

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

MINUTES OF THE MEETING ON

12-19-08

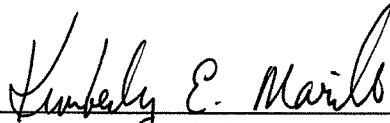
APPROVED ON 2-2-09

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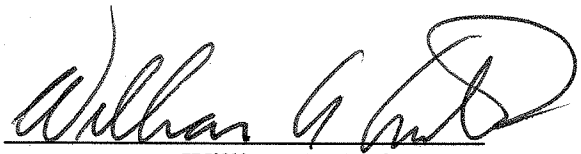


Douglas J. Preisse, Chairman

Michael F. Colley, Esq.



Kimberly E. Marinello



William A. Anthony Jr.

ATTEST:



Michael Stinziano, Director

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FRANKLIN COUNTY BOARD OF ELECTIONS

FRANKLIN COUNTY, OHIO

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IN RE:
Special Meeting

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Proceedings before Chairman Douglas Preisse,
Director Michael Stinziano, and Members William
Anthony, Jr., Michael Colley, and Kimberly
Marinello, taken at The Board of Elections, 280 East
Broad Street, Columbus, Ohio, on Friday, December
19, 2008, at 3:57 o'clock p.m.

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P R O C E E D I N G S
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CHAIRMAN PREISSE: I think it's going to be a brief meeting, and we're all here. Why don't we come to order then.

MR. STINZIANO: We'll do a role call.
Mr. Colley?

MR. COLLEY: Here.

MR. STINZIANO: Chairman Preisse?

CHAIRMAN PREISSE: Here.

MR. STINZIANO: Mr. Anthony?

MR. ANTHONY: Here.

MR. STINZIANO: Ms. Marinello?

MS. MARINELLO: Here.

MR. STINZIANO: It's the special meeting of the Franklin County Board of Elections, Friday December 19th, 2008.

The first item on the agenda is to address the recount.

And when we were last in forum, we had an automatic recount scenario, where we had four members of the Obetz Charter Commission tie.

We drew by lot, and after the recount, we

1 determined that the lot stands; that Marie Banks is
2 the duly-appointed individual for the last charter
3 commission seat. We had no problems. Everybody
4 matched up on the recount and all the votes were
5 there.

6 Any questions?

7 MS. MARINELLO: Mr. Chairman, I know that
8 the Board passed the resolution certifying the
9 results of the recount, the votes cast for the 15th
10 and final position for the Office of Charter
11 Commission Member for the Village of Obetz as
12 complete, and certify that Marie Banks stands as
13 duly-elected Charter Commission Member for the
14 Village of Obetz remains.

15 MR. COLLEY: Mr. Chairman, I second the
16 motion.

17 CHAIRMAN PREISSE: Okay.

18 MR. STINZIANO: All in favor?

19 CHAIRMAN PREISSE: Aye.

20 MR. COLLEY: Aye.

21 MR. ANTHONY: Aye.

22 MS. MARINELLO: Aye.

23 MR. STINZIANO: None opposed.

24 The second item on the agenda is to

1 address the audit. The staff has been very busy
2 after we drew the numbers going through the
3 Secretary of State's audit requirements.

4 We did the 5 percent and it resulted in
5 being off 13 votes, which put us into the 3 percent,
6 which resulted us being off 21. That put us 34
7 votes off the official certification.

8 Under the requirements of the audit, that
9 meant we would do a county-wide hand count. We
10 asked for a waiver from that requirement, and the
11 Secretary of State's office granted that waiver with
12 conditions -- I believe you all have a copy of that
13 waiver -- conditions we can meet.

14 And so the Board is recommending -- or the
15 staff is recommending that the Board amend and
16 resubmit the certification for those individual
17 precincts that we know had additional votes.

18 It's the staff's conclusion that the
19 reason we were off had to do with individuals for
20 write-ins or double bubbles when they would be
21 processed through the machine; rather than pulling
22 them out and reprocessing them, they just kept
23 going.

24 So that is something in terms of the

1 conditions of the waiver we will address.

2 CHAIRMAN PREISSE: And these four bullet
3 points are her --

4 MR. STINZIANO: Conditions.

5 CHAIRMAN PREISSE: Conditional conditions.

6 MR. DAMSCHRODER: They are the same
7 conditions that she laid out for Cuyahoga.

8 MR. STINZIANO: In terms of the audit, the
9 DRE machines came back 100 percent accurate, as did
10 provisional ballot, paper ballots, election-day
11 paper ballots. Where the 34 errors occurred were on
12 absentee paper, but they were 99.998 percent
13 accurate out of the total lot that was drawn.

