

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

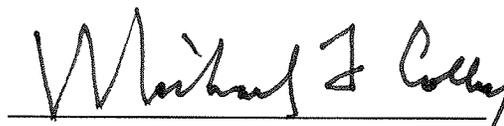
MINUTES OF THE MEETING ON

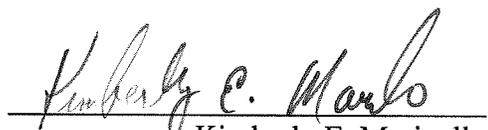
2/25/10

APPROVED ON 4/5/10

BY:


Douglas J. Preisse, Chairman


Michael F. Colley, Esq.


Kimberly E. Marinello


Zachary Manifold

ATTEST:


William A. Anthony, Jr., Director

1 APPEARANCES:

2 Franklin County Prosecuting Attorney
3 373 South High Street
4 14th Floor
5 Columbus, Ohio 43215
6 By Mr. Anthony E. Palmer, Jr.,
7 Assistant Prosecuting Attorney,

8 On behalf of the Board.

9 ALSO PRESENT:

10 Ms. Karen Cotton, Manager of Elections
11 Operations

12 Mr. Ben Piscitelli, Public Information
13 Officer

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INDEX		
1	Agenda Item	Page No.
2	Call to Order/Roll Call	3
3	Approval of 2/1/10 and 2/8/10 Minutes	4
4	Procurement	5
5	Candidate Certification	9
6	Issue Certification	17
7	Succession Plan for Director	23
8	Adjourn	28
9		
10		
11	Exhibit	Page No.
12	A - Candidate Petitions Recommended for Board Certification	9
13		
14	B - Candidate Petitions Recommended for Board Certification	10
15	C - Candidate Petitions Recommended for Board Certification	11
16		
17	D - Not Recommended for Certification to the Ballot	12
18	E - Not Recommended for Certification to the Ballot	13
19		
20	F - Withdrawal of Candidates and Name Changes	14
21	G - Issues Filed List for Primary Election, May 4, 2010	17
22		
23	H - Local Option Issues Filed for Primary Election, May 4, 2010	17
24	I - Not Recommended to Ballot List	18

1 - - - - -

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

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4 MR. DAMSCHRODER: We're ready to call to
5 order.

6 CHAIRMAN PREISSE: Let's do it. Let's
7 vote.

8 MR. DAMSCHRODER: Roll call vote.

9 Mr. Colley.

10 MR. COLLEY: Here.

11 MR. DAMSCHRODER: Mr. Mas.

12 MR. MAS: here.

13 MR. DAMSCHRODER: Ms. Marinello.

14 MS. MARINELLO: Here.

15 MR. DAMSCHRODER: Chairman Preisse.

16 CHAIRMAN PREISSE: Here.

17 MR. DAMSCHRODER: The first item on the
18 agenda is the approval of the minutes.

19 MS. MARINELLO: Mr. Chairman, I move
20 that the Board accept as submitted the minutes of
21 the meetings of the Franklin County Board of
22 Elections held on February 1st and February 8th,
23 2010.

24 MR. DAMSCHRODER: Is there a second?

1 MR. COLLEY: Second.

2 MR. DAMSCHRODER: All in favor, say aye.

3 THE BOARD: Aye.

4 MR. DAMSCHRODER: The next series of or
5 resolutions authorizes the opening of purchase
6 orders for various vendors in order to pay for the
7 absentee ballot application mailing for the May 4,
8 2010 primary election.

9 On Tuesday of this week, the
10 Commissioners approved a transfer of
11 appropriations from their contingency to the Board
12 of Elections in the amount of \$427,650 to pay for
13 this.

14 Two additional ways -- as you'll recall
15 from our previous meeting, Michael and I had
16 described a series of cost-cutting
17 recommendations. The Commissioners requested that
18 we add an additional cost-cutting measure, that
19 being the household end of the mailing. So
20 instead of Matt and Carrie Damschroder getting two
21 separate envelopes, we'll get one envelope.

