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THE FRANKLIN COUNTY BOARD OF ELECTIONS

- - -

In Re: :
:
Regular Meeting. :

- - -

March 5, 2021

PROCEEDINGS OF REMOTE MEETING OF THE
FRANKLIN COUNTY BOARD OF ELECTIONS
VIA VIDEOCONFERENCING

before Chairman Douglas J. Preisse, Director Antone White, Deputy Director David Payne, and Board Members Bradley K. Sinnott, Kimberly E. Marinello, and Michael Sexton, on Friday, March 5, 2021, beginning at approximately 2:04 p.m., and concluding at approximately 2:23 p.m.

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ALSO PRESENT:

**Erin Gibbons
Judge Jaiza N. Page
Carla Patton**

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I N D E X

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BOARD EXHIBITS:

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1 Friday Afternoon Session
2 March 5, 2021
3 2:04 p.m.

4 - - -

5 DEPUTY DIRECTOR PAYNE: We'll call
6 this meeting -- this reorganization meeting of the
7 Franklin County Board of Elections to order. I'll
8 take roll.

9 Kim Marinello.

10 MEMBER MARINELLO: Here.

11 DEPUTY DIRECTOR PAYNE: Mike Sexton.

12 MEMBER SEXTON: Here.

13 DEPUTY DIRECTOR PAYNE: Doug

14 Preisse.

15 CHAIRMAN PREISSE: Here.

16 DEPUTY DIRECTOR PAYNE: And Brad

17 Sinnott.

18 MEMBER SINNOTT: Here.

19 DEPUTY DIRECTOR PAYNE: We do have a
20 quorum.

21 I will remind everybody if they
22 could state their name prior to speaking that will
23 help with our court reporter, I believe.

24 The first item on the agenda -- and
25 again, I'm David Payne -- is the selection of a
temporary chairman for this reorganization meeting.

1 MEMBER SEXTON: Mr. Chairman,
2 Michael Sexton. I move that the Board appoint Brad
3 Sinnott as the temporary chairman for the purpose
4 of reorganization.

5 MEMBER MARINELLO: This is Kim
6 Marinello. I second.

7 DEPUTY DIRECTOR PAYNE: It's been
8 properly moved and seconded. I'll take roll.

9 Kim Marinello.

10 MEMBER MARINELLO: Yes.

11 DEPUTY DIRECTOR PAYNE: Mike Sexton.

12 MEMBER SEXTON: Yes.

13 DEPUTY DIRECTOR PAYNE: Doug

14 Preisse.

15 CHAIRMAN PREISSE: Yes.

16 DEPUTY DIRECTOR PAYNE: And Brad

17 Sinnott.

18 MEMBER SINNOTT: Yes.

19 DEPUTY DIRECTOR PAYNE: Very good.

20 The next item on the agenda is the
21 appointment of a Director. Are there any motions
22 for a Director of the Board of Elections?

23 MEMBER MARINELLO: Yes. This is Kim
24 Marinello. I move that the Board appoint Antone
25 White as the Director of the Franklin County Board

1 of Elections at a compensation rate of \$66.39 per
2 hour.

3 CHAIRMAN PREISSE: Doug Preisse.

4 Second the motion.

5 DEPUTY DIRECTOR PAYNE: It's been
6 properly moved and seconded. I'll take roll.

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:

18 Congratulations, Director White. We'll have you
19 sworn in in just a moment here.

20 The next item on the agenda is an
21 appointment of a Deputy Director. Are there any
22 motions for a new Deputy Director? I kind of hope
23 so.

24 MEMBER SINNOTT: This is Sinnott.

25 And Payne, I'll disregard the

1 self-interest of your last comment.

2 I move that the Board appoint David
3 Payne as Deputy Director of the Franklin County
4 Board of Elections at the compensation rate of
5 \$66.39 per hour.

6 MEMBER SEXTON: This is Michael
7 Sexton and I'll second.

8 DEPUTY DIRECTOR PAYNE: It's been
9 moved and seconded. I'll take roll.

10 Kim Marinello.

11 MEMBER MARINELLO: Yes.

12 DEPUTY DIRECTOR PAYNE: Mike Sexton.

13 MEMBER SEXTON: Yes.

14 DEPUTY DIRECTOR PAYNE: Doug
15 Preisse.

16 CHAIRMAN PREISSE: Yes.

17 DEPUTY DIRECTOR PAYNE: And Brad
18 Sinnott.

19 MEMBER SINNOTT: Yes.

20 DEPUTY DIRECTOR PAYNE: Fantastic.
21 Thank you very much.

22 I will turn it over right now to
23 Board Member Sexton. Would you like to introduce
24 our judge for the purposes of swearing in the
25 Director and the Deputy Director.

