

Chairman Tim Rudd called the meeting to order at 10:02 a.m. Rick Combs led the Pledge of Allegiance. Board Members present were: Tim Rudd, Dave Lane, Rick Combs and Paul Campbell. Also present were Judy Miller – Director, Mike Keeley – Deputy Director and Becky Rudd – Clerk taking record.

OTHER ATTENDEES: Barrett Brunzman – Cincinnati Enquirer, Michael Collins.

TEST DECK:

Nick Sommer-(ISD) provided the Board with the Public Test Deck and the hand tally sheets. The Board went off the Record at 10:03 a.m. while Dave and Rick observed Nick run the Test Deck through the 650 scanner. The Board then hand counted/tallied the Test Deck. The Board went back on the Record at 11:30 a.m. All of the results match excepted for the Libertarian State Central Committee.

2010-42 – Dave Lane made the motion to accept the results of the Test Deck for the May 4, 2010 Primary Election with the exception of the Libertarian State Central Committee Race. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

The Board instructed the Director and Deputy Director to make sure the Test Deck is completed to fix the Libertarian State Central Committee, once the programming is complete the Board wants the Test Deck to be scanned again for the Director and Deputy Director to review, if upon review the totals match with the Board’s totals we are to accept the Public Test Deck in total. The Director and Deputy Director are to advise the Board as soon as possible if it does not match, the Board will then meet before Election Day. After the Communications report Nick Sommer came back into the Board Meeting. He reported that the results of the Test Deck (from the 650 scanner) for the Libertarian State Central Committee were correct. He explained that in that particular race it is programmed to “vote for not more than 2” and that is why there were more “overvotes” than the Board had hand counted. The Board hand counted that race again and found the results to match.

2010-45 – Dave Lane made the motion to Amend motion **2010-42** and accept the results of the Test Deck for the May 4, 2010 Primary Election in full. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

APPROVAL OF MINUTES:

2010-43 – Rick Combs made the motion to accept the minutes of the March 25, 2010 Board Meeting. Paul Campbell seconded the motion. Upon roll call, all Members voted “yes”.

APPROVAL OF BILLS:

2010-44 – Dave Lane made the motion to accept the April bills. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

COMMUNICATIONS: Monthly Legislative Update – Aaron Ockerman-OAEO. The OAEO has been dismissed from a lawsuit by Premier. Judy is going to look into this matter because the OAEO had increased the cost of the membership dues to pay for that lawsuit. The new Election Legislation (election revision) will not take effect until 2011.

PRIOR SERVICE CREDIT:

Director Miller gave the Board Members a copy of a letter from the Auditor's Office regarding Terrie Latham's prior service credit. She had worked for the West Clermont School District prior to being hired at the Board of Elections. She had 30 bi-weekly pay periods with the school and 6 bi-weekly pay periods as a part-time hire for us. This gives her a benefit date of 10-20-2008. The Board of Clermont County Commissioners Policy allows for new employees with one or more years of prior service to start accruing vacation from their hire of full time status date. They can add 6.1538 hours of vacation thru the 4-9 payroll and a factor of 3.0769.

2010-46 – Rick Combs made the motion to accept Terrie Latham's hire date of 10-20-2008 based upon her prior time at the West Clermont School District and Clermont County Board of Elections. Dave Lane seconded the motion. Upon discussion Tim inquired if this allows her to start taking vacation time immediately. He does not have a problem with her receiving the prior service time but the policy has been that you must be here a year before you can use any vacation time. Tim doesn't think we need a motion to except her prior service time. Rick Combs withdrew his motion and will let the Director and Deputy Director handle the matter.

EMPLOYEE EVALUATIONS:

Judy and Mike had the staff fill out self evaluations. They then reviewed with the staff the evaluations that they had prepared. Judy stated that the staff performs admirably, the only criticism that she has is that everyone pay more attention to detail. The Board reviewed the employee evaluations.

DIRECTOR'S REPORT:

Director Miller gave the Board Members an Absentee Voter Statistics Report. To date there have been 2,962 absentee ballots requested, 164 voted in the office and approximately 1,900 absentees voted and returned. There were approximately 664 Republican absentee ballots that had to be reprinted because of the rotation problem. The newly printed replacement ballots have been sent to all of the absentee voters affected by the rotation problem. We have already received some of the ballots from the second mailing. Other than having to reprint some of the Republican ballots everything else is on schedule. Judy talked with Dan Clark from ES&S and inquired about a discount on the reprinting costs even though the error was on our part. He understood our position and thinks they can do something but wanted to think about it more before he makes a commitment. Tim asked what the return rate was on the second mailing and Judy stated it was about fifty percent.

