

APPROVED

Ronnie Trivette
11-13-14

FILED

10-15-2014
MARY GOUGE
COUNTY CLERK

D.C.

**Nominating Committee Meeting
Oct. 13, 2014**

Meeting Called to Order by Chairman Trivette

Buford Peters

Nancy Brown

John Lewis

Robert Carroll

Ronnie Trivette

L.C. Tester

Ross Garland

Sonja Culler

All Members present.

Public Comments ---None

Chairman Trivette called for the continuation of the minutes from Sept. 30. Secretary Culler did point out an error to the count for the members of the Agriculture committee, R. Garland and R. Jenkins had the same number of votes, another vote will have to be taken. B. Peters reported that we adjourn the first meeting, so the minutes will have to be approved. Motion by J. Lewis, second by R. Garland

Leon Humphrey pointed out that Carter County Tomorrow had been left off the committee list; only the heading had been left off...members names were listed. Again S. Culler question the appointments for Carter County tomorrow, her term is not up. According to the bylaws of CCT, the appointments were for a 4-year term. Josh Hardin said he had not seen anything stating that the appointments were 4-year terms. Leon Humphrey requested a copy of the CCT bylaws, to have this information.

No more corrections.

Vote to accept—All Ayes

Carter County Regional Planning Commission—Chairman Trivette requested that J. Hardin explain the list of documents we received regarding the Planning Commission membership. J. Hardin questioned what documents Chairman Trivette was talking about. Leon Humphrey interjected that he could explain the documents since they came from him, and then J. Hardin could discuss his findings.

L. Humphrey stated that the Private Act of 1972 calls for between 7 – 12 members. Resolution 281 gives more detailed assignments of these memberships. Dec. 2001 Resolution 334- request that the General assembly requested that the School Board districts would be the same as the legislative districts, which they did change. Sept. 2003 resolution stated that there would be up to 12 members and the county executive will appoint them with conformation by the commission. Leon Humphrey give his opinion that 12 members are not needed for this board, we need to cut cost and use only the 8 districts plus the Chair of the commission. He referred to his list of

appointments he had passed out earlier. We need a member from the 6,7, and 8th districts. He was recommending Steve Piece, Ralph Watson and reappoints Jerry Smith, for the 6, 7, and 8th Ray Lyons, Randall Jenkins, Robert Carroll, Maryann Patton (realtor) Jamie Hughes. Which would take us down to 10 members with the goal of taking this down to 9.

B. Peters questioned some of the documents we had relieved from L. Humphrey. He doesn't see that any of these override the Private Act, unless the commission of 2/3 votes changes the Private Act. Leon Humphrey again stated that Sept. 2003 changes the Private Act that states that there will be a maximum of 12 members with appointment being made by the County Executive. B. Peters stated that his resolution did not have anything to do with Planning...he was on the commission at the time this resolution was passed. He farther stated that if it was about saving money, why did Mayor Humphrey cost the county \$7000.00 last year by vetoing items that he new would still pass. Chairman Trivette stated "let's not go back there". B. Peter stated that this isn't about saving money...it was only a "power grab". B. Peters give information about when the county went to Zoning...the committee was set up to take the county commission out of control of it, to take politics out of this commission. The commission and the county executives were not to be in the majority, it was supposes to be an indenpent group. Chairman Trivette stated that it was to save money; it was the only committee with 12 members.

Chris Scheuttler stated the members and their their terms end. C. Scheuttler states that the mayor doesn't not have the power to reduce the membership, the planning has been shut down while this debate is going on because he doesn't have a committee. He also stated that you couldn't change the Private Act.

Chairman Trivette, stated that he wants to assign to the 6,7, and 8 districts with the commissioner that requested these appointments...Robert Carroll, Ray Lyons, Beth Depew, Sonja Culler and Randall Jenkins. C. Scheuttler stated that all these people did not contact his office, which has been the standard procedure. Chairman Trivette, ask who elects the committee, C. Scheuttler stated the commission. Again he stated that it has been standard procedure to take the planning commission's request. Bobbie Dietz stated that she had gone to C. Scheuttler to request an appointment; she understood that the planning commission requested their appointments. Chairman Trivette stated there was not opening in the 5th district.

C. Scheuttler did report that Mr. Townsend has requested to be taken off, he does not have time to serve. Chairman Trivette stated the opening were in 6,7, and 8...he recommends, Ray Lyons, Randall Jenkins, and Robert Carroll. S. Culler questioned why she wasn't being considered, Chairman Trivette ask if she wanted to run against Ray Lyons, she stated she did.

