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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:

Matt Kelley
Jeff Mackey

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1 Friday Morning Session
2 August 16, 2019
3 11:04 a.m.

4 - - -

5 DEPUTY DIRECTOR PAYNE: Looks like
6 everybody's here. We're going to need Jeff Mackey
7 here in a minute. All right.

8 Looks like we have a quorum, but
9 I'll go ahead and take roll.

10 Kim Marinello.

11 MEMBER MARINELLO: Here.

12 DEPUTY DIRECTOR PAYNE: Michael
13 Sexton.

14 MEMBER SEXTON: Here.

15 DEPUTY DIRECTOR PAYNE: Doug
16 Preisse.

17 CHAIRMAN PREISSE: Here.

18 DEPUTY DIRECTOR PAYNE: And Brad
19 Sinnott.

20 MEMBER SINNOTT: Here.

21 DEPUTY DIRECTOR PAYNE: We do indeed
22 have a quorum.

23 The first item on the agenda is the
24 approval of minutes from the July 23rd, 2019,
25 meeting. I believe you were emailed a copy of the
minutes. If there aren't any additions, deletions,

1 I would entertain a motion.

2 MEMBER SEXTON: I move that the
3 Board approve the minutes of the July 23rd, 2019,
4 meeting of the Franklin County Board of Elections.

5 MEMBER SINNOTT: 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 The first item on the agenda is the
15 certification of candidates to the November 5th,
16 2019, general election ballot. And I will call on
17 Jeff Mackey to present those. I believe you have
18 copies of those in your folders.

19 MR. MACKEY: Staff has reviewed a
20 number of petitions. The candidates listed in
21 Exhibit A were found by the staff to have petitions
22 that were timely filed, the ballot is sufficient,
23 and we therefore recommend them for certification
24 to the November 5th, 2019, general election.

25 MEMBER SINNOTT: Jeff, is there a

1 sort of these candidates by jurisdiction and
2 alphabetical order?

3 MR. MACKEY: You do not have that in
4 front of you. I can provide that should you desire
5 it.

6 MEMBER SINNOTT: If it can be, but
7 not now. I'd like to walk away with a copy.

8 CHAIRMAN PREISSE: Yeah.

9 MEMBER SINNOTT: Why don't you do
10 that times four.

11 MR. MACKEY: Yep.

12 MEMBER MARINELLO: I move that the
13 Board certify to the November 5th, 2019, general
14 election ballot those candidates listed in
15 Exhibit A and that these petitions were filed
16 timely and found to be valid and sufficient.

17 DEPUTY DIRECTOR PAYNE: Is there a
18 second?

19 CHAIRMAN PREISSE: Second.

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

22 (Vote taken.)

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

25 (No response.)

1 DEPUTY DIRECTOR PAYNE: Motion
2 carries.

3 There's also a list of candidates in
4 Exhibit B that are not recommended for
5 certification, and I'll turn it over to Jeff to
6 explain that.

7 MR. MACKEY: You have listed there
8 the deficiencies or omissions that have led us to
9 not recommend these candidates for certification.
10 If you have any individual questions, I can go over
11 that with you.

12 DEPUTY DIRECTOR PAYNE: And there
13 were a couple of candidates in the last couple of
14 days that asked to be removed from consideration.
15 Is that correct?

16 MR. MACKEY: Yes. So they do not
17 appear on any of your exhibits. Tia Ramey and
18 Victor Piney (phonetic) both have withdrawn their
19 petitions.

20 MEMBER SINNOTT: Who was the first
21 person?

22 MR. MACKEY: Tia Ramey for
23 Reynoldsburg City School Board.

24 DEPUTY DIRECTOR PAYNE: Just today.

25 CHAIRMAN PREISSE: Okay. On page

1 two of Exhibit B, are these lists of candidates
2 lumped together with a space between because of the
3 difference of the reason for disqualification?

4 MR. MACKEY: No. Each bold line
5 there is one candidate, and then the information
6 below that is specific to that candidate.

