

Carter County Commission

Minutes of:

Rules & Bylaws Committee

September 3, 2019 6:00 PM

Members:

Chairman Randal Jenkins

Brad Johnson

Vice Chairwoman Layla Ward

Jerry Proffitt

Dr. Robert Acuff

Aaron Frazier

Mike Hill

David Miller

I. Call to Order

The Rules & Bylaws meeting was called to order by Chairman Randal Jenkins at 6:30 pm.

II. Approval of Agenda

A motion was made to approve the agenda by Aaron Frazier, second by Mike Hill. Agenda was unanimously approved.

III. Approval of minutes

A motion was made to approve the August 2019 minutes by Mike Hill, second by Aaron Frazier. The August minutes were unanimously approved.

IV. Public Comments

None

V. New Business

a. Ceremony Protocol Resolution – see attached

A resolution establishing a policy of the Board of County Commissioners which governs the protocol for ceremonies conducted or authorized by the board for the presentation of awards / honors or formal dedications of bridges, highways or other objects. Mike Hill made a motion to adopt the resolution, Dr. Robert Acuff second the motion. Aaron Frazier asked that a change be made to section 1. Change "Advance Notice" to "Reasonable Advance Notice" The resolution with said change passed unanimously by the committee.

b. Roll Call Pro – see attached quote

Mike Hill brought up the discrepancies in the Roll Call Pro votes. Explained how on several occasions the system recorded his vote inaccurately. Patsy Lewis provided the number of votes taken and the number of discrepancies recorded. From January – April 2017 there were 100 total roll call votes recorded with only one was acknowledged as wrong. In 2018 there was 210 roll call votes and on one occasion the system shut down and a screen shot had to be done to get the votes. Twice it marked the mayor absent when he was there. Mr. Hill told the committee that on several occasions he has seen votes recorded incorrectly. David Miller suggested that if a device is not working, can that device be replaced? A suggestion was to test the system and call the company to see if there is an update or if the system could be repaired. What the cost would be. Mr. Jenkins brought to the attention of the committee that he has gotten a quote from the Rollcall System for an app that would go on a smart phone or tablet to be used instead of the apparatus being used now. This would give you a chance to see your vote before you locked it in. An agreement with Mayor

Barnett was made that he would contact the company and get a quote on the testing and repair if needed to the system. No vote needed.

c. Order of voice roll call

Mr. Johnson stated that the first 4 votes during any meeting usually dictates how the vote will go. Mr. Jenkins suggests that a random roll call be done so the same order is not used for each vote. No objections to this. No vote needed

d. Sunshine Law

County Attorney Hardin explained to the committee the Sunshine Law and agreed that he would explain to the full commission what if any violations were made. Dr. Acuff wanted to explain what happened when the WCYB news crew showed up at the courthouse and accused several commissioners and the mayor of breaking the Sunshine Law. He had gotten a call from Mr. Goodall the developer of the resort being built at Watauga Lake asking to get together with himself and several others, Mayor Barnett and Chris Schuettler included. Mr. Goodall wanted to show the group some of the progress that had been made on the project. Ms. Culler, who was not in the meeting, came by to speak with Mayor Barnett about another matter and was invited into the meeting about 20 minutes after it started. Film footage of several other commissioners were then placed into the story and made to look like they were at the meeting when in fact they were not. Mr. Acuff asked Attorney Hardin to explain to the commission what the law is and how this law can and cannot be broken. Mayor Barnett asked if they could ask for a retraction from WCYB. Attorney Hardin said that he could ask but he don't know if he would get it.

e. Restricting county employees on certain standing committees

There was a request that this topic be put on the agenda. There has been some discussion that county employees should not be put on certain committees, because of the perception that they employee could have a bias in voting. Dr. Acuff stated that he has been approached by people in his district with concerns about county employees being on committees especially budget. It gives a perception that it isn't appropriate. Mayor Barnett stated that if the commission votes to place someone on a committee then they see that person trustworthy. Patty Woodby, being a county employee and being on the budget committee, sees it as a positive. County employees have an insight into the budges. She sees the employees of this county as an asset, they see the everyday workings of the county that others don't see. She also expressed that she believes that it is unfair to even discuss this. Dr. Acuff commented that you are elected to be on the commission not on a committee. Mike Hill asked if there is a specific rule about placement. No, there isn't but asked if the committee wanted to make a rule and bring it up for vote. Mr. Jenkins suggested that it be left up to the full commission to decide who is on what committee.

