

**ADAIR COUNTY COMMISSION MINUTES
WEDNESDAY, JANUARY 28, 2015**

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Mr. Rouner said as I indicated to you yesterday, what happened was when the car was recovered, the car was then returned to us. We tried to assess do we have any damage, do we have no damage. We assessed that there was damage. It was going to require some insurance proceeds to cover that damage. Contacted the insurance carrier, the provider. Yes I certainly understand that you are the titled owner of the vehicle. It's kind of my understanding or interpretation, right or wrong, that we are more the custodian perhaps of the vehicle, that things are under the care of us. If the tires are flat, we will need to get it fixed. If it needs petroleum, we are responsible for that. If it's grease, oil filter, we are responsible for that. If your office is anything like mine, you guys got more going on. It's certainly not something that was done to circumvent this process. It's your vehicle and the proceeds obviously would be drafted to the Commission just exactly as the way they were issued. I will tell you as all insurance claims go when there is property damage the options were real simple. We either take the \$7500 which is less the \$500 deductible or we take the car, keep the car, salvage it ourselves and then take that. I think she's offered like \$900. I was rounding, it was less than \$900. That was the options. It was a total loss.

Mrs. Collop wanted to know who gave him the authorization to bypass the Commission. He presented himself as the owner of the vehicle and then settled the claim. The County had no idea what had happened and wanted to know who gave him the authorization to act on behalf of the Commission. Mr. Rouner said that was a fair question. He said there was a discussion between Mr. Hall and myself and then notified the Circuit Judge what had occurred. I think it was then it was decided we needed to contact the insurance agency.

When Mrs. Collop asked if Judge Steele gave him the authorization to contact the insurance company, he said he didn't want to maybe point that direction quite that hard. I think it was just a consensus that we felt like there was no other option for us to do.

Mrs. Collop again stated that the Commission were the owners of the vehicle. They didn't even know anything had even happened to the vehicle until he came yesterday and handed them the check. I don't think that is very professional. The Commission signed a settlement agreement along with Judge Steele which said the Juvenile Office could have possession of the vehicles and use them in a discretionary way. It doesn't seem like that was done in a very discretionary way or the way in which the whole thing was handled. She asked again who gave you the authorization to file that claim.

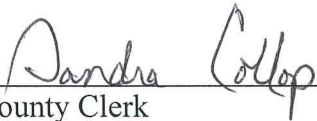
Mr. Rouner said it was his understanding those vehicles were under the custody of the Juvenile Office and are the property of the Juvenile Office per the Settlement Agreement.

Mrs. Collop said they are the property of the Adair County Commission. The Juvenile Office has been given permission to use the vehicles to conduct their business, but the County is the owner of the policy.

Mr. Rouner stated that if there is an issue with regards to the settlement proceeds, that gal Olivia (from Trident) helped us. She was very, very, very gracious on the phone. Whether you believe this or not, I was very upfront with her that the County Commissioners were the policy holder in this and they own the car. He said we'll try to get through at the Juvenile Office. That's our car. That's what we use to do these activities. She (Olivia) said, "No, that's fine, let me just issue a check because it's a total loss." You guys might do something different, that's fine.

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ATTEST:


County Clerk


Presiding Commissioner