

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

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BOARD OF ELECTIONS

+ + + + +

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

TABLE OF CONTENTS

Agenda Items	Page
Ascertainment of Quorum	3
Call to Order	3
Adoption of Agenda/Approval of Minutes from October 13, 2021 Meeting	3
Board Matters (none)	
Executive Director's Report Monica H. Evans	4
General Counsel's Report Terri D. Stroud Litigation Status - Long v. D.C. Board of Elections	7
Campaign Finance Report Cecily Collier-Montgomery	9
Public Matters (none)	
Adjournment	24

P-R-O-C-E-E-D-I-N-G-S

(10:03 a.m.)

MEMBER GILL: 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.

1 MEMBER GREENFIELD: Yes, I move that
2 we approve the minutes from the meeting of
3 October 13th.

4 MEMBER GILL: I second. All in favor?
5 (Chorus of ayes.)

6 MEMBER GILL: Thank you. The minutes
7 are approved.

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

10 Karen, do you have any?

11 MEMBER GREENFIELD: No, I don't.

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

15 MS. EVANS: Thank you and good
16 morning. Beginning with the voter registration
17 system, as I mentioned in October, our new voter
18 registration system was launched on September
19 28th. Staff training is continuing with the new
20 Voter Focus system and as staff members become
21 more familiar with Voter Focus, the system is
22 getting high praise.

1 The enhanced system provides many
2 upgraded features to our voter registration
3 process, and as we continue to navigate Voter
4 Focus to daily use, our attention is now turning
5 to the election worker portal. And we are
6 currently engaged in user acceptance testing of
7 the election --

8 PARTICIPANT: Hold on, hold on.

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

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

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

1 compliance with the Mayor's order.

2 Voter outreach. During the month of
3 October, the Voter Education and Outreach
4 Division participated in many outreach events on
5 behalf of the Agency. Overall, we participated
6 in 14 formal outreach events and one noteworthy
7 event was held at Gallaudet University on October
8 27th. The Outreach Division conducted a voter
9 registration drive in conjunction with students
10 in the Social Work Program. We were able to
11 interact with students and assistants of
12 registration process. We even learned a bit of
13 American Sign Language in the process.

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

18 The Data Services Division has been
19 busy reconciling and transitioning records from
20 the old voter registration system to Voter Focus.
21 We are currently processing new registrations in
22 Voter Focus and producing registration reports.

1 In October, we processed and mailed
2 1,797 voter cards.

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

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

15 MEMBER GILL: Thanks, Monica.

16 Karyn, do you have any questions for
17 Monica?

18 MEMBER GREENFIELD: No, I don't.

19 MEMBER GILL: No. With that, Terri.

20 MS. STROUD: Good morning, everyone.
21 The only item on my agenda is litigation status.
22 We have only one case in progress. That is Long

1 versus the D.C. Board of Elections. This matter
2 was filed in D.C. Superior Court on July 2nd of
3 this year and it's a civil complaint wherein a
4 poll worker, a former poll worker, seeks \$10,000
5 in damages. Mr. Long claims negligence and
6 unjust enrichment and alleges that the Board
7 issued him a check without informing him not to
8 deposit it, then payment of the check stopped,
9 causing him to have a negative balance and a
10 returned check fee.

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

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

20 MEMBER GILL: Thank you, Terri.

21 Karyn, do you have any questions for
22 Terri?

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

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

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

10 In our Fair Elections Program during
11 the month of October, again, I would just like to
12 provide some background information for members
13 of the public just to remind them that 2020
14 election cycle was the first cycle, election
15 cycle, during which the Fair Elections Program
16 was fully implemented. The total sum of
17 \$4,016,797.64 was disbursed from Fair Elections
18 fund, again in base amounts and matching payments
19 to 36 candidates who were certified in the
20 program to participate in the June 2020 primary
21 election, the June 2020 special election, and in
22 the November 2020 general election.

1 The 2020 cycle closed on November 3rd
2 of 2020 and the 2020 special election cycle
3 closed on June 16, 2020.

4 As of this date, during the 2022
5 election cycle, which is the second cycle for the
6 program, the total cost of \$385,215 has been
7 authorized for disbursement from the fund in base
8 amount in matching payment to the four candidates
9 who are currently certified through Fair
10 Elections Program to participate in the June 21,
11 2022 primary election.

