1	BEFORE THE FRANKLIN COUNTY BOARD OF ELECTIONS			
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4	In Re:			
5	Special Meeting :			
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8	PROCEEDINGS			
9	before Chairman Douglas J. Preisse, Director William			
10	A. Anthony, Jr., Deputy Director Dana Walch, and			
11	Board Members Zachary E. Manifold and Kimberly E.			
12	Marinello, at the Franklin County Board of Elections,			
13	280 East Broad Street, Columbus, Ohio, called at 3:04			
14	p.m. on Monday, August 20, 2012.			
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21	ARMSTRONG & OKEY, INC.			
22	222 East Town Street, 2nd Floor Columbus, Ohio 43215-5201			
23	(614) 224-9481 - (800) 223-9481 Fax - (614) 224-5724			
24				

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1	APPEARANCES:	
2	Franklin County Prosecutor's Office By Mr. Harold J. Anderson, III.	
3	Assistant Prosecuting Attorney 373 South High Street, 13th Floor	
4	Columbus, Ohio 43215	
5	On behalf of the Board.	
6	ALSO PRESENT:	
7	Ms. Suzanne Brown, Executive Assistant to the Board	
8	Ms. Karen Cotton,	
9	Operations Manager, Franklin County Board of Elections	
10		
11	Mr. Jeffrey Mackey, Petitions and Financial Filings Clerk,	
12	Franklin County Board of Elections	
13	Mr. Ben Piscitelli, Public Information Officer, Parablic County Based of Blacking	
14	Franklin County Board of Elections	
15	Ms. Renee Klco, Manager of Voter Services,	
10	Franklin County Board of Elections	
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1 2 PROCEEDINGS 3 4 DIRECTOR ANTHONY: Good afternoon, 5 everyone. I would like to call the Franklin County 6 Board of Elections meeting to order and I'll do the 7 roll call. Kimberly Marinello? 9 BOARD MEMBER MARINELLO: Here. 10 DIRECTOR ANTHONY: Zachary Manifold? 11 BOARD MEMBER MANIFOLD: Here. 12 DIRECTOR ANTHONY: Douglas Preisse? 13 CHAIRMAN PREISSE: Here. DIRECTOR ANTHONY: Just for clarification 14 15 for all you good folks in the audience, this is a 16 Special Meeting to talk about approving the 17 provisional ballots, closing on Columbus Day, and 18 then a couple other items. We will not, cannot take 19 votes or legally discuss anything about early voting. 20 However, Chairman Preisse . . . 21 CHAIRMAN PREISSE: It is obvious to all 22 of the Board members and staff that there are many 23 people, good citizens of Franklin County who have

concerns and you have come here today and you're

welcome here as the public is at every Board meeting.

So we're going to attempt to get through today's noticed business in as timely a fashion as we can, some of it involves the staff finalizing some votes so we may have a little delay, but during that time, and at the end as time permits, we certainly welcome members of the public to address the Board and staff on the record. I think that some of our folks have distributed —

DIRECTOR ANTHONY: I have this.

CHAIRMAN PREISSE: Okay. So we've got the names of folks who may wish to address the staff.

In deference and respect to your friends and neighbors who may be here, too, as we begin that process we'll kind of feel our way through it and ask that you be respectful of the others who may be in line behind and wish to make comments as well.

Having said that, we have a majority, we have a quorum.

DIRECTOR ANTHONY: Thank you, sir.

The first item on the agenda,

Mr. Chairman, is the approval of the minutes of the August the 1st, 2012, meeting of the Franklin County Board of Elections.

BOARD MEMBER MARINELLO: Mr. Chairman, I move that the Board approve the minutes of the August 1st, 2012, meeting of the Franklin County Board of Elections as submitted.

BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All those in favor?

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: The next item on the agenda is approval of the provisional ballots at the August 7th Special Election. We have Renee Klco who will talk about the provisional ballots.

MS. KLCO: There were 34 provisional ballots cast; 27 of those are valid, 7 are not. Four of them were not registered in the State of Ohio, one forgot to sign the envelope, one voted in the wrong precinct, and one voted absentee.

DIRECTOR ANTHONY: And that will be your Exhibit A.

CHAIRMAN PREISSE: Okay.

BOARD MEMBER MARINELLO: Mr. Chairman, I move that the Board accept the staff recommendation for the validation of 27 provisional ballots and the rejection of 7 provisional ballots cast at the August 7th Special Election as submitted in Exhibit A.

1 DIRECTOR ANTHONY: Is there a second? 2 BOARD MEMBER MANIFOLD: Second. 3 DIRECTOR ANTHONY: All those in favor, 4 say aye. 5 BOARD MEMBERS: Aye. 6 DIRECTOR ANTHONY: Mr. Chairman, you need 7 to sign this. 8 The next item on the agenda, as you all 9 know, early voting is in October and there's a holiday in October. And Dana and I, as we do every 10 11 year, we would like to have the Board employees 12 report to work, even though we will not be open, in 13 preparation for all the other things that we need to do to get ready for the November 6th Election. So we 14 15 need an authorization to have our employees work that day, but we will be closed to the public for that 16 17 Directive. 18 BOARD MEMBER MARINELLO: Mr. Chairman, I move that the Board office be closed to the public on 19 20 Monday, October 8th, 2012, per Secretary of State 21 Directive 2012-35, but that employees come to work

Monday, October 8th, 2012, per Secretary of State

Directive 2012-35, but that employees come to work

for their regular work schedule. For working a

holiday, the Board office will instead close on

Friday, November 23rd.

22

23

DIRECTOR ANTHONY: Is there a second?

BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All those in favor?

BOARD MEMBERS: Aye.

