

**BAY COUNTY BOARD OF CANVASSERS
PUBLIC MEETING REGARDING 2013 BUDGET
JULY 18, 2013**

THE BAY COUNTY BOARD OF CANVASSERS MET ON THURSDAY, JULY 18, 2013 IN THE FIRST FLOOR OFFICE OF THE BAY COUNTY CLERK, 515 CENTER AVENUE, BAY CITY, MICHIGAN. THE MEETING WAS CALLED TO ORDER BY CHAIRMAN MATT LANCE AT 4:00 P.M. WITH THE FOLLOWING MEMBERS AND GUESTS IN ATTENDANCE:

ROLL CALL: MATT LANCE, CHAIRMAN
 JANICE PIERSON, VICE CHAIRMAN
 WALTER WOZNIAK JR., MEMBER
 DONALD CHEVALIER, MEMBER

ALSO PRESENT: CYNTHIA A. LUCZAK, SECRETARY/CO. CLERK
 KEVIN LORENTZ, ALTERNATE CANVASSER
 ROBERT REDMOND, RETIRED BOARD ANALYST
 CONNIE PIERSON, ATTENDEE
 ROBERT PIERSON, ATTENDEE

MOTION 1: WALT WOZNIAK JR MOVED TO APPROVE THE AGENDA AS PRESENTED WITHOUT ADDITIONS OR DELETIONS. IT WAS SUPPORTED BY JAN PIERSON AND CARRIED.

MOTION 2: JAN PIERSON MOVED TO APPROVE THE MINUTES AS PRESENTED FROM THE MAY 7, 2013 ORGANIZATIONAL SESSION AND CANVASS OF THE MAY 6, 2013 ELECTION. SUPPORT WAS EVIDENCED BY WALTER WOZNIAK JR., WITH CONCURRENCE OF THE FULL BOARD 4 YEAS.

PUBLIC INPUT: THERE WERE NO MEMBERS OF THE PUBLIC PRESENT AT THIS TIME TO COMMENT REGARDING THE ISSUE OF THE 2013 BUDGET AND FUNDING OF THE BOARD STATUTORY DUTIES.

CLERK LUCZAK WAS ASKED TO EXPLAIN THE EVENTS LEADING UP TO THE REDUCTION OF THE BOARD OF CANVASSERS PER DIEM LINE ITEM TO ZERO BALANCE EFFECTIVE JULY 9, 2013. THE MATTER HAD NOT BEEN EVIDENT IN THE WAYS & MEANS COMMITTEE AGENDA OR DISCUSSIONS OF JULY 2, 2013 BEFORE PRESENTED TO THE FULL BOARD JULY 9, 2013 FOR A VOTE. THE BUDGET ADJUSTMENT TO REDUCE THE BOARD OF CANVASSER PER DIEM LINE ITEM HAD BEEN ADDED ONTO BUDGET ADJUSTMENT RESOLUTION 2013-122 DURING THE BOARD MEETING BY COMMISSIONER COONAN.