Judy spoke with the Secretary of State's Office for clarification regarding these ballots. For those voters that returned only the first ballot by 7:30 p.m. on Election Day, we will hold that ballot and wait to see if they return the second ballot within 10 days after the election (with a valid postmark of 5-3-10 or before). If they do not return the second ballot, we are to duplicate the first ballot to the rotated ballot as part of final Certification. There is not a final answer on the question of if the first ballot comes back prior to the deadline and the second ballot comes back after Election Day and it is not postmarked until Election Day or within the 10 day window. They need more time to research this question. Tim is fine with any of the ballots that have a valid postmark but will argue the point of counting/duplicating any ballots that are postmarked Election Day (5-4-10) or later, because these ballots could have been voted after election results were released.

Judy advised that while the Ohio Revised Code requires that presiding and ballot judges be trained before this Primary Election we trained all of the poll workers. There were 17 classes and we have received positive feedback. There are 7 sets of ballots and 17 year old voters for this Primary Election. All of the provisional clerks were trained on the Automark (setting/starting up, using it and closing it down). Everyone received training on voters with disabilities, as required by the Secretary of State as well as their Ethics Training. We will be applying to the State for the ADA Grant; the State will determine how much we receive. This will be a reimbursement back into the General Fund.

The signature pages are in the books and ready to be packed. The staff is packing the bags and the ballots.

DIMS ANNUAL LICENSE EXTENSION AND GRANT OF LICENSE:

Judy reported to the Board the status of the Dims Renewal Contract. The Board had asked Judy to find out the definition of "users" and they wanted a "Fee Schedule". Their definition of "user" is a login to the DIMS-Net system. They removed that language (user) from the new contract. They are basing the "Fee" on a maximum of 150,000 registered voters. If we exceed that number of registered voters, within the next 5 years, the fee may be increased consistent with the DIMS pricing schedules. They still have not provided a "Fee Schedule." The Annual Renewal Contract Fee is \$42,702.00 for each year for the next 5 years. The Board still has a problem with the contract as DIMS does not explain the Pricing Fee Schedule (section 5 of the contract).

The filing deadline for Independent Candidates is May 3, 2010 (4:00 pm). Those petitions must be Certified by July 15, 2010. They can be Certified at the June Board Meeting.

DEPUTY DIRECTOR'S REPORT:

Deputy Director Keeley updated the Board on the deployment of the election equipment. We have accepted a contract from Commercial Works. They are professional office movers. They do the deployment for Butler and Montgomery County's and have done Hamilton County's. Their bid was \$1,375.00 below John Weiss. John Weiss submitted another bid and Commercial Works' bid was still \$875.00 less.

Rick Combs inquired about the security of the equipment at the polling locations. Mike stated the onsite person (at the polling location) receives the "chain of custody" and secures the equipment. He also advised the Board that we need to move a polling location for the November 2010 Election. We had moved precincts SK-C, SK-D & SK-G from the Stonelick Township Firehouse to the Wildwood Full Gospel Church. This location is not working out and needs to be relocated again. Mike is going to look at a new church on St. Rt. 132 as a potential location.

Rick Combs asked if the Union Township Police Department had been contacted to monitor the traffic at the First Baptist Church of Glen Este for the Primary Election. Judy stated they had not been but she will be contacting them. He also asked if Judy had an authorization letter from the Sheriff, detailing the duties of the Deputies, per the Secretary of State's Office for Election Day. No such letter had been received to date.

There were no unusual Public Service Records (records request) to bring before the Board.

RESOLUTIONS: None.

EXECUTIVE SESSION: None.

NEXT MEETING DATE AND TIME:

May 4, 2010 6:30 a.m., Primary Election Day Meeting.

May 17, 2010 9:00 a.m., Open Official Canvass.

May 25, 2010 10:00 a.m., Certification of Primary Election & Regular
Monthly Board Meeting.

Recounts must be held within 6-10 days after the Declaration of the
Official Results of the Election (June 1-4).

ADJOURNMENT:

2010-47 – At 12:23 p.m. – Dave Lane made the motion to adjourn. Rick Combs seconded the motion.
Upon roll call, all Members voted “yes”.



