

1 APPEARANCES:

2 The Ohio Attorney General
3 30 East Broad Street
4 26th Floor
5 Columbus, Ohio 43215
6 By Mr. Patrick Piccininni,
7 Assistant Attorney General,
8
9 On behalf of the Franklin
10 County Board of Elections.
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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 to order.

7 MR. DAMSCHROEDER: Roll call
8 vote, Mr. Colley?

9 MR. COLLEY: Here.

10 MR. DAMSCHROEDER:
11 Ms. Marinello?

12 MS. MARINELLO: Here.

13 MR. DAMSCHROEDER: Ms. Petree?

14 MS. PETREE: Here.

15 MR. DAMSCHROEDER: And Chairman
16 Anthony?

17 CHAIRMAN ANTHONY: I am here.

18 MR. DAMSCHROEDER: All members
19 are present, Mr. Chairman.

20 CHAIRMAN ANTHONY: Thank you.

21 The first item on the agenda is
22 the approval of minutes of previous Board
23 meetings from March 1st and March 21st of
24 this year.

1 CHAIRMAN ANTHONY: Is there a
2 motion to approve?

3 MS. PETREE: Mr. Chairman, I
4 move that the minutes of March 1st, 2007
5 and March 21st, 2007 meetings of the
6 Franklin County Board of Elections be
7 approved as submitted.

8 CHAIRMAN ANTHONY: Is there a
9 second?

10 MS. MARINELLO: Second.

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

13 (Unanimous aye)

14 MR. DAMSCHROEDER: The motion
15 carries.

16 The next item on the agenda, Mr.
17 Chairman, is the withdrawal of candidates
18 from various contests that will appear on
19 the November General Election ballot. I
20 believe, as all the Board is aware, two
21 candidates have withdrawn. They are
22 candidates for Columbus City Council and a
23 number of candidates that had filed for
24 Municipal Court Judge have also

1 withdrawn.

2 There will be two resolutions
3 here. The first is to accept the
4 withdraws, and the second nomination would
5 be to certify the nominations that have
6 been submitted so far in the one instance
7 for Municipal Court Judge.

8 CHAIRMAN ANTHONY: Is there a
9 second?

10 MR. DAMSCHROEDER: Actually, we
11 should probably have that resolution read
12 into the record.

13 CHAIRMAN ANTHONY: I am sorry.

14 MR. DAMSCHROEDER: That's all
15 right.

16 CHAIRMAN ANTHONY: I will accept
17 a motion.

18 MS. MARINELLO: Mr. Chairman, I
19 move that the Board accept the withdrawals
20 of Frank Macke, Mike Rankin, Robert
21 Tobias, and Eileen Paley as candidates for
22 the office of Columbus and Franklin County
23 Municipal Court Judge for the unexpired
24 term ending January 8, 2010, the

1 withdrawal of Mark Rickel as a candidate
2 for Columbus City Council unexpired term
3 ending December 31st, 2009, the withdrawal
4 of Patsy Thomas as a candidate for
5 Columbus City Council, and Brett Baxter as
6 a candidate for the Republican nomination
7 for the office of Reynoldsburg Mayor.

8 CHAIRMAN ANTHONY: Is there a
9 second?

10 MR. COLLEY: Second.

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

13 (Unanimous aye)

14 MR. DAMSCHROEDER: The motion
15 carries.

16 MS. MARINELLO: Mr. Chairman, I
17 move that the Board certify the nomination
18 of Patsy Thomas for the office of Columbus
19 and Franklin County Municipal Court Judge
20 for the unexpired term ending January 8th,
21 2010, having been submitted by the former
22 candidate Eileen Paley's Nominating
23 Committee.

24 CHAIRMAN ANTHONY: Is there a

1 second?

2 MR. COLLEY: Second.

3 CHAIRMAN ANTHONY: All in favor,
4 say aye.

5 (Unanimous aye)

6 MR. DAMSCHROEDER: The motion
7 carries.

8 The next item will be the
9 Westerville Public Library that wanted to
10 go on the ballot for the primary but they
11 did not timely file. And when it was
12 filed it was not filed with the Auditor's
13 certification.

14 They have filed both timely and
15 properly to have an August 7, 2007 Special
16 Election this fall for a replacement
17 operating levy. A resolution to certify
18 that to an August ballot would be in
19 order.

