

GOVERNMENT
OF
THE DISTRICT OF COLUMBIA

+ + + + +

BOARD OF ELECTIONS

+ + + + +

REGULAR BOARD MEETING

+ + + + +

WEDNESDAY
OCTOBER 3, 2018

+ + + + +

The District of Columbia Board of Elections convened Regular Board Meeting in Suite 750, 1015 Half Street, S.E., Washington, D.C., 20003, pursuant to notice at 10:30 a.m., Michael Bennett, Chair, presiding.

BOARD OF ELECTIONS MEMBERS PRESENT:

MICHAEL BENNETT, Chair
MIKE GILL, Member
DIONNA MARIA LEWIS, Member

BOARD OF ELECTIONS STAFF PRESENT:

ALICE P. MILLER, Executive Director
ARLIN BUDOO, Facility Operations Manager
CECILY COLLIER-MONTGOMERY, Director,
Office of Campaign Finance
KENNETH MCGHIE, General Counsel
RACHEL COLL, Public Information Officer
RUDOLPH MCGANN, Senior Staff Attorney,
Office of the General Counsel
WILLIAM SANFORD, General Counsel, Office of
Campaign Finance

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

2 10:45 a.m.

3 CHAIRMAN BENNETT: We're going to call
4 the October meeting to order. It's Wednesday,
5 October 3rd.

6 Can you hear me okay for the recording?
7 Okay, you're good? Okay.

8 I'll call the meeting to order and
9 introduce the Executive Department, Alice Miller,
10 Executive Director of the Board of Elections; Ms.
11 Dionna Lewis --

12 MEMBER LEWIS: Good morning.

13 CHAIRMAN BENNETT: -- Board Member;
14 Michael Bennett, Chair.

15 To my immediate right is Mr. Ken McGhie,
16 General Counsel, Board of Elections. To his
17 immediate right, Mr. Michael Gill, Board Member;
18 and Ms. Cecily Montgomery.

19 To his right is the Director of the
20 Office of Campaign Finance.

21 We're going to open up the meeting with
22 the adoption of the agenda. Can I get a motion

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1 to adopt the agenda for today?

2 MEMBER LEWIS: So moved.

3 MEMBER GILL: Second.

4 CHAIRMAN BENNETT: It has been
5 properly moved and seconded, unanimous. I approve
6 the agenda.

7 Okay, second on the item are the
8 adoption of the Minutes from the Wednesday,
9 September 5th, 2018 minutes.

10 Can I get a motion to adopt the Minutes
11 from the last meeting?

12 MEMBER LEWIS: So moved.

13 MEMBER GILL: Second.

14 CHAIRMAN BENNETT: It's been properly
15 moved and seconded, and I approve as well, so it's
16 unanimous.

17 Any Board matters, Ms. Lewis?

18 MEMBER LEWIS: No, not from me.

19 CHAIRMAN BENNETT: Okay.

20 Mr. Gill?

21 MEMBER GILL: None.

22 CHAIRMAN BENNETT: Great.

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1 All right, I have none today.

2 Well, I do have one, I just want to put
3 on the record, last month we had a pretty
4 contentious matter regarding the ballot access for
5 potential council race of Ms. Allen.

6 Ad, I wanted to thank the entire Board
7 of Elections and all those who participated on the
8 administrative aspect and the law department with
9 the effort, fine efforts to make sure that we
10 handled the matter effectively and efficiently and
11 got a good quality product.

12 And so, for the record, thank you for
13 all your hard work in that regard.

14 Next item on the agenda is the report
15 from the Office of Campaign Finance.

16 Ms. Montgomery?

17 MS. MONTGOMERY: Yes, good morning.

18 The first thing I would like to report
19 was that during the month of September 2018, there
20 were no scheduled dates for the filing of reports
21 of receipts and expenditures.

22 We did, however, have new candidates

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1 committees who registered during the month of
2 September. There were approximately five.

3 Kerry Heim, Education Tomorrow's
4 Leaders, Ward 4, State Board of Education,
5 registered on August the 29th, 2018.

6 Ameer Flippin, Ameer Flippin for Mayor
7 2018, registered on August the 31st, 2018.

8 And, I would point out that, with those
9 two registrations, I did not report on those at
10 the last meeting.

11 Frazier O'Leary, Frazier O'Leary for
12 Ward 4 State Board of Education, September the 7th,
13 2018.

14 Joe Henschman, Attorney General,
15 September the 13th, 2018.

16 Ethan Bishop-Henschman, Council Chair,
17 September the 13th, 2018.

18 We also held entrance conferences
19 during the month of September.

20 On September the 6th, there were seven
21 participants, Violet J. Harris, Treasurer, Seniors
22 United PAC, George Jackson, Candidate Mayor, Ryan

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1 Tauriainen, Candidate, Ryan for Ward 4 State Board
2 of Education, Chris Smith, Treasure, Ryan for Ryan
3 for Ward 4 State Board of Education, Elani Lawrence,
4 Candidate, Elani for State Board, Sekou Biddle,
5 Treasurer, Elani for State Board, Rhonda Henderson,
6 Candidate, Rhonda Henderson for State Board of
7 Education.

