Lorain County Board of Elections
Minutes March 16, 2012 Board Meeting

1. CALL TO ORDER
The meeting was called to order at 4:16pm. Chairman Rousseau and members Hurst and Smith were present, member Giardini was absent. Also in attendance were Director Adams, Deputy Director Kramer and Brad Dicken from the Elyria Chronicle Telegram.

2. APPROVAL OF MARCH 6th MINUTES
Motion to approve minutes from March 6th by Hurst, seconded by Smith, motion carried 3-0.

3. PRE-CERTIFICATION QUESTIONS AND ISSUES
   a. Absentee ballot questions and issues
      Motion to approve staff recommendations for Absentee ballot questions and issues by Smith, seconded by Hurst, motion carried 3-0.

   b. Provisional ballot questions and issues
      Motion to approve staff recommendations for Provisional ballot questions and issues by Hurst, seconded by Smith, motion carried 3-0.

Hurst asked Adams how the percentage of provisional ballots rejected in the election compared with past elections. Adams replied that the rejection rate, 18.76%, was somewhat higher than normal. He attributed this difference to the fact that a new form was used in this election and that some voters placed required information on one side, but not the required side. The Secretary of State's office has confirmed that required information, printed name, identification and a signature must be placed on the front of the provisional envelope. If this information is missing on the front of the envelope, but appears on the back of the envelope, where a voter registration form is provided, it cannot be counted.

4. BILINGUAL EXPENSES
Adams informed the board that there were $21,056.53 of expenses directly related to the implementation of the bilingual accommodations required by the U.S. Department of Justice. He also informed the board that these costs would be significantly higher in the upcoming General Election due to higher voter turnout and the potential for multiple page ballots due to state and local issues.

Hurst asked Adams if the board had received a report from the U.S. Department of Justice concerning issues in the 2011 General Election.

Adams replied that the observer reports for the 2011 General Election were provided to the board on February 22nd.

Hurst stated that receiving reports from the 2011 General Election less than two weeks before the Primary Election inhibits the board's ability to properly review and adjust procedures. She also pointed out that this was way too late to have any impact on poll worker training, since training classes had begun weeks before.

Hurst asked if a reply could be filed. Kramer said that after talking with both the representatives from the U.S. Department of Justice and Jerry Innes, the board was permitted to file a reply.
Hurst stated she believed the board should draft a reply to the observer reports. She further stated that this reply should be thorough and pleasant while expressing concerns the board has about the federal observer interactions with poll workers.

Rousseau asked that the federal observers be invited to poll worker training class so they could get a better understanding of Ohio election law.

5. POSTAGE UNIT CONTRACT RENEWAL
Adams informed the board that a renewal of the board’s postage machine was up and that a newer model with more functions was available for a lower monthly cost. He said that the board was currently paying $390 a month and the upgraded unit would be $367 a month. Kramer added that the current postage machine has been in use since early 2008.

Rousseau stated that this choice seemed like a logical choice especially with the upcoming presidential election.

Motion to approve staff recommendation for renewal of postage unit contract by Smith, seconded by Hurst, motion carried 3-0.

6. MISCELLANEOUS
Adams informed the board that, due to the board’s request at the last meeting, the security tape from General Johnnie Wilson Middle School had been acquired from Lorain City Schools. It did not show any election equipment violations and only showed security and police in the voting area while the bomb threat evacuation occurred.

Rousseau asked who had viewed the tape. Kramer replied that the file can only be watched on proprietary software, so it had to be viewed at the security office for the schools and staff had seen the tape played there.

7. ADJOURNMENT
Motion to adjourn by Smith at 4:38pm, seconded by Hurst, motion carried 3-0.

ATTEST: ROBERT G. ROUSSEAU, CHAIRMAN

ATTEST: PAUL R. ADAMS, DIRECTOR
Absentee Ballot Summary Report – 2012 PRIMARY Election

A (21 Ballots) ABSENTEE BALLOTS THAT DID NOT INCLUDE
PROPER IDENTIFICATION
Staff Recommendation: REJECT

Directive 2008-82 (page 2-3) "The voters statement on the absent voter’s Identification envelope (SOS Form 12-A) must contain at a minimum the voters name, proper proof of identity and signature."

Pamela Geason 01-26-54
Mildred Finkel 01-22-35
Sandra Dibbell 03-30-41
Sally Bobel
David Mcquate 08-03-42
Dominique Moon 10-02-89
Helen Snyder 03-18-30
Carolyn Walker 07-05-34
Vicky Whiteaker 11-08-60
Veronica Lane 11-08-21
Vera Carpenter
Mary Flores 08-06-55
Margaret Falnweather
Steven Cornwell
Irene Williams
Patricia Michaels
William Rauterkus 11-26-82
Jeanne Thallman
Joyce Toth
Clew Jones
Lois McGrath 10-13-32

B (2 Ballots) IDENTIFICATION ENVELOPE (SOS FORM 12-A)
NOT COMPLETED
Staff Recommendation: REJECT

Directive 2008-82 (page 6) "Reasons and procedures for a board of elections to reject an absentee ballot. Those reasons are:
1. The statement accompanying an absentee ballot or absentee presidential ballot is insufficient."

SOS FAQ Sheet on Absentee Ballots (from Webinar September 22, 2011) "the minimum information required to be provided (voter’s name, proper proof of identification, and signature)."

Jennifer Keyser
Elene Martin

VSD-3514
Rev. Date: 08-06-10
Rev. Level: A
C (1 Ballot) ABSENTEE BALLOT NOT RETURNED BY FAMILY MEMBER
Staff Recommendation: REJECT

ORC 3509.05 "The elector shall mail the identification envelope to the director from whom it was received in the return envelope, postage prepaid, or the elector may personally deliver it to the director, or the spouse of the elector, the father, mother, father-in-law, mother-in-law, grandfather, grandmother, brother, or sister of the whole or half blood, or the son, daughter, adopting parent, adopted child, stepparent, stepchild, uncle, aunt, nephew, or niece of the elector may deliver it to the director."

Herman Kelling

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D (1 Ballot) ABSENTEE BALLOT RETURNED WITHOUT IDENTIFICATION ENVELOPE
Staff Recommendation: REJECT

Directive 2008-82 (page 8) "All paper absentee voter's ballots, except armed service ballots cast pursuant to ORC 3511.11, MUST BE SEALED WITHIN THE ID ENVELOPE when returned to the board of elections in order to be counted."

Christine Oravets

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E (55 Ballots) ABSENTEE BALLOTS RETURNED TOO LATE
Staff Recommendation: REJECT

Directive 2008-82 (page 4) "All absentee ballots sent from within the United States must be postmarked by the day before the election in order to be counted... Additionally, all absentee ballots received by boards of elections before the eleventh day after an election are eligible to be counted with the official count of the votes at an election as long as the absentee ballot meets all other requirements of law."

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F (2 Ballots) ABSENTEE BALLOTS RETURNED WITHOUT SIGNATURE
Staff Recommendation: REJECT

ORC 3509.07 "If election officials find... that the signatures do not correspond with the person's registration signature, ... the vote shall not be accepted or counted."

Joann Russell 02-11-36 Irene Davis 11-14-17
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7882 Total absentee ballots received
82 Total Absentee ballots rejected (10%)
Provisional Ballot Summary Report –
2012 PRIMARY ELECTION

A (42 Ballots) PROVISIONAL VOTERS NOT REGISTERED TO
VOTE
Staff Recommendation: REJECT

ORC 3503.01 (A) "Every citizen of the United States who is of the age of
eighteen years or over and who has been a resident of the state thirty days
immediately preceding the election at which the citizen offers to vote, is a
resident of the county and precinct in which the citizen offers to vote, and
has been registered to vote for thirty days, has the qualifications of an
elector and may vote at all elections in the precinct in which the citizen
resides."

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<thead>
<tr>
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<tr>
<td>Jack Thornton</td>
<td>10-26-30</td>
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<td>Christina Stahl</td>
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<td>Kelsey Faludy</td>
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<td>Kifs Holloway</td>
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<td>Orval Carr</td>
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<td>Michael Farrar</td>
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<td>Caitlyn Lorenzo</td>
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B (6 Ballots) PROVISIONAL VOTERS WHO VOTED IN THE
WRONG PRECINCT, BUT CORRECT POLLING PLACE AND
USED THE LAST 4 DIGITS OF THEIR SS# AND WAS DUE TO
VERIFIED POLL WORKER ERROR.
Staff Recommendation: ACCEPT

Directive 2010-48 "Under the court order, a provisional ballot cast by a
voter using the last four digits of his her social security number as
identification may be counted if it is cast in the correct polling location but
not the correct precinct ONLY IF the reason the vote was cast in the wrong precinct was poll worker error. However, poll worker error may not be presumed and must be demonstrated by evidence.

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C (20 Ballots) PROVISIONAL VOTERS WHO VOTED IN THE WRONG PRECINCT AND WHO DO NOT FALL UNDER THE EXCEPTIONS OF THE COURT RULING OUTLINED IN DIRECTIVE 2010-48
Staff Recommendation: REJECT

ORC 3506.183 "(4)(a) If, in examining a provisional ballot affirmation and additional information... the board determines that any of the following applies, the provisional ballot envelope shall not be opened, and the ballot shall not be counted:
(i) The individual named on the affirmation is not eligible to cast a ballot in the precinct"

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D (18 Ballots) PROVISIONAL VOTERS WHO FAILED TO PROVIDE IDENTIFICATION
Staff Recommendation: REJECT

ORC 3506.183 "(4)(a) If, in examining a provisional ballot affirmation and additional information... the board determines that any of the following applies, the provisional ballot envelope shall not be opened, and the ballot shall not be counted:
(vii) The individual failed to provide a current and valid photo identification, a military identification, a copy of a current utility bill, bank statement, government check, paycheck, or other government document, other than a notice of an election mailed by a board of elections under section 3501.19 of the Revised Code or a notice of voter registration mailed by a board of elections under section 3503.19 of the Revised Code, with the voter's name and current address, or the last four digits of the individual's social security number or to execute an affirmation under division (A) of section 3505.18 or division (B) of section 3505.181 of the Revised Code.

| Anita Piltek | 09-24-29 | Leonard T Schmotzer | 12-01-34 |
| Elaine Dawson | 12-22-54 | Ashley Kramer | 06-05-60 |
| Anne Pilekli | 02-04-26 | Sheila Marker | 03-22-69 |
| Barb Schaefer | 03-22-60 | Bruno Gelonese | 04-12-38 |
| Patricia Gelonese | 06-08-45 | Tabitha Thorne | 09-24-93 |
| Grant Gradisek | 02-28-89 | Ronald Plato | 07-16-71 |
| Jocelyn McCully | 09-13-62 | Rebecca McNeal | 05-31-63 |
| Jessica Minney | 08-16-89 | Melissa Capasso | 10-05-67 |
| Rose A Stauder | 09-21-71 | | |

E (1 Ballot) PROVISIONAL VOTERS WHO HAD ALREADY CAST AN ABSENTEE BALLOT
Staff Recommendation: REJECT

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Donald Poore

F (5 Ballots) NAME NOT PRINTED ON PROVISIONAL AFFIRMATION
Staff Recommendation: REJECT

ORC 3505.183 "the following information shall be included in the written affirmation in order for the provisional ballot to be eligible to be counted:
(a) The individual's name and signature"

| Angela Stanziolo | 10-16-81 | Roger Carpenter | 08-08-59 |
| Brianna Ellis | 02-26-01 | Debra Pleska | 02-21-58 |
| Earl Hedrick | 12-06-48 | | |
G (11 Ballots) SIGNATURE MISSING
Staff Recommendation: REJECT

Directive 2008-101
"(a) The individual named on the affirmation is not properly registered to vote;
(b) The individual named on the affirmation is not eligible to cast a ballot in the precinct or for the election in which the individual cast the provisional ballot;
(c) The individual did not provide the following:
   (1) His or her name and signature as the person who cast the provisional ballot;
   (2) A statement that he or she, as the person who cast the provisional ballot, is a registered voter in the jurisdiction in which he or she cast the provisional ballot; and
   (3) A statement that he or she, as the person who cast the provisional ballot, is eligible to vote in the particular election in which he or she cast the provisional ballot; or
   (4) His or her name recorded in a written affirmation statement entered either by the individual or at the individual's direction recorded by an election official;"

<table>
<thead>
<tr>
<th>David Longwell</th>
<th>02-28-67</th>
<th>Pamela Shigley</th>
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<td>Dennis Kyle</td>
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<td>James Lisi</td>
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<td>James Leprevost</td>
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<td>Brian A Stoll</td>
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517 Total Provisionals
96 Total Provisionals to be rejected (18.5%)
THE MONROE COUNTY BOARD OF ELECTIONS WENT INTO SESSION THURSDAY, NOVEMBER 13, 2008 AT 4:16 P.M. WITH THE FOLLOWING PRESENT; MANIFRED KEYLOR, CHAIRMAN, RITA MCCASLIN, ROGER CLAUS BOARD MEMBERS; BETTY ROUSENBERG, DIRECTOR; TRACY CURTIS, DEPUTY DIRECTOR AND STATE LIASON ANN BLOCK.

ROGER MOVED AND MICK SECONDED THE MOTION TO CANVASS AND SEGREGATE THE DOUBLE-BUBBLE BALLOTS FROM THE POLLING LOCATIONS. CARRIED BY VOICE VOTE.

MICK MOVED AND RITA SECONDED THE MOTION TO CONTINUE INTO SESSION ON FRIDAY, NOVEMBER 21, 2008 AT 9:00 A.M..

DUE TO A LAST MINUTE SCHEDULE CHANGES FROM ES&S FOR OUR OFFICIAL COUNT, THE BOARD WENT INTO SESSION ON THURSDAY, NOVEMBER 20, 2008 AT 9:00 AM. TO COMPLETE THE DIRECTIVE 2008-110 FOR THE DOUBLE-BUBBLE AND OFFICIAL COUNT, WITH THE FOLLOWING PRESENT; MANIFRED KEYLOR, CHAIRMAN, ROGER CLAUS, RITA MCCASLIN, MITCHELL SCHUMACHER BOARD MEMBERS; BETTY ROUSENBERG, DIRECTOR; TRACY CURTIS, DEPUTY DIRECTOR, STATE LIASON ANN BLOCK AND BRANDON SANDLIN FROM ES&S AND TRIAD GSI TO COMPLETE THE OFFICIAL COUNT.

MICK MOVED AND RITA SECONDED THE MOTION TO ACCEPT THE THIRTEEN (13) BALLOTS THAT WERE SEGREGATED AND CANVASSED FROM ALL THE ELECTION BALLOTS THAT HAD BEEN MARKED AS A DOUBLE-BUBBLE FOR PRESIDENT BY THE VOTER. CARRIED BY VOICE VOTE. (NOTE: These ballots were placed in manually into the Final Official Results)

MICK MOVED AND ROGER SECONDED THE MOTION TO REMAKE ONE (1) FEDERAL ABSENTEE BALLOT IN THE BENTON PRECINCT. CARRIED BY VOICE VOTE.

ROGER MOVED AND RITA SECONDED THE MOTION TO ACCEPT THE FOUR (4) ABSENTEE BALLOTS FROM GROUP #1. CARRIED BY VOICE VOTE.

MICK MOVED AND RITA SECONDED THE MOTION TO ACCEPT THE TWO (2) ABSENTEE BALLOTS FROM GROUP #2. CARRIED BY VOICE VOTE.

MICK MOVED AND RITA SECONDED THE MOTION TO ACCEPT THE TWO (2) ABSENTEE BALLOTS FROM GROUP #3. CARRIED BY VOICE VOTE.

ROGER MOVED AND MICK SECONDED THE MOTION NOT TO ACCEPT THE FOLLOWING EIGHT (8) INVALID ABSENTEE BALLOTS. CARRIED BY VOICE VOTE.

