

Tennessee Ethics Commission
June 17, 2011
Minutes

The Tennessee Ethics Commission met on Friday, June 17, 2011 at 9:00 a.m. at the Bureau of Ethics and Campaign Finance office. Commissioners Larry Brown, Greg Hardeman, Jim Stranch and Tammy White were present.

The first order of business was to elect a chairperson. Commissioner White made the motion that the election of a chairperson be postponed until the next meeting of the Commission when other new members could be present and to elect Commissioner Brown as chairperson for today's meeting. Commissioner Hardeman seconded and the motion passed 4-0.

November 9, 2010 Minutes

Commissioner White made the motion, and Commissioner Hardeman seconded, to approve the November 9, 2010 minutes. The motion passed 4-0.

Requests for Reconsideration

Kenneth Cheatham – 2010-050 (Obion County Commissioner)

Commissioner Stranch moved to approve reconsideration and Commissioner Hardeman seconded. The motion passed 4-0. Commissioner Hardeman made the motion to reduce the penalty to \$250 (from \$750) and Commissioner White seconded. The motion passed 4-0.

Patricia King – 2010-175 (Candidate for Algood City Council)

Commissioner White made the motion to defer reconsideration until the next meeting to give Ms. King the opportunity to file the Statement of Interests. Commissioner Hardeman seconded and the motion passed 4-0. Staff was directed to contact Ms. King and give her the opportunity to file.

Roger Spence – 2010-181 (Candidate – Grundy County Commission)

Commissioner Stranch moved to approve reconsideration and Commissioner Hardeman seconded. The motion passed 4-0. Commissioner Brown moved to reduce the penalty to \$250 (from \$5,000) and Commissioner Stranch seconded. The motion passed 4-0.

Delmar L. Spence – 2010-172 (Candidate – Constable, Sevier County)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Hardeman moved to reduce the penalty to \$250 (from \$2,000) and Commissioner Brown seconded. The motion passed 4-0.

Coleman Thompson – 2010-137 (Candidate – Register of Deeds, Shelby County)

Commissioner Hardeman moved to deny reconsideration (\$250 assessment) and Commissioner Brown seconded. The motion passed 4-0.

Thomas A. Jellison – 2010-171 (Candidate – Trousdale County Commissioner)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Stranch moved to reduce the civil penalty to \$250 (from \$2,000) and Commissioner Hardeman seconded. The motion passed 4-0.

Ronald Bess – 2010-179 (Candidate – Alderman of Altamont)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Stranch moved to reduce the civil penalty to \$250 (from \$1,000) and Commissioner Hardeman seconded. The motion passed 4-0.

Robert D. Rominger – 2010-133 (Candidate – Bradley County Commissioner)

Commissioner Hardeman moved to approve reconsideration and Commissioner Stranch seconded. The motion passed 4-0. Commissioner Brown moved to reduce the civil penalty to \$500 (from \$10,000) and Commissioner White seconded. The motion passed 4-0.

Chris Speck – 2010-166 (Candidate – Overton County Mayor)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Hardeman moved to waive the civil penalty (\$250) and Commissioner Stranch seconded. The motion passed 4-0.

James Gary Runyan, 2010-168 (Candidate – Constable of Bradley County)

Commissioner Stranch moved to approve reconsideration and Commissioner Hardeman seconded. The motion passed 4-0. Commissioner Stranch moved to waive the civil penalty (\$1,000) and Commissioner Hardeman seconded. The motion passed 4-0.

Karen Tyler – 2010-140 (Candidate – Probate Court Clerk, Shelby County)

Commissioner White made the motion to defer reconsideration until the next meeting to give Ms. Tyler the opportunity to file the Statement of Interests. Commissioner Hardeman seconded and the motion passed 4-0. Staff was directed to contact Ms. Tyler and give her the opportunity to file.

Robert Lee Taylor – 2010-174 (Candidate – Dyer County Commissioner)

Commissioner White moved to approve reconsideration and Commissioner Hardeman seconded. The motion passed 4-0. Commissioner Hardeman moved to reduce the civil penalty to \$250 (from \$2,000) and Commissioner White seconded. The motion passed 4-0.

Andrew C. Mullins – 2010-119 (Candidate – Hamilton County Board of Education)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Hardeman moved to waive the civil penalty (\$150) and Commissioner White seconded. The motion passed 4-0.