 $\label{eq:decomposition} \mbox{DIRECTOR ANTHONY:} \quad \mbox{We will let our} \\ \mbox{employees know.}$ 

We also have on the agenda the hiring of several -- several folks, and I'll let Dana go through that. We have several folks leaving and we need to replace them in our Voter Services Department and Absentee Department. Mr. Walch.

employee who resigned from our office a few weeks ago; Jane Hanley. And after talking with a few folks about it, we recommend hiring Pamela Laycock, who I think is here today in the corner here, for that position. She's done a number of different things over the years; worked for the Department of Commerce as a former Army Reservist, I believe, it is the Army, correct, Pam?

MS. LAYCOCK: Yes.

DEPUTY DIRECTOR WALCH: And we think she'd be a good fit for the office and we would love to bring her on board in the clerk position.

CHAIRMAN PREISSE: Having said that, I move that the Board hire Pamela Laycock as an employee of the Board of Elections in the Voter Services Department beginning August 21, 2012, at a compensation rate of \$14.67 per hour.

BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All in favor, say aye.

BOARD MEMBERS: Aye.

2.2

DIRECTOR ANTHONY: And then the next hire, it's on the Democrat side, and we had an employee, Jim Meyer, who unfortunately had to retire due to some health issues, and we've had the position open and we would like to hire Chris Cipriano.

We would like to hire him -- actually, the work -- we made some movement around, we would like to have him in the Absentee Department and we're making a switch from one of our Absentee employees over to Voter Services and we would like to have Chris work in the Absentee Department. Chris is also here. I think I saw him here. Maybe I didn't see Chris here. Anyway, at a compensation rate of 14.67 an hour.

BOARD MEMBER MARINELLO: Mr. Chairman, I move that the Board hire Chris Cipriano as an

employee of the Board of Elections in the Absentee Department beginning September 4, 2012, at a compensation rate of 14.67 per hour.

BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All those in favor, say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: The next item is kind of a clean-up item. As you all know, our early vote center, we had 1700 Morse Road, and we needed to -- since you guys had entered into that contract, we need to make a motion to kind of make it all come together the right way, so.

DEPUTY DIRECTOR WALCH: We had originally done the motion that you gave the Director and I the authority to move into the contract when, actually, the contract was for the members of the Board, so we just wanted to clean this motion up to make sure that it was proper, so.

BOARD MEMBER MANIFOLD: Mr. Chairman, to clarify the motion made at the August 1st, 2012, meeting regarding the in-person absentee vote center, I move that the Board enter into a contract with NMRD Limited for the rental of a location at 1700 Morse

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1
    Road, Columbus, Ohio, to conduct our in-person
2.
    absentee vote center.
3
                 DIRECTOR ANTHONY: Is there a second?
                 BOARD MEMBER MARINELLO: Second.
5
                 DIRECTOR ANTHONY: All those in favor,
6
    say aye.
7
                 BOARD MEMBERS: Aye.
8
                 DIRECTOR ANTHONY: We have a name change
9
    on the ballot. It's for Michael K. Herrell.
10
                 DEPUTY DIRECTOR WALCH: "Hare-ol."
11
                 DIRECTOR ANTHONY: "Hare-ol." He's
12
    running for Sheriff of Franklin County. He would
13
    like to change his name to Mike Herrell.
                 DEPUTY DIRECTOR WALCH: "Hare-ol."
14
15
                 DIRECTOR ANTHONY: "Hare-ol," yeah. I'll
    get it right. At any rate, it's -- the Board sees
16
17
    nothing -- it's a derivative of Michael and we've
18
    done this in the past.
19
                 BOARD MEMBER MARINELLO: I move that the
20
    Board accept the change of name request of Michael K.
21
    Herrell for Sheriff and that his name shall appear on
22
    the November 6, 2012 General Election ballot as Mike
    Herrell.
23
24
                 DIRECTOR ANTHONY: Is there a second?
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BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All those in favor,

3 say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: Several -- well, Dana,

6 maybe a couple weeks ago, we had --

DEPUTY DIRECTOR WALCH: About two weeks ago.

DIRECTOR ANTHONY: And this came from you, Zach. He had sent me an e-mail about a group of folks that wanted to do a documentary on Boards of Elections throughout the state of Ohio and how they operate, and they wanted to come in and do one here as they are several other counties across the state, and what they wanted to do is really document how Boards of Elections actually operate; the day-to-day of the Board of Elections.

Dana and I met with the individuals and we think it would be a pretty good — a pretty good idea to have them come in and just kind of film us doing the stuff that we do. Right now the documentary is being called "The BOE," and they're in search of a better name, Dana and I couldn't come up with one, so right now it's called "The BOE."

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                 CHAIRMAN PREISSE: Are they here today?
2
                 DIRECTOR ANTHONY: I don't think they
3
    are.
4
                 DEPUTY DIRECTOR WALCH: I don't think so.
5
                 DIRECTOR ANTHONY: This would have been
6
    good for them to show. But anyway, they seem pretty
7
    -- they -- their résumé seemed pretty impressive to
8
    me and they're funded by some nonprofits, two charity
9
    trusts and some other folks, so I think they will do
    a good job. You probably know a little more than I
10
11
    do about it, Zach.
12
                 BOARD MEMBER MANIFOLD: I -- they reached
13
    out to me a few weeks ago and wanted to do this.
     They talked a lot about how the public doesn't know a
14
15
    whole lot about the Board of Elections and that they
    wanted to, you know, help educate the public which I
16
17
    think is a great thing. I'm glad you guys checked
18
    them out. And I agree, I can't remember right now,
19
    they had a list of things that they've done that I
20
     thought were impressive, and I'm glad you guys
21
     checked them out.
22
                 DIRECTOR ANTHONY: Dana, did you want to
    add anything to that?
23
24
                 DEPUTY DIRECTOR WALCH: No, I think
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1
    that's it. We thought it was a very good idea.
2
     generally -- Bill and I had a -- we were very similar
3
    on this and had the same mindset that we encourage
    folks to come and learn what it is we do and how we
5
    do it. We're always here to help answer any
6
    questions we have, educate people on how Board of
7
    Elections work, so we thought this was an interesting
    idea to have them in and be able to broadcast it out
9
    to folks to see the inner workings of a Board office.
    So we -- we don't see a downside to it; we see only
10
11
    plus.
12
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BOARD MEMBER MANIFOLD: Mr. Chairman, I move that the Board approve the Director and Deputy Director and staff at the Board to work with the producers of the documentary "The BOE."