1 MEMBER SEXTON: Yes. We have our
2 Judge Jaiza Page here from the Court of Common
3 Pleas, General Division, who is giving us the honor
4 of swearing us in today. So just want to say thank
5 you, Judge, and I'm glad you're able to be with us
6 today.

7 JUDGE PAGE: Thank you, Mr. Sexton.
8 Director White, if you could please
9 raised your right hand to be sworn in.

10 DIRECTOR WHITE: Thank you.

11 JUDGE PAGE: I -- and please state
12 your full name --

13 DIRECTOR WHITE: I, Antone White, --

14 JUDGE PAGE: -- do solemnly swear --

15 DIRECTOR WHITE: -- do solemnly
16 swear --

17 JUDGE PAGE: -- that I will support
18 the Constitutions of the United States of
19 America --

20 DIRECTOR WHITE: -- that I will
21 support the Constitutions of the United States of
22 America --

23 JUDGE PAGE: -- and of the State of
24 Ohio, --

25 DIRECTOR WHITE: -- and of the State

1 of Ohio --

2 JUDGE PAGE: -- that I will enforce
3 the laws, --

4 DIRECTOR WHITE: -- that I will
5 enforce the laws, --

6 JUDGE PAGE: -- protect and preserve
7 the records --

8 DIRECTOR WHITE: -- protect and
9 preserve the records --

10 JUDGE PAGE: -- and property
11 pertaining to elections --

12 DIRECTOR WHITE: -- and property
13 pertaining to elections --

14 JUDGE PAGE: -- and perform my
15 duties --

16 DIRECTOR WHITE: -- and perform my
17 duties --

18 JUDGE PAGE: -- as Director of the
19 Franklin County Board of Elections --

20 DIRECTOR WHITE: -- as Director of
21 the Franklin County Board of Elections --

22 JUDGE PAGE: -- to the best of my
23 abilities.

24 DIRECTOR WHITE: -- to the best of
25 my abilities.

1 JUDGE PAGE: Congratulations,
2 Director White. You have been sworn in as the
3 Director of the Franklin County Board of Elections.

4 DIRECTOR WHITE: Thank you, judge.

5 MEMBER MARINELLO: Congratulations.

6 DIRECTOR WHITE: Thank you.

7 JUDGE PAGE: Deputy Director Payne,
8 if you could please raise your right hand to be
9 sworn in.

10 I -- and please state your full
11 name --

12 DEPUTY DIRECTOR PAYNE: I, David
13 Robert Payne, --

14 JUDGE PAGE: -- do solemnly swear --

15 DEPUTY DIRECTOR PAYNE: -- do
16 solemnly swear --

17 JUDGE PAGE: -- that I will support
18 the Constitutions of the United States of
19 America --

20 DEPUTY DIRECTOR PAYNE: -- that I
21 will support the Constitutions of the United States
22 of America --

23 JUDGE PAGE: -- and of the State of
24 Ohio, --

25 DEPUTY DIRECTOR PAYNE: -- and of

1 the State of Ohio, --

2 JUDGE PAGE: -- that I will enforce
3 the laws, --

4 DEPUTY DIRECTOR PAYNE: -- that I
5 will enforce the laws, --

6 JUDGE PAGE: -- protect and preserve
7 the records --

8 DEPUTY DIRECTOR PAYNE: -- protect
9 and preserve the records --

10 JUDGE PAGE: -- and property
11 pertaining to elections --

12 DEPUTY DIRECTOR PAYNE: -- and
13 property pertaining to elections --

14 JUDGE PAGE: -- and perform my
15 duties as Deputy Director of the Franklin County
16 Board of Elections --

17 DEPUTY DIRECTOR PAYNE: -- and
18 perform my duties as Deputy Director of the
19 Franklin County Board of Elections --

20 JUDGE PAGE: -- to the best of my
21 abilities.

22 DEPUTY DIRECTOR PAYNE: -- to the
23 best of my abilities.

24 JUDGE PAGE: Congratulations, Deputy
25 Director Payne. You have been duly sworn in as the

1 Deputy Director of the Franklin County Board of
2 Elections.

3 DEPUTY DIRECTOR PAYNE: Thank you,
4 Judge.

5 The next item on the agenda is the
6 appointment of a Chairman, a permanent Chairman.

7 MEMBER SINNOTT: This is Sinnott. I
8 move that the Board appoint Doug Preisse as
9 Chairman of the Franklin County Board of Elections.

