

SHELBY COUNTY ELECTION COMMISSION
REGULAR MEETING
February 27, 2014

The Regular Meeting of the Shelby County Election Commission was held on February 27, 2014 at 4:00 PM at the Election Operations Center, 980 Nixon Drive. Meeting was called to order at 4:00 PM by Commissioner Dee Nollner in absence of Chairman Robert Meyers. Commissioners Lester, Stamson and Tate in attendance.

DISCUSSION/APPROVAL OF MINUTES FROM JANUARY 22, 2014, REGULAR COMMISSION MEETING

Approval of January minutes deferred.

CERTIFICATION OF CANDIDATES TO APPEAR ON THE MAY 6, 2014 COUNTY PRIMARY BALLOTS

The following guests appeared before the Commission to address issues and concerns that they had regarding some of the candidates who filed their nominating petitions and were on the list to be certified by the Commission:

- Ms. Samantha Rajapakse contested certification of M. Latroy Williams, candidate for County Trustee, for violation of residency requirement.
- Mr. Eddie Jones contested certification of E. Jefferson Jones for violation of residency requirement in County Commission District 11.
- Colonel Billingsley attempted to contest certification of Representative G. A. Hardaway in 2012 election. Per Attorney Ryder Commission, the Commission does not have the power to address complaint of state position that occurred 2 years ago. Advised to bring complaint before Commission following certification of State positions in April if still valid.
- Commissioner Stamson shared contents of anonymous envelope questioning residency of Edith Moore, Candidate for County Commission District 6. Commissioner Lester stated she had received a formal complaint from Candidate Willie Brooks regarding residency of Ms. Moore.

Per advice of Attorney Ryder, the Commission should schedule a Special Meeting and allow candidates to address charges.

Following discussion, Commissioner Stamson moved to certify all candidates on list prepared by staff with the exception of Edith Moore, E. Jefferson Jones and M. Latroy Williams. List attached. Administrator Holden was asked to notify each candidate at address on petition to attend a hearing Wednesday, March 5th at 3:00 PM to address charges against them.

John Halbert-County IT:

Currently involved in project to connect Voter ID with Parcel ID. Working with consultant and believe drawn out process of redistricting will be easier and will also be easier to determine if voters are in a residential or commercial area.

DISCUSSION/APPROVAL OF RESOLUTION TO PROCEED WITH THE REPLACEMENT OF ELECTION SYSTEM MANAGEMENT (ESM) VOTER REGISTRATION SYSTEM AND ALL FUNCTIONS PERFORMED BY THAT SYSTEM

Joe Young, Deputy Administrator, reported. Addressed project under CIP funding calling for replacement of Voter Registration System. IT Steering Committee put forth resolution in amount of \$200,000 for evaluation of needs. Resolution also petitions Shelby County Government to fund appropriate system with Best Practice to replace existing ESM system.

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Resolution No. 01/02/2014, to proceed with the replacement of Election System Management (ESM) voter Registration System and all function performed by that system moved by Commissioner Stamson. Motion approved with Commissioner Lester abstaining.

ATTORNEY'S REPORT

Tigrett Case continues. District 4 Shelby County School election remains on appeal. County Board of Commissioners adopted resolution to decrease Shelby County School board districts from 13 to 9. Matter before Judge Mays. Election Commission Counsel to make Judge aware of existing time constraints. Tomasik verses Goins with SCEC as intervening defendant. Judge ruled against SCEC. Plaintiff allowed to have name listed on ballot as Libertarian. Plaintiff awarded attorney fees in the amount of \$26,000 to be divided equally between SCEC and State.

In response to request by Commissioner Stamson, Attorney Hagler reported there was nothing in the law that permits information about Judges to be withheld.

Mr. Del Gill recognized and asked if AOE could put voter status profile into proposed 9 school districts and if candidates could be listed in column format per request of the Democratic Party. Per Commissioner Stamson, Party should make request.

ADMINISTRATOR'S REPORT

- Working with Vendor to automate processing of nomination petitions in order to increase accuracy and timeless.
- Advised by State that Judges are to be listed on ballot as General Sessions Judge with appropriate Division number.
- Working to upgrade firmware on all EPB's.
- Extensive discussion ensued relative to Supplemental Voter Registration. Beneficial meeting with community group. Clarified miscommunication issues. All schools to be completed by end of March. Group to assist Commission in hiring 17/18 year olds to work during elections.
- TACEO-AOE attended Legislative breakfast. Group working to clean up several legislative issues.
- SCEC will need more temporary staff secondary to limited hours.
- Plan to switch from Windows XP to Windows 7 on hold until after 2014 elections.
- State AES system replaced (computer system to exchange data).
- Notices submitted to local newspaper and maps printed to inform voters of precinct changes. Voters to be notified by end of March.
- Purge process to be completed by end of month. Both Parties invited to participate in process and each will be provided a list on CD or appropriate media.
- Election Build supported by ESS. Military Ballots to be mailed in three weeks. Challenge for Election Commission is with school districts.