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DIRECTOR ANTHONY: Is there a second?

BOARD MEMBER MARINELLO: Second.

DIRECTOR ANTHONY: All those in favor, say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: The next item on the agenda is, several weeks ago, the Tenth District

Court of Appeals basically in a decision said that we should place Terri Jamison on the November 6th ballot

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and that's what we'd like to do, get her placed on the November 6th ballot.
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BOARD MEMBER MARINELLO: Mr. Chairman, in accordance with the decision of the Tenth District Court of Appeals, I move that the Board place Terri Jamison on the November 6th, 2012 General Election ballot as a candidate for the office of Franklin County Common Pleas Court - Domestic Relations Division, with a commencement date of January 5th, 2013.

DIRECTOR ANTHONY: Is there a second?

BOARD MEMBER MANIFOLD: Second.

DIRECTOR ANTHONY: All those in favor,

14 say aye.

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BOARD MEMBERS: Aye.

16 DIRECTOR ANTHONY: The motion carries.

17 CHAIRMAN PREISSE: Can we pause for a

18 | moment to ask the young lady what she wishes --

MEMBER OF THE PUBLIC: Yes, I was hoping that the proposed rulings and the language, that it could be read louder.

22 CHAIRMAN PREISSE: Louder?

MEMBER OF THE PUBLIC: Yes. It's pretty

24 hard to hear.

16 1 CHAIRMAN PREISSE: Good comment. 2 DIRECTOR ANTHONY: Am I talking too fast 3 too? 4 The next item on the agenda is the certification of issues and candidates for the 5 6 General Election and that would be your Exhibit B. 7 And we have Jeff Mackey from our Department to explain what this is. Jeff. 9 MR. MACKEY: August 8th or prior to that we received six filings for candidate for State Board 10 11 of Education; three in District 6 and three in 12 District 9. Exhibit B lists five individuals whose 13 petitions were found to be valid and sufficient. 14 DIRECTOR ANTHONY: Which exhibit are you 15 reading from? 16 MR. MACKEY: В. 17 DEPUTY DIRECTOR WALCH: Exhibit B. 18 DIRECTOR ANTHONY: Exhibit B? DEPUTY DIRECTOR WALCH: B as in boy. 19 20 MR. MACKEY: B as in boy. 21 CHAIRMAN PREISSE: That's the school --

State school candidates, right?

22

23

motion for Exhibit B as in boy.

BOARD MEMBER MANIFOLD: Mr. Chairman, I move that the Board certify to the November 6th, 2012 General Election ballot those candidates listed on Exhibit B, and that these petitions were timely filed before August 8th, 2012 and found to be valid and sufficient by the Board.

DIRECTOR ANTHONY: Is there a second?

BOARD MEMBER MARINELLO: Second.

DIRECTOR ANTHONY: All those in favor,

say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: The next item is

14 Exhibit C as in Charles.

MR. MACKEY: One candidate for State
Board of Education in District 9 did not file a
petition with sufficient valid signatures. One of
his part petitions was deficient in the dating of the
statement of candidacy. There should be an
attachment there that you can see. We ruled that
those 20 signatures were not valid, as a result he
was eight signatures short of the 100 required
signatures, so we do not recommend him for
certification.

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1
                 CHAIRMAN PREISSE:
                                   Okay.
2
                 DIRECTOR ANTHONY: Is there a motion?
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                 BOARD MEMBER MARINELLO: Mr. Chairman, I
4
    move that the Board deny certification to the
5
    candidates appearing on Exhibit C on the basis that
6
    their petitions were either not timely filed or found
7
    by the staff to be invalid or insufficient.
8
                 DIRECTOR ANTHONY: Is there second?
9
                 BOARD MEMBER MANIFOLD:
                                         Second.
10
                 DIRECTOR ANTHONY: All those in favor,
11
     say aye.
12
                 BOARD MEMBERS:
                                 Aye.
13
                 DIRECTOR ANTHONY: And Exhibit D as in
          Karen Cotton, from our office, will be
14
    presenting these to us.
15
16
                 MS. COTTON: Those items listed on
17
    Exhibit D were all propositions, tax levies, bond
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    issues that were filed by the various subdivisions,
    with the exception of Westerville City School
19
20
    District's Proposed Tax Reduction by Petition at the
21
    bottom of the list where there's an asterisk.
22
    is an asterisk on the back side also which tells you
23
    that we did find enough valid signatures on those
24
    petitions to move forward and order that issue to the
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1 ballot.

The Prosecuting Attorney's office has reviewed all of the ballot questions that are submitted here on Exhibit D and approved them as to form.

DIRECTOR ANTHONY: Any questions?
(No response.)

DIRECTOR ANTHONY: Is there a motion?

BOARD MEMBER MANIFOLD: Mr. Chairman, I move that the Board certify to the November 6th, 2012 General Election those issues listed on Exhibit D, and that these issues were timely filed before August 8th, 2012, and found to be valid and sufficient by the Board.

DIRECTOR ANTHONY: All those in favor, say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: Motion carries.

 $\label{eq:theorem} \mbox{The next item on the agenda is Exhibit E} \\ \mbox{as in Edward.}$ 

MS. COTTON: Exhibit E contains all the local option ballot questions that were filed with our office that were timely filed and had enough valid signatures to qualify for the ballot.

