

**KENTUCKY PERSONNEL BOARD
MINUTES OF DECEMBER 10, 2010**

1. The regular monthly meeting of the Kentucky Personnel Board was called to order by Chairman Cecil F. Dunn on December 10, 2010, at approximately 9:30 a.m., 28 Fountain Place, Frankfort, Kentucky.

Board Personnel Present:

Cecil F. Dunn, Chairman
M. Suzanne Cassidy, Vice Chair
David Hutcheson, Member
Larry B. Gillis, Member
David B. Stevens, Member
Wayne "Doug" Sapp, Member
Susan Gardner, Member
Mark A. Sipek, Executive Director and Secretary
Boyce A. Crocker, General Counsel
Linda R. Morris, Administrative Section Supervisor
Cynthia Perkins, Administrative Specialist

2. **READING OF THE MINUTES OF REGULAR MEETING HELD NOVEMBER 15, 2010**

The minutes of the last Board meeting had been previously circulated among the members. Chairman Dunn asked for additions or corrections. Dr. Stevens moved to approve the minutes, as submitted. Mr. Gillis seconded, and the motion carried 7-0. The Board members signed the minutes.

3. **EXECUTIVE DIRECTOR'S REPORT**

Mr. Sipek advised that the Franklin Circuit Court issued an Order in *Cabinet for Health and Family Services v. John Ruth* (10-CI-0644), directed the parties to attempt to negotiate settlement. A similar order was entered in *Cabinet for Health and Family Services v. Kenneth Tramontin* (2010-CI-428).

In *Perry Puckett v. Cabinet for Health and Family Service*, (10-CI-1144), the Plaintiff filed a separate claim of discrimination against the Board and a discovery request. Mr. Sipek stated that a response opposing that action would be filed later this month.

At the conclusion of Mr. Sipek's report, Chairman Dunn called for the Personnel Cabinet's report.

4. PERSONNEL CABINET'S REPORT

The Hon. Dinah Bevington, Executive Director for the Office of Legal Services, came forward to present the Cabinet's report.

Ms. Bevington reported that the Kentucky Human Resources Information System (KHRIS) is set to go live April 1, 2011, and the first round of testing is complete. Ms. Bevington invited the Board members to visit the Cabinet and see a demonstration of the new system.

Ms. Bevington stated that on January 26, 2011, the Governor will honor ninety-nine employees who saved the state \$9 million through the Employee Suggestion System.

The Governor's Employee Advisory Council (GEAC) met on November 29, 2010. Governor Beshear signed the AFSCME agreements [the Master Agreement is for all employees and the Unit Agreement addresses a particular group of employees.] The Teamsters have also ratified their agreement.

Chairman Dunn announced that the Petitioned Positions would be moved to the end of the Agenda, and asked the parties to come forward for oral argument.

5. ORAL ARGUMENTS

A. Ronald Mills v. Energy and Environment Cabinet

Present for oral argument were counsel for the Appellant, Hon. Paul Fauri, and counsel for Appellee, the Hon. Dan Egbers. The parties answered questions from the Board.

Before oral arguments commenced, Chairman Dunn recused himself, for personal reasons at the request of counsel for Appellant as detailed in the exceptions, and turned the meeting over to Vice-Chair Cassidy. After oral arguments concluded, Vice-Chair Cassidy turned the meeting back to Chairman Dunn.

6. CLOSED SESSION

Ms. Gardner moved that the Board go into Executive Session for the purposes of discussing complaints, proposed or pending litigation, and deliberations regarding individual adjudications; Mr. Hutcheson seconded. Chairman Dunn stated that the motion had been made and seconded for the Personnel Board to retire into closed Executive Session, passed by a majority vote of the members present, with enough members present to form a quorum. Pursuant to KRS 61.810(1) (c), (f), and (j), the Kentucky Open Meetings Act, the Board will now retire into closed Executive Session. Specific justification under the Kentucky Open Meetings Act for this action are as follows, because there will be discussion of proposed or pending litigation against or on behalf of the Board; and deliberations regarding individual adjudication. The motion carried 7-0. (9:55 a.m.)

Dr. Stevens moved to return to open session. Mr. Hutcheson seconded and the motion carried 7-0. (10:40 p.m.)

