



## MINUTES

WASHINGTON COUNTY BOARD OF ELECTIONS  
September 13, 2022  
17718 Virginia Avenue  
Hagerstown, MD 21740  
240-313-2050

### **Present:**

#### **Board:**

Martin Lumm, Board President  
Tammy Downin, Board Vice President  
Bill Blazes, Board Secretary  
Connie Mozingo, Assistant Board Secretary  
Jim Schultheis, Member  
Brian Kane, Board Attorney

#### **Staff:**

Kaye Robucci, Election Director II  
Barry Jackson, Election Deputy Director II  
Cory Green, Election Program Assistant I

#### **Absent:**

#### **Guest:**

Peter Perini (Dem. Central Committee)

President Martin Lumm called the meeting to order at 3:02 pm at the Washington County Election Center, 17718 Virginia Avenue, Hagerstown, MD 21740. There was a quorum present.

#### **Minutes of the August 9, 2022 Regular Board Meeting:**

Tammy Downin moved to accept the minutes, for August 9, 2022 as presented, Bill Blazes seconded, and the motion was carried unanimously.

#### **Request for Additions/Changes to Agenda:**

Add # 8 to New Business: Maryland Health Connection request to hand out health insurance literature at polling places.

#### **Correspondence:**

- I. Petition to Request Early Canvassing – emailed to the Board on 9/2/22  
Hearing is scheduled for September 20, 2022

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Reports:

I. Director's Report

A. Personnel - Election Judge Recruitment – 626 Election Judges assigned, 690 target

B. Meetings & Trainings

Director's Meetings: Next meeting 9/15/22

a. Highlights from 8/18/22 Director's Meeting:

- i. Mail In Ballot Applications being mailed to everyone who did not get an application in the Primary (including Unaffiliated, Green, etc.)
- ii. Election dates to keep in mind:
  - i. Mail-In Ballot Application: Mailed out 8/22/2022
  - ii. Ballots Posted 9/6/2022
  - iii. MOVE Act: 9/24/2022
  - iv. Voter Registration Deadline: 10/18/2022

Canvassing Dates: Mail In Ballot Canvass 1 - November 10, 2022, Provisional Canvass – November 16, 2022 and Mail In Ballot Canvass 2 and Certification of the Election – November 18, 2022.

- iii. For Election Judge training, we are able to use the 2020 General Electionware database. Carl and Dean have modified it to look more like the Gubernatorial General Election.

C. Correspondence Received: N/A

D. Registration Statistics for August 2022 were distributed to the Board

E. Voting System Activities:

1. Post Election Maintenance was completed
2. Election judge training equipment prepared.

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F. Candidate Filings: N/A

G. Precinct & Polling Issues:

1. Private Polling Place Agreements sent out

H. Projects

1. Election Worker Training

2. Ballot Drop Box Pick Ups – Date TBD

3. Ballot Sorter – sorter being built, hoping for an early October installation

### II. Attorney Report

A. Hearing was held on August 15, 2022 and the Circuit Court of Anne Arundel county ruled against Mr. Wilson. The Washington County Free Library remains the second early voting site.

B. Tim Kenney's concern regarding the Washington County Circuit Court race and why unaffiliated voters could not vote in the Primary Election. Brian Kane stated he has been in correspondence with Mr. Kenney, and Niki Charlson with SBE has as well. Brian Kane and Niki Charlson both informed Mr. Kenney that the local board is conducting the election properly, based on the election laws. Brian Kane stated that Mr. Kenney needs to file something with the legislature as this is not a matter the local board can determine or change based on the current law.

C. Kaye Robucci asked Brian Kane about the Suessmann vs. Lamone case and Brian Kane stated he could send the link to Kaye and Kaye informed Brian Kane that she already had the link.

D. Brian Kane referenced the Office of The Attorney General Civil Division case which was included in the board member's packet. Brian Kane stated that Jeff Cline was served and that the local board should continue to preserve the 2020 general election results. Brian Kane stated he does not receive updates for this case as the county is the defendant not the Washington County Board of Elections, but he thinks that the Attorney General will file something to dismiss the case in the coming weeks for all of the counties that are listed as defendants in the case.

