

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

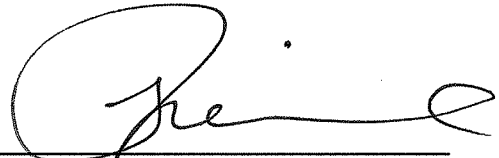
MINUTES OF THE MEETING ON

5/18/10

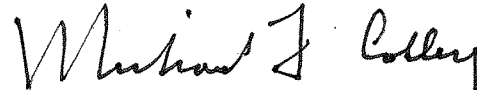
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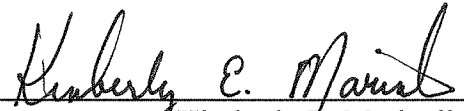
BY:



Douglas J. Preisse, Chairman



Michael F. Colley, Esq.



Kimberly E. Marinello



Zachary Manifold

ATTEST:



William A. Anthony, Jr., Director

1 FRANKLIN COUNTY BOARD OF ELECTIONS

2 FRANKLIN COUNTY, OHIO

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4 IN RE: :

5 Board Meeting :

6 :

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8 Proceedings before Chairman Douglas J.  
9 Preisse; Director William A. Anthony,  
10 Junior; Deputy Director Matt M. Damschroder;  
11 and Board Members Michael F. Colley and  
12 Kimberly E. Marinello; taken at the Franklin  
13 County Board of Elections, 280 East Broad  
14 Street, Columbus, Ohio, on Monday, May 18,  
15 2010, at 3:01 o'clock p.m.

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1 APPEARANCES:

2 Franklin County Board of Elections  
3 373 South High Street  
4 Thirteenth Floor  
5 Columbus, Ohio 43215  
6 By Mr. Anthony E. Palmer, Junior  
7 Franklin County Prosecuting  
8 Attorney's Office,

9 On behalf of the Department.

10

11 ALSO PRESENT:

12

13 Ben Piscitelli, Media Relations

14

15 Suzanne Brown, Executive Assistant to  
16 the Board

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18 Karen Cotton - Manager for FC Board of  
19 Elections

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22 Larry Guglielmi - Worthington Ward 1  
23 Candidate

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P R O C E E D I N G S  
- - - - -

DIRECTOR ANTHONY: We would like to call the Franklin County Board of Elections meeting to order. Roll call.

Kim Marinello?

BOARD MEMBER MARINELLO: Here.

DIRECTOR ANTHONY: Doug Preisse?

CHAIRMAN PREISSE: Here.

DIRECTOR ANTHONY: Mike Colley?

BOARD MEMBER COLLEY: Here.

DIRECTOR ANTHONY: All right, and Zack is taking a much needed vacation, and I apologize. It's been planned for months and months and months, so we have a --

CHAIRMAN PREISSE: Good time to get it out of the way.

DIRECTOR ANTHONY: Yep, get it out of the way. So the meeting is called to order. I guess you want the certification of the election?

DEPUTY DIRECTOR DAMSCHRODER: Yeah, the first item we'll do is there is one contest from the May 4th election that resulted in a tie, that

1 being the election for member of the Republican  
2 County Central Committee from Worthington Ward 1,  
3 with both candidates getting 219 votes.

4 So before we can certify the results of  
5 the election, we have to determine the winner of  
6 the contest by lot, and our tradition here is to  
7 flip a coin to -- to make that selection, so we  
8 have a beautiful \$1 coin there.

9 BOARD MEMBER MARINELLO: Oh, I thought  
10 you were going to say Board Member.

11 DIRECTOR ANTHONY: That's what he meant  
12 to say.

13 BOARD MEMBER MARINELLO: Okay. At  
14 least we know today.

15 DEPUTY DIRECTOR DAMSCHRODER: So -- and  
16 as is our tradition, the winner of the coin toss  
17 will get to keep the coin, but -- so that's our --  
18 that's our first order of business before we can  
19 certify the election.

20 CHAIRMAN PREISSE: So how -- so how  
21 will we proceed?

22 DEPUTY DIRECTOR DAMSCHRODER: I think  
23 we'll have Ms. Marinello flip the coin and --  
24 because Mr. Falcoski is not present, we'll have

1 Mr. Guglielmi call the -- call the coin in the air,  
2 and we'll let it hit the ground and roll, and  
3 whatever side is up, that's that.

