

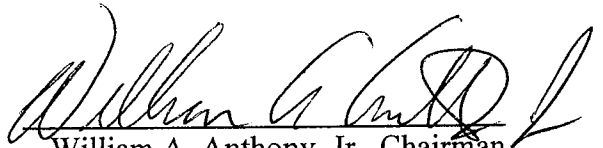
FRANKLIN COUNTY BOARD OF ELECTIONS
280 EAST BROAD STREET
COLUMBUS, OHIO 43215
(614) 462-3100

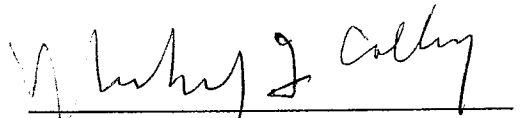
MINUTES OF THE MEETING ON

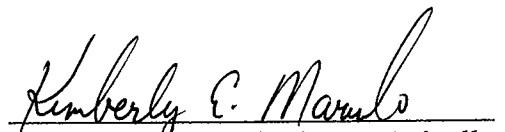
8/29/07

APPROVED ON 10-1-07

BY:


William A. Anthony, Jr., Chairman


Michael F. Colley, Esq.


Kimberly E. Marinello


Carolyn C. Petree

ATTEST:


Matthew M. Damschroder, Director

1 ORIGINAL

2 PROCEEDINGS OF: Special Meeting,
3 Franklin County Board
of Elections

4 DATE OF DELIVERY: September 14, 2007

5 Franklin County
6 Board of Elections
280 East Broad Street
7 Columbus, Ohio 43215
By Ms. Suzanne Brown,

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Ms. Suzanne Brown

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1 APPEARANCES:

2 Franklin County
3 Prosecuting Attorney
4 Civil Division
5 373 South High Street
6 Columbus, Ohio 43215
7 By Mr. Patrick J. Piccininni,
8 Assistant Prosecuting Attorney,
9
10 On behalf of the Board.

11 ALSO PRESENT:

12 Mr. Eric M. Seabrook, Esquire
13 Mr. Pete Sullivan
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2 P R O C E E D I N G S

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4 CHAIRMAN ANTHONY: I would like
5 to call the Franklin County Board of
6 Elections meeting to order.

7 Roll call?

8 MR. DAMSCHRODER: Ms. Petree?

9 MS. PETREE: Here.

10 MR. DAMSCHRODER: Ms. Marinello?

11 MS. MARINELLO: Here.

12 MR. DAMSCHRODER: Mr. Colley?

13 MR. COLLEY: Here.

14 MR. DAMSCHRODER: Chairman

15 Anthony?

16 CHAIRMAN ANTHONY: Here.

17 MR. DAMSCHRODER: All members

18 are present, Mr. Chairman.

19 The first item on the agenda is
20 the certification of candidates. Having
21 filed petitions for the November 6th, 2007
22 General Election, we have a report from
23 Peggy Howell of the Petitions and Filings
24 Department.

1 MS. HOWELL: On your candidate
2 lists those candidates in bold are those
3 that have been certified prior to the
4 election for November either out of the
5 primary or by appointment. The unbolded
6 ones are those that we have to address
7 today.

8 The majority of them are
9 qualified and did meet the minimum number
10 of valid signatures. We do have a few
11 that we have to rule on that possibly
12 would be removed from this ballot.

13 I don't know how you want to put
14 that motion into effect.

15 MR. DAMSCHRODER: We have got
16 the first motion that Kim has, a motion to
17 accept what will appear as Exhibit A.
18 It's basically all the names that follow
19 here.

20 - - - - -
21 Thereupon, Exhibit A was marked
22 for purposes of identification.

23 - - - - -
24 MR. DAMSCHRODER: Those are the

1 ones that were found to be valid and
2 sufficient.