Chairman Dunn explained that the purpose of the closed session was to discuss Personnel Board matters, not the petitioned positions.

7. CASES TO BE DECIDED

The Board reviewed the following cases. At that time, the Board considered the record including the Hearing Officers' findings of fact, conclusions of law and recommendations, any exceptions and responses which had been filed, and oral arguments where applicable.

A. Ronald Mills v. Energy and Environment Cabinet

Mr. Hutcheson moved to note Appellant's exceptions, Appellee's response and oral argument and to accept the recommended order dismissing the appeal. Dr. Stevens seconded and the motion carried 6-0, with Chairman Dunn recusing for personal reasons.

B. Jerry Couch v. Transportation Cabinet
(Deferred from November Meeting)

Mr. Hutcheson moved to alter the recommended order in accordance with the Final Order attached to the minutes, dismissing the appeal. Ms. Cassidy seconded and the motion carried 7-0.

C. Martha Humble v. Cabinet for Health and Family Services
(Deferred from November Meeting)

Dr. Stevens moved to alter the recommended order in accordance with the Final Order attached to the minutes, sustaining the appeal. Mr. Sapp seconded and the motion carried 7-0.

D. Michelle Kent v. Cabinet for Health and Family Services
(Deferred from November Meeting)

Mr. Sapp moved to alter the recommended order in accordance with the Final Order attached to the minutes, sustaining the appeal to the extent that the five-day suspension be modified to a written reprimand. Ms. Gardner seconded and the motion carried 5-1, with Ms. Cassidy opposing and Mr. Gillis recusing as Ms. Kent is a personal friend.

E. Roger Bryant v. Tourism, Arts and Heritage Cabinet

Ms. Cassidy moved to note Appellant's exceptions and Appellee's response and to accept the recommended order dismissing the appeal. Mr. Hutcheson seconded and the motion carried 7-0.

F. Joyce Haskett v. Cabinet for Health and Family Services

Dr. Stevens moved to note Appellant's exceptions and to accept the recommended order sustaining the appeal to the extent the one-day suspension was reduced to a written reprimand. Mr. Sapp seconded and the motion carried 7-0.

G. Karla Maiden v. Transportation Cabinet

Mr. Gillis moved to accept the recommended order dismissing the appeal. Mr. Sapp seconded and the motion carried 7-0.

H. Pamela Perkins v. Cabinet for Health and Family Services

Mr. Gillis moved to accept the recommended order dismissing the appeal. Ms. Gardner seconded and the motion carried 7-0.

I. Betty Runner v. Cabinet for Health and Family Services
(Appeal No. 2008-163)

Mr. Gillis moved to accept the recommended order dismissing the appeal. Mr. Hutcheson seconded and the motion carried 7-0.

Show Cause Orders – Appeal Dismissed - No Response Filed

The following case had a show cause order entered by the hearing officer recommending that the appeal be dismissed for failure to timely prosecute unless a statement was filed by the Appellant stating sufficient cause to excuse their failure to appear at the scheduled hearing. There was no response submitted by the Appellant to the show cause order.

J. Krystal Dailey v. Transportation Cabinet

Mr. Hutcheson moved to find that the Appellant had not responded to the show cause order and that the recommended order be accepted dismissing the appeal for failure to timely prosecute the appeal. Ms. Cassidy seconded and the motion carried 7-0.

8. **WITHDRAWALS**

Mr. Sapp moved to consider the following withdrawals of appeals *en bloc* and to accept the withdrawals and dismiss the appeals. Dr. Stevens seconded and the motion carried 7-0.

- A. Cathleen Adams v. Energy and Environment Cabinet
- B. Kelly Noble, Jr. v. Transportation Cabinet (2 appeals)
- C. Raymond Donner v. Education and Workforce Development Cabinet and Personnel Cabinet
- D. Terri Brogan v. Education and Workforce Development Cabinet
- E. Donna Conlee v. Cabinet for Health and Family Services

9. **SETTLEMENTS**

Dr. Stevens moved to consider the following settlements *en bloc* and to accept the settlements as submitted by the parties; sustaining the appeal to the extent set forth in the settlement. Mr. Sapp seconded and the motion carried 7-0.