14 MR. DAMSCHRODER: Which means that the
15 system, as a whole, is 99.999911 percent accurate.

16 MR. ANTHONY: Well, we need to improve
17 that.

18 MR. PICCININNI: My faith tells me that
19 there is only one person who is perfect, and we need
20 kind of a check on election day.

21 MR. ANTHONY: Mr. Chair, with the large
22 counties, is there a variance if we get that close
23 and -- you know, if there's lot of votes, if you
24 come up with 99.99 percent, that could be 2,150

1 votes in some large counties.

2 Is she taking that into consideration?

3 MR. NICKOLAS: Well, in the waiver
4 request, that was mentioned, that the large numbers,
5 as compared to a smaller county, they would have a
6 smaller ratio of errors. So I'm sure that's
7 something that's taken into consideration when
8 Cuyahoga and Franklin County requested the waivers.

9 CHAIRMAN PREISSE: Are there any comments
10 from the staff or concerns or questions from the
11 Board?

12 MR. ANTHONY: Job, well done, guys.
13 That's a job well done by everybody here. I mean,
14 that's a pretty good accuracy rate.

15 MR. DAMSCHRODER: We have an exceptional
16 team here --

17 MR. ANTHONY: Yes, you do.

18 MR. DAMSCHRODER: -- in terms of staff
19 that did a great job.

20 MR. STINZIANO: Dedicated and work hard
21 and get the job done.

22 MS. MARINELLO: And, yet, they didn't get
23 a Christmas party.

24 MR. DAMSCHRODER: They did not yet get a

1 Christmas party.

2 MS. MARINELLO: Not yet? Well, it's a
3 little late.

4 MR. STINZIANO: Well, it's not on the
5 agenda. We are going to recommend that we do a
6 staff appreciation event in the new year in lieu of
7 a Christmas party since we were so pushed back.

8 CHAIRMAN PREISSE: All right. Back on
9 schedule.

10 MS. MARINELLO: I move that the Board
11 amend and resubmit its certification of the official
12 results for the race of President based on the
13 outcome of the audit.

14 MR. COLLEY: Second.

15 MR. STINZIANO: All in favor?

16 CHAIRMAN PREISSE: Aye.

17 MR. ANTHONY: Aye.

18 MS. MARINELLO: Aye.

19 MR. COLLEY: Aye.

20 MR. STINZIANO: None opposed.

21 The next item is for recommendation that
22 we move into executive session.

23 MR. ANTHONY: Mr. Chair?

24 CHAIRMAN PREISSE: Yes.

1 MR. ANTHONY: I move that the Board
2 adjourn into executive session to consider the
3 appointment, employment, dismissal, promotion,
4 demotion or compensation of a public employee.

5 MS. MARINELLO: I'll second that.

6 MR. STINZIANO: Do a roll call vote.

7 Mr. Colley?

8 MR. COLLEY: Yes.

9 MR. STINZIANO: Chairman Preisse?

10 CHAIRMAN PREISSE: Yes.

11 MR. STINZIANO: Mr. Anthony?

12 MR. ANTHONY: Yes.

13 MR. STINZIANO: Ms. Marinello?

14 MS. MARINELLO: Yes.

15 MR. STINZIANO: We will move into
16 executive session.

17 (Executive session.)

18 MR. STINZIANO: We'll do a roll call to
19 return to public session.

20 Mr. Colley?

21 MR. COLLEY: Yes.

22 MR. STINZIANO: Chairman Preisse?

23 CHAIRMAN PREISSE: Yes.

24 MR. STINZIANO: Mr. Anthony?

1 MR. ANTHONY: Yes.

2 MR. STINZIANO: Ms. Marinello?

3 MS. MARINELLO: Yes.

4 CHAIRMAN PREISSE: For the record, I will
5 state that no motions were made and no votes were
6 taken and no consensus reached in executive session.
7 Thank you.

8 MR. ANTHONY: Mr. Chair, I move that the
9 Board hire James L. Beier as a Voter Services Clerk
10 effective December 22nd, 2008 at the annual rate of
11 pay of 28,995.20.

12 MS. MARINELLO: Second.

13 CHAIRMAN PREISSE: Is there any
14 discussion?

15 MR. DAMSCHRODER: I'd just like to note,
16 for the record, that the Deputy Director does not
17 recommend the Board adopt this motion.

18 CHAIRMAN PREISSE: Thank you, sir.

19 Any other discussion? All right.

20 MR. STINZIANO: All in favor?

21 CHAIRMAN PREISSE: Aye.

22 MR. COLLEY: Aye.

23 MR. ANTHONY: Aye.

24 MS. MARINELLO: Aye.