2- NO SIGNATURE (SOUTH A & SOUTH C)
4- POST MARKED 11/4/08 (CENTER S, OHIO S AND 2-PERRY)
1- INCORRECT DATE (SALEM)
1- INVALID SIGNATURE (JACKSON)
THE BOARD AT THIS TIME MOVED ONTO THE PROVISIONAL BALLOTS. THE DIRECTOR AND DEPUTY DIRECTOR HAD QUESTION TO THE VALIDITY OF THREE (3) PROVISIONAL BALLOT ENVELOPES. THE BOARD INSPECTED THE THREE (3) PROVISIONALS AND ROGER MOVED AND RITA SECONDED THE MOTION TO APPROVE THE PROVISIONALS DUE TO POLLWORKER ERROR AND NOT BY VOTER ERROR. CARRIED BY VOICE VOTE.

OUT OF A GRAND TOTAL OF 176 PROVISIONALS THE BOARD FOUND 162 VALID AND 14 INVALID. BELOW IS THE COMPLETE BREAKDOWN ON THE PROVISIONALS.

MICK MOVED AND RITA SECONDED THE MOTION TO ACCEPT THE 162 PROVISIONAL BALLOTS AS VALID VOTES CAST. CARRIED BY VOICE VOTE.

OUT OF THE 162 PROVISIONAL BALLOTS THERE WAS ONE (1) DOUBLE-BUBBLE FOUND IN THE BUNCH AND ROGER MOVED AND RITA SECONDED THE MOTION TO REMAKE THE BALLOT FROM OHIO NORTH. CARRIED BY VOICE VOTE.

ROGER MOVED AND MICK SECONDED THE MOTION NOT TO ACCEPT THE 15 INVALID PROVISIONAL BALLOTS. CARRIED BY VOICE VOTE.

IT WAS FOUND THAT ONE OF THE PROVISIONAL BALLOTS THAT WAS PLACED IN THE INVALID PILE WAS ACTUALLY FOUND TO BE VALID.

ROGER MOVED AND MICK SECONDED THE MOTION NOT TO ACCEPT THE 15 INVALID PROVISIONAL BALLOTS AND RESENT HIS MOTION TO THE NUMBER OF 14 INVALID PROVISIONAL BALLOTS INSTEAD OF 15. CARRIED BY VOICE VOTE.

12- NOT REGISTERED VOTERS
(ADAMS, WOODSFIELD N, SOUTH B, CENTER N, FRANKLIN, OHIO N, PERRY, CLARINGTON, 2-SENECA AND SWITZERLAND)

2- VOTED IN WRONG PRECINCT
(LEE N AND OHIO S)

ROGER MOVED AND MICK SECONDED THE MOTION TO REMAKE THE FOLLOWING BALLOTS THAT WOULD NOT GO THROUGH THE SCANNER. CARRIED BY VOICE VOTE.

1-WASHINGTON (PAGE 1&2)
1-WAYNE (PAGE 1)
1-BETHEL (PAGE 2)

DURING THE OFFICIAL COUNT THE ELEVEN (11) MEMORY CARDS FROM THE ELECTION DAY LOCATION WERE RAN THROUGH AGAIN AND LOCATION NUMBER THREE (3) CARD WAS RUNNING ERROR THROUGH THE UNITY SERVER. THE BOARD AND STATE LIASON CONTACTED THE OHIO SECRETARY OF STATES OFFICE WITH THE FINAL SOLUTION TO RESCAN LOCATION THREE (3). LOCATION THREE (3) WAS RE-SCANNED AND THE FINAL NUMBERS MATCHED THE UNOFFICIAL COUNT FROM
Minutes of

Meeting

Held

NOVEMBER 4, 2008. THIS IS JUST A SMALL NOTATION TO KEEP ON FILE WITH THE ACTIONS THAT HAD TAKEN PLACE BY THE BOARD AND STAFF.

MICK MOVED AND ROGER SECONDED THE OFFICIAL CERTIFICATION OF THE NOVEMBER 4, 2008 RESULTS WITH ALL VALID BALLOTS COUNTED AND A COMPLETE LOCATION RE-SCANNED FOR THE FINAL NUMBERS TO BE CERTIFIED. CARRIED BY VOICE VOTE.

AFTER DISCUSSING DIRECTIVE 2008-113 WITH THE BOARD, THEY SET THE ELECTION AUDIT FOR DECEMBER 2, 2008 AT 9:00 AM.

ROGER MOVED AND MICK SECONDED THE MOTION TO MAKE A SMALL REPAIR TO FIX THE FLOOR AT THE ST. JOHN BAPTIST FELLOWSHIP HALL. CARRIED BY VOICE VOTE.

MICK MOVED AND ROGER SECONDED THE MOTION TO APPROVE THE MEETING MINUTES FROM THE FOLLOWING DATES: OCT. 27, 28 AND 29, 2008 AND NOVEMBER 1ST AND NOVEMBER 4TH, 2008. CARRIED BY VOICE VOTE.

ROGER MOVED AND MICK SECONDED THE MOTION TO PAY THE FOLLOWING BILLS:
Postage due for Absentee Ballots (Woodsfield Post Office)---$48.49
Post Office Box ($53.00 for 6 months)
AT & T Phone Bill--------$147.45
Modern Hardware (Push Broom, 4-Outlet Adapter)------$12.91
Quill (Pens, staples, tape, paper)----------$85.70
Roger Claus (Reimbursements: postage/folders)------$14.40
Total: $361.95 CARRIED BY VOICE VOTE.

ROGER MOVED AND MICK SECONDED THE MOTION TO ADJOURN THE MEETING. CARRIED BY VOICE VOTE.

Chairman

Dirctor
**Minutes of**

<table>
<thead>
<tr>
<th>Date</th>
<th>Location</th>
<th>Agenda Item 1</th>
<th>Agenda Item 2</th>
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**Meeting Held**

- Date: [Date]
- Location: [Location]
- Agenda Item 1: [Details]
- Agenda Item 2: [Details]
- Agenda Item 3: [Details]
ROSS COUNTY BOARD OF ELECTIONS
BOARD MEETING
March 21st, 2012

The meeting was brought to order at 12:30pm by Diane Carnes. The following were present:

Beth Neal
Diane Carnes
Steve Madru
Bill Jenkins
Nora Madru, Director
Maralee Scheeler, Deputy Director
Nancy Ames

RULE ON PROBLEM BALLOTS

Diane: I call this meeting to order. This is the meeting of the Ross County Board of elections on Wednesday, March the 21st at 12:30 in the afternoon. Those present are Beth Neal, Steve Madru, Bill Jenkins, Diane Carnes and Director Nora Madru and Deputy Director Maralee Scheeler. The first item on the agenda is to rule on the problem ballots. So, what do we have? Nora: We have very few, actually. We have Exhibit A and we have just two ballots and they did not fill out their identification envelopes. Do you want to see them? I can pass them around. Steve: Okay, I make a motion that we reject Exhibit A because they did not fill out the ID envelope. Bill: Second. Diane: Anymore discussion? All in favor say aye. Board: Aye. Motion carried.

Diane: Okay, next one. Nora: Exhibit B, we have three ballots that voted in the wrong precinct. Bill: I make a motion we reject Exhibit B. Beth: I’ll second. Diane: Any discussion? I have a question. How does that happen? Nora: Very easily. Let me grab...oh you’ve got it. Diane: Yes. Nora: On these, these were done at the polling place and they actually went to the correct polling place but the polling place has maybe two or three different precincts in it. They went to the wrong table and the poll worker is not supposed to vote them unless they’re in their book and if they’re not in their book, they’re supposed to call us to see what precinct to send them to. They didn’t. They just voted them a provisional ballot. Diane: Okay. Nora: So, that’s how it happens. Diane: Okay. Any other discussion? All in favor say aye. Board: Aye. Opposed? Thank you. Motion carried.

Diane: We’ve just had a guest arrive. Nancy Ames is here as a guest. Okay, the next one. Nora: This is Exhibit C and we had three ballots that the people are not registered. Steve: I make a motion that we reject Exhibit C because they are not registered. Diane: Is there a second? Bill: Second. Diane: Any discussion? All in favor say aye. Board: Aye. Diane: Opposed? None thank you. Motion carried.

Nora: This one’s kind of weird. Exhibit D. He voted in the wrong precinct and evidently he must have realized it and he did vote a provisional ballot in the wrong
precinct so he did come to our office and vote the correct precinct. So, he has voted but we just need to throw out his first one. Diane: Okay, is there a motion? Steve: I'll make a motion that we reject Exhibit D. Diane: Second? Beth: I'll second it. Diane: Beth. All in favor say aye. Board: Aye. Diane: Okay, thank you. Motion carried.

Nora: This one, Exhibit E. I don't really think...there's nothing really to vote on but this was a nursing home and they got there and she didn't want to vote. So, there's really no voted ballot. But you know, I'm supposed to bring any ballot before you that we're not counting. Diane: Okay. Nora: And then, Exhibit... Steve: Go ahead Bill, do you want to...? Diane: Do you want to do that? Do you want to make a motion on that one? Nora: There's no motion to count because there's nothing to count. Diane: Yes, we don't have to. There's nothing to count. Nora: But, I just wanted to let you know that. Diane: Just that will be in the minutes. Yes. Bill: But I would have.

Nora: And, these were all received too late to count. They have to be postmarked the day before election for us to count them and they were all postmarked after that. Steve: And, these are not military ballots? Nora: No, they are not. They are just regular absentee ballots. Diane: Okay, that's Exhibit F? Nora: Yes. Bill: I move to reject Exhibit F, ballots arrived too late to count. Beth: I'll second. Diane: Okay. All in favor? Board: Aye. Motion carried.

Diane: Alright, what else? Is that it? Nora: That's it for the problem ballots. Diane: Okay, so how many was that total, do you know? Nora: I don't know. Diane: That's not bad is it? Steve: No. Nora: No, I mean we used to have just tons of them. Beth: Ten plus the last one. Nora: Yes, plus whatever's in here. Steve: The one that always concerns me is if they're at the right polling place and they vote in the wrong precinct. Diane: Yes. Steve: We need to beef that up some way or another. I'm not sure exactly where. If they can't find them in the book, say are you sure...the presiding judge should ask are you sure that you're at the right precinct? Nora: Well, I mean if they're not on their list they know they're not in the right precinct and we teach them that and go over that and over that. Maralee: We stress it and stress it. Steve: Technically it's kind of poll worker error in my opinion. Diane: It is. Nora: It is. Steve: I know what the rule is that we still have to reject them but to me there ought to be some... Nora: And, we even called the presiding judges and told them what they did. And, in the training this time, when we did all...what'd we do six classes I think? We went over all the mistakes that they made last election and had it on the PowerPoint so they could actually see what they did wrong. We thought maybe that would be a little bit...and it did help because we only had just three. Steve: Yes three. Nora: And, usually we have a lot more than that but they're supposed to call us. The poll worker is supposed to direct them to the correct precinct according to the directive. Well, they don't know what the correct precinct is, they could be anywhere. I don't even know just by looking at an address where to tell them to go so they're supposed to call us so we can tell them where to direct them to, but they did not do that. Diane: And, the other question...there were a couple that were not registered and they voted? Nora: Yes. Steve: Well we should at least send a...whoever those presiding judges were in those...I don't know if it was just one precinct or whatever it was...we should send them a letter and remind them that they should call the board of elections to be sure that they're... Nora: Yes, we do that. Diane: Okay. Steve: Okay.
ROSS COUNTY BOARD OF ELECTIONS
BOARD MEETING
NOVEMBER 17, 2010

The meeting was brought to order at 12:00 P. M. by Don Fuller. The following were present:

Don Fuller
Steve Madru
Diane Carnes
Beth Neal
Nora Madru, Director
Maralee Scheeler, Deputy Director
Jonathan Bates- Regional Liaison, Secretary of State

RULE ON PROBLEM BALLOTS

Don: We’re ready to start our meeting folks. Everybody here? Nora: And, Jonathan Bates is here from Secretary of State’s office. Don: Rule on the problem ballots. We ready to go? Nora: Jonathan. Don: Jonathan. I said Jonathan. Beth: Oh did you say him? Okay, I’m sorry. Don: I called him Johnny I don’t know if he got pissed off or not. Beth: This is on the minutes. Don: He didn’t get pissed off. Don’t put that in the minutes. I just didn’t want to appear to be too serious here. Shall we move along folks? Everybody? Turn it over to you Nora. Nora: Okay. We’ve got exhibit A. We’re going to start with the easy ones and then we’re going to get harder. We’re going to start with Exhibit A, there’s nine ballots here. They’re all provisionals and these people are simply not registered to vote. Steve: I’ll make a motion that we… Nora: Reject. Steve: …reject Exhibit A. Diane: I second. Don: We’ll pass it around and return it in the right place. We’ll stay organized here if we may. It’s hard to do; we get so many things in front of us. Just put it right here then, I didn’t look at it the first time.

Nora: Okay, Exhibit B. Diane: We didn’t vote on it. Steve: We didn’t vote. Nora: Oh, sorry. Don: All in favor of the motion, the usual sign of aye. Board: Aye. Don: Opposed? None appearing. The motion is carried; Exhibit A nine ballots not registered will be rejected. Nora: Okay, Exhibit B, two ballots, they just came back as undeliverable so they’re not even voted so, there’s nothing to count, but I just wanted to… do you want to… Don: Alright, we will refer to Exhibit B, non-deliverable, so the address was not certain. We’ll pass these around please. Steve: I’ll make a motion that we reject Exhibit B. Diane: Second. Don: Motion and second has been made by the identification. Just say your name just for the record. Steve: Steve Madru. Diane: Diane Carnes. Don: And, any discussion? None appearing. Therefore we’ll vote on the motion to reject Exhibit B of two ballots non-deliverable. Am I stating it correctly? All in favor use your sign of aye. Board: Aye. Don: Alright, the two ballots will be considered rejected in Exhibit B.
Nora: Okay, Exhibit C, there’s three ballots that came back with no stub, and as you know by now, if they don’t have the stub they cannot be counted. Don: Alright at this time I’ll pass the… Steve: I’ll make a motion that we reject Exhibit C. Beth: I’ll second it. Don: Any… a motion has been made, Steve and Beth, that we reject Exhibit C, three ballots with no stub. Any discussion? None, being heard we will vote on the motion. All in favor use your sign of aye. Board: Aye. Don: Opposed? None opposed. The motion to reject Exhibit C, three ballots non-deliverable, right? Nora: Right. Steve: No stub. Nora: No stub. Don: No stub, sorry. No stub. Thank you. Go on to the next.

Nora: Exhibit D, now we’re going to get to the little more difficult ones. We have three ballots… Don: Exhibit D? Nora: Yes. This was poll worker error. The voters were sent to another precinct. Voter’s showed up at the wrong precinct so they were sent to another precinct to vote. But, where they were sent to by the poll worker was also the wrong precinct. So, they voted in the wrong precinct, which is reason to reject the ballot. But then, when you read in the directive about poll worker error it’s very confusing. Steve: I’ll make a motion that we accept Exhibit D. Don: May I hear a second to that please? Diane: Second. Don: And, I will pass this around for a perusal. Will there be any discussion on the motion for poll worker error that there’s discretionary within the board to accept the three ballots in Exhibit D. None being heard, all in favor of the motion, Exhibit D of three ballots, they were directed to the wrong precinct by precinct error… or judicial… or board discretion… all in favor, use your sign of aye. Board: Aye. Don: Oppose? None being heard the motion is carried for Exhibit D, the three ballots shall be counted.

Nora: Exhibit E. This is also a poll worker error. There’s two ballots. The voter showed their ID and it was check marked that that the ID was shown, but the poll worker just failed to record the ID on the envelope. The voter did sign the two ballots but just the poll worker didn’t record it. Don: There’s two ballots please? Alright they will be passed around for examination here. May we hear a motion? Steve: I’ll make a motion that we accept Exhibit E. Don: Steve Madru, a second please? Diane: Second. Don: Second, Diane. Any discussion? Poll worker error, discretionary of the board. None being heard, discussion, all in favor use your sign of aye. Board: Aye. Don: Opposed? None heard. Exhibit E, two ballots of the poll worker error. Those ballots shall be counted.

