

ADAIR COUNTY COMMISSION MINUTES
TUESDAY, APRIL 10, 2018
5TH DAY APRIL REGULAR

The Adair County Commission convened at 8:30 a.m. on April 10, 2018 in the Courthouse at Kirksville. All Commissioners were present.

At 10:00 a.m., the Commission met with Pat Williams, Court Services Administrator - Second Judicial Circuit of Missouri. He wanted to discuss the status of Jane Moore, Drug Court Case Manager, as to what exists and what is expected.

Mr. Williams stated that in 2014 Jane Moore was funded by the Juvenile Justice Center (JJC) and was a State Tracker. This situation remained until March 1, 2018 when the tracker grant money was no longer available. He stated that revenue from the JJC will now pick up the additional cost and Judge Reddington wants her to have benefits. The Office of State Courts Administrator (OSCA) recommended adding the cost of a benefit package to her salary. Mr. Williams stated that would add approximately \$7,900 for a health insurance stipend and \$5,243 for a retirement plan. That would be \$12,000 plus to purchase health care and provide money for a pension plan for Ms. Moore.

Mr. Williams, however, was concerned about the professional liability coverage for Ms. Moore. OSCA has stated she is not a State employee and does not fall under coverage of the legal defense fund. Case load is the determining factor for State positions and Ms. Moore currently does not qualify with the 50 caseloads she is currently handling. Mr. Williams said a caseload of 70 would qualify for a part-time position and 100 for a full-time position.

OSCA Human Rights Department went to their legal counsel as they were now concerned regarding the lack of liability coverage for Ms. Moore. They said she is not a Circuit employee as Circuits do not have any employees; she had to be either a County or State employee. Mr. Williams said that IRS guidelines prevent her from being a contractor because she is under the direct supervision of a judge.


Mr. Williams wanted to raise awareness of the situation and not have the County exposed to a possible lawsuit since she was actually working "in the County." He wanted to know where to go to get this ironed out and needed clarification. State Human Resources said we need to find the answer. He looked at combining 2 circuits to raise Ms. Moore's caseload, but thought that would make the area too big. He also looked at Probation and Parole, but has come to a dead end on all of it.

Mr. Williams wants Ms. Moore to be classified as a County employee. He would like clarification from our legal counsel as the Settlement Agreement of December, 2014 may possibly give the circuit the ability to bring her on as a County employee. Just like the six people that were designated by the Court to be "County employees" for the purpose of fringe benefits only.

The Commission felt this would be a violation of the December, 2014 Settlement Agreement with the Second Circuit. They would, however, present this to the legal counsel who originally prepared the Settlement Agreement. Also, they will check with the County's liability carrier.

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ATTEST:


County Clerk


Residing Commissioner

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Commissioner King asked if she had coverage before the grant ended. Mr. Williams said she did, but now there was an issue with coverage as she also works with a drug dog.


Mr. Williams is uneasy leaving this issue out there as the State HR people want it cleaned up. He wants this to be on the high priority level.

The Adair County Commission adjourned at 4:00 p.m. on April 10, 2018.

Unscheduled Public Walk-Ins and other Non-Agenda Items for Tuesday, April 10, 2018:

None

ATTEST:


County Clerk


Presiding Commissioner