

## **Tennessee Highway Officials Certification Board Minutes of Meeting on February 7, 2018**

The Tennessee Highway Officials Certification Board met in Conference Room F, on the 3rd Floor of the William R. Snodgrass Tennessee Tower in Nashville on February 7, 2018, at 9:00 a.m. Central time.

### **Attending were the following members of the board:**

Manny Belen (participated by phone)  
Bryon Fortner  
Nicole Shaffer  
Bob Wormsley  
Abby Sutton Carver

### **Applicants Participating by Phone:**

Carroll County – Charles Devin Wilkes  
Monroe County – Matthew Twain Cansler  
Scott County – Kevin Earl King  
Sequatchie County – Anthony Dean “Tony” Roberson  
White County – William Clay Parker

### **Applicants Participating in Person:**

Carroll County – George Freeman Avery  
DeKalb County – Reed David Edge  
Dickson County – Phillip Alan Littleton  
Grainger County – Charles Neal McAnally  
Sumner County – Richard Wayne Morris

### **Others Participating in Person:**

Rodney Carmical – Tennessee Highway Officials Association  
Morgan Crocker – Tennessee Highway Officials Association  
Levie Glenn – Warren County Road Superintendent  
Brianna Avery – Visitor  
Barry Knight – Visitor  
Angie McAnally – Visitor  
Andrew Dodd – HAVA Attorney for Division of Elections

Chairman Carver called the meeting to order.

A motion was made by Bob Wormsley, seconded by Nicole Shaffer, and unanimously approved to accept the meeting minutes from January 24, 2018.

Chairman Carver reviewed statutory requirements and the board’s guidelines for certifying applicants.

Chairman Carver discussed some issues that were brought up by the February 1, 2018 deadline to file evidence with the board in counties with a primary. Two questions were brought up:

- 1) If someone has a high school diploma, but cannot produce evidence of the diploma by the filing deadline, could the board provisionally approve those candidates pending receipt of the copy of the diploma?
- 2) If a person is challenged after the filing deadline, could the challenged candidate file documentation in response to the challenge after the filing deadline?

Chairman Carver discussed these issues with the Attorney General’s office and the board agreed to the following:

- 1) If a person submitted evidence that they had attempted to get his or her diploma or were waiting test results, the board could provisionally approve provided that they receive the documentation required

by statute (such as copy of the diploma, GED, or other official documentation) by the qualifying deadline (February 15).

- 2) If a person is challenged after the filing deadline, in order for the board to “review and verify” as outlined in the statute, the board could request additional documentation if needed.

The board will plan to clarify these issues in the guidelines when changes are made at the end of the election cycle.

Board members also discussed how to handle individuals who have experience with inspection as opposed to highway construction or maintenance. There may need to be clarification in the guidelines regarding what is acceptable evidence.

Bob Wormsley made a motion to move the challenged application to the beginning of the agenda. The motion was seconded by Bryon Fortner. All board members voted in favor of moving the challenge to the top of the agenda.

### **Challenged Applicants**

#### **Warren County – Larry Nelson Judkins – Deferred – (Carver/Shaffer)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Bryon Fortner.

The board reviewed the additional challenge filed by Levie Glenn, Road Superintendent for Warren County. The board thoroughly reviewed and discussed the application, challenges submitted by Mr. Glenn, and additional documentation submitted by Mr. Judkins. The board ultimately would like to have a letter from Mr. Creed Sorrelle, Mr. Judkin’s immediate supervisor, detailing Mr. Judkin’s duties while working for TDOT in order to clarify his responsibilities.

The motion to defer action on the challenge was made by Abby Carver, seconded by Nicole Shaffer.

Manny Belen, Nicole Shaffer, Bryon Fortner and Abby Carver voted in favor of the motion to defer. Mr. Wormsley voted against the motion to defer.

The board proceeded to examine affidavits submitted for certification. The status next to each applicant’s name indicates the final action of the board. Motions for the board action were made and seconded by the members indicated. All votes were unanimous unless otherwise indicated.

### **Previously Certified Applicants**

A motion by Abby Carver was made to discuss all previously certified applicants and was seconded by Bryon Fortner.

A motion to approve all previously certified applicants was made by Bryon Fortner and seconded by Bob Wormsley.

- **Clay County – Jason Earl Browning - Approved - (Fortner/Wormsley)**
- **Grundy County – Michael Eugene Meeks - Approved - (Fortner/Wormsley)**
- **Houston County – Robert Brian Richardson - Approved - (Fortner/Wormsley)**
- **Jackson County – Thomas Edward Anderson - Approved - (Fortner/Wormsley)**
- **Loudon County – Ralph Sean Giles - Approved - (Fortner/Wormsley)**
- **Scott County – Kelvin Earl King - Approved - (Fortner/Wormsley)**
- **Scott County – Donald R. Sexton - Approved - (Fortner/Wormsley)**
- **Tipton County – Shannon Wayne Reed - Approved - (Fortner/Wormsley)**
- **Van Buren County – Robert Earl Walling - Approved - (Fortner/Wormsley)**

## New Applicants

### **Bledsoe County – Ricky Lynn Byrd – Approved – (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bryon Fortner, seconded by Abby Carver.