8 On September the 25th, 2018, there were
9 five participants, Ralph Chittams, Sr., Candidate,
10 Committee to Elect Ralph J. Chittams, Sr., Gregori
11 Stewart, Treasurer, Committee to Elect Ralph J.
12 Chittams, Sr., Frazier O'Leary, Jr., Candidate,
13 Frazier O'Leary for Ward 4 State Board of Education,
14 Frazier O'Leary, IV, Treasurer, Frazier O'Leary
15 for Ward 4 State Board of Education, Mary "Gail"
16 Gottlieb, Candidate, Committee Women at Large
17 Democratic State Committee.

18 The following replied to the accounting
19 of the Audit Division of the Office of Campaign
20 Finance for September of 2018.

21 The Audit Financial conducted 38 desk
22 reviews of the reports of receipts and expenditures

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1 which were filed with us by political action
2 committees, principle campaign committees as well
3 as constituent service funds as well as reports
4 by candidates for the Office of Attorney General.

5 We have several ongoing audits in the
6 Office of Campaign Finance of the newly elected
7 official, Sheika Reid for Ward 1 which was initiated
8 on August the 29th, 2018.

9 We also have periodic random audits of
10 the candidates in the upcoming 2018 election. With
11 respect to the January 31st, 2018 filing, Kenyan
12 McDuffie 2018 which was initiated March the 22,
13 2018.

14 Candidates in the upcoming 2018
15 election of the June 10th, 2018 filing, Anita Bonds
16 2018. The periodic random audit was initiated on
17 September the 11th.

18 Elissa 2018, the periodic random audit
19 was initiated on September 10th.

20 We also issued several audits, final
21 audit reports during the month of September and
22 they are available at our website for review by

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1 the public of political action committees.

2 D.C. Political Action Committee was
3 issued on September the 7th.

4 Professional Insurance Agents was
5 issued on September the 7th.

6 Lawyers for Better Government Fund D.C.
7 was also issued on September the 7th.

8 And, BB&T District of Columbia PAC was
9 issued on September the 7th.

10 With principle campaign committees, we
11 issued a final audit report of the Re-Elect Muriel
12 Bowser Our Mayor and that was issued on September
13 the 18th, 2018.

14 I would as the General Counsel to give
15 the report for the Office of the General Counsel
16 for the Office of Campaign Finance, Mr. Sanford.

17 CHAIRMAN BENNETT: Thank you.

18 Mr. Sanford?

19 MR. SANFORD: Good morning, Mr.
20 Chairman and distinguished Board Members.

21 CHAIRMAN BENNETT: Are you guys able
22 to hear him okay? You're able to hear him okay?

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1 COURT REPORTER: Yes.

2 CHAIRMAN BENNETT: Thank you.

3 MR. SANFORD: Can you hear me now?

4 My name is William Sanford, General
5 Counsel for the Office of Campaign Finance.

6 During the month of September, 2018,
7 the Office of the General Counsel received one
8 referral of the Reports, Analysis and Audit
9 Division.

10 The Office of the General Counsel
11 conducted eight informal hearings and issued eight
12 orders which included the following.

13 Six orders regarding failure to timely
14 file reports of receipts and expenditures were
15 issued in which no fines were imposed.

16 And, two orders were issued regarding
17 failure to timely file reports of receipts and
18 expenditures in which a total of \$3,100 in fines
19 were imposed.

20 The fines were imposed against the
21 following respondents.

22 A fine of \$1,550 was imposed against

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1 Melik for At-Large Council.

2 A fine of \$1,550 was imposed against
3 Holmes for D.C.

4 During the month of September 2018, the
5 Office of the General Counsel collected a total
6 of \$1,500 in fines. And that \$1,500 was submitted
7 by Jeffrey Thompson in accordance with an agreement
8 that the parties have reached in December of 2017.

9 During the month of 2018, the Office
10 of the General Counsel did not carry any open
11 investigations. There were no requests for
12 interpretive opinions and no show cause proceedings
13 were conducted.

14 And that should conclude my report.

15 CHAIRMAN BENNETT: Thank you, Mr.
16 Sanford.

17 Ms. Montgomery?

18 MS. MONTGOMERY: Yes, and that
19 concludes the report of the Office of Campaign
20 Finance.

21 CHAIRMAN BENNETT: Great.

22 Any questions, Mr. Gill?

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1 MEMBER GILL: No questions, thank you.

2 CHAIRMAN BENNETT: Ms. Lewis? Any
3 questions?

4 MEMBER LEWIS: No, thank you.

5 CHAIRMAN BENNETT: Thank you.

6 That concludes the Office of Campaign
7 Finance Report.

8 Let's go to Ms. Alice Miller with the
9 Office of the -- the report from the Board of
10 Elections.

11 MS. MILLER: Thank you, Mr. Bennett.

12 First item on the agenda for me is the
13 location of the polling place, Precinct Number 60.

14 Mr. Budoo?

15 MR. BUDOO: Good morning.

16 CHAIRMAN BENNETT: Good morning.

17 MR. BUDOO: My name is Arlin Budoo, I'm
18 the D.C. Board of Elections Facility Operations
19 Manager.

20 We come before the Board today for a
21 relocation and this will not be a proposed
22 relocation. We will need to make the decision

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1 today of we are relocating from Nativity Catholic
2 Church which has served as Precinct 60 in the past.

