2014 CITY OF ORLANDO RUN-OFF ELECTION DISTRICT 5 CITY COMMISSIONER

CANVASSING BOARD MEETING – RUN-OFF ELECTION DAY TUESDAY, MAY 6, 2014

MINUTES

MEMBERS:

ALANA C. BRENNER, CHAIR, City Clerk, City of Orlando
COMMISSIONER TONY ORTIZ, District 2, City of Orlando
COMMISSIONER PATTY SHEEHAN, District 4, City of Orlando

City of Orlando Staff Attendees: Amy Iennaco, Chief Assistant City Attorney Elizabeth Davidson, Assistant City Clerk

- I. Alana C. Brenner, Chair, called the meeting to order at 5:15 p.m. The Chair presented the following items to be reviewed and voted on the by the Canvassing Board:
- II. <u>Minutes of Public Test of Voting Equipment on Thursday, April 24, 2014</u> It was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to ACCEPT the Minutes of Public Test of Voting Equipment on Thursday, April 24, 2014.
- III. Random Selection of Race for Required Audit According to F.S. 101.591, immediately following the certification of each election, the canvassing board responsible for certifying the election shall conduct a manual audit of the voting systems used in selected precincts. Chair Alana C. Brenner wrote the number of each precinct on a single sheet of paper, and then tore the paper into four equal parts. She placed all four pieces of paper into a cup. Commissioner Patty Sheehan picked one piece of paper from the cup, which yielded the number 5401. Therefore, an audit of the results of the votes cast in Precinct 5401 will be performed at 3:00 p.m. on Thursday, May 8, 2014 at the Supervisor of Elections Office, 119 West Kaley Street, Orlando, Florida. The original paper marked "5401" representing the random selection of precinct for audit, was initialed by Alana C. Brenner on May 6, 2014 and is attached to these minutes.

- IV. <u>Logic and Accuracy Test</u> Chair Alana C. Brenner reported on the Logic and Accuracy test on the M650, high speed absentee ballot tabulator (Machines #1 and #3) that was performed at approximately 11:00 a.m. on Tuesday, May 6, 2014. Ms. lennaco and Ms. Brenner participated in testing the M650 absentee ballot tabulator and compared the results with the test conducted on April 24, 2014 and confirmed accuracy.
- V. <u>Consideration of Coded (Absentee) Ballot Envelopes (not meeting established criteria)</u> Ms. lennaco presented the Canvassing Board with the following coded absentee ballot envelopes that needed to be reviewed and voted on by the Canvassing Board:

<u>NO SIGNATURES – 8 BALLOTS</u> – The Canvassing Board reviewed eight (8) absentee ballot envelopes that did not have signatures. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous that the following seven (7) "no signature" absentee ballots be REJECTED. Those absentee ballots were stamped "Rejected" on the outside of the envelopes, remained sealed and those ballots will not be considered in the election vote totals.

- 1. Herbert E. Giddens, Sr. no signature REJECT
- 2. Willie J. Harris no signature REJECT
- 3. Calvin Holeman no signature REJECT
- 4. Jean R. Joseph no signature REJECT
- 5. Christela Sexil no signature REJECT
- 6. Geraldine M. Sheppard no signature REJECT
- 7. Leonard Stark no signature REJECT

The Canvassing Board reviewed the absentee ballot of Hattie M. Campbell. Ms. Campbell had provided an affidavit as now allowed by law. She provided a work ID containing her photograph and signature. Commissioner Patty Sheehan moved to ACCEPT the absentee ballot of Hattie M. Campbell, seconded by Alana C. Brenner and vote was unanimous to ACCEPT the absentee ballot of Hattie M. Campbell and the ballot was stamped "Accepted" on the outside of the envelope.

UNUSUAL BALLOTS

<u>SIGNED WRONG BALLOT – 3 BALLOTS</u> – The Canvassing Board reviewed the following three (3) absentee ballot envelopes that showed a person's signature other than the voter named on the absentee ballot:

- 1. Juan M. Herrerias The signature on the absentee ballot envelope reads "Olga Fajardo." It was moved by Commissioner Patty Sheehan, second by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 2. Alejandro Nin Perez The signature on the absentee ballot envelope reads "Elba Rosario." It was moved by Commissioner Patty Sheehan, second by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 3. Charles Patterson The signature on the absentee ballot envelope reads "Ruby Patterson." It was moved by Commissioner Patty Sheehan, second by Alana C. Brenner, and vote was unanimous to REJECT this ballot.

Those absentee ballots were stamped "Rejected" on the outside of the envelopes by the Canvassing Board members, remained sealed and those ballots will not be considered in the election vote totals.

