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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:

Carla Patton
Antone White, Executive Assistant to the
Board, Director, and Deputy Director

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I N D E X

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AGENDA ITEMS	PAGE
Paper ballot allocation for the November 5, 2019 General Election	5
Voting machine and E-Pollbook Allocation for the November 5, 2019 General Election	5
Carroll County DS200 Purchase	9
2% Cost of Living Raise	13
Holiday Hours	14
2020 Employee Healthcare	17

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E X H I B I T S

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BOARD EXHIBITS	PAGE
Exhibit A - Paper Ballot Allocation, 16 pages	6
Exhibit B - Voting Machine and E-Pollbook Allocation, 8 pages	8

Monday Afternoon Session
October 7, 2019
3:06 p.m.

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DEPUTY DIRECTOR PAYNE: We are all
here. I will call roll.

Kim Marinello.

MEMBER MARINELLO: Here.

DEPUTY DIRECTOR PAYNE: Michael
Sexton.

MEMBER SEXTON: Here.

DEPUTY DIRECTOR PAYNE: Doug
Preisse.

CHAIRMAN PREISSE: Here.

DEPUTY DIRECTOR PAYNE: And Brad
Sinnott.

MEMBER SINNOTT: Here.

DEPUTY DIRECTOR PAYNE: We have a
quorum.

The first item on the agenda is a
paper ballot allocation, and I'll call on Carla
Patton to give that report. As you may remember,
before each election we're required to give a paper
ballot allocation as well as a voting machine and
E-Pollbook allocation. We're actually required to
do it twice. So when we have you in on

1 November 4th to open the polls, we'll ask you to do
2 this again.

3 So Carla, you want to do the paper
4 ballot allocation?

5 MS. PATTON: Yes.

6 In front of you you should have
7 Exhibit A. On that you'll see each individual
8 precinct listed within the election to come up with
9 the allocation. This is for election day and
10 provisionals. We did the -- we looked at the
11 ballots cast from the last two like elections. So
12 looking back to the '17 and '15 general elections.
13 And we took the higher of the turnout. For
14 provisionals, we looked at provisionals and then
15 added another five percent on top of that. And
16 then we took the ballots cast total on election day
17 and added another 20 percent on top of that to come
18 up with the allocation that you see before you.
19 And we rounded them up to pads of 25. So we --
20 this election we're looking at printing 86,150
21 ballots to send out to the polls on election day.

22 DEPUTY DIRECTOR PAYNE: And then
23 we're required to keep those, right, for --

24 MS. PATTON: Anything that comes
25 back voted or unvoted we are required to hold for

1 60 days before we can destroy them for this
2 election.

3 CHAIRMAN PREISSE: Remind us, this
4 formula is prescribed to us or is this --

5 MS. PATTON: This is a prescribed
6 formula from the Secretary of State.

7 DEPUTY DIRECTOR PAYNE: Any
8 questions or comments or concerns? If not, I'd
9 entertain a motion.

10 MEMBER MARINELLO: I move that the
11 Board adopt the paper ballot allocation formula in
12 Exhibit A compiled by the board staff for the
13 November 5, 2019, general election.

14 DEPUTY DIRECTOR PAYNE: Is there a
15 second?

16 CHAIRMAN PREISSE: Second.

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

19 (Vote taken.)

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

22 (No response.)

23 DEPUTY DIRECTOR PAYNE: Motion
24 carries.

25 Carla, you might as well stay up

1 there. We're doing voting machine and electronic
2 pollbook allocation.

3 MS. PATTON: So Exhibit B, it
4 contains the total number of marking devices,
5 whether it be a tabletop or a kiosk device, the
6 number of DS200 ballot counters, and the number of
7 poll pads to be assigned to each location. The
8 number of markers is assigned based on for every
9 320 active voters in the location. The counters
10 are based on the number of markers that are
11 available at the location. So if you had seven or
12 more marking devices, then we have two DS200
13 counters. If you have 15 or more marking devices,
14 then you have a third DS200 counter. The poll pads
15 are based on one poll pad for every 800 registered
16 voters in a location with a minimum of three at any
17 given location. So with this allocation we're
18 looking at sending out 2,394 marking devices, 501
19 counters, and 1,298 poll pads. You also have a
20 column on there for the blank ballot card to use in
21 the marking devices. And again, similar to the
22 paper allocation, we went back to the vote turnout
23 from highest like election and padded that with an
24 additional 20 percent to come up with the total of
25 335,775 ballot cards being sent out.

