

Marion County Election Board Meeting Minutes
August 10, 2006

Members present: Frank Otte, Chairman; Mark Sullivan, Vice Chairman; Doris Anne Sadler, Secretary; Dan Ladendorf, Attorney.

Other members present: Jennifer Handlon, Election Board Administrator; Jennifer Snider, Chief Clerk; David Woo, Service Center Supervisor; Jamie Rough, ES&S Project Manager; Kyle Walker, Republican Member for Board of Voter Registration, John Riordan, Democratic Member for Board of Voter Registration; Ed Treacy, Chairman for Democratic Party.

I. Call to Order: Chairman Otte called the meeting to order.

II. Demonstration from ES&S of PEB readers that communicate the iVotronic with the M-100. Secretary Sadler stated the demonstration is for the iVotronic machines which have not yet been used in Marion County. Marion County did not purchase a printer pack which prints a zero totals tape at the beginning and end of the day. Through negotiations with ES&S, they have agreed to program new firmware that will allow the iVotronic to connect to the current voting machines (M-100s) and use its printer to print the zero totals tape. The firmware has been certified; however, for the Board's comfort, they would like to have a demonstration. Jamie Rough and David Woo demonstrated how the printer pack worked and how the new firmware connected to the M-100s.

Secretary Sadler noted that using the original printer packs would cost an additional \$750,000; whereas, the new firmware would cost nothing additional provided under the current contract. Chairman Otte asked if there would be testing on both machines before the election to ensure communication between the machines. Mr. Rough stated that testing would occur. Sadler noted state law is not as stringent with the iVotronics in that not as many precincts are required in testing. Mr. Woo said he thought any M-100s tested would need to have a corresponding iVotronic tested to make sure everything reads correctly. Chairman Otte noted it was his preference to test both machines especially for multiple precinct machines. Mr. Rough stated both machines had firmware upgrades (9170 for the iVotronics and 5202 for the M-100s), and both have been certified.

Sadler made a motion to accept the PEB reader version for printing zero totals tapes for the iVotronic machines. Vice Chairman Sullivan seconded the motion and noted training would be required of poll workers and Election Board staff. Motion passed unanimously.

III. Approval of Legal Services Contracts. Secretary Sadler stated these contracts have previously been a part of the Election Board, but the City

Controller's office is now requiring board approval. The first contract continues to employ Dan Ladendorf, of Ladendorf & Ladendorf, as the board's attorney. Secretary Sadler noted Mr. Ladendorf has been the board's attorney for five years and continues to do so at the same rate. Chairman Otte asked if City Legal had seen and approved the contract. Secretary Sadler confirmed they had and made a motion to accept Mr. Ladendorf's contract. Vice Chairman Sullivan asked if this was a new contract or a renewal. Mr. Ladendorf stated it was the same contract only with City Legal's required verbage. Vice Chairman Sullivan asked why there were two contracts. Secretary Sadler noted City Legal has approved for the Election Board to have its own attorney due to the expertise required in election law. The second contract continues work done by Michael Gabovitch of Katz & Korin on HAVA funding reimbursement for the new voting machines. Secretary Sadler withdrew her first motion and made another motion to accept both contracts. Chairman Otte seconded the motion. Motion passed unanimously.

- IV. Other Business.** Mr. Treacy voiced his concerns that came up from the previous meeting. He stated eighteen people have called within the past two days because they were purged erroneously. Vice Chairman Sullivan asked if the registration date was one of the confidence factors on the duplicate voters list. Mr. Riordan responded that it was one of the factors set by Quest. Vice Chairman Sullivan asked how many voters had been purged using the 100% confidence factor. Mr. Riordan stated he only knew the total number purged, which was 4,284.

Chairman Otte used an example of Matthew Ditmore on the duplicate voter list. His old address and new address were switched. Mr. Riordan confirmed and noted the registration date was incorrect as well. Mr. Riordan gave Chairman Otte and Secretary Sadler copies of their own voter registration information. The last date of information submitted on both conflicted with the date on the actual form. Chairman Otte asked who put this information into the computer. Mr. Walker stated both staffs of the County Board of Voter Registration inputs this information into First Tuesday. Mr. Walker noted that overall the process is 99.6% accurate, and the process is actually working because voters are responding to the post cards. Chairman Otte noted 18 out of 4,284 is not a big enough number to cause concern. He asked why there is a discrepancy in the registration dates. Mr. Riordan stated the problem came when Quest used the registration date as part of the 100% confidence factor. Secretary Sadler noted they were not using it to determine a match but to determine which address to purge as the old address.

The Election Board members agreed that was a problem. Mr. Walker clarified that these voters have not been purged but simply cancelled and still maintain a record in their office. Chairman Otte confirmed that voters would still be able to vote on Election Day if they should the proper identification at their current address. Secretary Sadler asked if the registrations were housed in the

Voter Registration office or scanned. Mr. Walker stated the registrations are scanned into the computer and can be pulled up when necessary. Chairman Otte suggest the Board of Voter Registration compare the dates on the registrations to the date in the computer by September.

Secretary Sadler asked if the registration date was a part of the 100% confidence factor. Mr. Walker stated he did not believe it was. Secretary Sadler stated the registration date was used to determine which registration to remove; the earlier registration would be removed on a duplicate voter. The error comes in which registration to cancel. Mr. Walker stated those errors were made by the staff in the Board of Registration but still had an accuracy rate of 99.6%.

Vice Chairman Sullivan asked how many registrations had been cancelled before the last meeting. Mr. Walker stated 3,200 were cancelled. Chairman Otte stated they had already covered the procedure. Mr. Riordan asked if a person can be reinstated over the phone if they had been cancelled erroneously during this process. Mr. Walker said this was standard operating procedure in making a correction. Chairman Otte suggested the two counterparts work out their differences according to the procedures laid out at the last meeting. Vice Chairman Sullivan said he would like to see both members review the registrations of voters who have been cancelled.

Chairman Otte adjourned the meeting.

Chairman, Frank Otte, Jr.

Vice Chairman, Mark Sullivan

Secretary, Doris Anne Sadler