Timothy R. Rudd – Board Chairman



Dave A. Lane – Board Member



Rick W. Combs – Board Member



Paul L. Campbell – Board Member



Attest – Judith A. Miller - Director

**APPROVAL OF BILLS FOR REGULAR BOARD MEETING
APRIL 27, 2010**

VENDOR	DESCRIPTION OF PAYMENT	ACCT.	AMOUNT
INVOICES PRE-APPROVED BY DIRECTOR OR DEPUTY:			
ALPINE VALLEY WATER	BOTTLED WATER	5999	
CLERMONT SUN	ADVERTISING FOR MAY PRIMARY	5321	\$ 548.70
DAYTON LEGAL BLANK	BLUE ENVELOPES FOR DUP. VOTERS	5720	\$ 196.00
DAYTON LEGAL BLANK	12-F ABSENTEE RETURN ENVELOPE (10,000)	5720	\$ 840.00
DE LAGE LANDEN	COPIER MAINTENANCE FOR APRIL 2010	6123	\$ 147.00
DELL MARKETING	REPLACEMENT BATTERY FOR SU1400	5725	\$ 146.19
DONNELLON MCCARTHY	COPIER MAINTENANCE FOR (MARCH - APRIL 2010)	6123	\$ 104.13
ENQUIRER MEDIA	ADVERTISING FOR MAY PRIMARY	5321	\$ 762.28
J. ROBERT TRUE	PHONE BILL FOR MARCH 2010	6361	\$ 623.52
OFFICE DEPOT	MISC. OFFICE SUPPLIES	5729	\$ 82.20
RB PRINTING	COPIES OF ABSENTEE APPLICATIONS (4,500)	5323	\$ 85.00
UPS	SHIPPING CHARGES TO COLUMBUS, OHIO	5571	\$ 69.21
INVOICES TO BE APPROVED BY BOARD MEMBERS:			
STAFF SALARIES	PAY PERIOD 03-07-10 TO 03-20-10	5112	\$ 13,051.20
BOARD SALARIES	PAY PERIOD 03-07-10 TO 03-20-10	5116	\$ 1,964.70
STAFF SALARIES	PAY PERIOD 03-21-10 TO 04-03-10	5112	\$ 13,531.20
BOARD SALARIES	PAY PERIOD 03-21-10 TO 04-03-10	5116	\$ 1,964.70
TEMPORARY EMPLOYEES	PAY PERIOD 03-21-10 TO 04-03-10	5118	\$ 630.00
	TOTAL:		\$ 34,746.03

Clermont County Board of Elections
Notice of Change of Meeting Date
for the April Regular Board Meeting
and Notice of Date for Public Test

The Regular Monthly Board Meeting of the Clermont County Board of Elections has been rescheduled for Tuesday, April 27, 2010 at 10:00 a.m . The Board will be conducting the Public Test for the May 4, 2010 Primary Election at this meeting.

Tim Rudd - Board Chairman
Judy Miller - Director

Dated, April 20, 2010

Rudd, Rebecca

From: Rudd, Rebecca
Sent: Tuesday, April 20, 2010 10:38 AM
To: 'bbrunsman@enquirer.com'
Subject: chg of mtg date
Attachments: April 27, 2010 reschedule & public test.doc

Barrett,
Please be advised of the change in the April Regular Board Meeting-see attachments. Please let me know if you have any questions.
Thanks

Rudd, Rebecca

From: Rudd, Rebecca
Sent: Tuesday, April 20, 2010 10:16 AM
To: 'therron@communitypress.com'
Subject: chg of mtg date
Attachments: April 27, 2010 reschedule & public test.doc

Theresa,
This is to notify you – and - if possible please post the attached PSA (no cost) in the paper advising of the change in meeting date for the April Regular Board Meeting. Please let me know if you have any questions.
Thank You

Rudd, Rebecca

From: Rudd, Rebecca
Sent: Tuesday, April 20, 2010 10:31 AM
To: 'clermont sun'
Subject: chg of mtg date
Attachments: April 27, 2010 reschedule & public test.doc

Art,
This is to notify you – and – if possible please post the attached PSA (no cost) in the paper advising of the change in meeting date for the April Regular Board Meeting. Please let me know if you have any questions.
Thank You

Becky Rudd
Clermont County Board of Elections
76 S. Riverside Dr.
Batavia, Oh 45103
513-732-7275