

Paul Campbell led the Pledge of Allegiance. Chairman Rick Combs called the meeting to order at 2:03 p.m. Board Members present were: Rick Combs, Paul Campbell and Dave Lane. Also present were Judy Miller – Director, Mike Keeley – Deputy Director and Becky Rudd – Clerk taking record.

**RESIGNATION OF BOARD MEMBER:**

Chairman Combs reported to the Board that Board Member Ric Ferenc submitted a Letter of Resignation from the Board of Elections to the Secretary of State effective January 16, 2010. Ric Ferenc advised that he will be a candidate for Judge of the Clermont County Common Pleas Court at the May 4, 2010 Primary Election.

The Republican Executive Committee met on January 20, 2010 and nominated Rick Combs for another term (4 years) and Tim Rudd to fulfill the remainder of Ric Ferenc's term (2 years). Dave Lane reported that the Democrat Executive Committee met on January 14, 2010 and he was nominated to serve on the Board of Elections for another term (4 years).

**OTHER ATTENDEES:** Shekar Jayaraman – Field Liaison. Mary Lynne Birck – Prosecutor's Office, entered the meeting at 2:45 p.m.

**APPROVAL OF MINUTES:**

**2010-01** – Dave Lane made the motion to accept the minutes for the December 17, 2009 Board Meeting. Paul Campbell seconded the motion. Upon roll call, all Members voted "yes".

**APPROVAL OF BILLS:**

**2010-02** – Paul Campbell made the motion to accept the January 2010 bills. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

**RESIGNATION OF EMPLOYEE:**

**2010-03** – Paul Campbell made the motion to accept the Letter of Resignation from employee Donna Brittain (R), effective January 15, 2010. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

Rick Combs asked that a "Thank You" letter be sent to her, on behalf of the Board, for her service. Judy added that Donna had stated that she would be willing to work part-time for us when available.

**EXECUTIVE SESSION:**

**2010-04** – At 2:08 p.m. Paul Campbell made the motion to go into Executive Session to discuss employment of a vacant position (R.C. 121.22(G) (1)). Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

**2010-05** – At 2:45 p.m. Paul Campbell made the motion to come out of Executive Session. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

The action taken by the Board as the result of the Executive Session was to require the Director to advertise for a Full Time Clerk Position, to replace Donna Brittain. Posting for Position to start February 1, 2010 until February 12; starting salary to be \$12.00 an hour.

**2010-06** – Paul Campbell made the motion to post to hire a new employee, starting salary of \$12.00 an hour, to be posted by February 1, 2010. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

Mary Lynne Birck entered the meeting at this time (2:45 p.m.).

#### **CAMPAIGN FINANCE REFERRALS:**

Director Miller reported on eight (8) Candidate Committees that had Campaign Finance Violations.

Linda Carter – she made expenditures prior to filing a Designation of Treasurer.

Tom Dix – he made expenditures prior to filing a Designation of Treasurer.

Timothy Donnellon – he signed checks for expenses and is not designated as the Treasurer or Deputy Treasurer.

Daniel Haglage – he made an expenditure prior to filing a Designation of Treasurer, he also signed his Post Election Report as the Treasurer and he is not designated as the Treasurer or Deputy Treasurer, his Treasurer is now deceased but wasn't at the time of filing.

Michael Kinner – he did not file a Local Candidate Wavier and as of January 27, 2010 had not filed his Post Election Report.

Robert Nealan – he did not file a Local Candidate Wavier and did not file a Post General Report, he did file a Termination report on January 19, 2010.

Tom Risk – he made expenditures prior to filing a Designation of Treasurer.

Mary Makley Wolff – she had a late filing for her Post General Report.

**2010-07** – Paul Campbell made the motion upon the recommendation of the Director and Deputy Director to refer Linda Carter, Tom Dix, Timothy Donnellon, Daniel Haglage, Michael Kinner, Robert Nealan, Tom Risk and Mary Makley Wolff to the Ohio Elections Commission. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”. These Candidates will be notified by mail of the referrals.

#### **EXECUTIVE SESSION:**

**2010-08** – At 2:52 p.m. Dave Lane made the motion to go into Executive Session to discuss pending litigation. Paul Campbell seconded the motion. Upon roll call, all Members voted “yes”.

