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**APPEARANCES:**

**FRANKLIN COUNTY PROSECUTOR'S OFFICE**  
By Timothy A. Lecklider, Esq.  
Assistant Prosecuting Attorney  
373 South High Street, 13th Floor  
Columbus, Ohio 43215  
(614) 525-3520,

On behalf of the Board.

**Also present:**

Suzanne Brown  
Carolyn Gorup  
Matt Kelley  
Jeff Mackey  
Susie O'Brien  
Carla Patton  
Matt Rushey  
Allison Watters

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1                   Tuesday Afternoon Session  
2                   July 23, 2019, 2019  
3                   3:06 p.m.

4                   - - -

5                   DIRECTOR PAYNE: It looks like we're  
6                   about to begin. I'll take role.

7                   Kim Marinello.

8                   MEMBER MARINELLO: Here.

9                   DEPUTY DIRECTOR PAYNE: Michael  
10                  Sexton.

11                  MEMBER SEXTON: Here.

12                  DEPUTY DIRECTOR PAYNE: Doug  
13                  Preisse.

14                  CHAIRMAN PREISSE: Here.

15                  DEPUTY DIRECTOR PAYNE: And Brad  
16                  Sinnott.

17                  MEMBER SINNOTT: Here.

18                  DEPUTY DIRECTOR PAYNE: We indeed  
19                  have an quorum.

20                  The first item on the agenda is the  
21                  approval of minutes, and I believe you were sent  
22                  the minutes. We have May 6th, May 28th, and  
23                  June 3rd. If there are any corrections, deletions,  
24                  additions I would take those now; otherwise, I  
25                  would entertain a motion to approve the minutes.

                  MEMBER MARINELLO: Mr. Chairman, I

1 move the Board approve the minutes of the May 6th,  
2 May 28th, and June 3rd, 2019, meetings of the  
3 Franklin County Board of Elections.

4 MEMBER SINNOTT: Second.

5 DEPUTY DIRECTOR PAYNE: All those in  
6 favor signify by saying aye.

7 (Vote taken.)

8 DEPUTY DIRECTOR PAYNE: All opposed,  
9 same sign.

10 (No response.)

11 DEPUTY DIRECTOR PAYNE: Motion  
12 carries.

13 There's been some discussion with  
14 the legal counsel that maybe we'd want to go into  
15 executive session to discuss pending litigation and  
16 our infrastructure. Is that --

17 MEMBER SINNOTT: That's my  
18 understanding.

19 So pursuant to Ohio Revised Code  
20 Sections 149.433 and 121.22(G)(3), I move that the  
21 Franklin County Board of Elections go into  
22 executive session to consider matters related to  
23 the Board's infrastructure and discuss pending  
24 litigation.

25 DEPUTY DIRECTOR PAYNE: Is there a

1 second?

2 MEMBER SEXTON: Second.

3 DEPUTY DIRECTOR PAYNE: I believe  
4 this requires a role call.

5 Kim Marinello.

6 MEMBER MARINELLO: Yes.

7 DEPUTY DIRECTOR PAYNE: Michael  
8 Sexton.

9 MEMBER SEXTON: Yes.

10 DEPUTY DIRECTOR PAYNE: Doug  
11 Preisse.

12 CHAIRMAN PREISSE: Yes.

13 DEPUTY DIRECTOR PAYNE: And Brad  
14 Sinnott.

15 MEMBER SINNOTT: Yes.

16 DEPUTY DIRECTOR PAYNE: We are in  
17 executive session.

18 (Recess for executive session.)

19 DEPUTY DIRECTOR PAYNE: I believe we  
20 are wanting to move out of executive session. I  
21 would entertain a motion from someone on the Board  
22 to move out of executive session.

23 MEMBER MARINELLO: I move that the  
24 Franklin County Board of Elections adjourn from  
25 executive session and that no votes or official

1 actions were taken during the executive session.