10 MEMBER MARINELLO: This is Kim
11 Marinello. I second the motion.

12 DEPUTY DIRECTOR PAYNE: It's been
13 properly moved and seconded. I will take roll.

14 Kim Marinello.

15 MEMBER MARINELLO: Yes.

16 DEPUTY DIRECTOR PAYNE: Mike Sexton.

17 MEMBER SEXTON: Yes.

18 DEPUTY DIRECTOR PAYNE: Doug
19 Preisse.

20 CHAIRMAN PREISSE: A modest
21 affirmative.

22 DEPUTY DIRECTOR PAYNE: Brad
23 Sinnott.

24 MEMBER SINNOTT: Yes.

25 DEPUTY DIRECTOR PAYNE: It's been

1 approved. Congratulations, Chairman.

2 CHAIRMAN PREISSE: Thank you very
3 much.

4 DEPUTY DIRECTOR PAYNE: I guess the
5 next item on the agenda, then, would be for the
6 swearing in of Chairman Preisse and Board Member
7 Sexton, the two newly-appointed Board members by
8 the Ohio Secretary of State.

9 Would you do us the honors, again,
10 Judge Page?

11 JUDGE PAGE: Absolutely, Deputy
12 Director Payne.

13 Chairman Preisse, if you could
14 please raise your right hand to be sworn in.

15 And please repeat after me. I --
16 and state your full name --

17 CHAIRMAN PREISSE: I, Douglas
18 Preisse, --

19 JUDGE PAGE: -- do solemnly swear --

20 CHAIRMAN PREISSE: -- do solemnly
21 swear --

22 JUDGE PAGE: -- that I will support
23 the Constitutions of the United States --

24 CHAIRMAN PREISSE: -- that I will
25 support the Constitutions of the United States --

1 JUDGE PAGE: -- and of the State of
2 Ohio, --

3 CHAIRMAN PREISSE: -- and of the
4 State of Ohio --

5 JUDGE PAGE: -- that I will enforce
6 the election laws, --

7 CHAIRMAN PREISSE: -- that I will
8 enforce the election laws, --

9 JUDGE PAGE: -- protect and preserve
10 the records --

11 CHAIRMAN PREISSE: -- protect and
12 preserve the records --

13 JUDGE PAGE: -- and property
14 pertaining to elections --

15 CHAIRMAN PREISSE: -- and property
16 pertaining to elections --

17 JUDGE PAGE: -- and perform my
18 duties --

19 CHAIRMAN PREISSE: -- and perform my
20 duties --

21 JUDGE PAGE: -- as the Chairman of
22 the Board of Elections --

23 CHAIRMAN PREISSE: -- as the
24 Chairman of the Board of Elections --

25 JUDGE PAGE: -- to the best of my

1 ability.

2 CHAIRMAN PREISSE: -- to the best of
3 my ability.

4 JUDGE PAGE: This I shall do as I
5 shall answer unto God.

6 CHAIRMAN PREISSE: This I shall do
7 as I shall answer unto God.

8 JUDGE PAGE: Congratulations,
9 Chairman Preisse. You have been duly sworn in as
10 the Chairman of the Franklin County Board of
11 Elections.

12 CHAIRMAN PREISSE: Thank you, Judge.
13 Thank you everybody.

14 JUDGE PAGE: Board Member Sexton, if
15 you could please raise your right hand to be sworn
16 in.

17 I -- and please state your name --

18 MEMBER SEXTON: I, Michael Edward
19 Sexton, --

20 JUDGE PAGE: -- do solemnly swear --

21 MEMBER SEXTON: -- do solemnly
22 swear --

23 JUDGE PAGE: -- that I will support
24 the Constitutions of the United States --

25 MEMBER SEXTON: -- that I will

1 support the Constitutions of the United States --

2 JUDGE PAGE: -- and of the State of
3 Ohio, --

4 MEMBER SEXTON: -- and of the State
5 of Ohio, --

6 JUDGE PAGE: -- that I will enforce
7 the election laws, --

8 MEMBER SEXTON: -- that I will
9 enforce the election laws, --

10 JUDGE PAGE: -- protect and preserve
11 the records --

12 MEMBER SEXTON: -- protect and
13 preserve the records --

14 JUDGE PAGE: -- and property
15 pertaining to elections --

16 MEMBER SEXTON: -- and property
17 pertaining to elections --

18 JUDGE PAGE: -- and perform my
19 duties --

20 MEMBER SEXTON: -- and perform my
21 duties --

22 JUDGE PAGE: -- as a member of the
23 Board of Elections --

24 MEMBER SEXTON: -- as a member of
25 the Board of Elections --

1 JUDGE PAGE: -- to the best of my
2 ability.

3 MEMBER SEXTON: -- to the best of my
4 ability.

5 JUDGE PAGE: This I shall do as I
6 shall answer unto God.

7 MEMBER SEXTON: This I shall do as I
8 shall answer unto God.

9 JUDGE PAGE: Congratulations,
10 Mr. Sexton. You have been sworn in as a member of
11 the Board of Elections for Franklin County.

