman didn't show up for his physical, he had to be rescheduled so this is the reason his application is taking longer than usual.
He said the Veteran's office has done everything they can do, that his claim is being judicated and it looks like Mr. Huffman's claim will be approved, in which case it will probably be 100% service connected disability which is about \$584.00 per month which will take work off the Trustee.

CASE OF CLARENCE WILLIAMS

Mr. Moran said that he has received something on Clarence Williams who he thought the Commissioners were aware of, in that he has never made application for anything. He said he has a copy of Mr. William's discharge and that he will contact him at the McCurdy and that they will make an application for a pension. He said that this would have to be a disability pension because Mr. Williams is only 58 years old and he must be over 65 to be eligible for a pension unless he is disabled.

Mr. Moran said that the Chief Administrator for Medical in Marion was in his office last week, getting a list of people that they would like to invite to the opening ceremony of the Clinic, which they say should be open by March 1, 1976. He said that this clinic should take the load off the Trustee and the Welfare Dept. He said the only requirement to attend the clinic is for the person to be a veteran and to have a copy of his discharge.

RE: BAUMGART ROAD

Commissioner Ossenberg said that he has written a letter to the Auditor on Baumgart Road for an additional \$105,000,00 to extend that road to Mt. Pleasant Road. Mr. Peters thanked the Commissioners for what they have done for him.

PRESENT COUNTY COMMISSIONERS Thomas Ossenberg Robert Schaad Robert L. Willner

Secretary: Margie Meaks

COUNTY AUDITOR Curt John

COUNTY ATTORNEYS William Stephens

Thomas Swain

COUNTY COMMISSIONERS MEETING DECEMBER 8, 1975

The meeting of the County Commissioners was held on Monday, December 8, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY ATTORNEY NAMED

Commissioner Ossenberg recognized Mr. Paul Wendel who will be the new County Attorney, replacing Mr. William Stephens who will be a judge as of January 1, 1976. He welcomed Mr. Wendel and said that the future County Attorney will sit in on the weekly meetings until he takes office on January 1, 1976.

RE: REQUEST FOR SERVICES OF COUNTY ATTORNEY

The following letter was submitted to the Commissioners, from the County Auditor

Dear Sirs:

The members of the County Council would like to recommend that you appoint Attorney Thomas Swain to defend the Council in the law suit against them by the Prosecutor.

Signed Curt John, Auditor

Commissioner Ossenberg said that the County Commissioners must ratify the County Council's action in their suit to fight Mr. Brune. He said that they have found from up-state that the County Council has no authority and that it takes the approval of the Commissioners.

Commissioner Schaad moved that Mr. Swain be appointed to defend the Council in this lawsuit. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZATION TO OPEN BIDS

The County Attorney's were authorized to proceed with the opening of the bids that were received for the construction of a building that is needed by the County Highway Department.

RE: COUNTY OWNED SURPLUS PROPERTY

Tax Title Deeds were submitted to the Commissioners on property that was taken over by the County for non-payment of taxes.

County Attorney Stephens suggested that the Commissioners make a nominal appraisal on these parcels and add them to the present list of county-owned surplus property and advertise them all together the first of the year.

Commissioner Willner moved that the Commissioners appraise the new properties at \$50.00 for vacant land per lot and \$100.00 per parcel if there is a building on said property and that the parcels be advertised in a display ad on the First of January, the sale to begin on Monday, January 5th. Commissioner Schaad seconded the motion. So ordered.

There were no bids today on the County Owned Surplus Property. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES....APPOINTMENŢS

AUDITOR'S OFFICE

Dolores Gugin Bookkeeping Department \$15.00 Day Eff: 12/8/75 Dorothy Wilson (back from Leave of Absence) \$5,719.79 Yr Eff: 12/8/75 Juanita Leathers 102 S. Denby Ave. \$15.00 Day Eff:

RE: EMPLOYMENT CHANGES....RELEASES

AUDITORS OFFICE

Dolores Gugin Bookkeeping Department \$5,719.79 Yr. Eff: 12/8/75
Surveyors Office...Thos. E. Reisinger....2518 W. Illinois..Drafts. \$6,000 Yr.Eff:12/5/7

RE: MONTHLY REPORT

The report of the Pleasantview Rest Home was presented for the month of November, 1975.

Report received and ordered filed.

RE: HAROLD TAYLOR

Mr. Taylor appeared and said that the property at 410 E. Cherry Street has been occupied all along and that this property is definitely dilapidated and the City has requested that this property be torn down. He said that this building can be torn down with the spot demolition money that they do have on file but the concern was that they didn't think the Commissioners knew that this property had been occupied. He said that it was just vacated on the 25th of November, so someone has been collecting rent off this property for quite some time. He thought it would be the concern of the Commissioners to know who has been collecting the rent and how long the County has owned it, since he has no way of knowing. He said this building has been condemned.

Commissioner Schaad asked Mr. Taylor if he knew who the tenant was.

Mr. Taylor said the tenant was Ms. Lucy Echols and is now relocated on Uhlhorn St.

County Attorney Stephens said that the County could sue whoever has been collecting the rent if they wanted to. He said the first thing for them to find out is who she has been paying the rent to, for how long and how much rent has been collected.

Commissioner Schaad said they should definitely get these facts before the Commissioners make a decision as to what they should do.

The Commissioners agreed that Mr. Taylor could have the building torn down as far as they are concerned.

Mr. Crooks said that he would check into the facts to see who has been collecting the rent and for how long as well as what the amount was.

Commissioner Schaad said the Commissioners will wait until they get an answer on this before they make a decision on the matter.

RE: DELINQUENT TAX MATTER

Mr. Paul Fairrow of 311 Olive Street, appeared and said that two years ago he moved into this house and the people couldn't afford to pay the taxes so he paid \$150.00 on it about a year ago and then he started some remodeling on it and when the people saw that he was working on it, they wanted the house back. He said the owner is dead and the people told him that they were going to finish paying the taxes that was owed on the house.

He said he came down December 2nd, to check on the taxes and found that there was a dead line on paying the taxes and that Vanderburgh County had bought the house. He said he didn't know anything about it until this time and he would like to see about making arrangements to pay the taxes.

The code on this property is 21-32-5.

County Attorney Stephens explained that this property is now in the County's name and that since the Commissioners have appraised the property, Mr. Fairrow can bid on the property after it has been advertised.

The Commissioners agreed that Mr. Fairrow be permitted to live in the house, rent free, until the sale of the property on January 5, 1976.

Commissioner Schaad told Mr. Fairrow to be sure to attend the meeting of January 5, 1976, to bid on this property, since it must first be advertised so that everyone else has a chance to bid on the property also.

RE: OPENING OF BIDS

The following bids were received on the County Highway's Garage Addition:

P & H Construction Co.....\$12,612,00....Combination bid
Peyronnin Construction Co....Footings..\$3,000.00 - \$14,000.00 for Shed
Combined bid for Items 1 & 2...\$16,000.00

Commissioner Schaad moved that the bids be taken under advisement for one week. Commissioner Willner seconded the motion. So ordered.

RE: APPOINTMENTS TO AREA PLAN COMMISSION

Commissioner Ossenberg said that the Commissioners have appointed Mr. Al Nowling of 1281 Maxwell Avenue, effective January 1, 1976 and expires December 31, 1979 and Robert L. Willner of Route 1, Box 100 C, Haubstadt, Indiana, effective January 1, 1976 and expires December 31, 1976. These appointments were made to the Area Plan Commission.

He also said that Dr. Daniel Byrne was appointed to the Board of Zoning Appeals for a four year term which is effective on January 1, 1976 and expires December 31, 1979. He said that they must also come up with one more appointment to the Board of Zoning Appeals.

Commissioner Schaad moved that these appointments be ratified. Commissioner Willner seconded the motion. So ordered.

RE: REQUEST TO TRAVEL

The following letter of request was received by the Commissioners from Mr. Kenneth Nelson of the Area Plan Commission:

Dear Sir:

I am planning to attend a Quarterly Chapter Business Meeting which will be held on Thursday, December 11, 1975 from 1:00 - 4:00 P.M., at the Roadway Inn - East, Indianapolis (located on 21st Street just east of Shadeland Avenue near the I-70 - Shadeland exit, just west of the junction of I-465 and I-70 on Indianapolis' east side).

My expenses will include mileage and three meals. I plan to share transportation with the Urban Transportation Study Committee. I will return on the 11th. We have approximately \$100.00 in our fund for travel.

Thank You, Ken Nelson, Ex. Director

Commissioner Schaad moved that the mileage and meals expenses be approved for Mr. Nelson's trip. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by the Vanderburgh County Building Authority for work on Rooms 218 and 126; per authority of letter dated 10/6/75 by Tom Ossenberg for the Court Room Remodeling in the amount of \$2,702.80.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Millers Associated Insurance for bonds of Vanderburgh County Auditor Employees at \$103.00.....County Auditor at \$35.00, Knight Assessor at \$24.00 and County Assessor at \$20.00. The total amount of the claim is \$182.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by Daniel Riddle for the purchase of an easement on St. Joe Avenue from Warrick County Farm Bureau on April 15, 1975 in the amount of \$200.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: REPORT FROM RALPH GREEN CONSTRUCTION CO.

Commissioner Ossenberg said the Commissioners received a report from Ralph Green Construction Co. for work they have done in the German Township Water District Inc.

Commissioner Schaad asked Mr. SEibeking if he had any complaints on this work.

Mr. Seibeking said they had maybe two or three but he just called them and they took care of it right of way, that they have been very cooperative.

County Attorney Swain checked the report and said the Commissioners had given them blanket permission to use the County easements but then also decided that whenever a cut was made, they had to notify the Commissioners just like the Gas Co. or anyone else. He saidhe thought they complied though.

Mr. Ludwick said the Superintendent appeared before the Commissioners and they were given permission to make that cut under Boonville-New Harmony and he went down to the office and gave them four forms to make it official and gave them verbal permission but the Commissioners wanted something of record and that this report is for that purpose to finalize it. The German Twp. Water Dist. Inc. asked to cut into Boonville-New Harmony Rd. to install casing & Ductile under Railroad. Commissioner Schaad moved that the report be signed. Commissioner Willner seconded the motion. So ordered.

RE: COOPERATIVE AGREEMENT

A Cooperative Agreement between the Evansville Indiana Chapter of the American National Red Cross and Vanderburgh County of Indiana was submitted to the Commissioners for their signatures.

County Attorney Stephens explained that this is an agreement between the Red Cross and the County, in which the County agrees that in the event of a disaster, that the County will cooperate with the Red Cross, in assisting people and help to provide for those that are homeless and that there is nothing in the agreement that would cause any expense to the County.

Commissioner Schaad moved that the agreement be signed. Commissioner Willner seconded the motion. So ordered.

RE: LAW SUIT FILED AGAINST COUNTY

Commissioner Ossenberg said the County has a suit in the United States District Court, where a Ms. Sarah Louise Reese filed suit against Vanderburgh County, due to an accident she was in which involved a County Highway truck.