7 CHAIRMAN PREISSE: Oh, I see. The
8 reasons are right underneath.

9 MEMBER SEXTON: Who are the two
10 candidates that withdrew?

11 MR. MACKEY: Victor Piney and Tia
12 Ramey. So they don't appear on any of your
13 exhibits today. I don't think the Board needs to
14 take any formal action on those since they haven't
15 acted on those petitions at this point.

16 DIRECTOR LEONARD: Piney was
17 Hamilton -- Madison Township.

18 MR. MACKEY: Madison Township.

19 DIRECTOR LEONARD: And Ramey was?

20 MR. MACKEY: Reynoldsburg School
21 Board.

22 MEMBER SINNOTT: Well, then, I move
23 that the Board deny certification to the candidates
24 appearing on Exhibit B on the basis that their
25 petitions were either not filed timely or found by

1 staff to be invalid or insufficient and that these
2 candidates will not appear on the November 5, 2019,
3 general election ballot.

4 DEPUTY DIRECTOR PAYNE: Is there a
5 second to that motion?

6 MEMBER SEXTON: 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 The next item is the certification
16 of questions and issues to be on the November 5th,
17 2019, general election ballot. Jeff?

18 MR. MACKEY: Issues on Exhibit C
19 were timely filed with us. We have reviewed them.
20 Mr. Lecklider has looked them over, as well. We
21 did not find any disqualifying errors or omissions.
22 I recommend all these be certified to the ballot in
23 November.

24 MEMBER SINNOTT: This seems to be a
25 small number countywide. Is it unusually so?

1 MR. MACKEY: No, I don't think it's
2 unusually so; but it's definitely on the lighter
3 end of the spectrum, I think.

4 MEMBER SINNOTT: Uh-huh.

5 CHAIRMAN PREISSE: New Albany
6 becoming a city is updated. Is that what they're
7 doing here?

8 MR. MACKEY: Yeah. They're fixing
9 some things they found in their charter probably
10 that were still referring to them as a village, but
11 that happened --

12 CHAIRMAN PREISSE: Some time ago.

13 MEMBER SEXTON: Just looking through
14 here, it looks like the only one countywide is the
15 Children Services issue?

16 MR. MACKEY: That's correct.

17 DIRECTOR LEONARD: Yeah. They've
18 gotten to the point where they're trying to stagger
19 so that they don't have multiple county levy
20 agencies on the ballot at the same time.

21 MEMBER SEXTON: I would move that
22 the Board certify to the November 5th, 2019,
23 general election ballot those questions and issues
24 listed on Exhibit C and that these questions and
25 issues were filed timely and found to be valid and

1 sufficient.

2 DEPUTY DIRECTOR PAYNE: Is there a
3 second?

4 CHAIRMAN PREISSE: Second.

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

7 (Vote taken.)

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

10 (No response.)

11 DEPUTY DIRECTOR PAYNE: The motion
12 carries.

13 Certification of local options.

14 MR. MACKEY: When I get you the list
15 of candidates by jurisdiction, there's a list of
16 the issues with their issue number. I have that
17 available also. So if anybody asks you, you can
18 knowledgeably speak to that.

19 Exhibit D is the local option
20 petitions that we reviewed. We did not have any
21 that we found insufficient. So all of these are
22 all of the ones that were filed and found to be
23 valid and sufficient.

24 MEMBER MARINELLO: I move that the
25 Board certify to the November 5th, 2019, general

1 election ballot those local options listed on
2 Exhibit D, and that these local options were timely
3 filed and found to be valid and sufficient.

4 DEPUTY DIRECTOR PAYNE: Is there a
5 second?

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 We had a request from two candidates
16 for ballot name changes or alternate ballot names.

17 You want to go over those, Jeff?

18 MR. MACKEY: Each year we have
19 candidates that request to be on the ballot a
20 certain way. Most of those are just Bob to -- from
21 Robert or Bill from William. These stretch the
22 boundaries of that, so I thought I'd bring that to
23 your attention.

