

WHEREAS, on the 6th day of March, 1975, a Civil Action was filed in the United States District Court, Southern District of Indiana, New Albany Division, same bearing Cause No. NA 75-29-C, wherein Alex Watkins, Sheriff of Floyd County, Indiana and Raymond Libs, Vincent Freiberger, and F. Jerry Loftus, as Commissioner of Floyd County, Indiana, were named as Defendants; and,

WHEREAS, based upon the nature of the allegations contained in said Complaint, it was determined that the failure of the Defendant, Alex Watkins, to retain counsel and/or to prepare an adequate defense could jeopardize the position of the Commissioners in this litigation, and could result in the return of a Judgment which would be payable out of the Floyd County General Fund; and,

WHEREAS, it was deemed by the Floyd County Commissioners to be appropriate and necessary to retain counsel in addition to the County Attorney for the purpose of representing the interest of Alex Watkins in this litigation and the interest of these Commissioners; and,

WHEREAS, an oral agreement was made by and between the Floyd County Commissioners and the firm of Lorch & Lorch, Attorneys at Law, 506 State Street, New Albany, Indiana, to represent the interest of Alex Watkins, as Sheriff of Floyd County, in this litigation, and an oral agreement with Mr. C. William Lohmeyer, Attorney at Law, 318 American Bank Building, New Albany, Indiana, to assist the County Attorney in representing the interest of the Board of Commissioners of Floyd County, Indiana in this litigation; and,

WHEREAS, the Board of County Commissioners of Floyd County, Indiana, and the firm of Lorch & Lorch, Attorneys at Law, are now desirous of reducing their oral agreement to writing for the purpose of memorializing the terms and covenants thereof.

NOW THEREFORE:

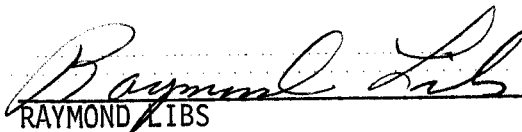
BE IT RESOLVED, that the written agreement which is attached to this resolution and made a part hereof, be executed by members of the Board of County Commissioners of Floyd County, Indiana;

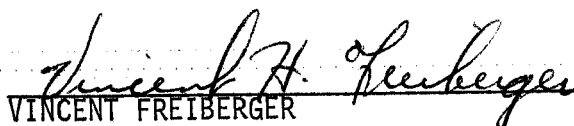
BE IT FURTHER RESOLVED, that said Agreement be accepted by the Board of County Commissioners as setting forth the terms and conditions of their employment of the firm of Lorch & Lorch, Attorneys at Law, for the purpose of representing the interests of Alex Watkins, Sheriff of Floyd County, as well as the interests of Floyd County, Indiana, as such may pertain to such representation;

BE IT FURTHER RESOLVED, that claims submitted by the firm of Lorch & Lorch, Attorneys at Law, pursuant to this Agreement, and for services rendered in accordance with the terms thereof, be approved for payment only for services

rendered while and for so long as the interest of Floyd County, Indiana, so require, or except as otherwise permitted by the State Board of Accounts.

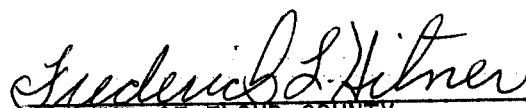
August 4, 1975


RAYMOND LIBS


VINCENT FREIBERGER

FRANCIS J. LOFTUS

ATTEST:


AUDITOR OF FLOYD COUNTY