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1
                 DIRECTOR ANTHONY: Before we move on with
2
    this, yeah, we need to redo D as in David. I forgot
3
    to take the second. Manifold made the motion.
4
                 BOARD MEMBER MARINELLO: Second.
5
                 DIRECTOR ANTHONY: Kim seconded.
                                                  And,
6
    again, all those in favor?
7
                 BOARD MEMBERS:
                                 Aye.
8
                 DIRECTOR ANTHONY: The motion carries.
9
                 Now we're on to E as in Edward.
     about that.
10
11
                 MS. COTTON: Exhibit E is a listing of
    all of the local option questions that were filed for
12
    this election. They were timely filed and had
13
    sufficient number of valid signatures to qualify for
14
15
    the ballot. They all are either applicants or
    holders of the specific permits that they're applying
16
17
     for; that is one of the requirements of the law.
18
                 DIRECTOR ANTHONY: Any questions?
19
                 (No response.)
20
                 BOARD MEMBER MARINELLO: Mr. Chairman, I
21
    move the Board certify to the November 6th, 2012
22
    General Election ballot those local option questions
    listed on Exhibit E, and that these local option
23
    questions were timely filed before August 8, 2012,
24
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and found to be valid and sufficient by the Board.
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2
                 DIRECTOR ANTHONY: All those favor?
3
                 BOARD MEMBER MANIFOLD:
                                         Second.
4
                 DIRECTOR ANTHONY: I mean, I'm sorry, is
5
    there a second?
6
                 BOARD MEMBER MANIFOLD:
                                         Second.
7
                 DIRECTOR ANTHONY: All right. All those
8
    in favor, say aye.
9
                 BOARD MEMBERS: Aye.
                 DIRECTOR ANTHONY: Motion carries.
10
    you all.
11
                 Item F as in Frank.
12
13
                 MS. COTTON: We had several local option
    questions that were either filed short or had another
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    problem with the petition which caused the petition
    to be invalid in its whole. We have a particular
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17
    location in Ward 19, Precinct H, which is Mozart's,
    and they were short by 24 signatures.
18
19
                 We had McWillis Incorporated doing
20
    business as Polly's Tavern. They were 30 signatures
21
     short.
22
                 The two local option questions filed for
    Ward 45, Precinct A, in an attempt to dry up the
23
    precinct, the circulator did not fill out the
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circulator's affidavit on either -- or, on any of those part petitions on that petition.
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The Global Gallery, in Ward 20, Precinct A, they fell short of having enough valid signatures, but they also failed to provide for us, on the petition form, the city, state and zip code, and there could be many addresses in the State of Ohio that corresponded to the address that they had listed there, so it had two whammies on it. So we're recommending that Exhibit A, none of the questions listed — on Exhibit F, I'm sorry, be approved.

DIRECTOR ANTHONY: Any questions?
(No response.)

BOARD MEMBER MANIFOLD: Mr. Chairman, I move that the Board deny certification to the local option questions appearing on Exhibit F on the basis that their petitions were either not timely filed or found by the staff to be invalid or insufficient.

DIRECTOR ANTHONY: Is there a second?

BOARD MEMBER MARINELLO: Second.

DIRECTOR ANTHONY: All those in favor,

say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: Okay. And then the

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next item we had a candidate that filed as a write-in, Jeff Brown for the 3rd Congressional District, and it was valid for the write-in, so we need a motion for that.
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BOARD MEMBER MANIFOLD: Mr. Chairman, I move that Jeff Brown be certified as a valid write-in candidate for the office of Representative to Congress in the 3rd Congressional District on the November 6th, 2012 General Election ballot.

BOARD MEMBER MARINELLO: Second.

DIRECTOR ANTHONY: All those in favor, say aye.

BOARD MEMBERS: Aye.

DIRECTOR ANTHONY: At this time,
Mr. Chair, we can move to take remarks from the
audience, and do you want me to just go through the
list as I have it?

CHAIRMAN PREISSE: Yes. That concludes our -- our noticed business except for the fact that we have to take a vote after the staff reviewed and done what they needed to do with the ballots we voted on earlier as they're processing them and we'll come back and deal with that issue when they're prepared.

But, in the meantime, we're still in

session and we can proceed with accommodating members of the public who wish to address the Board and staff.

DIRECTOR ANTHONY: The first one on the list, Mr. Chair, is a James Ragland.

CHAIRMAN PREISSE: As anyone who wishes to address the Board would please do, we do have our stenographer here, please state your name and address and organization you're with, if you are, and then feel free to proceed. We're going to kind of keep an eye on the time a little bit here.

MR. RAGLAND: Good afternoon. My name is James Ragland. I live at 3784 Conway Drive, that's Columbus, Ohio 43227. I stand before you today as a representative of the thousands of my ancestors who were hanged, beaten, and castrated in order that I might be afforded the right to vote. I am appalled that I am forced to revisit these American atrocities in order to persuade you, in 2012, to do the right thing and allow access to the polls to those who want to exercise their rights.

Recent comments in the press by both Mr. Preisse and our own Secretary of State,
Mr. Husted, have made the State of Ohio the

laughingstock of our nation and forced commentators as well as the public to liken our state leadership to officials during the Jim Crow era. The blatant disregard for the fairness of our voting process will not be tolerated or forgotten, and today I urge you to separate yourself from Jim Crow disenfranchising tactics. Here's why:

In our last presidential election in 2008, 93,000 Ohioans cast ballots in the final three days before the election. Here in Franklin County, 14,046 Ohioans used weekend voting to vote early. This represents 27 percent of those who use the early vote option. In addition, African Americans disproportionately used the early vote, walk-in option to exercise their right to vote.

This early vote, walk-in option is used primarily because people in the African American community have a historical mistrust of government officials when it comes to their vote being counted, and the actions of our leaders today only fortifies that mistrust.

Mr. Preisse, as well as Mr. Husted, let's be fair and responsible. Our right to vote is one of the most fundamental rights guaranteed by our

Constitution. Trampling on those rights for the sake of political convenience will further erode the public faith in your office and cast doubt on the validity of the entire election. Is your ultimate goal that of anarchy? Is your ultimate goal outright defiance of our political process?