24 The City of Worthington for
25 Worthington City Council, we have her registered as

1 Karen Sue Wilson. She has asked to be allowed to
2 include her maiden name and run as Karen Filina
3 Wilson.

4 Do these separately or --

5 MEMBER SINNOTT: Why don't we do
6 them separately. They present slightly different
7 questions, I suppose.

8 CHAIRMAN PREISSE: Just reading
9 this -- Okay. This paragraph is drawn from the
10 Ohio Elections Officials Manual?

11 MR. MACKEY: Correct.

12 CHAIRMAN PREISSE: I'd like to read
13 it again.

14 MEMBER SINNOTT: Well, as to the
15 candidate who wishes to appear on the ballot as her
16 first name, unmarried name, and her married name, I
17 think that's fine.

18 Does anybody see that differently?

19 CHAIRMAN PREISSE: How do we know
20 that that's her maiden name?

21 MR. MACKEY: I don't. Taking her at
22 her word.

23 MEMBER SINNOTT: So she made that
24 representation?

25 MR. MACKEY: Yes.

1 MEMBER SEXTON: I don't see an issue
2 with it.

3 CHAIRMAN PREISSE: I have no
4 objection.

5 MEMBER SEXTON: I move that the
6 board accept the name change of Karen Sue Wilson to
7 Karen Filina Wilson as an alternate ballot name for
8 the November 5, 2019 general election ballot.

9 DEPUTY DIRECTOR PAYNE: Is there a
10 second?

11 CHAIRMAN PREISSE: Second.

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

14 (Vote taken.)

15 DEPUTY DIRECTOR PAYNE: All opposed,
16 same sign.

17 (No response.)

18 DEPUTY DIRECTOR PAYNE: Motion
19 carries.

20 MR. MACKEY: For Mr. Quesenberry, I
21 think the paragraph from the Election Official
22 Manual kind of applies in this instance. He has
23 indicated his middle name is Mackie, M-a-c-k-i-e.
24 So no relation. And he wants to write it as Mack.
25 Apparently that's how he is commonly known.

1 CHAIRMAN PREISSE: William Mackie
2 Quesenberry tells us he's known commonly as Mack
3 Quesenberry.

4 MEMBER SINNOTT: And Mack would be a
5 common abbreviation of the middle name.

6 CHAIRMAN PREISSE: Yeah.

7 MEMBER SINNOTT: Fine with me.

8 MEMBER SEXTON: I think since it's
9 his middle name and his legal middle name that
10 would be the derivative. So that's fine.

11 MEMBER SINNOTT: I move that the
12 Board accept the name change of William Mackie
13 Quesenberry to Mack Quesenberry as an alternate
14 ballot name for the November 5, 2019, general
15 election ballot.

16 DEPUTY DIRECTOR PAYNE: Is there a
17 second?

18 MEMBER MARINELLO: 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 DEPUTY DIRECTOR PAYNE: Motion

1 carries.

2 The next item on the agenda, we're
3 going to -- You'll have one more item, but if we
4 can wait till the very end that would be great.

5 DIRECTOR LEONARD: So we did address
6 Karen Filina Wilson?

7 DEPUTY DIRECTOR PAYNE: Yes.

8 The next item on here is the project
9 manager contract modification. And I'll ask
10 Director Leonard to speak to that, if you would.

11 DIRECTOR LEONARD: At the beginning
12 of this year, the Board approved the contract for
13 the project management services of Jo Campbell.
14 She's been doing a great job over the course of the
15 year. But the agreement that was originally
16 executed at the beginning of the year was for the
17 entire period of the entire year; but the number of
18 hours were only 1,280, which was what we had last
19 year.

20 And in 2018 we began Jo Campbell in
21 May and we used 1,280 hours or thereabouts for '18.
22 And so that's what we put in '19, we started with
23 1,280 hours. So what this modification would do is
24 to expand that to enough hours to get us through
25 the balance of the year. The commissioners

1 appropriated for our budget 192,000 for this
2 project management contract. The original
3 agreement executed by the Board called for
4 1,280 hours at \$100 an hour for a total of 128,000.
5 So there's still \$64,000 remaining on the
6 appropriation, and the additional hours at a
7 slightly higher rate would fit within what we're
8 appropriating.