22 That did require us to outsource the
23 whole project, as opposed to doing it in-house.
24 But there was, I think we calculated, that savings

1 of about \$30,000 in postage, even after paying the
2 vendor.

3 The other thing that the Commissioners
4 decided to do was to back out of the initial
5 appropriation. Our estimated costs for labor for
6 processing the additional applications and
7 resulting ballots, with the pledge from the
8 Commissioners, based on my conversations with
9 staff there, that if we made a best efforts
10 approach to forming the personnel cost in our
11 current appropriation, that in the event that we
12 ran out of funds at the end of the year, there
13 would be an appropriation made to cover that
14 overage.

15 And then lastly, the Commissioners
16 decided that they wanted to pay the return postage
17 on the voted absentee ballots, so that's why it
18 got bumped back up a little bit over 400,000.

19 So the first three are individual
20 purchase orders for the printing of absentee
21 ballot applications and the outbound envelopes and
22 the return envelopes resolution for the mail house
23 service, and then the purchase order for postage.

24 Any questions on that series of actions?

1 Entertain the resolution.

2 MS. MARINELLO: Mr. Chairman, I move
3 that the Board authorize the fiscal officer to
4 open a purchase order in the amount of \$25,000 to
5 Central Ohio Graphics for the printing of absentee
6 ballot applications for the countywide mailing of
7 absentee ballot applications for the May 4, 2010
8 primary election.

9 MR. DAMSCHRODER: Is there a second?

10 MR. COLLEY: Second.

11 MR. DAMSCHRODER: All in favor, say aye.

12 THE BOARD: Aye.

13 MS. MARINELLO: And, Mr. Chairman, I
14 move that the Board authorize the fiscal officer
15 to open a purchase order in the amount of \$25,000
16 to Central Ohio Graphics for the printing of
17 carrier envelopes for the countywide mailing of
18 absentee ballot applications for the May 4th, 2010
19 primary election.

20 MR. DAMSCHRODER: Is there a second?

21 MR. COLLEY: Second.

22 MR. DAMSCHRODER: All in favor, say aye.

23 THE BOARD: Aye.

24 MR. DAMSCHRODER: Motion carries.

1 MS. MARINELLO: Mr. Chairman, I move the
2 Board authorize the fiscal Officer to open a
3 purchase order in the amount of \$25,000 to Central
4 Ohio Graphics for the printing of courtesy reply
5 envelopes for the countywide mailing of absentee
6 ballot applications for the May 4, 2010 primary
7 election.

8 MR. DAMSCHRODER: Is there a second?

9 MR. COLLEY: Second.

10 MR. DAMSCHRODER: All in favor, say aye.

11 THE BOARD: Aye.

12 MR. DAMSCHRODER: Motion carries.

13 MS. MARINELLO: Mr. Chairman, I move the
14 Board authorize the fiscal officer to open a
15 purchase order in the of \$25,000 to Dancor to
16 provide mailhouse services for the countywide
17 mailing of absentee ballot applications for the
18 May 4th, 2010 primary election.

19 MR. DAMSCHRODER: Second?

20 MR. COLLEY: Second.

21 MR. DAMSCHRODER: All in favor, say aye.

22 THE BOARD: Aye.

23 MS. MARINELLO: And, Mr. Chairman, I
24 move the Board authorize the fiscal officer to

1 open a purchase order in the amount of \$50,000 to
2 the United States Postal Service to be deposited
3 in standard bulk mail Account No. 65 held by
4 Executive Mailing for the countywide mailing of
5 absentee ballot applications for the May 4th, 2010
6 primary election.

