

## **BOARD OF ELECTIONS**

Darryl Hicks, Chairman  
Addison Lester  
Aaron Wright

## **FAYETTE COUNTY, GEORGIA**

Floyd L Jones, Director  
April Crosby, Elections Supervisor  
Agnes Bridges, County Registrar



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

## **AGENDA**

June 19, 2020  
2:00 p.m.

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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 4<sup>th</sup> Tuesday of each month at 5:00 p.m.

### **Chairman to Call the Meeting to Order**

### **Approval of the Agenda**

### **PUBLIC COMMENTS:**

### **APPROVAL OF MINUTES:**

1. Consideration of staff's request to approve the April 28, 2020 Board of Elections' Meeting Minutes.

### **CERTIFICATION:**

2. Certification of the March 23, 2020 Presidential Preference Primary Election and June 9, 2020 General Primary, Nonpartisan Election and Special Election results.

### **PUBLIC HEARING:**

3. Public Hearing of staff's recommendation to remove registered voters from Elections Net (ENET) who are deceased.
4. Public Hearing of staff's recommendation to remove registered voters from Elections Net (ENT) who are felons.

### **CONSENT AGENDA:**

### **OLD BUSINESS:**

### **NEW BUSINESS:**

5. Discussion concerning municipal Elections to be held in conjunction with the November 3, 2020 General Election.
6. Discussion concerning the June 9, 2020 Elections.

Agenda  
June 19, 2020  
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**DIRECTOR'S REPORT:**

**ATTORNEY'S REPORTS:**

**BOARD MEMBERS REPORTS:**

**EXECUTIVE SESSION:**

**ADJOURNMENT:**

# BOARD OF ELECTIONS AGENDA REQUEST FORM

<b>MEETING DATE</b>	<input type="text" value="06/19/2020"/>	<b>AGENDA ITEM #</b>	<input type="text" value="1"/>
<b>PRESENTER(S)</b>	<input type="text" value="Floyd L. Jones, Director"/>		
<b>TYPE OF REQUEST</b>	<input type="text" value="Minutes"/>		

## WORDING FOR THE AGENDA

Consideration of staff's request to approve the April 28, 2020 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 April 28, 2020 Board of Elections' Meeting Minutes.

## BOARD OF ELECTIONS

Darryl Hicks, Chairman  
Addison Lester  
Aaron Wright

## FAYETTE COUNTY, GEORGIA

Floyd L Jones, Director  
April Crosby, Elections Supervisor  
Vacant, County Registrar



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

## MINUTES

April 28, 2020  
5:00 p.m.

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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 4<sup>th</sup> Tuesday of each month at 5:00 p.m.

### Chairman to Call the Meeting to Order

Chairman Hicks called the April 28, 2020 Board of Elections Meeting to order at 5:00 p.m.

Mr. Wright was not present when the meeting was called to order.

### Approval of the Agenda

Mr. Lester moved to approve the Agenda. Chairman Hicks seconded the motion. The motion passed 2-0 with Mr. Wright absent from the vote.

### PUBLIC COMMENTS:

No one spoke during Public Comments.

### APPROVAL OF MINUTES:

#### 1. Consideration of staff's request to approve the March 27, 2020 Board of Elections' Meeting Minutes.

It was noted that the March 27, 2020 Minutes had a header that read February 27, 2020 and there was an internal reference indicating the meeting was held on February 27, 2020. It was agreed that the Minutes needed to be corrected to properly show the actual date of the meeting- namely March 27, 2020.

Mr. Lester moved to approve the March 27, 2020 Board of Elections Minutes with the noted changes. Chairman Hicks seconded the motion. The motion passed 2-0 with Mr. Wright not present for the vote.

### 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 during the Public Hearing.

Mr. Lester moved to approve 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. Chairman Hicks seconded the motion. The motion passed 2-0 with Mr. Wright not present for the vote.

### **CONSENT AGENDA:**

#### **3. Approval of staff's recommendation to revise the current 2020 Meeting Schedule by cancelling the May 22, 2020 Board of Elections Meeting and replacing it with a June 12, 2020 Board of Elections Meeting.**

Mr. Lester moved to approve the Consent Agenda. Mr. Wright seconded the motion. The motion passed 3-0. A copy of the request, identified as "Attachment 1," follows these minutes and is made an official part hereof.

