GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

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REGULAR BOARD MEETING

+ + + + +

WEDNESDAY

NOVEMBER 3, 2021

+ + + + +

The District of Columbia Board of Elections convened via Videoconference, pursuant to notice at 10:30 a.m. EST, Mike Gill, Board Member, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

MIKE GILL, Member
KARYN GREENFIELD, Member

BOARD OF ELECTIONS STAFF PRESENT:

MONICA HOLMAN EVANS, Executive Director
TERRI D. STROUD, General Counsel
CECILY COLLIER-MONTGOMERY, Director,
Office of Campaign Finance
WILLIAM SANFORD, Office of the General Counsel
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For purposes of a quorum, Karyn Greenfield, I see your smiling face on the screen.

MS. GREENFIELD: Yes, I'm on.

MEMBER GILL: Okay. My name is Mike Gill, I'm here at the Board of Elections with our Executive Director, Monica Evans; General Counsel, Terri Stroud; and head of the Office of Campaign Finance, Cecily. And then in the audience we have General Counsel of the Campaign Finance Office, Bill Sanford.

With that -- Karen, can I ask -- I want to approve today's agenda.

MEMBER GREENFIELD: Yes, I move that we approve today's agenda.

MEMBER GILL: Thank you. All those in favor.

(Chorus of ayes.)

And then can I ask a motion to approve the minutes from the meeting of October 13th.
MEMBER GREENFIELD: Yes, I move that
we approve the minutes from the meeting of
October 13th.

MEMBER GILL: I second. All in favor?

(Chorus of ayes.)

MEMBER GILL: Thank you. The minutes
are approved.

At this point, I don't have any Board
matters.

Karen, do you have any?

MEMBER GREENFIELD: No, I don't.

MEMBER GILL: All right, in that case,
Monica, we're going to send it over to you for
the Executive Director's Report.

MS. EVANS: Thank you and good
morning. Beginning with the voter registration
system, as I mentioned in October, our new voter
registration system was launched on September
28th. Staff training is continuing with the new
Voter Focus system and as staff members become
more familiar with Voter Focus, the system is
getting high praise.
The enhanced system provides many upgraded features to our voter registration process, and as we continue to navigate Voter Focus to daily use, our attention is now turning to the election worker portal. And we are currently engaged in user acceptance testing of the election --

PARTICIPANT: Hold on, hold on.

MS. EVANS: --- and should have that component operational in December.

We've also engaged in testing of our DS 200 voting equipment and so we just finished testing the equipment with the help of OCTO. The network transmissions generally performed as expected and ES&S will review the transmissions with the machines that did not perform properly.

As far as vaccine status, as previously reported, BOE is following the Mayor's order of requiring everyone to be fully vaccinated or undergo weekly COVID testing. And I'm happy to report that BOE is now 100 percent compliant with reporting. Everyone is in full
compliance with the Mayor's order.

Voter outreach. During the month of October, the Voter Education and Outreach Division participated in many outreach events on behalf of the Agency. Overall, we participated in 14 formal outreach events and one noteworthy event was held at Gallaudet University on October 27th. The Outreach Division conducted a voter registration drive in conjunction with students in the Social Work Program. We were able to interact with students and assistants of registration process. We even learned a bit of American Sign Language in the process.

We received support to make this an annual event at Gallaudet and they are considering participating in the Adopt-A-Predict Program.

The Data Services Division has been busy reconciling and transitioning records from the old voter registration system to Voter Focus. We are currently processing new registrations in Voter Focus and producing registration reports.
In October, we processed and mailed 1,797 voter cards.

Finally, election worker training, again as mentioned last month, we are developing an online training component for election workers. The online training will complement the mandatory four-hour in-person training class and at this point, we have started developing the content for the online training module.

Again, the online training component will be available for any election worker who would like to refer to it as a refresher once they have completed the in-person training. And that concludes my report.