I urge you, as well as our Secretary, to disavow yourselves from Jim Crow tactics and allow access to the polls in Ohio on the weekends leading up to Election Day. Discrimination has no place in the State of Ohio and you can confirm your agreement with that statement by restoring fairness to our electoral process. Thank you for allowing me to address you today.

CHAIRMAN PREISSE: Thank you.

DIRECTOR ANTHONY: The next speaker on the list is a David Girves.

MR. GIRVES: My name is Dave Girves,
G-i-r-v-e-s. I live at 5041 Greensboro Court in
Columbus, 43220. I'm a citizen. I don't represent
anybody other than myself.

"Of the people, by the people, for the people," those words didn't really connect with me until about six decades ago, but during the past 60

years, I still have never paid much attention to politics. I have heard over and over that voting is one of the most important rights we, as citizens, have.

In 2004 we had long lines at the polls.

Our state adopted early voting to get rid of that problem. The result was this country elected a black president. Mitch McConnell, then our Senate minority leader, said with all the problems in our country, the number one priority of the Republican Party was to defeat President Obama.

Sure enough, our state legislature enacted House Bill 194 that restricted voting hours severely. I, along with thousands of others, collected petition signatures to get that on the ballot so the voters could decide like they did with Senate Bill 295. The legislature responded, when we had enough signatures, by repealing the law, so it would not be on the ballot and, as I understand it, enacted another law with different voter restrictions.

A week or two ago, John Husted ruled to limit early voting. You now have my attention. Many people have said this is just politics. And it is;

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on both sides. I'm surprised he didn't restrict early voting to just two hours a day.
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I used to own the Jai Lai Restaurant. My employees would love to have worked from eight to five, Monday through Friday, with weekends off. The problem is, my customers wanted to eat at lunchtime and they wanted to eat at dinnertime. In response to our customers' demands, we were open late in the evening.

It just seems to me your customers are the voters. If you can't afford anything more than eight to five, Monday through Friday, how about eleven to eight, Wednesday through Sunday?

Thank you very much.

CHAIRMAN PREISSE: Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is

Janet Stoneking.

MS. STONEKING: Thank you, Mr. Chairman, the Board. My name is Janet Stoneking.

CHAIRMAN PREISSE: I'm sorry. I'm sure they can't hear you in the audience because I'm having a hard time.

(Turning on microphone.)

MS. STONEKING: Can you hear me now?

CHAIRMAN PREISSE: Good work.

2.2

MS. STONEKING: Thank you, Mr. Chairman and the members of the Board. My name is Janet Stoneking. It's J-a-n-e-t S-t-o-n-e-k-i-n-g. I live in Westerville, Ohio. My address is 118 East Walnut Street, 43081.

I'm here today as a private citizen and also as a former Legal Aid attorney. I'm very concerned about the elimination of the weekend hours. My former clients had to work two jobs because the only jobs that they could get were minimum wage and they needed two jobs just to attempt to pay the rent and put food on the table. That doesn't count taking their kids to the doctor or other activities to support the children that they have.

I am deeply, deeply troubled about the political climate here and it causing people who are struggling to make ends meet to do the right thing in taking care of their families that you've eliminated the three days where a lot of those people voted in 2008.

I normally am not a politically active person. I don't normally get out with signs. This

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takes me way outside my comfort zone. I'm fine with talking in court and talking in front of a judge about the issues and the facts and the law.
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The facts here are this seems to be arbitrary and capricious. We're not following the law. We're also not following — using the money that's been budgeted both in this county and in Montgomery County, and in Cuyahoga County and I understand also in Hamilton County that the Boards of Elections did the responsible thing and they planned for extra hours in 2012 just as they did in 2008. It makes no sense to me to not use that time to allow people to exercise the one right that they have and that's to vote. Thank you.

CHAIRMAN PREISSE: Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is Pat Hammel.

MS. HAMMEL: Distinguished members of the Board and hard-working staff of the Board, my name is Pat Hammel, I live at 5436 North Meadows Boulevard, Columbus, 43229, and I am here because I am a worker.

Workers have a privilege in this country because we have the opportunity to participate in

government systems that affect our lives. I beseech the Board to please ensure that it will be easier, not harder, for workers to participate fully in our society.

As well, please, make it easier for me to explain to my 85-year-old mother, who has left me a message on my home voice mail every night for a week, "Why is it that my local Board of Election officials are not standing up and defending everyone's access to the ballot box?" Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is a Camille Wimbish.

MS. WIMBISH: Good afternoon. My name is Camille, C-a-m-i-l-l-e, Wimbish, W-i-m, b as in boy, i-s-h, and I'm Election Counsel with Project Vote. Project Vote is a national nonpartisan organization dedicated to eradicating barriers to the ballot for underrepresented communities.

ensure that there's a fair and even playing field; protective of voters' rights. The aim of equal protection is to prevent voters from being disenfranchised or unduly burdened by individual

counties that interpret and apply the law in varying ways that take away the right to vote.

The right to equal protection provides what counties should do as a minimum; it sets a floor. Counties may provide additional assistance to voters beyond the minimum the law requires; taking into consideration the particular demographic, geographic, and financial considerations of each county. Larger counties may need to plan and budget for extra hours because their citizens' behavior demonstrates that need, while rural counties may present different patterns. We need fairness, not a one-size-fits-all uniformity.

And I just wanted to highlight a few facts and figures that were discovered by research by Norman Robbins, a professor at Case Western University, and he found that there were 535,000 votes cast early, in person, statewide in 2008.

Nearly half, 47 percent, of all early, in-person votes were cast during nonbusiness hours during the evening hours and on weekends; half.

