

THE DU PAGE COUNTY ELECTION COMMISSION

February 23, 2010

The proceedings of the DuPage County Election Commission at a regular meeting held in Board Room of the DuPage Election Commission at the DuPage Center, 421 North County Farm Road, Wheaton, Illinois, on Tuesday, February 23, 2010, at 9:30 a.m.

Chairman Carney called the meeting to order. The Pledge of Allegiance was led by the Honorable Chief Judge Stephen Culliton. On roll call, Commissioners Carney, McNamara and Mushow present. Also present Robert Saar, Executive Director; Doreen Nelson, Assistant Executive Director and Patrick Bond, Legal Counsel.

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Commissioner Mushow moved, seconded by Commissioner McNamara, to approve and make a matter of record the minutes of February 9, 2010. Commissioners Mushow, McNamara and Carney voted "aye". Motion carried.

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Commissioner Mushow moved, seconded by Commissioner McNamara, to adopt Organizational Ordinance 2010-2. Commissioners Mushow, McNamara and Carney voted "aye". Motion carried.

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Commissioner Mushow moved, seconded by Commissioner McNamara, that the name of J. P. "Rick" Carney be placed in nomination for the office of Chair of the DuPage County Board of Election Commissioners. Commissioners Mushow, McNamara and Carney voted "aye". Motion carried.

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Commissioner McNamara moved, seconded by Commissioner Mushow, that the nominations be closed and a unanimous ballot be cast for J. P. "Rick" Carney for the office of Chair of the DuPage County Board of Election Commissioners. On roll call, Commissioners McNamara, Mushow and Carney voted "aye". Motion carried.

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Commissioner Mushow moved, seconded by Commissioner Carney, that the name of Jeanne McNamara be placed in nomination for the office of Vice Chair of the DuPage County Board of Election Commissioners. Commissioners Mushow, Carney and McNamara voted "aye". Motion carried.

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Commissioner Mushow moved, seconded by Commissioner Carney, that the nominations be closed and a unanimous ballot be cast for Jeanne McNamara for the office of Vice Chair of the DuPage County Board of Election Commissioners. On roll call, Commissioners Mushow, Carney and McNamara voted "aye". Motion carried.

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Commissioner Carney moved, seconded by Commissioner McNamara, that the name of Charlotte Mushow be placed in nomination for the office of Secretary of the DuPage County Board of Election Commissioners. Commissioners Carney, McNamara and Mushow voted "aye". Motion Carried.

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Commissioner McNamara moved, seconded by Commissioner Carney, that the nominations be closed and a unanimous ballot be cast for Charlotte Mushow for the office of Secretary of the DuPage County Board of Election Commissioners. On roll call, Commissioners McNamara, Carney and Mushow voted "aye". Motion carried.

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Commissioner McNamara moved, seconded by Commissioner Mushow, to appoint Robert T. Saar as Executive Director of the DuPage County Board of Election Commissioners and to set his compensation at a 0% increase. On roll call, Commissioners McNamara, Mushow and Carney voted "aye". Motion Carried.

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Commissioner Mushow moved, seconded by Commissioner McNamara, to appoint Doreen M. Nelson as Assistant Executive Director of the DuPage County Board of Election Commissioners and to set her compensation at a 0% increase. On roll call, Commissioners McNamara, Mushow and Carney voted "aye". Motion Carried.

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Chairman Carney declared the following offices to be elected: Chair J. P. "Rick" Carney, Vice Chair Jeanne McNamara, and Secretary Charlotte Mushow.

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The Honorable Chief Judge Stephen Culliton swore in board members.

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Commissioner McNamara moved, seconded by Commissioner Mushow, to approve the Finance Committee Consent Agenda. On roll call, Commissioners McNamara, Mushow and Carney voted "aye". Motion carried.

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Commissioner McNamara moved, seconded by Commissioner Mushow, to approve the following items on the Finance Committee Consent Agenda:

- Finance Resolution F-005-10; Payment of EC Bills.
- Resolution 2010-5; Professional Service Agreement with Bond • Dickson.

On roll call, Commissioners McNamara, Mushow and Carney voted "aye". Motion Carried.

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Commissioner McNamara moved, seconded by Commissioner Mushow, to approve and sign the official canvass of election results for the February 2, 2010, General Primary Election. Commissioner McNamara, Mushow and Carney voted "aye". Motion carried. The Board signed the official canvass.

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Executive Director Saar expressed his gratitude to the Board for his reappointment as Executive Director.

Director Saar reported on post election operations. Staff completed updating the voter file and is in the final audit phase. The Committeemen Election Certificates will be mailed this week. Election Day payroll for judges and workers is on schedule and checks should be mailed March 12<sup>th</sup>.

Director Saar continues to work with legislative consultant Jim Morphew. He reviewed possible future legislation including a change in the Primary Election date. Director Saar will keep the Board informed of any developments.

Director Saar discussed a new federal grant released to train college students as election workers. The Election Assistance Commission (EAC) is supporting the use of students as election workers. The Commission is continuing to partner with Elmhurst College to apply for the grant and develop a program.

Staff will be meeting to coordinate summer projects and set goals prior to the General Election. As post election activities wrap up the Commission will downscale temporary employees. Director Saar reported there was an uptick in Absentee Voting and that Early Voting decreased for the General Primary Election. The Board discussed the number of newly registered voters for the election and anticipated mail in absentee ballot requests for future elections.

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Legal Counsel Bond expressed his gratitude for renewing his contract and the opportunity to continue to work with the Commission.

Legal Counsel discussed the increase in unemployment requests by election workers. Election workers (such as Early Voting Clerks, Judges of Election, Field Representatives, etc...) are not Election Commission Employees and they are not eligible for unemployment benefits. The Board discussed the process that the County must go through for all unemployment claims.

Legal Counsel investigated a complaint from Paula McGowen against her opponent for precinct committeeman regarding electioneering. He stated all individuals involved had the appropriate credentials and there was no evidence of electioneering. Legal Counsel will provide a written response to Ms. McGowen.

Commissioner MUSHOW requested that Legal Counsel discuss the court case regarding recording of Election Day activities. Counsel Bond stated the Court upheld the ruling and he will give a detailed analysis at the next board meeting.

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Counsel Bond discussed Resolution 2010-6; Appointment of Ethics Commission Members. He stated the three Members of the Ethics Commission will be Retired Judge Edward Duncan; Kimberly Davis, Licensed practicing Attorney; and James P. Walsh, Member of Public.

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Commissioner Mushow moved, seconded by Commissioner McNamara, to approve Resolution 2010-6; Appointment of Ethics Commission Members. Commissioners Mushow, McNamara and Carney voted "aye". Motion carried. Commissioner Mushow requested the three members be notified, provided a copy of the ethics ordinance and be sworn in at a Board Meeting in the near future.

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Commissioner McNamara moved, seconded by Commissioner Mushow, to approve Resolution 2010-7; Declassification of Executive Session Minutes. Commissioners McNamara, Mushow and Carney voted "aye". Motion carried.

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The Board reviewed the Freedom of Information Act Request report.

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Commissioner Mushow moved, seconded by Commissioner McNamara, to adjourn until the next regularly scheduled Board Meeting on March 9, 2010. Commissioners Mushow, McNamara and Carney voted "aye". Motion carried.

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/s/ Charlotte Mushow  
Charlotte Mushow  
Secretary of the Board

Reviewed: March 9, 2010

Approved: March 9, 2010