MEMBER GILL: Thanks, Monica.

Karyn, do you have any questions for Monica?

MEMBER GREENFIELD: No, I don't.

MEMBER GILL: No. With that, Terri.

MS. STROUD: Good morning, everyone. The only item on my agenda is litigation status. We have only one case in progress. That is Long
versus the D.C. Board of Elections. This matter was filed in D.C. Superior Court on July 2nd of this year and it's a civil complaint wherein a poll worker, a former poll worker, seeks $10,000 in damages. Mr. Long claims negligence and unjust enrichment and alleges that the Board issued him a check without informing him not to deposit it, then payment of the check stopped, causing him to have a negative balance and a returned check fee.

The Office of the Attorney General is representing the Board in this matter because it is counsel for the Office of Finance and Resource Management, which is the District Government agency that handles the issuance of poll worker checks for the Board.

The hearing in this matter was held on December 14th. And that concludes my General Counsel report.

MEMBER GILL: Thank you, Terri.

Karyn, do you have any questions for Terri?
MEMBER GREENFIELD: No, I don't have any questions.

MEMBER GILL: With that then let's do the Campaign Finance report from Ms. Collier-Montgomery.

MS. COLLIER-MONTGOMERY: Yes, good morning. First of all, I'd like to report that the office did not participate in any community events during the month of October of 2021.

In our Fair Elections Program during the month of October, again, I would just like to provide some background information for members of the public just to remind them that 2020 election cycle was the first cycle, election cycle, during which the Fair Elections Program was fully implemented. The total sum of $4,016,797.64 was disbursed from Fair Elections fund, again in base amounts and matching payments to 36 candidates who were certified in the program to participate in the June 2020 primary election, the June 2020 special election, and in the November 2020 general election.

As of this date, during the 2022 election cycle, which is the second cycle for the program, the total cost of $385,215 has been authorized for disbursement from the fund in base amount in matching payment to the four candidates who are currently certified through Fair Elections Program to participate in the June 21, 2022 primary election.

The candidates who are certified in the program for the 2022 election cycle during the month of October and the disbursements that were authorized are as follows: one, to Brianne Nadeau, Brianne for DC 2022. The candidate was certified to participate as a candidate in this program on October 25th, 2021 for the covered office of member of the Council for Ward 1 and the general 2022 primary election in the sum of $40,660 in matching payments has been authorized for disbursement. Two, Faith Gibson Hubbard,
Friends of Faith, Ward 5, 2022, the candidate was certified on October 25th, 2021 in the program for the covered office of members of council of Ward 5 in June 2022 primary elections in the sum of $47,775 in matching payment and $20,000 for one half of the base amount payment were authorized for disbursement. Number three, Erin Palmer, Erin for D.C. The candidate was certified on October 25th in the Fair Elections Program for the covered office of Chairman of the Council in June 2022 primary elections. And the sum of $133,075 in matching payments and $20,000 for one half of base amount payment were authorized for disbursement.

Fourth is Gordon Fletcher, Gordon Fletcher for Ward 5. On October the 29th, 2021, the additional sum of $5,525 was authorized for disbursement for matching payments.

And for Mary Cheh, Cheh 2022, on October 29th, 2021, the additional sum of $625 in matching payments was authorized for disbursement.
And with both Gordon Fletcher and with Mary Cheh, those candidates were certified to the program previously during the month of September 2021.

And I should also point out for the information of the members of the public that you will (audio interference.) payment or authorization for the disbursement of payment of a base amount that that payment is authorized in those contested elections. So therefore, in uncontested elections, the base amount payment is not authorized.

In the Fair Elections Program, further during month of October, the program conducted 11 desk reviews of the October 10, 2021, reported receipts and expenditures, which was filed with the Agency along with amended reports.

Also, the (audio interference.) request for additional information as a result of the desk review of the reports.