1 DEPUTY DIRECTOR PAYNE: Are there
2 questions or comments?

3 Good report, Carla. Thank you.

4 MEMBER SEXTON: Mr. Chairman, I move
5 that the Board adopt the voting machine and
6 E-Pollbook allocation formula in Exhibit B complied
7 by board staff for the November 5th, 2019, general
8 election.

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 The next item on the agenda is
21 Carroll County DS200 purchase. Carroll County
22 had -- Carroll County reached out to us. They had
23 25 DS200s. This is a DS200. They're going to
24 another --

25 DIRECTOR LEONARD: A completely

1 different voting system. They are not staying with
2 ES&S. They're going to a different system.

3 DEPUTY DIRECTOR PAYNE: Typically,
4 these machines are anywhere from \$4,000 to \$5,000.
5 They would sell them to us for \$500 apiece. We
6 could use them as replacement parts. More likely
7 we'll use them in our training, but we are approved
8 to use them actually at the polls if we need to.

9 DIRECTOR LEONARD: And we did
10 confirm with ES&S that these would be suitable for
11 use. And in terms of the changes, there's nothing
12 that's changed to the point that we wouldn't be
13 able to utilize them.

14 CHAIRMAN PREISSE: Is that an
15 earlier model of --

16 DEPUTY DIRECTOR PAYNE: This is our
17 model, but it's basically the --

18 What did you say, 2013?

19 DIRECTOR LEONARD: 2014 model. So
20 it's the same equipment. There isn't anything that
21 would prevent us from utilizing it in the field on
22 election day. They're the same equipment. So what
23 it would allow us to do is the 25 that we would be
24 purchasing from Carroll County would allow us to
25 put more of our current equipment out in the field

1 and use the ones that we're getting from Carroll
2 County to use as backup, to use as training
3 equipment.

4 DEPUTY DIRECTOR PAYNE: If I
5 remember correctly, the only difference I think is
6 in the wheels. I think they have probably stronger
7 wheels now, but not a big difference.

8 MEMBER SINNOTT: Can we predict how
9 long the machines we're buying from Carroll County
10 will be useful?

11 DEPUTY DIRECTOR PAYNE: I think they
12 said 15 years at the beginning, so --

13 DIRECTOR LEONARD: Another ten
14 years.

15 MS. PATTON: And they have been well
16 maintained by the county as well as by the support
17 staff from ES&S with any maintenance required on
18 those.

19 MEMBER SINNOTT: You've actually
20 seen the machines?

21 MS. PATTON: I spoke with the
22 manager and have gone over all the maintenance that
23 they have done, and everything has been up to par
24 and --

25 DIRECTOR LEONARD: And for a price

1 of \$500 when these normally -- I think the state
2 term was \$4,600 apiece, if I remember correctly.

3 DEPUTY DIRECTOR PAYNE: What was
4 interesting I thought, too, was Carroll County when
5 they bought these machines they bought 25 and they
6 actually bought more than they needed. There's
7 quite a bit of difference between Carroll County
8 and Franklin County.

9 MEMBER MARINELLO: I move the Board
10 authorize the purchase of 25 DS200 tabulators from
11 the Carroll County Board of Elections for \$500 each
12 for a total of \$12,500.

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: Motion
23 carries.

24 The next item on the agenda today is
25 what we do each month. We are still on a

1 month-to-month budgeting. So what we're asking for
2 is the Board it approve a two percent cost of
3 living increase for the time period going back to
4 September 16th and resulting in the October 11th
5 and the October 25th pay periods.

6 MEMBER SINNOTT: I move that the
7 Board approve a two percent cost of living pay
8 increase to all full-time Board of Elections staff
9 retroactive to September 16th and that this
10 increase stand as a one-time approval for an
11 increase specific to the upcoming pay periods of
12 October 11th and October 25th as we are presently
13 constrained by month-to-month budgeting.

14 DEPUTY DIRECTOR PAYNE: Is there a
15 second?

16 CHAIRMAN PREISSE: Second.

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

19 (Vote taken.)

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

22 (No response.)