**2010-09** – At 3:22 p.m. Paul Campbell made the motion to come out of Executive Session. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

Chairman Combs stated that Legal Counsel updated the Board on pending litigation that is affecting the Board and no decision was made by the Board. Also, Legal Counsel discussed the Board's duty to investigate and determine residence qualifications of electors and no decision was made.

**2010-10** – Dave Lane made the motion to direct the Director and Deputy Director when they have complaints (regarding residence qualifications), to have them in written form and to proceed with a

hearing or whatever action is to follow. Paul Campbell seconded the motion. Upon roll call, all Members voted "yes".

#### **REVIEW OF OFFICE PERSONNEL POLICIES AND PROCEDURES MANUAL:**

Deputy Director Keeley submitted to the Board Members copies of the Policy Manual for their review. After the Board has had an opportunity to review the manual it will be discussed at a later meeting.

#### **DIRECTOR'S REPORT:**

Director Miller gave the Board a list of those Candidates and Issues that have filed petitions to date for the May Primary Election, as well as the 2010 Ohio Election Calendar and the 2010 Ohio Voter Information Guide.

Judy reported on the OAEO Conference that she, Tonia Blackburn and Edna Owens attended in Columbus on January 21, 2010.

There was a presentation on Procedures for Protest Hearings. It was suggested that each County develop their own procedures for Hearings. Judy stated she would prepare procedures/policy for future Hearings. Paul Campbell added he thought Union County did a good job of putting that presentation together. Rick said it would be good to have that (policy).

Another topic discussed was Voter Residency. There is a new Supreme Court Case that has determined residency at a location is six (6) months.

Fiscal Rights of Boards of Elections, prepared by Mary Taylor-State Auditor was discussed, which outlined the parameters for requesting additional monies needed to fund Elections that were not appropriated.

Judy saw a demonstration of a new feeder tray, which prevents jams, for the Ballot on Demand printer. The cost of the tray is \$2,500 plus a maintenance fee of about .40 per ballot that is printed. Judy stated that it would be cheaper to buy additional ballots when the ballots are printed, than have to print them from the Ballot on Demand printer. Judy said this printer jammed when it was new. Rick Combs suggested writing the company a letter letting them know that it has never worked properly and we would like to work out an equitable agreement and have Judy and Mike or Mary Lynne sign it. Rick said to follow up on this matter at a later meeting.

Among the updated Election Technology demonstrated was the Electronic Poll Book which costs approximately \$1,200-\$1,500 each. We would need one for each precinct (200). The Electronic Poll Book holds all of the registered voters and would be very useful for the poll workers.

Judy said Richland County is allowed to deposit the monies they receive from the charge backs into a special equipment fund.

Rick inquired about the letter we requested from Dims, dealing with the Vote Remote software problem when it did not detect a duplicate voter. Judy saw Tim Murawski at the Conference and he had said she would receive it after the Conference. Rick suggested holding off on paying the Annual Maintenance fees until we receive the letter.

Another session was about the 2010 Census and district boundaries. She stated our precinct boundaries appear to be in good order.

There was a session on Reorganization and Judy will have more information at the February Meeting.

Overall, Judy thought this was a good Conference and had better workshops. Tonia and Edna agreed that it was informative and she asked Shaker to take that information back to the Secretary of State's Office.

Judy testified before the Grand Jury regarding the Terry Gorth Case.

**DEPUTY DIRECTOR'S REPORT:**

The Policy Manual was part of the Deputy Director's report.

Mike advised the Board that the office will be open 6:30 a.m. until 7:30 p.m. for the February 2, 2010 Special Election-Little Miami Local School District (we are an overlap), for any provisional voters. The Board does not need to convene that day because Warren County's Board has accepted our voters.

**RESOLUTIONS:** None.

**NEXT MEETING DATE AND TIME:**

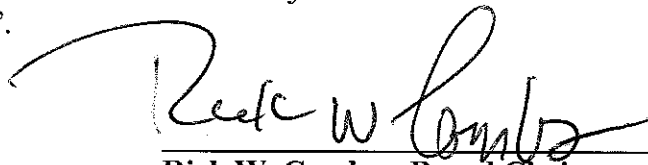
February 25, 2010 at 10:00 a.m., Regular Monthly Board Meeting, will Certify Partisan Candidate Petitions and Questions and Issues to the May 4, 2010 Primary Election Ballot.

