

MINUTES OF THE BOARD OF ELECTIONS REGULAR MEETING
October 3, 2018

The District of Columbia Board of Elections (“the Board”) held its Regular Monthly Meeting on Wednesday October 3, 2018 in the Board’s Hearing Room, located in Suite 750, 1015 Half Street, S.E., Washington, D.C. 20003. The Board’s Chairman Michael Bennett was present, and Board Members Dionna Lewis and Michael Gill also attended. Additionally, present on the dais were Kenneth McGhie, the Board’s General Counsel; Cecily Collier-Montgomery, Director of the Office of Campaign Finance; and Alice Miller, the Board’s Executive Director.

Chairman Bennett called the meeting to order at 10:45 a.m.

The meeting agenda was approved and adopted.

The minutes of the last regular meeting on Wednesday, September 5, 2018 were moved for approval and adopted without objection.

Chairman Bennett last month we had a pretty contentious matter regarding the ballot access for potential council race of Ms. Allen. I wanted to thank the entire Board of Elections and all those who participated on the administrative aspect and the law department with the effort.

Ms. Collier-Montgomery gave the Director of Campaign Finance report:

- There were five new candidates and committees who registered: Kerry Heim, Education Tomorrow's Leaders, Ward 4, State Board of Education, registered on August the 29th, 2018; Ameer Flippin, Ameer Flippin for Mayor 2018, registered on August the 31st, 2018; Frazier O'Leary, Frazier O'Leary for Ward 4 State Board of Education, September the 7th, 2018; Joe Henchman, Attorney General, September the 13th, 2018; and Ethan Bishop-Henchman, Council Chair, September the 13th, 2018.
- OCF conducted two entrance conferences last month. There were 12 participants:
 - On September the 6th, there were seven participants, Violet J. Harris, Treasurer, Seniors United PAC, George Jackson, Candidate Mayor, Ryan Tauriainen, Candidate, Ryan for Ward 4 State Board of Education, Chris Smith, Treasure, Ryan for Ryan for Ward 4 State Board of Education, Elani Lawrence, Candidate, Elani for State Board, Sekou Biddle, Treasurer, Elani for State Board, Rhonda Henderson, Candidate, Rhonda Henderson for State Board of Education.
 - September the 25th, 2018, there were five participants, Ralph Chittams, Sr., Candidate, Committee to Elect Ralph J. Chittams, Sr., Gregori Stewart, Treasurer, Committee to Elect Ralph J. Chittams, Sr., Frazier O'Leary, Jr., Candidate, Frazier O'Leary for Ward 4 State Board of Education, Frazier O'Leary, IV, Treasurer, Frazier O'Leary for Ward 4 State Board of Education, Mary "Gail" Gottlieb, Candidate, Committee Women at Large Democratic State Committee.

- The Audit Division conducted 38 desk reviews of the political action committees that filed with the Agency, as well as principle campaign committees as well as constituent service funds as well as reports by candidates for the Office of Attorney General.
- We have a full field audit of the Sheika Reid 4 Ward 1, which was initiated on August 29, 2018. We have periodic random audits of the candidates in the 2018 election of their January 31, 2018 filing. Kenyon McDuffy, 2018, which was initiated on March 22, 2018.
- Candidates in the upcoming 2018 election of the June 10th, 2018 filing, Anita Bonds 2018. The periodic random audit was initiated on September the 11th. Elissa 2018, the periodic random audit was initiated on September 10th.
- OCF issued several final audit reports during the month of September, and they are available at our website for review:
 - D.C. Political Action Committee was issued on September the 7th.
 - Professional Insurance Agents was issued on September the 7th.
 - Lawyers for Better Government Fund D.C. was also issued on September the 7th.
 - And, BB&T District of Columbia PAC was issued on September the 7th.
 - With principle campaign committees, we issued a final audit report of the Re-Elect Muriel Bowser Our Mayor and that was issued on September the 18th, 2018.

William SanFord presented the report of the General Counsel.

- During the month of August, the Office of the General Counsel received 1 referral, from the Reports, Analysis, and Audit Division.
- The Office of the General Counsel conducted eight informal hearings and issued eight orders including six orders regarding failure to timely file reports of receipts and expenditures were issued in which no fines were imposed; and, two orders were issued regarding failure to timely file reports of receipts and expenditures in which a total of \$3,100 in fines were imposed. (\$1,550 was imposed against Melik for At-Large Council. \$1,550 was imposed against Holmes for D.C.)

Ms. Miller presented the report of the Executive Director

- Mr. Budoo, facilities manager, made a request to permanently relocate from Nativity Catholic Church which has served as Precinct 60 in the past to St. John United Baptist Church located at 6343 13th Street, Northwest. The site needs a slight modification, we will have to place a ramp at the side door entrance. There's a one-step up into the facility. it is approximately three blocks from the current voting place.
 - **BOARD ACTION:** move to approve the emergency permanent relocation of precinct 60 by unanimous vote.
- Mr. Budoo noted additional Early Voting Sites:
 - with Ward 3, We'll be using the Cleveland Park Neighborhood Library located at 3310 Connecticut Avenue, Northwest. We'll be using a multipurpose room there. That is a newly renovated library and it is a large space that we'll be using at the library.
 - In Ward 4, we'll be using the Emery Heights Community Center located at 5801 Georgia Avenue, Northwest.