Commissioner Schaad moved that this matter be referred to Torian Insurance Co. Commissioner Willner seconded the motion. So ordered.

Later, Ms. Jan Byram appeared for Torian Insurance Co. and was given the papers on this law suit.

RE: MONTHLY REPORT

Mr. Crooks submitted his report of the Building Commissioners office for the month of November.

Report received and filed.

RE: AUTHORIZED TO ADVERTISE FOR BIDS

Mr. Huffman submitted the Specifications for two trucks that are needed by the Highway Department and said that the bids are to be opened on December 22, 1975.

Commissioner Schaad moved that the specifications be approved and that the Auditor be authorized to advertise for bids on December 11th and 18th. 1975. Commissioner Willner seconded the motion. So ordered.

RE: ABSENTEE REPORT

Mr. Seibeking submitted an absentee report of the employees at the County Garage for the past week.

Report received and filed.

RE: JACK SEIBEKING

Mr. Seibeking said they have been having a lot of problems out on Mahrenholz Drive where they are building the new apartments, that they have cut a bank down, seeded it and put straw on it and now the straw goes into the ditches and keeps everything clogged up. He said he talked to Mr. Corbett of Corbett Electric Co. and the builder met with him and his foreman and they are open for any suggestions in anything they could do to help the County. He showed the Commissioners some pictures of the problems they are having and said that it isn't doing the road any good. He said that with the permission of the Commissioners, he would meet with these gentlemen and see if they can't come up with some kind of solution to the problems they are having. The Commissioners agreed that Mr. Seibeking should see what they can work out.

Mr. Seibeking said that last week he had asked permission for the work on Evergreen Acres to be delayed on the tile and that they went out and cut the curb as he had suggested and they found that the tile was completely closed off about 30 feet from the street so they cut it out and cleaned it out and the water is now rapidly

flowing through it. He said this has been closed off all along which no one knew about, also that they put a temporary cover over it again. He said they then went into the north side of the ditch and drove some rods down in front of the tile to keep anything that might flow down from getting in it, also that they fixed the inlet on the curb by cutting a hole there and putting in a catch basin and then blacktopped around it. He said they would keep an eye on it this winter, that they might have solved the problem by finding this but said that Mr. Ludwick thought the tile might be too small to really handle all the water, however, the way it is now, it will handle a lot more water than it was because it was completely closed off.

Mr. Seibeking said he had \$2,176.00 left in the Traffic Account. He said that he has talked to Mr. Judd about it and he thought there was probably enough money in that Account for Mr. Judd to get enough paint to stripe Green River Road, which should be done, and Old State Road's new overpass.

Commissioner Ossenberg said there is a bill from the City of Evansville for \$26,901.33, for Traffic Engineering, to be presented next week.

Commissioner Schaad asked if the \$2,176.00 shouldn't be used to help pay this bill.

Mr. John said that numerous times, the bills for the last quarter of the year are paid in January.

This matter was deferred until next week.

Mr. Seibeking said that Commissioner Willner and Commissioner Schaad were probably contacted by a gentleman about some big trees on Lower Mt. Vernon Road where they had some problems with a power line, since trees are on the ground and that the County Crew is in the process of cleaning them up.

He said he called the Light Company from Mt. Vernon and Mr. Hartman sent a crew up last Friday and the problem is being taken care of and they should be finished today.

RE: CLAIM

A claim was received from Deig Bros. Lumber & Construction Co. for work done on the Old State Road L & N Overpass, Acct. #203-3761, Final Estimate in the amount of \$21,104,49.

Mr. Ludwick said they were approximately \$11,000.00 under the contract, that Deig Brothers Lumber & Construction Co. is the contractor with the underrun.

The following letter of approval was received from the L & N Railroad Company:

Dear Mr. Nussmeyer:

Reference is made to Mr. Ludwig's letter of November 12, 1975, concerning final inspection on Old State Road over-pass and our meeting at the over-pass site on November 24, 1975, with Messrs. G. L. Nichols and L. F. Currier.

As you were advised at the site, the project is acceptable to the L & N Railroad. Yours very truly, T. R. Rosamond, Division Engineer.

Mr. Ludwick said this claim is final as far as the contractor is concerned but that they will have a bill from the Gas Co. for \$10,000.00 and from the Water Co. for approximately \$5,500.00.

Commissioner Schaad moved that the claim be approved for payment. Commissioner Willner seconded the motion. Sc ordered.

Commissioner Willner said he thought this was a nice job, that the residents are happy and he appreciates it.

RE: LOCUST WOODS SUBDIVISION

Mr. Ludwick submitted the Roadway & Sewer Plans for the Locust Woods Subdivision. He said the Sewer Plans were submitted to the Works Board and was approved by them on December 5, 1975. He said they have looked over the plans and they have approved them. He said the location is off Schutte Road and Hwy. 62.

Commissioner Schaad moved that the plans be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: REPORT ON BAUMGART ROAD

Mr. Ludwick said that Ms. Maude Heinlein came to the Surveyors office on Friday of last week. He said they had been working with Mr. Stone who is the attorney for Burch Industrial and also is Ms. Heinlein's attorney.

He explained what she would agree to, in that she would give the County an additional 20 feet of Right of Way, making a total of 50 feet from Heinlein Road to Mt. Pleasant Road, that she will give the 20 feet or so, additional that they need for the 300 feet on Heinlein and that her big concern was the ditch that is on her property, since she don't want to split her ground in any manner so she doesn't want it straightened out and she said if the Commissioners would agree to this, she would be glad to go along with the job. He said this would be a permanent Right of Way and then they will have temporary Right of Way for construction on this ditch.

Commissioner Ossenberg suggested, after further discussion, that this matter be deferred for one week so Mr. Stone can contact Ms. Heinlein and find out if she is going to donate the Right of Way to the County. The other Commissioners agreed.

RE: ALLOCATION OF ROOM 214 REQUESTED

A copy of a letter from the Mayor to the Evansville-Vanderburgh County Building Authority was presented and reads as follows:

Dear Mr. Ruston:

Pursuant to the provisions of the lease entered into by the Evansville-Vanderburgh County Building Authority, the City of Evansville, and Vanderburgh County, please consider this a formal request for the allocation of Room 214, which is now the Election Office of Vanderburgh County, to the Evansville City Clerk.

As you know, on January 1, 1976, the City Clerk will be completely without space, and it is the desire of the City of Evansville and the Board of County Commissioners of Vanderburgh County that Room 214 be assigned to the City Clerk on January 1, or as soon thereafter as any necessary renovations are completed.

Thank you, Very truly yours, Russel Lloyd, Mayor

County Attorney Swain asked what the Commissioners were going to do for an Election office.

Commissioner Schaad said that this hasn't been resolved as yet.

Commissioner Ossenberg said that he thought the reasoning behind this action is that the Election office is not used that much and that the space for them will have to be worked out. He said that the rent will now go off the rent of Vanderburgh County and will go into the City rental system.

Commissioner Schaad moved that the request for allocation or Room 214 for the City Clerk be approved. Commissioner Ossenberg seconded the motion. So ordered.

RE: REQUEST ON TELEPHONES

The following letter of request was received from Maurice O'Connor:

This is to confirm our request that telephone number 426-5143, which is located in the Juvenile Court, be removed; and that telephone number 426-5137, located in the Juvenile Judge's office be removed.

We would also request that telephone number 426-5138 be given a longer cord.

Very truly yours, Maurice O'Connor, Court Administrator
Commissioner Schaad moved that the request of Maurice O'Connor be approved.

Commissioner Willner seconded the motion. So ordered.

RE: DAM 48 RECREATION

County Attorney Stephens said he has the Insurance endorsement back on the lease for use of Lock and Dam No. 48, Ohio River, for public park and recreation purposes and that the Commissioners can go ahead sign the lease and send it to the Corp. of Engineers.

Commissioner Schaad moved that the lease be signed and forwarded to the Corp. of Engineers. Commissioner Willner seconded the motion. So ordered.

Commissioner Schaad said that some damage has been done at the Dam 48 site but he didn't know to what extend it was.

County Attorney Stephens said if some damage was done before the County takes it

over, it should be documented so they can't hold the County responsible for it. He said that the Building Commissioner should take a look at it to see what damage has been done and see that it is documented, since we don't want to assume any liability before we get the lease signed. He recommended that this be done.

Commissioner Schaad said, for the record, that he understands that there has been some vandalism at Dam 48 and it isn't the County's yet and he called the Corp. of Engineers and he was told that the Corp. had abandoned the project and that whatever the condition was on January 1, when the County takes it over, that is the way they get it.

He said that he was also told that nothing would be replaced by them, that there was no money in that account as far as the Corp of Engineers are concerned. He said he asked Bob Hertzberger to take a look and to see the extent of damage that has been done because he didn't see any sense in letting the rain and snow get inside and if they aren't going to do anything about it, the County should at least put the window boards back to protect what we are going to get. He said that, as yet, he hasn't heard anything from Mr.Hertzberger, also that maybe before the lease is sent in, they should wait until they hear from him. He said that it should be a matter of record that the damage was done before it was turned over to the county.

County Attorney Stephens said the only way to do it to be safe would be to have some inspection made the day the County takes it over and a letter should be sent to the Corp, also some representative from the Corp, could be present when the inspection is made, as well as Mr. Crooks and others.

RE: APPOINTMENTS TO ADVISORY BOARD ...DAM 48 RECREATION

The Commissioners made their appointments to the Advisory Board for the Recreation Project at Dam 48, as follows:

Commissioner Schaad......Joe Aaron, 928 W. Illinois St.....Phone - 464-8372 Charles H. Schutte, 1835 Rolletts La. 423-3564

Commissioner Willner.....Ray Alderson--955 E. IdlewildPhone - 423-9823

Bernard Schenk--1732 Glendale " - 425-6321

Commissioner OssenbergRobert McIntosh--R.13 Box 285, Denzer " - 963-6434 Mrs. Richard Georgia Hartman--1600 Hillside Terr.-423-0124

Commissioner Schaad said this Citizens Advisory Committee will serve until no longer needed and they are serving at the pleasure of the Commissioners.

Commissioner Ossenberg said this committee will serve as an advisory to the Burdette Park Board

Commissioner Schaad said that the Burdette Park Board is called as such because we have only one park but now that there will be another park, perhaps it should be changed because it is really the Vanderburgh County Park Board.

The meeting recessed at 10:55 a.m.

PRESENT

COUNTY COMMISSIONERS

Thomas Ossenberg Robert Schaad Robert L. Willner

Secretary: Margie Meeks

COUNTY AUDITOR

COUNTY ATTORNEYS

Curt John

William Stephens Thomas Swain

ruling

BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 15, 1975

The meeting of the County Commissioners was held on Monday, December 15, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned Surplus Property. The bidding will remain open and the sale will continue.

