BOARD OF ELECTIONS
Addison Lester, Chairman
Darryl Hicks
Aaron Wright

FAYETTE COUNTY, GEORGIA
Floyd L Jones, Director
April Crosby, Elections Supervisor
Brian Hill, County Registrar

140 Stonewall Avenue West
Elections Office, Suite 208
Fayetteville, GA 30214

AGENDA

December 5, 2019
5:00 p.m.

Welcome to the meeting of your Fayette County Board of Elections. Your participation is appreciated. All regularly scheduled Board meetings are open to the public and are generally held on the 4th Tuesday of each month at 5:00 p.m.

Chairman to Call the Meeting to Order

Approval of the Agenda

PUBLIC COMMENTS:

CERTIFICATION:

Certification of the December 3, 2019 Municipal Runoff Election for the City of Fayetteville.

APPROVAL OF MINUTES:

1. Consideration of staff's request to approve the November 8, 2019 Board of Elections' Meeting Minutes **(Pages 1 – 7)**.

PUBLIC HEARING:

2. Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as deceased **(Pages 8 – 16).**

3. Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as felons **(Pages 17 – 19)**.

CONSENT AGENDA:

OLD BUSINESS:

NEW BUSINESS:

DIRECTOR'S REPORT:

ATTORNEY'S REPORTS:

BOARD MEMBERS REPORTS:

EXECUTIVE SESSION:

ADJOURNMENT:

BOARD OF ELECTIONS AGENDA REQUEST FORM

MEETING DATE 12/05/2019 **AGENDA ITEM #** Minutes One (1)

PRESENTER(S) Floyd L. Jones, Director

TYPE OF REQUEST Minutes

WORDING FOR THE AGENDA

Consideration of staff's request to approve the November 8, 2019 Board of Elections' Meeting Minutes.

BACKGROUND / HISTORY / DETAILS

O.C.G.A. 50-14-1(3)(B) reads: The regular minutes of a meeting subject to this chapter shall be promptly recorded and such records shall be open to public inspection once approved as official by the agency or its committee, but in no case later than immediately following its next regular meeting; provided, however, that nothing contained in this chapter shall prohibit the earlier release of minutes, whether approved by the agency or not. Such minutes shall, at a minimum, include the names of the members present at the meeting, a description of each motion or other proposal made, the identity of the person making and seconding the motion or other proposal, and a record of all votes. The name of each person voting for or against a proposal shall be recorded. It shall be presumed that the action taken was approved by each person in attendance unless the minutes reflect the name of the persons voting against the proposal or abstaining.

SPECIFIC ACTION / DIRECTION SOUGHT

Approve the November 8, 2019 Board of Elections' Meeting Minutes.

BOARD OF ELECTIONS
Addison Lester, Chairman
Darryl Hicks
Aaron Wright

FAYETTE COUNTY, GEORGIA
Floyd L Jones, Director
April Crosby, Elections Supervisor
Brian Hill, County Registrar

140 Stonewall Avenue West
Elections Office, Suite 208
Fayetteville, GA 30214

MINUTES

November 8, 2019
5:00 p.m.

Welcome to the meeting of your Fayette County Board of Elections. Your participation is appreciated. All regularly scheduled Board meetings are open to the public and are generally held on the 4th Tuesday of each month at 5:00 p.m.

Chairman to Call the Meeting to Order

Chairman Lester was not present for the November 8, 2019 Board of Elections meeting.

Assistant County Attorney Patrick Stough, in his capacity as Parliamentarian, called the November 8, 2019 Board of Elections Meeting to order at 5:00 p.m. Mr. Stough entertained a motion from the Board to appoint a Vice-Chairman.

Mr. Wright nominated and moved for Mr. Hicks to serve as Vice-Chairman of the Board of Elections. No other nominations were accepted. Mr. Hicks seconded the motion. The motion passed 2-0.