4 DIRECTOR ANTHONY: She can stand out  
5 here.

6 CHAIRMAN PREISSE: That sounds fair to  
7 me. Does that sound fair to the staff, Board  
8 Members, and the candidate here?

9 MR. GUGLIELMI: Yes, sir.

10 CHAIRMAN PREISSE: It's rolling through  
11 my head which of the very popular -- how do we  
12 ascribe this tie from two very popular public names  
13 on the ballot, Falcoski and -- how do you say your  
14 last name?

15 MR. GUGLIELMI: Guglielmi.

16 CHAIRMAN PREISSE: -- Guglielmi with  
17 the silent g in the old fashioned, Italian  
18 tradition.

19 Does that sound okay with you?

20 MR. GUGLIELMI: That's fine with me.

21 DEPUTY DIRECTOR DAMSCHRODER: All  
22 right. Can we --

23 CHAIRMAN PREISSE: So he'll --

24 DEPUTY DIRECTOR DAMSCHRODER: -- have

1 him come up here?

2 CHAIRMAN PREISSE: -- Mr. Guglielmi  
3 will call it --

4 DIRECTOR ANTHONY: So you got to --

5 CHAIRMAN PREISSE: -- call it in the  
6 air, is that what we're saying?

7 DEPUTY DIRECTOR DAMSCHRODER: Call it  
8 in the air.

9 BOARD MEMBER MARINELLO: (Tosses coin.)

10 MR. GUGLIELMI: Tails.

11 BOARD MEMBER MARINELLO: I can't even  
12 see it.

13 CHAIRMAN PREISSE: It is --

14 BOARD MEMBER MARINELLO: Tails, isn't  
15 it?

16 DIRECTOR ANTHONY: Let's walk over and  
17 see it.

18 CHAIRMAN PREISSE: It looks like tails.  
19 It's the Statue of Liberty. It that tails? What's  
20 on the other side of that?

21 DEPUTY DIRECTOR DAMSCHRODER: Zachary  
22 Taylor. Zachary Taylor is on the other side.

23 CHAIRMAN PREISSE: All right. That  
24 is --

1 DIRECTOR ANTHONY: It looks like it.

2 CHAIRMAN PREISSE: What is the other  
3 side? Yeah, that's tails. Congratulations, and  
4 you're also the -- the recipient of this coin, I  
5 think, according to --

6 DEPUTY DIRECTOR DAMSCHRODER: Yes.

7 CHAIRMAN PREISSE: Your lucky coin, so  
8 please come forward and --

9 BOARD MEMBER MARINELLO: It's nice.

10 MR. GUGLIELMI: Thank you.

11 CHAIRMAN PREISSE: Congratulations, and  
12 welcome to the Committee. Okay.

13 DEPUTY DIRECTOR DAMSCHRODER: And so  
14 we'll note the result of that in the minutes with  
15 the following motion from Ms. Marinello.

16 BOARD MEMBER MARINELLO: Yes, the  
17 following -- or the official canvass of votes  
18 having resulted in a tie and the Board having  
19 selected a winner by the flip of a coin, I move  
20 that the Board certify Larry Guglielmi as elected  
21 to the office of Republican County Central  
22 Committee Member for Worthington Ward 1.

23 DEPUTY DIRECTOR DAMSCHRODER: Is there  
24 a second?



1 BOARD MEMBER COLLEY: Second.

2 DEPUTY DIRECTOR DAMSCHRODER: All those  
3 in favor say aye?

4 BOARD MEMBERS: Aye.

5 DEPUTY DIRECTOR DAMSCHRODER: And the  
6 motion carries.

7 The next two items on the agenda,  
8 because we have two members of the Board who were  
9 on the ballot, we need to break those out  
10 separately and certify them individually with a  
11 roll call so that the member in question can  
12 abstain. Is there a motion?

13 CHAIRMAN PREISSE: I move that the  
14 Board certify the results of the May 4 election for  
15 Republican State Central Committeeman for the 16th  
16 Senate District.

17 BOARD MEMBER MARINELLO: Second.

18 DEPUTY DIRECTOR DAMSCHRODER: We'll do  
19 a roll call vote.

20 Mr. Colley?

21 BOARD MEMBER COLLEY: Yes.

22 DEPUTY DIRECTOR DAMSCHRODER: Abstain.  
23 You can go abstain.

24 CHAIRMAN PREISSE: This one is yours.

1 DEPUTY DIRECTOR DAMSCHRODER: Yeah,  
2 this is your election.

3 Mr. Preisse?

4 CHAIRMAN PREISSE: Yes.

5 DEPUTY DIRECTOR DAMSCHRODER:  
6 Ms. Marinello?

7 BOARD MEMBER MARINELLO: Yes.

8 DEPUTY DIRECTOR DAMSCHRODER: All  
9 right. And we have -- the motion carries. We have  
10 certified the 16th Senate State Central  
11 Committeeman.