Nora: Okay, Exhibit F. We have two ballots and here again we have poll worker error. The poll worker failed to get an ID at all. The voter signed it but the poll worker evidently did not ask to see the ID because there’s nothing checked. Don: Alright, we’ll pass… Steve: There is a place that if they didn’t have proper identification… Nora: That’s not checked either. Steve: It’s not checked? Okay. I’ll make a motion that we accept… Don: Exhibit F. Two ballots. Steve: I’ll make a motion that we accept Exhibit F. Don: To poll worker error. Beth: I’ll second it. Don: Discussion, none being heard, usual sign of aye to pass the motion. All in favor? Board: Aye. Don: Opposed? None being heard, the two ballots in Exhibit F will be counted due to poll worker error. Nora: Accepted, right? Don: Yes. Take your time. Steve: Are any of these the same poll workers? Nora: No.

11/17/10 minutes
ROSS COUNTY BOARD OF ELECTIONS
SPECIAL MEETING
November 18, 2008

The meeting was brought to order at 12:00 P. M. by Ron Fields. The following members were present:

Ron Fields
Don Fuller
Beth Neal
Nora Madru, Director
Maralee Scheeler, Deputy Director
Mike Struble, Secretary of State’s Office

RULING ON QUESTIONABLE ABSENTEE AND PROVISIONAL BALLOTS

Ron: Nora will be looking at the questionable ballots. Nora: Mike has stated he will be interjecting here as he has found out information that has changed since the last meeting and he will be putting in his two cents worth as we go along. Mike: I will offer my objective comments. Nora: We have one provisional and two absentees that came in with nothing filled out on the ID envelope. One is a provisional that was done at the polling place. I don’t know whether the poll worker didn’t tell her to fill it out. Mike: What did the poll worker do on the back? Nora: She did fill the back out. Mike: Ok, this is the time for me to make a comment if you don’t mind. The absentee ones, those were mailed in with nothing on them so that is not an issue. On the back on this one, the fact that this was completed on the back by the poll worker, the poll worker states the only thing they checked on here was a current and valid photo identification and signed it but let the person hand in the ballot without the completion of the information. Beth: So it was done in front of the poll worker? Mike: Done in front of the poll worker and signed by the poll worker, we consider this poll worker error. The most current at present interpretation is that this should not disenfranchise the voter. Now, were you able to determine if he is a registered voter? Nora: Yes, he is. Mike: He is a registered voter. I’m telling you it is up to the Board, but the interpretation is that he is a voter and due to a clerical error on behalf of the poll worker. There are two types of things that in the broader interpretation of things, that if you have a clerical error on either the voter or in the behalf of the poll worker, that is not a disenfranchisement of the voter whose intent was “I voted, I gave you my envelope”. That is my comment on that. Don:
Let's mark this ballot. Ron: We should mark it a different exhibit than
the other two because the other two are totally different. Don: Do we
mark it 1A or something, but we need to start somewhere. Nora: So you
are going to count this one? Mike: I don't count them; it would be
exhibit A. Nora: Okay. Mike: I'm just saying what the interpretation is
on it. Don: It has been determined to have clerical error which the board
will now have to pass upon the identification has been properly made. Is
that what you are saying? Mike: That is basically what I'm saying and
let me back up just a second as I have had a few of these types of
meetings before coming here and have had talks with Jacqueline
Rothschuh who is the deputy elections administrator who works with
Pat Wolfe and this is the information that Jacqueline has given me.
Don: I can accept that presentation but I just want to identify the item.
The item is A, and I have formed clerical error and under the guidelines
given us by the Secretary of State, the entry should be counted since
there was voter registration and identification. Am I saying that
correctly? All those things took place? Nora: Yes. Don: All right if that
is the case, I can only brave it and the Chairman needs to take it from
there. Ron: Let me ask the question first. Have we identified the voter?
Nora: Yes, Scott Schmidt. He is registered. Ron: Did that individual
sign the back of that? Nora: No, the poll worker signs that back. Ron:
The poll worker put his name on there? Nora: No he did not put his
name on it. Ron: How do we know it's him? Nora: On here, from the
top. Ron: Who put that name on there? Nora: The poll worker. Ron:
Okay. The poll worker identified this person as best they could although
they couldn't have identified them because that's why they are voting
provisional. Nora: It doesn't say why they are voting provisional, they
could have moved from one address to another. Ron: I see, but does it
not say on the back they didn't have current ID? Nora: It says they
should current and valid photo ID. Ron: They did? I got you. With that,
we need to entertain the motion to approve or disapprove the ballot.
Don: I will so move we approve. Beth: Exhibit A, I'll second. Ron: It's
been moved and seconded. Any other discussion? Exhibit A all in favor
say Aye. Opposed same sign. Motion carried. Don: Each exhibit should
have a letter please.

Nora: Okay. This was the two you said were no brain-ers, they were
just absentee's that came back in the mail and were not filled out. The
identification envelopes. Don: Is this exhibit B? Nora: Yes. There are
two of them. Ron: There is no way to identify those correct? Nora: We
have the sticker on them so we know what the names are, but they just
failed to fill anything out. Don: Okay. Can we just entertain a motion to
the chairman that we reject these for lack of identification? Ron: This is
exhibit B and we have a motion on the floor to reject exhibit B which
are two ballots that have no information on the ID envelope. Beth: I'll
second it. Ron: Any other discussion? All in favor signify by saying
Aye. Opposed same sign. Motion carried. Exhibit B failed to meet the
criteria are not going to be counted.
EXHIBIT FF
BOARD OF ELECTIONS MINUTES
FOR GENERAL ELECTION
November 4, 2008

The Scioto County Board of Elections being in session from the opening of the polls on
November 4, 2008 until the official certification.

Member Arnett moved that we have the official certification and regular board meeting
for the month of November 2008 on Tuesday November 18, 2008 at 3:00 pm, Member
Mowery seconded the motion.
ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes;
Member Barnett, yes

Member Arnett made the motion to remake the following ballots which were voted in the
wrong precinct due to employee error in office, but would have the same issues on either
ballot, Member Basham made the second
ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes;
Member Barnett, yes

Guy Steele should have voted 1-C, voted 1-B
Jessica Adkins should have voted Bloom B, voted Bloom A
Anita Coburn should have voted Porter J, voted Porter I
Karen Coleman should have voted Nile B, Voted Nile A
Windel Smith should have voted Valley D, voted Valley A
David Hamilton should have voted 3-B, voted 3-D
Brent Koenig should have voted Washington E, voted Washington F
Roy York should have voted Washington C, voted Washington D
Jeremy Reed should have voted Porter J, voted Porter I
Andrea Reed should have voted Porter J, voted Porter I
Daniel Lodwick should have voted Porter F, voted Porter E
Sue Burnside should have voted Porter F, voted Porter B
Marcia Pitts should have voted Green C, voted Green E
Donald Washburn should have voted Green D, voted Green A
Robert Barrett should have voted Green E, voted Green A
Harold Arnett should have voted Bloom B, voted Bloom A
Joy Prosch should have voted 5-B, voted 5-A
Garfield Little should have voted 2-B, voted 5-B
Emily Cobb-Thomas should have voted 5-B, voted 5-A
Nancy Jane Enzie should have voted 5-B, voted 5-A
Venetta Kennedy should have voted 2-B, voted 3-B

Member Basham made the motion not to remake the following ballots which were voted
in the wrong precincts because the precincts they should have voted in have different
issues than the precinct they actually voted in, but to give them credit for voting Member
Arnett made the second
ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes;
Member Barnett, yes

Winifred Kay Appel should have voted in Valley A, voted in Union A
Melissa J. Powell should have voted in Union A, voted in Porter B

Member Basham made the motion to remake the absentee ballots that voters had tried to
change according to voter intent, Member Arnett made the second
ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes;
Member Barnett, yes

Member Basham made the motion to remake 8 absentee ballots that had voted on the
Scioto County Career Technical Center issue that live in the Pike County School District
and should not have vote on this issue, Member Arnett made the second
ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes;
Member Barnett, yes
Member Basham made the motion to accept the following ballots with Member Arnett making the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes

Neil Stroth- South Webster did not send ID envelope but did write information on outside envelope.
Linda Blevins-Bloom A signed her envelope as Linda Weaver, her maiden name
Sarah Allison – Clay C should have voted Clay A- board remade
Judy Montgomery – Clay D Voted on insert on tax levy instead of on the ballot, board remade

Member Basham made the motion to not count the following ballots, but give voters credit for voting. Member Arnett made the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes

Chris Tumbleson – Bloom A stubs were removed
Rita Walker – Bloom B stubs removed
Matthew Hoskins – Harrison A signature did not match signature on file
John Ward – Madison B printed signature
Ronald Taylor- Madison B printed signature
Robert Kennedy – Nile A signature did not match signature on file
Larry Stanley – Porter I signature did not match signature on file
Rhoda Rader – Porter E Registration is marked with an x and signed by a witness, ID envelope is signed by Rhoda Rader
Elizabeth Arrick – Valley D signature did not match signature on file

Per order of the Secretary of State, any voter that had information missing on their ID envelope should be sent letters to come to our office and complete the information and if they do so we will include their ballots at the official count. The following list did not come to our office and complete this information, so we could not count their ballots

**Missing Signatures**
- Connie Boggs – Union B
- Debbie Murphy – Harrison D

**No ID**
- Marilyn Hempill – Clay A
- Jerry Walker – Bloom B
- Gloria Eldridge – South Webster
- Joyce Throckmorton – 5-D
- Anthony Baggette – 1-C
- Seanim Fannin - 1-E
- Gale Dalton – Porter E
- William White – Green A
- Debra Hogan – Union B
- Glenda Schimer – Porter E
- Jennifer Brown – Porter C
- James Ginn – Porter B
- Dewey Cordle – Madison B

**Wrong License Number**
- Robert Hammond – Clay E
- Dora Gibson – Clay A
- Delores Turner – Bloom B
- Bob Jennings Bays – Bloom A
- Michael Maynard – 1-B
Per order of the Secretary of State, any voter that had information missing on their ID envelope should be sent letters to come to our office and complete the information and if they do so we will include their ballots at the official count. The following list did come to our office and complete this information, so we included their ballots in the official count.

Tori Montgomery - Washington G
Oscar Perry - Jefferson C
Brenda Grant - Harrison C
Beth Hartsaw - Union A
Edna Craco - Clay C
Nelson Bellar - Clay B
Dorothy Kouns - Clay D
Elizabeth Brown - Rush B
Margaret Waddell - Clay F

Per Secretary of State, any absentee postmarked by November 3, 2008, should count on the official count, we have 25 valid absentee ballots that was counted on the official count, 8 ballots were not postmarked by November 3, 2008, they did not count.

Member Arnett made the motion to rescain 4 precinct that did not balance from election night, which are Green A, Green C, Green D and Nifle A. Member Basham made the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes

We had 871 valid provisional ballots.
Member Basham made the motion to remake and count a provisional ballot that was voted in the wrong precinct due to employee error, Member Arnett made the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes

Member Basham made the motion to give credit for voting to all of the following provisional voters, but not count the ballots due to errors on the provisional envelopes, Member Mowery made the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes

NO ID
Scotty Little, Mary Hicks, Ann Nagle, Misty Lauder, Tashanda Wright, Shay Littreal, Melissa Flack, Jonathan Kearns, Ricky Lee Green, Wilma Jeanne Davis, Jessica Martin, Harold Wilson Jr., Bradley Jordan, Mary Ann Nickells

NOT REGISTERED
Johanna Scarberry, Chris Megraii, Amy Faulkner, Helen Waldron, Jacob Waller, Brian Wicker, Jan Deangelid Nixon, Sharmario C. Hayward, Brittney Rising, Donald McCormick, Jamie Altman, James Altman, Justin Stevenson, Steven Johnson, Linda Smith, Cody Watkins, Benny Kilgore, Jeremy Conkrol, Jon Zornes, Michael Browning, Trina Abrams, Matthew Eshenaur, Jo Ann McCluskey, David Fletcher, Douglas Adkins Jr., April Dowdy, Joshua Smith, Raymond Dialck, Dawn Munyan, Phyllis Terry, Claude Stidham, Crystal Graf, Joseph Hickerson, Donald Cummings Jr., Raymond Piatt, Bradley Tavlor, Moneck Taylor, April Bays, Dennis Young, Larry Miller, James Clark, Jamie Erin Altman, Rhonda Vaught, Cody Gregory, Christopher Ryan Adkins, Jonnie R Johnson, Jeremy Gilliam, Kimberly Vicars, Bruce Gochenouz II, Tiffany Mollett, Andrea King, Wesley Coriell, Phillip Llewellyn, Ronald Perry, Linda Thompson, Peggy Dilow, Steffen Shane Timberlake, Jotham Lee Parker, David Price, Robert Thurmin, Donald Phillips, Joni McGraw, Mark Hall, Eric Putnam, Charles Gordon Jr., David Booker, Lelane Paige O'Dell, Stephen Delabar II, Tamnrie Howard, Cathy Clark, Christopher
UNOFFICIAL & OFFICIAL
November 4 & 18, 2008


VOTED WRONG PRECINCT


Member Mowery made the motion to certify the Official General Election, Member Arnett made the second

ROLL CALL: Member Mowery, yes; Member Arnett, yes; Member Basham, yes; Member Barnett, yes
AGENDA
November 21, 2011
Monday - 9:00 AM

- COME OUT OF RECESS.
- ADJOURN NOVEMBER 8, 2011 BOARD MEETING.
- CALL TO ORDER.

1) APPROVAL OF MONTHLY BILLS.

2) APPROVAL OF PAYROLL.
   PAY PERIOD OF OCTOBER 24, 2011 to NOVEMBER 6, 2011:
   A) Full-time payroll for the period of October 24, 2011 thru
      November 6, 2011 in the amount of $71,340.92 from account
      #10003-1600-20504.
   B) Part-time payroll for the period of October 24, 2011 thru
      November 6, 2011 in the amount of $55,906.25 from account
      #10003-1600-24902.
   C) Overtime payroll for the period of October 24, 2011 thru
      November 6, 2011 in the amount of $20,823.77 from account
      #10003-1600-20525.

3) AUTHORIZATION TO DISPOSE (BOE-79):
   A) MAY 4, 2010 PROOFS OF BALLOTS.
   B) FEBRUARY 8, 2011 PROOFS OF BALLOTS.
   C) MAY 3, 2011 PROOFS OF BALLOTS.
   D) AUGUST 2, 2011 PROOFS OF BALLOTS.

4) UPDATING SIGNATURES FROM POLL BOOK.

5) APPROVE ABSENTEES FROM NOVEMBER 8, 2011 GENERAL ELECTION.

6) APPROVE PROVISIONALS FROM NOVEMBER 8, 2011 GENERAL ELECTION.

7) CERTIFICATION AND RUN-OFF ELECTION OF VILLAGE OF RICHFIELD MAYOR.

8) DISCUSSION REGARDING RECESSING MEETING ON NOVEMBER 29, 2011.

9) PERSONNEL.
Mr. Jones: Aye.

Mr. Arshinkoff: Aye.

Mr. Weber: Aye.

Mr. Gorbach: Opposed? Motion passes.

**The Motion**

It was moved by Mr. Weber to not count provisional voters #3007 through 3020 as indicated on the spreadsheet as No ID Pending but to give them credit for voting. Seconded by Mr. Arshinkoff. Motion carries, all voting aye.

**Wrong Precinct**

Mr. Gorbach: Wrong precinct.

Mr. Wysmierski: Lines 3021 to 3206. I did give you a spreadsheet. I didn't have the opportunity to tally all the different areas but you could probably go on through them. InfoCision Stadium seemed to be a problem just looking off the top of the list and you can go through the others.

Mr. Arshinkoff: What's InfoCision? What do you mean?