Approval of the Agenda

Director Jones asked the Board to consider Old Business #4 immediately after Certification on the Agenda.

Mr. Wright moved to approve the Agenda as published and to approve the Director's request. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

PUBLIC COMMENTS:

Peggy Hamm: Ms. Hamm commented on New Business #5 saying the cancellation of inactive voters through two General Elections was too stringent and she asked that the process not be that way. The Board advised Ms. Hamm that the cancellation, as described, was based on state law and not in the hands of the Board of Elections. The Board recommended that Ms. Hamm's concerns would be better directed to state lawmakers.

CERTIFICATION:

Certification of the November 5, 2019 Municipal (Fayetteville, Peachtree City, and Tyrone) Election Results.

County Registrar Brian Hill informed the Board that eight provisional ballots had been received during the November 5, 2019 Municipal Election.

Mr. Hill recommended one provisional ballot be rejected since the voter, Larry Bowman, is a registered voter in DeKalb County.

Mr. Wright moved to reject Mr. Bowman's provisional ballot upon recommendation of the County Registrar. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

County Registrar Brian Hill recommended the remaining provisional ballots be accepted since all seven voters had simply voted at the wrong precinct since they did not have time to go to their proper precinct. The seven voters who voted at the incorrect precinct are: John Ross Greene, Tamara Fisher, Shedric Lamont Carthern; Bianca Carthern, Debra Carthern, Howard B. Lipham, III; and Sarah Harris. All are registered Fayette County voters who reside in Peachtree City and who voted at the incorrect Peachtree City precinct.

Mr. Wright moved to approve the seven provisional ballots as recommended by the County Registrar. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

Following the votes of the Board, staff included the seven provisional ballots into the election totals and began producing the Official and Complete documents.

When the Director's Report concluded, staff presented the Official and Complete Count to the Board of Elections for review.

Mr. Wright moved to certify the November 5, 2019 Municipal Election. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

APPROVAL OF MINUTES:

1. Consideration of staff's request to approve the October 3, 2019 Board of Elections' Meeting Minutes.

Mr. Wright moved to approve the October 3, 2019 Board of Elections' Meeting Minutes. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

PUBLIC HEARING:

2. Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as deceased.

No one spoke in favor of or in opposition to the information provided.

Mr. Wright moved to adjust the Elector's List by removing the deceased as presented by Director Jones. Vice-Chairman Hicks seconded the motion. The motion passed 2-0. A copy of the request, identified as "Attachment 1," follows these minutes and is made an official part hereof.

3. Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as felons.

No one spoke in favor of or in opposition to the information provided.

Assistant County Attorney asked if the presented lists included voters who were erroneously matched as felons. Director Jones replied that the current lists under consideration did not include those who were erroneously identified in September since the current lists are different from the one considered in September. He further added that those on the current lists were notified by letter of their matched status and had not replied to the county contesting the match.

Mr. Wright moved to adjust the Elector's List by removing the felons as presented by Director Jones. Vice-Chairman Hicks seconded the motion. The motion passed 2-0. A copy of the request, identified as "Attachment 2," follows these minutes and is made an official part hereof.

CONSENT AGENDA:

There were no Consent Agenda Items on the Agenda.

OLD BUSINESS:

4. Consideration of staff's request to remove registered felons from voter registration.

Director Jones reported that at the September 2019 meeting of the Board of Elections there was concern that an unusual number of those who had been matched and identified as felons had contacted the Elections Office stating they were, in fact, not felons. He reminded the Board that the Board had voted not to remove felons until the matter could be researched to determine the cause. He reported that it was discovered that the configuration in Elections Net (ENet) had changed and that, due to the change, clerical errors were made and that people who did not match as felons were erroneously sent notification that they would be removed from the voter's roll. He concluded that the concerns raised in September, further investigation, and the Board's decision not to vote on the matter until further information was available demonstrated that the system ultimately works.