RE: EMPLOYMENT CHANGES.....APPOINTMENT

SHERIFF'S DEPARTMENT

Michael R. Taylor

508 Keck Ave. Prob. Co. Police \$9,352.20 .Eff:12/6/75

RE: EMPLOYMENT CHANGES.....RELEASES

SHERIFF'S DEPARTMENT

Wallace L. Bishop

7001 Mesker Pk. Dr. Co. Police \$10,202.00 Eff: 12/6/75

VANDERBURGH SUPERIOR COURT

James W. Angermeier

Juvenile Referee

\$11,963.70

Eff: 12/31/75

RE: APPOINTMENT MADE

Commissioner Ossenberg said the Commissioners have an appointment of four years to make on the Board of Zoning Appeals to replace Herman Folke, who did not wish to be re-appointed.

Commissioner Schaad moved that Mr. Louis Carnaghi be appointed to the Board of Zoning Appeals for a term of four years. Commissioner Willner seconded the motion. So ordered.

RE: LETTER CONCERNING KY. AVE. BRIDGE

The following letter was one that was written to Mr. Bosse % Stone Keck & Staser by County Attorney Swain:

This will confirm my telephone conversation with Mr. David M. Keck of your office. I have been advised by the engineering department that work will not start on the Kentucky Avenue Bridge Project until spring.

The Board of County Commissioners grant Mr. Vudor Curd permission to occupy

the premises until March 1, 1976.

We would appreciate his vacation of the premises by March 1. 1976, without further notification.

Yours, Thomas M. Swain, County Attorney

Commissioner Ossenberg explained that this is where the County has purchased the property on the North Kentucky Avenue Bridge Project and that Mr. Vudor Curd had a heart attack and the doctors advised the Commissioners that Mr. Curd would be better off if he could recouperate at home. He said they had a vacation date of December 22nd. and since they won't be starting on the project, they have asked that Mr. Curd be allowed to stay in the house until March 1, 1976.

County Attorney Said that Mr. Curd has no relatives or next of kin that he can live with.

Commissioner Willner moved that Mr. Curd be permitted to stay in the house until March 1 of 1976. Commissioner Schaad seconded the motion. So ordered.

RE: MONTHLY REPORTS

The report of the Clerk of the Circuit Court was submitted for the month of November, 1975.
Report received and ordered filed.

The report of the County Treasurer was submitted for the month of November, 1975. Report received and ordered filed.

RE: SOIL AND WATER CONSERVATION AGREEMENT

Mr. Fred Alcott presented a renewal agreement which is between the Vanderburgh County Soil & Water Conservation Service and the Board of County Commissioners of Vanderburgh County and the Soil Conservation Office, United States Department of Agriculture, relative to the acceleration of land use treatment in Vanderburgh County, Indiana. The effective date of this renewal is January 1, 1976, and is in effect for six months.

Commissioner Willner moved that the agreement be approved and signed. Commissioner Schaad seconded the motion. So ordered.

RE: PLAZA EAST - SIGN

Mr. Edwards had appeared before the Commissioners on November 24th, 1975, to discuss the problem of the Plaza East sign, in that it was on the County Right of Way, due to an error of the Area Plan Commission. This matter was referred back to the Area Plan Commission at that time.

Mr. Edwards appeared today to ask for a special dispensation for the set back of an existing sign at Pfaza East. He explained that the sign is in violation of eleven feet which is on the County Right of Way and that if the sign was moved back eight feet, meaning that the inside pole would become the outside pole and then, it would only be on the County Right of Way by three feet.

County Attorney Stephens asked Mr. Edwards if the sign constituted a traffic hazard in any way.

Mr. Edwards said he didn't think it did since they had the sign elevated above eye level of the traffic.

County Attorney Swain said the Commissioners could give them permission to encroach and if they ever wanted it moved, Plaza East could move it. He said if they moved the sign in eight feet, he didn't know if it would solve any problem, also that those signs get knocked down every couple of weeks, so the Commissioners should either make them move it in all the way or not at all.

Mr. Wilson of the Area Plan Commission, said they worked with Mr. Edwards on this and that if the sign was moved back to within the three feet of County Right of Way, that it would be okay with them but that they need the approval of the Commissioners to do this, so either one of the three positions would be okay but no approval is needed if the sign is moved back the eleven feet. He said that the Urban Transportation Board objects to the sign being on County Right of Way.

Mr. Edwards said that the sign was installed in July and that it hasn't created any problems up to now.

Commissioner Willner moved that a temporary permit be given for the sign to remain in it's present location and that if there are any sidewalks to go in, or any construction to be done, that Plaza East will move the sign at their own expense. Commissioner Schaad seconded the motion. So ordered.

RE: REZONING PETITION

PETITIONER AND OWNER OF RECORD - CURTIS E. HUBER

Premises affected are situated on the west side of U. S. Highway 41 North and formed by the intersection of said U. S. Highway 41 North and Inglefield Road.

The requested change is from Agricultural to M-2, General Industrial Zone District. The present existing land use is vacant land and the proposed land use is the development of described real estate into an Industrial Park.

Commissioner Schaad moved that this petition be passed on first reading and referred to the Area Plan Commission. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion passed.

RE: REZONING PETITION

PETITIONER AND OWNER OF RECORD - CHARLES W. RIGGS

Premises affected are situated on the West side of Green River Road, at State Road 57.

The requested change is from Agricultural and R1 Residential to C-1B, General Commercial.

The present existing land use is Residential and Farming and the proposed land use is for Used Car Sales.

Commissioner Schaad moved that this petition be passed on first reading and referred to Area Plan. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion passed.

RE: REZONING PETITION

PETITIONER AND OWNER OF RECORD - CARL J. AND MINNIE M. BURGDORF

LESSEE: EVANSVILLE CONCRETE COMPANY, INC.

Premises affected are situated on the east side of Cypress Dale Road, a distance of 1,000 feet north of the turn in said road where said road changes from an east-west to a north-south direction.

The requested change is from Agricultural to M-2, General Industrial.

The present existing land use is agricultural and the proposed land use if for concrete products including central mixing and proportioning plant and associated concrete by-products.

Mr. Matthews appeared and explained the plans that Evansville Concrete Company has if the petition is approved.

Commissioner Schaad moved that this petition be passed on first reading and referred to the Area Plan Commission. Commissioner Willner seconded the motion. The vote being unanimous in the affirmative, the motion passed.

RE: REZONING PETITION

PETITIONER AND OWNER OF RECORD - SOUTHERN INDIANA GAS & ELECTRIC COMPANY

Premises affected are situated on the west side of U.S. Highway 41 North, formed by the intersection of said U.S. Highway 41 North and Inglefield Road in Vanderburgh County.

The requested change is from Agricultural to M-2, General Industrial. The present existing land use is vacant land and the proposed land use is for the development of real estate into an industrial park.

Commissioner Schaad moved that this petition be passed on first reading and referred to the Area Plan Commission. Commissioner Willner seconded the motion.

Commissioner Willner asked if the Gas Co. is planning on promoting this park itself or if they plan to sell it after it is rezoned.

Mr. Becker said that Mr. Huber and the Gas Company have a common land to develop there and that the Gas Company has no present plans to sell the property.

Commissioner Willner seconded the motion.
The vote being unanimous in the affirmative, the motion passed.

RE: MEMO REGARDING HOLIDAYS

Commissioner Ossenberg submitted the following memo in regard to the holidays:

The Board of County Commissioners and the City of Evansville will close the Civic Center Complex at noon, December 24th and December 31st, 1975.

Also, the Board of County Commissioners and the City of Evansville are adopting the same policy as last year regarding holiday parties - we request that NO alcoholic beverages be served in the Civic Center Complex

RE: NOTICE OF RAIL SERVICE TERMINATION

The following notice was received by the Commissioners from the Penn Central Transportation Company:

The Trustees of Penn Central Transportation Company hereby give notice, pursuant to Section 304(a) of the Regional Rail Reorganization Act of 1973, of their intention, effective February 27, 1976 to terminate all rail service on the Evansville Secondary rack at Evansville, Indiana (Milepost 154.1) to (Milepost 160.0) in the State of Indiana.

In the Final System Plan adopted under the terms of the 1973 statute the line to which this notice relates is not designated for continued operation by Consolidated Rail Corporation or any other carrier.

Copies of materials and information bearing on the value of this line of railroad and upon the revenues and expenses associated with its operation in recent years (prepared in conformity to regulations of the Rail Services Planning Office of the Interstate Commerce Commission) are on file at the Penn Central Transportation Company offices, in Room 500 Penn Central Building, 31 E. Georgia St., Indianapolis, Indiana 46204, where such data may be examined by interested persons during regular business hours

Signed Robert W. Blanchette, Richard C. Bond and John H. McArthur, Trustees of the property of Penn Central Transportation Company, Debtor

After checking, the Commissioners found that this track is from Evansville to Skelton in Posey County and Commissioner Willner said the best they can determine is the Penn Central track on St. Joe Avenue but they haven't been able to determine the exact mile.

He said that while they are discussing Penn Central, the bridge floor is out again and the rail is busted again. He said he thought this would be a good job for the new Attorney.

Commissioner Ossenberg said that in the meantime, they were going to have to do some more repairs on it.

After further discussion, the Commissioners decided to defer this matter until the County Attorney does some more checking on it.

RE: REQUEST TO LEASE VEHICLE

The following letter of request was received by Commissioner Ossenberg from Sheriff DeGroote:

Dear Sir:

I do hereby request approval of the Board of County Commissioners to lease one additional vehicle, for a period of one year.

Due to a re-alignment of our Criminal Investigation Division it is essential that we have an additional non-marked car.

The lease payment will come out of the Garage & Motors account of my current budget, under which I've established a separate sub-section entitled "Vehicle Rental and/or Lease."

Thanking you for your consideration, I remain;
Respectfully submitted, Jim DeGroote, Sheriff

Commissioner Schaad moved that the additional car be leased. Commissioner Willner seconded the motion. So ordered.

RE: NOTICE FROM INDIANA BELL TELEPHONE CO.

The following letter was received by the Commissioners from the Attorney for the Indiana Bell Telephone Company:

You are hereby notified, that on the 6th day of November, 1975, Indiana Bell Telephone Co., Incorporated, suffered damage to certain buried facilities at approximately 11:00 a.m. on said date in the vicinity of 3820 Detroy Road, that said damage aforementioned occurred when employees of Vanderburgh County Highway Department severed, into Indiana Bell Telephone Company, Incorporated buried facilities, while said employees were replacing a culvert with a backhoe, that the presence of the aforementioned buried facilities was indicated by pedestal bearing the words "Bell System" and a Bell symbol thereon. By reason of said action by the afore-said persons, Indiana Bell Telephone Company, Incorporated has been damaged in the approximate sum of \$430.00 which sum is subject to revision pending compilation of all charges and costs incurred.

Signed Richard O. Creedon, Attorney for Indiana Bell Telephone Company

Commissioner Willner asked if it is now the County's responsibility any time they damage a Bell Telephone installation in the County Right of Way, in the act of maintaining said road.