### **OLD BUSINESS:**

There was no Old Business.

### **NEW BUSINESS:**

#### **4. Consideration of staff's recommendation to temporarily move Precinct #18-Oakd Grove precinct's polling place from Oak Grove Elementary School and to co-house the polling place at the Precinct #22 Braelinn polling place- Braelinn Elementary School.**

Director Jones briefed the Board on the temporary loss of Oak Grove Elementary School, the lack of any other voting location in the precinct, and the problems surrounding setting up a temporary structure to hold an Election. He recommended that the polling location be temporarily moved from Oak Grove Elementary School to Braelinn Elementary School for the June 9, 2020 Election.

Assistant County Attorney Patrick Stough briefed the Board on the legal concerns with moving the polling location since the law appears to not allow for the polling place to be moved outside of the precinct within 90 days of an Election. He recommended setting up a temporary structure within the Oak Grove precinct in order to conduct the June 9, 2020 Election.

The Board questioned and deliberated about the two options and how to best proceed. Discussion occurred.

Mr. Wright moved to accept staff's recommendation to relocate the polling place from Oak Grove Elementary School to Braelinn Elementary School for the single date of the June 9, 2020 Election. Mr. Lester seconded the motion. Board discussion followed.

Mr. Wright amended his motion to accept staff's recommendation to temporarily relocate the polling place from Oak Grove Elementary School to Braelinn Elementary School for the June 9, 2020 Election, for staff to look into and execute a mailer in Precinct #18 notifying the voters in the precinct in accordance to and beyond the law, and for the Board members to notify the candidates themselves of the change of polling location. Mr. Lester seconded the amended motion. Discussion followed. The motion passed 3-0.

Chairman Hicks stressed that the motion was made an accepted by the Board with a clear understanding that it is between a rock and a hard place. It was further stated that the decision was made in an effort to mitigate risk. A copy of the request, identified as "Attachment 2," follows these minutes and is made an official part hereof.

#### **5. Discussion of State Elections Board Rule 183-1-14-0.6-.14 Secure Absentee Ballot Drop Boxes.**

Director Jones briefed the Board on the State Elections Board Rule. He stated he thought it would be a good idea, but since drop boxes cannot be used after June 9, 2020 under the current rules, he recommended against not using the drop boxes. Discussion followed. The Board agreed not to use drop boxes as permitted by the State Elections Board. The Board did not take a formal vote on this matter. A copy of the request, identified as "Attachment 3," follows these minutes and is made an official part hereof.

## **6. Discussion of the Election Office's proposed Fiscal Year 2021 Budget.**

Director Jones briefed the Board on the proposed Fiscal Year 2021 budget. Discussion followed. The Board asked for a comparative budget from previous fiscal years be provided for reference. The Board did not take a formal vote on this matter. A copy of the request, identified as "Attachment 4," follows these minutes and is made an official part hereof.

## **7. Discussion of the June 9, 2020 Presidential Preference Primary, General Primary, Nonpartisan, and Special Elections.**

Director Jones briefly discussed the June 9, 2020 Presidential Preference Primary, General Primary, Nonpartisan and Special Elections. This was informational only and the Board did not take action on this matter.

### **DIRECTOR'S REPORT:**

**Municipal Elections:** Director Jones stated that the Town of Brooks would be seeking a Special Election to fill a vacancy on its Town Council. He mentioned that under law, it would require approximately 28 voting machines to be placed at Brooks United Methodist Church to accommodate the Election. He added that had this request come from a municipality like Peachtree City- under the current laws and situation- the county would not be able to hold the Election. Discussion followed on how to address municipal elections in the future. No decision or formal action was taken.

**Personal Protective Equipment:** Director Jones stated he has ordered gloves, masks, finger cots for the voters, and other personal protective equipment. He said some of the equipment is hard to find or out of stock. The reason it is important is because the votes and poll workers are looking for protection from COVID-19 at the polling locations.

