

**HAMILTON COUNTY BOARD OF ELECTIONS
MEETING HELD
DECEMBER 3, 2019 at 9:00AM**

The meeting of the Hamilton County Board of Elections was called to order at 9:00am by Chair Gwen McFarlin. Present were members Mr. Triantafilou, Mr. Faux and Mr. Gerhardt. Also present: Director Sherry Poland and Shirley Frazier on behalf of Deputy Director Sally Krisel and David Stevenson with the Hamilton County Prosecutor's office.

Ms. McFarlin noted that proper notice was duly provided as required by O.R.C. 121.22.

A Transcript of the Meeting is attached hereto for reference.

I. APPROVE BOARD MEETING MINUTES: NOVEMBER 18, 2019
NOVEMBER 20, 2019
NOVEMBER 22, 2019
NOVEMBER 26, 2019

Mr. Triantafilou made a motion to approve the Board Meeting Minutes for
November 18, 2019
November 20, 2019
November 22, 2019
November 26, 2019

Mr. Faux seconded; Ms. McFarlin noted that she was not present at the November 20, 22 and 26 meetings. The motion passed with an affirmative vote.

II. PROTEST HEARING (CONTINUED):
PETITION FOR COUNTY ZONING REFERENDUM RESOLUTION
AUTHORIZING A ZONING MAP AMENDMENT FOR CASE:
COLUMBIA 2019-01: CAMPBRIDGE RETAIL FROM "C" TO "EE":
PLANNED RETAIL

The Board was advised of receipt of the following:

November 21, 2019: Written arguments from both parties
November 22, 2019: Supplemental argument from Mr. William Fecher
December 2, 2019: Email from Mr. Dan Bryant

Mr. Triantafilou reminded the Board that he has recused himself from this question and will therefore not participate in the discussion or decision on the matter.

Mr. Faux asked for advice from Counsel. Mr. Stevenson stated the decision of the Board was whether or not the petition accurately reflects the measure to be voted on. Mr. Gerhardt asked for further clarification; Mr. Stevenson clarified that the motion would be to either grant or deny the protest – if the protest is granted, the matter will not be certified to the ballot; if the protest is denied, the matter, at some point, will be certified to the ballot in the ordinary course of business of the Board. The decision that is made today would be the final order as to the protest. *A Transcript of the meeting is attached hereto for reference.*

Mr. Gerhardt made a motion to grant the protest; Mr. Faux seconded. The motion passed unanimously with Mr. Triantafilou recusing.

III. REVIEW: NOVEMBER, 2019 GENERAL ELECTION ANOMALY REPORT

The Board reviewed the Summary Report from the November 5th General Election. Staff identified 12 voters as having cast two ballots in the Election; only one ballot was counted. The Board reviewed each individual situation separately (copy of spreadsheet attached for reference). The Board directed Staff to send a letter to the voters listed as #2, #3, #5, #7 and #10 advising each voter of what has transpired.

The Board discussed the voter listed as #11 and concluded that further investigation was warranted. Staff was directed to send a letter to the voter requesting an explanation of the events, reserving the possibility to move to a more complete investigation after the voter's response.

The Board discussed the voter listed as #12 at length. The Board agreed the actions of this voter rose to a level requiring a complete investigation at this time.

Mr. Triantafilou made a motion to issue a subpoena to this voter to appear at the next Board meeting to be investigated for a voter anomaly; Mr. Faux seconded. A discussion followed. Mr. Triantafilou clarified his motion to issue a subpoena duces tecum and request that the voter bring any and all video he took from the scene for examination. A further discussion followed. Mr. Stevenson sited the statute with respect to “vote or attempt to vote more than once in the same election by any means”. Ms. McFarlin noted the motion and the second and called for a vote; the motion passed unanimously.

IV. APPROVE: PERSONNEL POLICY (PAY IN LIEU OF VACATION LEAVE)

Per Board policy, four salaried employees had requested pay in lieu of vacation leave.

Mr. Triantafilou made a motion to approve the pay in lieu of vacation leave for the four employees; Mr. Faux seconded. The motion passed unanimously.

V. REVIEW: MARCH PRIMARY ELECTION DAY NOTICES

The Board was advised that an informational postcard, including Election date, polling locations and hours, for the March 17, 2020 Primary Election would be mailed to voters.

VI. REVIEW: PROPOSED 2020 BOARD MEETING SCHEDULE

The Board reviewed the tentative Board meeting schedule for 2020.

VII. HAMILTON COUNTY STAR PROGRAM – SERVICE TIME ACHIEVEMENT RECOGNITION

Each year in December, per the Hamilton County STAR Program – Service Time Achievement Recognition, the Board recognizes those employees who have reached milestones in the year. Nine employees were recognized with Service Award pins.

VIII. OTHER BUSINESS

The Board was reminded of the upcoming Holiday Party.

Mr. Gerhardt asked the Board to consider beginning the Board meetings with the Pledge of Allegiance as is customary in Governmental meetings. A brief discussion followed and the Board concurred. Ms. McFarlin further requested the Board observe a moment of silence when appropriate. The Board agreed to add the Pledge of Allegiance to the Board agendas moving forward.

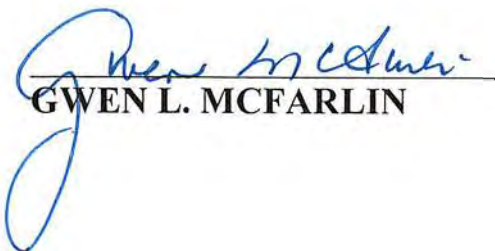
There being no further business to come before the Board, Mr. Triantafilou made a motion to adjourn; Mr. Faux seconded. The motion passed unanimously.

APPROVED:

DATE: December 30, 2019

CHAIR:

DIRECTOR:


GWEN L. MCFARLIN


SHERRY L. POLAND