VI. Old Business

The resolution from Mr. Gough at the Park and Rec was passed last month.

Mr. Johnson wanted to bring up some topics that had not been discussed in a while, the reduction in commission size. This needs to be resolved. The second thing is the U.S. Census is in 2020 and voting lines may need to be looked at soon. A committee will need to be appointed and guild lines be set.

Ms. Woodby stated that the issue of mulch being burned in Mr. Jenkins district by Independence Lumber has been resolved. The fire department has been at the site putting water and dirt on it and it won't happen again.

VII. Adjournment

A motion was made to adjourn by Brad Johnson, second by Robert Acuff. The motion was unanimously approved. Meeting was adjourned at 7:50 pm.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR CARTER COUNTY, TENNESSEE

REGULAR MEETING, MONDAY, SEPTEMBER 16, 2019

RESOLUTION NO. _____

"A RESOLUTION ESTABLISHING A POLICY OF THE BOARD OF COUNTY COMMISSIONERS WHICH GOVERNS THE PROTOCOL FOR CEREMONIES CONDUCTED OR AUTHORIZED BY THE BOARD FOR THE PRESENTATION OF AWARDS/HONORS OR FORMAL DEDICATIONS OF BRIDGES, HIGHWAYS OR OTHER OBJECTS."

WHEREAS, The Board of County Commissioners for Carter County may establish internal rules governing the procedures of the Board as long as said procedures are not in conflict with state law or any applicable private acts: and

WHEREAS, there is currently no formal policy in place which governs protocol for ceremonies conducted or authorized by the Board for the presentation of honors/awards or the dedication of bridges, highways, etc.; and

WHEREAS, the Board desires to adopt a formal policy setting forth the protocol to be followed in such a situation so as to avoid any surprise or uncertainty this could arise at such a ceremony.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners for Carter County, Tennessee, meeting in regular session on this the 16th day of September, 2019, with a lawful quorum of said Board being present and with a majority voting in the affirmative that the Board hereby adopts the following protocol which must be followed at all formal ceremonies conducted bestowing an official honor, award or recognition by or on behalf of Carter County or dedicating/naming a bridge, roadway or other object by or on behalf of Carter County:

1. All ceremonies, presentations or programs must be scheduled in coordination with the honoree and/or honoree's family, the Carter County Mayor and the Chairman of the Carter County Commission in office at the time the ceremony is to occur. All reasonable efforts should be made to accommodate the schedules of said individuals and allow opportunity for all to attend if desired. Advance notice of the event shall also be given to all county commissioners and preferably announced in a county commission meeting in advance of the event.
2. The actual program or schedule of events for a ceremony involving an official dedication or honor bestowed by Carter County should be made by, or at a minimum approved by, the Carter County Mayor or Chairman of the Carter County Commission in office at the time the ceremony is to occur acting at the direction of the Board of County Commissioners for Carter County.
3. Formal honors, awards, or dedications on behalf of Carter County may only be bestowed by the Carter County Mayor or Chairman of the Carter County Commission who are in office at the time the ceremony is to occur and are acting at the direction of the Board of County Commissioners for Carter County. However, this shall not restrict Mayoral Proclamations properly made in the discretion of the Mayor.
4. Other current or former county commissioners/county officials, state officials or private citizens may be included in the official presentation or program if desired by the honoree and/or honoree's family, but said individuals have no authority to carry out an official act on behalf of Carter County. In the event that a state highway or bridge within Carter County is dedicated or named in honor of an individual, deference should be given to current or former state officials whose efforts helped to facilitate the dedication by action in the Tennessee General Assembly.

BE IT FURTHER RESOLVED, the protocol established by this Resolution shall remain in effect until such time as repealed or amended by a 2/3 vote of the Board of County Commissioners.

BE IT FURTHER RESOLVED, the protocol established by this Resolution shall be incorporated into the rules and procedures manual of the Board of County Commissioners for Carter County.

BE IT FURTHER RESOLVED, this Resolution in its entirety shall be effective from and after its adoption, and all prior Resolutions in conflict with the provisions of this Resolution are hereby repealed, the welfare of the county demanding.

BE IT FURTHER RESOLVED, that if any portion of this Resolution shall be found to be in conflict with any existing or future state law, private act, or court order, the conflicting portion shall be rendered null and void and the remaining portions of this this Resolution shall remain in effect.

