

BEFORE THE FRANKLIN COUNTY BOARD OF ELECTIONS

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In Re: :  
Special Meeting. :

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PROCEEDINGS

before Chairman Douglas J. Preisse, Director Edward Leonard, Deputy Director David Payne, and Board Members Bradley K. Sinnott, Gregory K. Haas, and Kimberly E. Marinello, at the Franklin County Board of Elections, 1700 Morse Road, Columbus, Ohio, called at 10:08 a.m. on Wednesday, November 23, 2016.

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APPEARANCES:

Franklin County Prosecutor's Office  
By Mr. Tim Lecklider,  
Assistant Prosecuting Attorney  
373 South High Street  
Columbus, Ohio 43215

On behalf of the Board.

ALSO PRESENT:

Ms. Suzanne Brown,  
Executive Assistant to the Board.

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Wednesday Morning Session,  
November 23, 2016.

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DEPUTY DIRECTOR PAYNE: I think it looks  
like we have a quorum. We will take attendance.

Kim Marinello.

MEMBER MARINELLO: Here.

DEPUTY DIRECTOR PAYNE: Greg Haas.

MEMBER HAAS: Here.

DEPUTY DIRECTOR PAYNE: Doug Preisse.

CHAIRMAN PREISSE: Here.

DEPUTY DIRECTOR PAYNE: Brad Sinnott.

MEMBER SINNOTT: Yes.

DEPUTY DIRECTOR PAYNE: Indeed we do have  
a quorum.

The first order of business is to approve  
minutes.

MEMBER HAAS: I move that the Board  
approve the minutes of the November 7, 2016, meeting  
of the Franklin County Board of Elections.

CHAIRMAN PREISSE: Second.

DEPUTY DIRECTOR PAYNE: All those that  
approve of the motion signify by saying aye. All  
opposed same sign.

1           The motion carries.

2           The next order of business is a  
3 provisional ballot update, and I think Alicia Healy  
4 will present that.

5           MS. HEALY: Good morning.

6           MEMBER SINNOTT: Good morning.

7           MS. HEALY: So before you you should have  
8 Exhibit A. So with our 2016 General Election  
9 provisional ballot count we have the total there.  
10 19,850 is what we accepted, and then we had 3,480  
11 that were rejected.

12           And we'll kind of go through the rejected  
13 ones. We had the 006, which was a form was  
14 incomplete, 199; and of those we had a missing date  
15 of birth 24, invalid address 78, printed name or  
16 signature mismatch 1, ID mismatch 95, and the Board  
17 decision of an incomplete was 1. We had the 200, not  
18 registered, which was 2,237; 300, no signature, we  
19 had 50; 450, voted absentee, we had 117 that  
20 completed an absentee ballot, and we had 11 that  
21 signed the signature pollbook on election day, and  
22 then we had inserted absentee ballot into the  
23 provisional ballot we had 3 of those. We had the  
24 500, signature mismatch, 269. We had the 510, which

1 is no printed name, we had 7 of those. And 520,  
2 which is no ID, we had 43; and the 650, they voted in  
3 the wrong precinct, we had 542. And then we had 2  
4 that was voided from the Board's decision.

5 MEMBER SINNOTT: I move that the Board  
6 approve Exhibit A as presented by staff which shows  
7 19,850 accepted provisional ballots and 3,480  
8 rejected provisional ballots.

9 MEMBER HAAS: I just want to ask a quick  
10 question before I second that. The signature  
11 mismatch, 269, my understanding that's considerably  
12 higher than it was four years ago. Do we have any  
13 knowledge as to why that's much higher than it was  
14 four years ago?

15 MS. HEALY: Well, we're thinking that  
16 because if we looked at the number of -- I have a  
17 sheet here. Give me just a second. If I can find  
18 the breakdown sheet.

19 Well, what we were looking at in 2012  
20 there was actually 839 that was a missing signature  
21 which we thought that was pretty high compared to  
22 what we had this time. We are not sure if some of  
23 the numbers somehow got into the wrong category. We  
24 are just not really sure of that but that number --

1 DEPUTY DIRECTOR PAYNE: You are talking  
2 about in 2012.

3 MS. HEALY: In '12, yes.

4 DIRECTOR LEONARD: That some of  
5 them were -- some of them were no signature were  
6 really characterized as no signature when they were  
7 really mismatched signatures.