9 And based on conversations with our
10 project manager as well as our assessment of what
11 she's been working, typically about 30 to 35 hours
12 a week, that we should have enough hours to take us
13 through -- this modification would provide enough
14 hours to take us through the balance of the year.
15 And the rate, it's an increase in rate from
16 \$100 to \$115 an hour, which in my understanding
17 even the hundred dollars an hour we had before was
18 a very good rate and that the 115 is still -- it
19 may sound like a lot, but it's still a very good
20 rate. I see Gary back -- Gary Collins in the back
21 from the budget office nodding his head that, yes,
22 that is.

23 But we need this modification in
24 order to keep our project management resources on
25 board for the balance of the year. And again, we

1 still -- and we've also -- the scope of what she's
2 working on, we have the voter registration software
3 implementation, Tenex software, she'll be involved
4 in that implementation as well as working with us
5 to facilitate the SOS directive implementation for
6 the cyber security needs of the office and she's
7 working with us on that.

8 And then we're going to be moving to
9 a program where we open up some locations or set up
10 some locations the night before election day so
11 that we don't run into problems on election morning
12 with the tight time frame to open up voting
13 locations. So we're working on that project.
14 She's not the lead on it, but she is helping with
15 her project management skills to help our staff
16 manage that project of expanding -- of having some
17 of our locations set up the night before. So I
18 think, again, it's a very valuable use of her time
19 that I think will be very useful for our operation.

20 CHAIRMAN PREISSE: Do we anticipate
21 these activities would -- this contract or a
22 similar one would go into '21?

23 DIRECTOR LEONARD: Into '20, yes.
24 Just because we'll be at least through the first
25 half of the year, through July, we'll be involved

1 in the implementation of the voter registration
2 software contract. So she'll be heavily involved
3 in that. And actually, her activity on that aspect
4 will ramp up a lot more because of the fact that
5 we're going to be doing that. The bulk of that
6 effort now is right now with the vendor and the
7 implementation. Up to this point she's been
8 involved in assisting in the contracting process
9 and getting us through the bid process and helping
10 us get to the point where we are.

11 MEMBER MARINELLO: I move that the
12 Board authorize the modification of the 2019
13 contract with THM/Solutions for project management
14 services, Jo Campbell, at the Franklin County Board
15 of Elections at the hourly rate of \$115 per hour
16 for calendar year 2019 with hours not to exceed
17 1,836 for the entire calendar year of 2019.

18 DEPUTY DIRECTOR PAYNE: Is there a
19 second?

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: Motion
3 carries.

4 The next item on the agenda is a
5 resolution to provide lunch for simulated election
6 for volunteers. I'm going to ask Mack Kelley to
7 talk about the mock election that we want to
8 provide and why there is a need to do so.

9 MR. KELLEY: Good morning.

10 Back in the spring we had
11 discussions about how we can best do some testing
12 on our early vote center and kind of a stress test
13 situation. Ed and I have talked at length about
14 how we can set the rooms up appropriately in using
15 some information from our OSU engineering student
16 who did a study on how to set the room up. We
17 thought it would be a good idea to do a mock
18 election setup and actually stress test the entire
19 setup going into the 2020 heavy election year.

20 So we have been working hard the
21 last couple of weeks to set up the early center
22 rooms so we can simulate a mock election. We have
23 scheduled a mock election for -- well, we're
24 calling it a simulated election and a mock
25 election. So we've scheduled that for Friday,

1 August 23rd. That's next Friday. And in order to
2 do a stress test on the room setup and the design
3 of the room, we are recruiting 350 hopefully
4 volunteers, volunteer voters, to queue the line and
5 go through the entire mock election twice or at
6 least vote twice to do a heavy stress test on the
7 room to see if --

8 MEMBER SINNOTT: That seems like a
9 monumental task to come up with 350 volunteers to
10 show up and pretend to be voters.

11 MR. KELLEY: We have at least 130
12 right now that have RSVP'd for the event and we're
13 asking our friends over at the Department of
14 Taxation to walk across the street as well as Job
15 and Family Services during the lunch hour. And the
16 dog shelter I visited yesterday and dropped off
17 some flyers. They're not going to bring the dogs
18 with them, but they may stop over.