- D. CHEVALIER: MR. CHEVALIER QUESTIONED IF ANY OTHER BUDGET LINE ITEM WAS REDUCED TO ZERO ON JULY 9, 2013 AND WAS TOLD THAT IT WAS NOT ACROSS THE BOARD. HE ALSO REFERENCED STATE LAW MANDATING THE FUNCTIONS OF THE CANVASS BOARD AND REQUIREMENT OF THE COUNTY BOARD TO FUND THIS EFFORT. IN HIS OPINION, THE BOARD WOULD NOT BE REFUSING TO CONDUCT THEIR CANVASS DUTIES EVEN THOUGH THE FUNCTIONS WERE NOT FUNDED FOLLOWING THIS ACTION. IN ACCORDANCE WITH THE LAW, SHOULD BE FUNDED AND AGAINST THE LAW FOR THE COUNTY BOARD NOT TO FUND THE BOARD OF CANVASSERS FOR WHATEVER FUNCTIONS THEY FIND NECESSARY TO PERFORM REGARDING ELECTIONS.
- M. LANCE: MATT LANCE AGREED THAT IT WAS NOT THE INTENT OF THE BOARD TO DEVIATE FROM THEIR STATUTORY DUTY TO CANVASS THE UPCOMING AUGUST AND NOVEMBER 2013 ELECTIONS AND RUN THE RISK OF STATE INTERVENTION IF THE ELECTIONS WERE NOT CERTIFIED. HE POSED THE QUESTION BOARD MEMBERS AS HOW THEY WISHED TO PROCEED WITH THE MATTER, TO SEND A LETTER TO THE CHAIRMAN OF THE BOARD, THE SECRETARY OF STATE OR ATTORNEY GENERAL?
- D. CHEVALIER: DON CHEVALIER DID NOT FEEL IT WAS THE CANVASS BOARD POSITION TO ADDRESS THE COUNTY BOARD BUT TO TAKE THE MATTER DIRECTLY TO THE STATE OF MICHIGAN, SECRETARY OF STATE AND ATTORNEY GENERAL, TO BE ADVISED OF VIOLATIONS IN THE ELECTION LAW.
- C. LUCZAK THE CLERK EXPLAINED TO BOARD MEMBERS THAT FUNDS WERE REMOVED FROM THE PER DIEM LINE ITEM BUT THE MILEAGE REIMBURSEMENT LINE ITEM HAD NOT BEEN REDUCED.
- M. LANCE: CHAIRMAN LANCE STATED, CANVASSERS STILL TOOK AN OATH OF OFFICE AND HAD A STATUTORY DUTY TO CONDUCT THEIR FUNCTIONS FOLLOWING THE PRIMARY ELECTION SCHEDULED FOR AUGUST 6, 2013. A LETTER SEEKING INTERVENTION TO STATE OFFICIALS WAS RECOMMENDED BY THE CHAIRMAN.

MOTION 3: MOVED BY CHEVALIER AND SUPPORTED BY PIERSON TO FORWARD A WRITTEN COMMUNICATION TO THE SECRETARY OF STATE; BUREAU OF ELECTIONS AND ATTORNEY GENERAL OF THE STATE OF MICHIGAN TO INFORM SAID AGENCIES OF BAY COUNTY BOARD OF COMMISSION RESOLUTION ADOPTED JULY 9, 2013, WHICH ELIMINATED FUNDING WITHIN THE 2013 BUDGET FOR THE BAY COUNTY BOARD OF CANVASSER PER DIEM PAYMENT TO CONDUCT STATUTORY DUTIES. THE LETTER WILL EXPLAIN THE BUDGETARY SCENARIO AND REQUEST INTERVENTION FROM STATE OFFICIALS. MOTION PASSED BY VOICE VOTE OF 4 YEAS, 0 NAYS.

NEW BUSINESS

CANVASS OF THE AUGUST PRIMARY ELECTION WILL BE HELD IN THE BAY COUNTY BUILDING WEDNESDAY, AUGUST 7, 2013 BEGINNING AT 1:00 PM.

A LETTER WILL BE DRAFTED BY THE CHAIRMAN OF THE CANVASS BOARD AND CLERK ON MONDAY, JULY 22, 2013 FOR PRESENTATION TO THE FULL BOARD AT A SPECIAL MEETING CALLED FOR TUESDAY, JULY 23, 2013 AT 1:00 P.M. - THIS MEETING WILL BE POSTED IN ACCORDANCE WITH THE OPEN MEETING ACT REQUIREMENTS.

THIS MEETING WAS ADJOURNED AT 4:20 P.M.



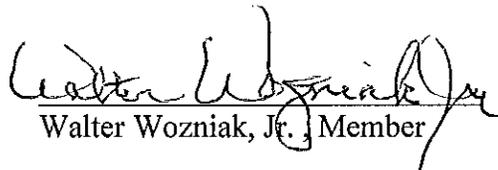
Matt Lance, Chairman



Janice Pierson, Vice Chair



Donald Chevalier, Member



Walter Wozniak, Jr., Member