

**HAMILTON COUNTY ELECTION COMMISSION**  
**MINUTES OF MEETING**  
**SEPTEMBER 28, 2004**

**Call to Order.** Upon notice duly given, Chairman Waller called to order a regular meeting of the Hamilton County Election Commission at 5:06 p.m. on September 28, 2004, at the office of the Hamilton County Election Commission, 514 East 4<sup>th</sup> Street, Chattanooga, Tennessee.

**Present at Meeting.** Chairman Waller and Commissioners Kennedy, DeWitt and Johnson were present at the meeting. Chief Deputy Knowles, Administrator Dzik and attorney Jerry Summers were present by invitation. Also present were members of the community as shown on the attached sheet.

**Approval of Minutes.** Upon motion by Commissioner Johnson, seconded by Commissioner Kennedy, the minutes of the August 16, 2004, meeting were unanimously approved.

**Certification of Election Expenses.** Administrator Dzik presented the Commission with the certifications of election expenses, as follows:

Certification of County General Election Expenses  
Certification of Lookout Mountain Municipal Election Expenses  
Certification of City of Chattanooga Municipal Election Expenses

which were, upon motion by Commissioner Johnson and seconded by Commissioner DeWitt, unanimously approved.

**Early Voting Locations and Hours of Operation.** Upon motion by Commissioner Kennedy, seconded by Commissioner Johnson, the following early voting locations and hours of operation were unanimously approved by the Commission.

Hamilton County Election Commission—October 13, 2004 through October 28, 2004  
(excluding Sundays) 8:00 a.m. until 8:00 p.m.

Brainerd Recreation Complex—October 13, 2004 through October 28, 2004 (excluding  
Saturdays and Sundays) 10:00 a.m. until 7:00 p.m.

Northgate Mall—October 13, 2004 through October 28, 2004 (excluding Sundays) 10:00 a.m.  
until 7:00 p.m.

**Appointment of Elections Officials.** Chief Deputy Knowles presented a list of poll workers for the November 2, 2004, for approval. Upon motion by Commissioner Johnson, seconded by Commissioner Kennedy, the poll workers recommended by Chief Deputy Knowles were unanimously approved.

**Locking Absentee Ballot Boxes.** Administrator Dzik advised the Commission that absentee ballot boxes needed to be locked. Commissioners Johnson and DeWitt were selected to perform this task.



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**TACEO.** Administrator Dzik advised the Commission that information was included in their folder regarding the TACEO winter meeting.

**Elder Mountain.** Attorney Summers advised the Commission that the court had ruled in favor of the Holmbergs and this matter was now settled.

**Rosetta Tipton Matter.** Attorney Summers advised that the lawsuit had been filed in Chancery Court and he was awaiting a court date.

**Compensation of Administrator.** Attorney Summers advised the Commission that he had met with Louis Wright regarding the compensation issue.

**Street Segment Issue.** Attorney Summers stated that the issue regarding Arlington Avenue in the Glenwood precinct was still being investigated.

**Recognition of Guests.** Chairman Waller asked if any guests would like to address the Commission. Whereupon, Sandra Fenton addressed the Commission regarding the rejection of her voter registration application for failure to provide her social security number. Attorney Summers advised Ms. Fenton that state law required that the number be provided in order to meet the requirements for voter registration in Tennessee. Attorney Summers provided Ms. Fenton with copies of various opinions regarding this matter and stated that he would also send her a copy of the 6<sup>th</sup> Circuit opinion upholding the Tennessee law.

Upon motion by Commissioner Kennedy, seconded by Commissioner Johnson, the Commission unanimously rejected Ms. Fenton's application for voter registration based upon her refusal to provide her social security number.

Chairman Waller directed Attorney Summers to provide Ms. Fenton with a formal letter of the rejection.

**Adjournment.** There being no further business to come before the meeting, the meeting was adjourned.

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Michael S. Walden

Secretary

APPROVED:

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Tyrone L. Waller                      Chairman

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Linda Johnson                      Commissioner

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William Kennedy                      Commissioner

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Luanne H. DeWitt   Commissioner