19 CHAIRMAN PREISSE: It's a school
20 day. Right?

21 MR. KELLEY: It's a school day, yes.

22 CHAIRMAN PREISSE: I don't know if
23 it's proper to ask any school kids to come over.

24 MR. KELLEY: We did email out to our
25 Youth at the Booth email list. I don't know which

1 emails have come back as RSVPs, but --

2 DIRECTOR LEONARD: And our poll
3 workers. We have 12,000 poll workers in our
4 universe of people who have worked the polls
5 before, and that message just went out. So again,
6 the idea is because we've lost parking that there's
7 a need to try and see if we can improve or increase
8 the number of voters that we can process through.
9 At some of our peak times we were at 850 or 875.

10 MR. KELLEY: Right.

11 DIRECTOR LEONARD: And so in order
12 for us to be able to accommodate next year, we want
13 to see if we can expand the number of machines that
14 are in play, expand the number of check-in stations
15 that we make available so that we can see how long
16 does it take the average voter to cast a ballot.
17 We've actually mocked up everything that would be
18 on the 2020 ballot so that voters are truly voting
19 all the contests that would normally be on a
20 presidential election ballot so we can get a sense
21 of how long does it really take to cast that ballot
22 so we can get a really good sense of are there ways
23 we can improve the efficiencies. But part of that
24 is we're asking people to take their lunch hour.

25 MR. KELLEY: Right.

1 CHAIRMAN PREISSE: And then you've
2 got to feed them if you're doing this between 11
3 and 1.

4 MR. KELLEY: We're going to run them
5 through the line, the voting line, twice. They
6 have to go through twice before we're going to give
7 them lunch. So it's kind of an incentive.

8 MEMBER MARINELLO: Did you say from
9 11 to 1?

10 MR. KELLEY: 11 to 1 is the time
11 frame that we're having them show up here, yes.
12 We're going to open the doors at 11:30. So we kind
13 of want to get them queued out in the parking area
14 and then when we open the doors bring them in just
15 as if it was a heavy rush hour during the early
16 vote center peak times. If you look at 2016 peak
17 times, the most we have ever processed an hour was
18 873 voters.

19 CHAIRMAN PREISSE: If you're going
20 to do a real mock election, how are you going to
21 have somebody vote twice?

22 MR. KELLEY: We are using dummy data
23 and we're giving them names of just random voters
24 that we have. They will be able to look up and it
25 will simulate at the exact same time.

1 CHAIRMAN PREISSE: So they're not
2 showing ID?

3 MR. KELLEY: No. No. But that time
4 frame will be the same as if our keyers had to key
5 them in without an ID. So we can measure that time
6 and if it's a little bit heavier than normal
7 because of the swipe card we can adjust for that
8 and compare that against the data we already have.

9 MEMBER SINNOTT: Who will be playing
10 the poll workers here?

11 MR. KELLEY: We have our seasonal
12 employees that are coming in for one day. They're
13 going to do cyber security training that day,
14 they're going to do their keying in that day, and
15 help us set up and break down the room. So we have
16 that.

17 CHAIRMAN PREISSE: So things they're
18 doing anyway?

19 MR. KELLEY: Right.

20 DEPUTY DIRECTOR PAYNE: You
21 mentioned the students at Ohio State. I would
22 mention that in 2016 we used those same students to
23 format our lines and where we located the
24 electronic poll books, our voting machines, and we
25 actually got a lot of credit and a lot of

1 compliments on how we set up the room. It's
2 slightly different now because of what the Director
3 mentioned as far as parking and the new machines.
4 You put them a little different because we have not
5 only the marker but also the calculating the DS200.

6 MR. KELLEY: Right. The mock --

7 DEPUTY DIRECTOR PAYNE: We just want
8 to make sure that there's no log jams and that the
9 flow is good.

10 MR. KELLEY: Yeah. The testing that
11 we're doing with this mock election, it will help
12 us to tweak the room design if needed, it will help
13 us with the queueing areas to see if we need to add
14 more queueing space. It will help us to make sure
15 that we're ADA compliant and all voting areas are
16 accessible.