2 DEPUTY DIRECTOR PAYNE: Is there a  
3 second?

4 CHAIRMAN PREISSE: Second.

5 DEPUTY DIRECTOR PAYNE: I need to  
6 take a role.

7 Kim Marinello.

8 MEMBER MARINELLO: Yes.

9 DEPUTY DIRECTOR PAYNE: Mike Sexton.

10 MEMBER SEXTON: Yes.

11 DEPUTY DIRECTOR PAYNE: Doug  
12 Preisse.

13 CHAIRMAN PREISSE: Yes.

14 DEPUTY DIRECTOR PAYNE: And Brad  
15 Sinnott.

16 MEMBER SINNOTT: Yes.

17 DEPUTY DIRECTOR PAYNE: We are now  
18 out of executive session.

19 The first item on the agenda is the  
20 Tenex contract. Do you want to speak to that?

21 DIRECTOR LEONARD: We spoke to it to  
22 some extent in executive session, but what I do  
23 want to cover in our current session is that as our  
24 board members recall pretty much over the last two  
25 years we've been looking at exploring an update to

1 our voter registration software system with the  
2 recommendation of the county's CIO at the time. I  
3 think he was here and spoke to us. And that and  
4 the county commissioners' budget staff recommended  
5 that we move to a system that -- a brand new system  
6 rather than upgrading the existing system.

7           And so we went out to bid. We  
8 worked with our county purchasing department, our  
9 current county CIO, Mr. Torres, as well as Adam  
10 Frumkin from -- the new CEO of the data center who  
11 worked with our purchasing department, our staff to  
12 develop the bid specifications. You have the  
13 technical specifications for our bid. We put that  
14 bid out.

15           We got the bid back from a number of  
16 vendors. Actually, four were interested including  
17 our current vendor, but two vendors submitted bids.  
18 We evaluated those bids and ultimately settled on  
19 Tenex. Tenex is based out of Tampa, Florida.  
20 They've been in the IT and local government  
21 election software business since 2000. They've got  
22 business -- they do business in 16 different  
23 jurisdictions throughout the country, over 23  
24 million registered voters, and they actually have  
25 nine counties in Ohio, including Hamilton County

1 and Cuyahoga County where they provide the  
2 electronic poll book solution for those counties.  
3 So, again, they have experience.

4           Their system, the Tenex election  
5 desk solution has been certified in the State of  
6 Ohio in August of 2018. Again it's -- the two  
7 modules that we're going to be implementing in  
8 Franklin County, one is relating to all of the  
9 voter registration activity. So it's, again,  
10 management of all our voter registration data, the  
11 voter history information, all of our images and  
12 documents. It will handle petition verification,  
13 essentially all of those related activities,  
14 absentee ballot management, interfacing with the  
15 Secretary of State's office and any of the other  
16 external interfaces.

17           It will be able to handle our NCO  
18 updates that we have to do, provisional ballot  
19 processing. And then there's an elections central  
20 module. And those are, again, unrelated to voter  
21 registration; but, again, it's management of our  
22 poll workers and all those activities, management  
23 of our election equipment, assets, our street and  
24 road guide and all of our precinct information.

25           They'll actually provide a campaign

1 desk web portal for candidates and campaigns to  
2 interact with our office. There will be an  
3 integrated scheduling and calendar system with this  
4 new software that we don't currently have.  
5 Election response will allow us to better enhance  
6 our call center activities so that we respond to  
7 election day issues on election day. It will allow  
8 us to be more effective in doing that as well as an  
9 election link for the voters to actually access it.

10 So it will be a very robust system  
11 from both the voter registration standpoint as well  
12 as the election management standpoint. So it will  
13 work well with the existing -- with the ES&S system  
14 that we have, as well.

15 So in terms of when we worked on --  
16 once we got the software and evaluated it, our  
17 staff was heavily involved in that evaluation  
18 process. They're very pleased with the Tenex  
19 system. I know some of our board members had the  
20 opportunity to review the system, as well, and were  
21 pleased with the system and how it functions and  
22 what it can do for us.

23 In negotiating the contract we  
24 actually drove a hard bargain, and Robbie will tell  
25 you that. Robbie Callum (phonetic) from the vendor

1 is here if you have any questions for him. But we  
2 drove a hard bargain. We got a significant  
3 reduction from their initial bid amount, we got a  
4 significant reduction on that. We locked in the  
5 initial software pricing for the first five years  
6 and then we've limited the amount of increases in  
7 years six through ten and then locked it back in  
8 again after year ten. So our currently system we  
9 had in place for 15 years. So this system, if we  
10 have it in place for 15 years, will ultimately be a  
11 very good bargain in terms of what we've been able  
12 to negotiate with this.