**Peachtree City Library:** Director Jones stated that poll worker loss is a reality with this Election. He stated that earlier today it appeared the Peachtree City Library was in jeopardy of closing due to a loss of workers on Election Day. He explained that other poll workers were able to be utilized so the Library appears to be available for Election Day.

**Envelopes vs. Paper- Voter Confusion:** Director Jones stated that there is voter confusion since an inner envelope has not been sent with the ballots to the voters. He explained that staff is informing the voters to simply fold their ballots and place it in the folded white paper that has been provided to them.. He added that there is some discussion that the Secretary of State's Office may issue a press release on the matter.

**Dominion Technician:** Director Jones stated that the Dominion Technician had returned to Fayette County and is working on the initial steps for Logic and Accuracy. He was appreciative for having the technician since staff does not have the needed time to conduct Logic and Accuracy on its own during this Election.

**Opening Absentee by Mail Ballots:** Director Jones reported that the Secretary of State's Office is considering how to allow counties to open and scan ballots prior to Election Day- so long as they are not tabulated until Election Day. He explained that current law prevents opening the ballot envelopes until 7:00 a.m. on Election Day. Under current law and current conditions, Election results would take days to tabulate. That is the reason for the consideration.

**Ballots are Returning:** Director Jones stated that the ballots are starting to return to the county. He explained that the signatures on the ballot envelopes need to be checked and that all returns need to be signed by either him, the County Registrar, or the Chief Deputy Registrar before being processed into ENet as accepted.

**Social Distancing:** Director Jones reported there is no guidance from the state on how to maintain social distancing at the polling locations, especially in consideration of the numbers of machines in close spaces- how to maintain distances.

**New Chief Deputy Registrar:** Director Jones reported that Mr. Karrington Dean has accepted the offer as Fayette County's Chief Deputy Registrar. He explained that none of the candidates had County Registrar experience but that all three candidates brought their own strength that made them very considerable. He explained that Mr. Dean was chosen since he brings technical skills that can be used in a Logic and Accuracy role as need be.

**Marcy Westmoreland Sakrison:** Director Jones stated that earlier in the day he received a phone call stating Coweta County had left the letter "d" off the name Marcy Westmoreland Sakrison on their ballots. He said had caught that error for Fayette County during the ballot review process and had the state correct it. He said he looked back at the ballot while on the phone and found that while the "d" had been restored for the Westmoreland name, the middle "e" had been removed. He said he has contacted the state to find a way to correct the misspelling.

**Out of Office:** Director Jones reported that he would be out of the office some or all of April 29, 2020 to take care of his wife who would be in outpatient surgery.

#### **ATTORNEY'S REPORTS:**

**Audrey Holliday Decision:** Assistant County Attorney Patrick Stough reported that the judge upheld the Board's decision to remove Audrey Holliday's name from the ballot. He further reported that Ms. Holliday has attempted to appeal the judge's decision.

#### **BOARD MEMBERS REPORTS:**

**Wright:** Mr. Wright thanked staff for the reports on staff's hours and for keeping the Board aware of the work situation during this time. All Board members agreed in appreciation.

#### **EXECUTIVE SESSION:**

There was no Executive Session.

#### **ADJOURNMENT:**

Mr. Wright moved to adjourn the April 28, 2020 Board of Elections Meeting. Mr. Lester seconded the motion. The motion passed 3-0.

The April 28, 2020 Board of Elections Meeting adjourned at 6:34 p.m.

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Floyd L. Jones, Director

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Darryl Hicks, Chairman

The foregoing minutes were duly approved at an official meeting of the Board of Elections of Fayette County, Georgia, held on the 19th day of June 2020. 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

<b>MEETING DATE</b>	<input type="text" value="06/19/2020"/>	<b>AGENDA ITEM #</b>	<input type="text" value="Public Hearing"/>
<b>PRESENTER(S)</b>	<input type="text" value="Floyd L. Jones, Director"/>		
<b>TYPE OF REQUEST</b>	<input type="text" value="Public Hearing"/>		

## WORDING FOR THE AGENDA

Public Hearing of staff's recommendation to remove registered voters from Elections Net (ENET) who are 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

Remove registered voters from Elections Net (ENET) who are deceased.



