

Marion County Election Board Meeting Minutes

March 18, 2009

10 a.m. Room 118

Members Present: Proxy Andrea Cohen for Chairman Mark Sullivan; Vice Chairman Patrick Dietrick; Proxy Andy Mallon for Secretary Elizabeth "Beth" White

Others Present: Laurel Judkins, Director of Elections; Scott Chinn, Counsel to the Election Board; Myla Eldridge, Deputy Director of Elections; Cindy Mowery, Terry Burns, Dave Weiger, Connie Weiger, Angie Nussmeyer, Adam Kirsch, Keith McGinnis, Michael Weiseman, Jenny Troutman, Will French, Larry Cooper, Sam Goldstein, Winifred Cunningham, M. Penny Bigelow, Jeff Cardello

- I. **Call to Order:** Andy Mallon called the meeting to order. Mr. Mallon mentioned he is the proxy for Beth White and Andrea Cohen is the proxy for Chairman Mark Sullivan.
- II. **Ratification of Meeting Minutes:** Mr. Mallon motioned to ratify the minutes. Mr. Dietrick seconded the motion. It passed unanimously.
- III. **Campaign Finance Fine Proceedings:** Laurel Judkins announced that the Election Board is using this off election year to audit all campaign finance issues which include all open and closed campaign committees and PACs. Ms. Judkins stated the committees presented today in front of the Board have filed late (their CFA-4) and requested a waiver of their fine.

A. Requests for Waiver or Reduction In Person

- 1) **Winifred Cunningham:** (Filed 8 days late, \$450 fine). She presented a letter to the Board. Ms. Cunningham thought she would be sent a reminder of when to file. She stated she only had one donation and eventually donated it all to the Lawrence Township School Foundation. Mr. Mallon motioned to waive Ms. Cunningham's fine. Mr. Dietrick seconded the motion. It passed unanimously.
- 2) **Larry Cooper:** (Filed 8 days late, \$450 fine). Mr. Cooper stated he didn't realize he had to file. He mentioned he withdrew his name prior from the Primary Election. Mr. Cooper stated he did not receive any campaign contributions. Mr. Mallon motioned to waive Mr. Cooper's fine. Mr. Dietrick seconded the motion. It passed unanimously.
- 3) **Jeff Cardello & M. Penny Bigelow:** (filed on March 3, \$1,000 fine). Ms. Bigelow explained how the PAC had changed treasurers prior to the 2008 Annual filing deadline. However an amended CFA-3 was not filed, thus the notices of the filing deadline were sent to an address no longer used by the PAC. Ms. Bigelow asked for the fine to be waived. Mr. Mallon motioned to waive the fine. Mr. Dietrick seconded the motion. It passed unanimously.
- 4) **Sam Goldstein:** (filed on March 4, \$1,000). Mr. Goldstein stated that his PAC disbanded the committee many years ago. There are no recent contributions or actions. Mr. Mallon motioned to waive the fine for Washington Township Concerns Citizens. Ms. Cohen seconded the motion. It passed unanimously.

B. Requests for Waiver or Reduction via Letter: Ms. Judkins stated the open committees were allowed to request a waiver of their fine through a letter to the Board. Mr. Mallon noted the committees listed on the agenda failed to file on time (Jan. 21 at noon) with the Election Board. Ms. Judkins read the list of names to the Board who sent a letter requesting a waiver of their fine. They are:

- 1) **Dr. Kenneth Ackles, Sr.**
- 2) **Odessa Alums-Shobe**
- 3) **Kevin Bandy – People for Perry Township**
- 4) **Beech Grove Democrats Committee**
- 5) **Jean Breaux – Breaux for Indiana**
- 6) **Citizens for Education PAC**
- 7) **Pat Commiskey - Friends for Pat Commiskey**
- 8) **Norman Clampitt - Common Sense in Education PAC**
- 9) **Larry Cooper for Council**
- 10) **Bill Crawford - Crawford Committee**
- 11) **Angela Cypress – Committee to Elect Cypress**
- 12) **Byron Dawayne Davenport, Sr – Committee to Election Byron**
- 13) **Dawayne Davenport, Sr. Center Twshp Trustee**
- 14) **Stephanie DeKemper – Committee to Elect Stephanie DeKemper**
- 15) **Kathryn Densborn - Friends of Kathryn Densborn**
- 16) **Nancy Dison – Nancy Dison for Pike Township Trustee**
- 17) **Carl Drummer – Citizens for Drummer**
- 18) **Eileen Fisher**
- 19) **William L. Fisher**
- 20) **Franklin Township Republicans for Responsible Government – Joseph McCullough**
- 21) **Daniel Gliszczynski - Committee to Elect Daniel Gliszczynski**
- 22) **Greater Indianapolis Republican Finance Committee PAC**
- 23) **Carey Hamilton – Committee to Elect Carey Hamilton**
- 24) **Grace Heck – Committee to Elect Grace Heck Treasurer**
- 25) **Ricky D. Hence – Committee to Elect Ricky D. Hence**
- 26) **Judicial Election Political Action Committee (JEPAC)**
- 27) **R. Steven Keltner – Committee to Elect Steve Keltner**
- 28) **John Kitley - John Kitley for Judge**
- 29) **Lawrence Township Democrats, PAC**
- 30) **Frank Lloyd – Committee to Elect Frank Lloyd**
- 31) **Maherns for Better Government Filing, PAC**
- 32) **Frank Mascari - Frank Mascari for Beech Grove Mayor**
- 33) **Toby McClamroch – The Toby McClamroch Committee**
- 34) **Michael B. McCormack – Committee to Elect Mike McCormack**
- 35) **Lynn McWhirter – Committee to Elect Lynn McWhirter**
- 36) **David Moscrip – Friends of David Moscrip**
- 37) **Northside Republican Campaign Committee PAC**
- 38) **Mary Ann Oldham – Mary Ann Oldham for Superior Court Judge Committee**
- 39) **Lettie Oliver – Committee to Elect Lettie Oliver**
- 40) **Perry Township Democratic Club PAC**
- 41) **Donald Poteat - Committee to Elect Donald Poteat**

- 42) Isaac Randolph, Jr – Committee to Elect Isaac Randolph, Jr.
- 43) Avachino Reeves – Chino (Reeves) for Change Committee
- 44) Leroy Robinson – Leroy Robinson for IPS School Board-At-Large
- 45) Michael A. Simpson – Committee to Elect Simpson for Mayor
- 46) Speedway Republican Team, PAC
- 47) Michael Speedy – Mike Speedy for Council (filed a couple hours late)
- 48) Mary Ann Sullivan – Sullivan for Indiana House (filed a couple hours late)
- 49) Kayla Tate – Tate for Lawrence
- 50) Gregory Taylor for State Senate
- 51) United Wayne Township Democratic Club PAC
- 52) Washington Township Concerned Citizens, PAC
- 53) Becky L. Williams – Becky for Franklin Township Assessor
- 54) Paul A. Woods – Committee to Elect Paul A. Woods
- 55) Annette Johnson
- 56) Michael Hobbs – Hobbs For Lawrence
- 57) Jeffrey A. Hill – Committee to Elect Jeff Hill

B. (continued): Mr. Mallon entertained the motion to waive the fines of the candidates/committees that Ms. Judkins mentioned. Mr. Dietrick seconded the motion. It passed unanimously.

C. PACs filing with Indiana Election Division: This particular instance dealt with PACs who file campaign finance reports with the Indiana Election Division. According to Indiana Code, these PACs would not then be obligated to file a report with their county election board. However, since the PACs filed paperwork with the county election board, their PACs are obligated to county election board filing deadlines. The Indiana Election Division requires notice to be filed in the event a PAC will no longer be filing with them, only with the county election board. Thus the Marion County Election Board stipulates the same requirements. If a PAC will only be filing with the Indiana Election Division, notice must be provided to the county election board. The following PACs provided proof of filing with the state and a letter indicating future filings will be filed with the Indiana Election Division. Mr. Mallon made the motion to waive the fines for all committees who contacted the Board through letter or in person.

- 1. Home PAC
- 2. FOP Lodge #86
- 3. Clark Dietz
- 4. Hall Render

IV. Contract Ratification (Dave Weiger): Ms. Judkins presented the justification of the contract of Dave Weiger. Ms. Judkins stated that the Election Board is looking to move the Election Board Warehouse. The Election Board has hired Dave Weiger to consult the Board on the warehouse move and to look for a new space for the warehouse. Ms. Judkins stated that Mr. Weiger has experience in property management and supply chain management. The term length of the contract is from February 24, 2009 to December 31, 2009. The financial amount of the contract is for \$45 an hour and will

not exceed \$12,000. Mr. Dietrick motioned to approve the contract of Dave Weiger. Ms. Cohen seconded. It passed unanimously.

VI. Adjournment: Mr. Mallon motioned to adjourn the meeting.

Chairman, Mark K. Sullivan

Vice Chairman, Patrick Dietrick

Secretary, Elizabeth L. White