12 The candidates who are certified in
13 the program for the 2022 election cycle during
14 the month of October and the disbursements that
15 were authorized are as follows: one, to Brianne
16 Nadeau, Brianne for DC 2022. The candidate was
17 certified to participate as a candidate in this
18 program on October 25th, 2021 for the covered
19 office of member of the Council for Ward 1 and
20 the general 2022 primary election in the sum of
21 \$40,660 in matching payments has been authorized
22 for disbursement. Two, Faith Gibson Hubbard,

1 Friends of Faith, Ward 5, 2022, the candidate was
2 certified on October 25th, 2021 in the program
3 for the covered office of members of council of
4 Ward 5 in June 2022 primary elections in the sum
5 of \$47,775 in matching payment and \$20,000 for
6 one half of the base amount payment were
7 authorized for disbursement. Number three, Erin
8 Palmer, Erin for D.C. The candidate was
9 certified on October 25th in the Fair Elections
10 Program for the covered office of Chairman of the
11 Council in June 2022 primary elections. And the
12 sum of \$133,075 in matching payments and \$20,000
13 for one half of base amount payment were
14 authorized for disbursement.

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

19 And for Mary Cheh, Cheh 2022, on
20 October 29th, 2021, the additional sum of \$625 in
21 matching payments was authorized for
22 disbursement.

1 And with both Gordon Fletcher and with
2 Mary Cheh, those candidates were certified to the
3 program previously during the month of September
4 2021.

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

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

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

21 As of October 31, 2021, the total sum
22 of \$140,686.88 was deposited in the Fair

1 Elections fund from those campaign operations of
2 the participating candidates who were certified
3 into the program during the 2020 general -- the
4 2020 election cycle, as well as in the 2020
5 special election cycle.

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

13 Also, in the program, during the month
14 of October, we currently have 34 (audio
15 interference.) election full-field audits and
16 they are at various stages, including audit
17 documentation, request (audio Interference.)
18 audit is in progress (audio Interference.) the
19 audit is complete and the preliminary statement
20 of findings is issued and the response of the
21 campaign has been received and is under review.
22 And last, the failure to submit audit

1 documentation or response to findings has been
2 referred to the Office of the General Counsel.

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

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

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

22 October the 1st was also the filing

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

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

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

20 With our Fair Elections Program, with
21 the Principal Campaign Committee, on October 12th
22 again was the deadline for the filing of the

1 October the 10th Report of Receipts and
2 Expenditures. There were nine required filers,
3 nine timely filed, three requested extensions and
4 the extensions were granted. And all the filers
5 electronically filed their reports.

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

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

20 With our Fair Elections Program, we
21 had five new registrants during the month of
22 October. We currently have 13 candidates who

1 have registered and their intent to participate
2 in the Fair Elections Program. The five new
3 candidates are Laniqua'dominique, Council at-
4 large, registration date October 1st, 2021;
5 Charles Allen, Council Ward 6, registration date
6 October 12th, 2021; Robert White for Mayor,
7 registration date October 13th, 2021; Nate
8 Fleming, Council at-large, registration date
9 October 20th, 2021; Kenyan McDuffie, Attorney
10 General, registration date October the 26th,
11 2021.

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

16 During the month of October, 13
17 candidates and treasurers completed the OCS
18 Veterans Conference presentation during the
19 month. And of course, that was a mandatory
20 requirement that new candidates and treasurers
21 who registered with the Agency must complete a
22 mandatory training conference for the purpose of

1 making sure that they understand the reporting
2 requirement and their responsibilities under the
3 Campaign Finance Act. And the names of those
4 candidates and treasurers who attended or
5 participated in the program are listed in our
6 report, and again the report will be posted at
7 the end of the day.

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

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

18 The audit branch issue one, audit
19 during month of October, and that was for the
20 Ward 6 Democrats, and it was issued on October
21 19th, 2021. It was a random, periodic audit
22 conducted on July 31st, 2021 report and it was a

1 compliance audit report.