County Attorney Stephens said if the County has given them the right to least the utility lines and then the County, in turn, makes repairs and that the Courty stephens they do to the installation.

Mr. Seibeking said that when there are markings of the utility company and there is a buried cable in the vicinity of their work, he calls them to come out to locate the cable and they try to do it the first thing in the morning when they plan to do the work that day and if they wait until the men come out to locate the cable, they might get to it within three days time so he doesn't know how to schedule the work with the utility companies. He said they can never send anyone out, that there are emergencies that come up from time to time and they were trying to get this culvert in because it is one of the roads in question about being resurfaced. He said they knew the cable was there and they tried to be careful if it hasn't been located for them but a lot of times a machine catches it before they know it.

County Attorney Stephens said the County may not be liable for it and he recommended that the notice be referred to the County's Insurance Carrier so they can make an investigation and talk to Mr. Seibeking and decide whether or not the County has any liability under the circumstances.

Commissioner Schaad moved that this matter be referred to the Insurance Company.

Commissioner Willner said he isn't satisfied since this has happened repeatedly in the past and it is going to happen again and what he needs to know is, that when the Commissioners give them permission to put their cable in, are the Commissioners then liable for it without a signed easement.

County Attorney Swain said that statutorily, the Utility Companies are entitled to put public utilities in low right of way easements.

Commissioner Willner said this is correct and asked who then assumes responsibility.

County Attorney Stephens said the County does if they know they are there and make no effort to protect the property, but if it isn't marked and they don't know the cable is there, this is different. He suggested that in the absence of an emergency, that Mr. Seibeking try to give them more than one day's notice, if possible.

County Attorney Swain suggested that when Mr. Seibeking gives them notice, that he tell them, if they do not locate the line within 48 hours from the time of the phone call, that the County will not be responsible.

Mr. Seibeking said he thought there should be a certain depth limit for cables to be buried and he didn't know if there was one or not but that some are just six inches from the ground. He thought they should be from ten inches to two feet deep.

Commissioner Willner then seconded the motion made by Commissioner Schaad, in that this matter be referred to the Insurance Company. So ordered.

RE: TELEPHONE REQUEST

Ron Goebel, Probation Officer with Superior Court appeared and said that the first of the year he would be the Chief Adult Probation Officer with the Misdemeanor Division of Superior Court and that the telephone system in the present City Court is rather inadequate and with the additional people next year, he is requesting two additional telephone lines to the City Court area and he said that there would be a minimal charge to the County since two telephones are being removed from Superior Court from the Juvenile Division Probation Department, which was approved at the Commissioners meeting last week.

He said the prices that were quoted to him by the Telephone Company was about \$1.00 per month and that the installation charge would be approximately \$75.00. Mr. Goebel submitted a diagram, showing where the proposed phones are going to be located.

Commissioner Willner wondered if the Commissioners were going to have anymore requests for phones from the courts, since he does not like to take them piecemeal and said if this is the case, they need to get everyone together and do an overall study of the phones.

Commissioner Willner also asked where the money was coming from for the six additional

phones and if the money was budgeted.

Mr. John said if the money is needed, he is sure the Council will appropriate it, also that they have a nice working balance in the general fund.

Commissioner Schaad moved that the request for two additional phones be approved. Commissioner Willner seconded the motion. So ordered.

Commissioner Ossenberg told Mr. Goebel to find out if they anticipate anymore changes.

RE: REQUEST OF SALARY INCREASE FOR BOARD MEMBERS

The following letter was received by Commissioner Ossenberg from the Voters Registration Board Members:

Dear Tom:

Attached is correspondence we have had with the State Board of Accounts concerning an increase in salaries for the two members of the Board of Voters Registration.

The correspondence indicates we have been in error over the years in assuming such an increase should be a legislative procedure.

Again, since our deputies are within less than \$400.00 a year of approaching the salaries of the members of the Board and since there has been no increase in salaries for the Board members since January 1974, we are asking your consideration for an increase of \$500.00 each for the year 1976.

Respectfully submitted, Mabel Lurker & Beulah Evans Board Members of Voters Registration

Commissioner Ossenberg explained that over the years, the Board members have been under the opinion that their salaries are held at \$7,000 per year and consequently they, by state statute, have been under this opinion and the opinion from Mr. Beesley is that they are in error and they are entitled to increases and the reason this letter came to the Commissioners is because they are under the Commissioners budget and he understands that they have written a letter to Curt John, asking to be put on the Council Call as of January 2nd.

Mr. John said when he received the letter, he called the State Board of Tax Commissi and talked with Gordan McIntyre and he said when the new law of Council setting salaries came about, that it would supercede the law that stated their maximum salar was \$7,000 and that if they wanted there salary raised above the \$7,000, the Council would have the statutory authority to do so, also that the County Commissioners are suppose to make recommendations to the salaries.

Commissioner Schaad moved that the Council endorse the salaries. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Mr. & Mrs. Richard Eykamp for Appropriation of Right of Way on Old State Road in the amount of \$5,922.80

County Attorney said that the Commissioners had approved this claim a long time ago and he thought it had gone through but he can't find where they have ever been paid.

Commissioner Schaad moved that the claim be approved, subject to the Auditor's agreement that this claim hasn't been paid. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the County's share of expenditures from October 1 through November 30, 1975, for the Health Department at 21.5 percent in the amount of \$17,175.93.

The following claims were also submitted by the City of Evansville and Commissioner Ossenberg explained that they are short in these accounts and asked that the motion made on them include that the County Auditor encumber these funds and pay it out of the 1976 budget...

Weights & Measures, County share of expenditures from Oct. 1 through Nov. 30, 1975, at 42%. Amount of claim is \$1,303.55.... Amount in account is \$416.95.

Purchasing, County share of expenditures from Oct. 1 through Nov. 30, 1975, at 50 percent. Amount of claim is \$3,588.37...Amount in Account is \$2,005.31.

Traffic Engineer, County share of expenditures from Oct. 1 through Nov. 30, 1975, at 14 percent. Amount of claim is \$3,766.14... Amount in account is \$2,176.59.

Building Commission, County share of expenditures from Oct. 1 through Nov. 30, 1975, at 40 percent. Amount of claim is \$10,923.84...Amount in Account is \$6,310.70.

Commissioner Schaad moved that these claims from the City of Evansville be allowed and that the County Auditor encumber the money to pay the balance of what is owed next year. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by D.E. McGillem & Associates for partial payment for work completed to date as covered by Section 4.1, Part A of Agreement dated 4/30/75... Account - 21.6-37-75 in the amount of \$2,133.00.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Monarch Insurance Agency, Inc. for Public Official Bonds for Thelma Raley, Bertha Ann Greubel, Shirley Jean Cox, Helen Kuebler, Dorothy Jean Schaefer, Patricia Patton at \$88.00 each and Richard Nussmeyer at \$18.00. The total amount of the claim is \$546.00.

Commissioner Schaad moved that this claim be approved for payment. Commissioner Willner seconded the motion. So ordered.

RE: MR. CROOKS

Mr. Crocks said that he has the contract for the addition to the County Garage but he has to prepare the necessary papers for the Commissioners signatures. This matter was deferred until next week.

RE: ABSENTEE REPORT

Mr. Seibeking submitted the absentee report of the employees at the County Hig hway Garage for the past week.
Report received and ordered filed.

RE: CUTS IN

Indiana Bell Telephone Company requests permission to cut into St. Joe & St. Wendell Road to bury a telephone cable.

Commissioner Schaad moved that this cut be approved. Commissioner Willner seconded the motion. So ordered.

RE: CLAIM

Mr. Nussmeyer submitted a claim from Robert Goff for services in connection with the Harper Ditch relocation that were rendered to December 1, 1975, in the amount of \$550.00.

Mr. Nussmeyer said that he thought only two of these were actually acquired but that Mr. Goff did spend a lot of time on this job. He said the project was called off by someone at the Gas Company for some reason or other and that they wouldn't even consider anything in the easement.

There was further discussion on this matter and Commissioner Ossenberg said that he didn't understand it, that Mr. Vaughn had said that the only one he couldn't co-operate with was the one at the far North end and otherwise, he said that he would co-operate with the County on everything.

Mr. Ludwick said they have had the plans for six or seven months and he asked for a letter from them, letting the County use their 100 foot easement and that we have to stay in that 100 foot easement, also that it was designed like they wanted it and plans were sent to them over a year ago. He said we have to get their permission to use the easement plus we have to buy additional Right of Way and if they make us get out of that easement, the ditch won't get off the ground.

Mr. Nussmeyer said they asked the Gas Company for some sort of an answer but have never received anything in writing.

Mr. Cole of the Gas Company was asked to check on this matter and to give the Commissioners some kind of an answer next week.

Commissioner Ossenberg said that in the meantime, he would get in touch with Mr. Vaughn, since this isn't the way he understood it.

In regard to the claim, Commissioner Schaad said that Wr. Goff has already done this work and that if they do get a green light on the project, the amount of the claim can be deducted from the total bill on the Right of Way.

Commissioner Schaad then moved that the claim from Bob Goff in the amount of \$550.00 be approved.

Commissioner Ossenberg seconded the motion. So ordered.

The meeting recessed at 10:50 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEYS

Thomas Ossenberg Robert Schaad Robert L. Willner Curt John

William Stephens Thomas Swain

Secretary: Margie Meeks

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BOARD OF COUNTY COMMISSIONERS

COUNTY COMMISSIONERS MEETING DECEMBER 22, 1975

The meeting of the County Commissioners was held on Monday, December 22, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

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

RE: COUNTY OWNED SURPLUS PROPERTY

There were no bids today on the County-owned Surplus Property. The bidding will remain open and the sale will continue.

The additional property list will be advertised on December 24 & 31, 1975 and on January 7 & 14. The sale date is January 19, 1976.

RE: APPOINTMENT TO COUNTY PARK BOARD

The Commissioners received the following note from Ms. Emily Fowler:

Thank you for the past appointment on the County Park Board. I realize my term ends on December 31 of 1975. I would be pleased to serve another term but if that does not occur, I want you to know of my appreciation. Sincerely, Emily Fowler

Commissioner Ossenberg said that Emily has had 100% attendance and is presently president of the County Park Board.

Commissioner Schaad moved that Ms. Emily Combs Fowler be appointed to the County Park Board for the term of three years, from 1/1/76 through December 31, 1978. Commissioner Willner seconded the motion. So ordered.

RE: MONTHLY REPORT

The report from the Bureau of Traffic Engineering was submitted for the month of November. Report received and ordered filed.

RE: CHECK RECEIVED

A check in the amount of \$1,000.00 was presented to the Commissioners for endorsement to Burdette Park by the Evansville Council of Clubs.

Commissioner Ossenberg said that he went in front of the Evansville Council of Clubs and asked that they donate \$1,000.00 to Burdette Park for recreational purposes. He said that it had to go through the County Council and they approved of transferring the \$1,000.00 from the General Fund back to the Burdette Park Fund. The Commissioners endorsed the check at this time.