County Registrar Hill provided additional explanation on how the error made and discovered and he informed the Board that all voters who were contacted erroneously were sent a letter of apology. He said some were upset and disappointed, as expected, but that all of the errors had been corrected. Discussion followed.

The Board did not vote on this item. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

NEW BUSINESS:

5. Discussion concerning the Secretary of State's cancellation of inactive voters through two General Elections.

Director Jones stated this cancellation is being reported extensively by the news. He said this matter is not something that can be amended by the Fayette Board of Elections since it is driven by state law. He said he provided a list of Fayette County voters for the Board's use. He stated there were approximately 313,000 Georgia voters on the cancellation list and that Fayette County voters made up less than one-percent (>1%) of that number. Director Jones reported that 663 Fayette County voters have had mail sent to them that has returned as "undeliverable." He reported that 1,034 have not made contact with the county since before the 2012 General Election- namely the Presidential Election between Barack Obama and Mitt Romney. He reported that 1,229 Fayette voters were identified since the state has received notification that they have changed their address. Director Jones added that the Secretary of State has taken the effort to send notification to all identified Georgia voters that they may be cancelled. He further stated that a person can be removed from the "inactive" status by simply contacting the Elections Office or by voting or by responding to the letter. Discussion followed.

The Board did not take action on this matter. A copy of this request, identified as "Attachment 4," follows these minutes and is made an official part hereof.

6. Discussion of preparations being made for delivery and storage of the new Elections voting equipment.

Director Jones gave a brief update about the preparations being made for delivery and storage of the new Elections voting equipment.

The Board did not take action on this matter. A copy of the request, identified as "Attachment 5," follows these minutes and is made an official part hereof.

DIRECTOR'S REPORT:

GAVROE Conference: Director Jones reminded the Board that the GAVROE Conference is coming up. He stated that reservations are made at The Kimpton Brice Hotel and that check-in is Sunday, December 8. He stated the conference will conclude on Wednesday, December 11, 2019. He stated that this conference will have a heavy focus on the new machines and procedures, and that this conference will stand in for the Calendar Year 2020 conference.

Department of Homeland Security: Director Jones reported that a member of the Department of Homeland Security will come to the Elections Office on Friday, November 15, 2019 to review cyber-security measures and the physical security of the Elections Office. He further added that there may be an inspection of where the machines are currently stored or where they will be stored. It was mentioned that Chief Information Officer Phil Frieder will also meet with Homeland Security as part of the review.

Contractors to Inspect Polling Locations: Director Jones reported that the Secretary of State has hired contractors who will come to the county in the coming weeks to review all thirty-six (36) polling locations and Early Voting locations. He said the review will focus on three areas: electrical capacity, ADA compliance, and security. Director Jones reminded the Board that in 2018 he reported that the County's Fire Marshal had reviewed the precincts for ADA compliance and that the polling locations were ADA compliant. He was interested in the findings of the contractor. He further added that there has been some talk about having people actually stay with the Elections equipment after it is deployed to the polling precincts. He said that security cameras are now under consideration in lieu of having someone spend the night. No decisions have been made- in this respect- regarding the rules for security.

Obtaining Tables: Director Jones reported that many precincts have been contacted about using their tables for setting up the Ballot Marking Devices (BMDs). He explained that the county is getting 359 BMDs and that a six-foot (6') table will hold two machines. That means, at a minimum, the county would have to use 180 machines. He reported that based on direction from Administration, staff is calling the precincts and are getting many of the churches to agree for Elections to use their tables. He stated that he is not thrilled on relying on churches to provide tables. He said the churches have their own events and he can envision trying to set up for Election Day only to find out that a class has the tables in use. He said this would have to be considered by the Board on how to handle this situation since he does not want to have to deal with that problem the day before an Election. The Board suggested that staff look the costs for tables in case this is a matter to be addressed by the Board. Discussion followed.

