

**ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, DECEMBER 24, 2014
23rd DAY OCTOBER ADJOURNED**

The Adair County Commission convened at 8:30 a.m. on December 24, 2014 in the Courthouse at Kirksville. All Commissioners were present.

The Commission received confirmation from Adair County Legal Counsel, Ivan Schrader, that he had received a Memorandum of Filling of Signed Settlement Agreement from Louis J. Leonatti, attorney for Judge Russell Steele. Mr. Leonatti was returning a signed copy of the Settlement Agreement entered into between the Relator and the Respondents – Case NO. 14AR-CV00603.

At 9:00 a.m., the Commission met with Adair County Recorder, Pat Shoush, to discuss the 2015 budget.

The 11:00 a.m. appointment with Shaffer, Kline & Warren was rescheduled at their request.

The Adair County Commission adjourned at 12:00 p.m. on December 24, 2014.

The Courthouse will be closed this afternoon for the Christmas Eve holiday and all day on December 25, 2014 so employees can spend time with family and friends.

The Commission will reconvene at 8:30 a.m. on Monday, December 29, 2014.

IN REF. ORDER NO 21 Settlement Agreement for Case NO. 14AR-CV00603

IN THE CIRCUIT COURT OF ADAIR COUNTY, MISSOURI

2 nd Judicial Circuit, by way of The Honorable Russell E. Steele, Relator,	}	
	}	
vs.	}	Case No. 14AR-CV00603
Adair County Commission, as an entity,	}	
Carson Adams, in his official capacity as an Adair County Commissioner,	}	
Mark Thompson, in his official capacity as an Adair County Commissioner,	}	
Stanley Flecken, in his official capacity as an Adair County Commissioner,	}	
Sandra Collep, in her official capacity as Adair County Clerk, and	}	
Lori Smith, in her official capacity as as Adair County Treasurer.	}	
Respondents,	}	

SETTLEMENT AGREEMENT

Come now the parties and stipulate as follows in full settlement of the cases identified in this Settlement Agreement:

1. This compromise is intended to represent an agreement between the parties through December 31, 2020. The Agreement as it concerns the Budget of the Second Judicial Circuit must also be approved by the County Commissioners for Knox and Lewis Counties.
2. With this agreement the parties understand they are settling their 2014 disputes and the appeal pending before the Missouri Supreme Court from the decision of the Judicial Finance Commission dated October 8, 2014, cited as "In re: Circuit Court Budget of the 2nd Judicial Circuit of the State of Missouri Circuit Court of the 2nd Judicial Circuit of Missouri, Honorable Russell E. Steele, Presiding Circuit Judge, Appellant, vs. Adair County Missouri, and Lewis County Missouri, Respondents, Case No. SC94572 (2014)".

3. With this agreement the parties understand they are also settling their 2014 disputes in the matter in the Circuit Court of Adair County, Missouri captioned "2nd Judicial Circuit, by way of The Honorable Russell E. Steele, Relator, vs. Adair County Commission, as an entity, et al, Respondents, Case No. 14AR-CV00603".
4. Judge Steele agrees to present four (4) separate detailed budgets to each county by December 1st of each year of this agreement, and shall meet with all counties in the 2nd Circuit in joint session during the month of December of each budget year. The budget shall be detailed as to revenue and expenses, including requests for reappropriation of the year end balances specified in paragraph 5 of this agreement for which consent will not be withheld. These budgets shall be in four categories of the 2nd Circuit: the 2nd Circuit Administration; the Court Reporter; the Juvenile Justice Center and the Juvenile Justice Services; and the Drug Court. The parties agree that the Adair County Circuit Clerk's budget is not included in this agreement and that it is under the administrative control of Associate Circuit Judge Kristie Swain per an Order agreed to by the Court on Banc.
5. The Counties agree to proportionately contribute the principal and interest, currently approximately \$151,000, per the lease/purchase agreement for the Bruce Normile Juvenile Justice Center through the term of this agreement, which contributions include each county's proportionate maintenance of effort amount of \$134,200.00. Adair County will receive the proportionate payments due from Knox County and Lewis County and make the principal and interest payments directly to the Bank of Kirksville. Such payment for principal and interest payments in all of the general revenue allocations that will be made or required to be made by the respective counties for the 2nd Circuit budgets, except as specified in paragraph 6 of this agreement for the time period

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ATTEST: Sandra Collep County Clerk Stanley Flecken Presiding Commissioner