

FILED

APPROVED  
MARY GOUGE  
COUNTY CLERK

D.C.

Nominating Committee Meeting  
Sept. 30, 2014

FILED

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COUNTY CLERK

D.C.

10-10-2014  
*Patsy H. Lewis*

Meeting called to order by Leon Humphrey, Roll called-  
Buford Peters  
Nancy Brown  
John Lewis  
Robert Carroll  
Ronnie Trivette  
L. C. Tester  
Ross Garland  
Sonja Culler  
All present.

L. Humphrey called for public comments....there were none.

John Lewis nominated Ronnie Trivette for chairman, second by Sonja Culler. Buford Peters nominated by L.C. Tester...Peters declined. S. Culler made the motion to seize nominations and elect by acclamation, B. Peters second. All Ayes.

Chairman Ronnie Trivette called for nominations for Vice-Chair. S. Culler nominated L.C. Tester, B. Peters second. No more nominations, Motion to seize by S. Culler--Mr. Tester elected by acclamation, all Ayes.

Nomination for S. Culler as secretary by J. Lewis.... S. Culler declined. B. Peters nominated N. Brown...N. Brown declined. S. Culler explained that in the past, the finance dept personnel took the minutes from both nominating committee and budget. L. Humphrey stated we should not rely on finance dept, they may have other ideas. Mr. Trivette explained that this position should not take up too much time. He requested S. Culler to take position; S. Culler expected with explanation--taking minutes during meeting is very distracting for a member of the committee. Second by B. Peters. Motion to seize nominations by B. Peters, second J. Lewis...All Ayes.

First Committee—**Jail Information/Research Committee--**, after much explanation by L. Humphrey and Dexter Lunceford with information from Attorney Hardin, this committee isn't needed. We have a state inspection and the Law Enforcement committee could visit the jail if there are any concerns that need to be addressed. Motion by dissolved committee by N. Brown, second - LC Tester. All Ayes

### **Carter County Tomorrow**

S. Culler questioned the 1-year term, this information is new to her, since Steve Lowrance had been serving on that committee for several years as well as her member before her, Richard Tester. L. Humphrey stated that per the bylaws, it is a one-year term and it should be opened up for others to serve. S. Culler stated that she had planned to serve on this committee, not being aware of any term limits. Mr. Trivette ask how long she had been on the committee, she explain over a year, he then stated then your term is up and we have two positions to be filled. S. Culler stated again she had planned to serve, but if it is in the bylaws she agreed.

Nomination of Scott Simerly by S. Culler, second Ross Garland. LC. Tester nominated Isaiah Grindstaff—he declined, L.C. Tester nominated Danny Ward, second by B. Peters. Leon Humphrey explained that the people on the list we were given had requested these positions, but other could be nominated.

Again, S. Culler questioned her replacement. The nominee in attendance were given the opportunity to speak, D. Ward gave a brief explanation why he should be considered. Then J. Lewis nominated Charles VonCannon, second by N. Brown. C. VonCannon then gave a lengthy explanation why he should be considered. R. Garland nominated S. Culler, seconded by B. Peters. S. Culler spoke on what she had been doing on the committee. Josh Hardin then stated that according to the bylaws, she was not eligible for this committee. S. Culler withdrew.

Nominee: Scott Simerly

Voting Aye: B. Peters, N. Brown, J. Lewis, R. Trivette, LC. Tester, R. Garland, and S. Culler. No—R. Carroll

D. Ward

Ayes: B. Peters, Carroll, Tester, Garland, Culler

No: Brown, Lewis, Trivette

VonCannon

Ayes: Brown, Lewis, Carroll, Trivette

No: Peters, Tester, Garland, Culler

Elected: Scott Simerly and Danny Ward to Carter County Tomorrow

### **Civil Service**

J. Lewis nominated all on the list provided: John D. Snyder; Jim Whaley; Brad Johnson, second N. Brown All Ayes

### **Work Release**

Sheriff Dexter Lunceford provides these appointments.

Roger Deal; Russell Kyte; Joe Lunceford

Motion by L. C. Tester, second S. Culler. All Ayes

### **Beer Board**

Six Commissioners had requested this committee, but 3 were from the same district. Leon Humphrey stated that Attorney Josh Hardin may want to address this issue. Josh Hardin gave explanation on committee members and the rules on placement, which was that there were no rules on same district. B. Peters felt that we should try to place members from all districts; there are only 6 members. J. Lewis agrees with B. Peters that the membership should be more spread out in the districts. After much discussion on amending the committee and placing members, S Culler stated that Al Meehand had expressed to her before leaving on his trip, that he was wanted this committee. N. Brown stated that she very much wanted this committee.

B. Peters nominated Jerry Proffitt from the 1st district and he agreed. Chairman Trivette decided we should vote on only 2 members from 2<sup>nd</sup> district.

Vote: Peters: Meehan, Hill

Brown: Brown, Meehan

Lewis: Meehan, Brown

Carroll: Meehan, Brown  
Trivette; Meehan, Brown  
Tester: Meehan, Hill  
Garland: Meehan, Brown  
Culler: Meehan, Brown

Chairman asks Attorney Hardin if what we had done was legal, he said if you wanted to stay with 6 members yes.