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

10 With respect to candidates in upcoming
11 2022 of the election cycle, there is one
12 outstanding audit and that is Mendelson 2022,
13 preliminary draft statement of compliance was
14 issued on September the 24th, 2021. The
15 committee provided its response on October the
16 24th and it is currently under the review of the
17 audit staff.

18 With our Constituent Service Program,
19 there are two periodic audits which are online
20 and those audits are of the October 1st, 2021
21 report of receipts and expenditures which were
22 filed. The first is Mayor Bowser for Constituent

1 Service Program and for that particular audit,
2 the audit records have been received and the
3 audit is in progress.

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

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

10 MR. SANFORD: Good morning, Mr.
11 Chairman, and Distinguished Board Member
12 Greenfield. My name is William Sanford, General
13 Counsel for the Office of Campaign Finance.
14 During the month of October 2021, the Office of
15 the General Counsel received ten referrals,
16 conducted ten informal hearings, and imposed --
17 issued orders that imposed ten fines -- ten
18 orders of imposed fines that totaled \$12,000.

19 For the month of October 2021, fines
20 were imposed against the following ten committees
21 in the amount of \$1,200 each: Committee to Elect
22 Professor al-Huba (phonetic), Kim Lord (phonetic)

1 Ward 8 Strong, Friends of Courtney Stodden,
2 Committee to Elect Jacque Patterson, Toliver for
3 Ward 8, Patterson for Ward 8, Carter at-large
4 2014, Anita Good, 2016, Committee to Elect
5 Claudia Berrigan, and Jacque for D.C.

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

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

14 Karyn, do you have any questions?

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

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

20 Randy, our IT guru, is going to take
21 over when I mute. If folks could announce
22 themselves and then announce their name and their

1 address, we'll have a time for public matters and
2 we ask that everyone keep their comments to three
3 minutes.

4 So do we have a first volunteer for
5 public matters?

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

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

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

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

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

19 MEMBER GREENFIELD: I move that we
20 adjourn the meeting.

21 MEMBER GILL: Second. All in favor.

22 (Chorus of ayes.)