7 MR. DAMSCHRODER: Second?

8 MR. COLLEY: Second.

9 MR. DAMSCHRODER: All in favor, say aye.

10 THE BOARD: Aye.

11 MR. DAMSCHRODER: Motion carries. Thank
12 you very much.

13 The next section is our certification of
14 to the ballot. The first exhibit that you have
15 before you is Exhibit A, which contains the list
16 of all of the candidates whose petitions were
17 found to be valid and sufficient, based on the
18 staff review. We would appreciate a motion on
19 accepting all of those as one group.

20 MR. MAS: Mr. Chairman, I move that the
21 Board of Elections certify to the May 4, 2010
22 primary election ballot those candidates appearing
23 on Exhibit A as having timely filed declarations
24 of candidacy and nominating petitions found by

1 staff to be sufficient and valid.

2 MR. DAMSCHRODER: Is there a second?

3 MR. COLLEY: Second.

4 MR. DAMSCHRODER: All in favor, say aye.

5 THE BOARD: Aye.

6 MR. DAMSCHRODER: And motion carries.

7 The next is Exhibit B, and it's the top
8 of the next. It's all stapled together. This is
9 the certification of Chairman Preisse to the
10 ballot as candidate for the State Central
11 Committee. So after a second, we'll do a roll
12 call vote on this, and Mr. Preisse can abstain.

13 MR. MAS: And it is a great privilege,
14 Mr. Chairman, to move that the Board of Elections
15 certify to the May 4, 2010 primary election the
16 candidacy of Douglas J. Preisse for Republican
17 State Central Committee, 15th Senate District, who
18 timely filed a declaration of candidacy and
19 nominating petition found by staff to be
20 sufficient and valid.

21 MR. DAMSCHRODER: Is there a second?

22 MR. COLLEY: Second.

23 MR. DAMSCHRODER: We'll do a roll call
24 vote.

1 Mr. Colley.

2 MR. COLLEY: Yes.

3 MR. DAMSCHRODER: Mr. Mas.

4 MR. MAS: Yes.

5 MR. DAMSCHRODER: Ms. Marinello.

6 MS. MARINELLO: Yes.

7 MR. DAMSCHRODER: Chairman Preisse.

8 CHAIRMAN PREISSE: I'll abstain.

9 MR. DAMSCHRODER: Motion carries.

10 CHAIRMAN PREISSE: Thank you for that.

11 MR. DAMSCHRODER: The next one is the
12 certification of Mr. Colley to the ballot for the
13 same office, different district.

14 MR. MAS: Thank you, Matthew.

15 And it is also a great privilege to move
16 that the Board of Elections certify to the May 4,
17 2010 primary election the candidacy of Michael F.
18 Colley for Republican State Central Committee,
19 16th Senate District, who timely filed a
20 declaration of candidacy and nominating petition
21 found by staff to be sufficient and valid.

22 MR. DAMSCHRODER: Is there a second?

23 CHAIRMAN PREISSE: Second.

24 MR. DAMSCHRODER: Roll call vote.

1 Mr. Colley.

2 MR. COLLEY: Abstain.

3 MR. DAMSCHRODER: Mr. Mas.

4 MR. MAS: Yes.

5 MR. DAMSCHRODER: Ms. Marinello.

6 MS. MARINELLO: Yes.

7 MR. DAMSCHRODER: Chairman Preisse.

8 CHAIRMAN PREISSE: Yes.

9 MR. DAMSCHRODER: Motion carries.

10 The next, Exhibit D, is the list of all
11 of the candidates whose petitions were found to
12 have some kind of deficiency, either because it
13 was filed after the 4 p.m. deadline -- there was
14 one petitioner that filed the next day -- or
15 petitions that had insufficient number of
16 signatures and failed to properly complete the
17 circulator statement and sign the declaration of
18 candidacy, et cetera.

19 The good news is that we feel pretty
20 comfortable that the online system that we
21 developed really helped candidates not run into
22 problems that we've seen in the past of failing to
23 put the proper office and some of those things
24 that we can help control.