Based on the application submitted by Mr. Byrd, the board was able to clearly identify four (4) years of supervisory experience in highway maintenance and/or construction.

### **Carroll County – George Freeman Avery – Provisionally Approved – Pending receipt of high school diploma – (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bryon Fortner, seconded by Abby Carver.

Based on the application submitted by Mr. Avery, the board was able to clearly identify four (4) years of supervisory experience in highway maintenance and/or construction. However, the board is awaiting a copy of Mr. Avery's high school diploma by February 15 for final approval.

### **Carroll County – Charles Devin Wilkes – Denied – (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Bryon Fortner.

Mr. Wilkes' application was formally challenged by Scotty Bailey and Nolan Robinson.

Based on the application submitted by Mr. Wilkes and the challenges submitted, the board was unable to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

### **Dickson County – Phillip Alan Littleton - Denied - (Belen/ Fortner)**

The motion to discuss the applicant was made by Nicole Shaffer, seconded by Bryon Fortner.

Based on the application submitted by Mr. Littleton, the board was unable to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

### **Hardeman County – Charles Edward Vandiver, Jr. - Approved - (Shaffer/Fortner)**

The motion to discuss the applicant was made by Bob Wormsely, seconded by Nicole Shaffer.

Based on the application submitted by Mr. Vandiver, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

### **Lawrence County – Thomas Eric Brown - Approved - (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Bryon Fortner.

Based on the application submitted by Mr. Brown, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

### **Monroe County – Matthew Twain Cansler - Denied - (Fortner/Shaffer)**

The motion to discuss the applicant was made by Bryon Fortner, seconded by Bob Wormsley.

Mr. Cansler's application was formally challenged by the Monroe County Road Superintendent, Steve Teague.

Based on the application submitted by Mr. Cansler and the challenge submitted, the board was unable to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

**Sequatchie County – Anthony Dean “Tony” Roberson - Deferred - (Wormsley/Fortner)**

The motion to discuss the applicant was made by Nicole Shaffer, seconded by Bob Wormsley.

Based on the application submitted by Mr. Roberson, the board was has requested additional documentation in order to make a determination.

**Sumner County – Richard Wayne Morris - Approved - (Fortner/Wormsley)**

The motion to discuss the applicant was made by Nicole Shaffer, seconded by Bryon Fortner.

Based on the application submitted by Mr. Morris, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

**White County – Cleadus Edward Bumbalough – Provisionally Approved – Pending receipt of high school diploma - (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Bryon Fortner.

Based on the application submitted by Mr. Bumbalough, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance. However, the board is awaiting a copy of Mr. Bumbalough’s high school diploma by February 15 for final approval.

**Deferred Applicants**

**Bledsoe County – Benny Tobe Smith – Approved – (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Nicole Shaffer.

Based on the application and additional documentation submitted by Mr. Smith, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance.

**DeKalb County – Reed Davis Edge – Approved – (Fortner/Wormsley)**

The motion to discuss the applicant was made by Bryon Fortner, seconded by Bob Wormsley.

Based on the application and additional information submitted by Mr. Edge, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance. The board did receive an anonymous challenge to Mr. Edge’s qualifications, but was unable to consider the challenge valid because it was not notarized.

**Hardeman County – Darren Gene Grantham – Application withdrawn at the request of the applicant.**

**Pickett County – Bradley Wayne Flowers – Application withdrawn at the request of the applicant.**

**Previously Denied Applicants**

**Grainger County – Charles Neal McAnally – Approved – (Wormsley/Fortner)**

The motion to discuss the applicant was made by Bob Wormsley, seconded by Bryon Fortner.

Based on the application and additional documentation submitted by Mr. McAnally, the board was able to clearly identify four (4) years of supervisory experience in highway construction and/or maintenance. Therefore, the board voted to reconsider and approve Mr. McAnally.

Chairman Carver proceeded to discuss an issue with the deadline to submit a challenge. The deadline to submit a challenge falls on a Sunday at noon. The office would be closed and applicants unable to file the challenge in the office. Therefore, the board agreed to accept challenges to applicants via email the Saturday and Sunday before noon. The challenge must already be notarized and scanned into the email. The original challenge must also be received by the board before the next meeting. Chairman Carver encouraged any applicants who wish to submit a challenge do so as soon as possible.

The next meeting is scheduled for February 21, 2018.

Since there was no other business before the board, Chairman Carver adjourned the meeting.

Submitted this 7<sup>th</sup> day of February, 2018.



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Abby Sutton Carver, Chairman  
Tennessee Highway Officials Certification Board