

VOTE CUYAHOGA COUNTY BOARD OF ELECTIONS

Board Meeting
8/22/2022

Attending:

Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Terence M. McCafferty, Board Member
Lisa M. Stickan, Board Member
Anthony Perlatti, Director
Tony Kaloger, Deputy Director

Mary Bejjani, Clerk to the Board
Skip White, Clerk to the Board

The Cuyahoga County Board of Elections Meeting began at 9:03 a.m. Hereinafter referred to as the CCBOE/Board.

Chairman Hastings noted that all Board Members were in attendance.

Agenda Item 1: Recommendation for the New Voting Equipment for Cuyahoga County Board of Elections

Director Perlatti stated that today there will be a staff recommendation to the Board for the New Voting Equipment for the CCBOE. Peter James, Election and Compliance Administrator presented highlights of the written Final Staff Recommendation report. Mr. James stated the Final Staff Recommendation report is included in the Board Materials and will also be posted on the CCBOE website. The CCBOE Voting Equipment Committee unanimously recommends ClearBallot to be the CCBOE's next voting equipment and tabulation system vendor.

A transcript of this hearing can be obtained by contacting Mary Bejjani, CCBOE Clerk to the Board at 216-443-6430/mbejjani@cuyahogacounty.gov

Chairman Hastings moved to approve the Recommendation for the New Voting Equipment for Cuyahoga County Board of Elections. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 2: Authorization for the Director, Deputy Director and County Prosecutor to negotiate a contract with the recommended voting equipment vendor

Chairman Hastings moved to authorize the Director, Deputy Director and County Prosecutor to negotiate a contract with the recommended voting equipment vendor. Board Member Davis Chappell seconded. The motion passed unanimously.

Narrative that is underlined in the CCBOE minutes relates to a motion that was acted on by the Board.

Agenda Item 3: Protest hearing filed by Shalira Taylor regarding Shayla Davis’s petitions for Ohio House District 18

A transcript of this hearing can be obtained by contacting Mary Bejjani, CCBOE Clerk to the Board at 216-443-6430/mbejjani@cuyahogacounty.gov

Board Member Davis Chappell moved to deny the protest filed by Shalira Taylor regarding Shayla Davis’s petitions for Ohio House District 18. Board Member McCafferty seconded.

A Roll Call Vote was taken on this motion:

Board Member Davis Chappell: Yes
Board Member McCafferty: Yes
Chairman Hastings: No
Board Member Stickan: No

The first motion resulted in a 2-2 vote and did not pass. Chairman Hastings asked if there was another motion.

Chairman Hastings moved to uphold the protest filed by Shalira Taylor against Shayla Davis’s petitions for Ohio House District 18. Board Member Stickan seconded.

A Roll Call Vote was taken on this motion.

Chairman Hastings: Yes
Board Member Stickan: Yes
Board Member Davis Chappell: No
Board Member McCafferty: No

The second motion resulted in a 2-2 vote and did not pass.

The matter will be referred to the Ohio Secretary of State.

Agenda Item 4: Certification of the September 13, 2022, Berea Ward 01 Recall Election issue

Chairman Hastings moved to Certification of the September 13, 2022, Berea Ward 01 Recall Election issue. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 5: Certification of the East Cleveland Mayoral Recall election issue and establishing said recall election at the November 8, 2022, General Election

Director Perlatti stated the petitions for the East Cleveland Mayoral Recall were received, validated and the City of East Cleveland Clerk was notified there were sufficient signatures. Per the City Charter the Mayor was given five days to resign and the mayor did not resign. Per the City Charter at the conclusion of the five-day period, the Election must be held between 60-90 days. The Charter further states if the General Election falls within the window, the Recall Election would be held the same day as the General Election. The November 8, 2022, General Election does fall within the window which dictates the date of the Recall Election.

Mayor Brandon King spoke to the Board requesting a special recall election be held separate from the November 8, 2022, General Election.

Patricia Blochowiak spoke to the Board requesting the East Cleveland Mayoral Recall Election be held on November 8, 2022.