3 The Precinct will not be available for
4 the 2018 general election. They are scheduled to
5 renovate the gym and notified the Board of the
6 conflict on September 6, 2018.

7 This will be a permanent relocation.

8 Therefore, I am requesting that we relocate to
9 St. John United Baptist Church located at 6343 13th
10 Street, Northwest.

11 We'll be using the church hall at St.
12 John United Baptist Church.

13 We have -- I have went out and surveyed
14 earlier with Terika Jennings. She did a survey.

15 It is accessible with a slight modification.

16 When I say a slight modification, we
17 will have to place a ramp at the side door entrance.

18 There's a one-step up into the facility.

19 CHAIRMAN BENNETT: But, we can do that
20 modification or would they do it?

21 MR. BUDOO: We would do that.

22 CHAIRMAN BENNETT: Okay.

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1 MR. BUDOO: We would do that. We would
2 do that through a contractor where we would contract
3 the contractor to come and place the ramp there
4 at that side door entrance.

5 CHAIRMAN BENNETT: And so, it's just
6 putting a ramp there and then --

7 MR. BUDOO: Yes, once --

8 CHAIRMAN BENNETT: -- once it's over,
9 they take it up?

10 MR. BUDOO: -- it's over, they take it
11 back, yes, sir.

12 CHAIRMAN BENNETT: Okay.

13 MR. BUDOO: Okay?

14 The voting space is excellent. The
15 lighting is excellent. There is a small parking
16 lot in the back of the church as well as street
17 parking.

18 And it is approximately three blocks
19 from the current voting place.

20 CHAIRMAN BENNETT: So, Nativity is out
21 completely? They don't --

22 MR. BUDOO: Nativity is out

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1 completely.

2 CHAIRMAN BENNETT: -- but they want us
3 out?

4 MR. BUDOO: Pretty much, yes.

5 (LAUGHTER)

6 MR. BUDOO: Pretty much, yes.

7 CHAIRMAN BENNETT: Okay.

8 MR. BUDOO: So, that's all.

9 CHAIRMAN BENNETT: And, St. John's is
10 --

11 MR. BUDOO: Right there on 13th Street.
12 If you go around the corner, it's one block over
13 from Piney Branch.

14 CHAIRMAN BENNETT: One block over from
15 Piney Branch?

16 MR. BUDOO: I do --

17 CHAIRMAN BENNETT: One block --

18 MR. BUDOO: If you're crossing Georgia
19 and Piney Branch --

20 CHAIRMAN BENNETT: Yes?

21 MR. BUDOO: -- where the subway is,
22 it's right down that side street there. It's like

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1 two blocks from getting to Fort Stevens
2 Recreational Center.

3 CHAIRMAN BENNETT: Oh, yes. So,
4 that's -- but that's -- that church is more like
5 in that neighborhood.

6 MR. BUDOO: Yes, yes.

7 CHAIRMAN BENNETT: It's in that -- I
8 can't remember what -- is that neighborhood called
9 16th Street Heights or is that --

10 MR. BUDOO: I'm not sure of the name
11 of the neighborhood.

12 CHAIRMAN BENNETT: Okay, yes, yes. I
13 know where it is.

14 And so, yes, because it's -- that's
15 about, yes, that's about three blocks from
16 Nativity.

17 MR. BUDOO: Yes.

18 CHAIRMAN BENNETT: Okay. Well,
19 parking is good around there, too.

20 MR. BUDOO: Yes, sir.

21 CHAIRMAN BENNETT: Okay. I'm sorry,
22 go ahead.

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1 MR. BUDOO: No problem, no problem.

2 So, I just would like the Board to
3 approve the relocation so then, therefore, I would
4 notify the affected ANCs as well as the council
5 members of Ward 4 as well today.

6 CHAIRMAN BENNETT: Any questions, Ms.
7 Lewis?

8 MEMBER LEWIS: No, thank you.

9 CHAIRMAN BENNETT: Mr. Gill?

10 MEMBER GILL: No questions.

11 CHAIRMAN BENNETT: Okay, can I get a
12 motion to approve?

13 MS. MILLER: Just before you do, I just
14 want to make sure you're clear that this is not
15 going to be proposed, it's an emergency because
16 we have to do it right away in light of the November
17 election.

18 We will post it in the Register and do
19 the normal things that we always do with
20 relocations, but we do have to take action today.

21 CHAIRMAN BENNETT: And, our regs
22 support the emergency action?

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1 MS. MILLER: Yes.

