

**Post Election Audit of the March 6, 2012 Primary Election
Republican 14th Ohio Senatorial District and
Democrat 2nd District Representative to Congress
April 10, 2012 at 10:00 a.m.**

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: None.

Director Miller stated that she did notify Yvette Duguay (Observer from the League of Women Voters) of today's meeting, but she is unable to attend today but will be here tomorrow.

Judy reminded the Board per Directive 2012-12, we are auditing the top two contested races, which are the Republican Delegates at Large to the National Convention and the Democrat Justice of Supreme Court-Term Commencing 1-2-2013. The third race that we will audit is a contested countywide race to be determined by the Board, either the Republican Prosecuting Attorney or Clerk of Courts of Common Pleas. The Board choose by a random draw the Prosecuting Attorney race to audit. All of the candidates in these races will be counted.

The Board proceeded to select the precincts for the hand counts.

Republican – Delegates at Large to the National Convention

(29,107 total votes x 5% = 1,456 ballots to be hand counted)

The precincts selected for the hand count were:

LD-A = 69 UN-U1U=181 MI-X =224 MI-D1D=167
MI-F1F=294 TE-H =212 WGT-B=146 UN-C1C=211

The total number of Republican ballots to be hand counted is **1504** = 8 precincts.

Democrat – Justice of Supreme Court

(2,638 total votes x 5% = 132 ballots to be hand counted)

The precincts selected for the hand count were:

UN-R1R=25 PE-D =9 MI-M1M=11 WE-B=14 WE-E= 9
PE-K =22 GN-H=8 MI-I =16 MI-P =17 NR-B=17

The total number of Democrat ballots to be hand counted is **148** = 10 precincts.

Republican – Prosecuting Attorney

(27,346 total votes x 5% = 1,368 ballots to be hand counted)

The precincts selected for the hand count were:

JN-C =187 GN-F= 76 AA-B =131 SK-G =117 TE-G =116
WE-B=168 MI-D=107 MD-H=248 UN-K1K=138 UN-H=106

The total number of Republican ballots to be hand counted is **1,394** = 10 precincts.

2012-44 – Rick Combs made the motion for the staff to commence with the processing of the Post Election Audit. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

Judy added that she was contacted by the Automatic Data Processing Board (ADP). They want someone appointed annually in January; the latest appointment expired in March. Currently Dave and Tim sit on the Board and Judy and Mike are the alternates. They want a motion at the next meeting with the selection.

Paul discussed the ADA compliance at some of the polling locations and stated we need to do what needs to be done, to be in compliance. He understands the staff is doing what they can but we need to look at the janitors if they are not doing their job, we can't always control everything. Tim added that the buildings we use are ADA compliant but do not always meet the SOS standards.

Rick asked that the issue of a Republican part-time employee be added to the agenda for the next meeting.

NEXT MEETING DATE AND TIME:

April 19, 2012 at 10:00 a.m., Certification of Post Election Audit and April Regular Monthly Board Meeting.

At 10:30 a.m., the Chairman stated that the Board will Stand in Recess and Reconvene on Thursday, April 19, 2012 at 10:00 a.m. to complete the Audit and hold the Regular Monthly Board Meeting.

**Board Reconvenes for the
Conclusion of the Post Election Audit and
Regular April Board Meeting
April 19, 2012 at 10:00 a.m.**

Chairman Tim Rudd called the Meeting to order at 10:00 a.m. to Reconvene the Post Election Audit Meeting of the March 6, 2012 Primary Election. 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: Elizabeth Mason – Prosecutor's Office.

POST ELECTION AUDIT RESULTS:

Director Miller reported on the Post Election Audit. The hand counts matched the computer counts exactly. During the Audit of the Republican Delegates-at Large race Williamsburg Township B was one of the precincts selected. This precinct was also selected during the Automatic Recount and we knew there would be a problem with the Republican ballots. Two ballots ran thru the M100 at the same time on Election Day and we had the correct number of ballots to equal the correct number of voters at Certification. The Certified Results changed in this precinct from, Mitt Romney – 48 and Under

Votes – 1. The Post Audit Results showed Mitt Romney – 47 and Under Votes – 2. The only result changes from the Automatic Recount that were different from the Certified Results were sent to the SOS. The SOS will be notified of these changes also.

Yvette Duguay and Liz Fenney (Both Observers from the League of Women’s Voters) came in the office (4-12-12) and Judy went over the procedures and what had been completed at the point. They were satisfied with our reporting.