8 MS. HEALY: Yes, because that number of  
9 839 in '12 and we only had 50 this time.

10 DEPUTY DIRECTOR PAYNE: One of the things  
11 I will point out is the raw number and I don't have  
12 it exactly but I know that there -- maybe you do,  
13 Alicia. In 2012, there were actually over 6,000  
14 rejected provisional ballots versus this time 3,480,  
15 so the rejected provisional ballots has gone way  
16 down.

17 CHAIRMAN PREISSE: In raw number but that  
18 doesn't mean anything out of context or percentage.

19 MEMBER MANIFOLD: We went from 79 percent  
20 up to 85.

21 DEPUTY DIRECTOR PAYNE: 85, so both in  
22 percentage as well as raw number.

23 CHAIRMAN PREISSE: Okay.

24 DIRECTOR LEONARD: Yeah. We've reduced

1 the raw numbers of provisionals as well, right?

2 DEPUTY DIRECTOR PAYNE: Right, right.

3 CHAIRMAN PREISSE: Okay.

4 MEMBER HAAS: Okay. Well, then as to the  
5 motion, I second the motion.

6 DEPUTY DIRECTOR PAYNE: All those in  
7 favor of the motion signify by saying aye. All those  
8 opposed same sign.

9 Motion carries.

10 Certification of November 8 General  
11 Election results. I believe that's Jeff Mackey.

12 MR. MACKEY: You have in front of you a  
13 couple of different sets there, just the summary and  
14 then the group detail breaks it out by category.  
15 Provisionals, they are located at the end.  
16 Everything is present and accounted for including the  
17 list of certified write-in candidates who received  
18 votes.

19 MEMBER SINNOTT: Well, I move that the  
20 Board certify and declare as final the official  
21 canvass of votes cast at the November 8, 2016,  
22 General Election as submitted by the staff.

23 MEMBER MARINELLO: Second.

24 DEPUTY DIRECTOR PAYNE: All those in



1 favor signify by saying aye. All those opposed same  
2 sign.

3 Motion carries.

4 MR. MACKEY: Certification form here, if  
5 you would like to start signing that. Expedited  
6 liquor application form, if you can sign that as it  
7 comes past you as well, that would be great.

8 DEPUTY DIRECTOR PAYNE: The next item we  
9 are required during federal elections to do a  
10 post-election audit. That will be of the  
11 presidential race. The Secretary of State will pick  
12 a statewide race, and we will pick a countywide race.

13 So we would like to begin the audit on  
14 December 5, and if you are inclined to support that,  
15 we would like to have a motion.

16 MEMBER MARINELLO: I move that the Board  
17 set the post-election audit to begin December 5,  
18 2016, until completed and that the audit be conducted  
19 in accordance with the Secretary of State Directive  
20 2012-56 and be held at the Franklin County Board of  
21 Elections, 1700 Morse Road.

22 CHAIRMAN PREISSE: Second.

23 DEPUTY DIRECTOR PAYNE: All those in  
24 favor of the motion signify by saying aye. All

1       opposed same sign.

2                       The motion for the audit carries. And we  
3 actually need to do the audit, we have to select a  
4 number of precincts; is that correct?

5                       MR. MACKEY: Select a number of voting  
6 locations, yes.

7                       DEPUTY DIRECTOR PAYNE: Voting locations,  
8 okay.

9                       MR. MACKEY: We do that by at random  
10 using our tried and true three dice method. The  
11 green four side -- I'm sorry. Go ahead.

12                       MEMBER HAAS: I move that the Board  
13 conduct the post-election audit by voting locations,  
14 using the Location Identification Number for each of  
15 our 378 voting locations.

16                       MEMBER SINNOTT: Second.

17                       DEPUTY DIRECTOR PAYNE: All those in  
18 favor signify by saying aye. All opposed same sign.  
19 The motion carries.

