

BOARD OF ELECTIONS

Darryl Hicks, Chairman
Addison Lester
Aaron Wright

FAYETTE COUNTY, GEORGIA

Agnes Bridges, Interim Director
April Crosby, Elections Supervisor
Brian Hill, County Registrar

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



ACTION AGENDA

January 4, 2021
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 Hicks called the Board of Elections meeting to order at 5:00 p.m.

APPROVAL OF THE AGENDA:

Mr. Lester moved to approve the Agenda and to add an additional public comment after the presentation of New Business #2 in order to give audience members the ability to the matter. Mr. Wright seconded the motion. The motion passed 3-0

PUBLIC COMMENTS:

No one spoke during the offer for Public Comments

APPROVAL OF MINUTES:

1. Consideration of staff's request to approve the December 22nd 2020 Board of Elections' Meeting Minutes

Mr. Wright moved to approve the December 22nd 2020 Board Meeting Minutes. Mr. Lester seconded the motion. The motion passed 3-0

CONSENT AGENDA:

There was no Consent Agenda

OLD BUSINESS:

There is no Old Business

NEW BUSINESS:

Mr. Hicks considers Mr. Peter Pfeifer's Notice of Challenge to Eligibility to Vote

Mr. Stough said this particular challenge is being brought as you mentioned O.C.G.A 21-2-230. Which basically allows any elector to challenge the ability of another elector in the county to vote in an upcoming election. Once such a challenge has been received by the

Election Board. The Election Board is to determine whether there was probable cause exist sustain the challenge. If the Election Board determines there was probable cause then we are to notify the poll officers and let them know that any one that comes in to vote that was on that list is going to have to go before the Election Board to determine their residency before they can vote. If the Election Board determines that there isn't probable cause, then the challenge is denied. The challenge appears to be based on that there is two sets of voters that the challenge is under discussion. The first appears to be 51 people listed in a spreadsheet that was attached to the challenge. The letter is claiming that these people moved or registered to vote in Fayette County after the November 3, 2020 Election. The other set of voters were 4 people that were listed on a second spreadsheet, I'm not really sure what was the allegations were. It appears to be that these people may have voted in another Senate Election in another State in November and they've since registered to vote here. I don't know what the bases of that, there is no, it doesn't say what the grounds for believing that is. There is nothing the letter that explain that.

Mr. Wright says I don't think giving credit to any of these. I think the idea was if you are registered in a particular State, let's say and that State had a Senate Election which is statewide and you voted in that State then there contending that they should not now be able to be allowed to vote in our State Senate or our States Senate Election.

Mr. Stough says I think that's probably what is being alleged here. They site to a particular federal law that says that you can't vote in the same election for Senator in a given election, you cannot vote twice in a given election for Senator.

Mr. Wright answers for two different States?

Mr. Stough says well it doesn't say that. It says that you cannot vote twice in the same election for Senator. Each State that had Senate elections this last year was having a separate election that wasn't one single election.

Mr Wright answers Sure.

Mr. Stough says so I don't know if that was an accurate reading of the law. As far as the other list of voters. , the 51 who apparently registered to vote since November, it appears that their allegations is that these people may have moved here just for the purpose of voting in this election. But other than a list of quotes from Twitter of people suggesting that people do that, there is really no allegations to support that.

Chairman Hicks ask is there anymore comments?

Mr. Lester asked do you have the second Attachment.

Mr. Stough answers "It was the spreadsheet had two tabs. It was a bit hard to tell. The first tab had the 51 and then the second tab hade the 4.

Mr. Wright asked Agnes Bridges did you look at these particular voters to see if there is anything that was out of the ordinary.

Ms. Bridges answers No, when I looked at the findings I have not received anything stating to be removed off of the registry. Which by law I cannot remove anyone without their consent. So I didn't find anything out of the ordinary for them.

Mr. Wright asked did you check to see if they were registered in multiple States at the same time or anything like that.

Ms Bridges answers I did not because we would have to check with each State to see if they were registered there. I did not.

Mr. Stough and just ot be clear if someone is registered to vote in one State and moves to Georgia to register to vote here. Usually there is nothing for the voter to do to end their registration in another State. We are supposed, we through the SOS office is supposed to notify the other States.

Mr. Wright asked have we notified the other States that these people are registered in Fayette County but no longer need to be registered in those other States.

Ms. Bridges answers I have not mentioned that to anyone at the SOS. I am not aware that we have to call the other States. The SOS does that.

Mr Stough says that I don't think that is for the county to do. The SOS handles that.

Mr. Lester moved to deny the requested challenge of Peter Pfeifer's request. Mr. Wright seconded the motion. The motion passed 3-0

1. Consideration of challenge brought pursuant to O.C.G.A 21-2-230 by Peter Pfeifer against (a) 51 electors appearing on Attachment 1 to said challenge and (b) 4 electors appearing on Attachment 2 to said challenge, to determine whether probable cause exists to sustain the challenge.
2. Consideration of challenge brought pursuant to O.C.G.A 21-2-229 by Peter F. Pfeifer against (a) 51 electors appearing on Attachment 1 to said challenge and (b) 4 electors appearing on Attachment 2 to said challenge, to determine whether said challenge satisfies the requirements of law and whether further action shall be taken.

DIRECTOR'S REPORT:

There were no Director Reports

PUBLIC HEARING:

There was no Public Hearing

ATTORNEY'S REPORTS:

There was no Attorney Reports

BOARD MEMBERS REPORTS:

There was no Board Member Reports

EXECUTIVE SESSION:

There was no Executive Session

ADJOURNMENT:

Mr. Lester moved to adjourn the January 4, 2021 Board of Elections meeting. Mr. Wright seconded the motion. The motion passed 3-0

The January 4, 2021 Board of Elections meeting adjourned at 5:30 p.m.

Agnes Bridges, Interim Director

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 4th day of January 2021. Referenced attachments are available upon request in the Board of Elections' Office.