1 But as I told our chairman earlier
2 today, you can lead a horse to water but you can't
3 make them drink category, there's still some
4 people who don't sign the declaration of candidacy
5 or don't do their circulator statements, so we
6 can't do everything for everybody.

7 So there's a number of candidates there,
8 but no -- most of them are County Central
9 Committee Candidates.

10 Any questions on those?

11 MR. COLLEY: Mr. Chairman, I move that
12 the Board deny certification to the candidates
13 appearing on Exhibit D on the basis that their
14 declarations of candidacy and nominating petitions
15 were either not timely filed or found by staff to
16 be invalid or insufficient.

17 MR. MAS: Second.

18 MR. DAMSCHRODER: All in favor, say aye.

19 THE BOARD: Aye.

20 MR. DAMSCHRODER: Motion carries.

21 The next one, which appears on Exhibit
22 E, is a unique situation that we have not
23 previously seen. The candidate, instead of --
24 this candidate certainly did his own petitions;

1 but instead of supplying the original signature on
2 the circulator statement, he photocopied
3 everything, which on one hand insures that all the
4 information is complete.

5 But in the staff's opinion, that
6 statement needs to be an original signature;
7 otherwise, we have no way of knowing whether he
8 photocopied them out and was handing them out
9 to his friends and said: Go bring them back with
10 signatures.

11 So our staff recommendation is against
12 certification for Mr. Gill. Any questions?

13 MR. COLLEY: Mr. Chairman, I move that
14 the Board deny certification to Christopher Gill,
15 Libertarian candidate for State Representative,
16 23rd House District, on the basis that the
17 circulator's signature appearing on each of the
18 part petitions is a photocopy and not an original
19 signature.

20 MS. MARINELLO: Second.

21 MR. DAMSCHRODER: All in favor, say aye.

22 THE BOARD: Aye.

23 MR. DAMSCHRODER: The next is to
24 recognize withdrawals that have been filed to

1 date. As the Board recalls, withdrawals are
2 self-effecting, don't require Board action to
3 accept, but we have made the practice of noting
4 them in the record for, if nothing else, posterity
5 purposes.

6 MR. COLLEY: Mr. Chairman, I move that
7 the Board memorialize the self-effecting
8 withdrawals of David Payne for Republican State
9 Central Committee, 3rd Senate District, and
10 Heather Mann and Kevin Bingle for Republican
11 County Central Committee, Columbus Ward 2.

12 MS. MARINELLO: Second.

13 MR. DAMSCHRODER: All in favor, say aye.

14 THE BOARD: Aye.

15 MR. DAMSCHRODER: And last, as you know,
16 for candidates who want -- often candidates want
17 their name to appear on the ballot in a manner
18 other than the way their name appears on the
19 petition.

20 It's state law that if it's a common
21 derivative of the person's registered name -- Matt
22 compared to Matthew, Mike compared to Michael --
23 that the Board isn't required to do any action.

24 But on occasion there are people who

1 want something else and that the Board
2 considers -- Richard Stage, who is known to
3 everyone by Ike Stage, always requests his name be
4 issued on the ballot as Ike, but he has not
5 appeared on the ballot as Ike --

6 CHAIRMAN PREISSE: He's been denied
7 before?

8 MR. DAMSCHRODER: Correct, as late as I
9 think last year or two years.

10 CHAIRMAN PREISSE: Ran for mayor.

11 MR. DAMSCHRODER: For mayor.

12 And then Andrew Zukowski prefers his
13 last name appear first, as opposed to the
14 statutory prescription for first name to appear
15 first.

16 MR. PREISSE: Can you explain the logic
17 in that?

18 MR. MAS: I don't know, but there is a
19 procedure for changing your name, if you wish.

20 MR. PREISSE: Yeah, sure.

21 MR. DAMSCHRODER: And a number of people
22 have. Good example would be Henry M. O'Neil, Jr.,
23 who had his name changed to include his legal
24 name, his commonly known name of Butch. So his

1 registration appears as Henry M. Butch O'Neil,
2 Jr., and that's how he will appear on the ballot.

