

STATE BOARD OF ELECTIONS

March 31, 2011

MINUTES

PRESENT:

Bryan A. Schneider, Chairman
Wanda L. Rednour, Vice Chairman
Patrick A. Brady, Member (via telephone)
John R. Keith, Member
Albert S. Porter, Member
William M. McGuffage, Member
Jesse R. Smart, Member
Robert J. Walters, Member (via telephone)

ALSO PRESENT:

Steve Sandvoss, General Counsel
Darlene Gervase, Administrative Assistant II

Chairman Schneider called the meeting to order shortly after 3:00 p.m. and led everyone in the Pledge of Allegiance to the flag. All members were present via videoconference or telephone: Chairman Schneider, Members Porter and McGuffage in Chicago; Vice Chairman Rednour, Members Keith and Smart in Springfield; and Members Brady and Walters via telephone. Member Brady arrived at 3:05 p.m.

The Chairman stated that the purpose of this special meeting was to consider complaints following closed hearing. Member McGuffage moved to recess to Executive Session and Member Smart seconded. The motion passed unanimously by 8 voices in unison.

The Board recessed to Executive Session at 3:04 p.m. and returned to open session at 4:17 p.m.

Roll call was taken to ensure a quorum. Mr. McGuffage was absent and Member Porter held his proxy.

Mr. Keith moved to direct the General Counsel to proceed with the retention of the law firm of Laner Muchin to represent the Board regarding imminent litigation and to review the anticipated petition and to be prepared to advise the Board and respond to any inquiries the Members may have. Also included in the Motion was to seek a special assistant attorney general designation on behalf of Laner Muchin. Member Rednour seconded the Motion which was approved 6-0, with Member Porter voting present and Member McGuffage voting present via Member Porter's proxy.

In the matter of *Coleman v. Monaghan, et al.*, 11CD08, the complaint had been withdrawn and therefore no further action was necessary.

Pursuant to agreement of both parties, the matter of *Albers v. Pro Library Committee*, 11CD009, will be heard at the April 19th Board meeting.

As to the matter of *Brown-Marino v. Broadview United*, 11CD010, the failure of the Respondent to list the slate of candidates on its Statement of Organization is moot, given the amendment to such Statement by the Respondent. Member Keith moved to adopt the Hearing Officer's and General Counsel's recommendations that the complaint was filed on justifiable

grounds, respondent be given until April 15th to file the 2010 December Semi-annual Report and to refer such Report to staff for assessment of appropriate civil penalties and no public hearing is required. Mr. Smart seconded the motion which passed unanimously by roll call vote.

As to the matter of *Brown-Marino v. New Broadview Tea Party*, 11CD011, Mr. Keith moved to adopt the Hearing Officer's and General Counsel's recommendation that the complaint was filed on justifiable grounds; respondent must file all necessary amendments to existing reports and must file the 2010 Semi-annual Report by April 15, 2011 and such Report be referred to staff for assessment of appropriate civil penalty; and no audit or public hearing is required. Mr. Smart seconded the motion which passed unanimously by roll call vote.

As to the matter of *Brown-Marino v. Friends of Sherman C. Jones*, 11CD012, Mr. Keith moved to adopt the Hearing Officer's and General Counsel's recommendations that the matter has been filed on justifiable grounds except as to Counts 2 and 3; the committee must file the 2010 December Semi-annual Report and all necessary amendments to existing reports by April 15, 2011; and such Report be referred to staff for assessment of appropriate civil penalty. No public hearing or audit is necessary. Mr. Smart seconded the motion which passed unanimously by roll call vote.

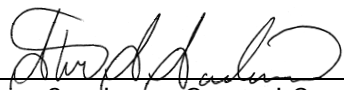
As to *Vaisrub v. Phelan*, 11CD013, Mr. Smart moved to accept the parties' settlement agreement and Mr. Porter seconded the motion. The motion passed unanimously by roll call vote.

The Chairman asked for a motion to adjourn until Wednesday, April 6, 2011 at 3:00 p.m. or until the call of the chair whichever occurs first. Mr. Keith so moved and Vice Chairman Rednour seconded that motion which passed unanimously by 8 voices in unison and no nays.

The meeting adjourned at 4:23 p.m.

DATED: April 4, 2011

Respectfully submitted,



Steve Sandvoss, General Counsel

Darlene Gervase, Administrative Assistant II