- A. Kenneth Collins v. Tourism, Arts & Heritage Cabinet (mediated)
- B. John Harris v. Justice and Public Safety Cabinet
- C. Christopher Kampschaefer v. Justice and Public Safety Cabinet
- D. Robin Wilder v. Justice and Public Safety Cabinet
- E. Heather Davenport v. Justice and Public Safety Cabinet (mediated)

10. **OTHER**

Board Meeting Dates for 2011

After some discussion, the Board members agreed on the following meeting dates for the following months of 2011:

April 11	May 16	June 10
July 8	August 12	September 9
October 14	November 14	December 9

[Note: The Board meeting dates of January 14, 2011, February 11, 2011 and March 11, 2011, had been previously set at the November 2010 Board Meeting.]

11. Secretary Nikki Jackson and the Hon. Dinah Bevington were present to answer questions from the Board concerning re-approval of 82 petitioned positions, a process the General Assembly required in House Bill 149. Secretary Jackson stated that the General Assembly has asked that spending be reduced and to review the continued necessity of non-merit positions. Secretary Jackson stated that the Personnel Cabinet has done that and there are 70 less employees since July 2010. Secretary Jackson is confident that the remaining 82 non-merit positions should be approved.

Chairman Dunn stated that position #31112-21-00-00-004 is filled by his son and that he will recuse himself from any vote or discussion on that matter.

Petitioned Position(s) – Renewal of Petitioned Positions pursuant to KRS 18A.115

A. Department of Agriculture -- General Counsel II

B. Attorney General

- (1) Executive Assistants (2)
 - i. 31040-00-00-00-00-004
 - ii. 31040-00-00-00-00-007

- (2) Executive Advisor

C. Homeland Security

- (1) Deputy Executive Directors (2)
 - i. 31094-00-00-00-00-002
 - ii. 31094-00-00-00-00-003

D. Local Government

- (1) Special Assistants (2)
 - i. 31112-20-00-00-00-004
 - ii. 31112-21-00-00-00-009

- (2) Executive Assistants (3)
 - i. 31112-21-00-00-00-003
 - ii. 31112-21-00-00-00-004
 - ii. 31112-21-00-00-00-005

- (3) Administrative Coordinators (2)
 - i. 31112-21-00-00-00-010
 - ii. 31112-21-00-00-00-011

- (4) Deputy Commissioner

E. Secretary of State

- (1) Special Assistant (*vacant since 7/30/09*)
- (2) Executive Advisor

F. State Treasurer

- (1) Staff Assistants (2)
 - i. 31125-00-00-00-00-004
 - ii. 31125-00-00-00-00-011

G. Board of Architects -- Special Assistant
[Mr. Rex Cecil was present and answered questions from the Board.]

H. Real Estate Commission -- Special Assistant

I. Transportation Cabinet

- (1) Office of the Secretary
 - a. Policy Advisor
 - b. Executive Advisor
 - c. Administrative Coordinator
- (2) Office of Legal Services
 - a. Special Assistant
 - b. Administrative Coordinator
- (3) Department of Highways
 - a. Executive Advisor (*vacant since 8/31/10*)
 - b. Administrative Coordinator
 - c. State Highway Engineer (*vacant since 1/15/08*)
- (4) Vehicle Regulation -- Administrative Coordinator

J. Economic Development Cabinet

- (1) Office of the Secretary -- Administrative Coordinator
- (2) Financial Incentives -- Policy Advisor
- (3) Business Development
 - a. New Business Development Agent (6)
 - i. 36645-00-00-00-00-006
 - ii. 36645-00-00-00-00-007

- iii. 36645-00-00-00-00-008
- iv. 36645-00-00-00-00-009
- v. 36645-00-00-00-00-010 (*one vacant since 8/25/10*)
- vi. 36645-00-00-00-00-011

K. Finance Cabinet

- (1) Commonwealth Office of Technology -- Special Assistant
- (2) Office of the Secretary -- Deputy Secretary (*vacant since 7/15/07*)

L. Tourism, Arts and Heritage Cabinet

- (1) State Fair Board -- Executive Assistant
- (2) Fish and Wildlife Resources
 - a. Executive Assistant
 - b. Administrative Coordinator
- (3) Kentucky Horse Park -- Staff Assistant
- (4) Department of Travel -- Executive Assistant