17 The data collection, we are scanning
18 people as they're moving through the line. So we
19 will scan them five times. We're just going to
20 slap a bar code on their shoulder and we will scan
21 them with the scan gun. So we can start them as
22 soon as they walk in the door, and when they get to
23 the -- after they queue through the line at the
24 check-in, at the full book check-in spot. Then
25 when they exit that, we're going to hit them again

1 with the gun; the scan gun, that is. And then we
2 will put them on the voting machines, again,
3 measuring each time they change stations. And at
4 the end when they finally exit the building we'll
5 have them scanned as well. So we will have five
6 different points and be able to measure the overall
7 time and how much time they take at each station.

8 So it's going to be interesting to
9 see if we have 24 keyers set up and they can do 48
10 voters an hour apiece, that means the capacity of
11 the keying area is around 1,050. And then that
12 means if voters are taking seven minutes or ten
13 minutes on the machines we will know how many
14 keyers we need to process -- or how many machines
15 we need to process that many people being keyed.

16 It will give us an indication, too,
17 how quickly we can turn people over in the parking
18 lot. We won't be able to scientifically come up
19 with probably a number, but we'll be able to say
20 the average voter going through our system will
21 take approximately 45 minutes or 30 minutes and
22 we'll have a better idea of how we can turn over
23 the parking spaces quicker.

24 MEMBER SINNOTT: Thank you. Well,
25 \$2,500 is not much to feed a few hundred people.

1 I move that we adopt the proposed
2 resolution authorizing the expenditure of funds not
3 to exceed \$2,500 to provide lunch and non-alcoholic
4 beverages for volunteers to assist with a simulated
5 election test on Friday, August 23, 2019.

6 DEPUTY DIRECTOR PAYNE: Is there a
7 second?

8 MEMBER SEXTON: Second.

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

11 (Vote taken.)

12 DEPUTY DIRECTOR PAYNE: All opposed,
13 same sign.

14 (No response.)

15 DEPUTY DIRECTOR PAYNE: Motion
16 carries.

17 There is one additional -- Well,
18 there might be multiple issues we want to discuss.

19 But Jeff, do you want to talk about
20 a possible protest that may come in regarding
21 Brandon McCorkle's petition as a write-in candidate
22 for Gahanna Mayor and a charter of Gahanna?

23 MR. MACKEY: We did receive a
24 write-in declaration from Brandon McCorkle running
25 for Mayor of Gahanna following the primary election

1 to run at the general election. We have received
2 from a resident and voter in Gahanna a challenge to
3 that write-in petition. What's it called when the
4 city tags along as another identified protester?
5 Is there a name for that?

6 MR. LECKLIDER: Not that I'm aware
7 of.

8 MR. MACKEY: The city has also lead
9 their way to the protester and also the city
10 attorney in Gahanna and has pointed out to us that
11 they don't believe their city charter permits a
12 write-in candidate for mayor following the primary
13 election because only the top two candidates in the
14 primary should appear on the general election
15 ballot.

16 DEPUTY DIRECTOR PAYNE: So we will
17 be getting the Board members information regarding
18 the protest. Our attorney already has that. And
19 the reason we're not doing that today is because
20 the deadline for write-ins is --

21 MR. MACKEY: Not until August 26th.

22 DEPUTY DIRECTOR PAYNE: And we
23 potentially could have more write-in candidates
24 that file. So we will take it up at our September
25 meeting, but we will get you all the information

1 concerning this protest.

2 CHAIRMAN PREISSE: We're not under
3 any deadline because of our consciousness of this
4 situation that we have to act in a certain period
5 of time?

6 DEPUTY DIRECTOR PAYNE: No. Because
7 the deadline, again, for write-in candidates is not
8 upon us yet.

9 DIRECTOR LEONARD: Quite honestly,
10 until the write-ins are certified you might even
11 say that the protest is premature because the
12 candidate hasn't been certified yet.