3 MS. MARINELLO: That's what you have to
4 do.

5 Mr. Chairman, I move that the Board deny
6 the request filed by Richard L. Stage and Andrew
7 Zukowski for their names to appear on the May 4th,
8 2010 primary election ballot as Richard Ike Stage
9 and Zukowski, Andrew George respectively.

10 MR. DAMSCHRODER: Is there a second to
11 the motion?

12 MR. COLLEY: Second.

13 MR. DAMSCHRODER: All in favor, say aye.

14 THE BOARD: Aye.

15 MR. DAMSCHRODER: Next we move from
16 candidates to issues. Similar to the portion with
17 candidates, we'll do a resolution to approve all
18 of the issues, both tax questions and local
19 options that were found by staff to be timely
20 filed and valid and sufficient.

21 MR. MAS: Mr. Chairman, I move that the
22 Board of Elections certify to the May 4, 2010
23 special election ballot the issues appearing on
24 Exhibits G and H, which were timely filed and

1 found by staff to be sufficient and valid.

2 MR. DAMSCHRODER: Is there a second?

3 MR. COLLEY: Second.

4 MR. DAMSCHRODER: All in favor, say aye.

5 THE BOARD: Aye.

6 MR. DAMSCHRODER: The next is Exhibit I,
7 which is the last page of the issues packet. Take
8 the first two together as a group, because they
9 have the same deficiency.

10 This is a dry-up question. And on the
11 part petition someone says Ward 4 Precinct A, but
12 there are 11 subdivisions, and Franklin County
13 will have at least four wards. And so the face of
14 the petition is unclear which municipality the
15 precinct is in.

16 And second, state law requires that when
17 a dry-up petition is being circulated, that it
18 have attached to the petition the list of current
19 permit holders and state liquor stores so that
20 the -- that the signers can know what they're
21 drying up in the precinct, and that was not
22 attached.

23 So staff's recommendation, based on
24 these two deficiencies, is to deny certification

1 of these questions to the ballot, these two
2 questions to the ballot.

3 MR. MAS: Mr. Chairman, I move that the
4 Board of Elections certify to the May 4, 2010 --

5 MR. DAMSCHRODER: Deny, in this case.

6 CHAIRMAN PREISSE: I think you're
7 looking at --

8 MR. MAS: I skipped over one. Thank you
9 for catching that, Matthew.

10 I move that the Board of Elections deny
11 certification to the May 4, 2010 special Election
12 ballot, the local option issues filed by Michael
13 Moore on February 17th, 2010, on the basis that
14 the municipality does not appear on the petition
15 along with the ward and precinct and that the
16 required list of affected permit holders and
17 liquor agency stores does not appear to have been
18 appended to the petition during the circulation
19 process.

20 MR. DAMSCHRODER: Is there a second?

21 MR. COLLEY: Second.

22 MR. DAMSCHRODER: All in favor, say aye.

23 THE BOARD: Aye.

24 MR. DAMSCHRODER: Motion carries.

1 The next two, as the Board is aware,
2 many local option petitions have on the form two
3 different questions that actually appear
4 separately on the ballot, but they can be
5 circulated at the same time on the same
6 instrument. The two questions being, A, weekday
7 sales; and, B, Sunday sales.

8 The problem with this part petition is
9 that the petitioner under Sunday sales listed the
10 wrong start time, but the start time was correct
11 when the petition began to be circulated. State
12 law changed the time for Sunday sales to begin, so
13 the time the petition was filed, the Sunday start
14 time was incorrect. That question certainly no
15 longer exists in State law.

16 So my understanding from staff -- and,
17 Karen, correct me if I'm wrong -- is that in the
18 conversation with the Secretary of State's office,
19 they view that part of the petition as being
20 invalid, because it's seeking a question that
21 doesn't exist.