2 CHAIRMAN BENNETT: Okay.

3 Okay, anything else, Ms. Miller?

4 MS. MILLER: No.

5 CHAIRMAN BENNETT: Can I get a motion
6 from Ms. Lewis?

7 MEMBER LEWIS: Yes, I move to approve
8 the voting place relocation for Precinct Number
9 60 on an emergency basis.

10 MEMBER GILL: Second.

11 CHAIRMAN BENNETT: All in favor?

12 (CHORUS OF AYES)

13 CHAIRMAN BENNETT: It's unanimous.

14 Okay, thank you, Mr. Budoo, you are
15 approved to move.

16 MR. BUDOO: Thank you.

17 MS. MILLER: Before he leaves, you also
18 have on the agenda the identification of new early
19 voting sites.

20 CHAIRMAN BENNETT: Okay.

21 MS. MILLER: When we were at the budget
22 hearing last year, we were requested to see if we

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1 could not put additional early voting sites in each
2 of the eight wards.

3 Mr. Budoo has done an excellent job
4 identifying five additional early voting sites.

5 CHAIRMAN BENNETT: Okay.

6 MS. MILLER: Which will just be used
7 for early voting. I'm going to ask him to just
8 put those on the record.

9 And, it is five, we are two short. We
10 do not have an additional site in Ward 1 or Ward
11 2, although he did make a valid effort to try to
12 identify.

13 CHAIRMAN BENNETT: You failed Mr.
14 Budoo.

15 MS. MILLER: So, we have two of six.

16 But, Wards 1 and 2, we couldn't find
17 anything, so we'll have two in every Ward except
18 Wards 1 and 2.

19 He has definitely indicated that we are
20 good for Ward 1 in 2020, but the location that we
21 found, we could not use on Friday --

22 MR. BUDOO: The Friday --

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1 MS. MILLER: -- for early voting.

2 MR. BUDOO: They could give us Friday
3 through Thursday, they couldn't give us the last
4 Friday.

5 CHAIRMAN BENNETT: The last Friday?

6 MS. MILLER: So, I'm just going ask him
7 just to basically put those on the record --

8 CHAIRMAN BENNETT: Okay.

9 MS. MILLER: -- so that we'll have it
10 done.

11 MR. BUDOO: Okay, as Ms. Miller spoke,
12 we do not have an additional location in Wards 1
13 and 2. So, I'll begin with Ward 3.

14 We'll be using the Cleveland Park
15 Neighborhood Library located at 3310 Connecticut
16 Avenue, Northwest.

17 We'll be using a multipurpose room
18 there. That is a newly renovated library and it
19 is a large space that we'll be using at the library.

20 In Ward 4, we'll be using the Emery
21 Heights Community Center located at 5801 Georgia
22 Avenue, Northwest.

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1 We'll be using the gymnasium there.

2 At Ward 5, we'll be using Trinidad
3 Recreation Center located at 1310 Childress Street,
4 Northeast.

5 We'll be using the gymnasium there as
6 well. That is also an election day voting place.

7 In Ward 7, we'll be using Benning
8 Stoddert Community Center located at 100 Stoddert
9 Place, Southeast.

10 We'll be using the gymnasium there.

11 And then, Ward 8, we'll be using the
12 Barry Farms Recreation Center located at 1230
13 Sumner Road, Southeast.

14 And, we'll be using the gymnasium there
15 as well.

16 CHAIRMAN BENNETT: Okay.

17 MS. MILLER: Okay, thank you.

18 So, that does take us to 14 early voting
19 sites in the city and we'll obviously try to get
20 the other two together --

21 CHAIRMAN BENNETT: Great.

22 MS. MILLER: -- between now and 2020.

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1 Thank you.

2 CHAIRMAN BENNETT: Any questions, Mr.
3 Gill?

4 MEMBER GILL: No questions.

5 CHAIRMAN BENNETT: Ms. Lewis?

6 MEMBER LEWIS: No, thank you.

7 CHAIRMAN BENNETT: Okay.

8 Thank you, Mr. Budoo.

9 MS. MILLER: All right, the next item
10 on the agenda that I wanted to mention and talk
11 about is, during the summer, we've filmed a couple
12 of short videos with DC Media Connection.

13 And, we do have an award-winning
14 performance by our fearless leader, the Chair, Mr.
15 Bennett.

16 CHAIRMAN BENNETT: Oh, I haven't seen
17 it yet.

18 MS. MILLER: Right, which we're going
19 to show.

20 And, there are a total of three videos.
21 They will be available on YouTube, on the website
22 and then the two other ones, poll worker one and

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1 registration will also be available ComCast.

2 So, I'll pull those up and start with
3 the registration one. We want to save the best
4 for last, we'll save the best for last.

5 CHAIRMAN BENNETT: I take it there must
6 be a reason why I never got a preview. So, okay.

7 I'm not sure if we need to see this, but --

8 (REGISTRATION VIDEO PLAYED)

9 MS. MILLER: Registration.

10 CHAIRMAN BENNETT: Okay.

11 MS. MILLER: And then, one on poll
12 workers.

13 (POLL WORKERS VIDEO PLAYED)

14 MS. MILLER: Obviously, the poll
15 worker.

16 And, somebody ready to hand out an
17 Oscar?

18 (VOTING VIDEO PLAYED)

19 MS. MILLER: That's it.

20 CHAIRMAN BENNETT: Aw.

21 (LAUGHTER)

22 MS. MILLER: Do you want to see it

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1 again?