C. Scheuttler reported that he still need to have other individuals needed to be appointed. Leon Humphrey states that he did not need 12 members. 1972 Private Act states there would be 7-12 members....Chairman of commission, one commission and school board district will be represented equally, it doesn't matter if there are 4 or 8 school board district. He farther stated that it does not give a specific number.

C. Scheuttler restated Resolution 281 as far as the membership number, 12 members: 4 commissions, chair of the commission and at large members. He stated that the number cannot be changed in a committee, only with the full commission. Chairman Trivette

sated that he just wanted to save money. Leon Humphrey again pointed to Sept. 2003 resolution set a new set of rules...maximum number is 12. C. Scheuttler state that it was not a resolution it was only a recommendation...it did not have a second and it was not by roll call vote. Chairman Trivette stated to go ahead and appoint for the 6,7, and 8th. C. Scheuttler state that would not fulfill his board. B. Peters reported that we need to set this committee, we are behind and this should have been done. He stated that we need to keep politics out of this and not have a majority from the commission. J. Lewis made the motion to place Randall Jenkins, Sonja Culler, Ray Lyons and Robert Carroll, he called for a second but the opinion of the attorney was requested. J. Hardin referred to his letter that we had received, stating that we should follow the Private Act...but since we cannot agree. The Private Act is state law; no resolution can change the Private Act. The Private Act is still in affect; the resolution of 2000 gives definition to the Private Act members and terms. In is opinion you cannot change a Private Act, it can only be changed by a 2/3 vote and send to the state legislation, anything else is meaningless. To change the membership, the commission would need to pass a resolution to change not this committee.

Leon Humphrey requested that we put the 4 commissioners who had requested through his office. And ask C. Scheuttler who else he wanted that was not a commissioner.

C. Scheuttler : Ken Arney which would take Ms. Patton from the list. Leon Humphrey questioned why she would be removed, C. Scheuttler reported her term was up. Leon Humphrey stated if we place K. Arney from the 6th district...which would give 12 members. Chairman Trivette ask if C. Schuettler if he would take the recommendation from Leon Humphrey for a 12 members board.

R. Garland ask about Bobbie Blevins request, C. Schuettler stated that his application delievered after the date.

L. C. Tester stated that Mr. Scheuttler was the director of Planning and we should go by his recommendations. Ms. Dietz, Mr. Hill, Ms. Culler, K. Arney.

Chairman Trivette as if J. Lewis wanted to continue his motion, Culler, Lyons, Jenkins, Robert Carroll, and Ken Arney be placed on Committee. Second by N. Brown.

S. Culler requested to amend to replace herself with Ms. Dietz, Leon Humphrey stated that that would place 3 from the 5th district, S. Culler withdrew her amendment.

Roll call vote: Peters, Brown, Lewis, Trivette, Garland, Carroll, Culler -Ayes
Tester -No.

Passed

Board of Zoning Appeals: Leon Humphrey state this board is 3=5 members, and recommends we re-appoint the members. Motion J. Lewis second by R. Carroll

Roll Call All Ayes

Health and Education Facilities board

Leon Humphrey stated that is board has not met since he has been in office, and feel that we do not need it, since we have an Education committee. Motion by N. Brown to dissolve committee, second by J. Lewis

Roll Cal All Ayes

Animal Control Board

Carter County Commissions/Committees 2014-2015

Jail Information/Research---Dissolved

Carter County Tomorrow

Danny Ward
Scott Simerly

Civil Service

Jim Whaley
John D. Snyder
Brad Johnson

Work Release

Roger Deal
Russell Kyte
Joe Lunceford

Alternates (unpaid)

Robbie Fritts
Rocky Croy

Beer Board

Al Meehan
Jerry Proffitt
Nancy Brown
Beth Depew
Bobbie Gouge-Dietz
Randal Jenkins

Financial Management

Charles VonCannon
Danny Ward
Bobbie Gouge-Dietz
Ray Lyons

Carter County Board of Health

Tim Holdren

Planning Commission

Steve Pierce
Ralph Watson
Jerry Pearman
Jerry Smith
Mary Ann Patten
Jamie Hughes
Ken Arney
Randall Jenkins
Ray Lyons
Sonja Culler
Robert Carroll

Board of Zoning Appeals

Jeff Treadway
Brad Johnson
Curtis Cannon
L.C. Tester
David Sandora

Records Commission

Ronnie Trivette
Cody McQueen

Agriculture Committee

Ross Garland
Charles VonCannon

Carter County Emergency/911

Dexter Lunceford
Gary Smith

East Tennessee Railroad Authority

Charles VonCannon

Animal Shelter Advisory Board

Cody McQueen

Health & Education Facilities Board

Dissolved

Animal Control Board

Dissolved