

**ADAIR COUNTY COMMISSION MINUTES
MONDAY, SEPTEMBER 15, 2014**

Continued from page 451

Adair County Public Administrator, Rhonda Noe, met with the Commission to make them aware that her office in the Adair County Annex had also suffered lightning damage from the storm on September 9th. The copier, one computer, and internet router were no longer operational. She estimated the cost to repair or replace these items was \$3,000 to \$4,000 and she did not have the funds available in her budget. The Commission stated that the insurance deductible for the claim would be \$5000. After discussion, Commissioner Thompson moved to fund the repairs caused from the lighting in the Public Administrator's Office. Presiding Commissioner Pickens seconded the motion. The Commission stated they would contact the Adair County Collector to see if he would like to help fund this expense from the Collector's Tax Maintenance Fund.

The Commission was notified that the Ford Pickup ordered for the Adair County Road and Bridge Department had arrived at the dealership.

At 1:30 p.m., the Commission attended a presentation at the Adair County Annex from Midland GIS and Surdex Aerials. Adair County Assessor, Donnie Waybill, was investigating the possibility of having the County photographed from the air to update the geographical information system. Members from other interested entities were also invited.

The Commission spent the rest of the day attending to County business.

The Adair County Commission adjourned at 4:00 p.m. on September 15, 2014.

IN REF. ORDER NO 30 Case No. 14AR-CV00603

IN REF. ORDER NO 31 Certificate of Training for Adair County Treasurer, Lori Smith

IN REF. ORDER NO 32 Adair County Sheriff Fees for August, 2014

<p style="text-align: center;">IN THE CIRCUIT COURT OF ADAIR COUNTY, MISSOURI</p> <p>2nd Judicial Circuit, by way of The Honorable Russell E. Steele, Relator,</p> <p>vs.</p> <p>Adair County Commission, as an entity,</p> <p>Carson Adams, in his official capacity as an Adair County Commissioner,</p> <p>Mark Thompson, in his official capacity as an Adair County Commissioner,</p> <p>Stanley Pickens, in his official capacity as an Adair County Commissioner,</p> <p>Sandra Collop, in her official capacity as Adair County Clerk, and</p> <p>Lori Smith, in her official capacity as as Adair County Treasurer.</p> <p style="text-align: center;">Respondents.</p> <p style="text-align: center;"><u>PETITION FOR WRIT OF MANDAMUS, WRIT OF PROHIBITION</u></p> <p>COMES NOW the 2nd Judicial Circuit by and through Russell E. Steele, the Presiding Judge of said circuit, petitioning through counsel, and for the cause of action seeking a Writ of Mandamus pursuant to Section 530 of the Missouri Revised Statutes and Missouri Supreme Court Rule 94, and a Writ of Prohibition pursuant to Section 530 of the Missouri Revised Statutes and Missouri Supreme Court Rule 97, states as follows:</p> <p style="text-align: center;"><u>GENERAL ALLEGATIONS OF FACT</u></p> <p>1. Russell E. Steele is the Presiding Judge of the 2nd Judicial Circuit Court of the State of Missouri, covering the counties of Adair, Knox and Lewis. Said circuit is</p>	<p>FILED</p> <p>RECEIVED SEP 11 2014</p> <p>SEP 15 2014 LINDA DECKER CIRCUIT CLERK ADAIR COUNTY CLERK ADAIR COUNTY Case No.</p> <p>14AR-CV00603</p>
---	--

<p>organized and recognized by way of Section 478.077 of the Missouri Revised Statutes.</p> <p>2. The counties of Adair, Knox and Lewis are third and/or fourth class counties as contemplated by the Missouri Revised Statutes.</p> <p>3. That the office of the Presiding Judge of the 2nd Circuit (Relator in this case) is located in Kirksville, Adair County, Missouri.</p> <p>4. Respondent Adair County Commission (hereinafter "County Commission") is organized pursuant to the Missouri Revised Statutes and has its office in Kirksville, Adair County, Missouri.</p> <p>5. That the Commissioners who make up the current County Commission are Carson Adams for the 1st District, Mark Thompson for the 2nd District and Stanley Pickens as the Presiding Commissioner. Each of them is being named as a Respondent in their official capacity as County Commissioners of Adair County.</p> <p>6. That Sandra Collop is currently serving as the Adair County Clerk, and that office has, in part or in full, a ministerial function in processing the claims and payments that give rise to Counts I and II of this Petition.</p> <p>7. That Lori Smith is currently serving as the Adair County Treasurer, and that office has, in part or in full, a ministerial function in processing the claims and payments that give rise to both Counts I and II of this Petition.</p> <p>8. Every judicial circuit in the State of Missouri is authorized to establish a juvenile court, pursuant to Chapter 211 of Missouri Revised Statutes.</p> <p>9. A juvenile court is defined by Section 211.021 of Missouri Revised Statutes as the "juvenile division or divisions of the circuit court of the county, or judges while hearing juvenile cases assigned to them."</p> <p>10. Where the circuit is comprised of third and fourth class counties, the presiding judge of the circuit court shall appoint "a juvenile officer and other necessary court personnel to serve under the discretion" of the presiding circuit judge pursuant to Section 211.351 RSMo.</p> <p>11. That pursuant to Section 478.063 RSMo, in all judicial circuits of the state with the exception of those that have established a family court by law the circuit judge "shall</p>	<p style="text-align: center;">2</p>
--	--------------------------------------

Continued on page 452

ATTEST: Sandra Collop County Clerk Stanley Pickens Presiding Commissioner