22 The State Liquor Control Office stated
23 that it's okay, they'll just -- if it passes,
24 they'll put it for the time it's allowable under

1 state law, as opposed to the time that the
2 petition is sought.

3 It's staff's recommendation that the
4 Board certify the weekday sales question to the
5 ballot, but deny the Sunday sales portion of
6 the -- the Sunday sales question, and then that
7 would give Mr. Craig the opportunity to come back
8 to the Board and appeal and make a presentation
9 justifying why the Board should violate the
10 recommendation of Secretary of State's office and
11 put the question on the ballot.

12 MR. MAS: Mr. Chairman, I move that the
13 Board of Elections certify to the May 4, 2010
14 special election ballot the questions of weekday
15 sales only that appear on the local option
16 petitions filed by Phil Craig on February 18th,
17 2010 for Englefield Oil in Columbus Ward 21,
18 Precinct F and Westerville Ward 3, Precinct A,
19 which were timely filed and found by staff to be
20 sufficient and valid, but deny certification to
21 the questions of Sunday sales that appear on the
22 same local option petitions on the basis that
23 language appearing on the petition seeks to pose a
24 question to the voters that is no longer a valid

1 question under current state law.

2 MR. DAMSCHRODER: Is there a second?

3 MR. COLLEY: Second.

4 MR. DAMSCHRODER: All those in favor,
5 say aye.

6 THE BOARD: Aye.

7 MR. DAMSCHRODER: And the motion
8 carries.

9 And Karen Cotton will have letters in
10 the mail tomorrow to all of the candidates and
11 those who submitted issues letting them know the
12 decision of the Board today, so that candidates
13 can verify -- they certainly can verify that their
14 names spelled correctly for purposes of ballot
15 design, gives them the last chance to ask it to be
16 changed if they want.

17 And then we'll also, I'm sure, receive a
18 flurry, like we did last fall, of appeals and
19 protests and things like that from folks who want
20 to ask the Board to change its mind. So in the
21 event that that happens, we'll take those up at
22 our reorganization meetings, which is the
23 discussion for the next item, and the last item on
24 the agenda.

1 As the board knows from my email from
2 earlier this week, Secretary of State directive
3 created an additional process for filling
4 vacancies of Director and Deputy Director, similar
5 to what we did in 2008.

6 I put together kind of a succession plan
7 and timeline based on what we did in 2008, emailed
8 it around to everybody. It should be consistent
9 with the directive. We'll advertise in the paper
10 beginning tomorrow and continue that ad through
11 the following Friday.

12 And it will be staff's recommendation
13 that the Board meet on the 6th for the
14 reorganizational meeting that's required by
15 statute.

16 I know there's one board member that has
17 a conflict and needs to be in a plane at noon on
18 Saturday, the 6th. So we'll want to coordinate a
19 time in the morning on Saturday, even though
20 that's not always preferable, but in order to
21 support for all four board members to be present
22 on the 6th for reorganization.

23 MR. MAS: And, Matt, I assume that that
24 has been coordinated with my successor?

1 MR. DAMSCHRODER: Yes. We have
2 discussed that with him, and he's aware that the
3 6th would be the first meeting.

4 MR. MAS: Very good.

5 MR. DAMSCHRODER: Any questions about
6 the memo that was sent around with the succession
7 plan and timeline, the language for the ad?

8 Okay. Do we want to fix the time for
9 the meeting on the 6th at 10:00 a.m., or should we
10 try something earlier? I don't anticipate it
11 being a super long meeting.

12 CHAIRMAN PREISSE: How do you feel, Kim?

13 MS. MARINELLO: That's fine with me,
14 whatever you want to do.

15 CHAIRMAN PREISSE: I think that the
16 flight's actually at 1.

17 MR. DAMSCHRODER: Okay.

18 CHAIRMAN PREISSE: I think.

19 MR. DAMSCHRODER: For Michael's
20 schedule, later is better.

21 CHAIRMAN PREISSE: Okay. Why don't we
22 go with 10, and then that should be sufficient.
23 If something comes up and we have to alter it,
24 I'll call around, but I think that works.