This Directive that Secretary Husted issued gives back to voters only one-fifth of those early voting hours that have been taken away since

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2008 by House Bill 224 and by Secretary Husted's tie-breaking votes.
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And so I'm here just to urge everybody in this room to continue to press their election officials and Secretary Husted to restore weekend voting and make sure we have greater access to the polls for all voters in Franklin County.

CHAIRMAN PREISSE: Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is Paula Garfield.

MS. GARFIELD: I'm a little short, so I'm going to lower this down. Take it down a notch.

Thank you so much for giving me the opportunity to speak today. My name is Paula J. Garfield. P-a-u-l-a G-a-r-f-i-e-l-d. I live at 8188 Newark Avenue. That's in Westerville, Ohio, 43081.

I'm here representing myself; however, I am also representing my students. I'm a teacher of 32 years here in Columbus City Schools. I teach democracy. I teach democracy to my students so that they will learn the importance of voting, why it's important to vote, why it's important to stand up and do their civil, citizen duty.

It's hard for me sometimes to explain when they come to me and say, "Ms. Garfield, you always say if you do the right thing, things work out." This is not the right thing, ladies and gentlemen.

As a teacher, I work seven in the morning, I get up at five, and sometimes I'm not out of school until six, seven, eight o'clock at night, between duties, between tutoring, between helping students, and families. My job doesn't stop at 2:30 or 3:00. I have papers to grade. I have OGT testing.

There are many families that depend on the early voting; I, for one, do. I have an elderly father; he is 79 years old. Now, I can't justify, like the lady previously before me, why I can't run home right after work at 2:30, quarter to three, and take him to the polls. He doesn't drive anymore. He's a -- he fought in the Korean War, he served our country, and believes in the right to vote just like my students, just like I do.

Please, the only right thing to do is to extend the hours of our working families. Most of you middle class works till 5:00 in the evening. You

get up at seven or eight or, as Dolly Parton would say, "Working nine to five." I'm not a singer, just a teacher. You understand what I'm saying here? I'm not -- well, I guess I'm a fat lady, but I'm just trying to make a point here. Please, help me lead by example, help me lead our youth. Let them know that the good guys win. Let them vote. Let the people vote. What's fair is fair. This is America, right? Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is Reverend Joel King, Jr.

REVEREND KING: Thank you. Good afternoon to this Board and I'm so happy to be back before you again. I was here last month.

And I believe we did put Mrs. Jamison on the ballot. I want to commend you, number one, for doing the right thing in that situation. I didn't want to leave here today and tell my membership that you can get all the votes and signatures you need on the ballot, but the Board that's supposed to serve me downtown, refuses to put me on the ballot and not do the right thing. So thank you for doing the right thing and putting her on the ballot. I hope she do

get on that in time so her name will appear on that rightfully. So thank you very much for that part. That's part one.

Part two, again, is about I thought again this Board would be the leader in our state even though you wanted to follow the direction of our Secretary of State order by not extending the hours as you have done in the past by law, we've done it in the past, to be an aggressive state in the United States. And yet, we come back to fall on political maneuvering and supression of the vote of every American citizen not just African Americans.

I can tell by this audience here today that there's not just a lot of African Americans here but there's a lot of voters present here today who are concerned with the fact that we're not opening our polls up later for them that work hard, try to respect you by coming down here at 3:00 in the afternoon to attend your Board meeting at 3:00, and pay a fine if we don't have to pay a ticket by the time we get out of here if we don't get out on time, to do the right thing as citizens.

And yet, we refuse to let them have extended hours to vote because we want to play this

political game that we're playing. Yet, we've been a leader in Ohio and it's the accountability of Ohio to show people we're doing the right thing in democracy.

I said this last time, but I'll repeat it again for a matter of record: I hope we will stop telling our boys and girls that's going to fight their wars overseas for every other country to have the right that we enjoy in this country and, yet, we continue to suppress it in America.

Again, I woke up this morning and I thought I was still in America. But by the justice here served, everybody has the right to vote, and by extending the hours, if you listened to the news this morning, 315 was blocked from 5:15 in the morning to almost 11:00; one semi truck. And if one semi truck block 71, ain't nobody going to never get to 1700 Morse Road on Election Day in the traffic that's out there now.

So I hope if you don't do it this time, I hope you go back home and sleep well tonight and make the decision that we're going to do the right thing in the next election, that we're going to let the American people, in Franklin County and Ohio, exercise their right to vote with the extended hours,

weekend voting, so that we can have -- that we can show other countries that we are America and we are proud of our citizens who can exercise their right to vote in this county.

Too many people have died unnecessarily for this right. You know the history. I don't have to repeat that to you right now. And I don't want to have to tell your children and grandchildren that I could have made the decision the right way, but I didn't because I wanted to play politics. This is still the United States of America. Thank you.

(Applause.)

DIRECTOR ANTHONY: The next speaker is James Jones.

MR. JONES: Thank you for giving me the opportunity. My name is James Jones, Jr. My address is 1750 Rebecca Street, Columbus, Ohio 43219. I'm speaking on, you know, behalf of early voting. I, too, have lost my ancestors, you know, great uncles, great aunts, you know, who fought and died for their right to vote, period.

I think early voting, it benefits everybody of all races, genders, as well as parties. Why are we even having a discussion of early voting?

Democrats aren't the only voters who can do early voting. The Republicans can vote early as well, as well as the Green Party or the Tea Party or any other party that's out there. Early voting is the only thing that makes common sense.

People have stood -- understand, recognized, and realized, and especially, you know, the Republicans, there are more single mothers in Franklin County than there are June Cleavers, Carol Bradys, and Florida Evans in this world.

We also have to understand that early voting is not only our right, we earned it, we deserve early voting. This coming October 25th, 2012, my grandmother will turn 87 years old and she always does absentee -- absentee balloting.

Early voting, it definitely makes sense to me because I took advantage of early voting when I voted, last year, no against Issue 2, Senate Bill 5; I came to this building on a Saturday. When I voted for Barack Obama to be President in 2008, I took advantage of absentee balloting.

