

**Start of Official Canvass for the
May 7, 2013 Special Election
Milford Exempted Village School District Tax Levy**

May 20, 2013 at 10:00 a.m.

Chairman Tim Rudd called the Meeting to order at 10:07 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: Mary Lynne Birck – Prosecutor’s Office

EXECUTIVE SESSION:

2013-36 – At 10:07 a.m. Rick Combs made the motion to go into Executive Session for the purpose of discussing pending litigation with legal representative Mary Lynne Birck, Assistant Prosecutor, per Ohio Revised Code Section 121.22 (G) (3). Paul Campbell seconded the motion. Upon roll call, all Members voted “yes”.

2013-37 – At 10:15 a.m. Rick Combs made the motion to come out of Executive Session. Paul Campbell seconded the motion. Upon roll call, all Members voted “yes”.

Coming out of Executive Session, there is no further action to be taken by the Board at this time.

Filing Deadline and Signature Requirement for the Vacancy of Municipal Court Judge, effective June 30, 2013.

2013-38 – Dave Lane made the motion for the Board to ask the Prosecutor’s Office to render us an opinion regarding the Filing Deadline and Signature Requirements for the petitions regarding the vacancy of the Municipal Court Judge which will become vacant on June 30, 2013. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

Judy stated that she had already sent the request (per the prior Board Meeting) to the Prosecutor’s Office and Mary Lynne Birck (Prosecutor’s Office) had a response. It is the opinion of the Prosecutor’s Office that the filing deadline is 4:00 p.m. on July 10, 2013 (which is the tenth day following the day on which the vacancy occurs) and shall be signed by at least fifty (50) qualified electors. Tim stated that until there is a vacant seat (after June 30), petitions cannot be circulated until July 1 (until that time there is no seat to run for).

Mary Lynne also wanted to address an issue at one of the polling locations on Election Day. There were parking issues that probably were not a problem on a day when BOE staff viewed the location. She stated the polls must be handicap accessible and the signage needs to be in place. Judy stated that she was aware of problems at this location (starting in November 2012) and had already made arrangements to move the precincts to St. Mark’s Lutheran Church on Buckwheat Road. Rick advised that he does not want us to have to move a location to accommodate other people when the law clearly states that we are to use public buildings.

APPROVAL OF BILLS:

2013-39 – Rick Combs made the motion to accept and pay the bills. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

TEST DECK:

Dave Lane and Rick Combs observed the running of the Test Deck. The results of the Test Deck matched the Control Sheet and the computer was counting accurately.

2013-40 – Paul Campbell made the motion to accept the results of the Test Deck. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

Rick inquired about the necessity of having an Accuracy Board on Election Night. He had spoken to Mike about it. Mike had looked into it and checked with Mary Lynne and could not find anywhere that stated we had to have one. Rick stated that as easy as the testing is now why do we need the Board? Tim added that he thought it was a duty that the Board could handle themselves. Judy confirmed that the BOE must test the automatic tabulation equipment prior to the start of the count (election night) and again at the conclusion of the count to ensure that the central tabulation accurately counts the votes cast for all offices and all questions and issues. She added the BOE must designate teams having equal numbers of individuals for each major party and tabulate ballots as follows. Tim agreed that this is a duty that the Board could conduct. Paul would like to revisit the issue closer to November.

2013-41 – Rick Combs made the motion to cancel the Accuracy Board at this time. Paul Campbell seconded the motion. Upon roll call, all Members voted “yes”.

ABSENTEE BALLOTS:

Director Miller reviewed the breakdown of the Absentee Ballots. There were 1,113 Absentee Ballots requested and issued. The total number received and counted thru Election Day was 1,056. There were 37 ballots not returned.

INVALID ABSENTEE BALLOTS

- 6 – Postmarked May 7, 2013 (Election Day) or after
- 8 – Refused by nursing home voters-requested but not voted
- 1 – Returned without the stub
- 1 – No voter identification – (the voter was contacted)

16 – Total Invalid Absentee Ballots

The Board reviewed the invalid absentee ballots.

