

# STATE BOARD OF ELECTIONS

Friday, August 27, 2010

## MINUTES

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

ABSENT: Wanda L. Rednour, Vice Chairman

ALSO PRESENT: Daniel W. White, Executive Director  
Steve Sandvoss, General Counsel  
Rupert Borgsmiller, Assistant Executive Director  
Darlene Gervase, Administrative Assistant II

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Chairman Schneider called the meeting to order at 9:15 a.m. and led everyone in the Pledge of Allegiance to the flag. Chairman Schneider and Members Brady, Keith, Porter, McGuffage, and Smart were present in Chicago and Member Walters was present via telephone. Member Keith held Vice-Chairman Rednour's proxy.

Member Smart moved and Member Porter seconded a motion to recess the State Board of Elections at 9:15 a.m. and reconvene the State Officers Electoral Board. The motion passed by 8 ayes in unison and the board recessed at 9:16 a.m.

The Board returned to open session at 11:24 a.m. with 7 members present; Vice Chairman Rednour was absent and Member Keith held her proxy.

Member Smart moved that the staff be directed to make any necessary amendments to the official certification for the 2010 General Election approved by this Board on August 17, 2010, in accordance with action taken by this Board today, and to further authorize staff to make any amendments to said certifications necessitated by any withdrawals or judicial declarations seeking retention that may be received on or before August 31, 2010 at 5:00 p.m., and any court orders or Electoral Board decisions that impact candidates on said certification. Member Keith seconded the motion which passed unanimously by roll call vote.

Mr. White presented a recommendation for the Board's consideration regarding modifications to Dominion Voting Equipment WinEDS 4.0.174 HAAT 100 and HAAT Listener 1.7.4. Chicago Board of Elections Executive Director Lance Gough and Cook County Director of Elections Jan Kralovec were present on this issue. Dianne Felts, Director of Voting Systems and Standards indicated that Eric Coomer from Dominion Voting Systems was present regarding this modification. She reported that these modifications were made to improve the performance of the HAAT and equipment that Chicago and Cook use in the precinct to merge DRE's in-precinct scans. She said that her test of over 20,000 ballots did not show one "hiccup" and it worked perfectly. Director Felts recommended approval pending a letter from IBETA. Member Smart moved to accept the recommendation and approve the modifications to the equipment pending a letter from IBETA. Member Keith seconded the motion which passed 8-0 by roll call vote.

Mark Mossman, Director of Election Information, who was present in the Springfield office, advised the Board and General Counsel that three pending withdrawals from members of the Constitution Party were filed yesterday. He asked for clarification on this matter. Member Keith stated that given the removal of the Constitution Party slate, their attempts to fill vacancies in nomination along with the original withdrawals would be a moot point. If it is appealed, it can be addressed in court. Member Keith moved to accept the withdrawals of the three candidates of the Constitution Party and the resolutions to fill those vacancies all properly executed to the extent that there is a remand from the court and that the rulings that we have affect those candidacies to the extent appropriate. Member Brady seconded the motion which passed unanimously by roll call vote.

There being nothing further before the Board, Member Brady moved to adjourn the State Board of Elections to Monday, September 20<sup>th</sup> at 10:30 a.m. or the call of the Chair, whichever occurs first. Member Porter seconded and 8 ayes in unison adopted the motion to adjourn. The Board adjourned at 11:35 a.m.

DATED: September 14, 2010

Respectfully submitted,

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Daniel W. White, Executive Director

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Darlene Gervase, Administrative Assistant II