A	B	C	D
<p>a.m 1:12 3:2 23:6 able 6:10 above-entitled 23:5 acceptance 5:6 account 13:12 Act 18:3 Action 15:9 additional 11:17,20 12:19 18:15 address 22:1 adjourn 22:18,20 adjourned 23:2 Adjournment 2:14 Adopt-A-Predict 6:16 Adoption 2:5 afternoon 14:5 agency 6:5 8:15 12:17 17:14,21 18:11 agenda 2:2 3:15,17 7:21 21:18 Agenda/Approval 2:5 al-Huba 20:22 alleges 8:6 Allen 17:5 amended 12:17 American 6:13 amount 10:8 11:6,13 12:9,11 20:21 amounts 9:18 Analysis 18:8 Anita 21:4 announce 21:21,22 annual 6:15 approve 3:15,17,21 4:2 approved 4:7 Ascertainment 2:3 assistants 6:11 at- 17:3 at-large 17:8 21:3 attended 18:4 attention 5:4 Attorney 8:11 17:9 audience 3:12 audio 12:7,18 13:14,17 13:18 14:21 20:9 audit 13:16,18,19,22 14:4 18:8,9,18,18,21 19:1,3,12,17 20:1,2,3 20:5,6 audits 13:15 19:2,4,8 19:19,20 authorization 12:8 authorized 10:7,15,21 11:7,14,17,21 12:9,12 available 7:11 eyes 3:20 4:5 22:22</p>	<p>background 9:12 balance 8:9 base 9:18 10:7 11:6,13 12:9,11 Beginning 4:16 behalf 6:5 Berrigan 21:5 Bill 3:13 21:12 bit 6:12 Board 1:4,6,11,12,13 1:16 2:7,11 3:8 4:8 8:1,6,12,16 19:7 20:11 BOE 5:18,21 Bowser 19:22 branch 18:18 Brianne 10:15,16 Brizill 22:6,9 Brooke 19:5 busy 6:19</p>	<p>Columbia 1:2,11 comments 22:2 committee 15:3,9,15,21 16:8 19:6,15 20:21 21:2,4 committees 16:13 17:12,13 20:20 community 9:8 complaint 8:3 complement 7:6 complete 13:19 17:21 completed 7:13 17:17 compliance 6:1 19:1,13 compliant 5:22 component 5:10 7:5,10 conclude 21:11 concludes 7:14 8:18 20:7 conduct 13:9 conducted 6:8 12:14 18:11,17,22 20:16 21:10 conference 17:18,22 conjunction 6:9 considering 6:16 Constituent 14:12,15 19:18,22 20:4 content 7:9 CONTENTS 2:1 contested 12:10 continue 5:3 continuing 4:19 convened 1:11 cost 10:6 council 10:19 11:3,11 17:3,5,8 counsel 1:17,21 3:10 3:12 8:13,19 14:2 15:13 16:7,9 20:8,13 20:15 21:8 Counsel's 2:9 course 17:19 Court 8:2 Courtney 21:1 covered 10:18 11:3,10 COVID 5:20 currently 5:6 6:21 10:9 13:14 14:15 15:17 16:17,22 17:13 19:16 cycle 9:14,14,15 10:1,2 10:5,5,13 13:4,5 16:19 19:11</p>	<p>damages 8:5 Data 6:18 date 10:4 14:13 17:4,5 17:7,8,10 day 18:7 DC 10:16 deadline 14:18 15:1,7 15:15,22 deadlines 14:10 December 5:10 8:18 Defense 15:2 Democrats 18:20 deposit 8:8 deposited 12:22 desk 12:15,20 18:11,16 developing 7:4,8 Director 1:17,18 3:9 Director's 2:8 4:14 disbursed 9:17 disbursement 10:7,22 11:7,14,18,22 12:8 disbursements 10:14 Distinguished 20:11 District 1:2,11 8:14 Division 6:4,8,18 14:10 16:7 18:9 documentation 13:17 14:1 draft 19:13 drive 6:9 DS 5:12 due 14:13 15:8</p>
			E
			<p>Education 6:3 19:7 eight 14:16,16 Elect 20:21 21:2,4 elected 19:4 election 5:5,7 7:3,5,11 9:14,14,21,21,22 10:2 10:5,11,13,20 13:4,5 13:9,15 16:19 19:11 elections 1:4,11,13,16 2:11 3:8 8:1 9:10,15 9:17 10:10 11:4,9,11 12:10,11,13 13:1,12 15:20 16:20 17:2 electronically 14:17 15:4,19 16:5 engaged 5:6,11 enhanced 5:1 enrichment 8:6 equipment 5:12,13 Erin 11:7,8 ES&S 5:15 EST 1:12 Evans 1:17 2:8 3:9 4:15 5:9</p>
			D
		<p>D 1:17 2:10 D.C 2:10 8:1,2 11:8 19:6 21:5 daily 5:4</p>	

event 6:7,15
events 6:4,6 9:9
exact 14:3
Executive 1:17 2:8 3:9
 4:14
expected 5:15
expecting 22:6
expenditures 12:16
 14:11,14 15:2,8,14,17
 16:2,11 18:12 19:21
extension 15:11
extensions 16:3,4

F

face 3:4
failure 13:22 16:9
failures 15:12
Fair 9:10,15,17 10:9
 11:9 12:13,22 13:12
 15:20 16:20 17:2
Faith 10:22 11:1
familiar 4:21
far 5:17
favor 3:19 4:4 22:21
features 5:2
fee 8:10
file 15:12 16:10,10
filed 8:2 12:16 14:16,17
 15:4,4,10,10,18 16:3
 16:5 18:12 19:22
filer 15:3,4
filers 14:16,21 15:10,18
 16:2,4
filing 14:10,11,13,22
 15:1,6,7,11,16,22
Finally 7:3
finance 1:19 2:12 3:11
 3:13 8:13 9:4 14:5
 16:14 18:3,10 20:13
findings 13:20 14:1
fines 20:17,18,19
finished 5:12
first 9:7,14 14:12 19:5
 19:22 22:4
five 16:21 17:2 19:2
Fleming 17:8
Fletcher 11:15,16 12:1
Focus 4:20,21 5:4 6:20
 6:22
folks 21:21
following 5:18 13:9
 20:20
follows 10:15
formal 6:6
former 8:4
four 10:8
four-hour 7:7
Fourth 11:15

