

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

MINUTES OF THE MEETING ON

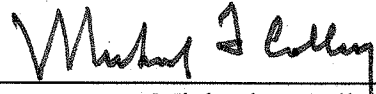
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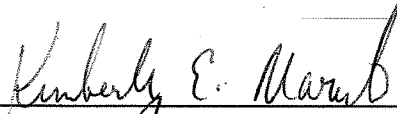
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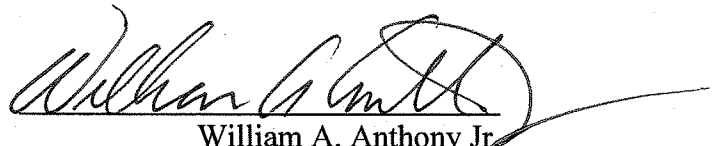
Douglas J. Preisse, Chairman



Michael F. Colley, Esq.

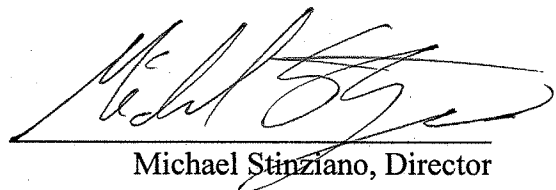


Kimberly E. Marinello



William A. Anthony Jr.

ATTEST:



Michael Stinziano, Director

1 ORIGINAL

2 HEARING IN RE: SPECIAL MEETING

3 DATE OF DELIVERY:

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

8

SUZANNE BROWN

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1 APPEARANCES:

2 Franklin County Prosecuting Attorney
3 373 South High Street
4 13th Floor
5 Columbus, Ohio 43215
6 By Mr. Patrick J. Piccininni,
7 Assistant County Prosecutor

8
9 On behalf of the Board of Elections.
10

11 ALSO PRESENT:

12 Mr. Michael Stinziano, Director
13 Mr. Matthew Damschroder, Deputy Director
14 Ms. Suzanne Brown
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P R O C E E D I N G S
- - - - -

CHAIRMAN PREISSE: Well, why don't we come to order.

MR. STINZIANO: Begin with the roll call for the special meeting Monday, December 8th, 2008, at the Franklin County Board of Elections.

(Roll call.)

MR. STINZIANO: The first item on the agenda is certification. Couple of preliminary matters.

The contest for the member of Charter Commission Village of Obetz resulted in a four-way tie for the last of 15 positions; therefore, the Board must determine a winner by lot before proceeding with certifying. And so we have a process in place for that drawing of a winner.

MR. DAMSCHRODER: Usually when we have a two-way tie, as you'll recall, we use a coin. But the four-way tie makes it a little bit more difficult.

So what we've done is each of you have

1 a post-it on your name plate for the four
2 candidates: Marie Eileen Banks, Kimberly
3 A. Flippin, Joey Junior Plantz, and Delores Ann
4 Scott.

5 And we have four index cards. Three
6 are blank and one has a red dot. I'll give these
7 to the Chairman, and he can verify that that is,
8 indeed, the case.

9 CHAIRMAN PREISSE: There we go.

10 MR. DAMSCHRODER: One red dot, three
11 blanks. And then we'll put them in the clear
12 pretzel jar. If you want to fold those in half
13 individually.

14 (Pause in proceedings.)

15 MR. DAMSCHRODER: So, Mr. Colley,
16 first drawing on behalf of -- without looking.

17 MR. COLLEY: Without looking. One?

18 MR. DAMSCHRODER: I think so. And we
19 have a winner straight off. Marie Eileen Banks.

20 CHAIRMAN PREISSE: Congratulations
21 Marie Eileen Banks.

22 (Applause.)

23 CHAIRMAN PREISSE: She owes you.

24 /

1 MR. STINZIANO: The next race that we
2 suggest the Board vote on is for judge of the
3 Court of Franklin County Court of Common Pleas,
4 Juvenile/Domestic Division.

5 MR. ANTHONY: Think I should make a
6 motion here?

7 CHAIRMAN PREISSE: Please.

8 MR. ANTHONY: All right. Thank you.
9 Mr. Chair, I move that the results of the
10 official canvass of votes cast for and against
11 the candidate for judge of the Court of the
12 Franklin County Court of Common Pleas Juvenile
13 and Domestic Division for the full term
14 commencing January 2nd, 2009, appearing on the
15 November 4th, 2008 general election ballot be
16 certified as reported.