13 MEMBER MARINELLO: Because after
14 certification, then, you've got ten days or
15 something like that?

16 DIRECTOR LEONARD: To file a
17 protest.

18 So the question is do we essentially
19 treat this at our next meeting, September 9th, or
20 at our monthly meeting, that we schedule the
21 protest hearing for that date, notify the
22 candidate, notify the protester that the Board is
23 going to choose to hear it on September 9th and
24 address it, as opposed to certifying the candidate,
25 then having a protest hearing at a later date since

1 we haven't met the deadline yet for certification
2 of write-in candidates. Because we could have
3 additional write-in candidates between now and
4 August 26th.

5 MR. MACKEY: We did certificate our
6 two write-in candidates today.

7 MEMBER SINNOTT: Yeah. I noticed
8 that.

9 DIRECTOR LEONARD: Previously.

10 MEMBER SINNOTT: Gahanna has a
11 non-partisan election, so I don't think there's
12 anything that the recent Bender case teaches us
13 about standing to protest this write-in candidate.

14 And we're next scheduled to meet
15 when? The first Monday of September is Labor Day.

16 DIRECTOR LEONARD: Right. So I'm
17 assuming that we would simply move it to the
18 following Monday, which is --

19 MEMBER SINNOTT: The 9th. Yeah.

20 MEMBER SEXTON: So is this because
21 it's the Gahanna city charter?

22 MR. MACKEY: Yes.

23 MEMBER SEXTON: Is what they're
24 saying?

25 MR. MACKEY: Right.

1 MEMBER SEXTON: The City of Columbus
2 has write-in candidates, as well.

3 MR. MACKEY: Anyone would be able to
4 file a write-in after a partisan primary, state
5 legislature, governor, or any of those things.
6 Yes, this would be a whole rule issue.

7 DIRECTOR LEONARD: Essentially the
8 charter says it's the top two candidates shall, top
9 two candidates shall; and that therefore, there's
10 no room for other candidates.

11 MEMBER SINNOTT: So are we thinking
12 that our process is going to be on September
13 the 9th we hear a report from Jeff about the facial
14 sufficiency of the write-in candidacy and then if
15 it is facially sufficient certify him to the ballot
16 and then immediately hear the protest?

17 DIRECTOR LEONARD: Yeah. I don't
18 see -- As long as we give everybody proper notice,
19 I don't see any reason not to.

20 MEMBER SINNOTT: It seems
21 fundamentally fair.

22 MEMBER SEXTON: Yeah.

23 DIRECTOR LEONARD: When we got the
24 notice to get -- or when we got the protest filed,
25 the timing to get the notice out and hear it today

1 would have been --

2 MR. MACKEY: We received it on
3 Monday.

4 DIRECTOR LEONARD: -- pretty tight.

5 MR. MACKEY: I'm not sure that would
6 have been fair to the candidate.

7 DEPUTY DIRECTOR PAYNE: Okay. I
8 think the Director had a few items.

9 DIRECTOR LEONARD: Just in terms of
10 the parking out there. We've been working --
11 because one of the issues as it relates to getting
12 ready for 2020 was to try and increase the number
13 parking spaces. So one of the concepts coming down
14 was the fact we needed to resurface the parking lot
15 anyway because of the condition of the parking lot
16 and that we also re-stripe it. And so right now
17 that's what's taking place is to strip the surface
18 and prepare for a new blacktop and new striping.
19 We're still working on finalizing exactly what the
20 striping will look like, but it will give us more
21 parking spaces as a result of that. It won't
22 replace the number we lost because of the Burger
23 King and the Bank of America, but it will increase
24 the number of spaces.

25 And then, also, as we mentioned

1 earlier, we have the SOS directive with regard to
2 cyber security. One of the elements that we've
3 been working on is that we have to have a
4 background check policy, criminal background check
5 policy for our employees as well as for vendors and
6 so forth. And in preparation for that, we reached
7 out to our county HR department. They had
8 suggested the fact that the Department of Job and
9 Family Services utilizes a model criminal
10 background check policy that's been implemented by
11 the State of Ohio. ODJFS model criminal background
12 check for all of the county Job and Family Services
13 offices. And so it's been approved at the state
14 level by prosecutors in HR -- or attorneys in HR.