Friends 11:1 21:1
full 5:22
full-field 13:15 19:4
fully 5:19 9:16
fund 9:18 10:7 13:1,12
funds 13:11 14:20
further 12:13

G

Gallaudet 6:7,15
general 1:17,20 2:9 3:9
 3:12 8:11,18 9:22
 10:20 13:3,6 14:2
 15:13 16:7,9 17:10
 20:8,12,15 21:8
generally 5:14
getting 4:22
Gibson 10:22
Gill 1:12,14 3:3,7,8,18
 4:4,6,12 7:15,19 8:20
 9:3 21:12,17 22:11,21
 23:1
give 20:9
Gordon 11:15,15 12:1
Government 1:1 8:14
granted 16:4
Greenfield 1:15 3:4,6
 3:16 4:1,11 7:18 9:1
 20:12 21:15 22:19
 23:3
guru 21:20

H

H 2:8
half 11:6,13
hand 22:7
handles 8:15
happy 5:21
head 3:10
hearing 8:17 22:12
hearings 20:16
held 6:7 8:17
help 5:13
high 4:22
hold 5:8,8
HOLMAN 1:17
Hubbard 10:22

I

implemented 9:16
imposed 20:16,17,18
 20:20
in-person 7:7,13
included 14:4 19:8
including 13:16
Independent 15:14
informal 20:16
information 9:12 12:6

12:19 13:7 14:9 18:15
informing 8:7
initiative 17:12,13
intent 17:1
interact 6:11
interference 12:7,18
 13:15,17,18 14:21
 20:9
interpretive 21:9
investigations 21:7
issuance 8:15
issue 18:18
issued 8:7 13:20 18:14
 18:20 19:14 20:17
item 7:21 21:18
Items 2:2

J

Jacque 19:6 21:2,5
July 8:2 18:22
June 9:20,21 10:3,10
 11:4,11

K

Karen 3:14 4:10
Karyn 1:15 3:4 7:16
 8:21 21:14 22:17
keep 22:2
Kenyan 17:9
Kim 20:22

L

Language 6:13
Laniqua'dominique
 17:3
large 17:4 19:7
late 15:10
launched 4:18
learned 6:12
Legal 15:2
let's 9:3
letters 18:15
listed 18:5
litigation 2:10 7:21
Long 2:10 7:22 8:5
Lord 20:22

M

machines 5:16
mailed 7:1
making 18:1
Management 8:14 14:9
mandatory 7:7 17:19
 17:22
Mary 11:19 12:2
matching 9:18 10:8,21
 11:5,12,18,21
matter 8:1,12,17 23:5

matters 2:7,13 4:9
 21:19 22:1,5,10,12
Mayor 16:15 17:6 19:22
Mayor's 5:18 6:1
McDuffie 17:9
meeting 1:6 2:6 3:22
 4:2 22:14,20 23:2
member 1:12,14,15 3:3
 3:7,16,18 4:1,4,6,11
 4:12 7:15,18,19 8:20
 9:1,3 10:19 20:11
 21:12,15,17 22:11,19
 22:21 23:1,3
members 1:13 4:20
 9:12 11:3 12:6 13:7
 14:7
Mendelson 19:12
mention 18:14
mentioned 4:17 7:4
Michael 16:15
Mike 1:12,14 3:7
minutes 2:5 3:22 4:2,6
 22:3
module 7:9
Monica 1:17 2:8 3:9
 4:13 7:15,17
Montgomery 9:5
month 6:2 7:4 9:9,11
 10:14 12:3,14 13:13
 14:8 16:12,21 17:16
 17:19 18:13,19 20:14
 20:19 21:6
morning 4:16 7:20 9:7
 20:10
motion 3:21 22:17
move 3:16 4:1 21:18
 22:19
mute 21:21 22:7

N

Nadeau 10:16
name 3:7 20:12 21:22
names 18:3
Nate 17:7
navigate 5:3
negative 8:9
negligence 8:5
network 5:14
new 4:17,19 6:21 16:13
 16:13,21 17:2,15,20
newly 19:3
nine 16:2,3
noteworthy 6:6
notice 1:12
November 1:9 9:22
 10:1
Number 11:7

