



Jeff Hastings, Chairman

Anthony W. Perlatti, Director

Inajo Davis Chappell, Board Member

Tony Kaloger, Deputy Director

Lisa M. Stickan, Board Member

David J. Wondolowski, Board Member

THIS MEETING WILL BE HELD VIA TELECONFERENCE¹

Please note the new dial-in number and meeting ID

DIAL IN NUMBER: 1-646-558-8656

MEETING ID: 627 627 4058 Meeting Passcode: 2925

MEETING AGENDA

June 28, 2021

9:30 A.M.

THE PLEDGE OF ALLEGIANCE

ADMINISTRATION

1. Approval of the minutes from the June 14, 2021, Board Meeting.
2. Hearing of Protest against the candidacy of Sean L. Ward, Candidate for Mayor of the City of East Cleveland.
3. Hearing of Protest against the candidacy of T'Andre Sigler, Candidate for Mayor of the City of East Cleveland.
4. Recognition of Kathleen Bradley as the Secretary of State's Precinct Election Official of the Year.

BALLOT

5. Certification of the Post-Election Audit from the May 4, 2021, Primary Election.
6. Approval to outsource the printing and mailing of Vote-by-Mail ballots for the September 14, 2021, Primary Election.
7. Approval to outsource the printing and mailing of Vote-by-Mail ballots for the November 2, 2021, General Election.

CANDIDATE & PETITION SERVICES

8. Certification of candidates to the September 14, 2021, Primary Election

¹ Video of this meeting can be viewed at <https://www.youtube.com/cuyahogacountyboe>

² Please email mbejjani@cuyahogacounty.gov or lwalker@cuyahogacounty.gov with your name and the nature of your comment so we can fully assist you.

9. Certification of candidates nominated without primary election (September 14th primaries canceled)
10. Certification of Independent Candidates to the November 2, 2021, General Election
11. Acknowledgement of Candidate Withdrawals
12. Acknowledgement of Notice of Intent to Retire from Elected Office

ELECTION OFFICIALS

13. Approval to appoint not less than two precinct election officials for each precinct pursuant to §ORC 3501.22 for the September 14, 2021, Primary Election.

FISCAL SERVICES

14. Approval to Award a contract with Enhanced Voting, LLC to provide services to make available a Remote Absentee Ballot Delivery and Marking System for use by a voter with a disability during Ohio's by-mail absentee voting for all Elections occurring between July 17, 2021, through May 31, 2022, in the amount not-to-exceed \$18,000.00.

HUMAN RESOURCES

15. Approval of the personnel agenda.

NEW BUSINESS

- Update on August 3, 2021, Special Congressional Primary Election

PUBLIC COMMENT²

EXECUTIVE SESSION

Discussion of personnel issues (to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official) and disputes involving the public body that are the subject of pending or imminent court action.



CUYAHOGA COUNTY BOARD OF ELECTIONS

2021 Board Meeting Schedule

June 2021

Monday, June 14th @ 9:30AM

Certification of Recounts from the May 4th Primary Election

Certification of Charter Amendments for the August 3rd Special Election

Monday, June 28th @ 9:30AM

Certification of Audits from the May 4th Primary Election

Certification of Candidates & Issues for the September 14th Primary Election

July 2021

Wednesday, July 21st @ 9:30AM

Certification of Write-In Candidates and Charter Amendments for the September 14th Primary Election

August 2021

Tuesday, August 3rd

August 3rd Special Election

Monday, August 16th @ 9:30AM

Provisional Verification for the August Special Election

Certification of Candidates & Issues for the November 2nd General Election

Monday, August 23rd @ 9:30AM

Certification of the August Special Election

September 2021

Monday, September 13th @ 9:30AM

Certification of Write-In Candidates for the November 2nd General Election

Certification of Charter Amendments for the November 2nd General Election

Certification of Recounts from the August 3rd Special Election

Tuesday, September 14th

September 14th Primary Election

Monday, September 27th @ 9:30AM

Certification of the Audit from the August 3rd Special Election

Provisional Verification for the September 14th Primary Election

October 2021

Friday, October 1st @ 9:30AM

Certification of the September 14th Primary Election

Monday, October 18th @ 9:30AM

Certification of the Recount from the September 14th Primary Election

November 2021

Tuesday, November 2nd

November 2nd General Election

Monday, November 15th @ 9:30AM

Provisional Certification for the November 2nd General Election

Tuesday, November 23rd @ 2:00PM

Certification of the November 2nd General Election

December 2021

Monday, December 6th @ 9:30AM

Certification of the Recount from the November 2nd General Election

Tuesday, December 7th

December 7th Run Off Election (if needed)

Monday, December 20th @ 9:30AM

Certification of the Audit from the November 2nd General Election

Certification of the December 7th Run Off Election (if needed)

VOTE CUYAHOGA COUNTY BOARD OF ELECTIONS

**Board Meeting
6/14/2021**

**THIS MEETING WAS HELD VIA TELECONFERENCE IN ACCORDANCE WITH
H.B. 197, 133rd G.A. §12 (2020)**

Attending:

Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Lisa M. Stickan, Board Member
Anthony W. Perlatti, Director
Tony Kaloger, Deputy Director

Mark R. Musson, Assistant Prosecutor, Cuyahoga County
Mary Bejjani, Clerk to the Board
Linda Walker, Clerk to the Board

The Cuyahoga County Board of Elections Meeting began at 9:34 a.m. Hereinafter referred to as the CCBOE/Board.