20 CHAIRMAN ANTHONY: We will
21 accept a motion.

22 MS. PETREE: Mr. Chairman, I
23 move that the Board of Elections certify
24 the Westerville Public Library Replacement

1 Operating Levy to the August 7th, 2007
2 Special Election ballot.

3 CHAIRMAN ANTHONY: Is there a
4 second?

5 MS. MARINELLO: Second.

6 CHAIRMAN ANTHONY: All in favor,
7 say aye.

8 (Unanimous aye)

9 MR. DAMSCHROEDER: The
10 motion carries.

11 CHAIRMAN ANTHONY: Can I get a
12 copy of the letter that the guys went
13 through?

14 MR. DAMSCHROEDER: All about the
15 withdrawals?

16 CHAIRMAN ANTHONY: Yes.

17 MR. DAMSCHROEDER: Yes. I would
18 be happy to provide those to you.

19 CHAIRMAN ANTHONY: Can we move
20 into Executive Session?

21 MS. PETREE: Mr. Chairman, I
22 move that the Board enter into Executive
23 Session for the purpose to consider the
24 appointment, employment, dismissal,

1 discipline, promotion, demotion or
2 compensation of a public employee.

3 CHAIRMAN ANTHONY: Is there a
4 second?

5 MR. COLLEY: Second.

6 CHAIRMAN ANTHONY: Roll call
7 vote?

8 MR. DAMSCHROEDER: Mr. Colley?

9 MR. COLLEY: Yes.

10 MR. DAMSCHROEDER:
11 Ms. Marinello?

12 MS. MARINELLO: Yes.

13 MR. DAMSCHROEDER: Ms. Petree?

14 MS. PETREE: Yes.

15 MR. DAMSCHROEDER: And Chairman
16 Anthony?

17 CHAIRMAN ANTHONY: Yes.

18 MR. DAMSCHROEDER: We are in
19 Executive Session.

20 (Brief break in proceedings)

21 MR. DAMSCHROEDER: We are back
22 in public session and I will note for the
23 record no votes were taken nor decisions
24 made during Executive Session.

1 We are into the personnel and
2 policy section of the agenda.

3 CHAIRMAN ANTHONY: I will
4 entertain a motion.

5 MS. PETREE: Mr. Chairman, I
6 would like to make a motion, please.

7 Pursuant to Section 3501.14 of
8 the Ohio Revised Code, wherein it is
9 established that employees of the Board
10 serve during their term of office at the
11 discretion of the Board, I move that the
12 Board terminate the employment of Balinda
13 Hollen -- and that's spelled
14 B-a-l-i-n-d-a, H-o-l-l-e-n; Pat Woolard,
15 W-o-o-l-a-r-d; and Michael Madden,
16 M-a-d-d-e-n, effective Tuesday, May 1st,
17 2007 and authorize eight hours of
18 administrative leave for said employees in
19 substitute for regular pay on Tuesday, May
20 1st, 2007.

21 CHAIRMAN ANTHONY: Is there a
22 second?

23 MR. COLLEY: Second.

24 CHAIRMAN ANTHONY: All in favor,

1 say aye.

2 (Unanimous aye)

3 MR. DAMSCHROEDER: The motion
4 carries.

5 The next item on the agenda?

6 MR. COLLEY: Mr. Chairman, I
7 move that the Board hire Barcy McNeal as a
8 petitions and campaign finance clerk,
9 effective April 30th, 2007, at the annual
10 rate of pay of \$45,000.

11 CHAIRMAN ANTHONY: Is there a
12 second?

13 MS. PETREE: Second.

14 CHAIRMAN ANTHONY: All those in
15 favor, say aye.

16 (Unanimous aye)

17 MR. DAMSCHROEDER: The motion
18 carries.

19 Next item on the agenda?

20 MR. COLLEY: Mr. Chairman, I
21 move that the Board increase the annual
22 rate of pay for Carla Patton to \$40,000
23 and Matt Rushay to \$36,500, retroactive to
24 January 1, 2007, and Renee Klco to

1 \$61,550.

2 CHAIRMAN ANTHONY: Is there a
3 second?

4 MS. MARINELLO: Second.

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

7 (Unanimous aye)

8 MR. DAMSCHROEDER: The motion
9 carries.

10 The next item on the agenda for
11 members of the Board is to adopt or revise
12 travel authorization or the reimbursement
13 policy as requested by the County Auditor
14 to make our policy consistent with other
15 county agencies and to be consistent with
16 new law in state auditors' opinions.

17 CHAIRMAN ANTHONY: Is there a
18 motion for that?

19 MS. MARINELLO: Yes, Mr.
20 Chairman.

21 I move that the Board adopt the
22 revised travel authorization and
23 reimbursement policy as submitted by the
24 Director and Deputy Director.

1 CHAIRMAN ANTHONY: Is there a
2 second?

3 MS. PETREE: Second.

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

6 (Unanimous aye)

7 MR. DAMSCHROEDER: The motion
8 carries.

9 The next item for members of the
10 Board is to adopt our revised open meeting
11 policy to revise our calendar for regular
12 meetings.