# **GEORGIA SECRETARY OF STATE VOTER REGISTRATION SYSTEM**

## **CANCELLED VOTERS**

<b>Cancelled Date</b>	<b>Status with Reason</b>	<b>Last Name</b>	<b>First Name</b>	<b>Suffix</b>	<b>Race</b>	<b>Gender</b>	<b>Residence Address</b>	<b>Voter Registration #</b>
06/17/2020	Cancelled Deceased	COLLINS	HERBERT		Unknown	MALE	120 REED CREEK CT FAYETTEVILLE GA 30215	10149629
06/17/2020	Cancelled Deceased	CONLEY	JULIE		White not of Hispanic Origin	FEMALE	110 SHANNON RUN PEACHTREE CITY GA 30269-2503	04828559
06/17/2020	Cancelled Deceased	DAILEY	JOHN		White not of Hispanic Origin	MALE	270 DEVILLA TRCE FAYETTEVILLE GA 30214	00086986
06/17/2020	Cancelled Deceased	DAVIS	GLORIA		White not of Hispanic Origin	FEMALE	309 FAYETTE VILLA CT FAYETTEVILLE GA 30214-4701	00088923
06/17/2020	Cancelled Deceased	DELVEAUX	JAYNE		White not of Hispanic Origin	FEMALE	124 COLONNADE DR PEACHTREE CITY GA 30269	12509999
06/17/2020	Cancelled Deceased	DEVJI	SADRUDIN		Other	MALE	500 CORNWALLIS WAY FAYETTEVILLE GA 30214	12112386
06/17/2020	Cancelled Deceased	EBBERT	KYLE		White not of Hispanic Origin	MALE	65 PRESTWICK LN PEACHTREE CITY GA 30269	08100206
06/17/2020	Cancelled Deceased	ESMOND	JAMES		Black not of Hispanic Origin	MALE	115 GALWAY BND TYRONE GA 30290-1871	02505236
06/17/2020	Cancelled Deceased	EVANS	DONNA		White not of Hispanic Origin	FEMALE	330 BONTURA DR SENOIA GA 30276	10291999
06/17/2020	Cancelled Deceased	EVANS	JAMES		Black not of Hispanic Origin	MALE	210 DIX-LEE-ON DR FAYETTEVILLE GA 30214-3008	07125395
06/17/2020	Cancelled Deceased	FOSTER	WILLIAM		White not of Hispanic Origin	MALE	115 CRYSTAL CT TYRONE GA 30290-2842	08521487
06/17/2020	Cancelled Deceased	GARNER	RAYMOND		Unknown	MALE	1203 WILLIAMS CIR PEACHTREE CITY GA 30269	11427556
06/17/2020	Cancelled Deceased	GOODWIN	JUDY		White not of Hispanic Origin	FEMALE	110 REED CREEK CT FAYETTEVILLE GA 30215-2798	06469204
06/17/2020	Cancelled Deceased	HAND	RASHAUN		Other	MALE	210 BROWNS HILL CT TYRONE GA 30290	12443851
06/17/2020	Cancelled Deceased	HANSON	MARY		White not of Hispanic Origin	FEMALE	107 AUGUSTA DR PEACHTREE CITY GA 30269-3813	08788285
06/17/2020	Cancelled Deceased	HARVEY	ELIZABETH		Black not of Hispanic Origin	FEMALE	305 WOODSONG DR APT B-8 FAYETTEVILLE GA 30214	08693766
06/17/2020	Cancelled Deceased	JONES	DON		Unknown	MALE	406 ROCKAWAY RD PEACHTREE CITY GA 30269	12491587
06/17/2020	Cancelled Deceased	KELLEY	MAGGIE		Unknown	FEMALE	260 PERRY CREEK DR FAYETTEVILLE GA 30215-2009	07302254
06/17/2020	Cancelled Deceased	KHAN	MIAN		Asian or Pacific Islander	MALE	2906 COBBLESTONE BLVD FAYETTEVILLE GA 30215	07369591
06/17/2020	Cancelled Deceased	KOLMAN	JONATHAN		White not of Hispanic Origin	MALE	170 MCELROY RD FAYETTEVILLE GA 30214	11555577
06/17/2020	Cancelled Deceased	KOZAK	ROSE		White not of Hispanic Origin	FEMALE	302 TURTLE BAY PEACHTREE CITY GA 30269	10636466
06/17/2020	Cancelled Deceased	KOZAK	ROSINA		White not of Hispanic Origin	FEMALE	302 TURTLE BAY PEACHTREE CITY GA 30269	11314458
06/17/2020	Cancelled Deceased	LONG	LARRY		Black not of Hispanic Origin	MALE	149 E CRESTWOOD RD TYRONE GA 30290-2413	02559282
06/17/2020	Cancelled Deceased	MEKASHA	MICHAEL		Black not of Hispanic Origin	MALE	220 WHITE RD FAYETTEVILLE GA 30214	05110378

