INGHAM COUNTY BOARD OF CANVASSERS
MEETING OF JANUARY 4, 2017
BOARD OF COMMISSIONERS ROOM, GRADY PORTER BUILDING
LANING, MICHIGAN
MINUTES

CANVASSERS PRESENT: Alan Fox
Kathy Prout
Mary Kay Scullion
John Hayden

CANVASSERS ABSENT: None

OTHERS PRESENT: Barb Byrum, Ingham County Clerk
Justin Alexander, Elections/Clerk Coordinator
Maggie Fenger, Recording Secretary
Linda Hayden

Meeting Called to Order:
The meeting was called to order at 10:00 a.m. by Clerk Byrum.

Approval of Agenda:
Moved by Canvasser Fox, seconded by Canvasser Prout, to approve the agenda. Motion passed unanimously.

Approval of November 30, 2016 & December 7, 2016 minutes
Moved by Canvasser Fox, seconded by Canvasser Hayden to amend the minutes. A discussion of amendments followed, and changes were made to the original minutes presented. This was considered a friendly amendment. The motion to approve the minutes as amended passed unanimously.

A discussion ensued regarding the recount minutes, and whether or not the meetings held under the authority of the State Board of Canvassers required minutes to show that the Ingham County Board of Canvassers was present for payment purposes. Clerk Byrum stated that she approved the payroll for the Board of Canvassers, and the recount was well published in the press, so the lack of minutes for December 4th, 5th and 6th will not affect anything.

Amendments were approved as shown in the attached documents of the revised minutes.

Election of Chair and Vice Chair:
Moved by Canvasser Prout, seconded by Canvasser Hayden, to appoint Canvasser Scullion as Chairperson. Motion passed unanimously.
Moved by Canvasser Hayden, seconded by Canvasser Fox, to appoint Canvasser Prout as Vice Chairperson. Motion passed unanimously.

**Adopt 2017 meeting dates and times:**
Canvassers discussed a schedule of 2017 meeting dates for canvassing elections. Amendments were made to the meeting dates. The agreed-upon schedule is included in these minutes.

### Meeting Schedule for 2017

**(May 2, 2017 Election)**
- May 3, 2017 at 1 p.m. Hilliard Building, Room B
- May 4, 2017 at 9 a.m. Hilliard Building, Room A
- May 5, 2017 at 9 a.m. Hilliard Building, Room A
- May 8, 2017 at 1 p.m. Hilliard Building, Room A

**(August 8, 2017 Election)**
- August 9, 2017 at 1 p.m. Hilliard Building, Room A
- August 10, 2017 at 9 a.m. Hilliard Building, Room A
- August 11, 2017 at 9 a.m. Hilliard Building, Room A
- August 14, 2017 at 1 p.m. Hilliard Building, Room B

**(November 7, 2017 Election)**
- November 8, 2017 at 1 p.m. Hilliard Building, Room B
- November 9, 2017 at 9 a.m. Hilliard Building, Room B – 4-H has room at 6:30 PM
- November 13, 2017 at 8 a.m. Hilliard Building, Room B
- November 14, 2017 at 9 a.m. Hilliard Building, Room B

**Other Business:**
Clerk Byrum addressed the board regarding Meridian Township and the issues that happened during the election and recount. Community members have been contacting Clerk Byrum regarding Clerk Dreyfus and her office is providing public information as requested.

Clerk Byrum stated that Clerk Denny Kapp of Wheatfield Township was a rock star who worked both days of the recount and was one of the most excellent workers.

The Board of Canvassers would like the minutes to reflect that Clerk Joan Kean of Vevay Township did a wonderful job assisting during the recount.

A discussion ensued regarding the new election equipment and how that would affect the canvassing of elections. There are 3 vendors that are state-approved, however Clerk Byrum is only choosing between 2 of the 3, as the 3rd vendor’s equipment would require a complete overhaul of how the elections are run in Ingham County. Multiple local clerks have also stated their agreement with this position due to the logistical issues of trying to completely change how elections are run in a short time frame. Clerk Byrum stated that either vendor would implement a few changes compared to the current procedures, but nothing major. The changes likely will not
be noticed by the Board of Canvassers as the changes are to Election Day procedures, not the certification procedures. Clerk Byrum stated she is working with Oakland County and Wayne County to create a large purchase order for the new equipment to get a group purchase price even lower than the state prices.