Mr. Wysmierski: Where they vote over at the stadium.

Mr. Arshinkoff: What, was that a problem? Oh, the students?

Mr. Wysmierski: Cause they went to the wrong precinct. I don't know if it was students or they just went to the wrong precinct. I think they had multiple locations at that precinct where they went to the wrong area.

Mr. Koehler: Multiple precincts at that location.

Mr. Wysmierski: Yeah.

Mr. Koehler: That's what you meant to say.

Mr. Wysmierski: Yes.

Mr. Koehler: In other words, we have a lot of precincts there.

Mr. Arshinkoff: Where do you vote them?

Mr. Wysmierski: I don't know that. Is it over at the stadium?

Ms. Hegnauer: Yeah, in the stadium on the second floor.

5/23/2012 9:30:04 AM
Mr. Weber: It's posted so the people can come and find their name and find out what church they're supposed to go to, right?

Mr. Koehler: Oh, yeah.

Mr. Wysmierski: There's an address list inside the pollbooks.

Mr. Gorbach: What pew they're supposed to be in.

Mr. Weber: What pew, yeah, I guess they're at the right church. They need to get to get in the right...

Mr. Petty: And that big location would have a greeter book also.

Mr. Gorbach: This just drives me nuts and I know we got into this before and the law says that we have to have proof that the pollworker didn't do their job. Layman's terms I guess, but, boy I still think if someone goes to the right polling location and they're in the right building that we should count their vote.

Mr. Todd: Yeah, the only two places on there that even look really systemically problematic are 1-E and 5-H for Akron. Beyond that, the rest of them look anomalous.

Mr. Gorbach: MmmHmm.

Mr. Koehler: Well the total number of these wrong precinct provisionals has dropped substantially from last November to this November. We were over 700 last November. If my math is right, we have like 186 in this election. But only by a few thousands. It was 184,000 turnout last November. About 170,000 turnout this election.

Mr. Todd: Turnout was close from last.

Mr. Koehler: Yeah, higher percentage.

Mr. Gorbach: I mean but look at - Tallmadge 1-A. Whoever was working that, they let someone from 1-B, 1-C, 1-D, 1-D again... I just...

Mr. Arshinkoff: We ought to bring those precincts in and tell them you guys made a serious mistake here. You gotta pick it up.

Mr. Gorbach: We did do that...

Mr. Arshinkoff: All four boothworkers.

5/23/2012 9:30:04 AM
Mr. Gorbach: Was it a couple elections ago or just last election?

Mr. Koehler: It was last November. We sent out the questionnaire in January.

Mr. Gorbach: Right.

Mr. Weber: Remind me again what is a pollworker supposed to do? Do they tell the voter, gee, you’re not in my book. You need to over there on the wall and look at the list and see if you can find your name and find – and how far do we go on giving assistance? I know we’re sort of cautious in that regard.

Mr. Koehler: If the person’s not in the vote than the voter’s going to give an address and the boothworker is to use the street range directory to determine whether or not they’re in the precinct. And if they’re not in the precinct, they’re to call us or have the voter call us. We had a couple dozen people answering the phone on election day that would be able to punch that address into the computer and tell them what precinct they’re in and where to go to vote.

Mr. Weber: Can’t do a whole lot more than that, I guess. Because to count these votes you’re having people possibly voting on issues or school levies or things of that nature that they don’t even live in the district or it’s not an issue of their residence. And I do agree with Ron. I think that the number’s come down significantly from the past and all we can do is keep stressing it with the pollworkers in saying here’s an issue and we need to be attentive to it so that people who desire to vote have every opportunity to have their vote counted. But I move not to approve.

Mr. Arshinkoff: Second.

Mr. Gorbach: We have a motion and a second to not approve lines 3021 through 3206. All of these are not right polling location, wrong precinct, though, correct? Cause I see some on the back here that are...

Mr. Wysmierski: They voted out of...

Mr. Gorbach: Voted out of county.

Mr. Wysmierski: County, yeah.

Mr. Gorbach: I would say with what Ray said, as far as people voting in the wrong precinct and possibly voting on issues that they wouldn’t if they voted in their correct precinct, I don’t
think that that would be as prevalent in most of these but certainly the out of counties are way off.

Mr. Todd: Can I just say one thing that happens, Tim, and where that comes about is the pollworkers have the list and they have the address range. Sometimes it's odd/even, even on one side of the streets in one precinct, the odds on the other side of the street in a different precinct. The pollworker might look at it. Might see an address range and it looks like that that's the proper poll. The person votes at that poll. Those are the type of things that can happen. Those are probably in very in the vast minority of when these actually occur but that is an issue.

Mr. Gorbach: Right.

Mr. Todd: So it's not a full-proof system.

Mr. Koehler: It's something that was stressed during all of our boothworker training sessions before this election for the boothworkers that were there is that they have to check the even/odd column on the street-range listing.

Mr. Gorbach: Right. Okay. Any further questions or comments?

Mr. Wysmierski: Do you want to give them credit for voting as well on your vote?

Mr. Weber: Yes.

Mr. Gorbach: Yeah, I mean, they do. Okay. We have a motion and a second to not count lines 3021 through 3206. All in favor? Aye.

Mr. Jones: Aye.

Mr. Arshinkoff: Aye.

Mr. Weber: Aye.

Mr. Gorbach: Opposed? Aye.

The Motion
It was moved by Mr. Weber to not count provisional voters #3021 through 3206 as indicated on the spreadsheet as Wrong Precinct but to give them credit for voting. Seconded by Mr. Arshinkoff. Motion carries, all voting aye.

Mr. Wysmierski: Do you want us to — we are opening Richfield and coming back?

5/23/2012 9:30:04 AM
EXHIBIT HH
AGENDA
November 16th, 2010
Tuesday, 9:00 AM

COME OUT OF RECESS.

ADJOURN THE NOVEMBER 2nd, 2010 BOARD MEETING.

CALL TO ORDER.

1) APPROVAL OF THE MONTHLY BILLS.

2) APPROVAL OF THE PAYROLL.

   A) Full time payroll for the period of October 25th, 2010 thru November 7th, 2010 in the amount of $74,485.54 from account #10003-1600-20504.

   B) Part time payroll for the period of October 25th, 2010 thru November 7th, 2010 in the amount of $103,180.34 from account #10003-1600-24902.

3) APPROVAL OF ABSENTEES FOR THE NOVEMBER 2nd, 2010 GENERAL ELECTION.

4) AUTHORIZE REMAKES FOR THE NOVEMBER 2nd, 2010 GENERAL ELECTION.

5) APPROVAL OF PROVISIONALS FOR THE NOVEMBER 2nd, 2010 GENERAL ELECTION.

6) PROVISIONAL BALLOT-CUYAHOGA FALLS 5-A.
Mr. Jones: Otherwise, he votes twice.

Mr. Daley: Yes.

Mr. Jones: That wouldn't be good.

Mr. Gorbach: I'll make a motion to not count the provisional ballot of line 3948.

Mr. Weber: Second.

Mr. Daley: It's been moved and seconded. Any discussion? Hearing none.

Mr. Gorbach: Aye.

Mr. Weber: Aye.

Mr. Jones: Aye.

Mr. Daley: Aye. Unanimous.

**The Motion**
It was moved by Mr. Gorbach to not count provisional ballot line 3948 due to voter voted twice. Seconded by Mr. Weber. Motion carried, all voting aye.

**NO SIGNATURE.**

Mr. Daley: Next. No Signature, lines 3949 thru 3951.

Mr. Gorbach: What about....what's that line 680 in there guys?

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Mr. Daley: Oh, I'm sorry. That's 42. I'll abstain on that.

Mr. Gorbach: Okay, so there was no signature at all on the provisional ballot?

Mr. Petty: Correct.

Mr. Gorbach: I move to not count .............

Mr. Jones: Can I see those?

Mr. Petty: Yes sir.

Mr. Gorbach: Not count the vote as valid but give them credit for voting.

Mr. Daley: Should we give him credit for voting?

Mr. Gorbach: I think we have ............

Mr. Daley: Is that in the spreadsheet?

Mr. Jones: The Election Official is saying that she witnessed the person voting.

Mr. Daley: Yes, but whom?

Mr. Gorbach: One of our booth workers.

Mr. Daley: I mean the voter didn't sign it.

Mr. Weber: Let me see that.
Mr. Todd: You check ID for provisionals, right?

Mr. Jones: Yes.

Mr. Weber: She witnessed the non-signature. You have a good point, Wayne. I think we just have to stick with what the law is. I mean if they don't sign it, is that booted? But it would appear to me that one of our people.........I'm assuming that our people are there for every provisional ballot, right?

Mr. Jones: They are.

Mr. Petty: Yes.

Mr. Weber: And they're awake and doing their job?

Mr. Daley: This is 3949 thru 3951?

Mr. Petty: Yes sir.

(The Board Members are reviewing the No Signature provisional ballots)

Mr. Jones: They're witnessing an election official. This is a booth worker error.

Mr. Weber: What is that one, Wayne?

Mr. Daley: But this one has a signature though.

Mr. Jones: No.
Mr. Daley: Where's the one that has a signature?

Mr. Jones: It says missed signature.

Mr. Daley: That one. I don't see the problem on this one.

Mr. Jones: She witnessed it.

Ms. Donofrio: That's booth worker error. The booth worker is supposed to make sure that's completed.

Mr. Daley: It says missed signature. So, in that case booth worker is attesting to the fact that they made a mistake.

Ms. Donofrio: It's up to the booth worker that it's filled out completely.

Mr. Gorbach: I think the rules are pretty straightforward if they don't sign it.

Mr. Jones: But it's booth worker error.

Mr. Gorbach: Does that give us difference on being able.............?

Mr. Jones: I believe it does.

Mr. Todd: The biggest problem that you have here......... I don't know, because it's so weird because if you have one of your workers is signing off on it, you know they've checked the ID.

Mr. Jones: On the back they said it and they witnessed it.
Mr. Weber: I'm more troubled that we have booth workers who are signing saying that they witnessed a signature when there's no signature there.

Mr. Daley: That is a bit disconcerting.

Mr. Todd: Yeah, I would probably take it personally, but that's my opinion.

Mr. Jones: It's booth worker error.

Mr. Todd: Error on the side is permitting it.

Mr. Rich: Is the serious question about the identity of the voter?

Mr. Petty: On these we are certain it's the voter from the name and the address and any other information. I mean, we check writing of everything else but without the signature.......

Mr. Weber: What does the statute say?

Ms. Donofrio: I have it right here.

Mr. Daley: What does the O.R.C. say?

Mr. Weber: Tim is reading it.

Mr. Daley: Is there a Directive on this?

Mr. Gorbach: It actually lays it out exactly. But then it says, "The Pollworker completes and signs verification statement portion indicating that the voter has completed the affirmation and without indicating that
the voter declined to complete the affirmation. If this occurs, the Board of Elections should either in writing with written response from the Pollworker or at a public meeting of the Board question the Pollworkers in that precinct to determine whether they followed the Board's instructions for completing the verification statement both to the specific ballot in question in general. Where a Pollworkers response indicates that he or she did not properly complete the verification statement that response in a completed Pollworker verification provide objective evidence did not ensure that the voter did not"........so I guess basically what they're saying is that's actually the Pollworkers signature. Go ahead and read it.

Mr. Todd: That's what I got out of it. They're saying that the Pollworker says if they follow the proper procedure to ensure that is the voter that cast that ballot and it's the appropriate person, and then you count the ballot. Because if they say no, I didn't follow the proper procedure, I didn't look at any ID's, and then you don't count the ballot.

Mr. Gorbach: And that was someone else's possible signature?

Mr. Todd: Right.

Mr. Gorbach: It seems to me that we need to follow that. Do we need to question the Pollworker to see if that indeed is their signature?

Mr. Jones: Well, the question is that of the signature of the Pollworker?

Mr. Todd: Well, I think the question is whether they followed the proper procedure for identification verification.

Ms. Donofrio: If they didn't get their signature (inaudible)

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Mr. Gorbach: Yes, because the rest of it is filled out, right?

Mr. Jones: Right.

Mr. Todd: I think it's just verification that that's the person that cast that ballot. Not that they signed off on it.

Mr. Jones: They did that on the back.

Ms. Donofrio: They're supposed to make sure it's completed.

Mr. Todd: I know they signed off on it on the back, Wayne. But what I'm saying is.......I'm not disagreeing with it, that there's a statement, but you know a lot of people check the boxes.

Ms. Donofrio: That's their job as a booth worker to make sure that's filled out completely.

Mr. Todd: I agree. Their jobs.......a lot of people have jobs that they don't do properly.

Mr. Gorbach: We want to count the vote if at all possible.

Ms. Donofrio: The voter shouldn't be penalized.

Mr. Todd: No. I don't think the voter should be penalized.

Mr. Rich: I think you cannot count it unless you question the boothworker and discover that they didn't properly verify it.

Ms. Donofrio: How is she going to remember it?
Mr. Wysmierski: There's no way that we would.........there's almost 5,000 of these that the booth workers are going to remember.........

(Everyone talking at once)

Mr. Todd: It happens all the time. You have a set procedure that you follow. You did that with every person that you've come up with. That presumptively they followed that procedure or that person that's adequate. There's one thing if they said, "Well, I really had no procedure and I just did whatever some days." So that's why I think you can ask them. They're not going to remember that exact ballot. I agree with that. But they're going to remember how they did their job.

Ms. Donofrio: Called it as a booth worker error. We trained them.

Mr. Gorbach: They at least remember they followed the procedure but they might not remember.

Mr. Wysmierski: Why would they not say that they followed the procedure?

Mr. Gorbach: I agree with that too, but I think we need to make that request whether in writing or in a Board meeting.

Mr. Todd: That's what I'm saying. The statute says you can't go wrong. I mean, they'll probably come in here and say, "We followed the procedure and we've verified it." You're probably 99.9% sure that's what they're going to say and you probably are going to end up counting those votes. But I think you should ask them and just follow the procedure. There's nothing wrong with going through with it that way.
Ms. Donofrio: What if we can't get a hold of them or what if they don't come in? We're on a time frame.

Mr. Gorbach: It could be.............what does it say Ray? Be it a letter or before the Board?

Mr. Todd: It did say letter.

Mr. Weber: Yes, I wasn't reading that. But we're saying that the voter did not complete it properly, complete and/or sign the provisional ballot, for reasons attributable to Pollworker error. Is that what we're saying?

Mr. Todd: Yes.

Mr. Weber: All of these provisional ballots appear to be filled out by the voter.

Mr. Jones: Right.

Mr. Weber: Well, and they get down to where they're supposed to sign and they don't sign. How do you attribute that to Pollworker error?

Mr. Jones: Because they witnessed the signature.

Mr. Rich: It's their job to ensure that it was filled out properly.

Mr. Todd: I think you just ask the Pollworker. Ray, you don't know. I mean, the Pollworker may say that I was welcomed to the form and told them what to fill out. I didn't tell them to sign there.

Mr. Weber: Why don't we inquire the Pollworkers?
Mr. Rich: If the Pollworker comes in and says, "I remember this person refused to sign." (Inaudible)

Mr. Todd: Well, that's a different animal.

(Everyone is talking at once)

Mr. Todd: If you have a signed affidavit, which would probably be sufficient.

Mr. Wysmierski: Some of them do have them.

Mr. Todd: From the Pollworker?

Mr. Wysmierski: From the Pollworker that did it that way and we did count. On these, that's why we needed to separate...........

Ms. Donofrio: The voter would have waited for the Pollworker to make sure they have done it right. You mean, they're saying you can't open any?

Mr. Jones: You should call these Pollworkers and ask them.

Ms. Donofrio: I thought we said that this was Pollworker error in the past.

Mr. Todd: It probably will be, Marijean.

Ms. Donofrio: But historically, we have said it was Pollworker error.

Mr. Daley: Is that consistent with the Directive?
Mr. Rich: I think if you determine here, now that's Pollworker error and you can tell that, then you count it and you're fine. I think you should not count without the Pollworker.