Role of I/T for Elections: Director Jones reported that he has worked with the Information Technology (I/T) Department in order to make sure the machines are properly set up and taken down. He explained that the plan is for the Buildings and Grounds Department (B&G) to physically take the machines to the polling locations and place them on tables. The I/T Department would follow to properly connect up the machines. Following Election Day, the I/T Department would go to each polling location to disconnect the machines followed by B&G who would physically take the machines back to the county.

Pickup of Old Elections Equipment: Director Jones stated that the county is holding a Runoff Election for Fayetteville Post 2 on December 3, 2019. After the Runoff Election is concluded, the state will begin picking up the Direct Recording Equipment (DREs), Express Polls, the GEMS Server, and other Elections machines. He reported that an inventory list had been provided to the state in preparation for the pickup of older equipment. He further explained that the cases that hold the Express Polls will be kept by the county in order to transport ballots.

Grand Jury to Review Records: Director Jones reported that the Elections Office has records that are conjoined with the Clerk of Court's records. He stated that most of the records have long passed their retention schedule, but have not yet been destroyed. He reported that Clerk of Court Sheila Studdard is having the Grand Jury convene to review the records. If the Grand Jury agrees to destroy the records, then the records will be shredded around January 12, 2020.

County Administrator's Request and State Response: Director Jones reported that he was asked by County Administrator Steve Rapson to contact the state for more Elections equipment. He said the reason for the request was to get real equipment to use as carts or cabinets are being constructed for transporting the Elections equipment. He informed the Board that the state replied to the request saying it could not meet the request and that the county can construct its own boxes to use for testing.

Fayette Face-to-Face: Director Jones reported that the Elections Office participated with Face-to-Face Fayette earlier in the day. He explained that Face-to-Face Fayette is a chance for the public to meet with county departments to learn what they do and to ask questions. He said there was good conversation with the public. He said a person asked why he could not vote in the city election even though he began his question by saying he does not actually live in the city. He said this question was asked by a lot of voters on Tuesday during Municipal Elections.

Arbor Terrace: Director Jones stated that he went to Arbor Terrace Assisting Living in consideration for a polling location for Precinct #20. He explained that on the day he went to the location, which was not an Election Day, there was still limited parking at the location. Furthermore, there were two doors to be entered. He said it reminded him of when he had a family member who went to assisted living and of the security measures in place to make sure the residents were able to be accounted for. He added that when he left the location he was even escorted out the door. All of those factors led him to believe that the location may not be the best place for hold Elections. The Board replied that they trusted his judgment and agreed to no longer consider the assisted living facility as a potential polling location.

Fayetteville Post 2 Runoff Election: Director Jones reported that only the City of Fayetteville will have a Runoff Election on December 3, 2019. He did not see a need to open Early Voting Polling Locations at the Peachtree City Library and Tyrone Town Hall for a Fayetteville-only Election. He further noted that the turnout for the Election is likely going to be minimal since it is a Runoff and is butting against the Thanksgiving Day holiday. The Board agreed to open only the Fayette County Elections Office for Early Voting.

Upcoming Considerations for Joint County / Municipal Elections: Director Jones stated that the most common question on Tuesday during Municipal Voting is "where do I vote?" He reported that he has printed information informing the voters where they need to vote for the Runoff. He briefly provided explained that some of the problem appears to be baked in since, for instance, a Fayetteville voter has up to three different locations to vote and, as a result, can become easily confused. He added there are solutions but each of them come with their own sets of problems. Some solutions would be combining Precincts 40A and 40B so that Fayetteville voters only go to one municipal polling location to vote, turning municipal elections over to the cities so that the cities handle their own elections, or by combining county polling locations with city polling locations. Discussion followed. The Board agreed to allow Director Jones to return to it with potential solutions for consideration.

Board of Elections Meeting on December 6, 2019: Director Jones stated there will need to be a Board of Elections meeting on Friday, December 6, 2019 to certify the Runoff Election results. The Board agreed.