Clerk Byrum is determined to get the new election equipment in time for the May 2017 election rather than the August 2017 election. The original time frame for the new equipment called for using the equipment for the first time during the August 2017 election; however the August 2017 election is likely to be more contentious than the May 2017 election. Clerk Byrum strongly feels that using the new equipment for the first time during the May 2017 election is the better choice.

Canvasser Prout requested a new Board of Canvassers manual, and wondered if there were any Board of Canvassers training times scheduled for this year by the State Bureau of Elections.

Clerk Byrum stated that she thought it was odd that the Board of Canvassers terms ended October 31, 2017, as this is immediately prior to an election.

Canvasser Hayden questioned the Board regarding the State of Michigan Election Law which states that various marks on the ballot do not count as votes. He expressed dissatisfaction with the current system and postulated that changes should be submitted to the State Legislature for review. The current system does not allow for voter intent to be taken into account when determining whether a vote counts, only whether the marks are in the target area or not. Canvasser Hayden submitted that a circle around the arrow should count as a vote, even though there were no marks made in the target area as specified by Michigan Election Law.

Public Comment:
None.

Adjournment:
Chairperson Scullion adjourned the meeting at 10:42 a.m.
Attachment - Amended Minutes

INGHAM COUNTY BOARD OF CANVASSERS
MEETING OF NOVEMBER 30, 2016
FIRST FLOOR CONFERENCE ROOM,
INGHAM COUNTY HISTORICAL COURTHOUSE
MASON, MICHIGAN
DRAFT MINUTES

November 30, 2016

CANVASSERS PRESENT: Alan Fox
David Pierce John Hayden
Kathy Prout
Mary Kay Scullion

OTHERS PRESENT:
Barb Byrum, Ingham County Clerk
Jennifer Shuster, Chief Deputy County Clerk
Justin Alexander, Election Clerk Coordinator
Maggie Fener, Election Assistant
Ryan Buck, Chief Deputy Circuit Court Clerk (arrived at 1:15pm)

Meeting Called to Order:
The meeting was called to order at 1:00 p.m. by Chairperson Scullion.

Approval of Agenda:
Moved by Canvasser Fox, supported by Canvasser Prout, to approve the agenda. Clerk Byrum amended the agenda to discuss future meeting dates for the recount at item VI. Motion passed unanimously.

Approval of the Draft Minutes from November 21 & 22, 2016 Meeting Minutes:
Moved by Canvasser Fox, supported by Canvasser Scullion, to approve the minutes. Amendments were made to the minutes. Motion passed unanimously.

2016 State-wide Presidential Recount Process – Ingham County Clerk Barb Byrum
The deadline to file for a recount is 2:06pm November 30, 2016, and all indications are that it will be filed. Canvassers are asked to only be there at the recount at the end, not assisting during the recount. Poll workers will not be recounting the precincts they worked. Clerk Byrum desires 50 employees to participate in the recount as two-person teams, and would like to balance the teams by having 1 republican and 1 democrat work on each team. The state does not require the teams to be balanced, but Clerk Byrum is making the choice to have the teams balanced. There is a shortage of republicans, and Clerk Byrum has contacted known republicans asking them to consider working. Clerk Byrum is planning to hold the recount at the Ingham County Fairgrounds Main Arena. Workers will work 8am-7pm for their first shift and then 9am-7pm for their second shift subsequent shifts. Food and drinks will be provided, as well as a sheriff’s
deputy to guard the building overnight. The recount is estimated to cost $45, 180, and the maximum amount of reimbursement from the state is $16, 875, based on $125/precinct and the precincts and AVCB in Ingham County. The state likely will not reimburse the county the entire amount, because the county does not get reimbursed for precincts that are not recountable. There will likely be precincts in the county that are not recountable. Based on numerous conference calls with the Bureau of Elections, Ingham is going to be one of the first two counties to start recounting, with Oakland County being the other. Jackson, Eaton, Livingston and Clinton counties will be at the Friday December 2, 2016 8:30am meeting to watch and be trained. Clerk Byrum encourages everyone to send her an email at inghamclerk@ingham.org with their basic information in order to be considered to work the recount. This is a sort-and-count recount not a voice and tally. Precincts that are not recountable have to be voice announced during the process. Ballots will be sorted into seven piles based on candidates. The Bureau of Elections will be training all workers to determine if the precinct is recountable. When considering if a precinct is recountable workers will be checking various things: does the seal number match the poll book, can ballots be accessed to add or remove ballots, etc. Board of Canvassers will determine voter intent on ballots at the end of the recount but will not be involved at any other time because they canvassed the election. Recount is an open meeting, but the Board of Canvassers members are specifically being asked not to show up as a quorum by Clerk Byrum.