Mr. Todd: That's the same way I feel. I mean, you should not count it. But if you're going to count it today, I think you're okay. If you feel that you can say that it is Pollworker error. I think it's up to you 'all.

Mr. Daley: The safer approach would be to not count it.

Mr. Todd: The safer approach would be to bring in the Pollworker and get them to do an affidavit. That would be the safer approach.

Mr. Daley: If you get that done before November 23rd.

Mr. Weber: The question is where the Pollworker erred. To me, you're filling out something; the most important thing seems to be your signature verifying that what I put in is accurate.

Mr. Rich: But the Secretary of State's Directive makes it clear it is Pollworker error if the Pollworker doesn't ensure that the voter filled it out completely. That's not talking about the one who refuses. But just inadvertently that's Pollworker error because it's the Pollworker's job to make sure it was completely filled out.

Mr. Daley: How do we know that they didn't refuse?

Mr. Rich: If you have a question about whether they actually refused, by the way that should have been noted by the Pollworker, but if you have a question about that that's when you need to talk to the Pollworkers.

Ms. Donofrio: Why would they refuse?
Mr. Daley: You can't tell from the paperwork.

Mr. Weber: Probably all these are going to be acceptable, I'm just troubled that we're having to spend this kind of time on it and our Pollworkers..........the Pollworkers are witnessing the signatures that didn't occur. That's sort of troubling. I think our Pollworkers need to be told that when they sign there, that they're actually witnessing the signature not just filling in a blank with their signature.

Mr. Todd: Well, I think if you bring them in and question them in a meeting, that would be a pretty good shot across the ballot. This is the way you need to do it in the future.

Mr. Weber: You say for $110.00 bucks man, I'm outta here.

Mr. Jones: Who's Marilyn Mullins?

Mr. Petty: Marilyn Mullins is one of our part-time employees.

Mr. Jones: She did this at the Board or at the Job Center?

Mr. Petty: Either one or the other.

Ms. Donofrio: She's downstairs?

Mr. Petty: No. She is not here.

Mr. Jones: This was done on 10/27/10.

Mr. Todd: Do you have any of those people right now or are they all part-time?
Mr. Petty: Negative. The only one that would have been here has been released already.

Mr. Gorbach: This Directive says until we have .......... "it appears that the Board of Elections without fall applying a specific code section which provides that no provisional ballots may be counted in a particular county until the Board of Elections for that county determines the eligibility of all the provisional ballots cast in the county. This means that the Board's staff is responsible for processing provisional ballots and must completely process all provisional ballots and make a recommendation to the Board." What does that mean, process? Review what you're doing now. So we can't count any of them until we get answers on these.

Mr. Rich: Which is why in the future, part of the preparation should be you get affidavits from those Pollworkers so that comes to you at the same time that these things come in.

Mr. Todd: That would solve it.

Mr. Daley: We could address it in training, too, I suppose.

Ms. Donofrio: What if you can't get them to sign an affidavit?

Mr. Weber: I guess it is a very small percentage. We got four of these out of the hundreds of thousands of these anyhow.

Mr. Gorbach: So are we reading the language that we have the ability to decide as a Board that this was Pollworker error without any other confirmation from the booth worker and we can decide to count these votes. Or do we think we need information from the booth workers?
Mr. Todd: I think you can make that determination based off your Director and Deputy Director if you wanted to.

Mr. Gorbach: Which numbers are these on our sheet guys?

Mr. Petty: Number is 680.

Mr. Daley: You're not concerned about precedent here?

Mr. Todd: I am. But you know I think it's your discretion. I still agree that the safest way to go is to bring in the Pollworkers. I don't disagree though that you can pass it today and make that determination. That's up to you. I don't think you're setting a bad precedent but in the same vain I think the safest way to go is to have the Pollworker.

Mr. Rich: Your concern here right now is not holding it?

Mr. Daley: Not these three or four ballots, no.

Mr. Rich: In the future, make it standard statutory.

Mr. Daley: Large number in a tight race, yes.

Mr. Rich: You get the affidavits in advance or you summon the people here, so they're here when you need them.

Mr. Daley: I agree.

Ms. Donofrio: Like a giant checkmark when we train.

Mr. Todd: It doesn't make a bad precedent. It's just something that needs to be fixed so that you don't have the issue come up again.
Mr. Rich: Speaking as an educator I would say that if you can train...............(inaudible)

Ms. Donofrio: We don't have time to call the people in.

Mr. Gorbach: The four of us are comfortable that the voters filled these out.

Mr. Jones: Yes.

Mr. Daley: With respect with the three, I am. I'm not going to address the one..........

Mr. Gorbach: Oh yeah, I tried to trip you up there.

Mr. Weber: They wouldn't have gone to the trouble of filling them out if they're not intended to have a provisional ballot and ..........

Mr. Gorbach: These aren't people that fill out provisional ballots every year, and so you're told, "Oh, you can't do this we have to do something special. Here's a yellow envelope. Fill all of this out." Okay, okay and you know then they leave. So, I understand that the signature might be the most important part, but they may not even.......I would guess like you said, that they go to the trouble to fill all this stuff out.

Mr. Weber: I'm willing to move to approve those with the statement that it has no precedential affect on anything that we might address in the future. So I'm just saying, I don't want to get on the slippery slope of............

Mr. Jones: In the future, we will have Pollworkers do an affidavit.
Mr. Weber: Yes.

Mr. Daley: This is in accordance with the Directive.

Mr. Jones: That's what you guys got to do when you see these.

Mr. Petty: Yes. We should have had that done already.

Mr. Jones: Contact them. I mean, you wouldn't have known that.

Mr. Weber: As much as this stack was still warm, we know you didn't have time.

Ms. Donofrio: They have been working their tails off.

Mr. Weber: I know. I meant that sincerely.

Mr. Daley: Is that a motion?

Mr. Weber: Yes, that was a motion.

Mr. Gorbach: Second. For line 680.

Mr. Daley: It's been moved and seconded. Any discussion? Hearing none. All in favor?

Mr. Weber: Aye.

Mr. Gorbach: Aye.

Mr. Jones: Aye.
Mr. Daley: Chair abstains.

The Motion
It was moved by Mr. Weber to count provisional ballot line 680 of the 42nd District with no signature and in the future affidavits will be provided along with the Pollworker statement. Seconded by Mr. Gorbach. Mr. Weber voting aye. Mr. Gorbach voting aye. Mr. Jones voting aye. Mr. Daley abstains. Motion passes.

Mr. Daley: No signature lines 3949 thru 3951.

Mr. Weber: Same motion.

Mr. Gorbach: Second.

Mr. Daley: It's been moved and seconded. Any discussion? Hearing none. All in favor?

Mr. Weber: Aye.

Mr. Gorbach: Aye.

Mr. Jones: Aye.

Mr. Daley: Aye. Unanimous.

The Motion
It was moved by Mr. Weber to count the provisional ballots lines 3949 thru 3951 with no signatures and in the future affidavits will be provided along with the Pollworker statement. Seconded by Mr. Gorbach. Motion carried, all voting aye.
Mr. Gorbach: Even on the next one.........we’re on this one. So I make a motion to approve lines 4151 thru 4189 minus the lines 4170, 4171, 4173, 4186 and 4187.

Mr. Jones: Setting no precedential, right?

Mr. Gorbach: Right.

Mr. Weber: No precedential value, second.

Mr. Daley: It’s been moved and seconded. Any discussion? Hearing none. All in favor?

Mr. Gorbach: Aye.

Mr. Weber: Aye.

Mr. Jones: Aye.

Mr. Daley: Motion passes unanimously.

**The Motion**
It was moved by Mr. Gorbach to approve the provisional ballots lines 4151 thru 4189 minus lines 4170, 4171, 4173, 4186 and 4187 with no ID with setting a precedential value to those voters. Seconded by Mr. Weber. Motion carried, all voting aye.

**WRONG PRECINCT**

Mr. Daley: Okay, last item wrong precinct, lines 4190 thru 4234 in the 42nd District.

Mr. Petty: These voters were registered obviously in another precinct and decided for whatever reasons to vote in the precinct that they did vote in. No other explanation.

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Mr. Jones: Would the booth worker tell them?

Mr. Petty: We would hope so. Yes sir.

Mr. Jones: We have eight from 2-B. Four from 1-D. Four from 1-F.

Mr. Rich: The number is............

Mr. Jones: Just wait a minute. Wait a minute.

Mr. Rich: Sorry.

Mr. Jones: Three from 2-C. Seven from 2-K. Nine from 3-E.

Mr. Todd: You said nine, Wayne?

[Mr. Jones:

Yes-3-E. I can't believe people would just automatically say I'm in the wrong precinct. They've been told that they were in the wrong precinct. Told them that their vote's not going to count and then they vote anyway. I can't imagine that would happen.

Mr. Wysmierski: I mean, when we looked, it's clearly they voted in the wrong precinct. When we look them up, we do try to make them valid. But clearly they're in the wrong precinct. By Directive (inaudible) that their vote wouldn't count.

Mr. Jones: What's the booth worker saying on the back?

Mr. Petty: We didn't even look. Once it's wrong precinct, they're dead in the water. We don't even go farther.
Mr. Todd: Ron and I were just talking about it, Wayne. We're saying that if they were voted at the same location at the wrong precinct and you determine that it was booth worker error and it should be accepted. In other words, whenever you have a place that has multiple precincts........it makes sense to me by the way, you know, if you have four precincts in one location and you determine that it's booth worker error, to permit that to be voted in the wrong location. It should be counted.

Mr. Petty: The Directive speaks to that only if its social security number, last four written on the thing and we can prove it was booth worker error. I have to look at the Directive.

Mr. Todd: Oh yeah, that's what I'm saying. It has to be booth worker error.

Mr. Jones: If it's eight from 4-I and eight from 3-E. That tells me that eight people came there and said that..............

Mr. Petty: I imagine that is a mistake but I have no way of proving without the social security on there.

Mr. Rich: From the Secretary of State Directive, if the Board of Elections find multiple provisional ballots voted in the correct polling location but wrong precinct it should either in writing with written responses from the Pollworkers or at a public meeting at the Board question the Pollworker at the polling location to determine whether they followed the Board's instructions for ensuring the voters were directed to the correct precinct.

Mr. Todd: (Inaudible) it was essentially the same thing that Ron was saying.

Mr. Jones: What if it wasn't the same polling place?

Mr. Rich: It doesn't speak to that. The Directive does not.
Ms. Donofrio: We change any polling location in Cuyahoga Falls and not have signage?

Mr. Hagen: No. Everything had signage.

Ms. Donofrio: Just a lot from Cuyahoga Falls.

Mr. Jackson: Cuyahoga Falls was the Sutliff. We switched them........Sutliff was under re-construction or renovation so it was switched to another existing poll............


Mr. Jackson: But there was signage.

Mr. Todd: I mean the thing with provisional ballots, those people presumably hadn’t voted there before or whether they did not have no ID or they had this change of address. So this change of address they wouldn't know where to vote there anyway because they hadn’t been at that location before.

Mr. Rich: We know from our Observers there were instances in which the person was not informed that they needed to go to a different precinct.

Mr. Todd: It could be case by case.

Mr. Gorbach: In regards to what the Directive says insofar as wrong precinct in same polling location, can we see if that exists in any of these?

Mr. Petty: I've only checked the ones with social security numbers and the others I didn't believe fell into that category. But that's not up to me.
Ms. Donofrio: He said he has a whole bucket of them.

Mr. Gorbach: So how do I read this? What's written up here is where they voted and this is where they should have voted?

Mr. Petty: Correct.

Mr. Gorbach: So that Directive is saying that if they're in the same board and then they're right polling location?

Mr. Todd: Actually, the one that Bill read is just saying if they weren't directed by the Pollworker. I don't think it was gearing toward the location.

Mr. Gorbach: I mean, we have some people that are in Cuyahoga Falls 2-B but two voted in 2-D instead. Is that the same.......

Mr. Todd: It does say multiple precincts.

Mr. Gorbach: Is it the same polling?

Mr. Todd: Yeah, it does say same location.

Mr. Wysmierski: I do not know that at this time.

Mr. Jones: Well, it wouldn't be that hard to find out?

Mr. Wysmierski: No sir.

Mr. Jones: Get a precinct list.

Mr. Wysmierski: They're working on that as we speak.
Mr. Jones: You got a precinct list, Pam?

Ms. Dunaway: (Looking at the precinct list)

Mr. Jones: Let's just see it.

Mr. Gorbach: There was a couple from 2-B that voted in........by a couple I mean.......... 

Ms. Dunaway: 2-D, 4-A and 7-A.

Mr. Jones: 4-A and 7-A and 2-B and 2-D.

Mr. Gorbach: Did you guys both do these in accordance to the Directive that we just read with respect to multiple locations?

Mr. Petty: On that, no. We went through if they had social security number, last four, that's when we did it. We had something in here as soon as I find it. The other I did not.

Mr. Gorbach: Let's make sure we do that. We have to make sure we follow the Directive with regards to that.

Mr. Koehler: I'm thinking he said he did, if there were no last four of the social security number that's what the Directive says.

Mr. Gorbach: That applies to multiple precincts in a polling location to the social security number?

(The Board Members are looking at the Directive 2010-74)
Mr. Todd: Can I say one thing? At looking at this, I mean as straight out, it is right. Directive 2010-73 under the consent decree issued by the Federal Court said that these provisional ballots may not be rejected. However, it doesn’t say under there when the Board has the ability to make its own decision of when it’s not going to reject a provisional ballot. It’s just saying no matter what you do, these won’t be rejected. There are other circumstances where you may accept them even it doesn’t meet these criteria.

Mr. Rich: This is the part for which you would be in contempt of court.

Mr. Todd: It’s inclusive not exclusive. I don’t think that goes to the Directive as it relates to provisional ballots and counting them from the same polling location.

Mr. Gorbach: So what’s your recommendation?

Mr. Todd: I would go find out which ones are from the same polling location and determine whether it’s Pollworker error.

Ms. Donofrio: How many are there?

Mr. Jones: It shouldn’t take you that long.

Mr. Wysmierski: We’re more than willing to do that. But it’s going to take………

Mr. Petty: 400.

Mr. Gorbach: Closer to 500.

Mr. Daley: What’ve we done historically on these?

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Mr. Gorbach: I think regardless of the answer of that question we have to do it based on what's written here.

Ms. Donofrio: You just finished these today?

Mr. Daley: I would like to get the question answered.

Mr. Petty: We're still not fully finished until we get those others answered.

Mr. Daley: Historically, what have we done with them?

Mr. Petty: I don't know all, but for sure last May and August, we did not count them.

Mr. Daley: The last few years have we counted them?

Mr. Petty: My memory doesn't go back that far.

Mr. Daley: And this Directive was in place?

Mr. Petty: It's the newest.

Mr. Jones: 2010-74. So it was not.

Mr. Daley: It was not?

Mr. Todd: That's what I'm saying, you've got to look at the location first and work from there. It may or may not be.

Mr. Jones: In fact, if the location was the same they approved they're not.
Mr. Daley: It's an enigma to me why, if the polling location is the same, how you can end up taking a provisional ballot at one precinct when you can vote at the next desk?

Mr. Jones: No. You have to do a provisional.

Mr. Daley: But you're saying they were registered to vote in another precinct?

Mr. Jones: Right.

Mr. Daley: Another precinct in that same polling location?

Mr. Jones: Yes, but I mean...........

Mr. Daley: So why wouldn't you just go to the other desk?

Mr. Todd: When you cast a provisional ballot, they're not doing the checks and balances that they're doing from a standard vote. I mean, that's the problem.

Mr. Rich: Sometimes what happens is the Pollworker just says you have to vote provisionally. It doesn't say ...........

Mr. Daley: Without thinking it through you mean?

Mr. Rich: Right. And it's quicker and easier. Unfortunately, that's what happens sometimes.