And the reason why, and I'll leave on this note as far as early voting: When the Republicans speak out against early voting as us

Democratic supporters or other any supporters stand up, speak out -- stand up and speak out on early voting, it proves what President Barack Obama has said about the Republican party and that is simply, "They're out of touch."

(Applause.)

DIRECTOR ANTHONY: Our next speaker is Robert Letcher.

MR. LETCHER: Hi. Thanks for letting me speak to you. I have Parkinson's Disease; it makes it hard to speak. My name is Robert L-e-t-c-h-e-r. I live at 8194 Rochester Way in Westerville, 43081.

And I came up here to -- let me begin by evoking Shakespeare. He wrote there's -- something stinks here. "There's something rotten in the state of Denmark." Let me -- I will take liberties with that twice. The first one is there is something inconsistent in the state of Ohio. We support a pro-business presidential candidate who's running on his experience and who keeps businesses open and, as has been described, can maximize cash flow and stuff, but somehow or other we have a policy that keeps the votes hard to get too. I don't understand why that is. And so people are gasping

for breath. So I really -- it's like we're marching ourselves out of jail, you know, like.

And the second one I want to say is there's inconsistency in the United States in this regard and its foreign relations. We try to make ourselves look like a good, strong Democracy who helps and stands as a fatherly figure and motherly figure, while everybody else discovers the errors of their ways and wonders of our ways. They have their "spring" and I don't know whether we're fit to call it "our spring" anymore. I'm not sure we're up to the standards of democracy we so often herald. And I really think that's . . .

Finally, I'll say that I've been making a lot out of people saying, "I got your back." You know, that's like the ubiquitous statement, "We got your back." But there's a problem with it, it's unusual, and that is if you qualify it, it loses its meaning. You can't say I got your back on Tuesdays, because since you won't do it on Wednesdays or Fridays that means that people are going to be less likely to cover your backs on Tuesday, so it doesn't -- any qualification. So I really think that we have a problem when it comes down to people saying we got

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    your back figuratively and we got your back
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     literally. You see what I mean?
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                 I hope that you'll let that work on you
    and it will rip you apart because it's ripping me
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    apart. It's the only thing that I've ever thought of
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    yet that might help us both on health care and also
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    bridge this terrible divide that's worse than what
    Lincoln faced, I think. So with that good note and
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    starting off on Shakespeare, I hope you'll think
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    about it.
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                 CHAIRMAN PREISSE:
                                    Thank you.
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                 (Applause.)
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                 DIRECTOR ANTHONY: Mr. Chair --
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                 CHAIRMAN PREISSE: One moment.
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                 DIRECTOR ANTHONY: -- if we can move back
    to regular business. There are no more speakers.
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                 CHAIRMAN PREISSE: Are there no more
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     speakers?
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                 MS. REESE: I did not sign in.
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                 DIRECTOR ANTHONY: Oh, you didn't sign in
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    to speak?
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                 MS. REESE: I did not.
                 CHAIRMAN PREISSE: I have 4:30
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     [verbatim]. We've got time if you would like to
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address the Board, please do so. We still have a little bit of official business to take care of, but . . .
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MS. REESE: Thank you so much. My name is Deidra Reese, D-e-i-d-r-a, last name R-e-e-s-e. I am -- I live at 6314 Downwing Lane in Gahanna, 43230. I'm speaking on behalf of the Ohio Unity Coalition.

And I just, you know, really wanted to put, I guess, rhetorical questions to this Board:

If, indeed, we did budget to allow for early voting, as you did with your last budget; if we do, indeed, believe that voters should have access to the polls; if we do believe that the law provides that access in a number of ways, which is Election Day, which is through absentee ballot by mail, which is also through the early in-person absentee balloting, I guess my question just goes back to why, last month, we even had a tie vote.

And I would ask that this Board would consider contacting the Secretary of State and stating that there are people in this county, certainly, and across this state who took advantage of early voting.

With all due respect, Mr. Chairman, it

was rather offensive to read your comment in the Dispatch yesterday about African American turnout. There are more than African Americans that live in urban counties including Franklin County.

There are many people, many workers,

African American, Caucasian, Hispanic, Asian, women,

men, Democrats, Republicans, Green Party,

Libertarian, and any other group you can think of,

who took advantage of early voting because it was

their opportunity to come and stand proudly and cast

their ballot and be a part of their community, saying

that they were doing their civic duty together. We

should not be taking this away.

And as an African American woman who does have family members who suffered and some who died during the Civil Rights Movement for their right to go into a place, a public place, and say this is what I believe in; we should continue to provide that opportunity.

I don't know what your experience has been or anybody else sitting around this table, but it gives me great pride to go and stand, even if I have to stand in line, I stood in line for hours. I thank God that this government decided it was going

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    to make the opportunity easier and better and more
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    accessible. And what we're doing now is going
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    backwards and that trip going backwards started
    before the Secretary issued his directive. You all
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    could have made the right decision and I ask that you
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    reconsider and you go back, as leaders, to the
    Secretary and say we want this for our voters in this
    county; they want it and they deserve it. Thank you.
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                 (Applause.)
                 DIRECTOR ANTHONY: We have time.
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    else? Come on up.
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12
                             Hi. My name is Lori Elmore.
                 MS. ELMORE:
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    I live at 5098 Cherry Blossom Way, Gahanna, Ohio.
    Thank you for this opportunity to address this Board.
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    I stand here asking the question "Why." And that's
    an important question to ask because, as children, we
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    ask why all the time. And "why" is to gain
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And so when I was a child, my mother taught me, my grandparents taught me that when you get to be 18, you can vote. And I looked forward to voting and I've been a regular at voting in the

situations and circumstances have to change and why

understanding and knowledge to learn as to why

are they so like they are.

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primary and the presidential elections.