In response to existing school board candidates, Attorney Ryder suggested sending letter making them aware districts may change and advise them that they may need to check.

In response to Commissioner Lester inquiry to continued use of Vendor, Mr. Halbert stated plan is for staff to learn from consultant/vendor in order to decrease dependence. Determination needs to be

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made as to what is IT function verses Election Commission function. As staff learns more there is greater opportunity for automation to be incorporated into process.

DISCUSSION/APPROVAL OF PROPOSAL SUBMITTED BY ATTORNEY HAGLER TO BECOME INDEPENDENT COUNCIL FOR THE ELECTION COMMISSION

Given no discrepancy in attorney salaries it was moved by Commissioner Lester to accept proposal from Attorney Hagler to become independent council for the Election Commission. Second by Commissioner Stamson. Motion passed unanimously.

DISCUSSION/APPROVAL OF ELECTION COMMISSION FY2015 PERSONNEL & OPERATING BUDGET

Following presentation and discussion that included proposal to increase staff by 5 permanent employees Commissioner Stamson moved to accept budget. Second by Commissioner Nollner. Motion passed with Commissioner Lester abstaining.

ELECTION OPERATION/TECHNOLOGY

Committee met February 5th at Operation Center. Chaired by Commissioner Nollner. Minutes of meeting attached. The following resolutions were approved in Committee and moved to the Regular Commission meeting:

Resolution # 02-02-2014 to approve polling location change for Ward 80, Precinct 02

Moved by Commissioner Stamson to change polling location for Ward 80, Precinct 02 from Lausanne Collegiate School to Opera Memphis. Second by Commissioner Lester. Passed unanimously.

Resolution #03-02-2014 to approve polling location change for Ward 84, Precinct 01

Moved by Commissioner Lester to change polling location for Ward 84, Precinct 01 from Scenic Hill Elementary School to Cunningham Community Center. Second by Commissioner Stamson. Passed unanimously

Resolution #04-02-2014 to approve polling location for Ward STE, Precinct 00

Moved by Commissioner Stamson to change polling location for Ward STE, Precinct 00 from Bolton United Methodist Church to Oak Springs Baptist Church. Second by Commissioner Lester. Passed unanimously.

VOTER CANDIDATE SERVICE/HUMAN RESOURCES

Committee met February 5th at Operation Center and chaired by Commissioner Stamson. Commissioner Stamson stated that the AOE reported in absence of VCS Manager. Report format discussed to simplify information. Staff interviews not completed. Commissioner Lester voiced concern relative to position of Commission to not maintain party balance of employees. Chairman Meyers stated he was not aware of Party Balance being a requirement. Discussion ensued relative to audit findings. AOE to provide evidence to Commissioner Lester that findings addressed. Commission to review policy on Cash Receipts to determine if need of revision.

NEW BUSINESS

Commissioner Nollner presented Election Guide handout to Commissioners that she developed for discussion at next meeting.

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ANNOUNCEMENTS

Election Operations and Technology Committee Meeting, March 5, 2014
Voter & Candidate Services & HR Committee Meeting, March 5, 2014
Regular Commission Meeting, March 19, 2014

ADJOURNMENT

Without objection, meeting adjourned at 6:10 PM.

THOSE PRESENT

Richard Holden, AOE
Joe Wm Young, II, Deputy
John Ryder, Assistant County Attorney
Monice Hagler, Attorney
Carlos Bibbs, Assistant City Attorney
Albert Holmes, Staff
Rosemary Barbee, Staff
John Halbert, CIO
Pat Davis
Eddie Jones
Samantha Rajapaske
Colonel Billingsley
Barbara Williams
Bill Dries, Media
Mickey Klentz
Jeanette Warren
Eddie Gentry, County IT
Judy Palmer
Kyle Veazy
Dr. Weinberg
Del Gill
O C Pleasant

(Tape of entire meeting on file in the Election Commission Office)