John Duncan – 2010-142 (Trustee, Knox County)

Commissioner Hardeman made the motion to defer reconsideration until the next meeting to give Mr. Duncan the opportunity to file the Statement of Interests. Commissioner Brown seconded and the motion passed 4-0. Staff was directed to contact Mr. Duncan and give him the opportunity to file.

Fred J. McNabb – 2010-158 (Constable – Monroe County)

Commissioner Hardeman moved to approve reconsideration and Commissioner White seconded. The motion passed 4-0. Commissioner Hardeman moved to waive the civil penalty (\$25) and Commissioner White seconded. The motion passed 4-0.

Assessments – Lobbyists

Mike Alder – 2010-028

Commissioner Hardeman made the motion to assess a \$750 civil penalty for failure to timely pay a registration fee (39 days late). Commissioner Stranch seconded and the motion passed 4-0.

William L. (Chip) Smith – 2010-042

Commissioner Hardeman made the motion to assess a \$25 civil penalty for failure to timely pay a registration fee (1 day late). Commissioner Stranch seconded and the motion passed 4-0.

Assessments – Employers of Lobbyists

Tennessee Natural Building Stone Conservancy – 2011-006

Commissioner White made the motion to assess a \$25 civil penalty for failure to timely pay a registration fee (1 day late). Commissioner Hardeman seconded and the motion passed 4-0.

TN Men's Health Network – 2011-029

Commissioner Hardeman made the motion to assess a \$100 civil penalty for failure to timely pay a registration fee (4 days late). Commissioner Stranch seconded and the motion passed 4-0.

TitleMax of Tennessee, Inc. – 2011-013

Commissioner White made the motion to assess a \$275 civil penalty for failure to timely pay a registration fee (11 days late). Commissioner Stranch seconded and the motion passed 4-0.

Educational Services of America – 2011-001

ESA responded to show cause notice (failure to timely file expenditure report – 1 day late) with a statement. Commissioner Hardeman made the motion to waive any civil penalty and Commissioner Stranch seconded. The motion passed 4-0.

Carmike Cinemas, Inc. – 2011-005

Commissioner Hardeman made the motion to assess a \$50 civil penalty to failure to timely file expenditure report – 2 days late) and Commissioner Brown seconded. The motion passed 4-0.

Commissioned Officers State of TN – 2011-003

Commissioner Hardeman made the motion to waive an assessment of a civil penalty for failure to timely file expenditure report (2 days late). Commissioner Stranch seconded and the motion passed 4-0.

Bilbo, LLC – 2011-004

Commissioner Hardeman made the motion to assess a \$200 civil penalty for failure to timely file expenditure report (8 days late). Commissioner White seconded and the motion passed 4-0.

La Gardena, LLC – 2010-002

Commissioner Hardeman made the motion to assess a \$200 civil penalty for failure to timely file expenditure report (8 days late). Commissioner White seconded and the motion passed 4-0.

Assessments – Statement of Interests – State Candidates

Jannie C. Foster – 2011-024 (House District 98)

Commissioner Stranch made the motion to assess a Class 2 civil penalty of \$2,000 for failure to file and Commissioner White seconded. The motion passed 4-0.

Assessments – Statement of Interests – Local Candidates

Pamela Dean – 2010-178 (Tipton County Clerk)

Commissioner Hardeman made the motion to assess a Class 2 civil penalty of \$2,500 for failure to file. Commissioner White seconded and the motion passed 4-0.

Russell Knight – 2011-007 – (Robertson County)

Commissioner Stranch made the motion to assess a Class 2 civil penalty of \$2,500 and Commissioner Hardeman seconded. The motion passed 4-0.

Landon Mathis – 2011-036 (City Commissioner – Burns)

Commissioner Hardeman made the motion to assess a Class 2 civil penalty of \$1,000 and Commissioner White seconded. The motion passed 4-0.

Jerry (Spare) Carroll – 2011-017 (Constable – McNairy County)

Georgia Brewer – 2011-018 (Alderman – Saltillo)

Hollis Wayne Belton – 2011-019 (Alderman – Halls)

Christopher Woodhull – 2011-016 (Knoxville Councilman At-Large)

Rick Rout – 2011-015 (State Executive Committeeman)

Christie Glover – 2011-014 (Giles County School Board Member)

Robert D. White – 2011-010 (Councilman – Kingston)

Glen Parnell – 2011-009 (Mayor of Town of Obion)

Walter Lee Bailey, Jr. – 2011-020 (Shelby County Commissioner)

Regina Waller – 2011-008 (Trousdale County School Board Member)

Commissioner White made the motion to waive any civil penalties on local candidates who were one (1) day late. Commissioner Hardeman seconded and the motion passed 4-0.