13 We also negotiated -- on the  
14 recommendation of the Deputy Director negotiated a  
15 most favored nation clause so that if Tenex were to  
16 sell this anywhere else in the country for less we  
17 get the benefit of that. So the contract is  
18 \$3,216,500, which that is the implementation costs  
19 plus the first five years of the software and the  
20 service agreement.

21 So again, a lot of this  
22 implementation is deliverable based. There's very  
23 little money that's paid up front. A lot of this  
24 will be paid, the vendor will be paid when they  
25 complete the different aspects of the

1 implementation.

2                   And our goal was to have it  
3 implemented by July 6th of 2020, which is 120 days  
4 out from the 2020 election. And so we will  
5 continue to operate on the current Integrity system  
6 for the 2019 election as well as the 2020 primary.  
7 And then we'll only move to the new system when  
8 we're confident that everything is implemented  
9 correctly, all the data has been migrated  
10 accurately and reliably, and that's when we'll make  
11 the move over.

12                   MEMBER SINNOTT: And there are  
13 Secretary of State standards for voter registration  
14 software?

15                   MR. LEONARD: Yes. Correct. It is  
16 certified in Ohio.

17                   MEMBER SINNOTT: The Tenex system  
18 that we're being asking to approve satisfies those  
19 standards?

20                   MR. LEONARD: Yes.

21                   MEMBER SINNOTT: Is this an instance  
22 where Tenex was being selected because it was the  
23 low bidder? I know you said there were two bids  
24 submitted.

25                   DIRECTOR LEONARD: It was

1 competitively bid. So we actually did create  
2 the -- we set forth the standards of what we were  
3 looking for in the election voter registration  
4 software product. Then there were four companies  
5 that had expressed interest in bidding on the -- on  
6 this invitation to bid, and ultimately only two  
7 companies chose to submit a bid. And then those  
8 two companies were evaluated and we selected Tenex.  
9 So it was a competitive bid process that we went  
10 through.

11 MEMBER SINNOTT: But of the two, is  
12 Tenex the lower bidder or was Tenex chosen because  
13 of quality considerations.

14 DIRECTOR LEONARD: I don't recall  
15 the specifics. I think it was qualitative as  
16 opposed to -- you're right. I'm looking at Adam.  
17 Again, it's all about the lowest and best bid, as  
18 well. So what is the best system for us.

19 MEMBER SINNOTT: So from the heads  
20 that are nodding in the room, I believe that it may  
21 or may not be the case that Tenex was the lower of  
22 the two bidders but the staff is satisfied that  
23 Tenex was the best bidder. Is that fair?

24 DIRECTOR LEONARD: Right.

25 MEMBER SINNOTT: Or the better

1 bidder.

2 DIRECTOR LEONARD: Right.

3 And the next steps in terms of what  
4 we're asking you -- because we're in the final  
5 stages of the final dotting the i's and crossing  
6 the t's and making sure that the exact contract  
7 language is where we need it to be. We're working  
8 with all of our IT professionals in the county as  
9 well as our purchasing department as well as  
10 Robbie's folks at Tenex to finalize those  
11 provisions. There's really nothing of substance  
12 that's still in contention. It's mostly just the  
13 dotting the i's and crossing the t's. And so it's  
14 just not ready to present today, but we anticipate  
15 it to be finalized within the next couple of days.  
16 And so that's why we're asking that the Board in  
17 its resolution that it would authorize the Director  
18 or Deputy Director to execute the contract.

19 MEMBER SINNOTT: And I gather that  
20 it is the recommendation to the Board from the  
21 Director and the Deputy Director that we contract  
22 with Tenex for this service?

23 DIRECTOR LEONARD: It is.

24 MEMBER SINNOTT: That is right?

25 DEPUTY DIRECTOR PAYNE: That is

1 correct.

2 MEMBER MARINELLO: I'm anxious to  
3 get it going.

4 I move that the Board authorize the  
5 Director and Deputy Director to enter into a  
6 contract with Tenex in an amount not to exceed two  
7 million, two hundred --

8 CHAIRMAN PREISSE: Excuse me.

9 MEMBER SINNOTT: I think you  
10 misspoke.

11 MEMBER MARINELLO: What?

12 MEMBER SINNOTT: It's three, not  
13 two.

14 MEMBER MARINELLO: Three. Did I say  
15 two?

16 -- enter into a contract with Tenex  
17 in an amount not to exceed \$3,216,500 over a  
18 five-year period for the purchase purpose of a  
19 voter registration software upgrade.