12 MEMBER MARINELLO: Congratulations.
13 Yay.

14 DEPUTY DIRECTOR PAYNE: Thank you,
15 again, Judge Page.

16 The next item on the agenda is the
17 appointment of full-time clerks. We refer to all
18 of our full-time employees as clerks. I believe
19 you were given Exhibit A, which has the list of
20 full-time employees to be appointed to the Board of
21 Elections.

22 Are there any questions concerning
23 that list, Exhibit A?

24 MEMBER MARINELLO: Hearing none,
25 Mr. Chairman, I move that the Board appoint the

1 employees listed on Exhibit A as full-time clerks
2 of the Board and fix their hourly compensation at
3 the rates listed with their respective names. This
4 will be retroactive to March 1st. This is Kim
5 Marinello.

6 CHAIRMAN PREISSE: And this is Doug
7 Preisse with a second to the motion.

8 DEPUTY DIRECTOR PAYNE: It's been
9 properly moved and seconded. I will take roll.

10 Kim Marinello.

11 MEMBER MARINELLO: Yes.

12 DEPUTY DIRECTOR PAYNE: Mike Sexton.

13 MEMBER SEXTON: Yes.

14 DEPUTY DIRECTOR PAYNE: Doug
15 Preisse.

16 CHAIRMAN PREISSE: Yes.

17 DEPUTY DIRECTOR PAYNE: And Brad
18 Sinnott.

19 MEMBER SINNOTT: Yes.

20 DEPUTY DIRECTOR PAYNE: Motion
21 carries.

22 The next item on the agenda which we
23 are required to do before each election, we are
24 required to do a paper ballot allocation, and we
25 want to do that for the May 4th Special Election.

1 I want to call on Carla Patton to
2 address this issue, if she would be so kind.

3 MS. PATTON: Good afternoon. This
4 is Carla Patton. You should have before you or
5 have been supplied Exhibit B, which is the paper
6 ballot allocation for the May 4th Special Election
7 in Franklin County. We have four jurisdictions
8 that we're conducting the election for. Roughly,
9 at least portions of 43 precincts are involved in
10 Franklin County with the elections.

11 So on Exhibit B, I've calculated
12 what the minimum paper ballot allocation would be
13 for this election, which includes 15 percent of the
14 registered voters for any voters who opt to vote a
15 paper ballot, plus then the number of provisionals
16 cast in a like election in the past four years.
17 And I actually went back further to get that
18 information plus five percent of that number. So
19 the numbers that are presented before you are some
20 of those two numbers and rounded to a pad of 25
21 ballots for ease of auditing post-election.

22 DEPUTY DIRECTOR PAYNE: Are there
23 any questions for Carla regarding the paper ballot
24 allocation?

25 If not, I would --

1 MEMBER SEXTON: Seeing none, Michael
2 Sexton, I move that the Board adopt the paper
3 ballot allocation formula in Exhibit B compiled by
4 the Board staff for the May 4th, 2021 Special
5 Election.

6 DEPUTY DIRECTOR PAYNE: Is there a
7 second?

8 MEMBER SINNOTT: This is Sinnott.
9 There is.

10 DEPUTY DIRECTOR PAYNE: It's been
11 properly moved and seconded. I will take roll.

12 Kim Marinello.

13 MEMBER MARINELLO: Yes.

14 DEPUTY DIRECTOR PAYNE: Mike Sexton.

15 MEMBER SEXTON: Yes.

16 DEPUTY DIRECTOR PAYNE: Doug
17 Preisse.

18 CHAIRMAN PREISSE: Yes.

19 DEPUTY DIRECTOR PAYNE: And Brad
20 Sinnott.

21 MEMBER SINNOTT: Yes.

22 DEPUTY DIRECTOR PAYNE: Motion
23 carries.

24 The next item on the agenda is a
25 similar type motion. We are required to have an

1 allocation of voting machines as well as electronic
2 poll books for the May 4th Special Election.

