

Term, 19

day of

19

November 16, 1978

The Board of County Commissioners of Douglas County met in regular adjourned session with all members of the Board present.

Approved the minutes of the meeting of November 9 and 10, 1978.

Comm Order:  
#C-24

The Board approved Commissioners Cancellation Order No. C-24 to the Sheriff, Clerk of District Court, and Treasurer.

Personnel: Employ-  
Harvey Wilson

Ted McFarlane, Douglas County Ambulance Service Manager, appeared before the Board to recommend the hiring of Harvey R. Wilson, in the position of EMT, at a salary of \$2.94 per hour, to commence work on November 16, 1978. After discussion it was moved by Mr. Neis that this recommendation be approved, seconded by Mrs. Bradley, and carried unanimously.

Ambulance: app.  
Mutual Aid Agree-  
for Life Flight

Mr. McFarlane then recommended the approval of a Mutual Aid Agreement between St. Joseph Hospital of Kansas City, Missouri, and the Board of Commissioners. This Mutual Aid Agreement will allow the Life Flight helicopter to enter Douglas County and transport seriously injured and ill patients to the proper medical facility where said patients can receive necessary treatment. After discussion it was moved by Mrs. Bradley that this Mutual Aid Agreement be approved and forwarded to Thomas B. McGovern, Executive Director, St. Joseph Hospital, for his approval, seconded by Mr. Neis, and carried unanimously.

Board: Douglas County  
Purchase Phone  
Mate, office supplies  
+ magazine subs.

LeRoy McDermott, Coordinator of the Douglas County Drug Abuse Council, appeared before the Board to request the acceptance of a low quote for a telephone answering service, which will assure the acceptance of calls to that council with reference to the Speakers Bureau, which is being offered. The low quote is by Midwest Management for a Vox Phone Mate 800 in the amount of \$150, which is to be funded by monies made available through SRS. No local match is required. After review it was moved by Mrs. Bradley that this purchase be allowed, seconded by Mr. Neis, and carried unanimously.

Mr. McDermott then recommended to the Board the purchase of the following:

#### Office Furnishings

Work Table (Chrome Legs - walnut vinyl top 18" x 60")	\$ 85
Chair Mat (Masonite)	25
Desk Lamp	40
	<u>\$150</u>

#### "Trade and Scientific Subscriptions"

U.S. Journal of Drug & Alcohol Abuse	\$ 24
Ethno-Pharmacology Newsletter	10
Journal of Behavioral & Brain Sciences	17
High Times	15
	<u>\$ 66</u>

and incidentals in the amount of \$24 which are to be funded by surplus revenue sharing funds with the first half 1978 allocation. These revenue sharing funds became available because the Social and Rehabilitation Services grant paid for some items which were not originally anticipated and thus left free approximately \$240 of revenue sharing funds. These office furnishings are to be purchased from Strong's Office Systems and after discussion it was moved by Mrs. Bradley that these purchases be approved, seconded by Mr. Neis, and carried unanimously.

Ambulance:  
Withdraw request  
for declaratory  
judgment

The Board noted receipt of correspondence from County Counselor Dan Young, which refers to the application of K.S.A. 44-1201 et seq to the Douglas County Ambulance Service. It is recommended in this correspondence that we reverse our decision to move forward with the declaratory judgment on whether or not these statutes apply to the Douglas County Ambulance Service. Mr. Young indicates that, upon further examination of the statutes, he is of the opinion that they do not apply to a county governmental operation because of the definition of "employer" in K.S.A. 44-1202(d): "'Employer' means any individual, partnership, association, corporation, business trust. . . ." Mr. Young's opinion points out that the general rule in Kansas and in the United States follows the common law rule that a county is a political subdivision of the state and is not a corporation, so since the law does not apply to counties, the declaratory judgment concerning the exemption of ambulance personnel becomes unnecessary. It was moved by Mrs. Bradley that we accept the recommendation and withdraw our order for the filing of the declaratory judgment, seconded by Mr. Neis, and carried unanimously.

Bridge Co: app  
Utility FAS 23-RS-  
1347 (C) K 44

Mike Dooley, director of public works, appeared before the Board to present a utility agreement on Project No. FAS 23-RS-1347(7) between The Kansas Power & Light Company and the Board of Commissioners of Douglas County which agreement relates to provisions of K.S.A. 17-1901 as to the necessity for movement of utility equipment and facilities which are located on county right-of-way. The agreement indicates that relocation of existing facilities which are currently located on private easements will be paid for by Douglas County and