

ADAIR COUNTY COMMISSION MINUTES

TUESDAY, DECEMBER 6, 2016

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The Commission signed "Written Notice of the Intended Acquisition" letters regarding Adair County Bridge No. 0680007 BRO-B001(50). Letters will be sent to Stan and Beatrice Grant, Carolyn Stanley, and Robert E. Bowen. The letters were prepared by the engineering firm contracted for this project.

The Commission and Adair County Clerk, Sandra Collop, discussed the "Relator's Suggestions in Opposition to Respondent's Motion to Dismiss." This document referenced Case No. 16AR-CV00790 – Ameren Transmission Company of Illinois v. Adair County Commission and its Commissioners. The Commission stated that the proposed Ameren transmission line did not offer any benefits to the citizens of Adair County. They felt that past consents approved by previous Commissions to allow utilities into the County had offered benefits to the County. As far as the current proposed project, nothing of this size or magnitude has ever been allowed.

The Adair County Commission adjourned at 4:00 p.m. on December 6, 2016

IN REF. ORDER NO 21 Letters of "Written Notice of the Intended Acquisition" regarding
Adair County Bridge No. 0680007 BRO-B001(50).

Adair County Commission	
<p>106 W. Washington Kirksville, MO 63501 Phone 660-665-2283 Fax 660-665-8106</p>	<p>Stanley Pickens, Presiding Commissioner Mark Thompson, Associate Commissioner Carson Adams, Associate Commissioner</p>
December 5, 2016	
<p>Stan and Beatrice Grant 8325 Castle Ridge Dr. Troy, IL 62294</p>	
<p>RE: Written Notice of the Intended Acquisition Adair County Bridge No 0680007 BRO-B001(50)</p>	
<p>Dear Mr. and Mrs. Grant:</p> <p>The County of Adair has planned an improvement project along <i>County Line Way</i>. The improvement includes the construction of a 138' long x 22'6" wide three span bridge over the North Fork of South Fabius River. Based on advice from Adair County legal counsel the project plans have recently been revised to include both temporary construction easement and a permanent easement to cover the rip-rap area under the bridge.</p> <p>The project affects a portion of your property located on the south side of County Line Way, as shown on the attached engineering drawings. We are hopeful that because of the benefits to be derived from the project, we can reach an agreement with you for the permanent and temporary easements needed to accomplish the construction. We expect to send you a letter offer of payment in the near future and encourage you to counter-offer with a reasonable amount that is acceptable to you.</p> <p>This letter represents the 60-Day Notice you are entitled to by Chapter 523 of the Revised Statutes of Missouri. Negotiations will begin shortly, and we are hopeful that a settlement will be reached. The County regards condemnation as a last resort, but it can and sometimes does occur. We urge you not to delay, as these are important rights. Under Missouri Law, you are entitled to the following:</p> <ol style="list-style-type: none"> a. Seek legal counsel at your own expense; b. Make a counteroffer and engage in further negotiations; c. Obtain your own appraisal of just compensation at your own expense (Please be advised that should we be required to file a condemnation petition, this will not be done for at least 60 days from the date of this letter. Therefore, if you wish to submit your appraisal to us for review, please keep this timeframe in mind); d. Have just compensation determined preliminarily by court-appointed condemnation commissioners and, ultimately, by a jury; e. Seek assistance from the office of the ombudsman for property rights, as created under Section 523.277 RSMo, at: 	
EPG 136.8.8.1 Form 136.8.35	06/081

<p>Office of Public Counsel Governor Office Bldg., Suite 650 200 Madison Street P.O. Box 2230 Jefferson City, MO 65102-2230 573-751-4857 (Phone) 573-751-5562 (Fax)</p>	
<p>f. Contest the right to condemn in the condemnation proceeding; and g. Exercise the right to request vacation of an easement under the procedures and circumstances provided for in Missouri Statute.</p>	
<p>We are looking forward to working with you on this project. Should you have any questions please feel free to call us at 660-665-2283.</p>	
Sincerely,	
 Stanley Pickens Presiding Commissioner	 Mark Thompson Associate Commissioner
 Carson Adams Associate Commissioner	
Attachment	
EPG 136.8.8.1 Form 136.8.35	06/082

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ATTEST: Sandra Collop
County Clerk

Mark Thompson
Presiding Commissioner