As of October 31, 2021, the total sum of $140,686.88 was deposited in the Fair
Elections fund from those campaign operations of the participating candidates who were certified into the program during the 2020 general -- the 2020 election cycle, as well as in the 2020 special election cycle.

And again, for just the general information of the members of the public, candidates who are certified into the program following the conduct of the election or after their termination from the program are required to remit surplus campaign funds remaining in their account to the Fair Elections fund.

Also, in the program, during the month of October, we currently have 34 (audio interference.) election full-field audits and they are at various stages, including audit documentation, request (audio Interference.) audit is in progress (audio Interference.) the audit is complete and the preliminary statement of findings is issued and the response of the campaign has been received and is under review. And last, the failure to submit audit
documentation or response to findings has been referred to the Office of the General Counsel.

The exact status of each post-election audit is included in the report of the Campaign Finance, and this afternoon the report will be posted on our website for the review of the members of the public.

During the month of October in our Public Information and Records Management Division, there were six filing deadlines for the filing of reports of receipts and expenditures. The first was by Constituent Service Program. October the 1st was the due date for the filing of the report of receipts and expenditures by the Constituent Service Program. There are currently eight required filers, all eight filed, and also they electronically filed their reports.

October the 1st was also the deadline for the October 1st report of receipts, which is by our Sagewood Funds Program. There are three required filers (audio Interference.)

October the 1st was also the filing
deadline for the filing of the 20th Report of
Receipts and Expenditures by our Legal Defense
Committee. There is one required filer, the
filer timely filed, and also electronically filed
the report.

October the 12th was the filing
deadline for the filing of Report of Receipts and
Expenditures, which was due on October the 10th
by our Political Action Committee. There are 49
required filers, 22 timely filed, 1 late filed,
and one was filing an extension, and there were 6
failures to file, and there were 7 referrals to
the Office of General Counsel.

With our Independent Expenditures
Committee, October the 12th was the deadline for
the filing of the October the 10th Report of
Receipts and Expenditures. There are currently
three required filers. All three timely filed
and electronically their reports.

With our Fair Elections Program, with
the Principal Campaign Committee, on October 12th
again was the deadline for the filing of the
October the 10th Report of Receipts and Expenditures. There were nine required filers, nine timely filed, three requested extensions and the extensions were granted. And all the filers electronically filed their reports.

In terms again of the referral to the Office of the General Counsel, the Division referred seven principal campaign committee to the Office of the General Counsel for the failure to file or timely file the October 10th report of receipts and expenditures.

During the month of October, in terms of new candidates and committees, we had one new registrant in the traditional campaign finance program, and that was Michael Campbell for Mayor, who registered on October the 3rd, 2021 and we currently have ten traditional candidates who have registered to participate in the 2022 election cycle.

With our Fair Elections Program, we had five new registrants during the month of October. We currently have 13 candidates who
have registered and their intent to participate in the Fair Elections Program. The five new candidates are Laniqua'dominique, Council at-large, registration date October 1st, 2021; Charles Allen, Council Ward 6, registration date October 12th, 2021; Robert White for Mayor, registration date October 13th, 2021; Nate Fleming, Council at-large, registration date October 20th, 2021; Kenyan McDuffie, Attorney General, registration date October the 26th, 2021.

With our initiative committees, we currently have three initiative committees who are registered with the Agency, but we have no new registrants to report.

During the month of October, 13 candidates and treasurers completed the OCS Veterans Conference presentation during the month. And of course, that was a mandatory requirement that new candidates and treasurers who registered with the Agency must complete a mandatory training conference for the purpose of
making sure that they understand the reporting requirement and their responsibilities under the Campaign Finance Act. And the names of those candidates and treasurers who attended or participated in the program are listed in our report, and again the report will be posted at the end of the day.

In our report, Analysis and Audit Division, and that is the traditional audit program for the Office of Campaign Finance, the Agency conducted 52 desk reviews of the Reports of Receipts of Expenditures, which were filed during the month of October.

