

FLOYD COUNTY RESOLUTION NO. 78-5

WHEREAS, on the 30th day of March, 1978, Donald R. Sceifers, Sr., commenced litigation in the United States District for the Southern District of Indiana, New Albany Division, against Alex Watkins, Sheriff of Floyd County, individually and in his official capacity and against Vincent Freiberger, Raymond Libs and Jerry Loftus, individually and in their capacity as County Commissioners; and

WHEREAS, by and pursuant to the provisions of I.C. 1971, 34-4-16.7-1, Floyd County, Indiana and the Board of Commissioners of the County of Floyd, Indiana, are obligated to pay all costs associated with the defense of a action commenced pursuant to the Civil Rights Laws of the United States and naming a present or former public employee as the same is defined in I.C. 1971, 34-4-16.5-2; and

WHEREAS, the Board of Commissioners of the County of Floyd, for and on behalf of itself and Floyd County, Indiana, is presently desirous of retaining the services of Max C. Mason, Jr., as County Attorney, and C. William Lohmeyer, Attorney at Law, for the purpose of defending this action presently pending in the United States District Court.


NOW THEREFORE:

BE IT RESOLVED, that Max C. Mason, Jr., as Floyd County Attorney, and C. William Lohmeyer, Attorney at Law, be and the same hereby are retained as Attorneys for Alex Watkins, individually and in his capacity as Sheriff of Floyd County, and Vincent Freiberger, Raymond Libs and Jerry Loftus, individually, and in their capacity as Commissioners of Floyd County, to defend said named individuals in this action presently pending in the United States District Court for the Southern District of Indiana, New Albany Division, bearing Civil Action File No. NA 78-26-C.


BE IT FURTHER RESOLVED, that Floyd County, Indiana, acting by and through the Board of Commissioners of the County of Floyd, hereby consents to pay all costs, fees, judgments, and expenses, to include reasonable attorney's fees for the above named attorneys, which may be expended or incurred in the defense of this litigation, the settlement thereof, or in the payment of any judgment rendered by said Court.

DATED this 1st day of May, 1978.

BOARD OF COMMISSIONERS OF THE COUNTY OF FLOYD


RAYMOND LIBS, PRESIDENT


VINCENT FREIBERG, MEMBER


GARY LOFTUS, MEMBER