Praise for Elections Staff: Director Jones stated that despite the numbers of questions that have been received he has also received numerous compliments about the Elections staff. He stated one person came to him early today, pointed out a staff member, and said "Whatever you do give this person a raise." The Board agreed it was good that the public was seeing the work effort of the Elections staff. Director Jones mentioned that one poll workers was mistreated by a voter during Election Day after the voter was informed he was unable to vote since he did not live in the city and therefore could not vote in the municipal election. He wanted the front-line poll workers to understand that they are appreciated for their work, and the Board wholeheartedly agreed.

ATTORNEY'S REPORTS:

There was no Attorney's Report.

BOARD MEMBERS REPORTS:

There were no Board Member Reports.

EXECUTIVE SESSION:

There was no Executive Session.

ADJOURNMENT:

Mr. Wright moved to adjourn the November 8, 2019 Board of Elections Meeting. Vice-Chairman Hicks seconded the motion. The motion passed 2-0.

The November 8, 2019 Board of Elections Meeting was adjourned at 5:59 p.m.

_____ _____

Floyd L. Jones, Director Addison Lester, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Elections of Fayette County, Georgia, held on the 5th day of December 2019. Referenced attachments are available upon request in the Board of Elections' Office.

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Floyd L. Jones, Director

BOARD OF ELECTIONS AGENDA REQUEST FORM

MEETING DATE 12/05/2019 **AGENDA ITEM #** Public Hearing Two (2)

PRESENTER(S) Floyd L. Jones, Director

TYPE OF REQUEST Public Hearing

WORDING FOR THE AGENDA

Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as deceased.

BACKGROUND / HISTORY / DETAILS

O.C.G.A. 21-2-228(d) and 21-2-231 provide instructions pertaining to the removal of registered voters from an Elector's List.

The Secretary of State's Office provides monthly reports to county offices detailing deceased voters. This request is based on the information provided from the Secretary of State's Office. Families are notified by an official letter informing them of the removal of these electors.

Each person in question has been notified of this meeting via first-class mail as required by law.

SPECIFIC ACTION / DIRECTION SOUGHT

Conduct Public Hearing on staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as deceased.

FAYETTE COUNTY DECEASED

WEEK OF NOVEMBER 12, 2019

GEORGIA SECRETARY OF STATE VOTER REGISTRATION SYSTEM

CANCELLED VOTERS

Cancelled Date	Status with Reason	Last Name	First Name	Suffix	Race	Gender	Residence Address	Voter Registration #
11/12/2019	Cancelled Deceased	JEFFERY	SIMON		White not of Hispanic Origin	MALE	104 MORNING CREEK RD JONESBORO GA 30238	10518265
11/12/2019	Cancelled Deceased	NELSON	RAYMOND	III	White not of Hispanic Origin	MALE	170 THORNTON DR FAYETTEVILLE GA 30214	11432973
11/12/2019	Cancelled Deceased	SIROKY	ROGER		White not of Hispanic Origin	MALE	195 FELTON DR FAYETTEVILLE GA 30214	08102172
11/12/2019	Cancelled Deceased	YOUNG	RONALD		White not of Hispanic Origin	MALE	335 CASTLEWOOD RD TYRONE GA 30290	10226355

FAYETTE COUNTY DECEASED

WEEK OF NOVEMBER 18, 2019

GEORGIA SECRETARY OF STATE VOTER REGISTRATION SYSTEM

CANCELLED VOTERS

Cancelled Date	Status with Reason	Last Name	First Name	Suffix	Race	Gender	Residence Address	Voter Registration #
11/18/2019	Cancelled Deceased	HUGHES	SEAN		White not of Hispanic Origin	MALE	113 CLOISTER DR PEACHTREE CITY GA 30269	10930768
11/18/2019	Cancelled Deceased	RIGNEY	EVA		White not of Hispanic Origin	FEMALE	201 CROSSTOWN DR #2058 PEACHTREE CITY GA 30269	11743803
11/18/2019	Cancelled Deceased	THOMAS	FREEMAN		Black not of Hispanic Origin	MALE	190 LAKELAND CIR FAYETTEVILLE GA 30215	03291058