Chairman Hastings stated the CCBOE staff and Assistant Prosecutor Musson have reviewed the City of East Cleveland's Charter and agree the East Cleveland Mayoral Recall Election should be held on November 8, 2022, General Election. Chairman Hastings read from relevant sections of the City of East Cleveland's Charter "*such elections shall not be held less than 60 not more than 90 days after the expiration of the period of five days last mentioned, at the same time as any other general or special election held within such period; but if no general or special election be held within such period, the election authorities shall call a special recall election.*" Chairman Hastings asked Director Perlatti if clearly a general election will be held within the time period. Director Perlatti stated correct. Chairman Hastings asked if there was no general election scheduled than the CCBOE would have to set a date. Director Perlatti stated correct.

Chairman Hastings moved to certify the East Cleveland Mayoral Recall election issue and establishing said recall election at the November 8, 2022, General Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 6: Acknowledgment of death in, and appointment to elected office

Chairman Hastings moved to acknowledge the death in, and appointment to elected office as provided in the meeting materials. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 7: Acknowledgment of candidate withdrawal

Chairman Hastings moved to acknowledge the candidate withdrawal as provided in the meeting materials. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 8: Certification of the official results of the August 2, 2022, Primary Election

Brian Cleary, Ballot Department Manager, presented information from the Board Packet regarding the certification of the official results from the August 2, 2022, Primary Election.

There will be an automatic recount for the contest for State Central Committee District 24 Democrat Man. Mr. Cleary stated the automatic recount is scheduled for Tuesday, August 30, 2022, at 9:30 a.m. The requested recount deadline is Monday, August 29, 2022, at 4:00 p.m. If there are no requested recounts the post-election audit will be scheduled for Tuesday, September 6, 2022, at 9:00 a.m.

- **Authorization to approve the remake of the optical scan ballots from the August 2, 2022, Primary Election**
Chairman Hastings moved to authorize to approve the remake of the optical scan ballots from the August 2, 2022, Primary Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.
- **Authorization to approve absentee ballots from the August 2, 2022, Primary Election**

Chairman Hastings moved to authorize approval of the absentee ballots from the August 2, 2022, Primary Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

- **Authorization to approve provisional ballots from the August 2, 2022, Primary Election**
Chairman Hastings moved to authorize approval of the provisional ballots from the August 2, 2022, Primary Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.
- **Acknowledgment of the pre & post-test results of the vote tabulation system from the August 2, 2022, Primary Election**
Chairman Hastings moved to acknowledge the pre & post-test results of the vote tabulation system from the August 2, 2022, Primary Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Chairman Hastings moved to certify the official results of the August 2, 2022, Primary Election. Board Member Davis Chappell seconded the motion. Board Member Stickan abstained from certifying the contest of Republican State Central Committee District 18 Woman. The motion passed unanimously.

Agenda Item 9: Acknowledgment of the date, time, and place of the post-election audit for the August 2, 2022, Primary Election

Brian Cleary, Ballot Department Manager, stated the post-election audit for the August 2, 2022, Primary Election is scheduled for Tuesday, September 6, 2022, at 9:00 a.m. The Board Members selected eligible contests that were written on sheets of paper and placed in a bin. Board Member Stickan selected contest Democrat State Central Committee District 23 woman. Board Member McCafferty selected Republican State Central Committee District 24 Man.

Chairman Hastings moved to acknowledge Tuesday, September 6, 2022, at 9:00 a.m. for the post-election audit for the August 2, 2022, Primary Election for the contests as read into the record by Board Members McCafferty and Stickan. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

The Board discussed and added a September 1, 2022, 9:30 a.m. Board Meeting to certify the recount from the August 2, 2022, Primary Election.