Reviewed and approved by the Rules and Bylaws Committee on September 3, 2019.

Committee Chairperson

Adopted this 16th day of September, 2019.

CARTER COUNTY, TENNESSEE
BOARD OF COUNTY COMMISSIONERS

APPROVED:

By: _____
RAY LYONS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

APPROVED:

By: _____
RUSSELL BARNETT
CARTER COUNTY MAYOR

VETOED:

By: _____
RUSSELL BARNETT
CARTER COUNTY MAYOR

Date: _____

VETO OVERRIDE VOTE:

_____ YES VOTES
_____ NO VOTES
_____ ABSTAIN VOTES

APPROVED WITH SUCCESSFUL
OVERRIDE VOTE:

By: _____
RAY LYONS, CHAIRMAN
BOARD OF COUNTY COMMISSIONERS

Date: _____

ATTEST:

MARY GOUGE
CARTER COUNTY CLERK

APPROVED AS TO FORM:

JOSHUA A. HARDIN
CARTER COUNTY ATTORNEY



RollCall Systems

RollCall Systems, Inc.
5401 S Hyde Park Blvd. Suite 1104
Chicago, IL 60615
312-493-7558 (Phone)

QUOTE

Number AAAQ1845

Date Aug 9, 2019

Federal Tax ID: 47-4863061

Sold To	
Carter County Abby Frye 801 E Elk Ave Elizabethton, TN 37643	
Phone	(423) 542-1801
Fax	(423) 542-9279

Ship To	
Carter County Abby Frye 801 E Elk Ave Elizabethton, TN 37643	
Phone	(423) 542-1801
Fax	(423) 542-9279

Salesperson	P.O. Number	Ship Via	Terms
Victor		Electronic	CC or Net 30

Line	Qty	Description	Unit Price	Ext. Price
1	1	RollCall Pro - Year 1 Subscription: * 2 Meeting Manager software license seats * Software upgrades & updates * Live, online training + e-mail & phone support	\$3,995.00	\$3,995.00
2		<p>NOTES:</p> <p>1) The RollCall Systems Memper App which members use for both requesting to speak and voting is FREE and supports Android and iOS devices as well as Windows 10 clients.</p> <p>2) The annual subscription price for RollCall Pro in Years 2 & beyond is \$1,200 and includes software upgrades & updates as well as e-mail & phone support.</p> <p>3) We offer multi-year discounts for annual subscriptions: "Buy 2 Years, Get 1 Year Free" and "Buy 3 Years, Get 2 Free". The City may take advantage of these discounts at any time.</p>		

SubTotal	\$3,995.00
Tax	\$0.00
Shipping	\$0.00
Total	\$3,995.00

RollCall Pro Version 4

What's New? How is it different?

Overview

1. Supports both keypads and tablets – in the same meeting
2. No vote confirmation step required
3. Allows note-taking allowed within the system (and notes are saved in results)
4. Display names in 1-4 columns (you decide)
5. Public screens:
 - Display agenda item names & details
 - Allow logo-style branding
 - Can be on your left or right (not just to your right)
6. Chairperson (if they're a tiebreaker) can be listed anywhere, not just at the top
7. JPG results have date & time stamp

Operator Changes

8. Color-coded navigation buttons (green means 'go'), and they're at the top – not hiding under your taskbar at the bottom of the screen
9. Micro (or 'hover') help displays on all options
10. No more left-click, right-click on the name or discussion tile next to a name, depending on what you want to do – everything has its own button that's clearly labeled ("P" for present, "M" for motion, "2nd" for second, etc.)
11. Voice votes can be recorded (a new voting criteria option) + Consent Agendas
12. Agenda items can be dragged & dropped to new locations
13. Typing allowed during meeting (no longer have to lock out voters while editing)
14. View results within the system at any time
15. Amend process is automatic and underlying motions & seconds are remembered