Gregory Horton – 2011-011 (Cheatham County School Board Member)

Commissioner Hardeman made the motion to waive the civil penalty for filing 2 days late. Commissioner Brown seconded and the motion passed 4-0.

Garris Trivett – 2011-012 (Constable – Sullivan County)

Leonard Johnson – 2011-027 (Constable – Carter County)

Commissioner Stranch made the motion to waive the civil penalty for filing 3 days late. Commissioner Hardeman seconded and the motion passed 4-0.

Marvin Montgomery – 2011-022 (Alderman of Henning)

Commissioner Stranch made the motion to assess a \$50 civil penalty for filing 5 days late. Commissioner Hardeman seconded and the motion passed 4-0.

Sam Tune – 2011-021 (Mayor of Eagleville)

After reviewing a statement submitted by Mr. Tune, Commissioner Hardeman made the motion to assess a \$50 civil penalty for filing 5 days late. Commissioner Stranch seconded and the motion passed 4-0.

Bill Gates – 2011-025 (Commissioner of Niota)

After reviewing a statement submitted by the Niota City Recorder on behalf of Mr. Gates, Commissioner Hardeman made the motion to waive assessment of a civil penalty and Commissioner Stranch seconded. The motion passed 4-0.

Lester Scott – 2011-023 (Carroll County School Board Member)

Commissioner White made the motion to assess a \$100 civil penalty for filing 8 days late. Commissioner Brown seconded and the motion passed 4-0.

Brenda Woods – 2011-030 (Councilwoman of Bolivar)

After reviewing a statement Ms. Woods submitted, Commissioner Stranch made the motion to waive assessment of a civil penalty and Commissioner White seconded. The motion passed 4-0.

Erin McLerran – 2011-037 (Alderman of Portland)

Commissioner Hardeman made the motion to assess a \$100 civil penalty for filing 12 days late. Commissioner White seconded and the motion passed 4-0.

Alex Draper Davis – 2011-026 (Constable of Coffee County)

After reviewing a statement Mr. Davis submitted, Commissioner Stranch made the motion to waive assessment of a civil penalty and Commissioner Hardeman seconded. The motion passed 4-0.

James Randy Linville – 2011-031 (Trousdale County School Board Member)

Commissioner White made the motion to assess a \$100 civil penalty for filing 17 days late. Commissioner Hardeman seconded and the motion passed 4-0.

Andy Beene – 2011-032 (Commissioner, City of Graysville)

Commissioner Hardeman made the motion to assess a \$250 civil penalty for filing 28 days late. Commissioner White seconded and the motion passed 4-0.

James Beasley, Jr. – 2011-033 (Criminal Court Div. 10 Judge, Shelby County)

After reviewing a statement submitted by Judge Beasley, Commissioner Hardeman made a motion to waive assessment of a civil penalty. Commissioner White seconded and the motion passed 4-0.

Bruce Terry – 2011-034 (Alderman of Viola)

Mr. Terry attended the meeting and spoke to the Commission. Commission Stranch made the motion to assess a \$50 civil penalty for filing 47 days late. Commissioner White seconded. The motion passed 4-0.

Angie J. Holley – 2011-035 (Alderman of Louisville)

After reviewing a statement submitted by Ms. Holley, Commissioner Hardeman made a motion to waive assessment of a civil penalty. Commissioner White seconded and the motion passed 4-0.

Vernon Justes – 2011-41 (Morgan County Commissioner)

Commissioner White made the motion to assess a \$250 civil penalty for filing 92 days late. Commissioner Hardeman seconded and the motion passed 4-0.

Clair G. Cochran – 2011-040 (Alderman of McMinnville)

After reviewing a statement Ms. Cochran submitted, Commissioner White made the motion to assess a \$250 civil penalty for filing 97 days late. Commissioner Hardeman seconded and the motion passed 4-0.

Franklin Mee – 2011-038 (Roane County School Board Member)

After reviewing a statement Mr. Mee submitted, Commissioner Hardeman made the motion to waive assessment of a civil penalty. Commissioner Stranch seconded and the motion passed 4-0.

William Bowman, Jr. – 2011-038 (Constable of Hickman County)

Commissioner White made the motion to assess a civil penalty of \$2,500 for failure to file. Commissioner Stranch seconded and the motion passed 4-0.

There being no other business before the Commission, the meeting adjourned.