17 MS. MARINELLO: Second.

18 MR. STINZIANO: Do a roll call vote.
19 Mr. Colley?

20 MR. COLLEY: Yes.

21 MR. STINZIANO: Chairman Preisse?

22 CHAIRMAN PREISSE: I'm going to
23 abstain.

24 MR. STINZIANO: Mr. Anthony?

1 MR. ANTHONY: Yes.

2 MR. STINZIANO: Ms. Marinello.

3 MS. MARINELLO: Yes.

4 MR. STINZIANO: Thank you. And now
5 I'll offer the rest of the canvass of the
6 November 4th General Election ballot before the
7 Board. You have the results, both the Franklin
8 County official and the overlap in front of you.

9 Are there any questions?

10 MR. ANTHONY: I have none. Mr. Chair,
11 I move that the balance of the results of the
12 official canvass of votes cast during the
13 November 4th, 2008 General Election be certified
14 as reported.

15 MS. MARINELLO: Second.

16 MR. STINZIANO: All in favor?

17 (Board members in favor of the motion
18 so indicated.)

19 MR. STINZIANO: None oppose.

20 MR. DAMSCHRODER: And I'll send down
21 the aisle the certification form. If you would
22 each sign that. I believe there's three copies
23 on your respective line.

24 MR. STINZIANO: So now that we have

1 officially certified the November 4th election,
2 we are in the recount audit phase, pursuant to
3 Secretary of State Directive 2008-113. It gives
4 direction for the audit. And pursuant to 2008-
5 117 for recounts. And we will have an automatic
6 recount for the Obetz race.

7 MR. ANTHONY: Okay. Mr. Chair, have
8 no questions, I would like to make the motion.
9 Given that the now certified results of the
10 November 4th, 2008, General Election contest for
11 member of the Charter Commission Obetz, I move
12 that the Board establish Monday, December 15th,
13 beginning at 8 a.m. at the offices of the Board
14 as the date and time and location for an
15 automatic recount and audit of votes cast.

16 MR. COLLEY: Second.

17 MR. STINZIANO: All in favor?

18 (Board members in favor of the motion
19 so indicated.)

20 MR. STINZIANO: None oppose. And,
21 again, the Secretary of State's directive is very
22 clear how we are supposed to randomly select.
23 Deputy director has cards that have all of the
24 polling locations that would be subject to the

1 post-election audit.

2 And the post-election audit is 5
3 percent of the votes cast for president. And so
4 we will have to draw until we reach that 5
5 percent.

6 MS. MARINELLO: Mr. Chairman, pursuant
7 to Secretary of State Directive 2008-113, I move
8 that the Board select the locations for the audit
9 and the Board establish Monday, December 15th,
10 beginning at 8 a.m. at the offices of the Board
11 as the date, time, and location of the automatic
12 recount and audit of votes cast.

13 MR. COLLEY: Second.

14 MR. STINZIANO: All in favor?

15 (Board members in favor of the motion
16 so indicated.)

17 MR. STINZIANO: None oppose. So the
18 deputy director is preparing the clear tub with
19 the polling location cards.

20 (Pause in proceedings.)

21 MR. STINZIANO: Just so the Board is
22 aware, 5 percent is going to be 28,086 votes. So
23 that's how many we need to reach the 5 percent
24 quota. 28,086.

1 MR. DAMSCHRODER: Doug, do you want to
2 draw?

3 CHAIRMAN PREISSE: I think I'd like to
4 defer to the unimpeachable integrity of the only
5 lady on the Board, unless that is in conflict
6 with any standards of procedures.

7 MS. MARINELLO: All right. Just pull
8 them one at a time?

9 MR. ANTHONY: All right. The first
10 one she pulled is MLP -- oh, MPL-2-018.

11 MR. DAMSCHRODER: What's the
12 presidential vote?

13 MR. ANTHONY: Presidential vote was
14 1979. Need the congressional?

15 MR. DAMSCHRODER: No.

16 MR. ANTHONY: Should we pass these
17 down to you?

18 MR. DAMSCHRODER: Sure.

19 MR. ANTHONY: No. 2 is -- does MPL
20 stand for multiple precinct location?

21 MR. DAMSCHRODER: You got it.

22 MR. ANTHONY: -- -2-069. Presidential
23 vote cast was 1318.

24 Multiple precinct No. 2-009,

1 presidential votes, 1362.