12 So the next one will be for  
13 Mr. Preisse's election. So he'll abstain. So is  
14 there a motion?

15 BOARD MEMBER COLLEY: I move that the  
16 Board certify the results of the May 4 election for  
17 Republican State Central Committeeman for the 15th  
18 Senate District.

19 BOARD MEMBER MARINELLO: Second.

20 DEPUTY DIRECTOR DAMSCHRODER: We'll do  
21 a roll call.

22 Mr. Colley?

23 BOARD MEMBER COLLEY: Yes.

24 DEPUTY DIRECTOR DAMSCHRODER:

1 Mr. Preisse?

2 CHAIRMAN PREISSE: I will abstain.

3 DEPUTY DIRECTOR DAMSCHRODER:

4 Ms. Marinello?

5 BOARD MEMBER MARINELLO: Yes.

6 DEPUTY DIRECTOR DAMSCHRODER: And the  
7 motion carries.

8 And then the last is to certify the  
9 balance of the election results just for Franklin  
10 County. As you'll recall from our conversation at  
11 the May 3rd meeting, we'll certify the results of  
12 the cross county contest next Tuesday, so that will  
13 be members of Congress and I think one -- a couple  
14 of -- yeah, Reynoldsburg school levy.

15 BOARD MEMBER MARINELLO: I move that  
16 the Board certify the Franklin County portion of  
17 results of the May 4th primary election.

18 DEPUTY DIRECTOR DAMSCHRODER: Is there  
19 a second?

20 BOARD MEMBER COLLEY: Second.

21 DEPUTY DIRECTOR DAMSCHRODER: All in  
22 favor say aye?

23 BOARD MEMBERS: Aye.

24 DEPUTY DIRECTOR DAMSCHRODER: And the

1 motion carries.

2 We do have three recounts, and Karen is  
3 here and can describe those in a little bit of  
4 detail, if you would, Mrs. Cotton.

5 MS. COTTON: The first recount involves  
6 a local office in question in Ward 50, Precinct C,  
7 that's the second thing on your list. It involves  
8 a single precinct, and we need to count the whole  
9 precinct and all of the votes from that precinct.  
10 The margin is two votes. If you take one half of  
11 one percent it's 1.09, rounding up to -- any  
12 portion of the vote rounds upwards, so it requires  
13 us to do that recount.

14 The second recount involved -- involves  
15 the County Central Committee race for Worthington  
16 Ward 1. If you take the total number of votes cast  
17 in the race it is 438 votes, and you take a half a  
18 percent of that, then it's 21.9 or 22 votes, so we  
19 do need to draw from the four precincts in  
20 Worthington, Ward 1, to determine what precincts  
21 will be counted by hand, and then the rest of them  
22 will be counted by machine. The audits will all  
23 match, so we'll drop the four precincts --

24 DEPUTY DIRECTOR DAMSCHRODER: What

1 we'll do Karen is we'll do -- we'll do the draw  
2 after we do the -- the motion to fix the -- the  
3 date for them.

4 MS. COTTON: Okay. I'll go ahead and  
5 draw Worthington in here.

6 DEPUTY DIRECTOR DAMSCHRODER: Yep.

7 MS. COTTON: The other recount that we  
8 need to accomplish is for the Madison Township Tax  
9 Levy. There's a total of 24 precincts involved in  
10 that jurisdiction. The vote totaled -- difference,  
11 they are losing the levy by 23 votes, and its  
12 22.545 votes is the one half of one percent, so  
13 that one is required. They only have the cards  
14 needed from that one, also.

15 DEPUTY DIRECTOR DAMSCHRODER: Any  
16 questions on that? So -- well, why don't we have a  
17 motion to declare the automatic recounts and to set  
18 the times for those recounts to begin for next  
19 Monday.