# 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 #
06/17/2020	Cancelled Deceased	NEAL	JEAN		Unknown	FEMALE	507 RIDGEFIELD DR PEACHTREE CITY GA 30269	08565480
06/17/2020	Cancelled Deceased	NESS	PHILIP		Unknown	MALE	55 DOVER TRL PEACHTREE CITY GA 30269-1452	08148561
06/17/2020	Cancelled Deceased	PARRISH	MATTIE		Unknown	FEMALE	312 PLANTATION CIR FAYETTEVILLE GA 30214	10631364
06/17/2020	Cancelled Deceased	PENN	JANNE		White not of Hispanic Origin	FEMALE	2245 CASTLE LAKE DR TYRONE GA 30290	08306478
06/17/2020	Cancelled Deceased	RUSSO	ROBERT		White not of Hispanic Origin	MALE	1113 RIDGEFIELD DR PEACHTREE CITY GA 30269	10581141
06/17/2020	Cancelled Deceased	SACCAVINO	JOSEPH		Unknown	MALE	225 WOODSTREAM WAY FAYETTEVILLE GA 30214-2486	08171214
06/17/2020	Cancelled Deceased	SIMMONDS	JOSEPH		Unknown	MALE	255 TRIPLE CREEK TRL FAYETTEVILLE GA 30214	12572068
06/17/2020	Cancelled Deceased	SKOURTIS	GEORGE		Unknown	MALE	125 DEER GLEN DR FAYETTEVILLE GA 30214	11429152
06/17/2020	Cancelled Deceased	NEWMAN	DENISE		Black not of Hispanic Origin	FEMALE	230 RIDGEWOOD DR FAYETTEVILLE GA 30215	11124878
06/17/2020	Cancelled Deceased	SMITH	VIRGINIA		White not of Hispanic Origin	FEMALE	204 RUSKIN RD PEACHTREE CITY GA 30269-2862	08361849
06/17/2020	Cancelled Deceased	STRICKLAND	URSULA		White not of Hispanic Origin	FEMALE	260 LACE CT FAYETTEVILLE GA 30215-7158	08798239
06/17/2020	Cancelled Deceased	STUART	SCOTT		White not of Hispanic Origin	MALE	225 RIVER FOREST DR FAYETTEVILLE GA 30214	10566062
06/17/2020	Cancelled Deceased	THAYER	DAVID		White not of Hispanic Origin	MALE	822 SPOONER RDG PEACHTREE CITY GA 30269	05622741
06/17/2020	Cancelled Deceased	SWICORD	IDA		White not of Hispanic Origin	FEMALE	2305 APPLGATE LN PEACHTREE CITY GA 30269-2980	07787705
06/17/2020	Cancelled Deceased	THOMPSON	LEROY	JR	Black not of Hispanic Origin	MALE	155 SAINT ANDREWS DR FAYETTEVILLE GA 30215	11603966
06/17/2020	Cancelled Deceased	TRAVASSOS	MELANIE		White not of Hispanic Origin	FEMALE	390 GRANDMAS LN FAYETTEVILLE GA 30215	07912696
06/17/2020	Cancelled Deceased	WATSON	GEORGE		White not of Hispanic Origin	MALE	374 BROOKS WOOLSEY RD FAYETTEVILLE GA 30215-7000	04898558
06/17/2020	Cancelled Deceased	WILDER	CRYSTALE		White not of Hispanic Origin	FEMALE	115 HERITAGE FARM LN FAYETTEVILLE GA 30215	11612339
06/17/2020	Cancelled Deceased	WOMACK	TIMOTHY	JR	White not of Hispanic Origin	MALE	310 NEWHAVEN DR FAYETTEVILLE GA 30215	11417975
06/17/2020	Cancelled Deceased	SPELLERS	MONTINE		White not of Hispanic Origin	FEMALE	201 CROSSTOWN DR PEACHTREE CITY GA 30269	06270274