20 CHAIRMAN PREISSE: Second.

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

23 (Vote taken.)

24 DEPUTY DIRECTOR PAYNE: All opposed,  
25 same sign.

1 (No response.)

2 DEPUTY DIRECTOR PAYNE: The next  
3 item on the agenda is the ES&S contract for  
4 services and support. And I'll call on Carla to  
5 just give a real quick summary of what this is.

6 MS. PATTON: This is a contract  
7 we've had in the past. It pretty much is the same  
8 thing. It's for 50 support days for a support  
9 person from ES&S to come in and make sure that the  
10 coding is done properly on the software for the  
11 election system; our support for election day,  
12 testing, just making sure everything is accurate  
13 and ready to go for election day. The contract is  
14 through -- good through December 31st, 2020. If we  
15 do not use those days, they have in the past  
16 allowed us to carry those over into the following  
17 year. So like this year we're still using some  
18 days that were on the previous contract.

19 DIRECTOR LEONARD: This is something  
20 we need to have. It's a very valuable resource to  
21 have available to us to support our system.

22 MS. PATTON: With the complexities  
23 of Franklin County, there's always -- and  
24 especially with a new system it's always good to  
25 have support here.

1                   CHAIRMAN PREISSE:  What's the  
2 typical problem?  And is this a telephonic solution  
3 or on site?

4                   MS. PATTON:  It's on site.  It's  
5 always on site support.

6                   CHAIRMAN PREISSE:  So what happens?  
7 Somebody calls and they -- Are they coming in from  
8 out of state or are they --

9                   MS. PATTON:  We schedule days  
10 throughout the election for the staff -- the ES&S  
11 representative to be here, which is Dan Shebesta.  
12 He's here anywhere from 10 to 15 days for each  
13 election typically to help us all the way from the  
14 start of the coding to the finish and he's here on  
15 election day for us for support or any  
16 troubleshooting issues that we may have.

17                   CHAIRMAN PREISSE:  Is he an ES&S  
18 employee or a subcontractor?

19                   MS. PATTON:  He is a subcontractor  
20 for ES&S.

21                   CHAIRMAN PREISSE:  Who's in Ohio or  
22 central Ohio?

23                   MS. PATTON:  Yes.  Well, he's down  
24 in Cincinnati.  So he's been working with us since  
25 the 2006 general.  So he knows Franklin County very

1 well and he knows all the intricacies of all the  
2 data that we put into the system and -- He used to  
3 be an employee of ES&S and left them but  
4 subcontracts with them now.

5 MEMBER SINNOTT: This is a  
6 continuation of the current service contract.  
7 Right?

8 MS. PATTON: Yes.

9 MEMBER SINNOTT: What did we pay for  
10 this last year?

11 MS. PATTON: There was no increase  
12 in the rate. So the rate that you see in this  
13 contract, which I believe is \$82,500 for 50 days,  
14 is the same thing that we paid on the contract that  
15 we signed in 2017.

16 MEMBER SINNOTT: I move that the  
17 Board approve the ES&S services and support  
18 contract through December 2020 in the amount of  
19 \$82,500.

20 DEPUTY DIRECTOR PAYNE: Is there a  
21 second?

22 MEMBER SEXTON: Second.

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

25 (Vote taken.)

1 DEPUTY DIRECTOR PAYNE: All opposed,  
2 same sign.

3 (No response.)

4 DEPUTY DIRECTOR PAYNE: Motion  
5 carries.

6 We're asking the Board to affirm the  
7 hiring of Jim Bubutiev and Jesse Hathaway  
8 retroactively. We try not to do that in all cases,  
9 but we really needed both of these gentleman on  
10 board. I don't know if you want to give a summary  
11 of --

12 DIRECTOR LEONARD: Jim's an  
13 attorney, but we have him in an IT technology  
14 specialist. So some of the tasks he'd perform he's  
15 quite capable of handling those.

16 I don't know if Jim's in the room.

17 DEPUTY DIRECTOR PAYNE: Jim's in the  
18 back there.

19 DIRECTOR LEONARD: Extensive  
20 professional experience that I think will be  
21 helpful to us.

22 MEMBER MARINELLO: I move that the  
23 Franklin County Board of Elections hire Jim  
24 Bubutiev as an information technology specialist,  
25 full-time position, beginning June 28th, 2019, at a

1 rate of \$19.71 per hour.