And now we come to a time -- I was born in 1964 -- now we come to a time where it appears as though there is a restrictiveness, there is a plot so to speak. I've never been in a situation where a law was introduced and the very people that introduced the law repealed their own law. I've never seen that or heard of it before and that's new and so new things happen a lot.

But then we come to this time where I have a child that's on her way to college and she's, you know, filled out her voter's registration, looking forward to voting, and now we come to a circumstance that we have today and I have to ask why are we actually doing this.

It's oppressive, it's divisive, it disenfranchises voters and really it's a ploy, in my opinion, to get people so frustrated that they don't even turn out to vote, and I think that it is my civic duty to educate people to what their rights really are.

And I think that as we elect officials, like we elect people all the time in these circumstances, that we elect people that really speak

to the issues that concern us, that really speak to the heart of what the United States is really about. This is not about a Democratic process, this isn't really about a Democratic process if this is what we're standing before today. It comes to a point where we say is this a union right. Is this — is this — because we were given the rights per the Constitution. This is a human right. It's a right to life, liberty, and the pursuit of happiness, and all of this, in my opinion, comes together, a right to vote and to vote for those officials that represent the issues that affect us every day.

And I'm asking that you guys reconsider this because it affects my children, children's children that come, and the fact that I've been telling my children all along if you wait until you're 18 and fill out your voter's registration; you can vote.

Now what do I tell my daughter that's at OU now; that's going to OU. I have to go down and get her, you know, come back, and figure out a way to make that happen. That shouldn't be so, not in these times, not when we have other countries that are voting for the same thing or we're helping them to

fight to vote for the same thing when we're here in the United States and have that opportunity right here.

I appeal to you guys today to think about the effects that this has, not on the -- look at the room. The room is a melting pot. Many different races. Many different cultures. And we stand here today to stop that oppressive action. Thank you for the opportunity and thank you for your time.

(Applause.)

DIRECTOR ANTHONY: We've got time for one more. Sir.

MR. MOORE: Thank you for the opportunity to speak. My name is Greg Moore. I'm the Director of Fair Elections Ohio. I also served as the Director of Ohio Voter Fund and the Executive Director of NAACP National Voter Fund.

I'm a resident of Cuyahoga County, but
I'm down here with my friends and colleagues from
Franklin County just to point out this one fact which
I know has been stated, but we spent -- Deidra and I
actually spent and many people in this room several
months collecting signatures from over 500,000
residents who fought for a repeal of 194.

After that was done and the legislature did repeal its own law, as Lori mentioned, there was a second wave of work that would basically push to have the last three days of weekend voting restored which meant that the law as we knew it, that was being repealed under HB 194 and Senate Bill 295, restored the ability of this Board to allow weekend voting on the second and third weekend before the final weekend.

So what was passed in S. 295 -- sorry,

Senate Bill 295 has given you the right to take this

position. It's already in the law passed by a

Republican majority in both the House and Senate and

signed by the Governor, which gives the right of this

body and every single county Board to set the rules

for weekend voting.

So on behalf of the 50,000 people plus from Franklin County who signed that petition and the over half-million voters across the state, we're simply asking you to do what the law has already given you the right to do, which is to take a stand for the voters.

This is not a race to the bottom; this is a race to the top. By taking away the rights of

voters to have their opportunities expanded, we sort of start the march backwards. So those people who signed those petitions did not do so in vain; we've told them so much. We wanted to vote on this in November, but the legislature basically took that right away when they passed it as a piece of legislation instead.

So now that it's been repealed by the legislature that passed it, we're simply saying to this Board to follow through on the wishes of the people and of the legislature to give us those last three weekends back. It's a piece of legislation — it's a piece of litigation that's fighting for the last weekend; we'll let the courts decide that. For the weekend — the two weekends we have before that, that rests with this body and all the other county boards and we hope that you stand with us in that request. Thank you.

(Applause.)

DIRECTOR ANTHONY: The next item on the agenda will be the certification of the August 7th, Special Election. You have before you the official results of the election. Take a moment to look at it.

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                 CHAIRMAN PREISSE: Looks like it passed.
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                 BOARD MEMBER MARINELLO: Mr. Chairman, I
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    move that the Board certify and declare as final the
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    official canvass of votes cast at the August 7th,
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     2012 Special Election, as detailed in Exhibit G.
                 DIRECTOR ANTHONY:
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                                    Is there a second?
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                 BOARD MEMBER MANIFOLD:
                                         Second.
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                 DIRECTOR ANTHONY: All those in favor,
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    say aye.
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                 BOARD MEMBERS:
                                 Aye.
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                 DIRECTOR ANTHONY: Motion carries.
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    passing around the affidavit -- I mean, the abstract
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    that needs to be signed, three copies.
                 That concludes the agenda for the Special
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    Meeting. Is there a motion to adjourn?
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                 BOARD MEMBER MANIFOLD: I'd just like to
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    say a quick thank you to everybody that came out. I
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    really appreciate hearing your individual experiences
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    and I think it means a lot that you came out and took
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    the time to let us hear your opinions, so thanks.
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                 BOARD MEMBER MARINELLO: Thank you.
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                 CHAIRMAN PREISSE: I concur with those
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    remarks and move to adjourn.
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                 DIRECTOR ANTHONY: All those in favor,
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52 1 say aye. 2 BOARD MEMBERS: Aye. 3 DIRECTOR ANTHONY: Hearing adjourned. 4 (Thereupon, the proceedings concluded at 5 4:06 p.m.) 6 7 CERTIFICATE 8 I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken 9 by me in this matter on Monday, August 20, 2012, and 10 carefully compared with my original stenographic 11 12 notes. 13 Carolyn M. Burke, Registered 14 Professional Reporter, and Notary Public in and for the 15 State of Ohio. 16 My commission expires July 17, 2013. 17 18 19 20 2.1 2.2 23 24