3 Again, I'll call on Carla Patton to
4 explain the voting machine and e-pollbook
5 allocation.

6 MS. PATTON: This is Carla Patton
7 again. Exhibit C has been provided to you as the
8 machine and poll pad allocation for the May 4th
9 Special Election. We've decided to stick with the
10 numbers of the allocations that we've done in the
11 past. So the machines are based on one machine for
12 every 243 active voters in the location with no
13 less than three machines being assigned. Those are
14 the ballot marking devices. The counting devices,
15 the DS200s, for every nine machines there is one
16 DS200 for each nine in increments up with us
17 allocating no more than two to any location this
18 election. And the poll pads are based on one poll
19 pad for every 750 total voters in the location,
20 with no less than three of those being assigned.

21 DEPUTY DIRECTOR PAYNE: Thank you,
22 Carla.

23 Are there any questions regarding
24 our voting machine or electronic pollbook
25 allocation for Carla?

1 MEMBER SINNOTT: This is Sinnott. I
2 move that the Board adopt the voting machine
3 allocation formula in Exhibit C compiled by the
4 Board staff for the May 4, 2021 Special Election.

5 MEMBER SEXTON: This is Michael
6 Sexton, and I'll second.

7 DEPUTY DIRECTOR PAYNE: It's been
8 properly moved and seconded. I'll take roll.

9 Kim Marinello.

10 MEMBER MARINELLO: Yes.

11 DEPUTY DIRECTOR PAYNE: Mike Sexton.

12 MEMBER SEXTON: Yes.

13 DEPUTY DIRECTOR PAYNE: Doug
14 Preisse.

15 CHAIRMAN PREISSE: Yes.

16 DEPUTY DIRECTOR PAYNE: And Brad
17 Sinnott.

18 MEMBER SINNOTT: Yes.

19 DEPUTY DIRECTOR PAYNE: Motion
20 carries.

21 The final item on the agenda is the
22 reassigning of voters. And again, I'll call on
23 Carla to explain that.

24 MS. PATTON: This is Carla Patton.
25 We have received a filing for an issue from Madison

1 County, who is the most populous county in the
2 Madison-Plains Local School District as well as the
3 Jonathan Alder Local School District.

4 In both of those districts we have
5 less than 200 registered voters. Ohio Revised Code
6 Section 3503.01(B) permits that if a portion of a
7 precinct is all that is involved in an election
8 that we are permitted to work with the most
9 populous county or the county with an adjacent
10 precinct to temporarily reassign those voters to
11 that county in order to avoid us having to open up
12 a location for that few voters. So that we would
13 be assigning 198 voters in Madison-Plains Local
14 School District to a location just outside of
15 London, to the Madison-Plains Intermediate School
16 gym, and we would be assigning 22 voters from the
17 Jonathan Alder Local School District to the
18 Jonathan Alder High School gym that is in a
19 precinct adjacent in Madison County as well.

20 So we're asking that you allow for
21 us the permission -- the ability to work with
22 Madison County in reassigning these voters and
23 having Madison County conduct those elections for
24 us.

25 DEPUTY DIRECTOR PAYNE: Carla, is it

1 fair to say that we have at least had initial
2 conversation with Madison County Board of Elections
3 and they're amenable to this if passed by the
4 Board?

5 MS. PATTON: Yes. I've had
6 discussions with Abby Metheney over there, who is
7 the Director. And this is a common practice
8 between us and Madison County in the past, as these
9 school districts are known for the special
10 elections. And so it's been a common practice for
11 us to reassign our voters in the past.

12 DEPUTY DIRECTOR PAYNE: Thank you.
13 Are there any questions for Carla
14 regarding the reassignment of voters to Madison
15 County?

16 MEMBER SEXTON: If none, -- Michael
17 Sexton -- I move that the Board authorize the
18 Director and Deputy Director to request that the
19 Madison County Board of Elections accept the
20 temporary reassignment of voters within the
21 Madison-Plains Local District and the Jonathan
22 Alder Local School District to adjacent precincts
23 within Madison County pursuant to ORC 3503.01(B)
24 for the purpose of voting in the May 4th, 2021
25 Special Election.

1 DEPUTY DIRECTOR PAYNE: Is there a
2 second?

3 CHAIRMAN PREISSE: This is Doug
4 Preisse. Second the motion.

5 DEPUTY DIRECTOR PAYNE: The motion
6 has been made and seconded. I will take roll.

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: Motion
18 carries.

19 Are there any other items to come
20 before the Board today?

21 MEMBER SINNOTT: This is Sinnott. I
22 know of none. I move we adjourn.

23 MEMBER MARINELLO: This is Kim
24 Marinello. I second.

25 DEPUTY DIRECTOR PAYNE: I believe

1 from last meeting that does not require a roll
2 call. Am I correct on that? I believe I am. So I
3 think we're adjourned.

4 - - -

5 Thereupon, the proceedings were
6 adjourned at approximately 2:23 p.m.

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