

**Minutes of the New York State Board of Elections  
August 7, 2012**

The meeting of the Commissioners of the New York State Board of Elections held at the offices of the New York State Board of Elections, 40 North Pearl Street, Albany, New York in the 5<sup>th</sup> Floor Conference Room was called to order at 12:15 p.m. The meeting was chaired by Commissioner Douglas Kellner. Commissioners present were James Walsh, Evelyn Aquila and Gregory Peterson. Staff members present were: Robert Brehm, Todd Valentine, Kim Galvin, Paul Collins, Liz Hogan, William McCann, Joe Burns, John Conklin, Dave Loomis and Tom Connolly. The guest list is attached.

**Minutes of June 12, 2012** – Minutes were accepted (**Commissioners Kellner, Walsh, Aquila and Peterson voting in the affirmative; 4 Yes and 0 No**).

**Unit Updates:**

**Executive** – Robert Brehm and Todd Valentine reported on several issues including:

- Agency very busy with the federal primary and the state and local filings.
- Holding weekly status update meetings with Dave Loomis, new head of the IT Department
- Filed the Internal Controls Report with the state
- Had a meeting with the re-stacking group to discuss moving everything from the warehouse to the basement here
- Implemented scanning petitions instead of copying them when requested. Seemed to work out very well and is less stress on our copy machines.

**Legal** – Kim Galvin and Paul Collins reported on activities related to the Legal Unit including:

- Paul Collins gave an update on a couple of court cases
- Working with NYC and IT Dept. in regards to NYSVoter and NYC becoming fully compliant by the end of the year.

**Election Operations** – Anna Svizzero reported that the Election Operations unit is working on several ongoing issues including:

- In reference to the EAC grant regarding test deck training, the final edits were submitted. They are very pleased with the DVD that was created. Face to face training can also be held. Once final edits are completed, the DVD will need to be submitted to the EAC.
- Automating the post election audit process is going well. A trip to Boston to do on-site review with the vendor will be in the near future.
- The unit is about half way through with updating the election commissioner's handbook. Looking to have it done by the end of the year.
- In response to a question on electronic pollbooks, Anna Svizzero noted the board has not received a product from a vendor for review.
- The four vendor applications for certification of upgrades are on our website.

**PIO/NVRA** – John Conklin reported that the PIO/NVRA unit is working on several issues.

- Unit is extremely busy with phone calls relating to the petitions, the ballot and campaign finance filings.
- Patrick Campion and Greg Fiozzo continued their NYSVoter board visits.

- There was a discussion on contacting the NYS Broadcasting Association in regards to reminding residents about the registration deadlines.

**Campaign Finance** – Elizabeth Hogan reported on the projects in Campaign Finance and Enforcement, including:

- Working with the counties to contact the list of filers in their county that have not filed their reports.
- Meeting with the IT unit to resolve a couple of minor points with the platform-neutral software. Should have a soft rollout for the general election.

**ITU** – Dave Loomis reported on projects in the Information Technology Unit

- The unit is working on the MOVE ACT and data exchange projects. .

### **Old Business:**

- There was a discussion on the independent expenditure regulations will be carried over until the next board meeting.

**New Business:** The Commissioners took action on several issues including:

- VOTE to adopt the summary of determination based upon objections regarding state and local petitions and certificates with one exception that will be voted on separately. **The motion was approved unanimously (Commissioners Kellner, Walsh, Aquila and Peterson voting in the affirmative; 4 Yes and 0 No).**
- VOTE to invalidate the Leib petition with regard to proof of service in the 51<sup>st</sup> Senate District **(Commissioners Kellner and Aquila voted to validate, Commissioners Walsh and Peterson voted to invalidate. The vote was 2-2 therefore the petition is valid).**
- VOTE to adopt the staff report on Prima Facie review of petition issues. **The motion was approved unanimously (Commissioners Kellner, Walsh, Aquila and Peterson voting in the affirmative; 4 Yes and 0 No).**
- VOTE on Resolution to certify upgrades to ES&S DS200 and AutoMark voting system. The resolution is being withdrawn at this time. There was a discussion concerning the upgrades and the timing if they are certified to install for the November election. Dennis Ward from Erie County commented on a few issues that the counties have with implementing the upgrades before the election.
- VOTE on Resolution to adopt amendments to 9NYSCRR re: update new address. **The motion was approved unanimously (Commissioners Kellner, Walsh, Aquila and Peterson voting in the affirmative; 4 Yes and 0 No).**
- DISCUSS election night poll site procedures and ballot redesign.
- Commissioner Kellner spoke about a couple of concerns voiced by the county commissioners at the Election Commissioners Association Conference.
- VOTE to accept the determinations from the campaign finance unit. **The motion was approved unanimously (Commissioners Kellner, Walsh, Aquila and Peterson voting in the affirmative; 4 Yes and 0 No).**
- The next board meeting is scheduled for September 12, 2012.

**The meeting was adjourned 1:15 p.m.**