FAYETTE COUNTY DECEASED

WEEK OF NOVEMBER 25, 2019

GEORGIA SECRETARY OF STATE VOTER REGISTRATION SYSTEM

CANCELLED VOTERS

Cancelled Date	Status with Reason	Last Name	First Name	Suffix	Race	Gender	Residence Address	Voter Registration #
11/25/2019	Cancelled Deceased	FIKE	CHARLES		White not of Hispanic Origin	MALE	100 YEATS CT TYRONE GA 30290	05315635

FAYETTE COUNTY DECEASED

WEEK OF DECEMBER 2, 2019

GEORGIA SECRETARY OF STATE VOTER REGISTRATION SYSTEM

CANCELLED VOTERS

Cancelled Date	Status with Reason	Last Name	First Name	Suffix	Race	Gender	Residence Address	Voter Registration #
12/02/2019	Cancelled Deceased	EARNEST	LILLIE		White not of Hispanic Origin	FEMALE	190 JONES CIR FAYETTEVILLE GA 30215	08591978
12/02/2019	Cancelled Deceased	NASTASI	GABRIELLA		White not of Hispanic Origin	FEMALE	201 CROSSTOWN DR UNIT 2054 PEACHTREE CITY GA 30269-3464	08770019
12/02/2019	Cancelled Deceased	ALSOBROOKS	WALTER	JR	White not of Hispanic Origin	MALE	202 SWANSON RDG PEACHTREE CITY GA 30269-1243	00084547

BOARD OF ELECTIONS AGENDA REQUEST FORM

MEETING DATE 12/05/2019 **AGENDA ITEM #** Public Hearing Three (3)

PRESENTER(S) Floyd L. Jones, Director

TYPE OF REQUEST Public Hearing

WORDING FOR THE AGENDA

Public Hearing of staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as felons.

BACKGROUND / HISTORY / DETAILS

O.C.G.A. 21-2-228(d) and 21-2-231 provide instructions pertaining to the removal of registered voters from an Elector's List.

The Secretary of State's Office provides monthly reports to county offices detailing registered felons. This request is based on the information provided from the Secretary of State's Office. Families are notified by an official letter informing them of the removal of these electors.

Each person in question has been notified of this meeting via first-class mail as required by law.

SPECIFIC ACTION / DIRECTION SOUGHT

Conduct Public Hearing on staff's recommendation to remove registered Fayette County voters from the Electors List who are registered in the State of Georgia's Secretary of State Voter Registration System as felons.

FAYETTE COUNTY FELONS

MONTH OF DECEMBER 2019

	FELON	11315332	DARREN WILLIAM HUSAK JR	1988	12/03/2019 07:43:43
☐	FELON	11839206	SHANIYA LEANN COTTON	1999	12/03/2019 07:42:18
☐	FELON	06070864	ANTHONY AMABLE TRUJILLO	1982	12/03/2019 07:40:17
☐	FELON	07541521	EWART KYLE SAUNDERS	1974	12/03/2019 07:39:06
☐	FELON	08267900	NATHAN T ROBERSON	1977	12/03/2019 07:38:49
☐	FELON	06555355	AARON MICHAEL PERRY	1987	12/03/2019 07:37:02
☐	FELON	11528199	ADRIAN DAMIAN JOSEPH	2000	12/03/2019 07:36:27
☐	FELON	11107654	TANNER MCCLAIN HAND	1997	12/03/2019 07:36:10
☐	FELON	10253980	YASMEEN ALANIS MEJIA GRIFFIN	1996	12/03/2019 07:35:51