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APPEARANCES:

Franklin County Prosecutor's Office
By Mr. Harold J. Anderson, III
Assistant Prosecuting Attorney
373 South High Street, 13th Floor
Columbus, Ohio 43215

On behalf of the Board.

ALSO PRESENT:

Ms. Suzanne Brown,
Executive Assistant to the Board

Mr. Ben Piscitelli,
Public Information Officer,
Franklin County Board of Elections

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P R O C E E D I N G S

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DIRECTOR ANTHONY: I would like to call the Franklin County Board of Elections meeting to order. I will do the roll call.

Kimberly Marinello?

BOARD MEMBER MARINELLO: Here.

DIRECTOR ANTHONY: Zachary Manifold?

BOARD MEMBER MANIFOLD: Here.

DIRECTOR ANTHONY: And Douglas Preisse?

CHAIRMAN PREISSE: Here.

DIRECTOR ANTHONY: And Michael Colley is absent.

The first item on the agenda is we had a candidate that passed away unfortunately. He died February the 21st. In your packet of information you'll see his obituary. He was running for the Republican Central Committee seat.

And we asked Ron O'Brien's office, Mr. Harold Anderson, to give us an opinion as to what we should do since he died more than five days before the election. And, in your packet, you have attached his -- the Prosecutor's opinion.

1 And if you would like to give a little
2 more detail, Mr. Anderson.

3 MR. ANDERSON: I think it's relatively
4 self-explanatory. When we face a situation such as
5 this, any votes that are cast for the deceased
6 candidate, after the date of their death, are not
7 counted. And because the death occurred more than
8 five days before the primary, the Board has to take
9 some steps to remove or to provide notice to voters
10 that the person, the candidate, has passed away.

11 DIRECTOR ANTHONY: And so, what you have
12 attached is the notices that we'll be -- one that
13 we'll put here on the voting machines and we put them
14 on the voting machines on Election Day; and then a
15 notice that we will put into the mail for absentee
16 ballots. And folks requesting an absentee ballot for
17 that precinct and that district where Mr. Garbe
18 lived, they will receive this notice only. So it
19 won't go to all voters; it will only go to voters
20 that are in Mr. Garbe's district.

21 And so, in order to make it official, we
22 need several motions and that's before you right now.
23 We have to accept his obituary and, right now, the
24 only obituary was printed in The Columbus Dispatch,

1 and you have a copy of that obituary and that will
2 suffice as the notice that he is deceased.

3 BOARD MEMBER MARINELLO: Mr. Chairman, I
4 move that the Board accept the obituary of Bob Garbe,
5 candidate for the Republican State -- Republican
6 Central Committee for the city of Canal Winchester,
7 as it appeared in the February 22nd, 2012 edition of
8 The Columbus Dispatch, as official notice of the
9 death of said candidate.

10 DIRECTOR ANTHONY: Is there a second?

11 BOARD MEMBER MANIFOLD: Second.

12 DIRECTOR ANTHONY: All those in favor?

13 BOARD MEMBERS: Aye.

14 DIRECTOR ANTHONY: The motion carries.

15 And then the next thing we need to do is
16 we need to instruct poll workers on what they're to
17 do with the notice of Mr. Garbe's death, and you'll
18 see that as Exhibit A.

19 BOARD MEMBER MANIFOLD: Mr. Chairman, I
20 move that the Board instruct poll workers to post
21 Exhibit A, notice of the death of candidate Bob
22 Garbe, in the inside door panel of each voting
23 machine in Canal Winchester precincts.

24 DIRECTOR ANTHONY: Is there a second?

1 BOARD MEMBER MARINELLO: Second.

2 DIRECTOR ANTHONY: All those in favor?

3 BOARD MEMBERS: Aye.

4 DIRECTOR ANTHONY: And then we need to,
 5 also, as I said earlier, post a notice inside the
 6 absentee ballots that will be in the district that
 7 Mr. Garbe was running for, so we need a motion to put
 8 the notice inside of the absentee envelope inserts.

9 BOARD MEMBER MARINELLO: Mr. Chairman, I
 10 move that the Board instruct the absentee staff to
 11 insert Exhibit B, notice of the death of candidate
 12 Bob Garbe, into absentee ballots being mailed to
 13 voters in Canal Winchester precincts, beginning
 14 today.

15 DIRECTOR ANTHONY: Is there a second?

16 BOARD MEMBER MANIFOLD: Second.

17 DIRECTOR ANTHONY: All those in favor,
 18 say aye.

19 BOARD MEMBERS: Aye.

20 DIRECTOR ANTHONY: And then, finally, we
 21 need to instruct the Operations Department to remove
 22 the candidate's name, Mr. Garbe, from our Certified
 23 Candidate List that's posted on our website.

24 BOARD MEMBER MARINELLO: Mr. Chairman, I

1 move that the Board instruct the staff of the
2 Operations Department to remove the name of candidate
3 Bob Garbe from the Certified Candidate List posted on
4 the Board of Elections' website.

5 DIRECTOR ANTHONY: Is there a second?

6 BOARD MEMBER MANIFOLD: Second.

7 DIRECTOR ANTHONY: All those in favor,
8 say aye.

9 BOARD MEMBERS: Aye.

10 DIRECTOR ANTHONY: And that was the sole
11 purpose of our Special Meeting.

12 Is there a motion to adjourn?

13 BOARD MEMBER MARINELLO: Mr. Chairman, I
14 move to adjourn.

15 DIRECTOR ANTHONY: Is there a second?

16 BOARD MEMBER MANIFOLD: Second.

17 DIRECTOR ANTHONY: All those in favor,
18 say aye.

19 BOARD MEMBERS: Aye.

20 DIRECTOR ANTHONY: Our meeting is
21 adjourned.

22 (Thereupon, the proceedings concluded at
23 3:40 p.m.)

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CERTIFICATE

I do hereby certify that the foregoing is a true and correct transcript of the proceedings taken by me in this matter on Monday, February 27, 2012, and carefully compared with my original stenographic notes.

Carolyn M. Burke, Registered Professional Reporter, and Notary Public in and for the State of Ohio.

My commission expires July 17, 2013.

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