

**WISCONSIN STATE ELECTIONS BOARD
Wisconsin Commerce Building
201 West Washington Street
Madison, Wisconsin
July 18, 2007
9:30 a.m.**

Minutes

Members present: David Anstaett, Kerry Dwyer, Dan Hellman, Carl Holborn, Sherwin Hughes, Robert Kasieta, John Savage, John Schober

Staff present: George Dunst, Barbara Hansen, Sharrie Hauge, Kevin Kennedy, Molly Koranda and Kyle Richmond

9:35 a.m. The meeting was called to order by State Elections Board Chairperson Savage.

The Executive Director introduced Roth Judd, executive director of the State Ethics Board, Molly Koranda of Elections Board staff, and Judges Eich and Nichol of the Government Accountability Board (GAB), and explained some responsibilities of the new GAB.

Board members and staff also introduced themselves.

I. Election of Officers for 2007-2008

Chairman Savage asked for nominations for Board Chairperson. He then nominated Sherwin Hughes to be Board Chairperson, and requested any other nominations. There were no other nominations.

MOTION: CLOSE NOMINATIONS AND UNANIMOUSLY ELECT SHERWIN HUGHES ELECTIONS BOARD CHAIRPERSON. Moved by Kasieta, second by Hellman. Motion carried.

Chairman Hughes took the gavel and asked for nominations for Board Vice-Chairperson. Mr. Anstaett nominated Daniel Hellman to be Board Vice-Chairperson. There were no other nominations.

MOTION: CLOSE NOMINATIONS AND UNANIMOUSLY ELECT DAN HELLMAN ELECTIONS BOARD VICE-CHAIRPERSON. Moved by Savage, second by Dwyer. Motion carried.

Chairman Hughes asked for nominations for Board Secretary. Mr. Savage nominated David Anstaett for Board Secretary. There were no other nominations.

MOTION: CLOSE NOMINATIONS AND UNANIMOUSLY ELECT DAVID ANSTAETT ELECTIONS BOARD SECRETARY. Moved by Savage, second by Kasieta. Motion carried.

II. Minutes of Previous Elections Board Meetings

A. May 16, 2007 State Elections Board Meeting

MOTION: TO APPROVE MINUTES OF THE MAY 16, 2007 STATE ELECTIONS BOARD MEETING. Moved by Savage, second by Anstaett. Motion carried.

III. Personal Appearances

1. **Brent Downs** appeared representing the Marquette University College Republicans regarding agenda item IV. A. Information relating to his appearance is set out on pages 9-17 of the Elections Board meeting materials for the July 18, 2007 meeting.

Mr. Holborn arrived.

MOTION: REQUIRE MARQUETTE UNIVERSITY COLLEGE REPUBLICANS TO PAY THE \$100 2005 FILING FEE AND FILE AN AMENDED CAMPAIGN REGISTRATION STATMENT (EB-1) WITH THE ELECTIONS BOARD. Moved by Savage, second by Schober.

Roll call:	Anstaett:	No	Dwyer:	No
	Hellman:	Aye	Holborn:	No
	Hughes:	No	Kasieta:	No
	Schober:	Aye	Savage:	Aye

Motion failed, 5-3.

MOTION: REQUIRE MARQUETTE UNIVERSITY COLLEGE REPUBLICANS TO PAY THE \$100 2005 FILING FEE, A PENALTY OF \$100 FOR LATE FILING IN 2005 AND 2006 AND FILE AN AMENDED CAMPAIGN REGISTRATION STATMENT (EB-1) WITH THE ELECTIONS BOARD. Moved by Dwyer, second by Holborn.

Roll call:	Anstaett:	Aye	Dwyer:	Aye
	Hellman:	No	Holborn:	Aye
	Hughes:	Aye	Kasieta:	Aye
	Schober:	No	Savage:	No

Motion carried, 5-3.

2. **Tom Tiffany** appeared representing Citizens for Tiffany regarding agenda item IV. A. Information relating to his appearance is set out on pages 9-17 of the Elections Board meeting materials for the July 18, 2007 meeting.

MOTION: EXTEND SETTLEMENT OFFER OF \$300 AND MAINTAIN REQUIREMENT \$919.12 TO BE DONATED TO CHARITY. Moved by Savage, second by Anstaett.

Motion withdrawn.

MOTION: WAIVE SETTLEMENT OFFER OF \$621.83 AND MAINTAIN REQUIREMENT \$919.12 TO BE DONATED TO CHARITY. Moved by Savage, second by Kasieta. Motion carried.

3. **Lisa Goldman** appeared representing Monica Sitter regarding agenda item IV. B. Information relating to her appearance is set out on pages 18-77 of the Elections Board meeting materials for the July 18, 2007 meeting.
4. **Mark Graul** appeared representing Ziegler for Supreme Court regarding agenda item IV. B. Information relating to his appearance is set out on pages 18-77 of the Elections Board meeting materials for the July 18, 2007 meeting.
5. **Pegi Taylor** appeared representing My Vote Performs regarding agenda item V. C. Information relating to her appearance is set out on pages 85-90 of the Elections Board meeting materials for the July 18, 2007 meeting.