RE: GERMAN TOWNSHIP WATER DISTRICT MATTER

Commissioner Ossenberg said that a question came up on the German Township District matter and that County Attorney Swain had suggested, at that time, that the agreement be dated on the date that it was originally signed which was September 29th. 1975.

County Attorney Stephens said that it is now properly dated and that the bond is

This agreement has already been signed by the Commissioners and the date is now in concurrence with the Commissioners signatures on the bond.

RE: REQUEST BY SHERIFF ON VEHICLE EMERGENCY

Sheriff DeGroote asked that the Commissioners declare an emergency for the Sheriff's Department in order that they can replace a vehicle that was lost due to an accident. He said the vehicle was totaled and that anytime they lose a vehicle, it really becomes critical for them, also that they have four vehicles that has more than 90,000 miles on them and he is keeping his fingers crossed. He also said that one of their new cars was damaged last week and will have to be in the shop for repairs. He said they have settled with the Insurance Company and he has the check for \$4,000.00 and he also has money in his Garage & Motors Account which take care of the balance of the cost to replace this vehicle. The Insurance check was later submitted and will be deposited in the new account of

Garage & Motors, Account # 105-323.

Sheriff DeGroote said if they go through the normal procedure, they can expect something like three and one-half months delivery but if they can declare it an emergency, they can get the car within five weeks. He said that he has three bids, one from Vandeveer Dodge, one from Key Ford and one from Chevrolet and he would recommend, if the Commissioners allow this emergency, that the car be purchased from Key Ford since the bid is the lowest and they supplied the Sheriff's Department with the cars they purchased recently.

County Attorney Stephens asked Sheriff DeGroote if he could tell the Commissioners, very frankly, that in the absence of his getting this automobile within the time that he can get it by an impromptu process, that it would hamper his duties as Sheri.

Sheriff DeGroote said that he would most certainly attest to this statement, since they are now leasing three vehicles but are using them every day and if they don't get a replacement, they are really going to be hampered in getting out in the field to do their regularly scheduled work.

Commissioner Schaad moved that an emergency be declared for the Sheriff's Department to replace the needed vehicle. Commissioner Willner seconded the motion. So ordered.

Sheriff DeGroote said he is more interested in the company that will provide them with a car the quickest which is Key Ford, also that their bid is the lowest bid.

Commissioner Schaad moved that the car for the Sheriff's Department be purchased from Key Motors at the price of \$4,884.07. Commissioner Willner seconded the motion. So ordered.

RE: CLAIMS

A claim was submitted by Sheriff DeGroote for melas served the prisoners from Nov. 15 to December 14,1975 in the amount of \$7,376.20.

Commissioner Ossenberg said that there is only \$1,472.25 left in this account and that the Auditor will need to encumber this money and the other \$5,903.95 to be paid in 1976.

Commissioner Schaad moved that the claim be approved and paid for as stated above. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the City of Evansville for the county's share of expenditures for the Civil Defense for 1975 in the amount of \$4,200.00.

Commissioner Schaad moved that this claim be allowed. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority for Courts remodeling in room 218 and room 126, Juvenile Court, in the amount of \$1,195.00. The money has all been approved by County Council.

Commissioner Willner moved that the claim be approved. Commissioner Schaad seconded the motion. So ordered.

A bill was received by Curt John and submitted to the Commissioners for the 1976 County Information Service for Vanderburgh County from the Association of Indiana Counties Inc. in the amount of \$975.00. This was also approved by the County Council.

Commissioner Schaad moved that this bill be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority for labor and materials to remodel Room 218 in the Courts Building, in the amount of \$2,249.00. This had to do with the air system and electrical fixtures.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: AUTHORIZED TO OPEN BIDS

County Attorney Stephens was requested to proceed with the opening of the bids on the two dump trucks that are needed by the Highway Department.

RE: CLAIMS

A claim was submitted by the Evansville-Vanderburgh County Building Authority for the remodeling of Room 218 in the Courts Building in the construction of a jury box and cover of carpet, also door closers, etc in the amount of \$810.00.

Commissioner Schaad moved that this claim be approved. Commissioner Ossenberg seconded the motion. So ordered.

A claim was submitted by the Evansville-Vanderburgh County Building Authority, for Fixed Rental due the National City Bank for Vanderburgh County (First six months of 1976 in the amount of \$331,285.00

A claim was also submitted by the Evansville-Vanderburgh County Building Authority for the Additional Rental by Vanderburgh County, (First six months of 1976, in the amount of \$332,531.50..

Commissioner Schaad moved that these claims be approved for payment. Commissioner Wilher seconded the motion. So ordered.

A claim was submitted by Mr. James Buthod, Attorney, On account of Appropriation for the Vanderburgh County Election Board (121-117). for professional services rendered in connection with law suits # 75 Civ-3366 and #4712 in the amount of \$2,032.60.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

A claim was submitted by William J. Brune, Prosecuting Attorney, for payment of reimbursement of registration fees while attending prosecuting attorney's conference on December 4 & 5, 1975, in Indianapolis, in the amount of \$103.58.

Commissioner Schaad moved that this claim be approved. Commissioner Willner seconded the motion. So ordered.

RE: OPENING OF THE BIDS

There were two bids received on the dump trucks which were from - Hendrickson Enterprise Inc. of Boonville Indiana in the amount of \$19,548.14 for two International trucks.

Key Motors in the amount of \$20,419.46 for two Ford trucks.

Mr. Huffman of the Purchasing Department said that since Hendrickson is bidding on International trucks, he doesn't get quite the service as he does on the other trucks since he would have to go through an intermediary for service and parts and so forth, also considering the remote locations and down time, he would undoubtedly recommend the ford trucks.

Mr. Seibeking agreed.

Commissioner Willner said that the last time they had Internationals and put snow plows on them, it busted the frame.

After some discussion as to the bid meeting the specifications and the fact that the County Council has transferred the money for the trucks, Commissioner Schaad moved that the two trucks be purchased from Key Motors. Commissioner Willner seconded the motion. So ordered.

Mr. John said that he would work out the financial part with the State Board in order to pay for the trucks.

RE: MR. CROOKS

Mr. Crooks said that he was asked to check on two separate improvements that belong to the County, both of which were suppose to be a Triple Clean Car Wash building, one at 2230 W. Franklin St. and the other at 2311 N. Lafayette. He said at the Lafayette address, there is nothing there but a concrete slab and that the place at the W. Franklin St. address is where the law office of Johnson, Griffith & Carroll is located.

Mr. Crooks said, in regard to the contract for the County Garage addition, he has had the County Attorney to check on this and there was a question raised as to the P & H contract and he sees nothing wrong with it.

County Attorney Stephens said he looked at the contract and that the only thing he would suggest is that they must furnish a performance bond and he would like to see the bond before the contract is released. He also asked Mr. Crooks to have them initial the specifications so the contractor knows and understands what he has agreed to do.

Commissioner Ossenberg said he would like to know the difference between the two bids of Peyronnin Construction Co. and P & H Construction Co.

Mr. Hotz said that the bid of Peyronnin Construction Co. is \$16,000 and the bid of P & H Construction Co. is \$12,612 and that as of this morning, there was \$17,126 in the account so they would have enough to do the entire contract if it is awarded to P & H Construction Co. He said the money is in Repairs to County Buildings and Repairs to County Equipment and that it can be transferred by letter. He said the bid of \$16,000 from Peyronnin Construction Co. is a set bid and that on the bid of P & H Construction Co,, if there is additional work, it will be at extra cost.

County Attorney Stephens said that P & H Construction's bid would be the best bid if they didn't contemplate any additional work and if the specifications were broad enough to include any possible work that needed to be done.

Mr. Crooks said they didn't anticipate any additional work.

Commissioner Ossenberg said that Peyronnin Construction Co. maintained that they have submitted a fixed bid and that there would be no additional charge and they questioned the bid from P & H Construction Co. and also pointed out that if such a bid were submitted to the School Corporation, it would be thrown out.

County Attorney Stephens said they do have a fixed bid and that P & H Construction Co. has a fixed bid, providing there is no extra work and all he wants to make sure of is to ascertain if the specifications that are a part of this contract are specific enough to exclude the possibility of any extra work and if they are that wide, then they are obliged to perform the work at \$12,612.00, and if so, they are safe with it, if not, the County could be exposed to additional expense under that bid.

After further discussion, Commissioner Schaad said they would have to go by the advice given them so he moved that the Contract be awarded to P & H Construction Co. Commissioner Willner seconded the motion. So ordered. The contract was signed at this time by the Commissioners.

RE: JACK HARNESS

Mr. Harness reported that he has received a letter from the State Fire Marshal's office stating that the Pleasantview Rest Home is in complete compliance with the State Fire Marshal's regulations at this time and that they have no deficiencies that have not been corrected and that they have been certified by Medicaid as an Intermediate Care Facility for 1976. He also said that they have received their state license to operate a licensed health facility of residential and comprehensive care for 1976 and the state inspection for 1975 was a good report with a minimum of deficiences. He said the report stated that the residents appeared clean and well-dressed, the care was observed as good, the medical attention was regular and in detail, the facility was clean.

It said that the comprehensive residents appeared to enjoy their dining area, that the staff was helpful and are to be commended for their progress this past year, also that the activity program is progressing well.

Commissioner Schaad said that the Commissioners know that Mr. Harness is doing a good job.

Mr. Harness also reported that the residents are being taken care of for Christmas, that they have had a good number of parties, that they were guests at F's Steak House for Christmas dinner as well as Brother Van's and that they have gifts, fruit and candy.

RE: JACK SEIBEKING

Mr. Seibeking said that he has been getting a lot of calls on Detroy Road because of the condition of the road that the Contractors left it in. He said that he has tried to contact them and that Mr. Ludwick has talked to them three times and they assure him of what they are going to do but they don't seem to get around in doing it. He said they have left the road in a very bad shape, that the ditches, shoulders and the driveways have been torn up and they seem to make no attempt to go back out there and take care of it. He said he understands they are holding some of the money back on the contract but it doesn't seem to be having too much affect with them.

He said this was the last road to be resurfaced and it hasn't been done so the people out there are flooding his office with calls and there isn't anything he can do because it isn't his responsibility but they can't seem to get the contractor to do anything either. He said the Contractor is Paddock for the Waterworks Dept.

Mr. Seibeking said that another problem He has had this past week was on storm sewers and he asked the Commissioners if the County is responsible for maintaining storm sewers that are off the right-of-ways within the County. He said there are several areas where there are storm sewers, one in-particular. He said that the reason he is bringing this up is because there is one that is caved in, off Blossom Lane, which is off Oak Hill Road. He said they put a barricade over it so that no one would fall into it, also that he understands the County has a 50 foot right of way out there so the County can probably take care of this one so he wanted to get the Commissioners opinion in case something happened.

County Attorney Stephens said there is no question about it, that the County is not responsible for that.

Mr. Nussmeyer said that he questioned this because when a road improvement is put in, the storm system is part of the system..

County Attorney Stephens said the County has no liability on those that are off the right of way.