20 BOARD MEMBER MARINELLO: Okay.  
21 Mr. Chairman, I move that the Board declare  
22 automatic recounts for Republican County Central  
23 Committee Member for Worthington, Ward 1; Local  
24 Liquor Option in Columbus Ward 50, Precinct C; and

1 Madison Township Tax Levy, and fix as the times for  
2 conducting the recounts at 9 a.m., 10 a.m., and  
3 1 p.m., respectively on Monday, May 25, at Franklin  
4 County Memorial Hall and the Board of Elections  
5 Warehouse.

6 DEPUTY DIRECTOR DAMSCHRODER: Is there  
7 a second?

8 BOARD MEMBER COLLEY: Second.

9 DEPUTY DIRECTOR DAMSCHRODER: All in  
10 favor say aye?

11 BOARD MEMBERS: Aye.

12 DEPUTY DIRECTOR DAMSCHRODER: And the  
13 motion carries.

14 So why don't we draw the precinct for  
15 Worthington Ward 1?

16 MS. COTTON: Correction, it's the 24th.  
17 Monday is the 24th.

18 DEPUTY DIRECTOR DAMSCHRODER: I'm  
19 sorry. Thank you.

20 MS. COTTON: Who would be able to draw?

21 DEPUTY DIRECTOR DAMSCHRODER: Kim, do  
22 you want to --

23 BOARD MEMBER MARINELLO: Sure.

24 MS. COTTON: It's kind of hard to

1 shuffle them up.

2 BOARD MEMBER MARINELLO: Worthington  
3 1B, 1-1-1.

4 MS. COTTON: That's 111 votes --

5 BOARD MEMBER MARINELLO: 111.

6 MS. COTTON: -- casted.

7 BOARD MEMBER MARINELLO: 111.

8 DEPUTY DIRECTOR DAMSCHRODER: Great.

9 So Worthington 1, Precinct B; is that what it was?

10 BOARD MEMBER MARINELLO: Yes.

11 CHAIRMAN PREISSE: Will you describe  
12 that for our audience?

13 DEPUTY DIRECTOR DAMSCHRODER: Sure.

14 With the -- with the recount that we'll do, it'll  
15 be for -- in this contest, for Monday. We'll start  
16 at 9 a.m. We'll do absentee ballots here. We'll  
17 do the electronic machines with the voter verified  
18 paper audit trail, the permanent paper record that  
19 prints as the voter casts their ballot in the  
20 electronic machines, and we'll actually hand  
21 recount the paper-absentee ballots from that  
22 precinct, and then we'll also count the votes on  
23 the paper audit trail. If the hand tally matches  
24 the electronic results, then we'll re-read the

1 electronic results for all of the votes in that  
2 contest.

3 And in the case of this -- the Central  
4 Committee contest, if the -- the coin toss will be  
5 reversed only if the hand tally and the -- and the  
6 recount, you know, show that there's -- that there  
7 wasn't a tie, but having gone through it very  
8 carefully as we do with every contest, we have  
9 never seen a result change as a result of the  
10 recount, so --

11 CHAIRMAN PREISSE: It actually wouldn't  
12 change if it wasn't a tie and Mr. Guglielmi got  
13 more votes.

14 DEPUTY DIRECTOR DAMSCHRODER: Correct.

15 CHAIRMAN PREISSE: It would only change  
16 if it wasn't a tie and you were found to have  
17 received fewer votes.

18 DEPUTY DIRECTOR DAMSCHRODER: Correct.

19 And letters will go out today to both of the  
20 candidates, and they are allowed to have  
21 representatives present as observers for the -- for  
22 the recount.

23 CHAIRMAN PREISSE: Okay.

24 DEPUTY DIRECTOR DAMSCHRODER: Next



1 we'll draw for the precincts for the Madison  
2 Township Tax Levy.

3 MS. COTTON: The number we're looking  
4 for is 226 --

5 DEPUTY DIRECTOR DAMSCHRODER: 226.

6 MS. COTTON: -- and that, we're  
7 required to count by hand 226.

8 BOARD MEMBER MARINELLO: Obetz, B, 96.  
9 Let me select a second precinct, Canal Winchester  
10 C, 199.

11 MS. COTTON: That gets us to --

12 DEPUTY DIRECTOR DAMSCHRODER: All  
13 right.

14 MS. COTTON: -- 226.

15 DEPUTY DIRECTOR DAMSCHRODER: CW, C &  
16 Obetz, B.

17 BOARD MEMBER MARINELLO: Uh-huh.

18 DEPUTY DIRECTOR DAMSCHRODER: Good job,  
19 Kim.

20 BOARD MEMBER MARINELLO: Thank you.

21 DEPUTY DIRECTOR DAMSCHRODER: Any other  
22 questions on matters for the recount?

23 All right. So staff will do that next  
24 Monday, the 24th, as Karen mentioned. Then

1 we'll -- the Board will reconvene Tuesday the 25th  
2 at 3 p.m. to certify the results of the recount and  
3 the results of the cross-county elections.