M. Education and Workforce Development Cabinet

- (1) Department of Education – Policy Advisor

N. Cabinet for Health and Family Services

- (1) Office of the Secretary –
 - a. Policy Advisors (2)
 - i. 53721-00-00-00-00-002 (*one vacant since 10/15/09*)
 - ii. 53721-00-00-00-00-023
- (2) Department for Public Health – Special Assistant
(*vacant since 1/17/08*)
- (3) Behavioral Health, Developmental and Intellectual Disabilities
 - a. Special Assistant
 - b. Deputy Commissioner

- (4) Community Based Services -- Deputy Commissioner
- (5) Medicaid Services – Policy Advisor

O. Justice and Public Safety Cabinet

- (1) Office of the Secretary – Deputy Secretary
- (2) Kentucky State Police
 - a. Staff Assistant
 - b. Deputy Commissioner (*vacant since 11/30/07*)
- (3) Juvenile Justice -- Deputy Commissioner
- (4) Criminal Justice Training – Deputy Commissioner
- (5) Department of Corrections – Deputy Commissioner

P. Personnel Cabinet

- (1) Office of the Secretary – Special Assistant
- (2) Human Resources Administration – Deputy Commissioner (*vacant since 10/31/09*)
- (3) Employee Insurance – Special Assistant

Q. Labor Cabinet

- (1) Office of the Secretary
 - a. Policy Advisors (2)
 - i. 56102-00-00-00-00-005
 - ii. 56102-00-00-00-00-008

R. Energy and Environment Cabinet

- (1) Public Service Commission
 - a. Special Assistants (2)
 - i. 57123-00-00-00-00-010

- ii. 57123-00-00-00-00-050
- b. Policy Advisor – Detailed
- c. Executive Advisor
- d. General Counsel I (*vacant since 2/28/09*)

(2) Office of the Secretary – Deputy Secretary

(3) Natural Resources

- a. Special Assistant
- b. Executive Assistant

(4) Environmental Protection

- a. Special Assistant (*vacant since 6/9/10*)
- b. Executive Advisor

S. Public Protection Cabinet

(1) Horse Racing Commission

- a. Special Assistants (2)
 - i. 58374-00-00-00-00-007
 - ii. 58374-00-00-00-00-024
- b. Policy Advisor
- c. Executive Assistant

(2) Department of Insurance

- a. Executive Assistant
- b. Deputy Commissioner

(3) Alcoholic Beverage Control – Special Assistant

(4) Housing, Buildings and Construction

- a. Policy Advisor
- b. Deputy Commissioner

Following a lengthy discussion and comments from Ms. Holly McCoy Johnson, Public Protection Cabinet; Mr. Rex Cecil, Board of Architects; Mr. David Smith, President of KASE; Ms. Melissa Jan Williamson, Vice President of KASE; and Dea Riley, Candidate for Lt. Governor, Ms. Cassidy moved to approve the eighty-two (82) positions. Mr. Hutcheson seconded.

Mr. Gillis moved to amend Ms. Cassidy's motion by voting separately on nine (9) of the eighty-two (82) positions. Ms. Gardner seconded and the motion carried 4-3, with Chairman Dunn, Mr. Hutcheson and Ms. Cassidy opposing.

- B. Attorney General, (1) Executive Assistant, i.31040-00-00-00-00-004
- E. Secretary of State, (1) Special Assistant (*vacant since 7/30/09*)
- K. Finance Cabinet, (2) Office of the Secretary, Deputy Secretary (*vacant since 7/15/07*)
- N. Cabinet for Health and Family Services
 - (1) Office of the Secretary –
 - a. Policy Advisor, 53721-00-00-00-00-002 (*vacant since 10/15/09*)
 - (3) Behavioral Health, Developmental and Intellectual Disabilities
 - a. Special Assistant (*vacant*) (53729-00-00-00-00-009)
- O. Justice and Public Safety Cabinet, (2) Kentucky State Police
 - b. Deputy Commissioner (*vacant since 11/30/07*)
- R. Energy and Environment Cabinet, (4) Environmental Protection
 - a. Special Assistant (*vacant since 6/9/10*)
- S. Public Protection Cabinet
 - (1) Horse Racing Commission
 - c. Executive Assistant
 - (2) Department of Insurance
 - a. Executive Assistant

Dr. Stevens moved to amend Ms. Cassidy's motion and moved not to approve positions that have been vacant for more than one year [except for I. Transportation Cabinet, c. State Highway Engineer], and to be voted on separately from the eighty-two (82) positions. Ms. Gardner seconded. After further discussion, Dr. Stevens withdrew his motion.