15 And so I've taken that and started
16 to re-craft it for Franklin County, essentially
17 replacing some of the statutory authority for --
18 Because one thing is they're required to have these
19 in place because their employees deal with federal
20 income tax information -- or federal tax
21 information. So taking that model policy and
22 retooling it for our use, it would give us -- it
23 would outline that there are certain offenses that
24 are disqualifying. And after that the Board would
25 obviously have the discretion to engage in an

1 individualized analysis of the circumstances
2 involved. So if there's a criminal offense
3 relating to an employee, the Board would have the
4 ability to conduct an evaluation as to is that --
5 does that warrant the person losing their job or
6 not getting a job with the Board because it's an
7 old offense, you know, they were young when they
8 committed it, the type of offense. So there's a
9 lot of different criteria that the Board would be
10 able to consider to evaluate.

11 So once we finalize getting that
12 model policy into something that looks closer to
13 what would be beneficial to the county, I'll work
14 with Tim Lecklider to evaluate that. But again,
15 the fact that it's been a criminal background check
16 policy that's already been approved at the state
17 level I think can give the Board members comfort
18 that it's been vetted fully before our board would
19 choose to implement it. So the idea would be to
20 finish that and have something to present to the
21 Board at the September meeting -- before the
22 September meeting so that the Board would have an
23 opportunity to look at it before the September
24 meeting.

25 MEMBER SINNOTT: Well, the 9th of

1 September will be upon us shortly. How much do we
2 have do at that meeting?

3 DEPUTY DIRECTOR PAYNE: Well, if
4 we're doing the hearing at that meeting, we would
5 have that.

6 You wouldn't have anything other
7 than write-ins. Correct?

8 MR. MACKEY: Any withdraws, if they
9 happen.

10 DEPUTY DIRECTOR PAYNE: Withdraws.
11 Okay.

12 It should be -- I mean, the time
13 constraint would be the hearing that we're doing.

14 DIRECTOR LEONARD: Policy discussion
15 probably.

16 MEMBER SINNOTT: Discussion of the
17 policy you just described?

18 DIRECTOR LEONARD: Yeah.

19 MEMBER SINNOTT: Do we need to start
20 earlier than our regular 3 o'clock or would
21 3 o'clock be sufficient? How does everybody look
22 at it?

23 CHAIRMAN PREISSE: I'd have to look
24 at it. You talking about the 9th?

25 MEMBER SINNOTT: Yes.

1 MEMBER SEXTON: Pretty open.

2 DIRECTOR LEONARD: We will have --
3 There will be -- I don't know if we'll discuss that
4 at the board meeting, but one of the elements of
5 the SOS's directive is that Board members have to
6 have government email accounts, and I'm not sure if
7 we'll deal with that after the meeting or in the
8 course of the meeting. Because we wanted to get
9 all that prepared for the Board members to kind of
10 outline what are the do's and dont's of having --
11 of establishing this email account, government
12 email account.

13 MEMBER SINNOTT: Don't we already
14 have a government email?

15 DIRECTOR LEONARD: You have a
16 government email account. We were still setting it
17 up for the other Board members. So there are
18 restrictions like you can't automatically forward
19 it to your personal accounts, those types of
20 things. Because I know sometimes people are just
21 used to setting it up so they can just have it auto
22 forward to their personal account, and the SOS is
23 not permitting that.

24 MEMBER SINNOTT: Okay. Understood.
25 Maybe we start at 2:30, you think?

1 DIRECTOR LEONARD: That might not be
2 a bad idea.

3 MEMBER SINNOTT: Okay.

4 DEPUTY DIRECTOR PAYNE: Okay. 2:30
5 on the 9th.

6 MEMBER SINNOTT: Are we ready to
7 adjourn?

8 DEPUTY DIRECTOR PAYNE: Yes.

9 MEMBER SINNOTT: I move we adjourn.

10 MEMBER MARINELLO: Second.

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

13 (Vote taken.)

14 DEPUTY DIRECTOR PAYNE: All opposed,
15 same sign.

16 (No response.)

17 DEPUTY DIRECTOR PAYNE: Motion
18 carries.

19 We are adjourned. Thank you.

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21 (Thereupon, the proceedings were
22 adjourned at approximately 11:41 a.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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