- At Ward 5, we'll be using Trinidad Recreation Center located at 1310 Childress Street, Northeast.
- In Ward 7, we'll be using Benning Stoddert Community Center located at 100 Stoddert Place, Southeast.
- Ward 8, we'll be using the Barry Farms Recreation Center located at 1230 Sumner Road, Southeast
- We've filmed a couple of short videos with DC Media Connection. The video featuring Chairman Bennett was played.
- The staff has been doing a lot of accuracy testing on the voting machines. We are scheduled to do acceptance testing this weekend and hopefully that will go well.
- Poll worker training, early voting training was completed in September. We trained 701 early poll workers.
- we have a number of mailers that also are either gone out or in the process of going out.
 - The first one is we identify individuals who are eligible but not registered to vote and that's this mailer here that has been sent out to 8,500 individuals.
 - The next item that we will be sending out is, of course, our voter guide. We're finalizing and putting the final touches on that today. And, it should be ready to hit in the mail hopefully early next week.
 - And then, finally, about a week or so out from the election, we do like to remind people of election day. We will send out a postcard to, again, all households that talks about early voting beginning on October 22 through November 2nd at 1 GS Square and then the satellite locations for Friday, October 26th through the 2nd.
- As you all know, we will have a special election for the Ward 4 State Board of Education vacancy. That election will be December 4th, so we're overlapping wards right now with preparing for that election and finalizing the plans for the November general election. We did a ballot lottery on Friday, past Friday. That is up on the website, it shows the order of the ballot for that. We will have 20 precincts in Ward 4 that we will open and it will be open on election day from 7:00 a.m. to 8:00 p.m.

Mr. McGhie presented the General Counsel's report.

- Office of Campaign Finance Petition for Enforcements. And, I'll ask Mr. McGann of my office to make the presentation on that matter.
 - Docket Number 17A-016. The Respondent's name is Mr. Keith Cohen. He's a Treasurer for his campaign of an advisory neighborhood summary financial statement which is the missing document. And the fine is for \$2,000.
 - Docket Number 17A-021. And, Respondent's name is Kendall Simmons, another Commissioner. He failed to file his summary financial statement and the fine is assessed at \$2,100
 - 17a-024, Monica Watts, another advisory neighborhood Commissioner who failed to file her summary financial statement. The amount of the fine is \$2,100.
 - 17A-028, Maurice Dickens, candidate for ANC failed to file his summary financial statement and the fine is in the amount of \$2,100.

- 17A-029, Travon Hawkins, failure to file a summary financial statement. And, the amount of the fine is \$2,100.
- 17A-033, Joshua Johnson, failed to file an advisory summary financial statement. The amount of the fine is \$2,250.
- 17A-035, Davina Callahan, the amount of the fine is \$1,450 for failure to file ANC summary financial statement.
- 17A-041, Ms. Inez Johnson, failure to file a summary financial statement. The amount of the fine is \$2,250.
- 17A-049, Tyrell Holcomb, failure excessive contributions totaling \$470. The amount of that fine is \$4,500.
- 17C-007, report of receipts and expenditures failure to file. And, the Respondent's name is Natalie Williams. And the amount of the fine is \$1,600.
- 17C-008, Committee to Elect Khaleed Hicks, failure to file a report of receipts and expenditures and the amount of the fine is \$1,600.
- 17C-009, Carter At-Large 2014, failure to file a report of receipts and expenditures and the amount of the fine is \$1,600.
- 17R-001, Sheets for Council 2016, request for additional information that was failed to be filed. The amount of that fine is \$2,850.
 - **BOARD ACTION:** move to issue a Board Order in each one of these matters so that the General Counsel office can present that to the D.C. Superior Court for a judgment.
- 12 matters filed in court last month all involved petitions for enforcement of Office of Campaign Finance funds. A hearing has been scheduled for October 4th with certified copies of the record of the proceedings below
 - Gaston 2014, that was for \$1,900. The board against Carter-at-large, that was for \$2,000. The board against Bruce Majors, \$2,000; Harley, \$2,000; Davis, \$2,000; Garcia, \$2,000; Sharp, \$2,000; Bell, \$2,000; Whitaker, \$2,000; Majors, \$1,400; Carter, \$1,400; and Davis \$2,000.
- Ameer Flippin v. the Board. Mr. Flippin filed for a preliminary injunction against the Board.
 - Mr. Flippin would like to be a write-in candidate or initiate some kind of write-in effort to be a mayoral candidate. And, he wants to have his name also included on the Board's website as a write-in candidate.
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Mr. Michael Sindram presented public matters:

- Board Chair explained to Mr., Sindram the reasoning behind not publicizing Mr. Flippin's write-in candidacy: the process of getting on the ballot, anybody that's on the ballot, has to follow that. You know, they've got to get signatures and do that in a tablet way and make sure the signatures are valid. If they haven't done that and gone through that process, it wouldn't be fair to those candidates who have followed the process and certainly would not be lawful for us to include someone even though they haven't followed the process.
- Ms. Miller explained that the vacancy was declared too late for it to be consolidated with

the November election. Based on the requirements in terms of the signature requirements and the filing deadlines, there was no way to accommodate that for the November election.

There being no further business before the Board, the meeting adjourned at 11:27 a.m.