_____ Chairman

_____ Secretary

LAST NAME	FIRST NAME	Political Party	OFFICE TITLE	Sufficient Signatures Yes/No
WEIRICH	AMY P.	Republican	District Attorney General	
			Shelby County District Attorney General	Y
BROWN, JR.	JOSEPH BLAKENEY	Democrat	Shelby County District Attorney General	Y
LUNATI	ERNEST	Republican	County Mayor	
LUTTRELL	MARK	Republican	Shelby County Mayor	Y
			Shelby County Mayor	Y
MALONE	DEIDRE D.	Democrat	Shelby County Mayor	
MULROY	STEVE	Democrat	Shelby County Mayor	Y
WHALUM, JR.	KENNETH T.	Democrat	Shelby County Mayor	Y
			County Commission	Y
ROLAND	TERRY A.	Republican	County Commissioner - District 1	Y
BRADFORD, JR.	DAVID C.	Republican	County Commissioner - District 2	
CHISM	GEORGE B.	Republican	County Commissioner - District 2	Y
			County Commissioner - District 2	Y
PRICE	KELLY D.	Republican	County Commissioner- District 3	
REAVES	DAVID	Republican	County Commissioner -District 3	Y
SIMMONS	SHERRY S.	Republican	County Commissioner -District 3	Y
FAZLULLAH	NASER	Republican	County Commissioner -District 3	Y
			County Commissioner -District 3	Y
BILLINGSLEY	MARK E.	Republican	County Commissioner - District 4	
FITTES	RON	Republican	County Commissioner - District 4	Y
			County Commissioner - District 4	Y
JACKSON	JACQUELINE D.	Democrat	County Commissioner - District 4	
			County Commissioner - District 4	Y
SHAFFER	HEIDI	Republican	County Commissioner- District 5	
			County Commissioner- District 5	Y
BERGER	TAYLOR	Democrat	County Commissioner- District 5	
SHIFFMAN	DAVID M.	Republican	County Commissioner -District 6	Y
			County Commissioner -District 6	Y
BOND	KARL L.	Democrat	County Commissioner - District 6	
BROOKS	WILLIE	Democrat	County Commissioner - District 6	Y
MOORE	EDITH A.	Democrat	County Commissioner - District 6	Y
SNEED	KENDRICK D.	Democrat	County Commissioner - District 6	Y
			County Commissioner - District 6	Y
BURGESS	MELVIN	Democrat	County Commissioner - District 7	
ECHOLS	BRANDON M.	Democrat	County Commissioner - District 7	Y
			County Commissioner - District 7	Y
RAY	JULIE DIANE	Republican	County Commissioner - District 8	
			County Commissioner - District 8	Y
BAILEY, JR.	WALTER L.	Democrat	County Commissioner - District 8	
BOYD	BERLIN F.	Democrat	County Commissioner - District 8	Y
VINCIARELLI	DAVID W.	Democrat	County Commissioner - District 8	Y
			County Commissioner - District 8	Y
FORD	JUSTIN J.	Democrat	County Commissioner - District 9	
ROBINSON	PATRICE J.	Democrat	County Commissioner - District 9	Y
WILLIAMS	KEITH O.	Democrat	County Commissioner - District 9	Y
			County Commissioner - District 9	Y
DIAZ	GEOFFREY C.	Republican	County Commissioner - District 10	
			County Commissioner - District 10	Y
BROWN	JAKE	Democrat	County Commissioner- District 10	
JONES	MARTAVIUS D.	Democrat	County Commissioner - District 10	Y
MILTON	REGINALD B.	Democrat	County Commissioner - District 10	Y
BYRD, JR.	CURTIS L.	Democrat	County Commissioner - District 11	Y
COBBINS	DONNELL	Democrat	County Commissioner - District 11	Y

