

**ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, FEBRUARY 3, 2016
3RD DAY JANUARY ADJOURNED**

The Adair County Commission convened at 8:30 a.m. on February 3, 2016 in the Courthouse at Kirksville. All Commissioners were present.

At 9:00 a.m., the Commission met with Matt Wilson, Adair County Prosecuting Attorney. Mr. Wilson addressed the Administrative Order of December 7, 2015, by Presiding Judge Russell E. Steele, transferring the possession of firearms, ammunition, and related equipment which were in the possession of the Second Judicial Circuit to the Adair County Sheriff, Robert Hardwick. There was an attachment of the listed property with the order. Mr. Wilson had been asked to determine the ownership of the property as the Commission and the Sheriff had both declared themselves owners.

Mr. Wilson stated he had reviewed the Settlement Agreement of December, 2014 between Adair County and the Second Judicial Circuit. He had also spoken with Judge Steele about this matter. After reading the Agreement, Mr. Wilson concluded that the ownership of the disputed property belonged to the County. He stated this was the opinion of the Judge as well.

Mr. Wilson will prepare a letter to the Commission with his determination regarding the ownership of the above property. The County could then, at their discretion, address the Sheriff with the information.

Mr. Wilson then addressed the issue regarding the temporary construction easement to build a bridge, Bridge BRO-NBIL-B001 (50), on County Line Way over the North Fork of South Fabius River. As one of the property owners of the easement had passed away, he wanted to provide an update to the situation. Mr. Wilson stated that the land containing the deceased property owner's easement had been sold in November, 2015. Per State statute, the new owners needed to receive the same notification of the intent to build the bridge as the original owners. This would require 60 days notice to the new owners with a request from Adair County that they agree to donate the easement for construction..

After the decision regarding the temporary easement is received from the new owners, the process to obtain the easement can move forward with his office. There could possibly be two law suits filed, one in Adair County and one in Schuyler County, in order to gain the authority to build the bridge. Mr. Wilson feels that with these new time frames, the construction of the bridge would not occur in 2016. He will work with Howe & Company, the engineering firm of the bridge, to complete the proper paperwork.

Mr. Wilson concluded the meeting stated he is preparing paperwork to serve on landowners of Laske Trail stating that the road is a County road as opposed to a private road.

At 10:10 a.m., per the request of Adair County Clerk, Sandra Collop, the Adair County Commission adopted the following resolution:

BE IT RESOLVED that this meeting be continued in closed session, with closed records and closed votes as permitted by law, for consideration of the following items as authorized by section 610.021.1 of the Missouri statutes:

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ATTEST:


County Clerk


Presiding Commissioner