O	<p>poll 8:4,4,15 portal 5:5 post-election 14:3 posted 14:6 18:6 praise 4:22 preliminary 13:19 19:13 PRESENT 1:13,16 presentation 17:18 presiding 1:12 previously 5:18 12:3 primary 9:20 10:11,20 11:4,11 principal 15:21 16:8 proceedings 21:10 process 5:3 6:12,13 processed 7:1 processing 6:21 producing 6:22 Professor 20:22 program 6:10,17 9:10 9:15,20 10:6,10,13,18 11:2,10 12:3,13,14 13:3,8,10,13 14:12,15 14:20 15:20 16:15,20 17:2 18:5,10 19:3,18 20:1,5 progress 7:22 13:18 20:3,6 properly 5:16 provide 9:12 provided 19:15 provides 5:1 public 2:13 9:13 12:6 13:7 14:7,9 21:19 22:1,5,9,12,14 purpose 17:22 purposes 3:3 pursuant 1:11</p>	<p>20:5 refer 7:12 referral 16:6 referrals 15:12 20:15 referred 14:2 16:8 refresher 7:12 registered 16:16,18 17:1,14,21 registrant 16:14 registrants 16:21 17:15 registration 4:16,18 5:2 6:9,12,20,22 17:4,5,7 17:8,10 registrations 6:21 REGULAR 1:6 remaining 13:11 remind 9:13 remit 13:11 report 2:8,9,12 4:14 5:21 7:14 8:19 9:4,7 14:4,5,14,19 15:1,5,7 15:16 16:1,10 17:15 18:6,6,8,22 19:1,9,21 20:7 21:11 reported 5:18 12:15 reporting 5:22 18:1 reports 6:22 12:17,20 14:11,17 15:19 16:5 18:11 20:9 representing 8:12 request 12:19 13:17 requested 16:3 requesting 18:15 requests 21:9 required 13:10 14:16 14:21 15:3,10,18 16:2 requirement 17:20 18:2 requiring 5:19 Resource 8:13 respect 18:16 19:10 response 13:20 14:1 19:15 responsibilities 18:2 result 12:19 returned 8:10 review 5:15 12:20 13:21 14:6 19:16 reviews 12:15 18:11,16 Robert 17:6</p>	<p>send 4:13 September 4:18 12:3 19:14 Service 14:12,15 19:18 20:1,5 Services 6:18 seven 16:8 18:14 show 21:9 22:13 side 22:8 Sign 6:13 six 14:10 smiling 3:4 Social 6:10 special 9:21 10:2 13:5 staff 1:16 4:19,20 19:17 stages 13:16 started 7:8 State 19:7 statement 13:19 19:13 status 2:10 5:17 7:21 14:3 19:7 Stodden 21:1 stopped 8:8 Strong 21:1 Stroud 1:17 2:10 3:10 7:20 students 6:9,11 submit 13:22 sum 9:16 10:20 11:4,12 11:17,20 12:21 Superior 8:2 support 6:14 surplus 13:11 system 4:17,18,20,21 5:1 6:20</p>
P	<p>P-R-O-C-E-E-D-I-N-G-S 3:1 Page 2:2 Palmer 11:8 PARTICIPANT 5:8 participate 9:8,20 10:10 10:17 16:18 17:1 participated 6:4,5 18:5 participating 6:16 13:2 particular 20:1 Patterson 21:2,3 payment 8:8 10:8 11:5 11:6,13 12:7,8,9,11 payments 9:18 10:21 11:12,18,21 pending 21:7 percent 5:21 perform 5:16 performed 5:14 periodic 18:21 19:19 phonetic 20:22,22 Pinto 19:5 point 4:8 7:8 12:5 Political 15:9</p>	<p>Q questions 7:16 8:21 9:2 21:13,14,16 quickest 22:14 quorum 2:3 3:3</p>	<p>R raising 22:6 random 18:21 Randy 21:20 receipts 12:16 14:11,14 14:19 15:2,7,17 16:1 16:11 18:12 19:21 received 6:14 13:21 20:2,6,15 reconciling 6:19 record 22:13 23:6 records 6:19 14:9 20:2</p>
	<p>S Sagewood 14:20 Sanford 1:20 3:13 20:8 20:10,12 screen 3:5 second 4:4 10:5 19:6 20:4 22:21 seeks 8:4</p>	<p>T TABLE 2:1 ten 16:17 20:15,16,17 20:17,20 termination 13:10 terms 16:6,12 Terri 1:17 2:10 3:10 7:19 8:20,22 testing 5:6,11,13,20 Thank 3:18 4:6,15 8:20 21:12,17 22:10 23:2,3 Thanks 7:15 three 11:7 14:20 15:18 15:18 16:3 17:13 22:2 timely 15:4,10,18 16:3 16:10 today 22:10 today's 3:15,17 22:12 Toliver 21:2 total 9:16 10:6 12:21 totaled 20:18 traditional 16:14,17</p>	