LAST NAME	FIRST NAME	Political Party	OFFICE TITLE	Sufficient Signatures Yes/No
JONES	E. JEFFERSON	Democrat	County Commissioner - District 11	Y
JONES	EDDIE S.	Democrat	County Commissioner - District 11	Y
REMUS	HENDRELL	Democrat	County Commissioner - District 11	Y
TALFORD	CLAUDE	Democrat	County Commissioner - District 11	Y
BOONE	BRYANT K.	Democrat	County Commissioner - District 12	Y
TURNER, JR.	VAN D.	Democrat	County Commissioner - District 12	Y
BASAR	STEVE	Republican	County Commissioner - District 13	Y
JAIN	MANOJ	Democrat	County Commissioner - District 13	Y
ALEXANDER	KEITH	Republican	Assessor of Property	Y
ROYKO	MARY	Republican	County Assessor of Property	Y
INGRAM	LORIE	Democrat	County Assessor of Property	Y
JOHNSON	CHEYENNE	Democrat	County Assessor of Property	Y
JACOBS	JEFF	Republican	County Trustee	Y
LENOIR	DAVID	Republican	Shelby County Trustee	Y
BENNETT	DERRICK	Democrat	Shelby County Trustee	Y
WILLIAMS	M. LATROY	Democrat	Shelby County Trustee	Y
OLDHAM	BILL	Republican	Sheriff	Y
COBB	BENNIE L.	Democrat	Sheriff	Y
FINNEY	MICHAEL	Republican	Circuit Court Clerk	Y
MOORE	JIMMY	Republican	Shelby County Circuit Court Clerk	Y
BANKS	RHONDA	Democrat	Shelby County Circuit Court Clerk	Y
GILL	DEL R.	Democrat	Shelby County Circuit Court Clerk	Y
DESAUSSURE, III	RICHARD	Republican	Criminal Court Clerk	Y
HALBERT	WANDA	Democrat	Shelby County Criminal Court Clerk	Y
LONG	THOMAS E.	Democrat	Shelby County Criminal Court Clerk	Y
MCCUSKER	MICHAEL	Democrat	Shelby County Criminal Court Clerk	Y
WHITE	RALPH	Democrat	Shelby County Criminal Court Clerk	Y
TOULIATOS	JOY	Republican	Juvenile Court Clerk	Y
BROOKS	HENRI E.	Democrat	Shelby County Juvenile Court Clerk	Y
MOODY	KENNETH S.	Democrat	Shelby County Juvenile Court Clerk	Y
BOYD	PAUL	Republican	Probate Court Clerk	Y
BEALE	REGINA	Democrat	Shelby County Probate Court Clerk	Y
BERNARD	JENNINGS	Democrat	Shelby County Probate Court Clerk	Y
CHISM, JR.	WILLIAM	Democrat	Shelby County Probate Court Clerk	Y
GATEWOOD, SR.	DARNELL	Democrat	Shelby County Probate Court Clerk	Y
GENTRY	CYNTHIA A.	Democrat	Shelby County Probate Court Clerk	Y
HALL	W. AARON	Democrat	Shelby County Probate Court Clerk	Y
KUHN	HEIDI M.	Democrat	Shelby County Probate Court Clerk	Y
MASHBURN	WAYNE	Republican	County Clerk	Y
DRAPER	CHARLOTTE B.	Democrat	Shelby County Clerk	Y
FREEMAN	JOHN H.	Democrat	Shelby County Clerk	Y

LAST NAME	FIRST NAME	Political Party	OFFICE TITLE	Sufficient Signatures Yes/No
KING KIGHT	YOLANDA R.	Democrat	Shelby County Clerk Register	Y
FEATHERWOOD	TOM	Republican	Shelby County Register	Y
CHRISTIAN	STEPHEN R.	Democrat	Shelby County Register	Y
THOMPSON	COLEMAN	Democrat	Shelby County Register	Y

Attachment

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Ops/Tech Committee Report February 5, 2014 beginning 4:10, 980 Nixon Rd. Dee Nollner

Mr. Dale Berryhill made a presentation on www.Findmyreps.com a street-specific web site enabling voters to identify their elected officials. Chairman Meyers will consult with our attorneys regarding responsibilities and obligations of linking to our website.

Re-dist project completed. New cards are being sent to voters affected by the consolidation of Lucy precincts with St. Anne's church.

ES&S service is still under the SCEC budget as a matter of money in the general fund vs external fund. Projects unfamiliar to County ITS are outsourced; ITS supervises technology and support of SCEC Servers which are not on network but are occasionally hooked up to Shelby CO network for updates. State preference is not to move the servers; regulation specifications have been requested but not yet provided.

[Resolution 01-01/2014 discussed earlier] Deputy Joe Young has submitted two CIP request for 2014-2019 (1) Replacement of the many functions of Election System Management software purchased in 2000. (2) Voting machine replacement. The CIP committee recommended engaging a third party vendor to evaluate the ESM system which no longer has vendor support. The evaluation budget was set at \$250K. RFP will be issued. The most critical component of ESM is the voter registration system which must meet not only local but also state and Federal guidelines. Replacement cost of the ESM system is approximately \$5million. Public Stakeholder meetings will be conducted. July 1, 2014 begins a new budget year for the county.

March 5, Operation Manager has scheduled a training course for temp workers regarding TCA updates and local practices. Absentee Scanners will be sent for tune-up and temps to be hired according to the number of absentee ballots sent and received.

LVW tour is set for Thursday, March 27, 5:00 p.m.