Mr. Todd: The whole thing looks like it needs to be revamped after this election. But it's neither here nor there. I mean, you've got what you've got at this point.

Mr. Hagen: We've received hundreds of phone calls............
Mr. Daley: Step up please, Gary.

Mr. Hagen: That’s not always true about blaming the booth worker error. I was manning the phone center downstairs and answering telephone calls throughout the day off and on. I’d received at least a hundred phone calls from people who were at the polls looking to vote and they were directed to call here to find out where they’re supposed to vote because they weren’t on those........in the poll book or the registration book. So the vast majority of the booth workers, I’d have to say the number of phone calls we’d received and we can take a poll of all the people that were answering the phones downstairs, that they were getting these phone calls from individuals that went to a polling location and they say, “I’m not registered there and they told me to call you to find out where I’m supposed to vote.” And then we directed them to the correct spot. Now, that doesn’t say there may be one or two locations that had a problem but I would say the vast majority of the booth workers did the job as they were told to do it.

Mr. Todd: And I’m not saying that you’re wrong. What I’m saying is when the procedure needs to be looked at, there is no answer to that the checks and balances in the way it goes. I think it just needs to be looked at.

Ms. Donofrio: In the past, what we have done is we........myself, and it would have been Bryan, Ron, Pam and Gary, we would have looked..........gone through all of these provisionals beforehand. And the ones that we didn’t have answers to, we would have gotten the answers before we came here, Secretary of State, whatever. Lack of staff, this time it seems like we didn’t have enough days........because I haven’t been able to look at any of them until this morning. I was able to see the absentee last week, but that’s normally what we’ve done in the past as we have found all the problem areas and gotten the answers for you ahead of time. So in the future, you know you won’t have to go through this mess again.
Mr. Gorbach: Well, I think we have a Directive in front of us. So we know that we have to follow that. And it speaks to these two sets of the wrong precinct. So can we, as Wayne suggested, can we make a motion that our staff review the wrong precinct provisionals to ensure that they are applying the Directive completely, where any provisionals that fall within the Directive indicating that they must be counted our motion would include to count those and any others. We can do it, I guess, in two separate because some might be in the 42nd, that they simply would not be counted? Is that.........I mean, to ensure because they said to us right today that they didn't necessarily go through them all of them with that multiple precinct language as the Directive states.

Mr. Rich: May I point out that this is expressly stated as an example. The other concern that I have is there where you have a high number of out of precincts provisional ballots coming from the same precinct, that does suggest that there was a problem in the way those were being administered. And you would also look for those.

Mr. Gorbach: With regards to booth worker error language...........

Mr. Rich: I mean, I don't want wish to be misunderstood. As far as I can tell the vast majority of booth workers were doing this correctly. I agree with Gary about that. But you do have very strong evidence that there were some booth workers who were not doing it correctly because you see high numbers coming (inaudible). And I would ask that you'd be looking at that, too.

Mr. Gorbach: I guess, we can also refrain from a motion regarding these and let them go through them. We were going to have to come back anyways tomorrow, correct? I know what you're thinking. I know you guys want to start rolling on these today because we need to have the official. I could come back later today. I don't know what everyone else's schedule is......... maybe you can go through these and identify all this stuff in twenty minutes. I don't
know. They'll go through them pretty quick. I mean some of them are.....

Mr. Petty: Minimum about an hour.

Mr. Gorbach: Akron 3 and Cuyahoga Falls.

Mr. Daley: That's 42 but you've got a good deal more outside of 42\textsuperscript{nd}.

Ms. Donofrio: So you think an hour for all of them?

Mr. Petty: Minimum, but I'd say two hours.

Mr. Gorbach: There could be some regardless of the booth worker, they're out of the equation that the multiple precinct language comes into place.

Mr. Jones: (Inaudible.....but eight or nine places)

Mr. Gorbach: That's what I'm saying if we need to come back and address those as possible booth worker error that we would count. If they're coming from the same person.

Mr. Weber: If a voter shows up to vote and he's not on the roster there at the table, is it up to the Pollworker to look up the person's name find out what precinct they're in and tell them where to go to vote? I mean, across town or.......

Mr. Jones: No. They're responsible to tell them that they're in the wrong precinct.

Mr. Weber: Okay. Don't we have in all of these polling places, the rosters or registers where the voter can go in and look up their name and it tells them............

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Mr. Koehler: Just where there are three or more precincts in a location.

Mr. Weber: Okay. So to cover the situation where there are multiple precincts in one location, there is something there where the voter can go look and see where they're supposed to go vote in that gymnasium or in that church fellowship hall or wherever it is.

Mr. Gorbach: What if you walk in as a voter and you're the Pollworker and I say, "I'm here to vote" and they say, "You're not in the book but here you can vote provisionally. You might want to check somewhere else. Hey, you're in the wrong precinct but you can vote provisionally?"

Mr. Weber: I think some responsibility has to be put on the voters.

Mr. Jones: If you're a booth worker telling you can vote that's pretty much........

Mr. Weber: Well, they can say, "Wait, I don't want to vote provisionally: I know I'm supposed to vote somewhere. And look around. Why do we have these registers or rosters or whatever at these polling places if they aren't for the public?

Ms. Donofrio: Because they don't want to look at them.

Mr. Weber: What?

Ms. Donofrio: They don't want to look at them.

Mr. Weber: Well, but that's not our fault. That's not Pollworker error. I mean, I think that the citizens have to take some responsibility in exercising their right.
Ms. Donofrio: But if they move, their name wouldn't be on it.

Mr. Weber: And that could be the situation, but that's ...........I don't know, that's the situation that we're talking about here. We're assuming that because people showed up and there's more than one precinct in this location and they voted at the wrong precinct, that it was the Pollworker's problem. And I don't know that it was ..............

Mr. Rich: The Pollworker is supposed to tell them that they're not registered to vote in this precinct and if they are registered in another precinct they need to go there.

Mr. Daley: Mr. Rich, excuse me, what is your role here?

Mr. Weber: You're here as an Observer. You should probably sit down with all due respect. I mean, I appreciate ..............

Mr. Rich: I am entitled to see ..............

Mr. Weber: You are entitled to see, but you talk more than just about anybody else here today, with all due respect. And you're a good guy. I like you. But I think for right now, I'd appreciate you sitting down. If you want to pop up every once in awhile and look at something that'll be fine.

Mr. Wysmierski: The voter also can go on-line and look...........when I was on the calls-they also confirmed that when I did talk to them they verified their address or new address online and where their precinct would be. So, there is also another option for them just as an FYI. I mean, we did have quite a number of change of addresses, but that doesn't again excuse the Pollworker. I don't think the Pollworker is busy as they were and probably understands where everybody is supposed to be voting at.
Mr. Todd: Ray, my reading of the Directive isn't saying that it's automatically presumed that it's Pollworker error. That this should separate out and determine whether it was Pollworker error. In my guess, if there's systemic error, it's going to be pretty obvious pretty quick.

Mr. Weber: I don't mean to sound so short. I apologize to you, Mr. Rich. I know that you're well intentioned. But we've got to bring this thing to a head. We've thrown out precedent... we've gotten so many Directives here from the Secretary of State's office in a short period of time, that I've been on the Board that sometimes I think these Directives are inconsistent with what the rules say. But you know, in here we're so quick to say everything is Pollworker error and I don't buy that. Let's try to find a way to resolve it or maybe to defer this, to meet again later today or tomorrow, something like that, and put it to bed.

Mr. Daley: I can't make this afternoon. Tomorrow morning is a possibility. This afternoon I can't do it. I'd agree with you. I don't think we ought to be attributing all of this to Pollworker error.

Mr. Jones: The assumption is if somebody is voting in the wrong precinct the booth worker told them that they were in the wrong precinct and they said I want to do it anyway. I don't think that happens five or six times in a precinct.

Mr. Weber: I don't know.

Mr. Daley: I don't know either.

Mr. Weber: That's the problem we've got. We don't know what happened or what happens. But I do know that I have the right to go vote and I protect that right and I'll do everything to exercise that right. And if I know that there's a roster there.........I mean I know the first time when I moved and went and saw four tables set up and said, "Jeez, I wonder where I'm supposed to go." And I go over...
and I look through and find Ray Weber and it tells me. So I go do it. It wasn't that difficult.

Mr. Jones: You're a little bit more sophisticated then.

Mr. Weber: I'm not as sophisticated as you, Wayne, but I'm working on it. And I may be and I'm trying to make light of this spoogle. Good grief, I don't believe it's all Pollworker error and I think we have to put some responsibility on the voter. Can we agree to defer this to...........let the fellas here Wysmierski, Petty go about it?

Mr. Jones: What are they going to do though when they come to a precinct that has four or five from the same precinct?

Ms. Donofrio: They're going to bring it back to you.

Mr. Gorbach: I go back to what I said before. I think we need to separate these because you acknowledge that you didn't necessarily look at these with the multiple precincts, wrong precincts in the same polling location. So we need to do that. There may not be that many in here, but we need to make sure that we go through and follow this Directive as it's written. So that's number one. Number two, if there is a pattern with respect to a particular polling location or precinct. I think that raises an eyebrow that we need to look at that if it's the same thing happening as earlier in this meeting, then maybe the Pollworker was being consistently incorrect in their duties. That may not be here. I don't know. But we need to see if it is.

Mr. Jones: How are we going to deal with it though?

Mr. Gorbach: We need to deal with it as soon as possible because right now they're all downstairs waiting for the go-ahead to open these ballots and they're not going to be able to open any of them until we make a decision on these. I know you said you weren't available, Brian, later today. I
mean, if we can get three people here. If that's okay with you to not be at the meeting and get in here and vote on these so they can start counting. Maybe we can have some......ensure that we have some perimeters......

Mr. Daley: I'd prefer to have four members present for this issue.

Mr. Gorbach: That's fine. But if we wait until tomorrow, they'll lose today.

Mr. Koehler: Perhaps the Board could authorize us to open and scan these ballots, but not count them. So we can get started on the others.

Mr. Gorbach: Perhaps we can. Let me look at the............where's that one Directive I've read earlier that spoke to that. Because it may have said.............

Ms. Donofrio: It's in that one........

Mr. Gorbach: But it may have said can't count them. Maybe it didn't say they can't start processing.

Mr. Todd: The way you read it, it sounds like you process them but not count them.

Mr. Gorbach: I know, that's what we wanted to say.

Mr. Todd: (Inaudible)............but you read it.

Mr. Gorbach: I know I did. Is it in here?

Ms. Donofrio: That's the Directive that I got from Dave.

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Mr. Gorbach: Is that the one that it was in? It's a pretty lengthy one.

Ms. Donofrio: What does it say on the front?

Mr. Gorbach: This says, "Validity of provisional ballots." Okay, maybe you're right. "No provisional ballots may be counted in a particular county until that Board of Elections for that county determines the eligibility of ALL provisionals." So we probably could do what Ron suggested. Make a motion to open and scan all the provisionals that we've addressed except these. And then you guys tell us when you need our keisters back here to vote on these. Are you guys available in the morning?

(Directive 2010-74)

Mr. Weber: I can be. I have to change a meeting.

Mr. Daley: Yes.

Mr. Weber: But I've got to be out of here tomorrow........I have a doctor's appointment for high blood pressure. No. I've got a doctor's appointment at 11:00 so I have to be out of here by 10:30 to get to my appointment.

Mr. Daley: I can make tomorrow morning.

Mr. Weber: Do you want to start a little early. You want start at 8:30?

Mr. Gorbach: Wayne's got something he needs to move around, too.

Mr. Weber: Okay.

Mr. Gorbach: Is that something that you can change?

Mr. Jones: Probably.
Mr. Gorbach: I would think our meeting just on these should be .......... after all, this discussion should be relatively quick.

Mr. Daley: I wouldn't bet on that. The law says, "They vote in the wrong precinct it doesn't count." Does that ..........?

Mr. Wysmierski: That's what we've done in the past.

Mr. Daley: Now you're saying now that there's a Directive that says subject to interpretation......

Mr. Weber: So have you done that in the past, Dave?

Mr. Petty: That's what we've done in the last couple of elections.

Mr. Daley: Could amend some of that?

Mr. Gorbach: Correct.

Mr. Daley: Subject to interpretation?

Mr. Gorbach: Subject to the court law.

Mr. Jones: That's Federal Court rule.

Mr. Gorbach: Let's just make sure we may come back and not count any of them. I would want to be comfortable that we're following them.

Mr. Weber: Wayne, could you come back tomorrow?
Mr. Jones: Nine.

Mr. Weber: At nine? Okay. Let's do that.

Mr. Daley: At nine o'clock.

Mr. Weber: How much longer are we going to go there this morning?

Mr. Gorbach: Scratching the surface, I think.

Mr. Daley: I thought that this was going to be a one hour meeting. So judging by that, we'll be here until 2:30.

Mr. Weber: I called Brian last night and said, "How long is the meeting going to be?" And he said, "Aw, it'll be a short meeting."

Ms. Donofrio: We're almost done.

Mr. Gorbach: What number are we on, number six?

Mr. Todd: You're about to go to six.

Mr. Jones: What did we ask them to do it though?

Mr. Gorbach: They're going to start opening and scanning every ballot except for this. They're not going to tabulate anything.

Ms. Donofrio: There's more than that.
Mr. Gorbach: Well, except for this thing. Then they're going through those to ensure with the court case regarding multiple precincts that these...........there's none of these that follow in line that we should count them based on that Directive.

Mr. Jones: Right.

Mr. Daley: Are you comfortable with that.......is that doable?

Mr. Petty: That's doable.

Mr. Jones: That's very doable.

Mr. Daley: I just don't want any foul-ups.

Mr. Gorbach: And if you come across where it's the same problem at the same precinct to bring those to our attention and we'll decide if any separate action should be taken on those.

Mr. Petty: We'll show the data ...............yes.

Mr. Jones: Should you contact the booth workers?

Ms. Donofrio: That'll take forever then.

Mr. Jones: No, it won't. It's only eight or nine precincts.

Mr. Daley: That's just 42\textsuperscript{nd} though right?

Mr. Gorbach: If there's a persistent error, do we need a motion? I don't think we need a motion for you guys to go back and look at these.

Mr. Daley: Well, we do if we're going to open them.

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Mr. Koehler: Open and scan, you do.

Mr. Gorbach: Alright. I'll move to allow ............

Ms. Donofrio: So did you make a motion?

Mr. Gorbach: I'm going to make another one. I'm going to make motions ............I'm not going to stop. I make a motion to allow the Board staff to open and scan all the ballots discussed today except for those considered in the category of wrong precinct lines 4190 through 4577 for them to then further review those ballots as we discussed. And we'll address those at our meeting tomorrow at 9:00 A.M.

Ms. Donofrio: And not tabulate.

Mr. Gorbach: And not tabulate any results from those ballots.

Mr. Daley: We'll have to deal with two motions on that because of the 42nd.

Mr. Gorbach: Well, I could just not include........my motion is amended to not include any lines 4190 through 4577.

Mr. Daley: Okay. 4234?

Mr. Gorbach: Yes. That was inclusive for the whole..........all of that. Those aren't even in the motion.

Mr. Daley: 4190 through 4234 are not in the motion?

Mr. Gorbach: 4190 through 4577 are not in the motion. The motion is to just open and scan those ballots...............
Mr. Daley: Okay. So we’re not going to open the wrong precincts?

Mr. Weber: Also, authorizing them to open and scan all other provisionals, right?

Ms. Donofrio: Right.

Mr. Gorbach: Right.

Mr. Daley: That would include the wrong precincts?

Mr. Weber: No. All other non.......all other provisionals that are not an issue.

Ms. Donofrio: Those and the ones in there.

Mr. Jones: Except what he said.

Mr. Gorbach: Everything except 4190 through 4577. You don’t want to vote on even in this motion? That’s what you’re saying?

Mr. Daley: Right. Anything that has to do with 42, I don’t want to touch.

Mr. Gorbach: Okay. So my motion is amended to not include lines 4190 through 4234. You’ll abstain on this vote?

