

# **Minutes of the Davidson County Election Commission**

**May 10, 2012**

The Davidson County Election Commission (DCEC) met at 2:00 p.m. in the Metro Office Building. Commissioners Lynn Greer, Eddie Bryan, Patricia Heim, and Steve Abernathy were present. Commissioner A.J. Starling was not in attendance. DCEC staff members present included Administrator of Elections (AOE) Albert Tieche, Joan Nixon, Lionel Barrett, Tom Cunningham, Courtney Mott, Bill Hyden, Bobby Medley, and Kelley Harrison. Also present was Nicki Eke of the Metropolitan Department of Law.

Chairman Lynn Greer convened the meeting.

**Approve April 26, 2012 meeting minutes:** Chairman Greer requested the minutes be amended to reflect that he'd reported receiving everyone's evaluations for the AOE but two were done different from the other three. It is the intention of the Chairman to undertake another evaluation after the November election. Commissioner Bryan made a motion to amend the April 26, 2012 minutes to reflect that report. The motion was seconded by Commissioner Heim and passed unanimously. Commissioner Bryan made a motion to approve minutes as amended. The motion was seconded by Commissioner Heim and passed unanimously.

**Finalize August Early Voting locations and schedule:** Chairman Greer recommended moving the Green Hills Library early voting site to Belle Meade City Hall now that the City has given permission to use the site. Discussion ensued among the board. Commissioner Heim made a motion to relocate Green Hills Library to Belle Meade City Hall. Commissioner Abernathy seconded the motion. Commissioners Abernathy, Greer, and Heim voted yes; Commissioner Bryan voted no. The motion passed by majority vote.

Commissioner Heim made a motion to set the early voting hours as 8:00 a.m. – 4:30 p.m. everyday including all three (3) Saturdays but with extended hours every Tuesday and Thursday until 7:00 p.m. Commissioner Bryan seconded the motion and it passed unanimously. The Commissioners noted that they retained the previously approved schedule of satellite early voting sites opening for only the final six (6) days of the early voting period (Monday, July 23 – Saturday, July 28).

**Oak Hill Election:** AOE Tieche informed the board that the usual polling location for (34-5) Brentwood Hills Church of Christ will be unavailable for the June 12, 2012 Oak Hill Election due to vacation bible school. Commissioner Heim made a motion to temporarily move (34-5) to the First Presbyterian Church for this election. Commissioner Abernathy seconded the motion and it passed unanimously. AOE Tieche read TCA 2-6-102 (b) indicating there shall be no early voting for a municipal election if there's only one candidate and no official write in candidates qualified by the fifty-day deadline specified in TCA 2-7-133(i). Individuals can still request an absentee ballot for the normal reasons.

**(DCEC minutes continued)**

Discussion ensued among the board regarding how re-districting will affect the poll locations in the city of Oak Hill. In accordance with the recently modified provisions of TCA 2-3-101 (a), Commissioner Heim made a motion to not open the polling place for Precinct 25-4, Granny White Church of Christ, since the location is outside the boundaries of the municipality and re-direct voters for the June 12 municipal election to the next closest polling place located at 25-2, Church of the Redeemer. Commissioner Abernathy seconded the motion and it was approved with affirmative votes from Commissioners Abernathy, Greer, and Heim; Commissioner Bryan abstaining from voting.

At an earlier 2012 meeting, the Election Day polling hours were previously approved as 7 a.m. – 7 p.m. In accordance with state law, the hours must be 10:00 a.m. to 6 p.m. when there is an unopposed candidate. Commissioner Heim made a motion to change the Oak Hill Election Election Day polling hours to 10:00 a.m. – 6:00 p.m. The motion was seconded by Commissioner Bryan and passed unanimously.

Commissioner Heim made a motion to approve the list of Oak Hill Election Day workers, but limited to (4) four per precinct. The motion was seconded by Commissioner Abernathy and passed unanimously.

**Electronic Poll Book update:** AOE Tieche presented the board with a copy of the actual contract between Metropolitan Government of Nashville & Davidson Cty and Election Systems & Software. The contract has been signed by both Metro Legal and Metro Purchasing. It is now awaiting signatures of Chairman Greer, Director of Finance, Risk Manager of Metro Legal and the Metro Attorney. Discussion ensued among the board. Commissioner Bryan made a motion giving Chairman Greer authorization to sign the contract pending approval by the State Coordinator of Elections for the electronic poll books. The motion was seconded by Commissioner Abernathy. The vote was Commissioners Greer, Abernathy, and Bryan – yes and Commissioner Heim abstaining from voting since she had not been given time to review the contract prior to the meeting. Chairman Greer asked Nicki Eke to send a follow up email to Mark Goins, State Coordinator of Elections, regarding his written approval of use of the electronic poll books by Davidson County.

AOE Tieche spoke with the State Coordinator of Elections, Mark Goins, and he has agreed to deployment of electronic poll books in August at those precincts with split districts subject to a maximum of 80 precincts. State Coordinator will not make a decision about November deployment of the electronic poll books until after the August election.

**Re-districting update:** AOE Tieche reported we now have 160 voting locations. Commissioner Heim made a motion to approve precinct lines as presented on the map.

**(DCEC minutes continued)**

The motion was seconded by Commissioner Bryan and passed unanimously. Commissioner Heim made a motion to approve all known polling locations with exception of (3) three unconfirmed locations. The motion was seconded by Commissioner Bryan and passed unanimously.

**Administrator's Reports:** None stated

**Any old/new business:** Commissioner Abernathy requested that there be some follow-up on the evaluations submitted for the AOE. As noted earlier by Chairman Greer, he prefers that a completely new evaluation be completed following the November 2012 election, but copies of all evaluations already submitted should be provided to each Commissioner at this time.

Commissioners were reminded of the hearing with the State Election Commission at Noon on Monday, May 14 concerning the lack of early voting on Saturday, February 18 during the Presidential Preference Primary.

**Set date for next meeting:** Wednesday, June 20, 2012 at 10:00 a.m.

**Review registration cards:** Commissioners reviewed voter registration applications for accuracy in accordance with state law requirements.

**Adjourn:** There being no further business discussed, the meeting was adjourned.

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Lynn Greer, Chairman

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A J Starling, Secretary

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Patricia Heim, Member

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Eddie Bryan, Member

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Steve Abernathy, Member