Motion by J. Lewis to elected: Meehan, Brown, Proffitt, Depew; Dietz; Jenkins  
Second by R. Garland. All Ayes

### **Financial Management**

Leon Humphrey gave explanation of list; Peters, Brown, Lewis, Culler and Carroll were elected to the Budget, in the past the Budget members have not served on FM committee. Chairman Trivette stated, then they are not qualified, Leon Humphrey stated that they were qualified but others should be given the opportunity to be fair.

Motions by J. Lewis to nominate—Ray Lyons; Motion by S Culler for Bobbie Dietz; Motion by N. Brown for Charles VonCannon; Motion by B. Peters for Danny Ward  
J. Lewis moved to seize nominations. All ayes.

Roll call vote with all ayes for each nominee.

### **Carter County Board of Health**

S. Culler made the motion to elect Tim Holdren by Acclamation since he was the only candidate listed, second by J. Lewis all Ayes

### **Planning Commission**

Leon Humphrey begin by stating what he calls a couple of points of interest --the Private Act of 1972 indicates there will be 7-12 members with the chair of the commission and at least one commissioner and each school districts will be represented, he farther state that with this information there is a minimum # of 8 members which should be on that board. We have 12 now, with 4 rolling off from commission-- Armstrong, Chambers, Kyte and Winters leaving vacancies in 6,7,8, there are two from 3<sup>rd</sup>, & two from 5<sup>th</sup>. Leon farther stated that he recommends having we fill 6,7,8 and as terms expire we do not replace.leaving a 9 member commission—not 12....one –Chair of commission and one from each commission district. Chris Scheuttler requested to speak. He stated that the Resolution # 281 of April 17, 2000, is the Private Act, which states that one from each school board district (which at that time was 4 members). According to the resolution you would have 12 members board fro 4 years: 1 chair of commission; 4 commissions; 2 at large; 2 from 2<sup>nd</sup> Educational District; 1 from 3<sup>rd</sup> Ed. District and 2 from 4<sup>th</sup> Ed. District. C. Scheuttler presented a map of the original districts and the members. School board district were: Happy Valley District; Unaka Dist; Hampton Dist; and Cloudland Dist. C. Scheuttler stated that when the school board went to an 8-member board in 2000 he always presented the map of original district to help with his board placements. Leon Humphrey stated that school board and commission district are now the same. C. Scheuttler said they advertised for placement...his recommendation is: Culler, Dietz, Hill, and Depew from Commission, Jerry Smith; Steve Pierce; Watson; Pearman; Hughes, Arney; Patten and Leon Humphrey (chair of commission). He was unaware that

the mayor's office was also seeking membership. N. Brown asks the cost of this board-- which is \$600.00. Leon Humphrey stated that this needs to be change to save the county money. C. Scheuttler stated according to the CTAS attorney the private act would have to be changed to change the membership. The original intend of the private act would stay with the original school board districts. To change the private act it would have to be passed by 2/3 majority of the commission then sent to the state legislative body.

After some discussion on why there were 12 members compared to 8 members for commission committee, J. Lewis ask Attorney Hardin if we could amend the membership, J. Hardin stated that a resolution would have to be passed to change the membership, then that may require amending the private act as well, which would be a lengthy process, which would have to go to the full commission. Leon Humphrey requested the chair to entertain a motion to take to the full commission to change this to 9 members. J. Lewis made the motion to have J Hardin draft a resolution take to full commission to change to a 9 members committee. LC Tester asks if it had to go to Nashville, J. Hardin said yes. C. Scheuttler stated that CTAS explained that the private act would have to be changed...which could take a year to complete. Mr. Trivette asks J. Lewis to change his motion to have the attorney investigate this process. S Culler ask how all of this would affect the Planning, C. Scheuttler said it would. Leon Humphrey stated it would not if we filled the slots for districts 6,7,8. More discussion on members and when their terms ended and questions from Leon Humphrey.

Returned to J Lewis' motion: Attorney Hardin to product a resolution to change the planning commission from 12 members to 9. After discussion, J. Lewis amended his motion to request the attorney investigate what measures were needed to legally change the membership of the planning commission. C. Scheutter spoke, giving an explanation as to why there were 12 members, the intend was to not have this commission be political, and have more community involvement.

