

Minutes
State Election Commission Meeting
May 18, 2010

The State Election Commission meeting was called to order by Chairman Tom DuBois at 11:15 a.m. central time, May 18, 2010. The following members and staff attended: Commissioners Blackburn, DuBois, Duckett, Head, Wallace, Wheeler, Coordinator of Elections Mark Goins, Cara Harr, HAVA Attorney, Wayne Pruett, HAVA Coordinator and Kathy Summers, Elections Specialist.

Motion was made, seconded and unanimously approved to adopt the minutes from the April 27th, 2010 meeting.

Pursuant to T.C.A. § § 2-12-101 and 2-12-106, motion was made, seconded and unanimously approved to accept the nominations for county election commission appointments as submitted and to leave the nomination process open until 4:30 p.m. central time Tuesday, May 18, 2010. **(For appointments made see attached list.)**

As requested by the State Election Commission, at its meeting on April 27, 2010, the following Marion County Election Commission members appeared to discuss issues regarding the previous administrator of elections who resigned in April: Isabelle Condra, Ed Griffitts, Shaun Henson and Robert McVey. Chairman Oscar Brown did not appear before the commission.

The floor was turned over to Wayne Pruett to ask questions of the Marion County Election Commissioners. Issues discussed were supervision of administrator of elections, approving payrolls, budgets, appointment of county election officials, closing of polling locations prior to time mandated by state law, and unauthorized individuals using voter registration computers with confidential voter information.

Commissioner Wallace asked Wayne Pruett if, in his opinion, he would remove all members of the Marion County Election Commission. Mr. Pruett stated that he would put the four members present on ninety-day probation and remove the Chairman.

Some of the Marion County Election Commissioners felt they did not have proper direction from the current chair and several times they had a hard time getting the chair to call meetings to perform their statutorily required duties.

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After much discussion, the State Election Commissioners addressed the issues at hand. Commission members expressed dismay with the Marion County Election Commission members' inability to get along and work together.

Commissioner Head requested that current Marion County Election Commissioners present pledge to get along and work toward what is best for Marion County. Each of the members present said they would try their best to work together.

Commissioner Blackburn questioned the Marion County Election Commissioners on their duties and responsibilities. Mrs. Blackburn advised the commissioners they are required to know the election law, and each one of the members should have an election law manual and to use the manual in the performance of their duties as commissioners.

The Division of County Audit with the Comptroller's office is currently conducting an audit of the Marion County Election Commission. Commissioner Wheeler suggested the Coordinator's office should request copies of any audit conducted in any county election commission.

Commissioner Duckett discussed the possibility of Mr. Brown relinquishing his duties of Chairman.

Chairman DuBois discussed the absence of Mr. Brown at the State Election Commission meeting. Mr. DuBois indicated if he was chair of the county commission, and the commission had these kinds of problems, and he had been requested to appear before the State Election Commission, he would clear his calendar to appear before the commission.

Commissioner Duckett believes the bottleneck with Marion County is the chairman of the commission and his failure to act in his official capacity as chair. Failure to act is giving Mr. Brown unprecedented authority over the commission and Commissioner Duckett believes the State Election Commission has the authority to remove Mr. Brown. Mr. Duckett is offended that Mr. Brown did not appear before the commission as requested. The failure to appear is disrespectful of the State Election Commission members' time.

Commissioner Head suggested giving the Marion County Election Commission a time line for naming a new Administrator of Elections.

Motion was made, seconded and unanimously approved to request Chairman Brown to resign from the Marion County Election Commission,

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and if he does not resign immediately, he may be removed by the State Election Commission at a special called meeting.

Coordinator Update

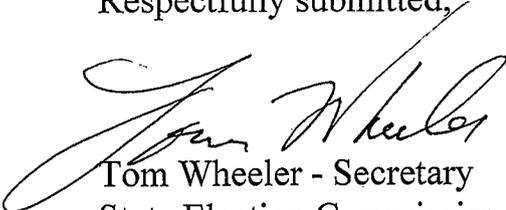
- Legislation is pending regarding State Election Commissioners contributing to political candidates.
- Both Dominion and ES&S will conduct elections in New York in September. At least one Republican and one Democratic State Election Commissioner will need to review these machines. Dominion and ES&S would like to certify these machines for use in Tennessee.
- Coordinator Goins discussed legislation passed to address deficient voter registrations.
- TACEO – Annual Convention and Summer Seminar will be held June 6-9, 2010, at the Airport Marriott in Nashville.
- State Election Commission is set to sunset.

The next meeting will be held on May 25, 2010, at 11:00 a.m. telephonically to address the request for Oscar Brown to resign from the Marion County Election Commission and to make any county election commission appointments which may come before the commission.

The next regularly scheduled meeting will be June 15, 2010.

Motion was made to adjourn, and there being no further business to come before the commission at this time, the meeting was adjourned.

Respectfully submitted,


Tom Wheeler - Secretary
State Election Commission

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State of Tennessee
Department of State
Division of Elections
312 Eighth Avenue North
8th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243
Phone: (615) 741-7956 Fax: (615) 741-1278

May 3, 2010

Mr. Oscar Brown
813 Ridley Ave
Jasper, TN 37347

Dear Chairman Brown:

This letter is being sent to you at the request of the State Election Commission. At their meeting on April 27, 2010, the State Election Commission requested the Marion County Election Commission to appear before the Commission at their next regularly scheduled meeting.

Attached you will find a meeting notice for the next State Election Commission meeting scheduled for May 18, 2010 at 11:00 a.m. central time.

Please let Kathy Summers if you have any questions. You may reach her at 615-253-4585.