23 DEPUTY DIRECTOR PAYNE: Motion
24 carries.

25 Oftentimes we have two federal

1 holidays at least that come during some of our
2 busiest times, and those are Columbus Day and
3 Veterans Day. And what we would be asking on the
4 first item is that we remain open for staff only on
5 Columbus Day so that we can work, and we replace it
6 with Friday, November 29th, which is the day after
7 Thanksgiving. Initially the Secretary of State had
8 asked -- that's during early voting -- had asked
9 counties if they were going to stay open for early
10 voting. We said we were, but a majority of
11 counties said they were not and we have to have
12 uniform voting hours across the state. So
13 everybody needs to close on Columbus Day for early
14 voting, but we have a lot to do to get ready for --

15 DIRECTOR LEONARD: The registration
16 process and so on.

17 CHAIRMAN PREISSE: So the 14th is in
18 the early voting window?

19 DEPUTY DIRECTOR PAYNE: Early voting
20 starts tomorrow.

21 DIRECTOR LEONARD: The Secretary of
22 State sent down a -- not a directive, but
23 essentially had notified the boards not to be open
24 for early centers on October 14th.

25 CHAIRMAN PREISSE: So he has asked

1 that there be uniformity and anticipates all the
2 boards will comply?

3 DEPUTY DIRECTOR PAYNE: Yes.

4 MEMBER SEXTON: With that, I move
5 that the Board offices will remain open for staff
6 only and not to the general public on Columbus Day,
7 Monday, October 14th, and will instead close on
8 Friday, November 29th.

9 MEMBER SINNOTT: Second.

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

12 (Vote taken.)

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

15 (No response.)

16 DEPUTY DIRECTOR PAYNE: Motion
17 carries.

18 Again, the next item is Veterans
19 Day, which is November 11th. And we will be
20 working through provisional ballots and certifying
21 the November 5th election. What we'd like to do is
22 close on December 24th, which is Christmas Eve, but
23 we are likely to get a bunch of petitions. So what
24 we would like is if the Director and the Deputy
25 Director deem it practical that we would close on

1 Christmas Eve; but if we have to work that day in
2 order to get all the petitions done in time, we
3 would like to be able to do that.

4 CHAIRMAN PREISSE: And then we'd
5 close another day?

6 DEPUTY DIRECTOR PAYNE: We would
7 presumably close another day that we haven't
8 defined yet.

9 DIRECTOR LEONARD: Or propose
10 another day to ask that it be closed. But right
11 now we would anticipate requesting approval to
12 close on the 24th, but if we determine that -- the
13 Deputy Director and I determine we can't, then
14 we'll come back to the Board.

15 DEPUTY DIRECTOR PAYNE: We'll be
16 really popular.

17 DIRECTOR LEONARD: Yeah.

18 CHAIRMAN PREISSE: Everybody has an
19 incentive to get their work done, as is always the
20 case.

21 MEMBER SINNOTT: I move that the
22 Board offices remain open to the general public on
23 Veterans Day, Monday, November 11th, and instead
24 tentatively close on Tuesday, December 24th, if the
25 Director and Deputy Director deem that practical.

1 MEMBER SEXTON: Second.

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

4 (Vote taken.)

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

7 (No response.)

8 DEPUTY DIRECTOR PAYNE: Motion
9 carries.

10 And then, finally, the 2020 employee
11 healthcare. And I apologize for getting this on
12 the agenda late. Every year the Board is to
13 approve the employee healthcare. In 2019 the rates
14 were 140 per month for a single employee. It's 312
15 a month for an employee with a spouse or a domestic
16 partner. Those same rates carry over to 2020, so
17 there is no increase, which doesn't always happen.
18 So there's no change, but we do need to approve it.

19 DIRECTOR LEONARD: It still requires
20 Board approval.

21 MEMBER KIMBERLY MARINELLO: I move
22 that the Board approve the employee healthcare
23 contribution rates of \$140 per month for employees
24 without a spouse/partner and \$312 per month for
25 employees with a spouse/partner.

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CHAIRMAN PREISSE: Second.

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

(Vote taken.)

DEPUTY DIRECTOR PAYNE: All opposed, same sign.

(No response.)

DEPUTY DIRECTOR PAYNE: Motion carries.

MEMBER SINNOTT: I move we adjourn.

MEMBER MARINELLO: Second.

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

(Vote taken.)

DEPUTY DIRECTOR PAYNE: All opposed, same sign.

(No response.)

DEPUTY DIRECTOR PAYNE: Motion carries. We are adjourned.

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Thereupon, the proceedings were adjourned at approximately 3:20 p.m.

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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 28th day of October, 2019.

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

My Commission Expires: September 29, 2021.

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