

**ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, MARCH 6, 2019
12TH DAY JANUARY ADJOURNED**

The Adair County Commission convened at 8:30 a.m. on March 6, 2019 in the Courthouse at Kirksville. All Commissioners were present.

At 1:30 p.m., the Commission met with Adair County Assessor, Kent Bryant, and Adair County Prosecuting Attorney, Matt Wilson, to discuss the Marx vs. the Adair County Collector lawsuit.

Mr. Wilson stated that the City of Kirksville had met with the owners and attorney for the Marx property and had everything all worked out. The City of Kirksville has an agreement with Marx and has created an ordinance pertaining to the situation. It was discussed that the Marx property had been assessed in 2017 and 2018. Both years the company paid property taxes under protest. By statute, the money has been held by the Adair County Collector until the situation could be settled.

Per Mr. Wilson, there had not been a breach of the contract. He wanted to know what the taxes were on the land. Those should be paid then the rest should be refunded to Marx. He will forward the documentation to Mr. Bryant. Mr. Wilson will also put together a judgement on behalf of the Collector's Office and then a refund could be issued.

Mr. Bryant then discussed a situation with the Kraft Heinz property in Kirksville. Kraft Heinz failed to turn in personal property information to the Assessor's office. Instead they made payments in lieu of taxes (PILOT) to the City and wants their money back. Mr. Wilson said they needed to go back to whoever made the mistake. Mr. Bryant said he didn't know who made the mistake and neither did the State Tax Commission. Kraft Heinz had incurred delinquent fees as a result of not paying the taxes. As the County did not have the authority to remove the delinquent fees, Mr. Wilson stated that Kraft Heinz was responsible for the 2017 and 2018 fees. It was a cost of doing business. They had used the capital for two years and needed to deal with the City.

The Adair County Commission adjourned at 4:00 p.m.

Unscheduled Public Walk-Ins and other Non-Agenda Items for Wednesday, March 6, 2019:

None

ATTEST:


County Clerk


Presiding Commissioner