2 MEMBER SEXTON: Second.

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

5 (Vote taken.)

6 DEPUTY DIRECTOR PAYNE: All opposed,  
7 same sign.

8 (No response.)

9 DEPUTY DIRECTOR PAYNE: Motion  
10 carries.

11 Congratulations, Jim.

12 The next item Jesse Hathaway, hiring  
13 him as a social media coordinator. Jesse has been  
14 with us a couple of weeks now. He before this was  
15 a policy advisor. He's done social and media web  
16 contact, he's been a reporter, an administrative  
17 assistant for our governor. And we're actually  
18 very happy to have him on board. With all of the  
19 new social media that we have going on, it's  
20 important that we communicate through social media.  
21 So we're happy to have Jesse on board. He's in the  
22 back, if you want to say hello to Jesse.

23 MEMBER MARINELLO: I move that the  
24 Franklin County Board of Elections hire Jesse  
25 Hathaway as social media coordinator, full-time

1 position, beginning July 8th, 2019, at \$19.23 per  
2 hour.

3 DEPUTY DIRECTOR PAYNE: Is there a  
4 second?

5 MEMBER SEXTON: Second.

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

8 (Vote taken.)

9 DEPUTY DIRECTOR PAYNE: All opposed,  
10 same sign.

11 (No response.)

12 DEPUTY DIRECTOR PAYNE: Motion  
13 carries.

14 Is Matt Rushey in the -- Yeah,  
15 Matt's there.

16 We had 21 precincts that we needed  
17 to have split because they went over the 1,400  
18 registered voters. So I think we have a handout  
19 that reflects those.

20 Do you want to just talk to that  
21 just real briefly or did I --

22 MR. RUSHEY: Sure.

23 Yes. We had 21 precincts over the  
24 1,400 registered voter requirement.

25 DEPUTY DIRECTOR PAYNE: Through the

1 Secretary of State directive that we need to -- if  
2 they go over 1,400 voters?

3 MR. RUSHEY: That's correct.

4 MEMBER SEXTON: Voters, not  
5 residents. Those are registered voters?

6 MR. RUSHEY: Registered voters,  
7 that's correct.

8 DEPUTY DIRECTOR PAYNE: And I asked  
9 Matt earlier if we have a precinct that's 1,500 why  
10 don't we have them 750 and 750, and you gave me a  
11 great answer.

12 MR. RUSHEY: Well, the reason why is  
13 because we are required to use census block lines,  
14 census geography in splitting the precincts. And  
15 so I might like to cut a precinct in half and have  
16 it be 750 and 750, but if the lines don't exist  
17 then I am not allowed to do that. And that's via  
18 the Secretary of State's directive. So I have to  
19 use the lines that are provided to me, and so I try  
20 to have it as even as I can of the two precincts;  
21 but sometimes it doesn't quite work that well.

22 DEPUTY DIRECTOR PAYNE: The other  
23 thing is, if the Board is interested, we have maps  
24 for all of these splits that we'd be happy to show  
25 them.

1 MR. RUSHEY: Sure. Yes.

2 MEMBER SEXTON: So in some instances  
3 are these creating new precincts or --

4 MR. RUSHEY: Those are all new  
5 precincts. They're going to vote in the same  
6 location, but they're all new precincts.

7 MEMBER SEXTON: So on the first one,  
8 Grove City 1-G, we just took from Grove City 1-E?

9 MR. RUSHEY: That's correct.

10 Those are all new precincts, but  
11 they will all vote in the same location. They will  
12 not move locations. And their districts will all  
13 be the same, as well. So their school district  
14 won't change, city won't change, house and  
15 congressional districts. So none of those will  
16 change.

17 DEPUTY DIRECTOR PAYNE: The only  
18 thing that will change for them would be the name  
19 of the precinct that they're in.

20 MR. RUSHEY: Yes.

21 MEMBER SINNOTT: Is 21 precincts an  
22 unusually great number in need of splitting?

23 MR. RUSHEY: We did about as many a  
24 couple of years ago after the presidential. So  
25 when the numbers increase after a big election like

1 last year's with all the interest in the 2018  
2 election, no, it doesn't seem unusual to me.  
3 Again, after a presidential or a hotly-contested  
4 gubernatorial the numbers will go up.