Agenda Item 10: Acknowledgment of the Ballot Proofs for the September 13, 2022, Berea Ward 01 Recall Election in accordance with the Ballot Proofing Policy approved by the Board at the March 12, 2021, Board Meeting

Chairman Hastings moved to acknowledge the Ballot Proofs for the September 13, 2022, Berea Ward 01 Recall Election in accordance with the Ballot Proofing Policy approved by the Board at the March 12, 2021, Board Meeting. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 11: Final approval of the ballot order for the September 13, 2022, Berea Ward 01 Recall Election

Chairman Hastings moved to approve the final ballot order for the September 13, 2022, Berea Ward 01 Recall. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 12: Authorization to pay: 1 Voting Location Manager x \$275 = \$275; 1 Voting Location Deputy x \$275 = \$275; 6 Precinct Election Officials x \$250 = \$1,500 for the September 13, 2022, Berea Ward 01 Recall Election

Chairman Hastings moved to authorize to pay: 1 Voting Location Manager x \$275 = \$275; 1 Voting Location Deputy x \$275 = \$275; 6 Precinct Election Officials x \$250 = \$1,500 for the September 13, 2022, Berea Ward 01 Recall Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 13: Final authorization for the allocation of voting booths for the September 13, 2022, Berea Ward 01 Recall Election. Allocation quantities are based on social distancing and room size per polling location. A total of 11 voting booths will be allocated + 2 DS200 precinct scanners + 1 ADA AutoMark voting units and 2 Electronic Poll books

Chairman Hastings moved to approve the final allocation of voting booths for the September 13, 2022, Berea Ward 01 Recall Election. Allocation quantities are based on social distancing and room size per polling location. A total of 11 voting booths will be allocated + 2 DS200 precinct scanners + 1 ADA AutoMark voting units and 2 Electronic Poll books. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 14: Approval to Terminate Contract (CM1356) with Tenex Software Solutions providing Online Poll Worker Management Solution Software, Election Force, Under the Authority of Subdivision (I)(3), Article IV. of the Contract

Chairman Hastings moved to approve to Terminate Contract (CM1356) with Tenex Software Solutions providing Online Poll Worker Management Solution Software, Election Force, Under the Authority of Subdivision (I)(3), Article IV. of the Contract. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 15: Approval to send Voter Information Guide to all active voters' households in Cuyahoga County for the November 8, 2022, General Election

Chairman Hastings moved to approve to send Voter Information Guide to all active voters' households in Cuyahoga County for the November 8, 2022, General Election. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

Agenda Item 16: Approval of vouchers

Chairman Hastings moved to approve the vouchers set forth in the board materials. Board Member Davis Chappell seconded the motion. The motion passed unanimously.

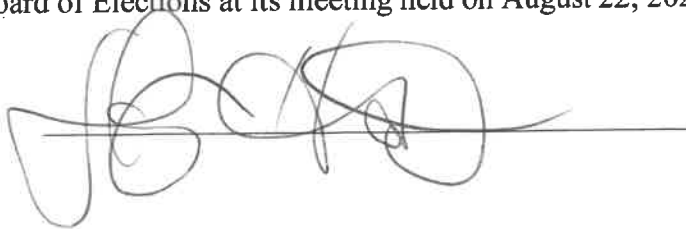
NEW BUSINESS

PUBLIC COMMENT

Chairman Hastings moved to recess the meeting at 12:51 a.m. Board Member Davis Chappell seconded. The motion passed unanimously.

Certification: I have reviewed the above minutes and certify that they are an accurate summary of the actions taken by the Cuyahoga County Board of Elections at its meeting held on August 22, 2022.

Jeff Hastings, Chairman

A handwritten signature in black ink, appearing to be 'J. Hastings', written over a horizontal line.

Inajo Davis Chappell, Board Member

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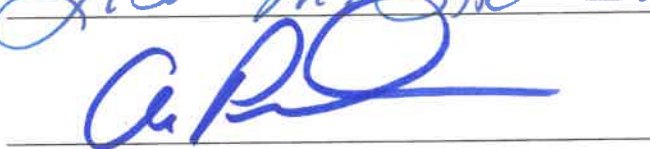
Terence M. McCafferty, Board Member

A handwritten signature in blue ink, appearing to be 'Terence M. McCafferty', written over a horizontal line.

Lisa M. Stickan, Board Member

A handwritten signature in blue ink, appearing to be 'Lisa M. Stickan', written over a horizontal line.

Anthony Perlatti, Director

A handwritten signature in blue ink, appearing to be 'A. Perlatti', written over a horizontal line.