Sincerely,

Mark K. Goins
State Coordinator of Elections

Attachment: Meeting Notice – May 18, 2010

U.S. Postal Service™		CERTIFIED MAIL™ RECEIPT	
<i>(Domestic Mail Only; No Insurance Coverage Provided)</i>			
For delivery information visit our website at www.usps.com			
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Postage	\$.44	Postmark Here
Certified Fee	\$	2.80	
Return Receipt Fee (Endorsement Required)	\$	2.30	
Restricted Delivery Fee (Endorsement Required)			
Total Postage & Fees	\$	5.54	
Sent To		Oscar Brown	
Street, Apt. No., or PO Box No.		813 Ridley Ave	
City, State, ZIP+4		Jasper, TN 37347	
PS Form 3800, August 2006		See Reverse for Instructions	

7009 0080 0000 1122 6648

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Department of State
Division of Elections
312 Eighth Avenue North
8th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243
Phone: (615) 741-7956 Fax: (615) 741-1278

May 3, 2010

Mr. Shawn Henson
611 Magnolia Ave
South Pittsburg, TN 37380

Dear Commissioner Henson:

This letter is being sent to you at the request of the State Election Commission. At their meeting on April 27, 2010, the State Election Commission requested the Marion County Election Commission to appear before the Commission at their next regularly scheduled meeting.

Attached you will find a meeting notice for the next State Election Commission meeting scheduled for May 18, 2010 at 11:00 a.m. central time.

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Sincerely,

Mark Goins

Mark K. Goins
State Coordinator of Elections

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Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.54	
Sent To	Shawn Henson	
Street, Apt. No., or PO Box No.	611 Magnolia Ave	
City, State, ZIP+4	South Pittsburg, TN 37380	
PS Form 3800, August 2006		See Reverse for Instructions

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312 Eighth Avenue North
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Nashville, Tennessee 37243
Phone: (615) 741-7956 Fax: (615) 741-1278

May 3, 2010

Mrs. Isabelle Condra
253 W. Massachusetts
Whitwell, TN 37397

Dear Commissioner Condra:

This letter is being sent to you at the request of the State Election Commission. At their meeting on April 27, 2010, the State Election Commission requested the Marion County Election Commission to appear before the Commission at their next regularly scheduled meeting.

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Please let Kathy Summers if you have any questions. You may reach her at 615-253-4585.

Sincerely,

Mark Goins

Mark K. Goins
State Coordinator of Elections

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Total Postage & Fees	\$ 5.54	
Sent To		
Isabelle Condra		
Street, Apt. No.; or PO Box No.		253 W. Massachusetts
City, State, ZIP+4		Whitwell, TN 37397
PS Form 3800, August 2006		See Reverse for Instructions

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Department of State
Division of Elections
312 Eighth Avenue North
8th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243
Phone: (615) 741-7956 Fax: (615) 741-1278

May 3, 2010

Mr. Robert McVey
684 Summertown Road
Jasper, TN 37347

Dear Commissioner McVey:

This letter is being sent to you at the request of the State Election Commission. At their meeting on April 27, 2010, the State Election Commission requested the Marion County Election Commission to appear before the Commission at their next regularly scheduled meeting.

Attached you will find a meeting notice for the next State Election Commission meeting scheduled for May 18, 2010 at 11:00 a.m. central time.

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Sincerely,

Mark Goins

Mark K. Goins
State Coordinator of Elections

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Return Receipt Fee (Endorsement Required)	\$2.30	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.54	
Sent To		Robert McVey
Street, Apt. No.; or PO Box No.		684 Summertown Road
City, State, ZIP+4		Jasper, TN 37347
PS Form 3800, August 2006		See Reverse for Instructions

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312 Eighth Avenue North
8th Floor, William R. Snodgrass Tower
Nashville, Tennessee 37243
Phone: (615) 741-7956 Fax: (615) 741-1278

May 3, 2010

Mr. Ed. L. Griffitts, II
18624 Highway 41
Chattanooga, TN 37419

Dear Commissioner Griffitts, II:

This letter is being sent to you at the request of the State Election Commission. At their meeting on April 27, 2010, the State Election Commission requested the Marion County Election Commission to appear before the Commission at their next regularly scheduled meeting.

Attached you will find a meeting notice for the next State Election Commission meeting scheduled for May 18, 2010 at 11:00 a.m. central time.

Please let Kathy Summers if you have any questions. You may reach her at 615-253-4585.

Sincerely,

Mark Goins
Mark K. Goins
State Coordinator of Elections

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Return Receipt Fee (Endorsement Required)	\$ 2.30	
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$ 5.54	
Sent To		Ed L. Griffitts, II
Street, Apt. No., or PO Box No.		18624 Highway 41
City, State, ZIP+4		Chattanooga, TN 37419
PS Form 3800, August 2006		See Reverse for Instructions

7009 0080 0000 1122 6600

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Vacant Status

18-May-10

Sumner

D Tommy Head

R Tom DuBois

R

Tipton

D Greg Duckett

R Jimmy Wallace

R

Total Vacancies: 2

Awaiting Oath Letters

18-May-10

	PARTY	STATUS	APPOINTMENT	RE-APPOINTMENT
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Crockett

(D) Greg Duckett
(R) Jimmy Wallace

Fred Powers

D	N	3/10/2010	3/10/2010
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Marshall

(D) Tommy Head
(R) Tom DuBois

Lisa Laster

R	N	4/27/2010	4/27/2010
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Oath Letters Not Returned: 2

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New Appointment Status

19-May-10

Appointment

Crockett

D Greg Duckett / R Jimmy Wallace

D Fred Powers

5/18/2010

Total New Commissioners: 1

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