Mr. Daley: Yes.

Mr. Weber: Second.

Mr. Daley: It’s been moved and seconded. Any discussion? Hearing none. All in favor?

Mr. Gorbach: Aye.
Mr. Weber: Aye.

Mr. Jones: Aye.

Mr. Daley: Chair abstains.

The Motion
It was moved by Mr. Gorbach to allow the Board staff to open and scan all the ballots discussed today except for those considered in the category of wrong precinct lines 4190 through 4234 which are in the 42nd District and do not tabulate. Seconded by Mr. Weber. Mr. Gorbach voting aye. Mr. Jones voting aye. Mr. Weber voting aye. Mr. Daley abstains. Motion passes.

Mr. Gorbach: Same motion to not include lines 4235 through 4577.

Mr. Weber: Second.

Mr. Daley: It’s been moved and seconded. Any discussion? Hearing none. All in favor?

Mr. Gorbach: Aye.

Mr. Weber: Aye.

Mr. Jones: Aye.

Mr. Daley: Aye.

The Motion
It was moved by Mr. Gorbach to open and scan all of the other provisional ballots that were discussed today except for those that are in the wrong precinct lines 4235 through 4577 and do not tabulate. Seconded by Mr. Weber. Motion carried, all voting aye.
AGENDA
November 20th, 2008
Thursday 9:00, AM

CALL TO ORDER:

1) APPROVAL OF PROVISIONAL BALLOTS.

2) APPROVAL OF ADDITIONAL REMAKES.

3) PERSONNEL.

4) OTHER BUSINESS THAT MIGHT RIGHTFULLY COME BEFORE THE BOARD.

5) ADJOURN.

FYI:

A) DIRECTIVE 2008-113- POST-ELECTION AUDITS FOR THE NOVEMBER 4, 2008 GENERAL ELECTION.

B) DIRECTIVE 2008-114-BOARD MEMBERS-DUTY TO ATTEND EMERGENCY MEETINGS.

C) DIRECTIVE 2008-116-REASONABLE ACCOMODATION FOR DISABLED ABSENTEE VOTERS WHO ARE HOMEBOUND.

THE NEXT SCHEDULED MEETING IS TUESDAY NOVEMBER 25, 2008 AT 9:00AM
The Motion
It was moved by Mr. Jones to reject the X-Cancelled voters beginning with #4268 through #4641. Seconded by Mr. Daley. Motion carried, all voting aye.

Voted Absentee- Poll Provisionals #4642, Robert W. Bill through #4654, Brenda J. Wortman.

VOTED ABSENTEE

Mr. Morrison: The next group is #4642 through #4654. These are poll provisionals where the person also had voted absentee. I assume their absentee ballot has been counted?

Mr. Hagen: Yes. We have the absentee ballot.

Mr. Morrison: Is there a motion to disallow the poll provisional for #4642 through #4654?

Mr. Gorbach: Mr. Chair, I think I recall us holding one of those ballots from the last meeting because we were told that they may have also voted provisionally. Is that Ruby Lee Walker? I can't recall.

Ms. Hagen: It was the Flynn's. It was the husband and wife. They voted provisional first and then they sent in their absentee ballot.

(Ms. Hagen is referring to Elivera Flynn and James Flynn who voted provisional and an absentee ballot)

Mr. Jones: Which ones did we count?

Ms. Hagen: We haven't counted either of them yet.

Mr. Williams: But the Flynn's are not on this list.
Mr. Gorbach: Okay.

Mr. Morrison: Do I have a motion?

Mr. Daley: So moved.

Mr. Gorbach: Second. So these are being counted not as provisionals because we counted them as absentees?

Mr. Hagen: Right.

The Motion
It was moved by Mr. Daley to disallow the poll provisionals beginning with #4642 through #4654 because they had voted absentee. Seconded by Mr. Gorbach. Motion carried, all voting aye.

No Signature-Poll Provisionals beginning with #4655, Dominic A. Cardarelli through #4661, Valerie S. Thayer.

NO SIGNATURE.

Mr. Morrison: The next group is #4655 through #4661 those are poll provisionals for which there were no signatures.

Mr. Jones: I'd like to see those.

Mr. Hagen: I did a little research and I found out in some case, I believe there's four here, the people actually sign in the registration book in the back when we copied their signature and some of those cases, we do have the signatures...

Mr. Morrison: So these signed the poll book?
Mr. Hagen: The registration book, the signature roster as a provisional voter.

Mr. Gorbach: They all printed their names on these provisionals but they didn't sign?

Mr. Hagen: Correct.

Mr. Morrison: Let's deal with the four that signed the poll registration book. Why would they sign the poll book?

Mr. Hagen: It's the registration signature book. It's the instructions that the booth workers have them fill- there's a spot for the signature next to where they fill in their name....

Mr. Morrison: I'm a little confused.

Mr. Gorbach: If they weren't in the poll book before they arrived, they have to fill that out, correct?

Mr. Hagen: Yes.

Mr. Morrison: These were added. I'd entertain a motion to approve those four because they did sign and why they weren't asked to sign the identification document, I don't know but they signed the poll worker sheet.

Mr. Daley: So moved.

Mr. Jones: Second.

Mr. Morrison: Cardarelli, Gidley, Iannetta, and Smith, 4655, 4656, 4657 and 4659. Did we vote on that? Did you move?
Mr. Daley: I moved.

Mr. Jones: I seconded it.

**The Motion**

It was moved by Mr. Daley to approve the four poll provisionals with no signatures because they did sign the Pollworker sheet #4655, Dominic A. Cardarelli, #4656, Stephanie Ann Gidley, #4657, Thomas A. Iannetta and #4659, Stanford Vaughn Smith. Seconded by Mr. Jones. Motion carried, all voting aye.

Mr. Morrison: With regard to #4658, 4660 and 4661 they did not sign?

Mr. Hagen: No.

Mr. Gorbach: Poll workers signed each of these envelopes, correct?

Mr. Hagen: (unclear)

Mr. Gorbach: The voter printed their name on the front. Does the Pollworker...

Mr. Jones: The signature witnessing the official. She witnessed the signature.

Mr. Petty: She signed it, she witnessed it.

Mr. Gorbach: Mr. Chair, I'm going to move to approve these three signatures. We don't want to disenfranchise a voter because of a Pollworker error.

Mr. Jones: Second.
The Motion
It was moved by Mr. Gorbach to approve the three provisional ballots, #4658- Joleen Schirg, #4660 Traci L. Szalay and #4661 Valerie S. Thayer with no signatures due to a Pollworker error. Seconded by Mr. Jones. Motion carried, all voting aye.

Pending Review-Poll Provisionals beginning with #4662, Christine Abramiuk through #4783, Kimberly L. Ziegler.

PENDING REVIEW.

Mr. Morrison: The next group is pending review and it's my understanding that these are individuals that either are registered out of county or voted here?

Mr. Hagen: Yes.

Mr. Morrison: And we're currently still receiving information from the outlying counties and if those individuals are registered in another county and voted here their vote would count.

Mr. Hagen: Yes. If that's the case, right.

Mr. Morrison: Unless they also voted in the other county.

Mr. Hagen: That's one of the questions we've asked the other county when we sent the information to them.

Mr. Morrison: So with respect to voters #4662 through #4783, which are poll provisionals pending review, we do not have information from the outlying counties yet to address those particular individuals, correct?

Mr. Hagen: Correct.
Mr. Jones: So moved.

Mr. Daley: Second.

**The Motion**
It was moved by Mr. Jones to reject the poll provisionals that are not registered voters beginning with number 2290 through 2395. Seconded by Mr. Daley. Motion carried, all voting aye.

Wrong Precinct Board Walk-In Provisionals beginning with voter number 2396, Jeffery L. Gardner through voter number 2401, Lou Anne Ware.

WRONG PRECINCT BOARD WALK-IN.

Mr. Morrison: The next is 2396 through 2401 these are board walk-in provisionals that voted in the wrong precinct. I'd entertain a motion that we reject those.

Mr. Jones: How did they vote in the wrong precinct at the Board?

Mr. Petty: This is Board error.

Mr. Hagen: Evidently they were given the wrong ballot.

Mr. Morrison: They came in and we gave them the wrong ballot?

Mr. Hagen: Correct.

Mr. Williams: We either pre-screen them wrong or gave them the wrong ballot. Either way it was staff error at the counter. You can see where they lived-voted in 2-F instead of 10-K. Where they voted 10-K instead of 2-F. One person got a green ballot instead of getting Akron 9-A. We either printed the wrong ballot or pre-screen them wrong and gave them the wrong ballot based on the screening. I can tell the Board that in the past we've remade these.
Mr. Daley: I was going to ask would it be appropriate to remake these......

Ms. Donofrio: Would they count?

Mr. Jones: Federal and State.

Mr. Daley: I'm talking about if in the appropriate precinct?

Mr. Williams: If you remade them in all of these other than a local issue they're going to be 100% the same issue, the same countywide candidates, federal and state, everything is going to be the same, possibility down in Green of a Congressman being different or a local issue but the vast majority.....

Mr. Daley: It does seem a shame to disenfranchise the voter because of our mistake.

Mr. Jones: I move that we remake the ballots to reflect the voter intent. Take out the local issues.

Mr. Daley: I second that but I want to be sure we're within the law. Is that appropriate?

Mr. Manley: I think the Board does have the authority to do that given this situation.

Mr. Morrison: It's been moved and seconded.

**The Motion**
It was moved by Mr. Jones to remake the Board Walk-In Provisionals with the Wrong Precinct beginning with number 2396 through 2401 due to staff error. Seconded by Mr. Daley. Motion carried, all voting aye.
March 16, 2012

The Trumbull County Board of Elections met in special session at 3:00 p.m. on this date, March 16, 2012, for the purpose of reviewing absentee and provisional ballots from the March 6, 2012 Primary Election.

The pledge of allegiance was given and the meeting was called to order by Chairman Pro-tem Ralph Infante.

Present for roll call were Kathi Creed, Ralph Infante, and Ronald Knight. Also present were Director Kelly S. Pallante, Deputy Director Jodi Fiorenzo Dibble, and Brian Daley, Region #3 Liaison for the Ohio Secretary of State. Absent from the meeting was Chairman Mark Alberini.

Deputy Director Dibble presented the Board with four absentee ballots. One had no ID, two were not returned in their secrecy envelopes, and one had no signature. The voters involved were given the opportunity to come into the office and correct their oversights but, at this point in time, have chosen not to do so. The voters have until 4:30 p.m. today to come in and make corrections. Ronald Knight made a motion to reject the four absentee ballots for lack of required information and/or not being in the secrecy envelope. Seconded by Kathi Creed.

Roll call vote: all voted yes.

Motion carried.

Mrs. Dibble then began presenting provisional ballots to the Board for their review.

The first ballot had no name printed on the affirmative statement. Mr. Knight made a motion to reject the ballot due to an incomplete statement. Seconded by Kathi Creed.

Roll call vote: all voted yes.

Motion carried.

The next ballot had no ID on the affirmative statement. Mr. Knight made a motion to reject the ballot for lack of ID. Seconded by Ralph Infante.

Roll call vote: all voted yes.

Motion carried.

The next situation presented by the Deputy Director was an envelope which contained one Green Party ballot and one Issues-Only ballot. The poll workers were contacted and it was determined to be poll worker error; the poll worker thought she had given the voter a Democrat ballot as that is what the voter requested. Mr. Knight made a motion to reject both ballots because the voter voted twice. Seconded by Kathi Creed.

Roll call vote: all voted yes.

Motion carried.

There were sixteen ballots which were the wrong precinct. Of the sixteen, there were three ballots that were allowed to be counted according to an NEOCH ruling. Mr. Daley asked what
RECORD OF PROCEEDINGS

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NEOCH was asked for the directive. Mrs. Pallante and Mrs. Dibble explained this ruling to Mr. Daley and the Board for a clearer understanding of the situation. The voters gave only the last four digits of their Social Security numbers as ID and the ballots were cast in locations where multiple precincts were located. These ballots were not cast at the correct precinct due to poll worker error, which was confirmed by the Director. Mr. Knight made a motion to reject the remaining thirteen ballots due to being cast in the wrong precinct. Seconded by Kathi Creed. Roll call vote: all voted yes.
Motion carried.

Mrs. Dibble presented fourteen ballots which belonged to voters who were not registered anywhere in the state of Ohio. Each was researched carefully by contacting other counties and using the Ohio Voter Query System. The Deputy Director informed the Board that these voters will be registered before the next election using the information provided on the provisional envelope and/or registration card submitted with the envelope. A motion to reject the fourteen ballots belonging to unregistered voters was made by Ronald Knight. Seconded by Kathi Creed. Roll call vote: all voted yes.
Motion carried.

The last to be ruled upon was a wrong ballot given in a precinct with a school district split. Mrs. Dibble reminded the Board that provisional ballots cannot be remade. Ronald Knight made a motion to reject the wrong ballot. Seconded by Kathi Creed. Roll call vote: all voted yes.
Motion carried.

The total number of rejected ballots was 31.

The next meeting of the Trumbull County Board of Elections will be held at 3:00 p.m. on Tuesday, March 27. This special meeting is needed to certify the official results of the March 6, 2012 Primary Election and to establish procedures for a post-election audit.

A motion to adjourn was made by Ronald Knight. Seconded by Kathi Creed. Roll call vote: all voted yes.
Motion carried.

Ralph Infante, Chairman Pro-tem
Kelly S. Pallante, Director

Please note: Chairman Pro-tem, Ralph Infante will be signing this at the next Board meeting 3/13/12.
K. Pallante
EXHIBIT KK
November 12, 2010

The Trumbull County Board of Elections met in special session at 2:00 p.m. on this date, November 12, 2010, for the purpose of the following:

Review absentee and provisional ballots for the General Election
Review absentee and provisional ballots for the Newton Falls Recall Election
Accept the In Person Poll Worker ADA Training Grant
Transfer funds

The pledge of allegiance was given and the meeting was called to order by Chairman Christ Michelakis.

Present for roll call were Kathi Creed, Ralph Infante, and Christ Michelakis. Also present were: Kelly S. Pallante, Director; Jodi Fiorenzo Dibble, Deputy Director; Ron Salak of the Tribune Chronicle; and Ed Runyan of the Vindicator. Absent from the meeting was Craig Bonar.

Deputy Director Jodi Fiorenzo Dibble began the review of ballots with a provisional ballot from the Newton Falls Recall Election. The voter was not registered. Christ Michelakis made a motion to reject the ballot due to the fact that the voter was not registered. Seconded by Ralph Infante
Roll call vote: all voted yes.
Motion carried.
There were no absentee ballots to rule on from the Recall Election.

Next to be reviewed were absentee ballots from the General Election of voters who had an opportunity to correct their errors and have not done so at this time. The first group of absentee ballots consisted of two with incorrect driver license numbers. A motion to reject the two ballots due to the fact the driver license numbers were incorrect was made by Ralph Infante. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

There was one ballot with no address. Mr. Infante made a motion to reject the ballot due to lack of an address. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

A group of eight ballots had no ID’s. A motion to reject these eight ballots due to lack of proper identification was made by Christ Michelakis. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.
Mrs. Dibble presented 27 ballots which were not sealed. This is addressed specifically by the Secretary of State and envelopes are printed with a statement warning voters that if their envelope is not sealed, their vote will not count. Although not in agreement with the rule, Mr. Michelakis made a motion to reject the 27 ballots inside identification envelopes which were not sealed. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

There were four ballots in which the voter's signature did not match that on our records. A motion to reject the four ballots due to the fact that the voter's signature miscompares with that on file was made by Ralph Infante. Seconded by Christ Michelakis.
Roll call vote: all voted yes.
Motion carried.

The last group of absentee ballots had no signatures. A motion to reject these 19 ballots for lack of signatures was made by Christ Michelakis. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

A total of 61 absentee ballots were rejected by the Board. Should any of the voters whose ballots were rejected come to the office before 4:30 today and make the necessary correction, their ballot will be removed from those rejected and counted.