2 (APPLAUSE)

3 MEMBER GILL: Very touching, good
4 view.

5 CHAIRMAN BENNETT: I know, you want me
6 to tell you, I'm about to cry right now.

7 (SIMULTANEOUS SPEAKING)

8 MS. MILLER: The envelop please?

9 (LAUGHTER)

10 MS. MILLER: Yes, those, as I said,
11 will be available on --

12 CHAIRMAN BENNETT: On Blue Light One?
13 Okay.

14 (LAUGHTER)

15 MS. MILLER: -- our website, YouTube
16 and the shoot -- the two shorter ones for the poll
17 worker and registration will also be on ComCast.

18 So, I want to also thank Rachel and her
19 crew for pulling these together with the DC Media
20 Connection.

21 CHAIRMAN BENNETT: Absolutely.

22 MS. MILLER: Election Day, we are fast

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1 approaching the November 6th general election.

2 The staff has been doing a lot of
3 accuracy testing on the voting machines. We are
4 scheduled to do acceptance testing this weekend
5 and hopefully that will go well and everything will
6 accept -- well, it should accept.

7 The machines have been tested for --
8 already tested.

9 Poll worker training, early voting
10 training was completed in September. We trained
11 701 early poll workers. We trained with the idea
12 in mind that we would have the additional staffing
13 needs for the addition five precincts.

14 So, we're ready to go with that.

15 We also now are in the process of
16 continuing training for the election day sites.
17 We are scheduled to get everyone trained.

18 We have approximately ten captains that
19 -- vacancies that will need to be filled. But,
20 at this point, no one's going to be worried about
21 that. The worst case, will recruit from staff.

22 We'll pull staff if we don't have what

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1 we need.

2 We also have a number of mailers.
3 Also, I've handed each of you this. This is the
4 poll worker training manual. Again, kudos to the
5 staff for getting this done.

6 This is what we're using for training.

7 They are going through this and they will have
8 every poll worker who goes through training will
9 get one of these.

10 There will also be one sent to the
11 precinct so that it will be available at the
12 precinct. So, it identifies and talks to each and
13 every position on the precinct teams so that
14 everybody has, after they are trained, what they
15 need in the case they need it for a quick reference.

16 The -- we have a number of mailers that
17 also are either gone out or in the process of going
18 out.

19 The first one is we identify
20 individuals who are eligible but not registered
21 to vote and that's this mailer here that has been
22 sent out to 8,500 individuals.

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1 CHAIRMAN BENNETT: Wow.

2 MS. MILLER: Once this goes out, we do
3 notice a spike in registration of individuals that
4 receive it.

5 That information is identified through
6 our cooperation with Eric. And, our workers there
7 are identifying individuals who have relocated to
8 the area that may be eligible but are not yet
9 registered.

10 So, that has gone out.

11 The next item that we will be sending
12 out is, of course, our voter guide. We're
13 finalizing and putting the final touches on that
14 today. And, it should be ready to hit in the mail
15 hopefully early next week.

16 There's a paper shortage, I understand,
17 but I'm told we will have enough paper to get this
18 out. We mail this to households, not to
19 individuals.

20 So, it will be to every household in
21 the District of Columbia that will get a voter
22 guide.

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1 And then, finally, about a week or so
2 out from the election, we do like to remind people
3 of election day. We will send out a postcard to,
4 again, all households that talks about early voting
5 beginning on October 22 though November 2nd at 1
6 GS Square and then the satellite locations for
7 Friday, October 26th through the 2nd.

8 Lists the contest on the ballot and the
9 locations of all the early voting sites. This is
10 just a short kind of like reminder. It comes out
11 after the voting guide, but it's just one more thing
12 to remind people to go vote.

13 CHAIRMAN BENNETT: And also the next
14 door app.

15 MS. MILLER: Next door, that's right.

16 CHAIRMAN BENNETT: Yes, so they -- and
17 I assume that -- I've been getting notices anyway
18 --

19 MS. MILLER: Good.

20 CHAIRMAN BENNETT: -- with regards to
21 that. So, kudos for that, too.

22 MS. MILLER: So, recognizing all that

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1 our attorneys put a whole lot of work into this,
2 I do want to recognize her for this because she
3 stays on me about this.

4 And, then, one other thing, special
5 election, as you all know, we will have a special
6 election for the Ward 4 State Board of Education
7 vacancy.

8 That election will be December 4th, so
9 we're overlapping wards right now with preparing
10 for that election and finalizing the plans for the
11 November general election.

12 We did a ballot lottery for the Ward
13 4, we have four candidates running for that
14 election.

15 We did a ballot lottery on Friday, past
16 Friday. That is up on the website, it shows the
17 order of the ballot for that.

18 We will have 20 precincts in Ward 4 that
19 we will open and it will be open on election day
20 from 7:00 a.m. to 8:00 p.m.

21 And, that's it.

22 CHAIRMAN BENNETT: Okay, great.

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1 Any questions, Ms. Lewis?