2013-42 – Dave Lane made the motion to accept the staff’s recommendation and reject the 16 absentee ballots as invalid. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

VALID ABSENTEE BALLOTS-to be added to the count

Judy reported there were 4 absentee ballots that were received thru the mail within the 10 day period and Postmarked before Election Day (5-7-2013).

4 – postmarked before Election Day and received within the 10 day period.

4 – Total Valid Absentee Ballots-to be added to the count

2013-43 – Paul Campbell made the motion to accept the staff's recommendation and accept the 4 valid Absentee Ballots. Rick Combs seconded the motion. Upon roll call, all Members voted "yes".

PROVISIONAL BALLOTS:

Judy advised the Board that there were a total of 93 Provisional Ballots issued. There were 9 ballots that required Board review: 3 – voted in the wrong precinct, 5 – not registered, 1 – voted in the right polling location but the wrong precinct.

VALID PROVISIONAL BALLOTS:

84 – Provisional Ballots without problems

1 – Voted right polling location but the wrong precinct and added to the count

85 – Total Valid Provisional Ballots

2013-44 – Rick Combs made the motion to accept the staff's recommendation and count the valid 85 Provisional Ballots. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

INVALID PROVISIONAL BALLOTS:

3 – Voted in the wrong precinct

5 – Not registered

8 – Total Invalid Provisional Ballots

2013-45 – Rick Combs made the motion to accept the staff's recommendation and reject the 8 invalid Provisional Ballots. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

2013-46 – Dave Lane made the motion to instruct the office staff to proceed with the Official Canvass. Rick Combs seconded the motion. Upon roll call, all Members voted "yes".

Judy brought to the Board's attention the application for HHS Grant Funds for Online PEO Training for ADA Compliance. Of the 184 poll workers used in this election, 62 of them took the SOS Online Training. We get reimbursed \$10 per worker, total \$620. She has already submitted the Grant Request to Brett Harbage at the Secretary of State's Office. Rick asked if the money could be used for signage at the polls. Judy stated that a summer project is to re-evaluate the polling locations. Judy asked Gregg Conrad to complete a check-off list while he was out on Election Day to make sure the janitors were doing their job which included putting signs up, the ramps out, etc.

Rick asked if Ryan Mollmann was able to come back as a part-time person since he now has a full-time job. Judy stated that the project he was working on has been completed and wasn't sure if he would be coming back.

Judy advised she would like to have the Board come in the office for a work session to review and go over the possible precinct boundary changes. Tim thought if all of the Board met for this, it would be a Board Meeting and suggested they do it during a regular board meeting.

Judy advised and gave the Board the SOS Summer Conference agenda. She and Mike would like to send Kim Beard, Becky Rudd, Bonnie Carlier and Jackie Smith to conference. Rick, Dave and Paul may attend, as well as Judy and Mike.

2013-47 – Dave Lane made the motion to send the designated persons to the SOS Summer Conference, June 26 and 27. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

At 11:13 a.m. the Chairman stated that the Board will stand in Recess and will Reconvene on Tuesday May 28, 2013 at 10:00 a.m. to Certify the May Special Election and hold the Regular Monthly Board Meeting.

**Board Reconvenes
Certification and Regular Meeting
May 28, 2013, 10:00 a.m.**

The Board Reconvened and was back in Session on May 28, 2013 at 10:02 a.m. Rick Combs led the Pledge of Allegiance. Board Members present were Tim Rudd, Dave Lane and Rick Combs, Paul Campbell was absent. Also present were Judy Miller – Director, Mike Keeley – Deputy Director and Becky Rudd – Clerk taking record.

OTHER ATTENDEES: None

TEST DECK:

Dave Lane and Rick Combs observed the running of the Test Deck Ballots thru the 650 scanner. The Board compared those results with the control sheet and found the results to match and that the computer was counting the ballots accurately.

2013-48 – Dave Lane made the motion to accept the Results of the Test Deck. Rick Combs seconded the motion. Upon roll call, all Members present voted “yes”.