### Old Business:

#### I. Drop Boxes at Correctional Facilities

Tracey Hartman has responded to Kaye Robucci's email and Essential Support Services (ESS) has been hired which is the same vendor that empties the drop boxes in Baltimore City.

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- II. MAEO Meeting, September 22, 2022  
Marty Lumm, Connie Mozingo, Tammy Downin, will be present. Jim Schultheis and Bill Blazes may be in attendance and if not a link can be emailed so that they can attend virtually.  
Marty Lumm has offered to bring subs from Holsinger's.
- III. EV02 – update  
Kaye Robucci and Barry Jackson have a meeting on September 16, 2022 at 9:00 a.m. with the deputy director and the library's head of security. Discussion will be prioritized with security at the library during off hours and operation during the Mummers Parade. Peter Perini asked about the entrance and if only one entrance is going to be open shouldn't it be the front entrance due to it being ADA accessible. Mary Lumm and Barry Jackson both stated that the back entrance is ADA accessible as well.
- IV. Election Worker Training Schedule  
The training schedule was handed out to the board. For returning judges a mock election will be held for training purposes and 100 training scenarios will be run through. Tammy Downin asked if there would be an election judge recruitment flyer for the general election? Marty Lumm stated that Teresa Morningstar has a flyer for this election. Tammy Downin asked if family of Board Members could participate in the election and Kaye Robucci stated that due to ethics it would be better if family did not participate in the election.  
Peter Perini asked if the election judge flyer could be sent to him so the Democratic Central Committee could send an email out and Barry Jackson stated that it would be emailed.
- V. Conference Room Phone  
New Phone was installed due to the county upgrading to a new phone system and it is an improvement from the previous phone.
- VI. Flags for outside facility  
The poles have arrived and the American Flag has arrived. Footers for the flag poles should be installed later this week and the poles should be installed next week sometime.
- VII. Williamsport HS Back to School Event – update  
Cory Green informed the Board that the back-to-school event was fruitless for registering voters as most of the students that attended the event were freshman and sophomores and were too young to register. Tammi Derr and Cory Green did use the back-to-school event as an opportunity to recruit parents to become election judges and approximately six applications were handed out.  
Marty Lumm stated that the Republican Central Committee is offering several events in the coming weeks for voter registration.
- VIII. Christmas Party  
December 1, 2022 at 7:00 p.m. Rik's Café in Hagerstown.
- IX. Open House  
Marty Lumm stated he thought at the last board meeting, a ribbon cutting ceremony was discussed. Nothing set in stone for an open house and will be tabled until after the election.

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## New Business:

- I. ARF (Agenda Report Form) to request increase in Election Worker pay  
Marty Lumm noted that the County Commissioners have a \$35 million surplus according to an article in the Herald Mail. Marty Lumm asked Kaye Robucci how much it would cost to have a \$50 dollar raise for all election workers and the cost would be approximately \$35,000. Tammy Downin brought up that if the pay was increased just for the 2022 General Election that it would be hard to bring back workers for the 2024 election with the pay decreasing. Peter Perini asked if this was special request and Marty Lumm responded yes. Peter Perini then went on to say that if it was approved once then it could be included in the next years budget and it should pass. Kaye Robucci, Barry Jackson, and Tammy Downin all responded that they could reject the future budget and not include the election worker raise.
- II. Clear Ballot – Phase 2  
The Washington County Board of Elections passed the audit for the 2022 Primary Election with less than .05% error rate.
- III. General Election – upcoming dates (covered in the Director's Report)
- IV. 2 Page Ballot!  
The ballot was displayed to the board on the television.  
When election judge training is conducted all the practice ballots will be 2 pages to accurately depict the 2022 General Election.  
All the board members had questions on the procedure to spoil a ballot. Barry Jackson and Kaye Robucci stated that it is possible to spoil only 1 page if that scenario happened. Barry Jackson and Kaye Robucci stated that the scanner will accept page 1 of the ballot and page 2 can be rejected. The voter must return back to the same scanner where page 1 was accepted so that the counts are right (public/private counts).  
Brian Kane stated his biggest concern is with the public and private counts. Brian Kane stated that the voter must vote the entire ballot and the voter cannot have an option of only voting one page of the ballot.  
Jim Schultheis asked if the state has mandated a process for the scanner unit for the 2 page ballot? Kaye Robucci stated that the state board has not implemented a specific procedure for 2 page ballots.  
Tammy Downin asked if the BMD will be 2 pages? Kaye Robucci stated that the BMD will still fit on one page.
- V. MAEO Ballots – distributed to Board Members
- VI. Confidential Voter Requests  
Prior to each election letters are sent out to confidential voters. 32 letters were sent out by the local board and only 1 letter has been returned thus far.  
Tammy Downin made a motion to extend the aforementioned voters confidentiality, Connie Mazingo seconded, and the motion carried unanimously.
- VII. Manual Audit  
120 days after election day the manual audit must be completed.