2 MEMBER LEWIS: No, thank you.

3 CHAIRMAN BENNETT: Mr. Gill?

4 MEMBER GILL: No questions.

5 CHAIRMAN BENNETT: Okay, great.

6 Next on the agenda is Mr. McGhie and
7 our litigation status and all the other things you
8 want to deal with.

9 MR. MCGHIE: All right, the first thing
10 I have on my agenda is the Office of Campaign Finance
11 Petition for Enforcements. And, I'll ask Mr.
12 McGann of my office to make the presentation on
13 that matter.

14 CHAIRMAN BENNETT: Great, thanks.

15 MR. MCGANN: Good morning, Board
16 members.

17 CHAIRMAN BENNETT: Good morning.

18 MR. MCGANN: My name is Rudolph McGann,
19 Staff Attorney with the Board of Elections here
20 to present matter for your consideration for
21 enforcement before the Superior Court.

22 The first matter is OCF Docket Number

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1 17A-016. The Respondent's name is Mr. Keith Cohen.
2 He's a Treasurer for his campaign of an advisory
3 neighborhood summary financial statement which is
4 the missing document. And the fine is for \$2,000.

5 The next matter is OCF Docket Number
6 17A-021. And, Respondent's name is Kendall
7 Simmons, another Commissioner. He failed to file
8 his summary financial statement and the fine is
9 assessed at \$2,100.

10 The next matter is 17a-024, Monica
11 Watts, another advisory neighborhood Commissioner
12 who failed to file her summary financial statement.

13 The amount of the fine is \$2,100.

14 The next matter is 17A-028, Maurice
15 Dickens, candidate for ANC failed to file his
16 summary financial statement and the fine is in the
17 amount of \$2,100.

18 The next matter is 17A-029, Travon
19 Hawkins, failure to file a summary financial
20 statement. And, the amount of the fine is \$2,100.

21 The next matter is 17A-033, Joshua
22 Johnson, failed to file an advisory summary

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1 financial statement. The amount of the fine is
2 \$2,250.

3 The next matter is 17A-035, Davina
4 Callahan, the amount of the fine is \$1,450 for
5 failure to file ANC summary financial statement.

6 The matter is 17A-041, Ms. Inez
7 Johnson, failure to file a summary financial
8 statement. The amount of the fine is \$2,250.

9 The next matter is 17A-049, Tyrell
10 Holcomb, failure -- excuse me, excessive
11 contributions totaling \$470. The amount of that
12 fine is \$4,500.

13 The next matter is 17C-007, report of
14 receipts and expenditures failure to file. And,
15 the Respondent's name is Natalie Williams. And
16 the amount of the fine is \$1,600.

17 The next matter is 17C-008, Committee
18 to Elect Khaleed Hicks, failure to file a report
19 of receipts and expenditures and the amount of the
20 fine is \$1,600.

21 The next matter is 17C-009, Carter
22 At-Large 2014, failure to file a report of receipts

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1 and expenditures and the amount of the fine is
2 \$1,600.

3 And, the last matter is 17R-001, Sheets
4 for Council 2016, request for additional
5 information that was failed to be filed. The amount
6 of that fine is \$2,850.

7 And that concludes the matters that the
8 Office of General Counsel is seeking to enforce
9 in Superior Court.

10 CHAIRMAN BENNETT: And, all these are
11 -- I'm sorry -- all of these are under the current
12 law where the candidate and the treasurer are
13 personally liable?

14 MR. MCGHIE: Personally liable, yes.
15 Yes, sir.

16 CHAIRMAN BENNETT: Any questions, Mr.
17 Gill?

18 MEMBER GILL: No questions.

19 CHAIRMAN BENNETT: Ms. Lewis?

20 MEMBER LEWIS: No, thank you.

21 CHAIRMAN BENNETT: Okay.

22 MR. MCGHIE: So, we're asking that

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1 Board entertain a motion to issue a Board Order
2 in each on of these matters so that my office can
3 present that to the D.C. Superior Court for a
4 judgment.

5 CHAIRMAN BENNETT: Do I hear the
6 motion?

7 MEMBER LEWIS: So moved.

8 MEMBER GILL: Second.

9 CHAIRMAN BENNETT: All in favor?

10 (CHORUS OF AYES)

11 CHAIRMAN BENNETT: Okay, it's
12 unanimous.

13 Go forth and file.

14 MR. MCGHIE: Yes, sir.

15 Okay, and the next matter is litigation
16 status update.

17 The first 12 matters where you see that
18 the Board is the Plaintiff on all of Petitions for
19 Enforcement, earlier Petitions for Enforcement
20 which we did file in Court for various of fine
21 amounts from the Office of Campaign Finance.

22 Those matters are the Board v. Gaston

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1 2014, the Board v. Carter At-Large, the Board v.
2 Bruce Majors, the Board v. Nyasha Harley, the Board
3 v. Christy Love Davis, the Board v. Walter Garcia,
4 The Board v. Flanders Sharps, the Board v. Milton
5 Bell, the Board v. Robert Whitaker, the Board v.
6 Bruce Majors, II, the Board v. Christian Carts and
7 the Board v. Joe Davis.