**Establish Pay Rate For Recount Workers**
Request $125/day for the recount workers based on a full day shift. Moved by Canvasser Fox, supported by Canvasser Hayden. Motion passed unanimously. Rate of pay will be set at $125/day.

**Public Comment**
Discussion of future meetings: December 8 at 9am, December 9 at 9am and December 10 at 9am. Clerk Byrum is setting all three meeting dates at this time, however all three meetings may not be held. If anyone is unable to attend and the board does not have a quorum Clerk Byrum will appoint an alternate canvasser. Motion to adopt meeting dates, pending calls from Clerk Byrum regarding the need of each meeting. Motion moved by Canvasser Fox, supported by Canvasser Hayden. Motion passed unanimously.

**Adjournment**
Chairperson Scullion adjourned the meeting at 1:25pm, with it set to reconvene December 8 at 9am., or at the call of the Clerk.
Attachment-Amended Minutes

INGHAM COUNTY BOARD OF CANVASSERS
MEETING OF DECEMBER 7, 2016
MAIN ARENA
INGHAM COUNTY FAIRGROUNDS
MASON, MICHIGAN
DRAFT MINUTES

DECEMBER 7, 2016

CANVASSERS PRESENT: Alan Fox
                        David Pierce- John Hayden
                        Kathy Prout
                        Mary Kay Scullion

OTHERS PRESENT: Dave Foster, State Bureau of Elections
                Barb Byrum, Ingham County Clerk
                Jennifer Shuster, Chief Deputy County Clerk
                Justin Alexander, Election/Clerk Coordinator
                Maggie Fenger, Recording Secretary
                Megan Grebner, Attorney representing Jill Stein
                Attorney representing President-Elect Donald Trump

Meeting called to Order
State Bureau of Elections Official Dave Foster called the meeting to order at 12:17pm.

Presentation of Challenged Precincts
12:18pm BOE Official Dave Foster updated the Ingham County Board of Canvassers on the
challenge of Mason AVCB 1, 2, 3 by the attorney representing President-Elect Donald Trump.
The attorney cited court orders released by the Michigan Court of Appeals recommending the
halt of the recount as the reason for challenging the recount of Mason AVCB 1, 2, 3. Dave Foster
advised the county Board of Canvassers to continue with the recount until a court directive is
released, as currently there has been a decision released agreeing with shutting down the recount
but no directive regarding halting the recount. The Bureau of Elections has been directed to
continue with the recount process until a directive is released halting the recount. Moved by
Canvasser Scullion, supported by Canvasser Prout to defer to the State Bureau of Elections
pending decision by the Michigan Court of Appeals. The motion passed unanimously.

Summary of Proceedings
BOE Official Dave Foster presented a summary of the proceedings
208 precincts total (AVCB precincts were counted individually rather than as a whole)
23 nonrecountable precincts
185 recountable precincts

Review of Disputed Ballots
The Board of Canvassers reviewed cases in which a decision of a recount team had been challenged by one of the parties to the recount. These cases were discussed by the Board of Canvassers under the direction of Mr. Foster and the Board's decisions were reported and incorporated into the results.

**Certifying the Results**
Moved by Canvasser Fox, supported by Canvasser Hayden to certify the results of the Presidential Recount in Ingham County. The results of the Presidential recount in Ingham County were certified at 12:34pm.
12:35pm Ingham County Board of Canvassers Chairperson Mary Kay Scullion took over the meeting from BOE Official Dave Foster.

**Comments**
Chairperson Scullion would like the minutes to reflect the fact that the board is very impressed with the efficiency of the Clerk’s staff and the organization of the recount effort, as well as the BOE Officials and their willingness to work together with the Clerk staff, recount workers, challengers, and attorneys. It was noted that the atmosphere during the recount was very business-like and calm.

**Adjournment**
Chairperson Scullion adjourned the meeting at 12:36pm.

These were considered friendly amendments.