<u>ADDRESS/CHANGE WRONG CARD – 3 BALLOTS</u> – The Canvassing Board reviewed the following three (3) absentee ballot envelopes that had an address change:

- 1. Benjamin P. Abney, Jr. Mr. Abney no longer resides in District 5. It was moved by Commissioner Patty Sheehan, second by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- Vernell Lewis Mr. Lewis lives outside the city of Orlando. It was moved by Commissioner Patty Sheehan, second by Alana C. Brenner, and vote was unanimous to REJECT this ballot.
- 3. Kwame D. Walker Mr. Walker no longer lives in District 5. It was moved by Commissioner Patty Sheehan, second by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.

<u>VOTED TWICE - ONE (1) BALLOT</u> – The Canvassing Board reviewed the following absentee ballot envelope and determined that the voter voted twice: early voting on Saturday, May 3, 2014 and again by absentee ballot:

Shamika Sester - It was moved by Commissioner Patty Sheehan, second by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.

<u>SIGNATURE - NO MATCHES - 28 BALLOTS</u> - The Canvassing Board reviewed the following twenty-eight (28) ballot envelopes that had been identified by the SOE staff because the signature on the outside of the absentee ballot envelope did not match the signature on file with the SOE's office. The Canvassing Board voted to ACCEPT five (5) ballots because it appeared that the signature was similar to the signature on file and REJECT twenty-three (23) others because the signature did not match the signature on file after an individual consideration of each ballot envelope by the Canvassing Board as follows:

ACCEPT:

- 1. Bobbie J. Scott it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 2. Anila D. Ahmed it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 3. Willie J. Coates it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was 2-1, with Alana C. Brenner voting "No," to ACCEPT this ballot.
- 4. Renford A. Griffiths it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 5. Dora D. Robinson it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.

REJECT:

- 1. Johnny G. Hightower it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 2. Rose A. Robinson it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 3. *Mark O. Ryals, Jr.* it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to REJECT this ballot.
- 4. Frantasia A. McBride it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to REJECT this ballot.
- 5. *Tacarey I. Knight, Sr.* it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.

- 6. Ernest White it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 7. Adrian D. Billups it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 8. Harold J. Chambers it was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner, and vote was unanimous to REJECT this ballot.
- 9. Dorothy M. Franklin it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 10. David Garcia it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 11. Simon A. Gelzer, Sr. it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to REJECT this ballot.
- 12. Louie Hadley, Jr. it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to REJECT this ballot.
- 13. Wanesha J. Hunter it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 14. Ashley S. Jean it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 15. Doretha D. Jordan it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 16. Latarsha Kinchen it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 17. Susie Kinchen it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 18. Irene A. Lee it was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner, and vote was 2-1, with Commissioner Tony Ortiz voting "No," to REJECT this ballot.
- 19. Vanecia T. McCree it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 20. Conrado E. Perez it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to REJECT this ballot.
- 21. James Robinson it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 22. Rayfield Warren, III it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.
- 23. *Tok Choe* it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot.

PROVISIONAL BALLOT - ONE (1) BALLOT

Booker Davis - The Canvassing Board considered the provisional ballot of Booker Davis and reviewed an absentee ballot envelope purportedly signed by Mr. Davis. Mr. Davis filed a police report with OPD numbered 2014-00166723 stating that the absentee ballot was signed by a person other than himself based on coercion by a campaign worker. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner, and vote was unanimous to REJECT the absentee ballot and ACCEPT the provisional ballot.

<u>CHALLENGED ABSENTEE BALLOTS – THIRTEEN (13) BALLOTS</u> – The Canvassing Board reviewed the following thirteen (13) ballot envelopes that had been challenged by a member of the public (Cynthia Harris). The Canvassing Board voted to ACCEPT nine (9) ballots and REJECT four (4) ballots after an individual consideration of each ballot envelope by the Canvassing Board as follows:

ACCEPT:

- 1. Edward R. Evans it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 2. Robert L. Winbush it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 3. Barbara J. Harrison it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to ACCEPT this ballot.
- 4. Flossie M. Hires it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 5. Cora L. Vaughn it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 6. Joyce E. McAfee it was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner, and vote was unanimous to ACCEPT this ballot.
- 7. Frank Blount it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 8. Theresa S. Johnson it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to ACCEPT this ballot.
- 9. Aundria S. Johnson it was moved by Commissioner Tony Ortiz, seconded by Commissioner Patty Sheehan, and vote was unanimous to ACCEPT this ballot.

REJECT:

1. Tolbert A. Ernest - it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot as it was a duplicate and the signature did not match that on file.