MOTION: REGISTER THE BOARD'S SUPPORT OF PERFORMANCE ART BY MY VOTE PERFORMS AT MILWAUKEE COUNTY POLLING PLACES PROVIDED THE PROJECT COMPLIES WITH RELEVANT STATE STATUTES. Moved by Kasieta, second by Savage. Motion carried.

11:50 a.m. The Chair called a brief recess. The Board ate lunch and continued with its agenda.

IV. Investigations

B. Sitter Complaint Against Ziegler Relating to Lack of Disclaimer ElBd Cpt. 07-09

MOTION: DISMISS 'BOOTS & SABERS' BLOG PORTION OF COMPLAINT AS IT APPLIES TO ZIEGLER FOR SUPREME COURT. Moved by Dwyer, second by Kasieta. Motion carried.

MOTION: DEFER GOOGLE AD WORDS PORTION OF COMPLAINT TO THE GOVERNMENT ACCOUNTABILITY BOARD. Moved by Anstaett, second by Savage.

Motion withdrawn.

MOTION: DISMISS GOOGLE AD WORDS PORTION OF COMPLAINT AND RECOMMEND THAT THE GOVERNMENT ACCOUNTABILITY BOARD TAKE UP THE ISSUE OF INTERNET ADVERTISING IN THE FUTURE. Moved by Savage, second by Holborn.

Roll call:	Anstaett:	Aye	Dwyer:	No
	Hellman:	Aye	Holborn:	Aye
	Hughes:	Abstain	Kasieta:	No
	Schober:	Aye	Savage:	Aye

Motion carried, 5-2-1.

IX. Litigation

B. Closed Session to Confer with Legal Counsel Concerning Litigation Strategy Pursuant to S.19.85(1)(g), Wis. Stats.

12:35 p.m.

MOTION: TO GO INTO CLOSED SESSION TO CONFER WITH LEGAL COUNSEL CONCERNING STRATEGY WITH RESPECT TO LITIGATION PURSUANT TO SECTION 19.85 (1)(g), WIS. STATS.. Moved by Savage, second by Dwyer.

Roll call:	Anstaett:	Aye	Dwyer:	Aye
	Hellman:	Aye	Holborn:	Aye
	Hughes:	Aye	Kasieta:	Aye
	Savage:	Aye	Schober:	Aye

Motion carried, 8-0.

1:20 p.m.

MOTION: TO RETURN TO OPEN SESSION. Moved by Dwyer, second by Savage.

Roll call:	Anstaett:	Aye	Dwyer:	Aye
	Hellman:	Aye	Holborn:	Aye
	Hughes:	Aye	Kasieta:	Aye
	Schober:	Aye	Savage:	Aye

Motion carried, 8-0.

The State Elections Board took no action in closed session.

V. Election Administration

A. Report on Statewide Voter Registration System

Report was received for information. No action was taken by the Board.

B. Election Administration Report

Report was received for information. No action was taken by the Board.

VI. Administrative Rules

B. Proposed Administrative Rules Relating to Conversion of Election Records to Electronic Format for Retention

MOTION: ADOPT STAFF RECOMMENDATIONS. Moved by Kasieta, second by Anstaett. Motion carried.

A. Proposed Administrative Rules Relating to Municipal Clerk Training

MOTION: ADOPT STAFF RECOMMENDATIONS ALONG WITH SUGGESTED INTERNET TRAINING APPLICATIONS. Moved by Savage, second by Holborn.
Motion carried.

VII. Campaign Finance Administration

A. Report of Campaign Finance and Agency Operations Director

Report was received for information. No action was taken by the Board.

B. Staff Report on Collection of Settlement Offers

Report was received for information. No action was taken by the Board.

VIII. Legislation

A. Status of the Government Accountability Board

Report was received for information. No action was taken by the Board.

B. Summary of Legislative Activity

Report was received for information. No action was taken by the Board.

C. Legislative Status Report

Report was received for information. No action was taken by the Board.

IX. Litigation

A. Report of Legal Counsel

Report was received for information. No action was taken by the Board.

X. Agency Administration

A. Report of Executive Director

Report was received for information. No action was taken by the Board.

MOTION: HOLD NEXT STATE ELECTIONS BOARD MEETING IN BROOKFIELD.
Moved by Savage, second by Dwyer.

Roll call:	Anstaett:	No	Dwyer:	Aye
	Hellman:	No	Holborn:	Aye
	Hughes:	Aye	Kasieta:	No
	Schober:	Aye	Savage:	Aye

Motion carried, 5-3.

MOTION: ADJOURN. Moved by Savage, seconded by Hellman. Motion carried.

2:40 p.m. The State Elections Board adjourned.

The next meeting of the State Elections Board is scheduled for 9:30 a.m., Wednesday, September 12, 2007, in Room 155 of the Waukesha County Courthouse, 515 Moreland Avenue, Waukesha, WI.

###