2012-45 – Paul Campbell made the motion to approve the Results of the Post-Election Audit, per Directive 2012-12, and forward the results to the Secretary of State. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

April Regular Board Meeting

The Board entered into the Regular Meeting at 10:03 a.m.

APPROVAL OF MINUTES:

2012-46 – Rick Combs made the motion to approve the minutes (3 sets) from the (1) Primary Election Day, (2) Opening and Closing of Certification and March Regular Board Meeting, and the (3) Automatic Recount Meeting. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

APPROVAL OF BILLS:

2012-47 – Rick Combs made the motion to accept and pay the April 19, 2012 bills. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

DIRECTOR’S REPORT:

Director Miller advised the Board of a DIMS-NeT User Conference on May 10, 2012 in Mansfield, Ohio. They have not held a conference for a couple of years. This is a very comprehensive one-day program. She and Mike would like to send Tonia Blackburn, Terrie Latham, Edna Owens, Jackie Smith, Becky Rudd, and herself. Topics that are being covered affect these clerks. There is no cost to attend the conference and lunch is provided. She would like to go up the night before the conference, as it is a three-hour drive.

2012-48 – Rick Combs made the motion to accept the Director and Deputy Director’s recommendation to attend the DIMS Conference in Mansfield for six people, and to stay overnight the night before, and attend the training the next day and then drive home. Dave Lane seconded the motion. Upon roll call, all Members voted “yes”.

Judy reminded the Board of an email from Pat Wolfe. It was regarding the expectation of a large volume of State Petitions and perhaps the need for extra staffing this summer to verify them. They are expected to file no later than July 4, 2012.

Judy also wanted to advise the Board regarding reports we sent to the Secretary of State’s Office. One is an “Abstract” (results of the election) and the other is the “Voter History” of the election. The Abstract was due to the Secretary of State’s Office on April 6. Since we received some upgrades and changes to

the DIMS programs before we sent the Abstract to the SOS, Nick advised that he had a few things to get corrected but was in contact with Tom Sheridan at the SOS Office and stated as soon as the problems were worked out he would send the Abstract Report to the SOS. Judy told Nick on March 27 (the date we Certified the Election) to start working on the Abstract and History Reports. She and Mike were under the impression that the Abstract had been sent by the April 6th deadline, but Judy received an email from Keith Corman on 4-10-2012 advising Judy that we had not submitted the Abstract. She talked with Nick that day and he stated there had been problems and then sent it that day. The Voter History is due April 20th. The Voter History likewise had some problems and Nick, after working with Tim Murawski (ES&S), discovered that there were some Provisional Voters missing from the file. Tim Murawski did take part of the blame because of program instruction. The History was sent on April 18 but we are still missing some voters. Rick inquired if there were any penalties for sending the files late and Judy stated that there were not. Her concerns were that she and Mike thought the "Abstract" had been sent and found out that it had not been sent when she was contacted by the SOS. Judy sees this as a major problem.

EXECUTIVE SESSION:

2012-49 – At 10:20 a.m. Rick Combs made the motion to go into Executive Session for the purpose to discuss personnel matters pertaining to employment discipline and or compensation per Ohio Revised Code 121.22 (G)(1). Dave Lane seconded the motion. Upon roll call, all Members voted "yes".

2012-50 – At 10:59 a.m. Paul Campbell made the motion to come out of Executive Session. Rick Combs seconded the motion. Upon roll call, all Members voted "yes".

The action taken by the Board after discussion in Executive Session is the Chair will except a motion to suspend Nick Sommer for three (3) days without pay for incompetence, neglect of duty, violation of policy and work rules, the days are to be specified by the Director or Deputy Director for the needs of the office. Paul Campbell made the motion and Rick Combs seconded the motion. Upon roll call, all Members voted "yes".

DEPUTY DIRECTOR'S REPORT:

Deputy Director Keeley reminded the Board that per a Directive from SOS we had to replace (215) M100 Cards. The cost was \$17,350.00 and we tried to pay for them out of the "equipment update" account, but we cannot. It was not considered equipment upgrades. The money is coming out of our "Salaries Budget" since we have an excess amount in that account. (Even if we hire two people later in the year it won't impact that budget.)

Mike also discussed and gave the Board a proposal from ES&S to set up the elections and for election site support. An in-house person can start the process. Franklin and Brown counties process their elections this way.