1 MR. DAMSCHRODER: Okay. All right.
2 We'll target 10 o'clock on Saturday the 6th; and
3 if we need to adjust it, we can do that.

4 MS. MARINELLO: Mr. Chairman, I move
5 that the Board adopt the succession plan and
6 timeline as distributed as distributed by the
7 Deputy Director on Monday February 22, 2010,
8 cancel its regular meeting scheduled for Monday,
9 March 1st, 2010, and convene in special session on
10 Saturday, March 6th, 2010 at 10 a.m. for the
11 purpose of the biennial reorganization meeting and
12 other business.

13 MR. DAMSCHRODER: Second?

14 MR. COLLEY: Second.

15 MR. DAMSCHRODER: All in favor, say aye.

16 THE BOARD: Aye.

17 MR. DAMSCHRODER: That concludes our
18 scheduled list of agenda items.

19 CHAIRMAN PREISSE: Before we adjourn, I
20 wanted to take a minute to thank departing member
21 Joe Mas for his service. How long has it been?

22 MR. MAS: Thank you. I don't know. How
23 many months has it been? Eight? Nine?

24 CHAIRMAN PREISSE: Time flies --

1 MR. MAS: Time does fly.

2 CHAIRMAN PREISSE: -- when you're having
3 fun, and I think we've had some fun, but also done
4 some serious work.

5 It was a pleasure working with you,
6 Counselor. And you're seriousness and
7 judiciousness and contemplative approach here to
8 this has increased, I think, the professionalism
9 and the efficacy of this Board.

10 It was a pleasure working with you, and
11 we regret your departure, but I know we'll see you
12 in your other walks of life in the community for
13 the rest of the years.

14 MR. MAS: Likewise. And I want to share
15 with you, and I think one of you two may have
16 heard my story that one of the first things I
17 asked my dad when we came to this country,
18 literally the first or second day, is: Why did we
19 lose our home in Cuba?

20 And his answer -- and my dad who has
21 since passed on, not a very political man, but his
22 answer was, Because we didn't vote.

23 So, to me, the service on this board was
24 something really special. And I want to thank

1 Secretary Brunner for her trust in me in serving
2 in this position.

3 And I had the opportunity to go before
4 the Central Committee of the Franklin County
5 Democratic Party and thank them for the
6 opportunity of serving the party. And I, of
7 course, also want to thank the people of Franklin
8 County for allowing me to do this.

9 And, Matt, you as deputy director and,
10 of course, our departed director, I want to thank
11 you and the staff, and certainly Kim Marinello and
12 Doug Preisse and Michael Colley, all of you have
13 been wonderful, and thank you very much.

14 And I will ask you to help my successor
15 Zach Manifold as he then takes the reins.

16 So thank you again.

17 CHAIRMAN PREISSE: Thank you.

18 MR. MAS: Bless you.

19 CHAIRMAN PREISSE: Great. Very nice.

20 MS. MARINELLO: Thank you.

21 CHAIRMAN PREISSE: And with that --

22 MR. DAMSCHRODER: Motion to adjourn.

23 MR. MAS: Motion to adjourn.

24 MR. DAMSCHRODER: Is there a second?

1 MS. MARINELLO: Second.

2 MR. DAMSCHRODER: All in favor, say aye.

3 THE BOARD: Aye.

4 MR. DAMSCHRODER: We are adjourned.

5 Thank you all very much.

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7 Thereupon, the proceedings were
8 concluded at 4:36 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 8th day of March, 2010.

Jennifer L. Koontz

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

C. Simpson

CRYSTAL SIMPSON
Certified Digital Transcriber