- E. Secretary of State, (1) Special Assistant (*vacant since 7/30/09*)
- K. Finance Cabinet, (2) Office of the Secretary, Deputy Secretary (*vacant since 7/15/07*)
- N. Cabinet for Health and Family Services
 - (1) Office of the Secretary –
 - a. Policy Advisor, 53721-00-00-00-00-002 (*vacant since 10/15/09*)

- (2) Department for Public Health – Special Assistant
(*vacant since 1/17/08*)
- O. Justice and Public Safety Cabinet (2) Kentucky State Police
 - b. Deputy Commissioner (*vacant since 11/30/07*)
- P. Personnel Cabinet
 - (2) Human Resources Administration – Deputy Commissioner
(*vacant since 10/31/09*)
- R. Energy and Environment Cabinet (1) Public Service Commission
 - d. General Counsel I (*vacant since 2/28/09*)

Dr. Stevens moved to amend Mr. Gillis' motion by adding three (3) additional vacant positions to be voted on separately from the eighty-two (82) positions. Ms. Gardner seconded and the vote failed 3-4, with Chairman Dunn, Mr. Sapp, Mr. Hutcheson and Ms. Cassidy opposing.

- N. Cabinet for Health and Family Services
 - (2) Department for Public Health – Special Assistant
(*vacant since 1/17/08*)
- P. Personnel Cabinet
 - (2) Human Resources Administration – Deputy Commissioner
(*vacant since 10/31/09*)
- R. Energy and Environment Cabinet (1) Public Service Commission
 - d. General Counsel I (*vacant since 2/28/09*)

Ms. Cassidy amended her motion to approve seventy-three (73) of the eighty-two (82) positions. Mr. Hutcheson seconded and the motion carried 6-1, with Ms. Gardner opposing. Chairman Dunn voted to approve seventy-two (72) positions and recused himself from voting on the position in Local Government, Executive Assistant, 31112-21-00-00-00-004, which is occupied by his son. Mr. Gillis voted to approve seventy (70) positions and recused himself from three (3) positions in the Personnel Cabinet, (1) Office of the Secretary – Special Assistant, (2) Human Resources Administration – Deputy Commissioner (*vacant since 10/31/09*) and (3) Employee Insurance – Special Assistant.

The remaining nine (9) positions were voted on separately as follows:

1. Mr. Gillis moved to not approve the following position:

B. Attorney General, (1) Executive Assistant, i. 31040-00-00-00-004.

Ms. Gardner seconded and the motion failed 2-5, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, Dr. Stevens, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Mr. Hutcheson moved to approve the following position:

B. Attorney General, (1) Executive Assistant, i. 31040-00-00-00-004.

Mr. Sapp seconded and the motion carried 5-2, with Ms. Gardner and Mr. Gillis opposing.

2. Mr. Gillis moved to not approve position:

E. Secretary of State, (1) Special Assistant (*vacant since 7/30/09*).

Ms. Gardner seconded and the motion failed 3-4, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Mr. Hutcheson moved to approve the following position:

E. Secretary of State, (1) Special Assistant (*vacant since 7/30/09*).

Ms. Cassidy seconded and the motion carried 4-3, with Dr. Stevens, Ms. Gardner and Mr. Gillis opposing.

3. Mr. Gillis moved to not approve position:

**K. Finance Cabinet, (2) Office of the Secretary, Deputy Secretary
(*vacant since 7/15/07*)**

Ms. Gardner seconded and the motion failed 3-4, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Mr. Sapp moved to approve the following position:

**K. Finance Cabinet, (2) Office of the Secretary, Deputy Secretary
(*vacant since 7/15/07*)**

Mr. Hutcheson seconded and the motion carried 4-3, with Dr. Stevens, Ms. Gardner and Mr. Gillis opposing.