18:9 19:3 training 4:19 7:3,5,6,7,9 7:10,13 17:22 transitioning 6:19 transmissions 5:14,15 treasurers 17:17,20 18:4 turning 5:4 two 10:22 19:3,19	<hr/> 1 <hr/> 1,200 20:21 1,797 7:2 10 12:15 10,000 8:4 10:03 3:2 10:30 1:12 100 5:21 10th 15:8,16 16:1,10 11 12:14 12,000 20:18 12th 15:6,15,21 17:6 13 2:6 16:22 17:16 133,075 11:12 13th 3:22 4:3 17:7 14 6:6 140,686.88 12:22 14th 8:18 16 10:3 19th 18:21 1st 14:13,18,19,22 17:4 19:20	3rd 10:1 16:16
<hr/> U <hr/> uncontested 12:11 undergo 5:20 understand 18:1 University 6:7 unjust 8:6 upcoming 19:10 upgraded 5:2 use 5:4 user 5:6	<hr/> 2 <hr/> 2 19:5 20,000 11:5,12 200 5:12 2014 21:4 2016 21:4 2020 9:13,20,21,22 10:1 10:2,2,3 13:3,4,4 2021 1:9 2:6 9:9 10:18 11:2,16,20 12:4,15,21 16:16 17:4,6,7,9,11 18:21,22 19:14,20 20:14,19 21:6 2022 10:4,11,13,16,20 11:1,4,11,19 16:18 19:11,12 20th 15:1 17:9 21 10:10 22 15:10 24 2:14 24th 19:14,16 25th 10:18 11:2,9 26th 17:10 27th 6:8 28th 4:19 29th 11:16,20 2nd 8:2	<hr/> 4 <hr/> 4 2:8 4,016,797.64 9:17 40,660 10:21 47,775 11:5 49 15:9
<hr/> V <hr/> v 2:10 vaccinated 5:20 vaccine 5:17 various 13:16 versus 8:1 Veterans 17:18 Videoconference 1:11 volunteer 22:4 voter 4:16,17,20,21 5:2 5:3 6:2,3,8,20,20,22 7:2 voting 5:12	<hr/> 3 <hr/> 3 1:9 2:3,4,6 31 12:21 31st 18:22 34 13:14 36 9:19 385,215 10:6	<hr/> 5 <hr/> 5 11:1,4,16 20:4 5,525 11:17 52 18:11
<hr/> W <hr/> Ward 10:19 11:1,4,16 17:5 18:20 19:5 20:4 21:1,3,3 website 14:6 WEDNESDAY 1:8 weekly 5:20 went 23:6 White 17:6 William 1:20 20:8,12 Work 6:10 worker 5:5 7:3,11 8:4,4 8:15 workers 7:6	<hr/> 6 <hr/> 6 15:11 17:5 18:20 625 11:20	<hr/> 6 <hr/> 6 15:11 17:5 18:20 625 11:20
<hr/> X <hr/> Y <hr/> year 8:3	<hr/> 7 <hr/> 7 2:9 15:12	<hr/> 7 <hr/> 7 2:9 15:12
<hr/> Z <hr/> 0	<hr/> 8 <hr/> 8 21:1,3,3	<hr/> 8 <hr/> 8 21:1,3,3
	<hr/> 9 <hr/> 9 2:12 9:55 23:6	<hr/> 9 <hr/> 9 2:12 9:55 23:6

C E R T I F I C A T E

This is to certify that the foregoing transcript

In the matter of: Board Meeting

Before: DC BOE

Date: 11-03-21

Place: teleconference

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