

**WISCONSIN STATE ELECTIONS BOARD  
Brookfield City Hall, Common Council Chambers  
2000 North Calhoun Road  
Brookfield, Wisconsin  
January 18, 2006  
9:30 a.m.**

**Minutes**

**Members present:** Kirby Brant, Shane Falk, Patrick Hodan, Carl Holborn, Sherwin Hughes, John Savage, John Schober

**Members absent:** David Anstaett, Robert Kasieta

**Staff present:** George Dunst, Kris Frederick, Barbara Hansen, Sharrie Hauge, Kevin Kennedy, and Kyle Richmond

**9:36 a.m.** The meeting was called to order by Elections Board Chairperson Holborn.

**I. Minutes of Previous Elections Board Meetings**

MOTION: TO APPROVE MINUTES OF THE NOVEMBER 30, 2005, ELECTIONS BOARD MEETING. Moved by Savage, seconded by Brant. Motion carried.

**II. Personal Appearances**

1. **Sandy Morgenstein**, appeared regarding agenda item IV. F. representing Populex, Inc. Information relating to his appearance is set out on pages 41-52 of the Elections Board meeting materials for the January 18, 2006 meeting.
2. **Larry Zins** appeared regarding agenda item IV. E. representing Command Central/Sequoia Voting Systems. Information relating to his appearance is set out on pages 35-40 of the Elections Board meeting materials for the January 18, 2006 meeting.
3. **Dianna Smith** appeared regarding agenda item IV. F. representing Vote-PAD. Information relating to her appearance is set out on pages 41-52 of the Elections Board meeting materials for the January 18, 2006 meeting.
4. **Alicia Sidman** appeared regarding agenda item IV. F. representing the Wisconsin Coalition for Advocacy. Information relating to her appearance is set out on pages 41-52 of the Elections Board meeting materials for the January 18, 2006 meeting.

**11:00 a.m.** Hearing no objections, the Chair moved a five-minute recess for Board members to view Vote-PAD equipment. The Board reconvened at 11:08 a.m.

MOTION: APPROVE VOTE-PAD FOR USE IN MUNICIPALITIES THAT HAND-COUNT PAPER BALLOTS PROVIDED THERE IS NO NEGATIVE REACTION AFTER STAFF DISCUSSION WITH U.S. DEPARTMENT OF JUSTICE. Moved by Savage, seconded by Hughes. Motion carried.

5. **John Washburn** appeared regarding agenda item IV. E. representing himself. Information relating to his appearance is set out on pages 35-40 of the Elections Board meeting materials for the January 18, 2006 meeting.

MOTION: BOARD HENCEFORTH MAY APPROVE VOTING SYSTEMS TESTED AND RECOMMENDED BY STAFF, CONTINGENT UPON LATER RECEIPT OF A NASED/EAC NUMBER FOR THE SAME SYSTEM. Moved by Savage, seconded by Schober. Motion carried.

6. **Marilyn Czubkowski** appeared regarding agenda item IV. B. representing the City of Delafield. Information relating to her appearance is set out on pages 22-26 of the Elections Board meeting materials for the January 18, 2006 meeting.
7. **Steven Pearson** appeared regarding agenda item IV. F. representing ES&S. Information relating to his appearance is set out on pages 41-52 of the Elections Board meeting materials for the January 18, 2006 meeting.

**12:14 p.m.** The Board recessed for lunch.

**12:38 p.m.** The Board resumed with its agenda.

MOTION: APPROVE ELECTION SYSTEM & SOFTWARE UNITY ELECTION MANAGEMENT SYSTEM 2.4.3 AND THE AUTOMARK VOTER ASSIST TERMINAL VERSION 1.0. Moved by Falk, seconded by Hughes. Motion carried.

The Board moved to section IV., Election Administration.

#### **IV. Election Administration**

##### **D. Proposed Funding Plan for Accessible Voting Equipment**

MOTION: APPROVE STAFF PLAN FOR FUNDING OF ACCESSIBLE VOTING EQUIPMENT. Moved by Savage, seconded by Schober. Motion carried.

##### **H. Treatment of Driver's License Issues and Election Day Registration**

MOTION: APPROVE STAFF POLICY RECOMMENDATION. Moved by Savage, seconded by Brant. Motion carried.

#### **III. Investigations**

##### **A. Appeal of Settlement Offers for Violations Identified by Staff Audit**

No action.

##### **B. Campaign Finance Violations**

MOTION: EXTEND A SETTLEMENT OFFER OF \$125 TO EDWARD MARTIN FOR EXCEEDING THE \$10,000 A YEAR INDIVIDUAL

CONTRIBUTION LIMIT. Moved by Falk, seconded by Hughes. Motion carried.

MOTION: EXTEND A SETTLEMENT OFFER OF \$800 TO JAMES CONNELLY FOR EXCEEDING THE \$10,000 A YEAR INDIVIDUAL CONTRIBUTION LIMIT. Moved by Falk, seconded by Hughes. Motion carried (Savage and Hodan abstained).

**C. Review of Local Ballot Access Complaints**

No action.

The Board then returned to section IV. to complete its agenda.

**IV. Election Administration**

**A. Report on 2006 Spring Ballot Access**

MOTION: RATIFY STAFF ACTION TO CERTIFY CANDIDATE NAMES FOR THE SPRING PRIMARY AND SPRING ELECTION. Moved by Savage, seconded by Falk. Motion carried.

**B. Report on Statewide Voter Registration System**

The Chair recognized City of Beloit Clerk Carol Alexander, a member of the SVRS Steering Committee to speak to the Board. The staff report was received for information. No action was taken by the Board.

**V. Campaign Finance Administration**

**A. Report of Campaign Finance and Agency Operations Director**

**B. Staff Report on Collection of Settlement Offers**

Reports were received for information. No action was taken by the Board.

**C. Review of Disclosure of Credit Card Disbursement**

Postponed until the March 2006 meeting.

**VI. Opinion Requests**

**A Review of Informal Opinion on Reimbursement for Social Costs Associated with Political Fundraisers**

MOTION: ISSUE FORMAL OPINION AS PREPARED BY LEGAL COUNSEL. Moved by Falk, seconded by Brant. Motion carried.

**VII. Agency Administration**

**A. Delegation of Authority to Executive Director**

MOTION: RENEW BOARD DELEGATION OF AUTHORITY TO EXECUTIVE DIRECTOR, WITH THE EXCEPTION OF EXPEDITURE OF HAVA-RELATED FUNDS, WHICH WOULD END WHEN CURRENT FEDERAL AND STATE HAVA FUNDS ARE EXHAUSTED. Moved by Falk, seconded by Savage. Motion carried.

**B. Report of Executive Director**

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

**VIII. Administrative Rules**

**A. Proposed Administrative Rule Relating to Return of Campaign Contributions**

**B. Proposed Administrative Rules on Voter Registration Issues**

**C. Proposed Administrative Rule Regulating Size and Contrast of Source Identification on Political Communications**

All action on these items was postponed until the March 2006 meeting.

**IX. Litigation**

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

**X. Legislation**

**A. Legislative Status Report**

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

MOTION: TO HOLD THE MARCH STATE ELECTIONS BOARD MEETING IN BROOKFIELD. Moved by Savage, seconded by Holborn. Motion carried.

MOTION: TO ADJOURN THE MEETING. Moved by Brant, seconded by Savage. Motion carried.

**2:25 p.m.** The Elections Board meeting adjourned.

The next meeting of the State Elections Board is scheduled for March 22, 2006 in the **Public Safety Building, Municipal Courtroom, 2100 North Calhoun Road**, Brookfield, Wisconsin.