Meeting Minutes Monday, February 27, 2023 MONTGOMERY COUNTY BOARD OF ELECTIONS Virtual Board Meeting via Zoom

In Attendance Board Members: Nahid Khozeimeh, President (in person) David A. Naimon, Secretary (virtually) Amoretta Hoeber (virtually) Alexander Vincent (virtually) Alan Banov (virtually)

Board Attorney: Kevin Karpinski (virtually)

Staff:

Boris Brajkovic, Director Alysoun McLaughlin, Deputy Director Janet Ross, IT and Training Manager Chris Rzeszut, Operations Manager Mindy Williams, Operations Manager Lisa Merino-Dean, Administrative Specialist

A video of the meeting may be found on YouTube at the link below: https://www.youtube.com/watch?v=hD9Qnkyg1Kg

[0:00:10] Convene Board Meeting and Declare Quorum Present

Mrs. Khozeimeh convened the meeting at 2:30pm and declared a quorum present.

President Remarks

Mrs. Khozeimeh thanked the staff for conducting the manual audit of the 2022 General Gubernatorial Election.

Additions/Changes to the Agenda

Mr. Naimon shared a moment of remembrance for Jayne Plank, long-time public servant and former mayor of Kensington, who passed away on February 23, 2023.

Campaign Contributions

None was reported.

APPROVED

Public Comments

The comments of Ronza Othman, President, National Federation of the Blind of Maryland, were distributed to Board members earlier today. Ms. Othman asked to address the Board, but was not in attendance of the meeting.

[0:05:35] Election Director's Report

Mr. Brajkovic reviewed his written report, which can be found here.

Mr. Vincent asked if the search has begun for a new Voter Operations Manager. Mr. Brajkovic replied that it is in the queue, along with other positions that are being filled. In answer to a question by Mr. Banov, Mr. Brajkovic said that Linda Carr had held the position of Office Service Coordinator.

Mr. Vincent requested a copy of the post-election grant report to the Center for Tech and Civic Life. Mr. Brajkovic said the staff would look for a written post-grant report to the Center for Tech and Civic Life.

Mr. Vincent asked if Montgomery County shares information about eligible but not registered voters with the Electronic Registration Information Center (ERIC). Mr. Brajkovic shared that the State sends data to ERIC, not the County. He will forward Mr. Vincent's question to the State and report back.

Mr. Banov asked if there are additional lessons learned from Maryland State Board working groups that staff would like to share. Mr. Brajkovic will prepare something on this for the next Board meeting. He shared there is discussion about improving language, layout and usability of election-related forms.

Mr. Banov asked if the new pollbook printers will require new training of election judges. Ms. Ross responded that the printers were used in early voting and for the last couple of elections.

Mr. Naimon asked for more information about the reassessment and redesign of the election worker recruitment software. Mr. Brajkovic explained that BOE staff are working with county staff to design a new system to replace the one that has been in use since 2009. The Board will be briefed on the new system when it is ready. Also, in response to a question by Mr. Naimon, Mr. Brajkovic pointed out that election judges work not only full days, but also half days.

After staff reported that it is preparing the 2022 unused ballots for shredding and that it was not shredding the 2020 ballots and other election materials due to a pending lawsuit, Mr. Naimon asked what is preventing the Board from declaring the 2020 election to be over. Mr. Karpinski shared that part of the relief requested in the *Gibson* lawsuit against the State of Maryland, all but 2 Maryland counties and the Center for Tech and Civic Life is that none of the 2020 election materials should be shredded. Materials will be kept until that case is over. Last week, after the District Court dismissed the *Gibson* case on standing grounds, Plaintiffs filed a motion for reconsideration and a motion to transfer the case to the multi-litigation jurisdiction docket. He thinks the case may be over in the next 60 days.

[0:23:05] Board Attorney Report

Mr. Karpinski's report was included in the response to Mr. Naimon above.

[00:23:25] New Business

A. Manual Audit Report

Mr. Brajkovic shared the purpose and process of the manual audit and results. The report is available on the Board of Elections' website.

Mr. Naimon asked what the difference is between a manual audit and a risk-limiting audit, as is currently being proposed in a bill in the General Assembly. Mr. Brajkovic indicated he is not an expert on audits but believes the number of ballots to be counted in a risk-limiting audit would depend on the vote difference between candidates in a particular race. The tighter the race, the higher the number of ballots to be audited.

Mr. Naimon asked who observed the audit in person and virtually. Mr. Brajkovic replied that they were voters that came to observe the audit. Since no press representatives observed the audit, Mr. Naimon wondered if a press release is warranted to report the audit results. Mr. Brajkovic said a press release is scheduled following this Board meeting.

[00:31:42] Old Business

No old business items.

[00:31:55] Action Items

- Staff will look for a written post-grant report to the Center for Tech and Civic Life and share it with the Board.
- Mr. Brajkovic will ask the State if eligible but not registered voter information is shared with ERIC.
- Mr. Brajkovic will prepare a short briefing on lessons learned coming out of working groups between the State and local election board staff.
- Staff will present a short briefing on the new election judge module when it is ready.

Mr. Brajkovic reconfirmed a press release on the manual audit will be going out.

[00:33:00] Approval of Minutes

Ms. Hoeber moved to accept the January 16, 2023 minutes as amended. The motion was seconded by Mr. Banov, with the additional correction to remove" Ph.D." after Ms. Barnes' name. The motion passed unanimously.

[00:34:05] Future Meetings

All meetings begin at 2:30pm unless otherwise indicated

Dates are subject to change

A. March 20, 2023

- B. April 17, 2023
- C. May 15, 2023
- D. June 26, 2023
- E. July 17, 2023
- F. August 21, 2023
- G. September 18, 2023
- H. October 16, 2023
- I. November 20, 2023
- J. December 18, 2023

[00:34:35] Adjournment

Ms. Hoeber moved to adjourn the meeting. The motion was seconded by Mr. Banov and passed unanimously. The meeting adjourned at 3:05pm.

Respectfully submitted,

Lisa Merino (AR

Lisa Merino-Dean Administrative Specialist II

APPROVED BY THE BOARD

Nahid Khozeimeh /AR

Nahid Khozeimeh, Board President