3 And we will deal with each of
4 the problem children individually.

5 CHAIRMAN ANTHONY: We should
6 entertain a motion then?

7 MR. DAMSCHRODER: Yes.

8 MS. MARINELLO: Mr. Chairman, I
9 move that the following candidates be
10 certified to the November 6th, 2007
11 General Election ballot.

12 CHAIRMAN ANTHONY: Which will we
13 do first?

14 MR. DAMSCHRODER: We will do the
15 valid candidates first, Exhibit A. Kim
16 will read the resolution.

17 Instead of reading all the names
18 we will attach an exhibit.

19 CHAIRMAN ANTHONY: It is pages 1
20 through 11 that have them.

21 MS. MARINELLO: Mr. Chairman, I
22 move that the candidates be certified to
23 the November 6th, 2007 General Election
24 ballot.

1 CHAIRMAN ANTHONY: Is there a
2 second?

3 MR. COLLEY: Second.

4 CHAIRMAN ANTHONY: All those in
5 favor, say aye.

6 (Unanimous aye)

7 MR. DAMSCHRODER: The motion
8 carries.

9 If you skip over, we will come
10 back to the issues. There is a list. I
11 think it's three pages in the back.

12 Of the the list that Peggy gave
13 you, there are two sets of names
14 petitions. Some of the petitions are
15 fatally flawed in that they didn't have
16 sufficient signatures or some failed to
17 appropriately complete the circulators
18 statement or some of those things. Those
19 are indeed fatal flaws.

20 Other names that appear here in
21 your agenda are people who made some kind
22 of error but the law requires only
23 substantial compliance with the
24 requirements. For instance, if a person

1 didn't put down the county of their
2 residence on their petition, we know they
3 live in Franklin County. They have
4 substantially complied with the
5 requirements.

6 For these we need to memorialize
7 them individually as being certified to
8 the ballot by their name and the office.
9 These are the ones that substantially
10 complied.

11 We would recommend that we not
12 even address in resolution form the
13 individuals who did have fatal flaws, but
14 we would be happy to answer any questions
15 you would have about them at this time.

16 CHAIRMAN ANTHONY: I see a lot
17 of stuff.

18 So who would be the first one
19 that would have that recommendation?

20 MR. DAMSCHRODER: David Samuel,
21 a City of Gahanna Ward 3 Member of
22 Council, would be the first of the
23 individuals that we would recommend that
24 you certify to the ballot. Their flaw was

1 not fatal. It was in substantial
2 compliance.

3 CHAIRMAN ANTHONY: And we have a
4 supplement. These are the ones that you
5 are saying there may be a minor error.

6 MR. DAMSCHRODER: Right.

7 CHAIRMAN ANTHONY: That would be
8 David Samuel, City of Gahanna, and Abdi
9 Issa, Village of Urbancrest?

10 MR. DAMSCHRODER: Yes.

11 CHAIRMAN ANTHONY: We could put
12 those to the ballot?

13 MR. DAMSCHRODER: That's
14 correct.

15 CHAIRMAN ANTHONY: I will
16 entertain a motion.

17 MS. MARINELLO: Mr. Chairman, I
18 move that the following candidates be
19 certified to the November 6, 2007 General
20 Election ballot: City of Gahanna Ward 3
21 Member of Council, David Samuel; Village
22 of Urbancrest Member of Council, Abdi O.
23 Issa; Brown Township Trustee, Pamela
24 Sayer; Brown Township Fiscal Officer,

1 Barbara Bloxam; Mifflin Township Fiscal
2 Officer, Nancy White; Prairie Township
3 Trustee, Douglas Stormont; Washington
4 Township Trustee, Gene Bostic; and New
5 Albany-Plain Local School District Member
6 of the Board of Education, David Martin.