20                       Do we want to get started with the  
21 selection?

22                       MR. MACKEY: Have our three dice -- die  
23 there.

24                       MEMBER SINNOTT: Kim traditionally rolls

1 for us, doesn't she?

2 MEMBER HAAS: Yep. She's the high  
3 roller.

4 MR. MACKEY: The green will be the  
5 hundreds numeral. Look at the number that appears at  
6 the bottom there along the bottom edge is upright,  
7 you are citing the hundreds column.

8 MEMBER MARINELLO: This is hard. I have  
9 a cold.

10 MR. MACKEY: Red die will be the tens  
11 place, and blue die will be the ones place.

12 DIRECTOR LEONARD: Just ask that the  
13 court reporter, are you getting all of this?

14 MEMBER MARINELLO: Roll all three of them  
15 at the same time?

16 MR. MACKEY: Roll all three of them at  
17 the same time. Sorry. The pyramid one is hard to  
18 pick up besides.

19 MEMBER MARINELLO: Probably just for me.  
20 Okay. 3.

21 MR. MACKEY: Red whatever is on top.

22 MEMBER MARINELLO: Zero.

23 MR. MACKEY: And blue?

24 MEMBER MARINELLO: And --

1 MR. MACKEY: Whatever is on top of the  
2 blue.

3 MEMBER MARINELLO: 4.

4 DEPUTY DIRECTOR PAYNE: What percentage?

5 MR. MACKEY: We are trying to hit  
6 5 percent. Right now, we are at .28 percent, so we  
7 have a little work to do.

8 DEPUTY DIRECTOR PAYNE: Roll again.

9 MEMBER MARINELLO: I think it's hard. 3,  
10 3, 6.

11 DEPUTY DIRECTOR PAYNE: 3, 3, 6?

12 MEMBER MARINELLO: Yes.

13 DEPUTY DIRECTOR PAYNE: All right. Need  
14 to roll again.

15 MEMBER MARINELLO: 3, 2, 2.

16 DEPUTY DIRECTOR PAYNE: 3, 2, 2.

17 MEMBER MARINELLO: 1, 8, 5.

18 DEPUTY DIRECTOR PAYNE: 1, 8, 5?

19 MEMBER MARINELLO: 3, 3, 9.

20 2, 6, 5.

21 1, 8, 0.

22 4, 8, 4.

23 DEPUTY DIRECTOR PAYNE: What percentage  
24 are we, Jeff?

1 MR. MACKEY: I'm sorry. That was out of  
2 our range.

3 MEMBER MARINELLO: 2, 4, 7.

4 MEMBER SINNOTT: Don't be shy shouting  
5 bingo if your card is filled.

6 MR. MACKEY: We are not at 2 percent yet.

7 MEMBER MARINELLO: 2, 2, 4.

8 1, 6, 1.

9 3, 8, 2.

10 4, 9, 6.

11 3, 1, 6.

12 3, 2, 7.

13 1, 4, 0.

14 1, 5, 7.

15 4, 4, 0.

16 3, 7, 2.

17 1, 2, 8.

18 3, 4, 4.

19 MR. MACKEY: .7.

20 MEMBER MARINELLO: 3, 6, 1.

21 MR. MACKEY: Almost. Next one should do  
22 it.

23 MEMBER MARINELLO: 1, 5, 4.

24 DIRECTOR LEONARD: Bingo.

1           DEPUTY DIRECTOR PAYNE: All right. So we  
2 will audit those.

3           The next item on the agenda is to pick a  
4 countywide election to audit. I don't know what your  
5 preference is. Yesterday the Director and I put all  
6 the county races into a hat and drew one. If -- and  
7 it happened to be the county commissioners, O'Grady  
8 race. If that's -- but you can pick one.

9           DIRECTOR LEONARD: Again, it's up to the  
10 Board. We decided let's do that, a very random  
11 methodology.

12           CHAIRMAN PREISSE: I find what most of  
13 you two do is random, so I think we should stick with  
14 the precedent.