# BOARD OF ELECTIONS AGENDA REQUEST FORM

<b>MEETING DATE</b>	<input type="text" value="06/19/2020"/>	<b>AGENDA ITEM #</b>	<input type="text" value="Public Hearing"/>
<b>PRESENTER(S)</b>	<input type="text" value="Floyd L. Jones, Director"/>		
<b>TYPE OF REQUEST</b>	<input type="text" value="Public Hearing"/>		

## WORDING FOR THE AGENDA

Public Hearing of staff's recommendation to remove registered voters from Elections Net (ENET) who are 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

Remove registered voters from Elections Net (ENET) who are felons.

FELON VOTERS							
Record	Voter Registration #	Last Name	First Name	Middle Name	Suffix	SSN#	Residence Address
FELON		KELLER	DESTINY	DAWN		1587	390 WEST LN FAYETTEVILLE 30214
MASTER	11787921	KELLER	DESTINY	DAWN		1587	390 WEST LN FAYETTEVILLE 30214
FELON		MCDOWELL	WESLEY	G		3305	110 WILLOWBROOK WALK TYRONE 30290
MASTER	10524878	MCDOWELL	WESLEY	GLOVER		3305	120 WILLOWBROOK WALK TYRONE 30290
FELON		RICHARDSON	BYRON	ELLIS		7123	825 COVERED BRIDGE WAY FAYETTEVILLE 30214
MASTER	11186477	RICHARDSON	BYRON	ELLIS		7123	825 COVERED BRIDGE WAY FAYETTEVILLE 30214

# BOARD OF ELECTIONS AGENDA REQUEST FORM

<b>MEETING DATE</b>	<input type="text" value="06/19/2020"/>	<b>AGENDA ITEM #</b>	<input type="text" value="New Business"/>
<b>PRESENTER(S)</b>	<input type="text" value="Floyd L. Jones, Director"/>		
<b>TYPE OF REQUEST</b>	<input type="text" value="New Business"/>		

## WORDING FOR THE AGENDA

Discussion concerning municipal Elections to be held in conjunction with the November 3, 2020 General Election.

## BACKGROUND / HISTORY / DETAILS

Both the Town of Tyrone and the Town of Brooks have notified the county of the need for special municipal Elections to occur in November.

Historically, Fayette County has been able to conduct special Elections on behalf of the municipalities even during major General Elections (example, Nov 2018 General Election)

The law and new equipment provide challenges to going forward with past practices and will need Board of Elections guidance on how to proceed.

## SPECIFIC ACTION / DIRECTION SOUGHT

Discuss municipal Elections to be held in conjunction with the November 3, 2020 General Election. Staff seeks direction on how to proceed.

## **Municipal Elections**

### **The Need**

Currently, Fayette is considering the possibility of holding two Municipal Elections that will occur concurrently with the November 3, 2020 General Election.

- Brooks- due to the resignation of a councilmember
- Tyrone- due to the untimely death of a councilmember

### **Call of Election**

O.C.G.A. 21-2-540(b) reads:

At least 29 days shall intervene between the call of a special primary and the holding of the same, and at least 29 days shall intervene between the call of a special election and the holding of same. The period during which candidates may qualify to run in a special primary or a special election shall remain open for a minimum of two and one-half days. Special elections which are to be held in conjunction with the presidential preference primary, a state-wide general primary, or state-wide general election shall be called at least 90 days prior to the date of such presidential preference primary, statewide primary, or statewide general election; provided, however, that this requirement shall not apply to special elections held on the same date as such presidential preference primary, statewide general primary or statewide general election using different ballots or voting equipment, facilities, poll workers, and paperwork.