2 Multiple precinct 2-070, 1,544.

3 Split precinct level -- I mean, single
4 precinct location 144, presidential was 781.

5 Single precinct location 284,
6 presidential votes cast was 466.

7 A multiple precinct 2-052, 1162.

8 Multiple precinct 2-059, presidential
9 votes, 773.

10 Multiple precinct level -- I keep on
11 wanting to say level, but it's location. 2-031,
12 presidential votes cast was 912.

13 Multiple precinct location 2-057,
14 presidential was 1387.

15 Single precinct location 081,
16 presidential votes was 1395.

17 Single precinct location 070,
18 presidential votes was 528.

19 Multiple precinct location 2-060,
20 presidential votes cast was 1362.

21 Single precinct location 031,
22 presidential votes, 601.

23 Single precinct location 002,
24 presidential votes cast, 690.

1 Single precinct level 069,
2 presidential votes cast, 715.

3 Single precinct level 131,
4 presidential votes cast, 585.

5 Multiple precinct location 2-109,
6 presidential votes cast is 1484.

7 Split precinct 029, presidential votes
8 cast, 977.

9 Single precinct location 149, votes
10 cast, 789.

11 Multiple precinct location 2-044,
12 presidential votes cast is 1235.

13 Single precinct location 209,
14 presidential cast, 541.

15 Multiple precinct location 2-032,
16 presidential votes, 1529.

17 Split precinct location 274,
18 presidential votes cast, 692.

19 Single precinct location 189,
20 presidential votes cast, 593.

21 Single precinct location 179,
22 presidential votes cast, 520.

23 Single precinct location 259,
24 presidential votes cast, 608.

1 Single precinct level 077,
2 presidential votes cast, 553.

3 Single precinct level 183,
4 presidential votes cast, 873.

5 Multiple precinct location 2-086,
6 presidential votes cast, 1264.

7 MR. DAMSCHRODER: That does it.

8 CHAIRMAN PREISSE: What does that get
9 you to?

10 MR. DAMSCHRODER: 29,218 is what I
11 have.

12 MR. STINZIANO: That's what I have as
13 well.

14 MR. DAMSCHRODER: The system works.

15 MR. STINZIANO: Apparently, it does.

16 MR. DAMSCHRODER: Want to do the other
17 3 percent now just so we have it in case we have
18 to do the other --

19 MR. STINZIANO: Sure. If we are off
20 two votes out of that 5 percent, the director
21 requires that we do an additional 3 percent.
22 We'll be bringing teams in to come in and sort
23 the entire 280,000 sheets of paper. So it's the
24 Board recommendation that we also draw the 3

1 percent now in order to also sort that ahead of
2 time.

3 MR. ANTHONY: And how many would that
4 be?

5 MR. DAMSCHRODER: 16,852.

6 CHAIRMAN PREISSE: Sounds like a good
7 idea to me.

8 MR. ANTHONY: Me, too.

9 CHAIRMAN PREISSE: Let's do it.

10 MR. ANTHONY: Split precinct No. 219,
11 presidential votes was 788.

12 Multiple precinct location 2-083,
13 presidential votes cast, 987.

14 Split precinct location 245,
15 presidential votes cast, 725.

16 Single precinct level 236,
17 presidential votes cast, 530.

18 Split precinct 193, presidential votes
19 cast, 1313.

20 Multiple precinct location 2-055,
21 presidential votes cast, 1096.

22 Single precinct location 164,
23 presidential votes cast, 601.

24 Multiple precinct location 2-058,

1 presidential votes cast, 1365.

2 Split precinct location 180,

3 presidential votes cast, 638.

4 Split precinct location 229,

5 presidential votes cast, 604.

6 Multiple precinct location, 2064, 948.

7 Single precinct location 181,

8 presidential votes cast, 731.

9 Split precinct level 231, presidential
10 votes cast, 913.

11 Single precinct location 074,

12 presidential votes cast, 577.

