

STATE BOARD OF ELECTIONS
Special Meeting
Wednesday, October 31, 2012

MINUTES

PRESENT: William M. McGuffage, Chairman
Jesse R. Smart, Vice Chairman
Harold D. Byers, Member
Betty J. Coffrin, Member
Ernest L. Gowen, Member
Judith C. Rice, Member
Bryan A. Schneider, Member
Charles W. Scholz, Member

ALSO PRESENT: Rupert Borgsmiller, Executive Director
James Tenuto, Assistant Executive Director
Steve Sandvoss, General Counsel
Amy Calvin, Administrative Assistant II

The special meeting convened at 1:00 p.m. via videoconference with the Chicago office. Chairman McGuffage and Members Gowen and Schneider were present in Chicago and Vice Chairman Smart and Members Byers, Coffrin and Scholz were present in Springfield. Chairman McGuffage held Member Rice's proxy until her arrival at 1:15 p.m. via teleconference.

The Chairman opened the meeting by leading everyone in the pledge of allegiance.

Member Schneider moved to recess to executive session to consider complaints following closed preliminary hearing. Member Byers seconded the motion which passed unanimously. The meeting recessed shortly after 1:00 p.m. and reconvened at 2:05 p.m.

Upon reconvening, Member Schneider summarized action taken in executive session and moved that in:

- a) *Gibson v. Friends to Re-Elect John Pepmeyer*, 12CD125 – complaint was not filed on justifiable grounds and the matter dismissed;
- b) *Rakers-Breckenrige v. Committee to Elect Amy Sholar*, 12CD129 – complaint was filed on justifiable grounds but in light of the filing of the amended reports, no further action need be taken;
- c) *Judy Cates for Judge v. Citizens for Judge McGlynn*, 12CD130 – complaint was filed on justifiable grounds and no further action taken; and
- d-f) *Tirella v. Friends of Derrick Smith*, 12CD131; *Norfleet v. Friends of Derrick Smith*, 12CD132; *Weisinger v. Friends of Derrick Smith*, 12CD133 – consolidate the above complaints into one matter and complaints were filed on justifiable grounds and the matter proceed to a public hearing.

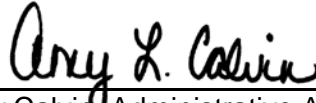
The General Counsel reported on a court order from the 2nd judicial circuit where the SBE was not named as a respondent but was ordered to not proclaim the results of the General Election for a particular race in which the results of the March Primary election are being contested. The Attorney General's office advised that the SBE follow the order of the court and not certify the winner or release any vote totals for that race. The General Counsel said he would contact the AG's office and further research the matter.

The Executive Director indicated he received a telephone call from the Chicago Board of

Elections Commissioners and Cook County regarding absentee ballot applications from voters on the east coast who were affected by Superstorm Sandy. Because of the interruption to mail service, they were asking if the SBE would take issue with them accepting the absentee ballot applications by fax or e-mail. The General Counsel and Executive Director said they did not have a problem with their decision based on the circumstances.

With there being no further business before the Board, Member Scholz moved to adjourn until Monday, November 19, 2012 at 10:30 a.m. or until call of the Chairman, whichever occurs first. Member Coffrin seconded the motion which passed unanimously. The meeting adjourned at 2:30 p.m.

Respectfully submitted,



Amy Calvin, Administrative Assistant II



Rupert T. Borgsmiller, Executive Director