13 CHAIRMAN ANTHONY: Is there a
14 motion?

15 MS. PETREE: Yes, Mr. Chairman.

16 I move that the Board adopt the
17 revised open meeting policy as submitted
18 by the Director and Deputy Director.

19 CHAIRMAN ANTHONY: Is there a
20 second?

21 MS. MARINELLO: Second.

22 CHAIRMAN ANTHONY: Are there any
23 questions or comments?

24 MR. DAMSCHROEDER: I should have

1 noted prior to the bulletin that that
2 establishes the first Monday of every
3 month as a regular Board meeting. It's in
4 your packet.

5 CHAIRMAN ANTHONY: Every single
6 Monday?

7 MR. DAMSCHROEDER: The first
8 Monday of every month at 3:00 p.m. If
9 there's no business, we can cancel it.

10 As the policy describes, if
11 there's other business to come before the
12 Board in special meetings we can do those
13 according to the policy.

14 CHAIRMAN ANTHONY: The first
15 Monday of every month at 3:00 p.m. Put
16 that on your calendars now.

17 All those in favor, say aye.

18 (Unanimous aye)

19 MR. DAMSCHROEDER: The motion
20 carries.

21 Next in this section, in
22 conversations with the folks at the
23 Secretary of State's Office they have
24 indicated to the Deputy Director and I

1 that the Secretary of State will likely be
2 establishing, probably by directive, a
3 state-wide ethics policy for employees,
4 directors and deputy directors, and
5 members of boards of elections.

6 As you recall, last year this
7 Board passed a resolution, indicating its
8 intent to create a policy. And so this
9 resolution would rescind the Board's
10 resolution of last year in favor of
11 adopting the Secretary of State's imminent
12 policy.

13 MR. WHITE: What the Secretary
14 of State wants to do is he has taken a
15 more hands-on policy for the boards of
16 elections.

17 MR. DAMSCHROEDER: No sense in
18 having two competing policies.

19 CHAIRMAN ANTHONY: Then I am
20 going to give an indication from the
21 Secretary of State's Office that Secretary
22 Brunner intends to mandate a statewide
23 ethics pool and financial disclosure
24 policy.

1 I move that the Board
2 retroactively rescind its resolution of
3 May 17th, 2006.

4 Is there a second?

5 MS. MARINELLO: Second.

6 CHAIRMAN ANTHONY: All those in
7 favor, say aye.

8 (Unanimous aye)

9 MR. DAMSCHROEDER: The motion
10 carries.

11 The final item on the agenda,
12 members of the Board, as a part of our
13 contract with Sequoia for our voter
14 registration system we have an annually,
15 automatically recurring annual maintenance
16 and software support license agreement
17 that needs to be exercised or executed
18 rather. Then also we have begun, as you
19 will recall, last year we purchased the
20 E.S. Ness System. We got a discounted
21 rate by taking on some of the preventative
22 maintenance and support items ourselves.
23 We did not qualify for the State's
24 maintenance and support agreement, so we

1 are in the process of negotiating that
2 contract with Franklin County and E.S.
3 Ness.

4 This resolution would give the
5 Director and Deputy Director the authority
6 to enter into those agreements. We will,
7 obviously, present any significant items
8 to the Board for your approval or
9 awareness, but it will be pretty pro
10 forma, so we appreciate this authority to
11 give us the authorization to execute those
12 agreements.

13 CHAIRMAN ANTHONY: I move that
14 the Board authorize the Director and
15 Deputy Director to enter into maintenance
16 and support agreements between the Board
17 and Sequoia Voting Systems for its Voter
18 Registration and Election Management
19 Software and Election Systems and Software
20 for its voting machines and related
21 software.

22 Is there a second?

23 MR. COLLEY: Second.

24 CHAIRMAN ANTHONY: All in favor,

1 say aye.

2 (Unanimous aye)

3 MR. DAMSCHROEDER: The motion
4 carries.

5 CHAIRMAN ANTHONY: Any other
6 business before the Board?

7 (No audible response)

8 CHAIRMAN ANTHONY: Is there a
9 motion to adjourn?

10 MS. MARINELLO: Mr. Chairman, I
11 move to adjourn.

12 CHAIRMAN ANTHONY: Is there a
13 second?

14 MS. PETREE: Second.

15 MR. DAMSCHROEDER: Thank you all
16 very much.

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18 Thereupon, the proceeding was
19 concluded at 5:28 o'clock p.m.

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CERTIFICATE

I, Patricia W. White, Court Reporter and Notary Public in and for the State of Ohio, do hereby certify that I reported the foregoing proceedings and that the foregoing transcript of such proceedings is a full, true and correct transcript of my stenotypy notes as so taken.

I do further certify that I was called there in the capacity of a Court Reporter, and am not otherwise interested in this proceeding.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Columbus, Ohio, on this 15th day of May, 2007.

Patricia W. White

PATRICIA W. WHITE, Notary Public - State of Ohio.

My commission expires May 30, 2007.