CERTIFICATION OF THE MAY 7, 2013 SPECIAL ELECTION:

Director Miller explained the Election Results.

2013-49 – Rick Combs made the motion to Certify the Results of the May 7, 2013 Special Election and forward them to the Secretary of State. Dave Lane seconded the motion. Upon roll call, all Members present voted “yes”.

Judy explained that this election did not qualify for an automatic recount and the entities have five (5) days to request a recount.

APPROVAL OF THE MINUTES:

2013-50 – Rick Combs made the motion to accept the minutes of the April 25, 2013 Regular Board Meeting. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

APPROVAL OF THE BILLS:

2013-51 – Dave Lane made the motion to accept and pay the bills as of May 28, 2013. Rick Combs seconded the motion. Upon discussion Rick inquired about the entry for “Janitorial Payroll”. Judy explained that this (\$25 per precinct) is for the set-up/tear-down of the election equipment, tables, booths etc. at the polling locations for Election Day. The entry for ES&S was for 3 days of election support (day before, election day, day after). Upon roll call, all Members voted “yes”.

DIRECTOR’S REPORT:

Director Miller reported that no entities filed by the deadline of May 8, 2013 to hold an August Special Election.

Judy gave the Board a copy of the Estimated Funds for the Remainder of 2013 & 2014 that was requested by the OMB. At the end of the year we should spend approximately \$1,115,000. The amount we were appropriated for this year was \$1,083,000. The Commissioners did not allow us any money for special elections. They will give us the money as we need it because we will charge back everything for special elections which should be approximately \$55,000. Rick advised that he understands how this balances out, but does not like this practice. His concern is that the public may not understand how it works and the perception is that we have to go back to the OMB and ask for money because we are over budget when in fact we are under budget.

Judy updated the Board regarding the Precinct Election Official (PEO) Recognition. Judy had information on all of the poll workers to date, however our records only go back 22 years. We are going to enclose a questionnaire with the appointment letters. We will then update our records. Our plan is to recognize those PEO’s that have served twenty-five years or more, perhaps at the August Board Meeting.

Judy brought to the Board’s attention Directive 2013-11 on Voter Fraud. Evidently there was a voter in our county that voted here and also out of state in the November 2012 General Election according to a statement released by the Secretary of State to the media. We are not aware of who this person is. Judy contacted the SOS and they have an agreement with approximately 22 other states and they compare voting information and came up with this match. The SOS advised that the name would be released at a later date. The Directive also stated that each BOE should prepare a form naming every Post Office and UPS Store, where people could buy post office boxes in the county, and make sure no person is registering using the Post Office address. We can flag these addresses in our voter registration system. This document has already been prepared by our office to use.

DEPUTY DIRECTOR’S REPORT:

Deputy Director Keeley reported that Dan Shebesta (ES&S) will be in the office July 8 for the annual maintenance, during this time some of the batteries for the M100’s will be replaced. In 2014 we will need to buy new PMICA cards at an estimated cost of \$35,000.

Mike added that he is trying to talk with Larry Fronk, Miami Township Administrator, to discuss moving the precincts out of the Milford High School to the Miami Township Building (6101 Meijer Dr.).

RESOLUTIONS: None.

EXECUTIVE SESSION: None.

NEXT MEETING DATE AND TIME:

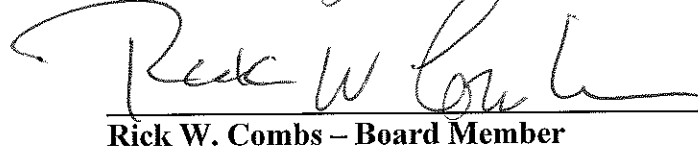
June 20, 2013 at 10:00 a.m., Regular Board Meeting (Date Change)
July 25, 2013 at 10:00 a.m., Regular Board Meeting

ADJOURNMENT:

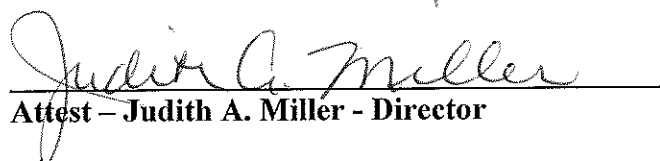
2013-52 – At 11:46 a.m. Rick Combs made the motion to adjourn. Dave Lane seconded the motion. Upon direction from the Chairman, all Members answered “aye”.