EXECUTIVE SESSION:

2012-51 – At 11:11 a.m. Dave Lane made the motion to go back into Executive Session to discuss employee discipline per the Ohio Revised Code 121.22 (G)(I). Rick Combs seconded the motion. Upon roll call, all Members voted "yes".

2012-52 – At 11:17 a.m. Paul Campbell made the motion to come out of Executive Session. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

2012-53 – Paul Campbell made the motion to amend the previous motion passed by the Board to authorize the Director and Deputy Director to hold a disciplinary hearing regarding Nick Sommer and to further authorize the Deputy and Director if so necessary to suspend Nick Sommer for three (3) days without pay for incompetence, neglect of duty, violation of policy and work rules, if the days are needed the days are to be specified by the Director and Deputy Director for the needs of the office. Rick Combs seconded the motion. Upon roll call, all Members voted “yes”.

RESOLUTIONS: None.

Judy reminded the Board that the filing deadline for an August 7, 2012 Special Election is Wednesday, May 9th by 4:00 p.m.

NEXT MEETING DATE AND TIME:

May 24, 2012 at 10:00 a.m., May Regular Monthly Meeting.

ADJOURNMENT:

2012-54 – At 11:20 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
APRIL 19, 2012**

VENDOR	DESCRIPTION OF PAYMENT	AMOUNT
INVOICES APPROVED BY DIRECTOR OR DEPUTY DIRECTOR:		
ALPINE VALLEY WATER	BOTTLED WATER	\$ 40.55
BARRETT BROTHERS	CERTIFICATE OF ELECTION FORMS	\$ 68.00
COMMUNITY JOURNAL	ADVERTISING FOR MARCH PRIMARY	\$ 732.93
DONNELON MCCARTHY	COLOR COPIES	\$ 877.14
DONNELON MCCARTHY	BLACK AND WHITE COPIES	\$ 331.04
DELAGE LANDEN	COPIER RENTAL - 3-15-12 TO 4-14-12	\$ 324.57
OFFICE DEPOT	MISC. OFFICE SUPPLIES	\$ 23.80
PITNEY BOWES	POSTAGE MACHINE LEASE - APRIL 2012	\$ 321.29
J. ROBERT TRUE	MARCH PHONE BILL	\$ 1,020.24
BATAVIA POSTMASTER	BRM ANNUAL PERMIT	\$ 190.00
INVOICES APPROVED BY BOARD MEMBERS:		
STAFF SALARIES	PAY PERIOD 03-05-12 TO 03-18-12	\$ 15,866.40
BOARD SALARIES	PAY PERIOD 03-05-12 TO 03-18-12	\$ 1,953.40
PART-TIME EMPLOYEES	PAY PERIOD 03-05-12 TO 03-18-12	\$ 2,859.39
OVERTIME	PAY PERIOD 03-05-12 TO 03-18-12	\$ 1,972.65
STAFF SALARIES	PAY PERIOD 03-19-12 TO 04-01-12	\$ 15,986.41
BOARD SALARIES	PAY PERIOD 03-19-12 TO 04-01-12	\$ 1,953.40
PART-TIME EMPLOYEES	PAY PERIOD 03-19-12 TO 04-01-12	\$ 1,499.38
OVERTIME	PAY PERIOD 03-19-12 TO 04-01-12	\$ 116.03
	TOTAL:	\$ 46,136.62

Rudd, Rebecca

From: Rudd, Rebecca
Sent: Friday, April 06, 2012 3:05 PM
To: 'clermont sun'; 'clermont sun-theresa herron'
Subject: bd mtg dates
Attachments: 2012 April 10 + 19, 2012- Post Audit and Reg Bd Mtg.doc

Good Afternoon,
Please be advised and post as a PSA (no cost) the attached notice regarding the Post Election Audit and 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

Notice of Meetings
Clermont County Board of Elections
76 S. Riverside Dr.
Batavia, OH 45103
513-732-7275

The Clermont County Board of Elections has scheduled Board Meetings for the following dates:

April 10, 2012 at 10:00 a.m. – Opening of the Post Election Audit and any other regular business.

April 19, 2012 at 10:00 a.m. – Certification of the Post Election Audit & Regular Monthly Meeting.

The meetings are held at the Board Office, 76 S. Riverside Dr., Batavia, OH 45103.

Judy Miller-Director