7 CHAIRMAN ANTHONY: Is there a
8 second?

9 MS. PETREE: I second.

10 CHAIRMAN ANTHONY: All those in
11 favor, say aye.

12 (Unanimous aye)

13 MR. DAMSCHRODER: The motion
14 carries.

15 We had two requests for a name
16 change, one from Walter H. Roch Von
17 Rochsburg, who requests that his name
18 appear on the ballot as Rocky Von
19 Rochsburg.

20 I would recommend that we not
21 address that because it's a nickname.
22 It's not a derivative of Walter's proper
23 name.

24 However, there is one, Melinda

1 Garverick, that Melinda has requested that
2 her name appear on the ballot as Mindy. I
3 think that's the Board's discretion if you
4 believe that Mindy is a justifiable
5 derivative of Melinda. I don't know if
6 there are derivatives of Melinda or not.

7 CHAIRMAN ANTHONY: How does
8 Walter H. Roch Von Rochsburg -- what's on
9 his --

10 MR. DAMSCHRODER: His voter
11 registration is Walter H. Roch Von
12 Rochsburg.

13 CHAIRMAN ANTHONY: Okay. And is
14 Melinda as --

15 MR. DAMSCHRODER: It is on her
16 registration as Melinda Garverick.

17 CHAIRMAN ANTHONY: Is Rocky
18 here?

19 (No audible response)

20 CHAIRMAN ANTHONY: Is Melinda
21 here?

22 (No audible response)

23 CHAIRMAN ANTHONY: I will
24 entertain a motion.

1 MS. MARINELLO: Mr. Chairman, I
2 move that Melinda Garverick, a candidate
3 for the Board of Education for
4 Southwestern City Schools appear on the
5 November 7, 2007 ballot as Mindy
6 Garverick.

7 CHAIRMAN ANTHONY: Is there a
8 second?

9 MR. COLLEY: Second.

10 CHAIRMAN ANTHONY: All those in
11 favor, say aye.

12 Ms. Marinello: Aye.

13 MR. COLLEY: Aye.

14 CHAIRMAN ANTHONY: Aye.

15 MS. PETREE: I abstain.

16 MR. DAMSCHRODER: The motion
17 passes.

18 And then the last candidates
19 specific is the withdrawal of John
20 Campbell as candidate for Columbus City
21 Council and another motion replacing him
22 with Jim O'Grady by his nominating
23 committee.

24 MS. PETREE: Mr. Chairman, I

1 move that the Board accept the withdrawal
2 of John Campbell as a candidate for the
3 full-term office of member of Columbus
4 City Council.

5 MR. COLLEY: Second.

6 CHAIRMAN ANTHONY: It has been
7 moved and seconded.

8 All in favor, say aye.

9 (Unanimous aye)

10 MR. DAMSCHRODER: The motion
11 carries.

12 MS. PETREE: Mr. Chairman, the
13 nomination, having been properly submitted
14 by the nominating committee of John
15 Campbell, a former candidate for the
16 office of Columbus City Council for an
17 annual term, I move that the Board certify
18 James O'Grady as a candidate for the
19 office of member of the Columbus City
20 Council for a full term and that the
21 candidate's name appear on the ballot as
22 Jim O'Grady.

23 CHAIRMAN ANTHONY: Is there a
24 second?

1 MR. COLLEY: Second.

2 CHAIRMAN ANTHONY: All those in
3 favor, say aye.

4 (Unanimous aye)

5 MR. DAMSCHRODER: The motion
6 carries. I want to drop back to the
7 issues now.

8 In the list that you have in
9 front of you in the agenda there is one
10 that, after consultation with the
11 Prosecuting Attorney's Office, they do not
12 at this time recommend that the Board
13 certify that issue. It's the third
14 Clinton Township issue on the list. It's
15 a proposed replacement levy for police
16 protection. It was the resolution 0706-32
17 from the township.

18 There seems to be some confusion
19 between election records, the township
20 records, and the auditor's records as to
21 the exact millage that they are
22 replacing. Their resolution was to
23 replace 1.3 mills, and the previous or the
24 original election that was presented to