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
MAY 20, 2013**

VENDOR	DESCRIPTION OF PAYMENT	AMOUNT
INVOICES APPROVED BY DIRECTOR OR DEPUTY DIRECTOR:		
RB PRINTING	LETTERHEAD 3,000 SHEETS	\$ 123.51
TIME WARNER	CABLE	\$ 32.80
INVOICES APPROVED BY BOARD MEMBERS:		
ALLEEN COMPNAY	TENT RENTAL FOR MAY SPECIAL	\$ 859.70
ALPINE VALLEY	BOTTLED WATER	\$ 50.50
ALPINE VALLEY	BOTTLED WATER	\$ 58.95
CLERMONT SUN	ADVERTISING FOR MILFORD SCHOOL LEVY	\$ 113.30
CLERMONT SUN	ADVERTISING THE PROCLAMATION	\$ 222.00
DONNELLON MCCARTHY	MONTHLY TONER FEE	\$ 7.25
ENQUIRER MEDIA	ADVERTISING FOR MILFORD SCHOOL LEVY	\$ 766.00
E.S.&S.	ELECTION SET UP- DAN SHEBESTA	\$ 1,450.00
GREGG CONRAD	MILEAGE REIMBURSEMENT - POLL WORKER TRAINING CLASSES	\$ 36.16
J. ROBERT TRUE	PHONE BILL - APRIL	\$ 390.50
KIM BEARD	MILEAGE REIMBURSEMENT - POLLING LOCATIONS	74.02
MIKE KEELEY	MILEAGE REIMBURSEMENT - POLLING LOCATIONS	\$ 27.12
OFFICE DEPOT	POST CARDS & HIGHLIGHTERS	\$ 50.65
OFFICE DEPOT	COPY PAPER & SCISSORS	\$ 51.65
OFFICE DEPOT	RULERS	\$ 1.85
OFFICE DEPOT	WALL CALENDARS	\$ 52.82
PLANES COMMERCIAL SERVICES	DEPLOYMENT FOR MAY SPECIAL	\$ 3,768.00
STAFF SALARIES	PAY PERIOD 04-15-13 TO 04-28-13	\$ 13,660.02
BOARD SALARIES	PAY PERIOD 04-15-13 TO 04-28-13	\$ 1,953.40
PART TIME EMPLOYEES	PAY PERIOD 04-15-13 TO 04-28-13	\$ 1,252.50
STAFF SALARIES	PAY PERIOD 04-29-13 TO 05-12-13	\$ 13,660.01
BOARD SALARIES	PAY PERIOD 04-29-13 TO 05-12-13	\$ 1,953.40
PART TIME EMPLOYEES	PAY PERIOD 04-29-13 TO 05-12-13	\$ 1,137.50
OVERTIME	PAY PERIOD 04-29-13 TO 05-12-13	\$ 1,550.72
	TOTAL:	\$ 43,304.33

SUMMARY REPT-GROUP DETAIL

Clermont County, Ohio
 Special Election
 May 7, 2013

Official Results

Run Date:05/23/13 09:57 AM

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	TOTAL VOTES	%	Election Day	Absentee	Provisional
PRECINCTS COUNTED (OF 46)	46	100.00			
REGISTERED VOTERS - TOTAL	30,146				
BALLOTS CAST - TOTAL	10,828		9,683	1,060	85
VOTER TURNOUT - TOTAL		35.92			
Milford Ex. Vill. SD Tax Levy 4.5 Mills					
(WITH 46 OF 46 PRECINCTS COUNTED)					
FOR THE TAX LEVY	6,485	59.91	5,808	613	64
AGAINST THE TAX LEVY	4,339	40.09	3,874	444	21
Over Votes	1		0	1	0
Under Votes	3		1	2	0