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- VIII. Lisa Lundquist with Maryland Health Connection has inquired if information regarding the Maryland Health Connection could be handed out on election day. Brain Kane stated that due to it being a public building, we cannot prohibit anyone from handing out information as long as the individual stays outside the no electioneering zone.

### **Members Remarks:**

Jim Schultheis stated that he is disappointed with the second early voting site and if the voter turnout is not good in the General Election, the Board should look to find another location for the second early voting site. Tammy Downin and Connie Mozingo both stated it is a bit premature to discuss moving the 2<sup>nd</sup> early voting site at this time. Connie Mozingo commented that by the next election the county should be over 100,000 registered voters, so the county would be required to have three early voting sites.

Lisa Shields had a citizen comment on how often the voter rolls are cleaned up: Voter registration is processed daily and the state sends out periodic reports every quarter for people that have moved in state and out of state (ERIC Reports). DHMH sends reports every month. NVRA process also occurs with mailers that are returned. Voter rolls/voter registration is updated daily.

### **Scheduling of Next Meeting:**

The next regular meeting of the Washington County Board of Elections will be held on Tuesday, October 11, 2022 at 3:00 P.M. The location is Washington County Election Center, 17718 Virginia Avenue, Hagerstown, MD; as pursuant to the Bylaws of the Washington County Board of Elections, Article 3, Section 3.3(A) 8.

### **Distributed Information:**

Board Packet

### **Future Events:**

- I. National Voter Registration Day, September 20, 2022
- II. September 22, 2022: MAEO Annual Conference\_ (wear blue shirts)

### **Adjournment and Reconvening the Board of Canvassers:**

There being no other business to come before the Board at this time, President Marty Lumm called for a motion to adjourn the Regular Board Meeting and reconvene the board of canvassers. At 5:19 p.m., Tammy Downin made a motion to adjourn the Regular Board Meeting and reconvene the board of canvassers. Connie Mozingo seconded the motion, and the motion carried unanimously.

At 5:20 p.m. the board of canvassers convened to discuss eight ballots that were received untimely for the 2022 Primary Election. Jim Schultheis made a motion to reject

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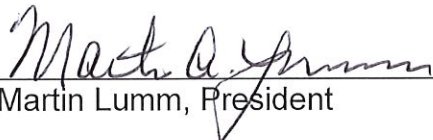
the eight ballots due to them being untimely. Tammy Downin seconded, and the motion carried unanimously.

Peter Perini asked if the two ballots that were stamped timely but were received two and a half weeks after the election, would the board bring this issue up with Senator Chris Van Hollen as Senator Van Hollen sits on the committee that oversees the Postmaster General. Kaye Robucci will send an email to Senator Chris Van Hollen of the examples that Washington County experienced during the 2022 Primary Election.

Connie Mozingo made a motion at 5:28 p.m. to adjourn the board of canvassers. Tammy Downin seconded, and the motion carried unanimously.

Compiled by Cory Green  
Election Program Assistant I

Respectfully Submitted,

  
Martin Lumm, President

10/11/2022  
Date

  
Bill Blazes, Secretary

10/11/2022  
Date