I want to mention also issued seven letters requesting additional information with respect to the desk reviews, which were conducted.

The audit branch issue one, audit during month of October, and that was for the Ward 6 Democrats, and it was issued on October 19th, 2021. It was a random, periodic audit conducted on July 31st, 2021 report and it was a
compliance audit report.

There are five ongoing audits in the traditional audit program. Two are of newly elected officials, which are full-field audits. The first is the Brooke Pinto for Ward 2 committee. And the second is Jacque for D.C. at large State Board of Education. And the status of both of those audits is included in the report.

With respect to candidates in upcoming 2022 of the election cycle, there is one outstanding audit and that is Mendelson 2022, preliminary draft statement of compliance was issued on September the 24th, 2021. The committee provided its response on October the 24th and it is currently under the review of the audit staff.

With our Constituent Service Program, there are two periodic audits which are online and those audits are of the October 1st, 2021 report of receipts and expenditures which were filed. The first is Mayor Bowser for Constituent
Service Program and for that particular audit, the audit records have been received and the audit is in progress.

The second is Our Ward 5 Constituent Service Program. The audit records have been received and the audit is in progress.

And that concludes my report, but I would ask the General Counsel, William Sanford, to give the reports (audio interference.)

MR. SANFORD: Good morning, Mr. Chairman, and Distinguished Board Member Greenfield. My name is William Sanford, General Counsel for the Office of Campaign Finance.

During the month of October 2021, the Office of the General Counsel received ten referrals, conducted ten informal hearings, and imposed -- issued orders that imposed ten fines -- ten orders of imposed fines that totaled $12,000.

For the month of October 2021, fines were imposed against the following ten committees in the amount of $1,200 each: Committee to Elect Professor al-Huba (phonetic), Kim Lord (phonetic)
Ward 8 Strong, Friends of Courtney Stodden,
Committee to Elect Jacque Patterson, Toliver for
Ward 8, Patterson for Ward 8, Carter at-large
2014, Anita Good, 2016, Committee to Elect
Claudia Berrigan, and Jacque for D.C.

During the month of October 2021,
there were no open investigations pending in the
Office of the General Counsel. There were no
requests for interpretive opinions, and no show
cause proceedings were conducted. And that
should conclude my report.

MEMBER GILL: Thank you, Bill. I
don't have any questions.

Karyn, do you have any questions?

MEMBER GREENFIELD: No, I don't have
any questions.

MEMBER GILL: Thank you. Great. With
that, we'll move to the next item on the agenda
which is public matters.

Randy, our IT guru, is going to take
over when I mute. If folks could announce
themselves and then announce their name and their
address, we'll have a time for public matters and
we ask that everyone keep their comments to three
minutes.

So do we have a first volunteer for
public matters?

Ms. Brizill, I was expecting a raising
of your hand, but I think you're still on mute on
your side.

MS. BRIZILL: No, I have no public
matters today. Thank you.

MEMBER GILL: All right, does anyone
have any public matters for today's hearing?

Well, let the record show that I think
this is the quickest public meeting we've ever
had. Not that that's a good thing, but it is
what it is.

With that, Karyn, can I get a motion
to adjourn?

MEMBER GREENFIELD: I move that we
adjourn the meeting.

MEMBER GILL: Second. All in favor.

(Chorus of ayes.)
MEMBER GILL: All right, with that, the meeting is adjourned. Thank you, everyone.

MEMBER GREENFIELD: Thank you, everyone.

(Whereupon, the above-entitled matter went off the record at 9:55 a.m.)
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CERTIFICATE

This is to certify that the foregoing transcript

In the matter of: Board Meeting

Before: DC BOE

Date: 11-03-21

Place: teleconference

was duly recorded and accurately transcribed under my direction; further, that said transcript is a true and accurate record of the proceedings.

[Signature]

Court Reporter