Mr. Nussmeyer asked if there was an easement there for a right of way.

Mr. Seibeking said he hasn't checked into it far enough to see if the County has an easement for that storm sewer but that if the storm sewer, by being broken or caving in, is damaging the road, then this is a different thing and he could go back then, on private property and maintain it.

He said the reuson he is bringing this up is because he wanted to know where the

county stands if this proplem comes up again.

He said that he would go back out and measure it close and even if it is just off the County right of way, the County will repair it, since it will damage the County road, if the Commissioners wants him to do this.

Mr. Nussmeyer said that he thought they would have to take these problems on an individual basis.

The Commissioners agreed that if it will damage the county road and it needs to be done, he should go ahead and do it.

RE: ABSENTEE REPORT

Mr. Seibeking presented the absentee report of the County Highway Department employees for the past week. Report received and filed.

RE: MR SEIBEKING CON'T.

Mr. Seibeking explained the problem of the storm sewer on Detroy Road to Dennis Stallings.

Mr. Stallings said they have a contract with Technical Engineering which is Andy Easley. He said the contract is approximately \$22,000.00 and that Mr. Easley was paid \$12,000.00 of this and Don Mills said that he had received a payment request from him and he was still holding it at the garage for a substantial payment on the rest of the contract which is another \$10,000.00. He said it was decided, unofficially, at the Board meeting, last week, when this request came in, that they would not pay any additional money on this until the job was straightened up as could as it could be straightened up, until we get decent weather. He said that he would contact Mr. Easley and have him come to the Water Board meeting tomorrow afternoon and that he would then let the Commissioners know what happens. He said he knows the situation is there and that the only way to get it straightened up is to sit on the money and that is what he intends to do and if that doesn't do it, he will just send someone else out there to straighten it up.

RE: HARPÉR DITCH

Mr. Nussmeyer said he thought this matter should come under the Commissioners rather than under Drainage because they sort of held it as a bridge job.

Commissioner Ossenberg said that he had Mr. Vaughn in a meeting the other day for about an hour and there seems to be somewhat of a discrepancy between what the Commissioners plans are and what they can live with. He said he thought it dated back to the fact that on the far North end of Harper Ditch, the Gas Company maintained that they could not go with that wide of a ditch there, on their right of way and that Mr. Vaughn had said that he would co-operate the fact, if the Commissioners would make the ditch deeper but not as wide.

Commissioner Ossenberg said that he was told that the Commissioners submitted a new set of plans to the Gas Company and asked if this was correct.

Mr. Ludwick said they have two sets of plans over there.

Commissioner Ossenberg said that Mr. Vaughn has maintained that he has not seen two sets of plans.

Mr. Ludwick said that Mr. Vaughn may not have seen them, also that they asked that the ditch be moved maybe fifteen foot east of the pole line so they redesigned the ditch in the second set of plans. He said the objection to the first set of plans was that the top of the bank was too close to the pole line so it couldn't be maintained. He said they have been waiting for an answer..

Mr. Joiner said they do have problems on those plans and that he evidently wasn't aware of the first set of plans.

Commissioner Ossenberg asked Mr. Nussmeyer that his office deal directly with Mr. Joiner. He said this was a request from Mr. Vaughn and this is why Mr. Vaughn had Mr. Joiner to appear today, so he suggested that they get together and find what the problems are and rectify them through Mr. Joiner and he thought they would then get this thing on the road. This was agreed by all concerned.

RE: CLAIMS

A claim was submitted by Barnett Brothers for Smith Diamond Bridge Structure #125, Account #203-3759.10 & 216-3773 in the amount of \$7,347.26.

Commissioner Schaad moved that this claim be approved.

Commissioner Willner asked if the blacktop was deleted.

Mr. Nussmeyer said that it was left out, that they used the waterway excavation which was wet and that they would have to blacktop it next year but he didn't know if they could hold the Contractor to his original price or not.

Commissioner Willner said he just didn't want it to wind up costing the County a lot of money.

Commissioner Willner then seconded the motion. So ordered.

A claim was submitted by Floyd I. Staub for Nurrenbern Road Reconstruction, Acct. # 216-3748 in the amount of \$23,354.06. There is also a change order in the amount of \$565.12 which raises the price of the contract from \$37,763.62 to \$38,328.74.

Commissioner Willner moved that the claim and the change order be approved. Commissioner Schaad seconded the motion. So ordered.

RE: WILLIAM T. JUDD... RECOMMENDATIONS ON SPEED LIMITS & STOPS

Reducing speed limit on Fleener Road

Mr. Judd presented the following:

At the present time, the speed limit on Fleener Road is 40 m.p.h.It is my recommendation to reduce this speed limit to 35 m.p.h..

The Board of County Commissioners approval is requested.

Commissioner Willner moved that this recommendation be approved. Commissioner Schaad seconded the motion. So ordered.

Mr. Judd said that this includes the entire length of Fleener Road which runs from Darmstadt Road to Outer St. Joe Avenue.

Speed limit on Wortman Road

The Board of County Commissioners approval is requested for the posting of a 35 m.p.h. speed zone on Wortman Road.

Mr. Judd said this road runs the same distance as Fleener Road.

Commissioner Willner moved that this speed limit be approved. Commissioner Schaad seconded the motion. So ordered.

Commissioner Willner said that at the East end of Wortman Road, there are two big humps with a driveway there and the traffic can be seen from one way but not from the other way and he would like for a sign to be posted that states "Driveway Ahead". since there has been about four accidents at this location in the past three months.

Intersection of Millersburg Road and Hedden Road

At the present time, the intersection of Millersburg Road and Hedden Road is open. It is my recommendation to place stop signs on Hedden Road with Millersburg Road as preferential.

The Board of County Commissioners approval is requested.

Commissioner Willner moved that the stop signs be approved. Commissioner Schaad seconded the motion. So ordered.

RE: VACATION FOR COMMISSIONER

Commissioner Willner said that he will be taking a week's vacation so he will not be present at the meeting on New Years Day and he would like to take this opportunity to wish everyone a Merry Christmas and a Happy New Year.

RE: POOR RELIEF

JAMES L. JOHNSON ... 705 Cross Street ... Pigeon Township- Mr. Olsen, Dep. Trustee

Commissioner Ossenberg said that the report from the Trustee's office stated that Mr. Johnson requested rent and that his request was denied because he didn't return to the Trustee's office, also that because of delinquency of rent and the household is without income, it has been referred to attorney for housing authority. Elaine Johnson appeared on behalf of her husband and said the reason she didn't return to the office was because she didn't have a way to get there, also that she didn't ever really get to speak to the caseworker about it. She said that she lives in the Sweetser Project and that the rent is \$41.00 per month. She also said that her husband hadn't been working but that he is working today.

The gentleman from the Housing Authority said that he received a letter from John Cox saying that if the rent isn't paid, these people will be evicted.

Mr. Olsen said that when he first heard about Mr. Johnson, he was working at Ohio Valley Homes and that he had talked to Mr. Abney who was the foreman, and found that everything was going along fairty well, although Mr. Johnson was missing time that he could have had and on a particular day, Mrs. Johnson picked Mr. Johnson up, that it had something to do with a disabled car and Mr. Johnson picked up his check, probably to take care of the disabled car, per Mr. Abney and the office-bookkeeper, and they expected Mr. Johnson back at work but he never did come back and the next week, his wife came in and picked up his check without an explanation other than he had a better job elsewhere, so Mr. Olsen said he again talked to Mr. Abney and Mr. Abney said, against his better judgment, he would put Mr. Johnson back to work and that Mr. Johnson was to report to work the following Thursday unless it was raining. He said this particular Thursday, it rained but Mr. Johnson showed up anyway but then he didn't show up Friday. He said that Ron Graul of Inter City Ministry who has made appearances in front of these gentlemen was also interested in the case and Mr. Johnson's explanation didn't quite satisfy Mr. Graul so he proceeded to try to find Mr. Johnson. He said that Mr. Graul told him, this morning, that he was never able to locate Mr. Johnson and during this time, Mr. Johnson went to Denver with a ticket provided by Mr. Johnson and during this time, Mr. Johnson went to Denver with a ticket provided by Mr. Johnson came in to the Trustee's office and told Mrs. Vitatoe that she and her husband were caput and in the process of getting a divorce so Mrs. Vitatoe had Mrs. Johnson to file for A.D.C. and to have the Prosecutor file for separation and child support but Mrs. Johnson didn't come back.

He said he had a call from Mrs. Clements representing the Family Resourch Center, last Friday, who had a request for food from the food bank and she wanted to know what Mr. Olsen knew about this case and he told her what he knew. He

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that Mr. Johnson is working at or not. He said that Mr. & Mrs. Johnson are separated and then not separated so he didn't know where they are at the present time. He then asked Mrs. Johnson if the divorce proceedings have been ceased.

Mrs. Johnson said that it had

Mr. Olsen said that Mr. Abney told him that since Mr. Johnson didn't show up on Friday, he was through at Ohio Valley Homes. He said that Mrs. Clements was to be here this morning to give the Commissioners some facts but that evidently, she lost her way down here because she didn't show up.

The Housing Authority's point of view is that the Johnson family is housed by the Trustee and they are to provide the housing but now they deny them housing.

Mr. Olsen then explained all that has happened since then to change things but he said if the Trustee finds that Mr. Johnson has gone to work and he and his wife are back together, plus the fact that there is an eviction notice, they would then reconsider the matter.

Commissioner Willner said he doesn't have any sympathy for anyone that doesn't want to work, that Mr. Johnson had a job and didn't take care of it and he can't understand why anyone would want to be on welfare and not take care of their job. He said he is sure that the taxpayers do not pay their poor relief taxes for someone that doesn't want to work.

Commissioner Schaad moved that this case be referred back to the Trustee's office. Commissioner Willner seconded the motion, stating that he didn't want to see the children to go without something to eat or without a roof over their head. So ordered.

Mrs. Johnson pointed out that she is not responsible for her husband's actions and she can't help it if her husband will not work but that she couldn't see Mr. Olsen's point of view in berating her husband in front of other people, also that she found that the Trustee can't touch her children unless they go through welfare.

Mr. Olsen said that the Trustee's office thinks there is child neglect in this case.

Mrs. Johnson said there is no child neglect here, that her children are well fed, well dressed and well taken care of.

Commissioner Schaad asked Mrs. Johnson, since Mr. Johnson wouldn't work, why she didn't go through with the divorce proceedings.

Mrs. Johnson said because her husband has a very silver tongue and he can talk anybody into anything, that he is a con artist.

Commissioner Ossenberg said he may be a con artist but he would like to see Mr. Johnson come before the Board of Commissioners.

This case was referred back to the Trustee.

Commissioner Ossenberg wished everyone a very Merry Christmas and a Happy New Year.

The meeting recessed at 11:00 a.m.

