Hamilton County Election Board Minutes

May 14, 2019

Present:
Ray Adler, Chairman and Republican Member
Greg Purvis, Democrat Member
Kathy Kreag Williams, Clerk and Secretary
Debbie LePere, Chief Deputy Clerk
Beth Sheller, Elections Administrator
Michael Howard, County Attorney

Also attending: Joseph C. Chapelle, representing Mayor Brainard’s campaign; Ronnie Miller, E. Timothy DeLaney, Joe Weingarten, Ed Shaughnessy, David Brooks, AnnMarie Shambaugh, Kaitlin Lange, Shelly Brown, Patricia Brown, Adrienne Rogers, Phil Johnson,

President Adler called the meeting to order at 9 AM.

Clerk Williams made a motion to approve the Election Board Minutes from April 5, April 17, and May 7 of 2019. Mr. Purvis seconded the motion, and motion carried unanimously.

Mr. Purvis made a motion to certify the Primary, 2019 Election Results that were signed by the Election Board on Election Day. There were no Provisionals, certificate of errors, or military/overseas ballots. Clerk Williams seconded the motion, and motion carried unanimously.

President Adler brought to the Board the review of Democratic Chairman, Joe Weingarten’s letter received. Mr. Weingarten was sworn in, and he requested a full hearing by the Election Board with sworn statements or a referral to the County Prosecutor concerning the meeting that took place between Laura Campbell, Allan Sutherlin, and Dan Hennessy.

There was discussion between attorneys attending for Laura Campbell, Allan Sutherlin, Dan Hennessy, and Mayor Jim Brainard. Affidavits were presented from Laura Campbell, Allan Sutherlin, and Dan Hennessey. President Adler, Mr. Purvis, and Clerk Williams agreed that the affidavits from the three were all in agreement of their accounts of what happened at the meeting.

There was discussion of Indiana Constitution Article 2, Section 6 and Indiana Code 3-8-1-5(d)(1), a motion was made by Mr. Purvis that the Election Board conduct a full, evidentiary hearing, issue subpoenas, give 30 days to all persons involved to appear and give testimony, to determine if an election law violation has occurred. There was no second motion; motion died.

Clerk Williams made a motion to dismiss the complaint at this time due to no probable cause, as the affidavits from the persons involved indicated no election law had been violated. President Adler seconded the motion, Mr. Purvis voted no. Motion carried 3-1
The Re-Certification of Voting System and Electronic Poll Pads was tabled for a future meeting.

Clerk Williams made a motion to accept the rejected applications report from the Voter Registration Department. Mr. Purvis seconded, and motion carried unanimously.

Clerk Williams addressed Democratic Chairman, Joe Weingarten, on his treatment of poll workers at two different polling sites on Election Day. President Adler made comment that he will not permit any threats being made to any persons on the Election Board or any Election Workers from here forward. Mr. Weingarten said he would not make the threats anymore.

The Election Board Meeting was adjourned by President Adler at 9:55 AM.