March 3, 2010 at 2:00 p.m., Reorganization Board Meeting.

Paul Campbell inquired if there was some way to identify the absentee voter/ballot envelope to indicate that a duplicate ballot had been issued, to safeguard against the Terry Gorth problem from happening again. Judy stated we could color code the second envelope in some manner or mark it as a "second ballot sent". The Board agreed of the necessity to somehow identify that a second ballot had been issued.

**ADJOURNMENT:**

2010-11 – At 3:55 p.m. Paul Campbell made the motion to adjourn. Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

  
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Rick W. Combs – Board Chairman

  
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Dave A. Lane – Board Member

  
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Paul L. Campbell – Board Member

  
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Attest – Judith A. Miller - Director

**APPROVAL OF BILLS FOR REGULAR BOARD MEETING  
JANUARY 28, 2010**

<b>VENDOR</b>	<b>DESCRIPTION OF PAYMENT</b>	<b>ACCT.</b>	<b>AMOUNT</b>
<b>INVOICES PRE-APPROVED BY DIRECTOR OR DEPUTY:</b>			
CINCINNATI TIME SYSTEMS	RIBBONS FOR TIME CLOCK	5729	\$ 96.75
CHARLES REEVES	POLL WORKER PAY	5516	\$ 25.00
CLERMONT SUN	ADV. CLOSE OF REG. FOR FEB. SPECIAL	5321	\$ 234.77
DAYTON LEGAL	VOTING BOOTHS, BLANK SIGN. SHEETS	5723 & 5729	\$ 4,251.72
DAYTON LEGAL	VOTER I.D. CARDS, PROVISIONAL ENVELOPES	5720 & 5323	\$ 1,265.00
DAYTON LEGAL	RECEIPT BOOK FOR RESOLUTIONS	5729	\$ 29.75
DE LAGE LANDEN	COPIER MAINTENANCE FOR JANUARY 2010	6123	\$ 147.00
DONNELON MCCARTHY	COPIER MAINTENANCE FOR DECEMBER 2009	6123	\$ 38.10
INTAB	RED LOCKS (1,600)	5729	\$ 309.15
LASER LIFE	TONER FOR OKI PRINTERS	5728	\$ 896.70
OFFICE DEPOT	MISC. OFFICE SUPPLIES	5729	\$ 2,043.59
OFFICE DEPOT	MISC. OFFICE SUPPLIES	5729	\$ 98.20
PITNEY BOWES	POSTAGE MACHINE/LETTER OPENER RENTAL DEC. 2009	5453	\$ 321.29
PITNEY BOWES	POSTAGE MACHINE/LETTER OPENER RENTAL JAN. 2010	5453	\$ 321.29
J. ROBERT TRUE	PHONE BILL - DECEMBER 2009	6361	\$ 675.80
<b>INVOICES TO BE APPROVED BY BOARD MEMBERS:</b>			
ALPINE VALLEY	BOTTLE WATER	5999	\$ 82.50
BARRETT BROTHERS	VOTER ID CARDS (11,000)	5729	\$ 777.00
CDW-G	HP 4250 MAINTENANCE KIT	6125	\$ 527.86
EDNA OWENS	MEALS & MILEAGE REIMBURSEMENTS	5471 & 5475	\$ 76.28
TONIA BLACKBURN	MEAL REIMBURSEMENT	5471	\$ 12.01
STAFF SALARIES	PAY PERIOD 12-13-09 TO 12-26-09	5112	\$ 13,551.20
BOARD SALARIES	PAY PERIOD 12-13-09 TO 12-26-09	5116	\$ 1,905.97
STAFF SALARIES	PAY PERIOD 12-27-09 TO 01-09-09	5112	\$ 13,551.20
BOARD SALARIES	PAY PERIOD 12-27-09 TO 01-09-09	5116	\$ 1,905.97
	<b>TOTAL:</b>		<b>\$ 43,144.10</b>