

Marion County Election Board Meeting Minutes
March 5, 2007

Members present: Chairman, Mark Sullivan; Vice Chairman Frank Otte; Secretary, Beth White

Others members present: Andy Mallon, Director of Elections; Myla Eldridge, Deputy Director of Elections; Megan Sims, Elections Project Manager; Jennifer Handlon, Voter Registration; Cindy Mowery, Voter Registration; John Riordan, Voter Registration; LaDonna Freeman, Voter Registration; Tenley Drescher-Rhodes, Baker & Daniels.

- I. **Call to Order.** Chairman Sullivan called the meeting to order.

- II. **Administrative Changes/Candidate Filing Errors:** Andy Mallon explained that the Election Board discovered some errors in the candidate filing paperwork and the Election Board contacted the candidates that were affected and then they were allowed to make administrative changes to their paperwork. Mr. Mallon asked that the Election Board members either ratify or not ratify their administrative changes. The following is a list of the candidates who filed administrative changes after the filing deadline:
 - A. Jose Evans checked two boxes in the Section 3 of the Candidate Filing paperwork; his administrative change was to check only one box in Section 3. The motion unanimously passed to ratify and approve Mr. Evans administrative changes.

 - B. Helena Harrison left Section 3 of the Candidate Filing paperwork blank and her administrative change was to check one box in Section 3. The motion unanimously passed to ratify and approve Ms. Harrison's administrative changes.

 - C. Gary Johnson left Section 2 of his Candidate Filing paperwork blank and his administrative change was to choose which District he was running in on Section 2 of his paperwork. The motion unanimously passed to ratify and approve Mr. Johnson's administrative changes.

 - D. Nannette Tunget left Section 2 of her Candidate Filing paperwork blank and her administrative change was to choose which District/City she was running in on Section 2 of her paperwork. The motion unanimously passed to ratify and approve Ms. Tunget's administrative changes.

 - E. Benny L. Lewis left Section 3 of his Candidate Filing paperwork blank and his administrative change was to check one box in Section 3. The motion passed unanimously to ratify and approve Mr. Lewis's administrative changes.

III. Candidate Challenges. Andy Mallon, Director of Election read a brief description of each candidate that was being challenged.

- A. Danny J. White originally filed to run in City-County Council 10, but filed an administrative change to run in District 22. The Election Board unanimously voted to ratify and approve his administrative changes.

Paul Fox and Margie Oakley challenged Mr. White due to him not living in District 10 when he filed in paperwork to run and in District 22 because his administrative change was made after the filing deadline. Due to the acceptance of the administrative changes, the Election Board unanimously voted to allow Mr. White to be placed on the Primary Ballot in May.

- B. Tom Knapp filed in City-County Council District 9 and was challenged by Mark St. John and Steven Towne. The premise of the challenge is that Mr. Knapp does not have a primary voting history and therefore challenging his party affiliation. Tenley Drescher-Rhodes cited Indiana Code 3-8-2-7 on party affiliations. Mr. Knapp's voting history in the State Wide Voter Registration System shows that Mr. Knapp does not have a primary voting history. The Election Board voted unanimously to allow Mr. Knapp to be placed on the ballot and the challenge be denied based on the Indiana Code 3-8-2-7.

- C. David Meyers originally did not check any boxes in Section 3 of his Candidate filing paperwork; he made an administrative change on February 25, 2007 to check the box that claimed he voted in the most recent Democratic Primary Election. The Election Board voted unanimously to ratify and accept Mr. Meyers' administrative changes.

David M. Meyers filed for Lawrence City Council District 1 as a Democrat and was challenged by Celeste Jaffe. The premise of the challenge is that Mr. Meyers did not vote in the most recent Primary Election as a Democrat, but rather as a Republican. Mr. Meyers's voting history was in the State Wide Voter Registration System shows that Mr. Meyers vote in the most recent Primary Election was in 1992 for a Republican ballot. The Election Board voted unanimously to accept the challenge of Ms. Jaffe and not allow Mr. Meyers to be placed on the ballot for the May 2007 Primary Election.

- D. Joseph Williams filed as a Democratic candidate in Lawrence City Council District 4 and was challenged by Larry Fuller. The premise of the challenge is that Mr. Williams has voted in the most recent Primary as a Republican. Voter Registration has documented that Mr. Williams did vote in the 2006 Primary, but no party affiliation was found in the State Wide Voter Registration or on the poll book and in Primary Election prior to 2006, Mr. Williams had voted as a Republican. Mr. Williams testified that he voted in

E. Brownell Payne filed as a Democratic candidate in City-County Council, District 2 and was challenged by Ellen Meagher. The premise of the challenge is based on Mr. Payne's most recent primary voting history and that the notary that signed his Declaration of Candidacy form is expired. Mr. Payne brought evidence from the State Wide Voter Registration that proved the most recent Primary Election in which he voted as a Democratic Primary. Also, Mr. Payne brought a letter from National City Bank which notarized his form claiming that the clerk accidentally put the wrong expiration date. The bank notarized a new form and asked for the Board to accept a new copy with a new notarization. The Board voted unanimously to deny the challenge and allow Mr. Payne to be placed on the ballot for the 2007

III. Other Business. Chairman Sullivan stated there was no other business and adjourned the meeting. The next Election Board meeting will be held on March 22, 2007 in Room 110 of the City-County Building at 2:00 p.m.

Chairman, Mark Sullivan

Vice Chairman, Frank Otte

Secretary, Elizabeth L. White