**County Call for Special Election:**                      On or before the week of August 5-9

**Municipal Call for Special Election:**                      On or before the week of October 5-9

### **Qualifying Dates:**

O.C.G.A. 21-2-132(c)(3)(A): Each municipal superintendent shall designate the days of such qualifying period, which shall be no less than three days and no more than five days. The days of the qualifying period shall be consecutive days. Nonpartisan qualifying periods shall commence no earlier than 8:30 a.m. on the third Monday in August immediately preceding the general election and shall end no later than 4:30 P.M. on the following Friday, and in the case of a special election, the municipal nonpartisan qualifying period shall commence no earlier than the date of the call and shall end no later than 25 days prior to the election.

**Qualifying Week by County:** The week of August 17 – 21 from Monday at 8:30 a.m. until Friday at 4:30 p.m.

**Qualifying Week by Municipal:** The week of October 5-9 from Monday at 8:30 until Friday at 4:30 p.m.

### **What if only One Person Qualifies?**

O.C.G.A. 21-2-285(j): Any other provision of the law to the contrary notwithstanding, in the event there is no opposed candidate in a precinct in a general or special municipal election, no election shall be held in such precinct unless a write-in candidate has qualified as provided by law or unless there are issues to be submitted to the electorate within a precinct.

Per Secretary of State Certification Course: IF only one candidate qualifies for an office and that office is the only election being held, the candidate is deemed to be the winner and the election can be cancelled.

### **Voting Machines:**

#### **House Bill 316 signed into law in 2019:**

O.C.G.A. 21-2-367(B): In each precinct in which optical scanning voting systems are used, the county or municipal governing authority, as appropriate, shall provide at least one voting booth or enclosure for each 250 electors therein, or fraction thereof.

#### **Pending in Current Legislation. Passed by the Senate. In House of Representatives.**

Senate Bill 463- Section 8(b): In each election day polling location in which optical scanning voting systems are used in a November general election in an even-numbered year, the county election superintendent shall provide at least one voting booth or enclosure for each 250 electors therein, or fraction thereof. For any other primary, election, or runoff, the county or municipal elections superintendent may provide a greater or lesser number of voting booths or enclosures if, after a thorough consideration of the type of election, expected turnout, the number of electors who have already voted by advance voting or absentee ballot, and other relevant factors that inform the appropriate amount of equipment needed, the superintendent determines that a different amount of equipment is needed or sufficient. Such determination shall be subject to the provisions of Code Section 21-2-263.

### **Tyrone Concerns:**

Tyrone has one (1) municipal precinct that is located at the Tyrone Public Library. The library also serves as a county precinct. Under current law, the county is required to place 13 Ballot Marking Devices (BMDs), one scanner, one ballot box, and seven (7) Uninterrupted Power Supply boxes at the location to conduct county Elections. Since current law does not distinguish between county and municipal elections, if the county conducts the municipal election for Tyrone then it will have to equip the library with an equal amount of BMDs, scanners, poll pads, ballot boxes, and UPSs for both elections. This would also require having to staff the Tyrone Library with approximately twelve to sixteen poll workers in order to conduct both Elections.

<b>County</b>	<b>Municipal</b>
13 BMDS	13 BMDS
2 Poll Pads	2 Poll Pads
1 Scanner	1 Scanner
1 Ballot Box	1 Ballot Box
7 UPSs	7 UPSs
6-8 Staff	6-8 Staff

Ancillary equipment such as voter cards, extension cords, voting supplies.

Note: The county has not been provided with enough BMDs and related equipment to staff all 36 Precincts per law. This was brought to the BOEs attention earlier this year in a public meeting. As a result, the Tyrone Precinct was equipped with 11 BMDs for the June 9 Election. So there is already a shortage of BMDs for county purposes. There are no spares to conduct a municipal Election.