Mrs. Dibble then moved on to the provisional ballots from the General Election. The first group consisted of two where it was discovered that the voter voted twice. Mr. Michelakis made a motion to reject these two ballots and asked that the Director and Deputy Director contact the voters for insight into how it occurred. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

The Board has the option to refer the matter to the Trumbull County Prosecutor's office if contact with the voters warrants such action.

Two voters voted in their former Trumbull County precinct in spite of the fact that their new address listed is in Mahoning County. A motion to reject these two ballots due to the fact that the voters do not live in Trumbull County was made by Christ Michelakis. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

The next group presented by the Deputy Director consisted of nine ballots with incomplete statements on their provisional envelopes. A motion to reject these nine ballots due to incomplete statements was made by Ralph Infante. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.
Twelve ballots had no ID's. A motion to reject the twelve ballots was made by Christ Michelakis. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

A group of 44 ballots belonged to voters who were not registered anywhere in the state of Ohio. Deputy Director Dibble assured the Board that each was fully researched. A motion to reject the 44 ballots of voters who are not registered was made by Christ Michelakis. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.
The Board was assured that these voters will now be registered and eligible to vote in future elections.

There were 77 belonging to voters who were given the wrong precinct's ballot. The Secretary of State specifically does not allow the remaking of provisional ballots. A motion to reject these 77 ballots was made by Ralph Infante. Seconded by Christ Michelakis.
Roll call vote: all voted yes.
Motion carried.

The last group consisted of 36 ballots from multiple-precinct voting locations where voters voted in the wrong precinct. This was poll worker error but these ballots can be counted. A motion to accept these 36 wrong-precinct ballots and count them was made by Kathi Creed. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Of the 182 provisional ballots presented, 146 were rejected and 36 were accepted.

Director Pallante informed the Board that we were again approved to receive a $2,000 grant for in person poll worker ADA training. Ralph Infante made a motion to accept the grant. Seconded by Kathi Creed.
Roll call vote: all voted yes.
Motion carried.

Mrs. Pallante told the Board that three transfers need made to cover year-end expenses. The first is a $4,410 transfer from Supplies/Postage to Contracted Services/Mailing Services to cover the cost of shipping our free voting units. $2,115 needs to be transferred from Contracted Services/Temporary Services to Leases and Rentals to complete rental payments to polling locations. Lastly, $394.12 is needed in Contracted Services/Advertising and Printing to complete payment of fees charged for legal ads; this will come from Contracted Services/Temporary Services. A motion to approve the transfers was made by Christ Michelakis. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Movement carried.

The next meeting of the Board of Elections will be held at 3:00 p.m. on Tuesday, November 23, 2010. This will be a special meeting to certify both the November 2, 2010, General Election and the November 4, 2010, Newton Falls Recall Election.

A motion to adjourn was made by Christ Michalakis. Seconded by Ralph Infante. Roll call vote: all voted yes. Motion carried.

Christ Michalakis, Chairman

Kelly S. Pallante, Director

Kelly S. Pallante, Director
November 18, 2008

The Trumbull County Board of Elections met in special session at 9:00 a.m. on this date, November 18, 2008, to rule on absentee and provisional ballots cast in the November 4, 2008, General Election.

The pledge of allegiance was given and the meeting was called to order by Chairman Christ Michelakis.

Present for roll call were Ralph Infante, Ronald Knight, and Christ Michelakis. Also present were: Kelly S. Pallante, Director; Jodi Fiorenzo Dibble, Deputy Director, and Hattie Hawkins of the League of Women Voters. Absent was Board Member Craig Bonar who was out of town.

Mrs. Dibble had a group of absentee ballots to present to the Board for a ruling. First, the Deputy Director presented one absentee ballot in which the voter voted the wrong precinct's ballot. Mr. Infante made a motion to remake the ballot with that of the correct precinct. Seconded by Ronald Knight.
Roll call vote: all voted yes.
Motion carried.

Mrs. Dibble then explained that voters were given ten days to come in and provide missing information such as in the next few groups. These voters did not come in.

A motion to reject a ballot with no voter address was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Mr. Knight then made a motion to reject two ballots which had printed, not cursive, signatures. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

The Deputy Director had an envelope which was signed by a husband for his wife. A motion to reject the ballot because the signature miscompared was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Eleven ballot envelopes had no signatures. A motion to reject these ballots for lack of signatures was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.
Fifteen ballots had no identification. A motion to reject these fifteen ballots due to lack of identification was made by Ralph Infante. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

The last group of absentee ballots presented by Mrs. Dibble had the incorrect driver’s license number given as identification. These voters used the number above their picture, rather than the actual number shown on the left-hand side of their license. Mr. Knight made a motion to reject the six ballots for lack of proper identification. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Deputy Director Dibble next presented provisional ballots for the Board to examine.

There were 122 provisional envelopes with no identification. Mr. Knight made a motion to reject the 122 ballots for lack of identification. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Three hundred fifty-one provisional ballots were voted in the wrong precinct. This is a fatal error. Mr. Knight made a motion to reject the 351 ballots which were the wrong precinct for the voters. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Hattie Hawkins asked if having greeters in the larger polling locations helped. Both the Director and Deputy Director felt they had and Mrs. Pallante added that funds for them have been added into the 2009 budget.

There were 271 provisional voters who proved to be not registered. A motion to reject these 271 ballots due to the fact that the voters were not registered was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Mrs. Pallante told the Board that these voters will now be registered by the staff and will receive an acknowledgement card in the mail telling them their proper precinct.

Mr. Knight made a motion to reject three ballots with incomplete statements. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Two envelopes had no signatures. Mr. Infante made a motion to reject the two ballots for lack of signatures. Seconded by Ronald Knight.
Roll call vote: all voted yes. Motion carried.

There were two cases of voters double voting. The first was documented by two sets of poll workers. The voter voted a provisional ballot in her new precinct, WAR 4D, then went back to her old precinct, WAR 7E, and voted on the machines.

The second involved an elderly lady with Alzheimer's disease, who voted a provisional ballot in the office in mid-October, then went to her polling place, which is in the building where she lives, on election day and voted a provisional ballot there as well. Both the Director and Deputy Director felt that her condition is advanced enough that she simply did not remember voting already.

Mr. Knight made a motion to reject the two ballots since each voter had cast another ballot. Seconded by Ralph Infante.
Roll call vote: all voted yes. Motion carried.

The Board asked that the Director and Deputy Director send the first voter a letter, asking her to come in and explain the circumstances of her double voting. They chose not to pursue the issue with the elderly voter.

One person voted the wrong ballot. A motion to reject this wrong ballot was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes. Motion carried.

Mrs. Dibble informed the Board that three of our six optical scanners were down yesterday and that Mike Dibble was able to come to the office and fix them. They are getting older and have had heavy use.

In the scanning process, several ballots were pulled out and remade. They are as follows:
- 7 invalid marks
- 2 double bubble
- 2 in which the voter's intent can be determined
- 11 with erasure marks

Ronald Knight made a motion to remake the ballots listed above. Seconded by Ralph Infante.
Roll call vote: all voted yes. Motion carried.

The Director and Deputy Director asked the Board to grant permission to remake and rescan ballots as necessary to expedite the preparation of the official count. The scanning of the large quantity of paper ballots will slow down the usual process. The number of ballots involved in remakes would be given to the Board at that meeting. Mrs. Pallante also informed the Board that we must conduct an audit of 5% of the votes cast.
A motion to allow the office staff to remake paper ballots as necessary in preparation of the official count was made by Ralph Infante. Seconded by Christ Michelakis. Roll call vote: all voted yes. Motion carried.

Mrs. Dibble noted that a new high-speed scanner will cost approximately $60,000. That amount is in the 2009 budget that will be submitted to the Commissioners for approval.

The next meeting of the Board of Elections will be held on Tuesday, November 25, at 2:00 p.m. The General Election will be certified at that time.

A motion to adjourn was made by Ralph Infante. Seconded by Ronald Knight. Roll call vote: all voted yes. Motion carried.

Christ Michelakis, Chairman

Kelly S. Pallante, Director
November 25, 2008

The Trumbull County Board of Elections met in special session at 3:30 p.m. on this date, November 25, 2008, to review staff time, review general election ballots, and certify the official count of the November 4, 2008 general election.

The pledge of allegiance was given and the meeting was called to order by Chairman Christ Michielakis.

Present for roll call were Ralph Infante, Ronald Knight, and Christ Michielakis. Also present were Kelly S. Pallante, Director and Jodi Fiorenzo Dibble, Deputy Director. Absent was Board Member Craig Bonar who was out of town.

There was no correspondence.

There were no resolutions.

Director Pallante told the Board that the registered letter that was sent to the young lady who voted twice on Election Day came back. It was sent to the address she listed as new. Mrs. Pallante suggested it now be sent to her old address.

Mrs. Pallante then commended Mrs. Dibble on her hard work during the election. The Deputy Director not only does duties related to her position, but continues to take a hands-on approach to both the tabulation and registration systems. The Board wholeheartedly agreed. Mrs. Dibble also praised the Director’s performance during the election. The Board agreed and also praised the staff for their hard work and dedication.

At this point, the Director and Deputy Director asked the Board to consider closing the office on December 26 as a thank you to the staff for their hard work and long hours during the election. Previous Boards gave the staff this day off for many years but the practice was discontinued in recent years. Mrs. Pallante told the Board that no deadlines are affected. Mr. Michielakis relayed that he always gave his staff a “shopping day” before Christmas and made the motion to close the Trumbull County Board of Elections on December 26 in order to give the staff the day off. Seconded by Ralph Infante.

Roll call vote: all voted yes. Motion carried.

Director Pallante told the Board Members that she and Mrs. Dibble had a phone conversation with Gretchen Quinn Legal Counsel for the Ohio Secretary of State, regarding the two provisional ballots which were rejected at the November 18 Board meeting for lack of signatures. It was Ms. Quinn’s recommendation that the motion to reject those two ballots be reversed due to poll worker error. Ronald Knight made the motion to reverse the previous ruling on two rejected provisional ballots. Seconded by Ralph Infante.

Roll call vote: all voted yes.
Motion carried.

Mrs. Dibble began the presentation of ballots for Board consideration.

The first group consisted of 35 provisional ballots from voters who proved to be unregistered anywhere in the state of Ohio. Mr. Knight made a motion to reject 35 ballots due to the fact that the voters are unregistered. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Eight voters at the polls voted in the wrong precinct. A motion to reject the eight ballots due to the fact that the voters voted in the wrong precinct was made by Ronald Knight.
Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Two voters were given the wrong ballots. A motion to reject two ballots given to voters in error was made by Ronald Knight. Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Deputy Director Dibble showed the Board Members a group of 64 ballots which need to be remade. They were as follows:
17 in which the voter's intent was clear
2 which were damaged or torn
27 had erasures
14 had "double bubbles" in which the voter both colored in the bubble by their choice, then colored in the bubble and wrote in the same choice for a race
1 had incorrect timing marks
3 had invalid marks

Mr. Knight made a motion to remake the 64 ballots for the reasons listed above.
Seconded by Ralph Infante.
Roll call vote: all voted yes.
Motion carried.

Mrs. Pallante then told the Board that it appears there is another case of a voter voting twice. This particular voter apparently voted in the office on October 31, then on Election Day at the polls in WAR 5H. During the previously mentioned phone call with Gretchen Quinn, this subject was also discussed. Ms. Quinn is not happy with the Director and Deputy Director doing investigative work and did not feel that letters to possible double voters should state that they have to come in to the office to talk with them. Ms. Quinn feels that is up to our legal counsel. Mr. Knight recommended that Jim Saker, Assistant Trumbull County Prosecutor, be invited to the next meeting to discuss how to proceed with both double voting cases.
After discussion, the Board agreed to hold December’s regular meeting at 9:00 a.m. on December 16. Mrs. Pallante asked the Board to be here at 9:30 a.m. on December 2 for the start of the post-election audit. They will have to convene and be on call in case problems arise which would require a Board vote. Five percent of votes cast will have to be examined in the audit. Mr. Michelakis asked how long the audit would take and Mrs. Dibble projected 2-3 days.

The Director gave the Board Members the results of the election. Mrs. Pallante told the Board that 365 provisional ballots were counted as regular voters.

A motion to certify the results of the November 4, 2008, General Election was made by Ronald Knight. Seconded by Christ Michelakis.
Roll call vote: all voted yes.
Motion carried.

Before the Board adjourned, Mrs. Pallante told the Board that there will be a special election in February for the Lakeview School District.

A motion to adjourn was made by Ralph Infante. Seconded by Ronald Knight.
Roll call vote: all voted yes.
Motion carried.

Christ Michelakis, Chairman
Kelly S. Pallante, Director
March 26, 2012, 1:00 P.M.
Warren County Board of Elections
406 Justice Dr., Lebanon, OH 45036
Regular Meeting & Certify the Election Results
Minutes

Board Members:
Present: Beverly Moore Chairman, Bethe Goldenfield, Jeff Monroe, Lori Viars

Others Present:
Director, Kimberlie Antrican, Deputy Director Brian Sleeth.

Proceedings:

The Meeting was called to order at 9:30 A.M by Chairman, Beverly Moore.

The minutes of the March 2, 2012 were approved as submitted.
The minutes of the March 6, 2012 were approved as submitted.
The minutes of the March 19, 2012 were approved as submitted.

Motion was made by Member Bethe Goldenfield and seconded by Member Jeff
Monroe to accept the Resolution 20012-01 as follows

At the reorganization meeting held March 2, 2012, the Warren County Board
Elections appointed Kimberlie Antrican to serve as Director and Brian Sleeth to serve
as Deputy Director. The board agreed that these positions will rotate annually during
this board's term, such that Kimberlie Antrican and Brian Sleeth will switch positions
in March of 2013.

After roll call the motion passed 4-0.

The 85 invalid provisional's were presented to the board after some discussion the
following actions were taken.

Motion was made by Member Bethe Goldenfield to accept the 1 Provisional found to
be pollworker error and 3 of the invalid application type are deemed ok to accept.
Motion was seconded by Member Lori Viars. After roll call the motion passed 4-0

Motion was made by Member Jeff Monroe to reject the 19 remaining of the Invalid
Application type error. Motion was seconded by Member Lori Viars. After roll call the
motion passed 3-1. Beverly Moore Yea, Lori Viars Yea, Bethe Goldenfield Nay, Jeff
Monroe Yea.

Motion was made by Member Bethe Goldenfield to reject the remaining 62
provisional ballots. Motion was seconded by Member Jeff Monroe. Roll call the
motion passed 4-0.

Motion was made by Member Lori Viars to accept the 251 Provisional's deemed as
good. Motion was seconded by Member Bethe Goldenfield. Roll call the motion
passed 4-0.
Motion was made be Member Jeff Monroe to accept the Official count results. Motion was seconded by Member Lori Viars. Roll call the motion passed 4-0.

Motion was made by Member Lori Viars to hold a recount April 3, at 9:30 am for the Republican County Central Committee Office in Pct 42 MASON CITY L, Craig Hoon & Rebecca Stewart 49 votes each. Motion was seconded by Member Jeff Monroe. Roll call the motion passed 4-0.

Question was asked about the Training Days with ES&S cost was going to be $2,000.00 per person for five 8 hr classes. Board wants to look into having ES&S come on site.

Sending the Director and Deputy to CERA classes was tabled for the next meeting.

Directors report: nothing at this time.

Deputy Directors report: nothing at this time.

Other Business: Board asked that the provisional envelope having the statement “Failure to complete this form will not cause your provisional ballot to be rejected,” be brought to the attention of the SOS office.

Next regular board meeting will be Tuesday April 3, 2012 at 9:30 am.

There being no further business the board adjourned at 5:05 pm Motion made by Member Jeff Monroe and Seconded by Member Lori Viars. Roll call the motion passed 4-0.

The Warren County Board of Elections

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Attested – Kimberlie Antican, Director