5 CHAIRMAN PREISSE: Where is Columbus  
6 Ward 12? Is that the Hilltop?

7 MR. RUSHEY: That is Short North.

8 MEMBER SINNOTT: I move that the  
9 Board approve the precinct boundary changes  
10 recommended by the staff in Exhibit A and that  
11 these new precinct boundaries take effect on August  
12 8th of 2019.

13 DEPUTY DIRECTOR PAYNE: Is there a  
14 second?

15 CHAIRMAN PREISSE: Second.

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

18 (Vote taken.)

19 DEPUTY DIRECTOR PAYNE: All opposed,  
20 same sign.

21 (No response.)

22 DEPUTY DIRECTOR PAYNE: The motion  
23 carries.

24 I'm going to call on Allison  
25 Watters, formerly Allison Murray. Congratulations.

1 She's going to talk about our two percent pay  
2 raise.

3 MS. WATTERS: There's a two percent  
4 increase since we are still on month-by-month  
5 funding. Since we did not have a board meeting in  
6 the month of July, we are requesting that that be  
7 approved now, as well. The Director and Deputy  
8 Director did give fiscal permission to have that on  
9 employees' checks last month, but for your official  
10 retroactive approval. Any questions?

11 MEMBER MARINELLO: I move that the  
12 Board approve the two percent cost of living pay  
13 raise increase to all full-time Board of Elections  
14 staff retroactive to June on 10th and that this  
15 increase stands as a one-time increase specific to  
16 the pay periods of July 5th and July 19th as we are  
17 presently constrained by a month-to-month budget.

18 CHAIRMAN PREISSE: Second.

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

21 (Vote taken.)

22 DEPUTY DIRECTOR PAYNE: All opposed,  
23 same sign.

24 (No response.)

25 (Motion carried.)

1 DEPUTY DIRECTOR PAYNE: Do you want  
2 to go over the next one real quick or did you  
3 already --

4 MEMBER MARINELLO: I move the Board  
5 approve the two percent cost of living pay increase  
6 to all full-time Board of Elections staff  
7 retroactive to July 8th and that this increase  
8 stands as a one-time increase specific to the pay  
9 periods of August 2nd, August 16th, and August 30th  
10 as we are presently constrained by a month-to-month  
11 budget.

12 DEPUTY DIRECTOR PAYNE: Is there a  
13 second?

14 CHAIRMAN PREISSE: Second.

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

17 (Vote taken.)

18 DEPUTY DIRECTOR PAYNE: All opposed,  
19 same sign.

20 (No response.)

21 DEPUTY DIRECTOR PAYNE: Motion  
22 carries.

23 The Relia-Vote computer swap-out, I  
24 call on Matt Kelley to talk about that.

25 MR. KELLEY: Good afternoon. As you

1 may be aware, we got two big machines in the back  
2 mailroom processing area to the Board of Elections.  
3 One is a computer generated inserting machine  
4 called the Relia-Vote machine. The second machine  
5 is the sorting machine, also a big  
6 computer-generated sorting machine that sorts all  
7 of our ballots going out and incoming ballots  
8 coming in ZIP Code order and it separates them into  
9 wards and precincts.

10           The computers that power those two  
11 machines are very powerful computers. And in going  
12 through an assessment back in March of this year,  
13 we wanted to make sure the machines were ready for  
14 the big election in 2020. So we had our BlueCrest  
15 technicians in office to go through the machines  
16 top to bottom and check out each machine for  
17 capabilities this year and capabilities more  
18 importantly going into 2020.

19           In looking at that, the machine  
20 itself, the inserting machine is what they  
21 considered low miles. The belts and the bands and  
22 everything that's inside the machine seems to be in  
23 good working out. We don't need to swap out any  
24 heavy equipment, which is really good. However, in  
25 looking at the sorting machine they noticed that

1 the computer that was running the sorting machine  
2 was running on Windows 7 and another computer  
3 attached to that was running on Windows XP.

4 So their recommendation at that time  
5 was to swap out computers on just the sorting  
6 machine. However, once we started talking to the  
7 company -- because the technicians only know so  
8 much about the machines that we're here to look  
9 at -- once we supplied BlueCrest with all the  
10 information for all of the machines they told us  
11 the machines needed to talk to each other and they  
12 both needed to be on the same computer system.