### **Brooks Concerns:**

Brooks has one (1) municipal precinct that is located at Brooks United Methodist Church. The church also serves as a county precinct. Under current law, the county is required to place 11 BMDs, one scanner, one ballot box, and six UPSs at the precinct to conduct county Elections. Since current law does not distinguish between county and municipal elections, if the county conducts the municipal election for Brooks then it will have to equip the church with an equal amount of BMDs, scanners, poll pads, ballot boxes, and UPSs for both Elections. This would also require having to staff the church with twelve to sixteen poll workers in order to conduct both Elections.



<b>County</b>	<b>Municipal</b>
11 BMDs	11 BMDs
2 Poll Pads	2 Poll Pads
1 Scanner	1 Scanner
1 Ballot Box	1 Ballot Box
6 UPSs	6 UPSs
6-8 Staff	6-8 Staff

### **AIP Voting**

There is no law regarding how many voting machines or booths need to be provided for Advanced in Person Voting. Historical practice is that a certain number of voting machines were placed in each of our three AIP sites for county elections and another certain number of voting machines were placed in the same AIP location for the municipal Election. In general, that practice would follow. However, here are the new considerations to bear in mind:

- 1) Staffing- again six to eight poll workers for each type of Election at each early voting site.
- 2) Space limitations: It is not recommended to split the Election by county and municipal Elections due to space limitations. The new equipment takes twice as much room meaning fewer machines can be placed in a location. To split the room would necessarily limit the numbers of machines dedicated to either the county or municipality. Further, there would have to be room for two ballot boxes and scanners- a problem that already exists for the Elections Office AIP site

### **Logistics:**

Currently, the county uses six 26' Penske trucks to deliver voting equipment to the precincts and to pick up the equipment. The trucks are already tightly packed. This would likely require the rental of even more trucks and as a result, utilize more staff to physically drive, unload, and repack the Elections Equipment.

Secondly, once the machines are purchased they have to be stored somewhere when they are not being used. The Elections warehouse is already at capacity with machines and equipment.

**Cost:**

<b>Cost for Equipment:</b>	<b>Each</b>	<b>Tyrone</b>	<b>Brooks</b>
Ballot Marking Device	\$3,500	\$45,500	\$38,500
Precinct Scanner	\$3,900	\$3,900	\$3,900
Ballot Box	\$1,000	\$1,000	\$1,000
UPS	\$800	\$5,600	\$4,800
ImageCast Voting Booth	\$295	\$3,835	\$3,245
ATI Kit (Disabled Voter)	\$375	\$375	\$375
Printer Bag	\$60	\$780	\$660
BMD Bag	\$63	\$819	\$693
Programming Minimum Charge	\$3,500	\$3,500	\$3,500
Poll Pads	\$705.18	\$1,410.36	\$1410.36
<b>Total:</b>	<b>\$14,198.18</b>	<b>\$66,719.36</b>	<b>\$58,083.36</b>

There are also smaller cost items such as voter cards, tech cards, poll worker cards, paper, etc. that will influence the cost to conduct municipal Elections. Those costs have not been provided by Dominion as yet.

**Available Options:**

- 1) **Status Quo:** Maintain the status quo of conducting county and municipal elections simultaneously. This will incur logistical and financial pressures on the county, but it is the option that is most familiar to all involved.
- 2) **Consolidate municipal and county precincts:** This is an approach done by Douglas County. This will allow for one ballot and as a result will eliminate the need for double Elections. IN instances where a double-election occurs, the municipalities would essentially get a free Election on the back of the county budget. However, when there are only municipal elections to be conducted, each municipality runs the risk of incurring a greater financial burden for their election.

- 3) **Municipalities conduct their own Elections:** The county is equipped to conduct municipal Elections when only municipal Elections are occurring. The county is not equipped to conduct double Elections. In situations like the one currently before the county the municipality can conduct its own Election. This would require the municipalities to become Elections certified, have their own polling locations, staffing, etc. Also, this could introduce some uncertainty since the county and municipalities may find themselves competing on who will conduct municipal elections.

