

**FAYETTE COUNTY BOARD OF ELECTIONS
AND VOTER REGISTRATION**

MINUTES

July 25, 2014

Board Members Present: Chairman, Marilyn Watts
Darryl Hicks
Addison Lester

Staff Present: Tom Sawyer, Elections Supervisor
April Crosby, Elections Officer

A. CALL TO ORDER

Chairman Watts called the meeting to order at approximately 5:09 p.m.

B. APPROVAL OF AGENDA

Member Hicks moved to approve the agenda; Member Lester seconded the motion.
Motion carried.

C. CERTIFICATION OF GENERAL PRIMARY RUNOFF ELECTION – JULY 22, 2014

1. PROVISIONAL BALLOTS

There was discussion of the provisional ballots cast. Officer Crosby explained to the Board about each provisional ballot and how only the races in the voter's own district will count. Member Lester moved to approve the provisional ballots cast and Member Hicks seconded. **Motion carried.**

2. ELECTION NIGHT FINAL

After discussion of Election Night Final results, Member Lester moved to approve and certify the final count of the election. Member Hicks seconded. **Motion carried.**

D. HEARING – DECEASED FAYETTE COUNTY VOTERS

Officer Crosby presented the list of deceased voters. After perusing the list of deceased voters by the Board, Member Lester moved to approve the list to be cancelled from Fayette County voting records. Member Hicks seconded the motion. **Motion carried.**

E. HEARING – FELON FAYETTE COUNTY VOTERS

Officer Crosby presented the list of felons in Fayette County to be cancelled from Fayette County voting records. Member Hicks moved to approve this list; Member Lester seconded. **Motion carried.**

F. OLD BUSINESS

3. APPROVAL OF THE FOLLOWING BOARD MINUTES: JUNE 22, 2014 (JUNE)

Member Lester made motion to approve the June 22, 2014 Board minutes; Member Hicks seconded the motion. **Motion carried.**

F. NEW BUSINESS

4. APPROVAL OF POLL WORKERS – JULY 22, 2014 (LAST MINUTE CHANGES)

Supervisor Sawyer shared with the Board the last minute changes that had been made to the list of poll workers just prior to the election. Member Lester made motion to approve the list of last minute changes of poll workers for the July 22, 2014 General Primary Runoff Election. Member Hicks seconded the motion. **Motion carried.**

5. ELECTION COMPLAINT – PRECINT NO. 7

Supervisor Sawyer explained to the Board about a complaint from Ms. Linda Cavalli regarding district voting. He said he will ask Ms. Cavalli to put her complaint in writing to the Board. Chairman Watts said if Ms. Cavalli sends anything in, the Board will respond to her.

Supervisor Sawyer further said Ms. Cavalli was voting at her precinct and being very vocal to her husband about the district voting issue and the poll manager, Ms. Larris Marks, came to her asking her to calm down. Ms. Cavalli felt her rights were being infringed upon. Supervisor Sawyer told her he would pass her complaint along.

Member Hicks commented that he would expect our poll managers to calm people down and explain the process to them. The Board and Supervisor Sawyer were in agreement with this statement.

6. PERSONNEL MATTERS

Member Hicks said before this matter is discussed he wanted to let the Board know he had spoken to an attorney. His understanding is that the open records law did not change to say that you have to talk about employee's personnel issues in a public meeting and said Attorney Davenport needs to give the Board a ruling on it. He further said it would be a major infringement upon a person's privacy to discuss hiring and firing decisions in public under any circumstances.

Supervisor Sawyer told the Board on Tuesday, July 22, 2014, after the Staff Meeting, he met with Human Resources Director, Lewis Patterson and County Administrator, Steve Rapson. He was informed that they had been notified that Brenda Jones would be returning back to the Elections Office on August 4, 2014.

Supervisor Sawyer said he had spoken to each member of the Board regarding changes that he felt were needed in the Elections Office. The changes would be for April Crosby to assume the duties of Elections Officer in the Absentee Department so that cross training could be implemented.

Member Hicks said that the law says when an employee goes out on Family Medical Leave, you must bring them back into a comparable job with the same salary whether it be in the same office or in another office within the County. Supervisor Sawyer said he had spoken to Human Resources and they do not have another position at this time. He further said he thought the cross training would work out real well and could possibly flip back 3 months down the road.

Office Crosby was asked if she was okay with this. She said she is but wanted the Board to know she is in a "learning curve" and since this is a big election year, she needs to get involved in the new position soon. The Board and Supervisor Sawyer agreed that August 4th would be the day for the transition to take place.

Member Hicks reiterated that he feels the need for Attorney Davenport's opinion and said he will call him on this matter.

Member Lester brought up the subject of how and when this new assignment will be discussed with Ms. Jones. The Board agreed there should be a meeting between Supervisor Sawyer, Ms. Jones and some of the Board members. Supervisor Sawyer will coordinate this meeting.

H. OTHER BUSINESS

Supervisor Sawyer told the Board that the complaint regarding John Kimbell was filed with the Investigators Division of the State Election Board. He further said he is not aware of who filed the complaint or when this complaint will come before the State Election Board, but he will keep the Board apprised.

I. PUBLIC COMMENTS

There was none.

J. OTHER ITEMS FOR CONSIDERATION

Officer Crosby asked the Board to consider recommending her pay scale be increased. She further said she would be assuming a role involving learning new duties and believes this pay increase is warranted. Member Hicks said he would like to see the pay scale for these positions. He asked Supervisor Sawyer about the budget and if there were any monies to do it. He further said these items need to be considered before any decision is made.

Chairman Watts said this will be considered and since more information is needed, a decision will be made later.

J. ADJOURNMENT

Since there was no other business to discuss, Chairman Watts announced that the meeting would adjourn at approximately 5:35 p.m.

The next Board meeting (AUGUST) will be held August 26, 2014 at 5:00 p.m.