13 So with that, our anticipation of  
14 just swapping out the computers in the sorting  
15 machine now became a bigger project and we have to  
16 swap out computers in both machines. So that was  
17 our initial plan. And then the Secretary of State  
18 had the directive come down as to cyber security  
19 that said all machines need to be upgraded to  
20 operate on the Windows 10 system. So these  
21 machines that we have right now in the back are  
22 operating on Windows 7 and XP. By doing this  
23 computer swap-out we will upgrade those all to  
24 Windows 10 and they will be able to talk to each  
25 other and we will be able to fill ballots and

1 sorting all on the same computer system.

2 So we are requesting additional  
3 funds so we can swap these computers out prior to  
4 the 2019 general election so we can use that as a  
5 test for the 2020 election to make sure everything  
6 is up and running for that.

7 MR. LEONARD: And it's necessary for  
8 us to be compliant with the Secretary of State's  
9 requirements is the biggest aspect of it. And I  
10 know there were references to BlueCrest. You may  
11 not have been familiar. BlueCrest used to be  
12 Pitney Bowes. So when we refer to the Pitney Bowes  
13 Relia-Vote machine, now it's BlueCrest.

14 MR. KELLEY: The good news is we do  
15 not have to swap out the server which also would  
16 add a lot of cost to this computer swap-out. But  
17 we're good with the server for this year.

18 DEPUTY DIRECTOR PAYNE: And the fact  
19 is we wanted to do this anyway. We were in the  
20 process of doing it and then the directive came out  
21 from the Secretary of State that said we have to do  
22 it.

23 MR. KELLEY: Right. It went from  
24 should do to must do.

25 CHAIRMAN PREISSE: All right.

1 Sounds good.

2 MEMBER SEXTON: I move that the  
3 Board authorize the upgrade of all computers to  
4 Windows 10 on the Relia-Vote machine and sorting  
5 machine in an amount not to the exceed \$76,000.

6 CHAIRMAN PREISSE: Second.

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

9 (Vote taken.)

10 DEPUTY DIRECTOR PAYNE: All opposed,  
11 same sign.

12 (No response.)

13 DEPUTY DIRECTOR PAYNE: Motion  
14 carries.

15 Thank you, Matt.

16 We have the certification of Robert  
17 Bender to the November 2019 general election  
18 ballot.

19 Tim, I don't know if you want to  
20 just talk to that real quick or --

21 MR. LECKLIDER: I don't think so,  
22 unless you'd like me to.

23 MEMBER SINNOTT: In light of the  
24 recent Supreme Court decision, I move that the  
25 Board certify Robert Bender to the November 2019

1 general election ballot as the Libertarian Party  
2 candidate for Reynoldsburg City Council, Ward 3.

3 MEMBER SEXTON: Second.

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

6 (Vote taken.)

7 DEPUTY DIRECTOR PAYNE: All opposed,  
8 same sign.

9 (No response.)

10 DEPUTY DIRECTOR PAYNE: Motion  
11 carries.

12 I think you have the directive from  
13 the Secretary of State regarding security. There  
14 are two items in particular that affect the Board.  
15 One of them is that they require all full-time  
16 employees and all board members to have a dot g-o-v  
17 email address. So if you don't already have a dot  
18 g-o-v mail address, we're going to set you up with  
19 one.

20 CHAIRMAN PREISSE: What would be the  
21 practical implication of that?

22 DIRECTOR LEONARD: We're saying that  
23 you should be communicating -- or if you're  
24 communicating with the Board you should be  
25 communicating from a government account as opposed

1 to your personal account.

2 CHAIRMAN PREISSE: Okay.

3 DEPUTY DIRECTOR PAYNE: The other  
4 one is they require criminal background checks for  
5 all full-time employees. We want to proceed in  
6 doing that. And even though some employees have  
7 come in different time intervals, we want to just  
8 start brand new and have everybody have a criminal  
9 background check that would be good for seven  
10 years, going back seven years. Is that what we're  
11 looking at?

12 DIRECTOR LEONARD: We're in the  
13 process of working with our HR department, the  
14 county's HR department to develop a policy.  
15 Because that's one of the requirements of the  
16 directive is that the Board should have a policy as  
17 it relates to doing background checks and what  
18 would we consider to be an ineligible offense so --  
19 if you commit an offense. The Secretary of State  
20 is not defining what would be considered an  
21 ineligible offense and require that employee can't  
22 work for you.

