

STATE BOARD OF ELECTIONS
Emergency Special Board Meeting Conference Call
Friday, October 20, 2006
8:30 a.m.

MINUTES

PRESENT: Jesse R. Smart, Chairman
Patrick A. Brady, Member
John R. Keith, Member
William M. McGuffage, Member
Albert S. Porter, Member
Robert J. Walters, Member

ABSENT: Wanda L. Rednour, Vice Chairman
Bryan A. Schneider, Member

ALSO PRESENT: Daniel W. White, Executive Director
Steve Sandvoss, General Counsel
Amy Calvin, Administrative Specialist II

The emergency special meeting of the State Board of Elections was called to order via telephonic means at 8:30 a.m. with six members present. Vice Chairman Rednour and Member Schneider were absent, with Member Keith and Chairman Smart holding their proxies respectively.

The General Counsel noted the Public Notice of emergency special Board meeting for today was posted in both offices, the website and sent to the appropriate media outlets.

The Chairman indicated the reason for the emergency special meeting was to amend the certification to McHenry County and possibly Lake County as well. The General Counsel noted that Maureen McIntyre, who is a resident of McHenry County, filed a declaration of intent to seek retention as a full circuit judge in the 19th Circuit and should be certified on the ballot to McHenry County. He explained that the current 19th district includes Lake and McHenry Counties but as of December 4 will become the new 22nd Circuit and only include McHenry County. Ms. McIntyre was only certified to the Lake County ballot and omitted from the McHenry County certification.

In response to a question, Kathy Schultz, the McHenry County Clerk, indicated that early voting and mail absentees have begun and they have stopped the printing of their election day ballots. The county will have to reprogram their memory cards for the OS and TSX machines. She indicated that there is another candidate, Judge Dave Hall for retention currently certified to the Lake County ballot but not the McHenry County ballot, so both candidates would need to be certified to the McHenry County ballot. Member Keith indicated that the Public Notice does not address amending the certification to include Judge Hall to the McHenry County ballot and asked the General Counsel for

clarification. The General Counsel suggested if the Board felt inclined to certify Judge Hall as well to the ballot, he thought it would be necessary to adjourn the meeting and schedule another emergency special meeting to address the matter. After discussion, Member Keith moved to adjourn and call another emergency meeting for 9:10 a.m. today for the purposes stated for this meeting plus the purposes relative to Judge David Hall and that Public Notice be posted at both offices, sent out to the appropriate media and posted on the website prior to that time. Also, notification be sent to McHenry and Lake Counties and for someone to notify Judge Hall that we will be considering his status. Tom Carrol, 1st Assistant in McHenry County, noted that he spoke to Judge Stark who indicated Judge Hall was on vacation but spoke to Judge Hall who indicated to him that he was aware of the situation and they are both in agreement that both candidates should be certified to the McHenry County ballot. Mr. Carrol indicated that Judge Stark was waiting for a call from him with the results from this meeting. Member Keith moved to amend his motion to include notification sent to Judge Stark to provide such notice as he needs as supervising judge for Judge Hall. Member Brady seconded the motion. After discussion, Member Keith moved to amend his motion to change the time of the next emergency meeting to 10:00 a.m. Member Brady seconded the motion which passed by roll call vote by 8-0. The meeting adjourned at 9:00 a.m.

Respectfully submitted,

Amy L. Calvin, Administrative Specialist II

Daniel W. White, Executive Director