8 As indicated, we filed that in Superior
9 Court already and the Court has simply asked us
10 to return to Court on Thursday, October 4th with
11 certified copies of the record of the proceedings
12 below which is just pretty much the certified copies
13 that will properly serve.

14 CHAIRMAN BENNETT: Okay.

15 MR. MCGHIE: And, our last matter --

16 CHAIRMAN BENNETT: And, these are all
17 in the same boat? It's just that they just simply
18 wanted certified copies they were served?

19 MR. MCGHIE: Yes.

20 CHAIRMAN BENNETT: For all of those,
21 correct?

22 MR. MCGHIE: Yes, yes.

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1 CHAIRMAN BENNETT: Okay.

2 MR. MCGHIE: And, the last one is Ameer
3 Flippin v. the Board. Mr. Flippin filed for a
4 preliminary injunction against the Board.

5 Mr. -- the Board currently on lists the
6 name of candidates that have officially filed and
7 nominating petitions and are ballot candidates.

8 Mr. Flippin would like to be a write-in
9 candidate or initiate some kind of write-in effort
10 to be a mayoral candidate. And, he wants to have
11 his name also included on the Board's website as
12 a write-in candidate.

13 We explained to Mr. Flippin that we only
14 list the names of ballot candidates and not people
15 that are trying initiate some type of write-in
16 candidacy.

17 So, he -- in any event, he filed
18 something in Court to have his name placed on our
19 website and that matter is set to be heard in
20 Superior Court this Friday.

21 CHAIRMAN BENNETT: That's
22 interesting. Okay.

1 Interesting. Any comments, thoughts,
2 questions? Not to get a result here, it's just
3 that I didn't recall he had filed that. That's
4 an interesting argument.

5 The Board?

6 MEMBER LEWIS: None from me.

7 CHAIRMAN BENNETT: Mr. Gill?

8 MEMBER GILL: No.

9 CHAIRMAN BENNETT: Okay, all right,
10 Mr. McGhie?

11 MR. MCGHIE: Okay, that would conclude
12 my litigation status update.

13 CHAIRMAN BENNETT: Great, any
14 questions for Mr. McGhie? Mr. Gill or Ms. Lewis?

15 MEMBER LEWIS: No, thank you.

16 CHAIRMAN BENNETT: Okay.

17 All right. That concludes that.

18 MR. SINDRAM: I can ask now, Mr. Chair,
19 or wait?

20 CHAIRMAN BENNETT: Oh, I guess we need
21 to go to public matters.

22 I think we need to raise the sound a

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1 little bit. Okay, we've concluded all the reports
2 we have and now it's time for public matters.

3 And, I assume, Mr. Sindram, you'd like
4 to make some comments or ask questions?

5 MR. SINDRAM: Thank you. Thank you,
6 Mr. Chair, Michael Sindram, Disabled Veteran,
7 served our country.

8 As I listened intently to Mr. McGhie's
9 representation about Mr. Flippin being omitted on
10 the ballot, competition is good. Is there any
11 possibility -- we know the law is not etched in
12 stone but written in ink that the statute would
13 be told.

14 Presumptively, there's some kind of
15 deadline or maybe requisite that Mr. Flippin
16 missed, but is there anything that can be done to
17 preserve and protect the citizens' right, albeit
18 Mr. Flippin's name to be on the ballot.

19 Once again, competition is good.

20 CHAIRMAN BENNETT: Yes, let me respond
21 to that, Mr. Sindram.

22 I think, you know, the process of

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1 getting on the ballot, anybody that's on the ballot,
2 has to follow that. You know, they've got to get
3 signatures and do that in a tablet way and make
4 sure the signatures are valid.

5 It's a pretty extensive process to
6 actually get on the ballot.

7 And so, the point is, once they've done
8 that, then they're on the ballot and they are able
9 to be voted on by the citizens.

10 If they haven't done that and gone
11 through that process, it wouldn't be fair to those
12 candidates who have followed the process and
13 certainly would not be lawful for us to include
14 someone even though they haven't followed the
15 process.

16 So, you know, while I think that the
17 law prevents us from doing that, it also, at least
18 from my perspective, a basic sense of fairness.

19 MR. SINDRAM: That helped me some, Mr.
20 Chair. It sounds to me like the requirements to
21 get on the ballot may very well be onerous. And
22 so that would then call for you all to review and

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1 streamline, make it a bit easier for the common
2 man to be able to run for office.

3 Because if you've got all kinds of hyper
4 technicalities to attend to, you know, only those
5 very much learned or those very much endowed are
6 going to be on the ballot.

7 Others like Mr. Flippin, you know, are
8 left out in the cold. We don't want that.
9 Competition is good.

10 CHAIRMAN BENNETT: Yes, the Board
11 doesn't draft the laws or enact the laws, the
12 Council does. So, we don't really have the
13 authority to change those.

14 MR. SINDRAM: I appreciate that, Mr.
15 Chair. But, you guys, with the ANC, you guys carry
16 great weight. If you were to knock at the Council's
17 door and say, we offer for you, you know, some
18 streamlining issues for candidates to get on the
19 ballot, and maybe give suggestions or how it might
20 be made easier.