15           DIRECTOR LEONARD: It's working.

16           CHAIRMAN PREISSE: Sure. I don't have  
17 any objection.

18           MEMBER MARINELLO: That's fine with me.

19           DEPUTY DIRECTOR PAYNE: Great. I don't  
20 think that requires a motion. I just think it's a --

21           MEMBER SINNOTT: Okay.

22           DIRECTOR LEONARD: You have to pick an  
23 additional countywide to meet the audit. You have to  
24 identify which race it is.

1 DEPUTY DIRECTOR PAYNE: Okay. So we will  
2 do a motion.

3 MEMBER HAAS: I move that this staff  
4 audit the county commissioner race commencing on  
5 January 3.

6 DEPUTY DIRECTOR PAYNE: Do we have a  
7 second?

8 CHAIRMAN PREISSE: Second.

9 MEMBER MARINELLO: Second.

10 DEPUTY DIRECTOR PAYNE: All those in  
11 favor signify by saying aye. All opposed same sign.

12 The motion carries.

13 We will audit the county commissioner  
14 January 3, 2017, race.

15 And that covers everything for this  
16 meeting.

17 MEMBER SINNOTT: What time do we meet  
18 tomorrow?

19 DEPUTY DIRECTOR PAYNE: 1 o'clock at our  
20 house for turkey.

21 MEMBER MARINELLO: All right. You said  
22 it.

23 MEMBER SINNOTT: I move we adjourn.

24 MEMBER MARINELLO: Second.

1                   DEPUTY DIRECTOR PAYNE: All those in  
2 favor signify by saying aye. All opposed same sign.

3                   Motion carries.

4                   We are adjourned.

5                   (Thereupon, at 10:24 a.m., the meeting  
6 was adjourned.)

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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 Wednesday, November 23, 2016, and carefully compared with my original stenographic notes.

*Karen Sue Gibson*  
Karen Sue Gibson, Registered Merit Reporter.

(KSG-6275)

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## 2016 General Election Provisional Ballot Report

FINAL

		Change 11/22	Percentage	
<b>Accepted</b>				
<b>1 - Approved (total)</b>		<b>19,822</b>	<b>66</b>	<b>84.96%</b>
"— Approved	19,162			82.13%
"— APRI exemption 2011	407			1.74%
"— APRI exemption 2009	94			0.40%
"— APRI exemption 2007	143			0.61%
"— ADA Provisional vote by machine (Blue Envelopes)	16			0.07%
<b>2 - Approved (NEOCH)</b>		<b>28</b>	<b>0</b>	<b>0.12%</b>
<b>Total Accepted</b>		<b>19,850</b>		<b>85.08%</b>
<b>Rejected</b>				
<b>6 - Form Incomplete (total)</b>		<b>199</b>	<b>0</b>	<b>0.85%</b>
"— Missing Date of Birth	24			0.10%
"— Invalid Address	78			0.33%
"— Printed Name / Signature Mismatch	1			0.00%
"— ID Mismatch	95			0.41%
"— Board Decision Incomplete	1			
<b>200 - Not Registered to Vote</b>		<b>2,237</b>	<b>0</b>	<b>9.59%</b>
<b>300 - No Signature</b>		<b>50</b>	<b>0</b>	<b>0.21%</b>
<b>450 - Voted Absentee (total)</b>		<b>131</b>	<b>3</b>	<b>0.56%</b>
"— Completed Absentee Ballot	117			0.50%
"— Signed Signature Poll Book on Election Day	11			0.05%
"— Inserted Absentee Ballot into Provisional Envelope	3			0.01%
<b>500 - Signature Mismatch</b>		<b>269</b>	<b>-9</b>	<b>1.15%</b>
<b>510 - No Printed Name</b>		<b>7</b>	<b>0</b>	<b>0.03%</b>
<b>520 - No ID</b>		<b>43</b>	<b>0</b>	<b>0.18%</b>
<b>650 - Voted in Wrong Precinct</b>		<b>542</b>	<b>1</b>	<b>2.32%</b>
<b>Board Decision - Voided</b>		<b>2</b>	<b>0</b>	<b>0.01%</b>
<b>Total Rejected</b>		<b>3,480</b>		<b>14.92%</b>

**Total Ballots**

**23,330**

Percentage Accepted

**85.08%**

Current As of:

11/23/2016 9:19

FINAL