23 The Board would determine what by  
24 its policy -- It's requiring that the Board  
25 establish a policy to conduct background checks,

1 but the Secretary of State is not dictating what  
2 that policy should be. So that's something that  
3 we'll be working to craft with our HR department to  
4 kind of come up with -- and our staff to figure out  
5 what should that policy be and make a  
6 recommendation. And we can discuss it at future  
7 board meetings to determine what policy does this  
8 Board want to have as it relates to what we find  
9 when we conduct the criminal background check.

10 MEMBER SINNOTT: So all 88 counties  
11 are supposed to conduct background checks of board  
12 employees, but there's no uniformity as to what in  
13 your background check will preclude your employment  
14 at a board?

15 DIRECTOR LEONARD: That is correct.

16 CHAIRMAN PREISSE: I thought there  
17 was a statute that spoke to this already.

18 DIRECTOR LEONARD: There are  
19 provisions with regard to felonies. So if you have  
20 a misdemeanor offense or something, an offense of  
21 violence that may not necessarily rise to the level  
22 of a felony, is that something. If you have a  
23 theft or fraud offense that may not necessarily  
24 rise to the level of a felony, is that something we  
25 would consider. If it's an offense that occurred

1 six years ago, you know, are we going to disqualify  
2 somebody if they've paid their debt to society  
3 and --

4 DEPUTY DIRECTOR PAYNE: And  
5 otherwise been a model employee.

6 DIRECTOR LEONARD: Right. It was a  
7 misdemeanor offense.

8 CHAIRMAN PREISSE: How are these  
9 being conducted and by whom?

10 DEPUTY DIRECTOR PAYNE: BCI, right?

11 DIRECTOR LEONARD: Right.

12 CHAIRMAN PREISSE: Are we paying for  
13 this?

14 DEPUTY DIRECTOR PAYNE: We are  
15 paying for those. I would say we were given  
16 \$50,000 to implement different parts of the  
17 security directive. Obviously, we've already spent  
18 76 on the Relia-Vote. But we were thinking  
19 probably use part of the 50,000 to do the criminal  
20 background checks maybe.

21 DIRECTOR LEONARD: If we were to  
22 have the county HR department, they would use a  
23 vendor and it would be charged to us internally.  
24 So there's no getting around the expense of doing a  
25 criminal background check.

1                   Again, we're required to do it,  
2                   so -- And we are being provided grant money and we  
3                   still would have to determine exactly what we would  
4                   utilize the grant funds for. This is something we  
5                   could use it for or we could decide to use the  
6                   grant fund for something else and still conduct the  
7                   background checks.

8                   MS. O'BRIEN: May I add it's also  
9                   for permanent part-time employees.

10                  DIRECTOR LEONARD: Again, this is  
11                  more discussion only. We don't have any action.  
12                  We anticipate that at some point in the coming  
13                  months we'll be presenting the Board with a policy  
14                  related to the conduct of criminal background  
15                  checks.

16                  MEMBER MARINELLO: How soon for the  
17                  dot gov?

18                  DEPUTY DIRECTOR PAYNE: Carolyn, how  
19                  soon for the dot gov?

20                  MS. GORUP: About three days after  
21                  you tell me to do it.

22                  DEPUTY DIRECTOR PAYNE: Three days  
23                  after we tell her to do it. So do it.

24                  DEPUTY DIRECTOR PAYNE: Any more  
25                  items to come before the Board? If not --

1 CHAIRMAN PREISSE: I move to  
2 adjourn.

3 MEMBER SINNOTT: Second.

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

6 (Vote taken.)

7 DEPUTY DIRECTOR PAYNE: All opposed,  
8 same sign.

9 (No response.)

10 DEPUTY DIRECTOR PAYNE: Motion  
11 carries.

12 (Thereupon, the proceedings were  
13 adjourned at approximately 3:23 p.m.)

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C E R T I F I C A T E

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THE STATE OF OHIO:

SS:

COUNTY OF FRANKLIN:

I, Carla D. Castle, a Professional Reporter and Notary Public in and for the State of Ohio, do hereby certify that the foregoing is a true, correct, and complete written transcript of the proceedings in this matter;

That the foregoing was taken by me stenographically and transcribed by me with computer-aided transcription;

That the foregoing occurred at the aforementioned time and place;

That I am not an attorney for or relative of any of the parties and have no interest whatsoever in the event of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal of office at Columbus, Ohio, this 25th day of July, 2019.

/s/Carla D. Castle  
Notary Public, State of Ohio

My Commission Expires: September 29, 2021.

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