4. Mr. Gillis moved to not approve position:

N. **Cabinet for Health and Family Services**

(1) **Office of the Secretary –**

a. **Policy Advisor, 53721-00-00-00-00-002 (*vacant since 10/15/09*)**

Ms. Gardner seconded and the motion failed 3-4, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Ms. Cassidy moved to approve the following position:

N. **Cabinet for Health and Family Services**

(1) **Office of the Secretary –**

a. **Policy Advisor, 53721-00-00-00-00-002 (*vacant since 10/15/09*)**

Mr. Sapp seconded and the motion carried 4-3, with Dr. Stevens, Ms. Gardner and Mr. Gillis opposing.

5. Mr. Gillis moved to not approve position:

N. **Cabinet for Health and Family Services**

(3) **Behavioral Health, Developmental and Intellectual Disabilities**

a. **Special Assistant (*vacant*) (53729-00-00-00-00-009)**

Ms. Gardner seconded and the motion failed 3-4, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Mr. Hutcheson moved to approve the following position:

N. **Cabinet for Health and Family Services**

(3) **Behavioral Health, Developmental and Intellectual Disabilities**

a. **Special Assistant (*vacant*) (53729-00-00-00-00-009)**

Mr. Sapp seconded and the motion carried 4-3, with Dr. Stevens, Ms. Gardner and Mr. Gillis opposing.

6. Mr. Gillis moved to not approve position:

O. **Justice and Public Safety Cabinet, (2) Kentucky State Police**

b. **Deputy Commissioner (*vacant since 11/30/07*)**

Ms. Gardner seconded and the motion failed 3-4, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Ms. Cassidy moved to approve the following position:

O. **Justice and Public Safety Cabinet, (2) Kentucky State Police**

b. **Deputy Commissioner (*vacant since 11/30/07*)**

Mr. Sapp seconded and the motion carried 4-3, with Dr. Stevens, Ms. Gardner and Mr. Gillis opposing.

7. Mr. Gillis moved to not approve the following position:

- R. Energy and Environment Cabinet, (4) Environmental Protection**
 - a. Special Assistant (*vacant since 6/9/10*)**

Ms. Gardner seconded and the motion failed 2-5, with Chairman Dunn, Ms. Cassidy, Mr. Hutcheson, Dr. Stevens, and Mr. Sapp opposing. Chairman Dunn noted the motion failed.

Mr. Hutcheson moved to approve the following position:

- R. Energy and Environment Cabinet, (4) Environmental Protection**
 - a. Special Assistant (*vacant since 6/9/10*)**

Dr. Stevens seconded and the motion carried 5-2, with Ms. Gardner and Mr. Gillis opposing.

8. Mr. Gillis moved to not approve the following position:

- S. Public Protection Cabinet,**
 - (1) Horse Racing Commission**
 - c. Executive Assistant**

Ms. Gardner recused, as she is an employee with the Public Protection Cabinet. Chairman Dunn noted the motion died for lack of a second.

Mr. Hutcheson moved to approve the following position:

- S. Public Protection Cabinet,**
 - (1) Horse Racing Commission**
 - c. Executive Assistant**

Dr. Stevens seconded and the motion carried 5-1, with Mr. Gillis opposing, and Ms. Gardner recusing.

9. Mr. Gillis moved to not approve the following position:

- S. Public Protection Cabinet,**
 - (2) Department of Insurance**
 - a. Executive Assistant**

Ms. Gardner recused, as she is an employee with the Public Protection Cabinet. Chairman Dunn noted the motion died for lack of a second.

Dr. Stevens moved to approve the following position:

- S. **Public Protection Cabinet,**
- (2) **Department of Insurance**
- a. **Executive Assistant**

Ms. Cassidy seconded and the motion carried 5-1, with Mr. Gillis opposing, and Ms. Gardner recusing.

Chairman Dunn thanked everyone that voiced their concerns about the petitioned positions and also thanked the Board's staff for their hard work.

There being no further business, Mr. Hutcheson moved to adjourn. Ms. Cassidy seconded and the motion carried 7-0. (1:07 p.m.)

Cecil F. Dunn, Chairman

M. Suzanne Cassidy, Vice Chair

David Hutcheson, Member

Larry B. Gillis, Member

David B. Stevens, Member

Wayne D. Sapp, Member

Susan Gardner, Member