Motion by S. Culler to vote on the planning commission's recommendation and give the attorney permission to research the change and then as terms ended they would not be replaced if the commission decides to reduce the commission members. R. Trivette said J. Lewis had a motion on the floor. Mr. Lewis, withdrew his motion. Chairman Trivette, explained that the planning needs members to do their work, and would like to see the young commissioners on the list be appointed to the 3 positions, 6,7 and 8. Again, C.Scheuttler explain why he needed more members including 4 commissioner and that the positions had been advertised. LC Tester agreed to S. Culler's motion and would like to this taken care of tonight and get on with the planning work. B. Peters explained that this process was how the Park and Rec commission was changed. Chairman Trivette requested that S. Culler restart her motion. Then he questioned what to do with the other commissioners and citizen that had requested placement on this committee. J. Lewis stated that Ray Lyons would be good for 7<sup>th</sup>, Robert Carroll for 8<sup>th</sup> and Randall Jenkins for the 6<sup>th</sup>, again C. Scheuttler questioned this process, as it was not going by resolution 281. J. Hardin stated that what had been presented by the planning commission tonight was in compliance with the resolution, but that the private act needed to be update in the future. Again, Leon Humphrey requested C. Scheuttler plot all the address of the people who had requested placement and vote on it at the commission meeting. LC Tester stated that we needed to vote on the recommended list, more discussion incurred. Again, S.

Culler made the motion to vote on the recommended list from the planning commission, LC Tester second. Roll Call: Peters, Tester, Garland, Culler -Ayes

Brown, Lewis, Carroll, Trivette ---No

Leon Humphrey again stated that C. Scheuttler to re-plot the request, N. Brown stated that C. Scheutter selected the placement without considering the other request. C. Scheutter stated that he had requested this information from Humphrey's office but didn't hear from him. Leon Humphrey again stated that we need to wait on voting on this until his requested information is giving to the commission. LC Tester strongly questioned why Leon Humphrey was giving opinions to this committee; he was not a member of this committee. L. Humphrey stated that he would continue to give his opinion as long as the chair allowed, to be fair. LC Tester questioned what was not fair about this process. N. Brown ask the J. Hardin if it was fair if two in the district should be given a chance to serve. J. Hardin stated that if it were advertised and they applied, and the plot is as they applied, not sure what else to do, accept bring to next commission meeting. B. Peters stated we could call another nominating committee meeting. Leon Humphrey stated that this committee meets with the Budget and it would be meeting the 2<sup>nd</sup> Monday, which would be Oct. 13<sup>th</sup> and this could be re-visited at that time. S. Culler spoke about the list that she and Ray Lyons were both from the 7<sup>th</sup> and on this list. She pointed out that they both had requested the same committees, and Ray Lyons had been appointed to Financial Management (one she wanted), so it would be fair to allow her to serve on planning over R. Lyons. Leon Humphrey stated that he was trying to reduce the # of this commission. S. Culler, that that would eliminate one duplicate on the list. Chair Trivette, let's drop this and move on, we will come back on Oct. 13<sup>th</sup>, requesting C. Schuettler bring back more information. B. Peters questioned it that should not be voted on. Chair Trivette requested someone make into a motion. J. Lewis made the motion to postpone the planning commission appointment until Oct. 13<sup>th</sup>, N. Brown second. Vote: Peters, Culler, Tester -N0

Brown, Lewis, Carroll, Trivette, Garland = Yes

Passed 5 to 3

### **Records Commission**

Nominee: Ronnie Trivette and Cody McQueen

Motion by S. Culler to elect the two requested nominees. Second by N. Brown

All Ayes

### **Agriculture Commission**

S. Culler requested to give information from Agriculture committee, since she is chair of that committee and had spoken to Keith Hart, UT extension office. Mr. Hart had given the names of Charles VonCannon and Randal Jenkins to her for placement on this committee. There were two positions on this committee. Three requests had been submitted to Leon Humphrey, VonCannon, Jenkins, Garland. The committee requested to place all three on committee, but there are only 2 positions.

Each nominee in attendance spoke on why they wanted this committee.

Vote: Peters---Garland, Jenkins

Brown---Garland, Jenkins

Lewis - Jenkins, VonCannon

Carroll – Garland, VonCannon  
Trivette – Jenkins, VonCannon  
Tester – Garland, VonCannon  
Garland – Garland, VonCannon  
Culler – Jenkins, VonCannon  
Elected: Garland and Von Cannon

**Carter County Emergency/911**

Mayoral appointments:

Dexter Lunceford

Gary Smith

Motion by J.Lewis second N. Brown

All- Ayes

**Park and Recreation Board**

This needs to be advertised and will be brought back to the committee.

**East Tennessee Railroad Authority**

Nominee; Charles VonCannon

Motion J. Lewis second N. Brown

All Ayes

**Animal Shelter Advisory Board**

Nominee: Cody McQueen

Motion by J. Lewis, second LC Tester

All Ayes

Dexter Lunceford requested we re-visit the Work Release committee appointees, he has two employees that were listed as alternates and he wanted us to vote on those Robbie Fritts and Rocky Croy. Motion by S. Culler, second by N. Brown All Ayes

S. Culler read the minutes from the last meeting, motion by approve by N. Brown, second R. Garland All Ayes

Chair Trivette stated he was caught off guard on being elected as chair and will do a better job in the future.

Leon Humphrey continued to bring up items from the agenda--# 8 was time and date of committee meeting. This committee normally meets at the some time as budget, which is 2<sup>nd</sup> Monday of the month. J. Lewis stated that 6 pm is a better time to meet then the usual 5:15. Motion by J. Lewis second LC Tester All Ayes

Motion to Adjoin LC. Tester, second R. Carroll.