21 Understood, you all don't make the law,
22 but you have a say so and you have a part to play

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1 in this.

2 CHAIRMAN BENNETT: I appreciate your
3 point.

4 MR. SINDRAM: One other thing I wanted
5 to ask, too, Mr. Chair, Ward 4, there's a special
6 election for the Board of Ed.

7 Is there any way possible to
8 consolidate with the general election or is that
9 not possible?

10 CHAIRMAN BENNETT: Yes, the answer is
11 no, and Ms. Miller can answer that more
12 specifically.

13 MS. MILLER: No, the vacancy was
14 declared too late for it to be consolidated with
15 the November election.

16 We did look at that and, obviously, that
17 would have been the better, more cost effective
18 and easier way to do it, but based on the
19 requirements in terms of the signature requirements
20 and the filing deadlines, there was no way to
21 accommodate that for the November election.

22 MR. SINDRAM: The danger is, as we

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1 know, special elections, particularly after the
2 general election, and I want to keep hope alive,
3 but low voter turnout, particularly for an
4 education position, sad but true.

5 And, that's critical, you know,
6 certainly to our youth and community. But, again,
7 the general election --

8 And, actually, if we are truthful, we
9 don't have an election in D.C. But, the primary,
10 the Democratic primary, are you listening there,
11 Mr. Gill -- we've got an elephant in the room --
12 is what carries the day.

13 That is the election and then,
14 thereafter, is just the icing on the cake.

15 But, more to say that, the danger with
16 low turn out -- and we've seen that at the at-large
17 special elections and so on and now for even --
18 I don't want to minimize but for a lesser position
19 school, we may even see less of a turnout, sad but
20 true, which is not good.

21 And, I know you all, I do, want to see
22 the greatest turnout possible.

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1 One thing, I understand, too, Mr.
2 Chair, I missed the beginning of your presentation
3 or opening of the Board, there is going to be an
4 advertisement elicited. Could you just, in a
5 nutshell, enlighten me as to what that's about?

6 CHAIRMAN BENNETT: I'm not sure what
7 advertisement you're speaking of. Are you talking
8 about the new things -- the new campaigns, or not
9 campaigns, but the videos we've done to increase
10 registration?

11 MR. SINDRAM: Yes, that's -- my
12 understanding, there's something involved with you
13 that you're spearheading to get greater voter
14 involvement?

15 CHAIRMAN BENNETT: We just -- we've
16 created a couple videos that focus on registration
17 and also trying to get people out to vote.

18 Ms. Miller, do you want to note at least
19 where those things are located so Mr. Sindram can
20 go find them on YouTube?

21 MS. MILLER: Yes, they are on our
22 website, on YouTube and ComCast will also be showing

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1 them.

2 MR. SINDRAM: And, you know, lest we
3 forget, Mr. Chair, voting is crucial, critical,
4 it's the cornerstone of our democratic -- of our
5 democracy and Adolf Hitler assumed power by the
6 vote of one.

7 So, when someone says that their vote
8 does not count, they're as wrong as two left shoes.

9 And, you probably already knew that about Hitler.

10 But, be that as it may, crucial,
11 critical to vote. And, I know you all push the
12 envelop along that line and that brings joy to my
13 heart.

14 And, I did want to say about Ms.
15 Jennings, she does an excellent job, very faithful
16 ADA coordinator and I appreciate her staying on
17 top of things.

18 CHAIRMAN BENNETT: We appreciate you,
19 we appreciate Ms. Jennings as well. And, we do
20 agree with you relative to voter turnout. It is
21 very important to us to get as high a voter turnout
22 as possible.

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1 And, without going into a lot of detail,
2 we have looked at a number of different ways to
3 try and make sure we got greater voter turnout on
4 the special election for the Ward 4 Board of
5 Education seat.

6 MR. SINDRAM: And, maybe, Mr. Chair --

7 CHAIRMAN BENNETT: And, we are kind of
8 where we are.

9 MR. SINDRAM: -- those videos to
10 promote voter turnout, to indicate that the polling
11 paces are ADA compliant. That may be, you know,
12 a selling point and helpful to include in the
13 material on the videos.

14 CHAIRMAN BENNETT: Okay, we'll
15 certainly take that under consideration. I think
16 we have included. So, take a look at it. If you
17 -- if there are things that you're unclear about
18 or concerned about, please let us know.

19 MR. SINDRAM: Will do, thank you, Mr.
20 Chair.

21 CHAIRMAN BENNETT: Thank you.

22 Any other public matters?

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1 (NO RESPONSE)

2 CHAIRMAN BENNETT: With that, if
3 there's anything, I will go back to the Board
4 members, Ms. Lewis, anything?

5 MEMBER LEWIS: No, thank you.

6 CHAIRMAN BENNETT: Mr. Gill?

7 MEMBER GILL: Nothing.

8 CHAIRMAN BENNETT: Okay. This
9 meeting is adjourned.

10 Thank you.

11 (Whereupon, the above-entitled matter
12 went off the record at 11:27 a.m.)

13

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