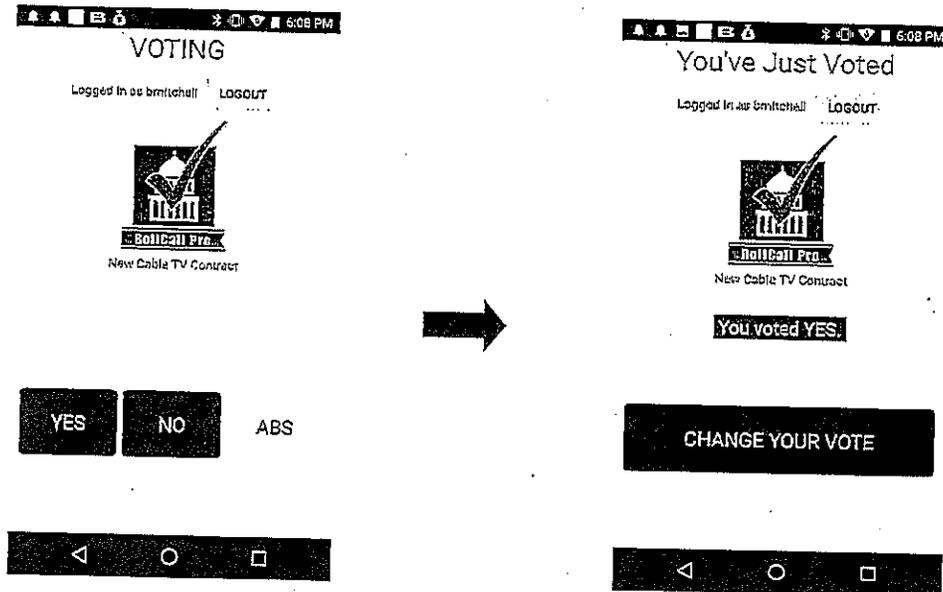
Voter Changes (if using "smart" devices)

16. Login credentials are saved from session to session (members just click the 'login' button)
17. Members see only the buttons that are relevant at the time (during discussion vs voting)
18. "Smart" devices display:
 - Name & summary of the item being discussed
 - Who motioned & seconded
 - Vote tally results
19. Can function remotely, if your by-laws allow remote participation



Roll call voting made easy

Using an app – whether using iOS or Android devices or Windows 10 clients – members simply touch a voting button:



When everyone has voted, all the results are tallied on the legislative scoreboard:

Your Logo →  *Pass/Fail Outcome* → **Passed By Majority Vote**

Vote Tally → **YES: 5 NO: 0 ABSTAIN: 0 ABSENT: 2**

Member Name	Vote	Outcome
Barbara Mitchell	YES	YES
Dorothy Moore	ABSENT	ABSENT
Jane Plummer	YES	YES
Kate Mulac	ABSENT	ABSENT
Tim Barton	Motion	YES
Victor Kluck	Second	YES
Virginia Babbs	YES	YES

Voting Results for New Cable TV Contract
Let current contract automatically renew for another 3 years

The pass/fail outcome is generated automatically based on your voting criteria. And you can brand every screen with your group's logo or seal.



Capabilities & Specifications

RollCall Pro is a 6th generation legislative voting application tailor-made for boards, councils, and committees of all kinds. Through a WYSIWYN (what you see is what you need) interface in our app, members have what they need at the right time. If we're discussing an agenda item, they have motion & second buttons as well as request to speak options. If we're voting, they see voting buttons. And the Meeting Manager – the program the group's clerk or secretary operates – makes things easy with color-coded navigation (Green means "Go") buttons and micro help on all options. There's even a built-in spellchecker.

The Meeting Manager runs on a standard Windows 7, 8, or 10 PC, and voting members interact with the system using Android or iOS devices or Windows 10 clients. Everyone is connected over a wired or wireless network, though the Internet is not required. If you don't have a network in your meeting facility, all that's needed is a wireless router.

RollCall Pro automates everything:

- Conducting roll call
- Capturing motions and seconds
- Managing the speaker queue
- Simultaneous voting
- Vote tallies and outcomes
- Results documentation

With an annual license for 1 PC...

You can support:

- An unlimited # of legislative groups
- Of up to 72 members each

You get:

- Live, online, one-on-one training
- Support & ongoing enhancements

RollCall Pro is the most versatile and affordable roll call voting and request to speak system available today. Its extensive capabilities enable it to adapt to your needs rather than forcing changes to your pre- and post-meeting processes. How did it become so powerful? Thanks to suggestions from our clients (and to our having the good sense to listen to them), RollCall Pro has been continuously enhanced since its inception in 2003. Join us, and help us make RollCall Pro even better.

Digital roll call voting is all we do – it's not a sidelight.

RollCall Systems, Inc.

www.rollcallsystems.com

312-493-7558