PRESENT

COUNTY COMMISSIONERS COUNTY AUDITOR COUNTY ATTORNEY

Thomas Ossenberg Curt John William Stephens
Robert Schaad
Robert L. Willner

Secretary: Margie Meeks

The meeting of the County Commissioners was held on Monday, December 29, 1975, at 9:30 a.m. in the Commissioners Hearing Room with President Ossenberg presiding.

The minutes of the previous meeting were approved as engrossed by the Auditor and the reading of them was dispensed with. Commissioner Willner was absent.

RE: COUMTY OWNED SURPLUS PROPERTY

There were no bids on the County Owned Surplus Property. The sale will continue.

RE: RESOLUTION TO AMEND TRAFFIC CONTROL CODE

President Ossenberg said they have a Resolution to Amend the Traffic Control Code of Vanderburgh County, Indiana that they passed last week and needs their sign-atures.

RE: EMPLOYMENT CHANGES

APPOINTMENTS

Board of County Commissioners

Paul Wendel	1555 Savannah Dr.	Co. Atty.	\$7,560.00	1/1/76
Prosecutor's Office:				
Steven Bohleber	1112 S. Harlan	Deputy	10,000.00	12/22/75
Recorder's Office				
Debonah G. Schroeder	3315 E. Gum St.	Deputy	5,461.14	12/20/75
RELEASES				
Board of County Commiss.	ioners			
wm. D. Stephens Paul Brown	915 Canterbury 846 Bayard Dr.	Co. Atty. Co. Council	7,560.00 2,400.00	12/31/75 12/31/75
Recorder's Office				
Jeri Lynn Garrison	4301 Cherry Court	Deputy	5,461.14	12/20/75

RE: APPOINTMENT TO ABC BOARD

President Ossenberg read the following letter:

County Commissioners Civic Center Complex Evansville, Indiana 47708

Gentlemen:

This is to adivse you that I will be resigning as a member of the Vanderburgh County Alcoholic Reverage Board effective Vecember 31, 1975. Due to health problems, I am unable to fullfil my responsibilities as a member of the Board.

I want to thank you for giving me the opportunity to serve on the board in the years past.

Sincerely,

William A. Ossenberg

Commissioner Schaad moved they reluctently accept the resignation of Mr. Ossenberg. President Ossenberg seconded the motion.

Commissioner Schaad moved they replace Mr. Ossenberg with Foster Watson, 3114 Hillcrest Terrace, to serve out the term of Mr. Ossenberg with April 30, 1976 the expiration date. The motion was seconded by President Ossenberg with roll call being Schaad, Yes; Ossenberg, yes.

RE: APPOINTMENT TO HEALTH BOARD

President Ossenberg said they also have to make an appointment to the Health Department.

Commissioner Schaad moved they appoint Betty Hopkins, 8501 Petersburg Road, this to be effective January 1, 1976 and for a four (4) year term.

President Ossenberg seconded the motion with roll call being Schaad, yes; Ossenberg, yes.

RE: TRAVEL REQUEST - JIM ANGERMEIER

President Ossenberg said they received a letter from Mr. Angermeier requesting travel expenses. The letter is as follows:

Board of County Commissioners Civic Center Complex Evansville, Indiana

Gentlemen:

I'm writing this to ask the County Commissioners to comply with the Statute for expenses incurred for onsight location to review comparable properties with like

The following cities have like businesses:

The County Assessor has abjectively used comparable values within the immediate area for the increase incurred for the under valued properties.

Yours truly,

James L. Angermeier

Commissioner Schaad said these chain resturants have similiar buildings in these other cities and Mr. Angermeier would like to see just how they are assessed.

Commissioner Schaad moved they approve this request, seconded by President Ossenberg, so ordered.

RE: TRAVEL REQUEST - ALVIN STUCKI

The following letter was sent to the County Commissioners for approval:

Vanderburgh County Commissioners Civic Center Complex Evansville, Indiana

Honorable Commissioners,

On January 12, 13 & 14, 1976 (3 days) I have been requested to attend the Annual Assessor's Conference at the Marriott Inn in Indianapolis, Indiana.

Enclosed is a copy of the Memorandum sent by the State Board of Tax Commissioners.

I am requesting the amount of \$20.00 per day - per diem plus 134 per mile to and from Indianapolis for myself and also \$20.00 per day plus 134 per mile for one deputy.

Thank you for your time and consideration.

Respectfully yours,

Alvin E. Stucki Center Township

Commissioner Schaad moved that they approve this request, seconded by President Ossenberg, so ordered.

RE: CONTRACT FOR TRUCKS

President Ossenberg said they have a contract for trucks that needs signing, and at this time the County Commissioners signed the contract.

RE: ENCUMBRANCES

President Ossenberg said they have two (2) letters on encumbrances which read as follows:

Mr. Curt John Courty Auditor Civic Center Complex Evansville, Indiana 47708

Dear Mr. John:

Please encumber after encumbrances and deduct a sufficient amount to pay contract to P & H Construction Company the amount of \$12,660.00 as per contract avarded 12-22-75.

Mr. Curt John
County Auditor
Civic Center Complex
Evansville, Indiana 47708

Dear Mr. John:

Please transfer the balance of account 130-255 after encumbrances and deduct to account 130-254.

Both letters were signed by the County Commissioners.

RE: JACK SIEBEKING

Mr. Siebeking presented an absentism list and the County Commissioners said let the record show it received and filed.

Mr. Siebeking said he had a request to close St. George Road from the railroad tracks to Highway 41. He said they seem to think that this road belongs to Whirlpool Corp.

County Attorney Swain said that Whirlpool Corp. gave the County a deed on the condition that some improvements were made in a period of time, this has not been complied with because we couldn't get the approval crossing the railroad tracks.

President Ossenberg said he would like to see a formal request before they take any action.

RE: DETROY ROAD

Mr. Siebeking said he met with some people on Detroy Road Christmas Eve Afternoon and they reported back to Mr. Nussmeyer.

Mr. Nussmeyer said these people out there are very upset and they are holding out money which is to be paid to the contractor.

Mr. Siebeking said they are holding out \$10,000.00. He said they way they talked they were going to call it a 90% completion with 10% upon the cleanup. He said he didn't agree with it but this is what he was told.

Mr. Siebeking said he was a little disturbed when he got out there, and they wanted to know why he was disturbed and he said he told them that if Vanderburgh County Highway Department done a job like that they would have everybody in Vanderburgh County down their backs. He said he didn't blame those people out there for being upset over the way they tore up the side of the road, dirt is piled up everywhere. He said ditches are sunk in and drive-ways that are tore up, drainage tiles that are tore up and they have not made any attempt to fix it.

President Ossenberg asked if they were going to fix it and Mr. Siebeking said they were supposed to but they were to be finished in October.

Commissioner Schaad moved that they don't pay until the job has been approved by the County Surveyor.

Commissioner Schaad said he received a call from Mr. Noble who lives out on County Line Road West, North of Upper Mt. Vernon Road and he said there have been several accidents there because of bad roads and slick embankments. He said Mr. Siebehing told him this is Posey County. He said he would call Mr. Noble and tell him to go see Posey County and Mr. Siebehing said he would call Sally Dieg and explain the problem.

RE: DICK MUSSMEYER

Mr. Nussmeyer presented a shoulder cut from the water works to cut into Viehe Drive to install 450'6" water main.

Commissioner Schaad moved they approve the shoulder cut, seconded by President Ossenberg, so ordered.

Wr. Nussmeyer presented the year end report from the County Engineer Dept. President Ossenberg said let the record show it received and filed. .

RE: ROADS ACCEPTED FOR MAINTENANCE

Mr. Nussmeyer presented the following letter to the County Commissioners:

Board of County Commissioners Vanderburgh County Evansville, Indiana 47708

Dear Sirs:

The following are the streets the County Commissioners accepted for maintenance:

1. Plaza Meadows Section "B" and "C"

Concrete street improvements on East Walnut St. Section "C" from the West boundary line of Plaza Meadows Section "B" East to the East line of Lot thirty two (32) extended; Plaza Drive from East Walnut Street South to the South line of Lot thirty eight (38) extended; and East Cherry St. from the above described Plaza Drive of Plaza Meadows Section "B" a total distance of 1,836.4 feet.

2. Plaza East Drive

Extending from the center line of Division Street Northwesterly to a point where said road intersects Green River Road a total distance of 1,777.71 feet.

3. Everglades Drive

Located West from the center line of St. Joe Road in German Township, a distance of 1,052 feet,

Total miles accepted - - 0.88.

The following letter was also presented to the Commissioners by Mr. Nussmeyer:

G.L. Nichols, Chief Engr.
Design & Construction
L & N Railroad
908 West Broadway
Louisville, Kentucky 40201

Re: BC-7-74 Old State Road and L & N Overpass Located in Vanderburgh County, Indiana

Dear Sir:

Deig Bros. Lumber and Construction has completed the above mentioned project. A copy of the final pay quantities and Final Estimate are also included with a break down on the cost of this project to the L & N Railroad.

We, at this time, would like for you to select a date for final inspection, at your convenience, so that we can set a meeting date with the contractor and our field supervisor on the Project site, to determine if the contractor needs to perform any work that you may want taken care of.

Please let me know when you want to have a final inspection and I will set up a meeting.

Respectfully.

Kenneth M. Ludwick Deputy County Surveyor

President Ossenberg said to let the record show it received and filed.

Mr. Mussmeyer presented the following letter he received from Barnett Bros., Inc:

Vanderburgh County Surveyor's Office Room 325 Administration Building Civic Center Complex Evansville, Indiana 47708

Gentlemen:

Re: Smith-Diamond Road Bridge # 125

In regards to the distrubed bank area of the creek in the vicinity of the removed tempoary crossing, we have tried to get a track vehicle in this area to level it up to meet existing standards but were unable to accomplish this because of abnormal wet conditions.

We know that the completion of this area is our responsibility and will as weather permits level it off to your satisfaction.

If you have any questions, please do not hesitate to call.

Very truly yours.

Charles W. Ruston, Engineer

Another letter concerning Smith-Diamond Road Bridge # 125 reads as follows:

726

Vanderburgh County Swiveyor's Office Room 325 Administration Building Civic Center Complex Evansville, Indiana 47708

Gentlemen:

We have completed all contract items on the above mentioned project with the exception of items 55, 56 and 57. These are paving items.

We feel at this time it would be unadvisable to pave on the project because of the condition of the fill at various locations.

We think it would be advisable at this time to delay the paving until such time that the existing fill will have settled out and stabilized itself in such a manner as to eliminate the soft areas, so with this letter we request that you delete the above mentioned items from our contract.

In this way the remaining portion of the contract could be finalized out.

If you have any questions please do not hesitate to call.

Very truly yours.

Chuck Rustor, Engineer

President Ossenberg said let the record show it received and filed. He said they would pay it all except \$1500.00, then weather permitting they would finish the job.

RE: NEW YEARS DAY MEETING

President Ossenberg said the County Commissioner's meeting on New Years Day would be at 9:00 a.m. January 1, 1976.

He said this is an organizational meeting and the department heads do not have to be there.