13 Multiple precinct location 2-167,

14 presidential votes cast, 975.

15 Split precinct location 165,

16 presidential votes cast, 890.

17 Split precinct location 026,

18 presidential votes cast, 466.

19 Multiple precinct location 2-121.

20 Presidential votes cast, 1204.

21 MR. DAMSCHRODER: Keep going.

22 MR. STINZIANO: Getting close,

23 though.

24 MR. ANTHONY: Getting close. Split

1 precinct location 024, presidential votes cast,
2 682.

3 Multiple precinct location 2-065,
4 presidential votes cast, 1005.

5 MR. DAMSCHRODER: 17,038?

6 MR. STINZIANO: Yep.

7 MR. DAMSCHRODER: Yep.

8 MR. ANTHONY: 1703?

9 MR. DAMSCHRODER: 17,038.

10 MR. ANTHONY: I knew that was going to
11 do it.

12 MR. STINZIANO: That completes the
13 drawing of the precincts for the audit.

14 MR. ANTHONY: Mr. Chair, I have a
15 personal matter I would like to discuss. It's
16 the resignation -- I have a letter here from
17 T. Mark Essary stating that -- I'm going to read
18 his letter, his intention to resign.

19 MR. DAMSCHRODER: You're just
20 memorializing it for the record.

21 MR. ANTHONY: I'm just memorializing
22 his letter of resignation. I'd like to read it
23 into the record. And I've got you a copy in case
24 I don't read it right.

1 It says, I would like this letter to
2 serve as notice of my intention to terminate my
3 employment with the Franklin County Board of
4 Elections effective January 2, 2009.

5 I have greatly enjoyed the time I have
6 spent in my service to this organization and to
7 the voters of Franklin County.

8 I can think of no greater honor than
9 the opportunity to serve as a member of the team
10 that has been entrusted with the public's
11 administration of democracy.

12 I feel that it is now time to seek out
13 new opportunities and to see where they may
14 lead. Again, accept my highest gratitude for the
15 trust and faith that this Board has placed in me
16 over the years, and good luck with your continued
17 success.

18 Very truly yours, Trave M. Essary,
19 Voter Services, Franklin County Board of
20 Elections.

21 I'd like to memorialize that, and I
22 would like to go on the record saying I
23 think -- I regret to see Mark leave but, you
24 know, we all have to pursue our careers in other

1 places, and I wish Mark the best of luck wherever
2 he ends up.

3 Yeah, that doesn't need a vote or
4 anything.

5 MR. DAMSCHRODER: No.

6 MR. STINZIANO: No.

7 CHAIRMAN PREISSE: Well, I think that
8 concludes our business. We'll entertain a motion
9 to adjourn.

10 MS. MARINELLO: Mr. Chairman, I make a
11 motion to adjourn.

12 CHAIRMAN PREISSE: Do you want to
13 second the motion to adjourn? You're pretty good
14 at it.

15 MR. COLLEY: Second.

16 MR. STINZIANO: All in favor?

17 (Board members in favor of the motion
18 so indicated.)

19 MR. STINZIANO: Meeting is adjourned.

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21 Thereupon, the proceedings were
22 concluded at 10:36 o'clock a.m.

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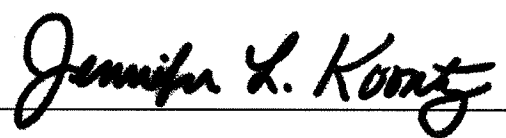
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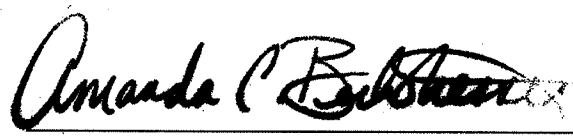
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The undersigned do hereby certify that the foregoing proceedings were digitally recorded, electronically transmitted, and transcribed via audible playback, and that the foregoing transcript of such proceedings is a full, true and correct transcript of the proceedings as so recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal of office at Columbus, Ohio, on this 15th day of December, 2008.



JENNIFER L. KOONTZ
Certified Digital Reporter
Notary Public - State of Ohio.
My commission expires: 9/15/2013



AMANDA C. BERKSTRESSER
Certified Digital Transcriber