- 2. Ernest A. Tolbert it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot as it was a duplicate and the signature did not match that on file.
- 3. Valaida B. Henderson it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot because signature did not match.
- 4. Arthur J. Kleckley it was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz, and vote was unanimous to REJECT this ballot because signature did not match.

Approx. 6:37 p.m. the Canvassing Board recessed.

Approx. 6:54 p.m. the Canvassing Board reconvened.

OUTSTACKS

The Canvassing Board considered ballots that had outstacked from the M650 machine when the ballots were processed through it after the Public Inspection period.

<u>DUPLICATE BALLOTS - 7 BALLOTS</u> — There were seven (7) ballots that were unable to be read by the machine due to defects. The Canvassing Board reviewed the original ballots. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner, to create duplicate ballots to be run through the machine for the following ballots:

Precinct 5101

- 1. The voter bubbled in a vote for Edward Juan Lynum but the bubble went outside the circle into the bubble for Regina Hill and was therefore outstacked by the absentee ballot tabulator. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner to accept a vote for Edward Juan Lynum. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Edward Juan Lynum and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.
- 2. The voter bubbled in a vote for Regina Hill but the bubble was smudged outside of the oval and was therefore outstacked by the absentee ballot tabulator. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner to accept a vote for Regina Hill. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Regina Hill and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.

3. The voter bubbled in a vote for Edward Juan Lynum but the ballot had a spill from a liquid on it and was therefore outstacked by the absentee ballot tabulator. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz to accept a vote for Edward Juan Lynum. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Edward Juan Lynum and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.

Precinct 5201

- 1. The voter bubbled in a vote for Edward Juan Lynum but the bubble went outside the circle into the bubble for Regina Hill and was therefore outstacked by the absentee ballot tabulator. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner to accept a vote for Edward Juan Lynum. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Edward Juan Lynum and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.
- 2. The voter bubbled in a vote for Regina Hill but the ballot had a tear at the top corner and was therefore outstacked by the absentee ballot tabulator. It was moved by Commissioner Patty Sheehan, seconded by Commissioner Tony Ortiz to accept a vote for Regina Hill. Alana C. Brenner bubbled in an oval for Regina Hill on the duplicate ballot and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.

Precinct 5401

- The voter bubbled in a vote for Regina Hill but the bubble was smudged outside of the
 oval and was therefore outstacked by the absentee ballot tabulator. It was moved by
 Commissioner Patty Sheehan, seconded by Alana C. Brenner to accept a vote for Regina
 Hill. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Regina Hill
 and the duplicate ballot was given to Supervisor of Elections staff to run through the
 absentee ballot tabulator.
- 2. An overseas ballot was duplicated to accept a vote for Regina Hill. It was moved by Commissioner Patty Sheehan, seconded by Alana C. Brenner to accept a vote for Regina Hill. Alana C. Brenner bubbled in a duplicate ballot to reflect one vote for Regina Hill and the duplicate ballot was given to Supervisor of Elections staff to run through the absentee ballot tabulator.

BLANKS - SEVEN (7) BALLOTS

Precinct 5101 – four (4) blank ballots were received

Precinct 5201 - three (3) blank ballots were received

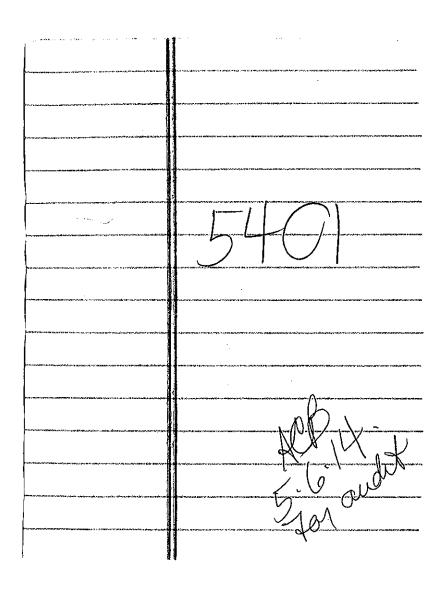
<u>Consideration of Precinct Results</u> – The Canvassing Board reviewed the precinct results attached. Ms. lennaco suggested that the City Clerk compare the precinct tapes to the results prior to the Canvassing Board meeting on Thursday, May 8 2014 at 3:00 p.m. and provide results at that time.

<u>Logic and Accuracy Test</u> – At approximately 7:25 p.m., the SOE staff performed a second Logic and Accuracy test of the M650 High Speed absentee ballot tabulators (Machines #1 and #3) using the same test deck of ballots as previously used. The Canvassing Board compared the morning and evening Logic and Accuracy report and verified that the machines tallied the votes correctly.

The meeting adjourned at approximately 7:31 p.m.

Alana C. Brenner, City Clerk

Chair, Canvassing Board



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