4 Next item on the agenda is fiscal  
5 matters. The first is, as you recall from our  
6 budget submission to the County Commissioners from  
7 last year, we requested \$5,000 to use as a grant to  
8 the Consortium for Good Government, which sponsors  
9 a series of candidate forums in the fall.

10 When they began their forums back in  
11 1999, they were the -- some of the largest attended  
12 candidate forums. They've kind of dwindled off the  
13 last couple of years, and the purpose of the grant  
14 is to assist them with -- with marketing and  
15 promoting the regional candidate nights to try to  
16 increase participation to see if -- if this kind of  
17 support helps engage the community in meeting  
18 candidates to make informed decisions.

19 So that's -- this grant would be  
20 provided to the League of Women Voters for the  
21 benefit of the Consortium for Good Government.

22 BOARD MEMBER MARINELLO: Mr. Chairman,  
23 I move that the Board authorize the payment of  
24 \$5,000 as a grant to the League of Women Voters,

1 Central Ohio Region, to assist the Franklin County  
2 Consortium for Good Government with promoting its  
3 regional candidate forums in advance of the  
4 November 2, 2010, general election.

5 DEPUTY DIRECTOR DAMSCHRODER: Is there  
6 a second?

7 BOARD MEMBER COLLEY: Second.

8 DEPUTY DIRECTOR DAMSCHRODER: All in  
9 favor say aye?

10 BOARD MEMBERS: Aye.

11 DEPUTY DIRECTOR DAMSCHRODER: And the  
12 last is our grant agreement with the Secretary of  
13 State to provide online poll worker training. This  
14 provides, I think, the amount of \$5 per poll worker  
15 who participated in the online poll worker training  
16 program using federal funds granted to the  
17 Secretary of State, and then in turn granted to us.  
18 It's -- so it's just the -- what we've done for the  
19 last several years, it was just entering into that  
20 agreement that we have to do.

21 BOARD MEMBER MARINELLO: I move the  
22 Board enter into a grant agreement with the Ohio  
23 Secretary of State for online poll worker training  
24 in the amount of \$12,000.

1 BOARD MEMBER COLLEY: Second.

2 DEPUTY DIRECTOR DAMSCHRODER: All in  
3 favor say aye?

4 BOARD MEMBERS: Aye.

5 DEPUTY DIRECTOR DAMSCHRODER: The  
6 motion carries. Bill will pass down the line that  
7 grant agreement that you need to sign on the back.

8 Also, I think -- I think they're in  
9 your packets, Brenna provided monthly financial  
10 statements from March and April for your review.  
11 The -- Brenna has prepared for our June 7th meeting  
12 to provide a more detailed fiscal presentation. It  
13 will have much more meaning, because it will have  
14 all the costs of the election built into that  
15 presentation, so feel free to peruse those and  
16 forward any questions to Bill or I or Brenna.

17 Anything else for the good of the  
18 order? Else a motion to adjourn would be in order.

19 BOARD MEMBER MARINELLO: Mr. Chairman,  
20 I move --

21 CHAIRMAN PREISSE: You've done all the  
22 heavy lifting today. Keep it up.

23 BOARD MEMBER MARINELLO: I move that we  
24 adjourn.

1                   DEPUTY DIRECTOR DAMSCHRODER: Is there  
2 a second to the motion?

3                   BOARD MEMBER COLLEY: Second.

4                   DEPUTY DIRECTOR DAMSCHRODER: All in  
5 favor say aye?

6                   BOARD MEMBERS: Aye.

7                   DEPUTY DIRECTOR DAMSCHRODER: The  
8 motion carries. We are adjourned.

9                   - - - - -

10                   Thereupon, the proceedings were  
11 concluded at 3:31 o'clock p.m.

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CERTIFICATE

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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 3<sup>rd</sup> day of June, 2010.

Jennifer L. Koontz

JENNIFER L. KOONTZ  
Certified Digital Reporter  
Notary Public - State of Ohio  
My commission expires September 15, 2013.

Gloria Tovar Smith

GLORIA TOVAR SMITH  
Certified Digital Transcriber