RE: ENCUMBRANCES FOR 1975

President Ossenberg said to let the record show that the Encumbrances for 1975 are received and filed. (Copy attached to minutes)

At this time President Ossenberg wished good Luck to Mr. William Stephens, who will be one of the new judges in Superior Court.

The meeting adjourned at 9:55 a.m.

PRESENT

COUNTY COMMISSIONERS

COUNTY AUDITOR

COUNTY ATTORNEY

Thomas Ossenberg Robert Schaad Curt John

Thomas Swain William Stephens

Secretary: Margie Mecks By Jean Wilkey

Cham L. Ossuling

But Artical

THE FOLLOWING LIST OF MONIES TO BE ENCUMBERED FOR PAYMENTOF PURCHASE ORDERS, CONTRACTS, AND OBLIGATIONS MADE IN THE YEAR 1975, VANDERBURGH COUNTY, INDIANA.

ACCOUNT NO.	COUNTY REVENUE	AMOUNT
CLERK OF CIRCUIT	COURT:	
101-360 101-592 101-724.2	Office Supplies Committment of Patients Other Equipment-Xerox Leasing	\$ 764.52 2,790.16 63.76
•	TOTAL	\$ 3,618.44
AUDITOR:		
102-252 102.1-252 102-360 102.1-360	Repairs to Equipment Repairs to Equipment Office Supplies Office Supplies	\$ 1,167.20 144,52 24.58 686.60
	TOTAL	\$ 2,022.90
RECORDER:		
104-360 104-370	Office Supplies Lease of Xerox Machine & Supplies	\$ 126.60 300.00
	TOTAL	\$ 426.60
SHERIFF:	· · · · · · · · · · · · · · · · · · ·	
105-254 105-360 105-372 105-323	Radio Repair & Maintenance Office Supplies Identification Garage & Motor	\$ 174.36 10.74 83.97 4,000.00
į.	TOTAL	\$ 4,269.07
SURVEYOR:		
106-360	Office Supplies	\$ 50.19
	TOTAL	\$ 50.19
PROSECUTOR:		à'
108-360	Office Supplies	\$ 70.35
	TOTAL	\$ 70.35
COUNTY ASSESSOR:		•
109-360	Office Supplies	\$ 57.50
	TOTAL	\$ 57.50
CENTER ASSESSOR:		• .
111-360	Office Supplies	\$ 60.00
	TOTAL	\$ 60.00
GERMAN ASSESSOR:		
112-241	Printing, Other than Office	\$ 4.95
	TOTAL	\$ 4.95

728

ACCOUNT NO.	COUNTY REVENUE		AMOUNT		
COUNTY ELECTION BOARD:					
121-241 121-371 121-721	Printing, Other than Office Election Supplies Office Furniture & Fixtures	\$	670.00 815.65 152.03		
	TOTAL	\$	1,637.68		
VOTERS REGISTRAT	ION:				
122-241 122-360 122-371	Printing, Other than Office Office Supplies Registration Supplies	\$	711.00 2,608.17 2,069.00		
	TOTAL	\$	5,388.17		
COUNTY AGENT:					
123-360 123-371	Office Supplies Misc.	\$	453.82 87.30		
	TOTAL	\$	541.12		
DRAINAGE BAORD:					
126-263	Consulting Engineer	\$	21,692.00		
4.	TOTAL	\$	21,692.00		
VETERANS SERVICE	:				
127-360	Office Supplies	\$	3.41		
•	TOTAL	\$	3.41		
COUNTY COMMISSIO	NERS:				
130-123 130-214 130-244 130-254 130-267 130-269 130-360 130-374	Per Diem Board of Review Telephone Duplicating Services Repairs to County Buildings Brucellossis Vaccine & Bovine TB Demolition Funds Office Supplies Law Books-Commissioners	\$	139.74 620.14 144.40 13,799.34 1,311.05 4,619.33 83.00 450.00		
:	TOTAL	\$	21,167.00		
SUPERIOR COURT:					
137-252 137-264 137-360 137-371	Repairs to Equipment Transportation of Children & Misc. Office Supplies Electronic Reporting Supplies	\$	814.18 1,076.69 733.37 118.06		
	TOTAL	\$	2,742.30		
AUDITORIUM:					
144-220 144-251 144-360 144-712	Utilities Building & Structures Office Supplies Buildings, Office & Stage	\$	2,257.25 700.00 96.55 489.30		
	TOTAL	\$	3,543.10		

ACCOUNT NO.	COUNTY REVENUE	AMOUNT
BURDETTE PARK:		v \$1 − y
145-251 145-322 145-323 145-330 145-360 145-372 145-724.1	Repairs to Buildings Tires and Tubes Other Garage and Motor Supplies Uniforms and Linens Office Supplies Sanitary and Misc. Supplies Park and Planground Equipment Land and Land Improvement	\$ 1,647.53 102.52 517.75 103.48 228.34 1,095.62 804.98 1,000.00
	TOTAL	\$ 5,500.22
	GRAND TOTAL COUNTY REVENUE	\$ 72,795.00
ACCOUNT NO.	COUNTY HIGHWAY	AMOUNT
201-1260 201-1360 201-2260 201-2371 201-2372 201-2410 201-2430 201-2450 201-2470 201-2560 201-3745	Other Operating Expense Office Records and Supplies Other Contractual Services Hardware and Tools Calcium Chloride Weed Spray Stone, Gravel and Other Aggregates Bituminious Lumber Concrete Rental of Equipment Oak Grove Road Extension	\$ 67.50 96.03 80,262.39 574.94 4,665.55 2,492.60 14,239.10 3,956.22 792.64 87.75 44.00 10,588.97
201-4220 201-4230 201-4251 201-4252	Uniforms Traffic Department Repairs to Garage and Service Bldgs. Panairs to Truck and Tractors	435.90 2,176.59 3,908.11 1 847 74

TOTAL \$ 164,319.75

Repairs to Garage and Service Bldgs.
Repairs to Truck and Tractors
Repairs to Raod Equipment
Gasoline, Oil and Lubricants
Tires and Tubes

Other Garage and Motor Supplies

TOTAL COUNTY HIGHWAY

Trucks

201-4251 201-4252

201-4253

201-4321

201-4322 201-4323 201-4721

\$ 164,319.75

1,847.74 1,321.28

2,054.40

1,752.04

176.36 32,779.64

ACCOUNT NO.	BOND & SINKING		AMOUNT
202.1	Bonding & Sinking	\$	624.41
	TOTAL	\$	624.41
ACCOUNT NO.	CUMULATIVE BRIDGE		AMOUNT
203-2250 203-2251 203-3743.1 203-3744 203-3759.10 203-3781 203-3784 203-3826 203-3831 203-3833 203-3833 203-3754	Maintenance & Repair Right of Way Bridge Contracts Green River Road, Heckle Road, to Hwy. 57 Franklin Street Bridge Repair Smith Road over Sander Creek Old State Road Old State Road Kentucky Ave. Structure 116A Baumgart Road Ray Becker Parkway Burkhardt Bridge Southern Railroad at Harper Ditch	\$	45,000.00 15,000.00 29,000.00 250,000.00 87,019.30 12,136.05 14,000.00 7,621.50 200,000.00 125,800.00 125,000.00 61,000.00
	TOTAL	\$	971,576.85
. %			
ACCOUNT NO.	ROADS & STREETS		AMOUNT
216-3741 216-3742 216-3743 216-3744 216-3765 216-3766 216-3767 216-3767 216-3770 216-3771 216-3772 216-3774	Eichoff Road Highway 62 & Schutte Road Middle Mt. Vernon, West of Peerless Lynch & Hitch Peters Nurrenbern Road Construction Kuebler Rd. & Approaches-Bridge Construction Project Old Green River over Eagle Slough Allen Lane Bridge Lincoln Ave. & Burkhardt Cypress-Dale Road-Old Mt. Vernon Highway Upper Mt. Vernon Road over Carpenter Creek Branch of Blue Grass Creek 1.1 mile East of Green River Road on Boonville-New Harmony Road Engineering & Buying R/W on Green River Road, Heckle Road, North to State Hwy 57 St. Joseph Preliminary Eng. & Envir. Study Kentucky Ave. Bridge Project		490,711.08 44,285.27 3,631.51 8,657.70 32,000.84 2,861.59 3,491.53 37,945.41 147.74 31,959.88 74.96 7,370.67 264,760.11 21,867.00 135,000.00
	TOTAL	\$1	,084,765.29
ACCOUNT NO.	AREA PLAN		AMOUNT
237-241 237-252 237-360 237-371	Printing, Other than Office Repairs to Equipment Office Supplies Drafting Paper & Supplies	\$	59.10 301.75 189.34 4.00
	TOTAL	\$	554 . 19

ACCOUNT NO.	CRIME CONTROL FUND	AMOUNT
505.1	Administration of Volunteer Probation	1
	Counselors Circuit Court	\$ 8,543.79
505.2.1	Work Release Fund	4,651.26
<i>505.6</i>	Volunteer Probation Counselors	•
	Program, Circuit Court	7,769.62
505.13.1	Alcoholic Help Inc.	29,621.37
505.26	Youth Service Bureau	2,424.21
505.28	Youth Service Bureau-Crisis Line	2,451.34
505.32	Community Corrections Coordinator	1,274.08
505.33.1	Prosecutor Deferred Program	3,302.47
505.35.1	Regional Organized Crime & Composit	,
	Intelligence Unit	331.76
505.36.1	Streamline Office Procedures-Prosecut	tor's
	Office Equipment	1,699.09
505.37	Vanderburgh Circuit Court-Law Clerk	715.20
505.38	Court AdmnNew Superior Court	161:89
505.41	Volunteer in Juvenile Probation	2,446.40
505.43	Community Relation-Sheriff	226.32
505.46	Prosecutor Drug Education Program	1,675.00
	CRIME CONTROL TOTAL TO BE ENCUMBERED	\$ 67,293.80

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ACCOUNT NO.	REVENUE SHARING		AMOUNT
506-102.1-722	Office Machines-Auditor	\$	518.58
506-103-722	Office Machines-Treasurer	•	747.00
506-105-321	Jail Expense-Sheriff		70.54
506-105-323 506-123-721	Garage & Motor-Sheriff Fourthment & Savine Machine County Acoust		41.93 120.00
506-130-546	Equipment & Sewing Machine, County Agent Care of Patients & Inmates in Institutions-		. 120.00
300 130 340	County Commissioners (Muscatatuck)		2,387.84
506-137-721	Furniture & Fixtures-Superior Court		7,141.60
506-137-722	Office Machines & Typewriter-Superior Court		1,733.96
506-145-724.1	Park & Playground-Burdette Park		2,069.50
506-130-255	Remodeling-County Commissioners		18,111.19
	TOTAL	\$	32,942.14
ACCOUNT NO.	ALCOHOLIC DIVERSION PROGRAM (CIRCUIT COURT)		AMOUNT
507.1	Alcoholic Diversion Program-Circuit Court	\$	370.70
	TOTAL	,	270 70
3	IVIAL	\$	370.70