Chairman Hastings noted that Board Members Davis Chappell and Stickan and were in attendance in person. Board Member Wondolowski was excused from today's meeting.

Chairman Hastings moved to excuse Board Member Wondolowski's absence. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 1: Approval of the minutes from the May 25, 2021, Board Meeting.

Chairman Hastings moved to approve the minutes from the May 25, 2021, Board Meeting. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 2: Acknowledgement of Secretary of State Directive 2021-16: Data Collection, Notice, and Cancellation procedures for Completion of 2017 National Change of Address ("NCOA") Process.

Chairman Hastings moved to acknowledge Secretary of State Directive 2021-16: Data Collection, Notice, and Cancellation procedures for Completion of 2017 National Change of Address ("NCOA") Process. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 3: Preliminary approval of the ballot order for the September 14, 2021, Primary Election.

¹ Narrative that is underlined in the CCBOE minutes relates to a motion that was acted on by the Board.

Chairman Hastings moved to approve the preliminary approval of the ballot order for the September 14, 2021, Primary Election. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 4: Acknowledgement of resignations from and appointments to elected offices.

Chairman Hastings moved to acknowledge the resignations from and appointments to elected offices. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 5: Acknowledgement of Candidate Withdrawals.

Chairman Hastings moved to acknowledge candidates and issue withdrawals. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 6: Acknowledgement of the Absentee Performance Review Report for the May 4, 2021, Primary Election.

Steve Doell, Supervisor in Candidate & Petition Services, presented information from the Board packet regarding the Absentee Performance Review Report for the May 4, 2021, Primary Election.

Chairman Hastings moved to acknowledge the Absentee Performance Review Report for the May 4, 2021, Primary Election. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 7: Acknowledgement of the Precinct Election Official Performance Report for the May 4, 2021, Primary Election.

Alex Skufca, Program Coordinator in the Elections Officials Department, presented information from the Board packet regarding the Precinct Election Official Performance Report for the May 4, 2021, Primary Election. Board Member Davis Chappell asked if locations that did not score 100% are identified for additional training. Chairman Hastings asked for clarification on the category "VLM always answer the CCBOE cell phone." Director Perlatti stated that the VLMs are required to contact the CCBOE multiple times during the election day to provide a status report as to the voting process at the polling location. The CCBOE provides the VLM's with cell phones to communicate in a timely manner. If a VLM does not answer the cell phone, there is an alternate method to contact a back-up election official at the polling location. Chairman Hastings asked for clarification on the category "Were Paper Pollbooks opened without permission" meant. Director Perlatti stated a backup paper poll book is sent to every location if all electronic poll books experience technical difficulties. There are instructions on the paper poll book packaging to contact the CCBOE before opening the package, as the book should not be opened unless all electronic poll books at the polling location are not functioning.

Chairman Hastings moved to acknowledge the Precinct Election Official Performance Report for the May 4, 2021, Primary Election. Board Member Stickan seconded. The motion passed unanimously.

Agenda Item 8: Preliminary authorization for the allocation of voting booths for the September 14, 2021, Primary Election. Allocation quantities are based on Social Distancing and room size per polling location. A total of 2,169 voting booths will be allocated + 429 DS200 precinct scanners + 169 ADA AutoMark voting units and 650 Electronic Poll books.

Chairman Hastings moved to acknowledge the preliminary authorization for the allocation of voting booths for the September 14, 2021, Primary Election. Allocation quantities are based on Social Distancing

and room size per polling location. A total of 2,169 voting booths will be allocated + 429 DS200 precinct scanners + 169 ADA AutoMark voting units and 650 Electronic Poll books. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 9: Approval to send the Voter Information Guide to all active voters for the August 3, 2021, Special Congressional Primary Election.

Chairman Hastings moved to approve the Voter Information Guide to all active voters for the August 3, 2021, Special Congressional Primary Election. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 10: Approval to Purchase Office, Furnishings, Accessories, and Related Items, including installation, from Ohio Desk Company via Steelcase, Inc. State-Term Contract Pricing in the amount not-to-exceed \$97,130.46, utilizing Center for Tech and Civic Life (CTCL) Grant Funding.

Board Member Davis Chappell asked how much CTCL funding dollars are remaining. Director Perlatti stated the balance of the CTCL funds is almost exhausted; however, there are still chargebacks to be invoiced from Public Works for the moving of office furniture and electrical work and CTCL fund may be used for this work.

Chairman Hastings moved to approve the purchase of office, furnishings, accessories, and related items, including installation, from Ohio Desk Company via Steelcase, Inc. State-Term Contract Pricing in the amount not-to-exceed \$97,130.46, utilizing Center for Tech and Civic Life (CTCL) Grant Funding. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 11: Approval of vouchers

Chairman Hastings moved to approve the voucher. Board Member Davis Chappell seconded. The motion passed unanimously.

Agenda Item 12: Approval of the personnel agenda

Chairman Hastings moved to approve the personnel agenda as presented in the Board packet. Board Member Davis Chappell seconded. The motion passed unanimously.

NEW BUSINESS

Audit May 4, 2021, Election

Director Perlatti stated the May 4, 2021, audit is being conducted today and began at 9:00 a.m.

Campaign Finance Workshops

Director Perlatti stated the CPS Department hosted its first campaign finance workshop on Saturday, June 12th and approximately 40 people attended. The next workshop is scheduled for Wednesday, June 30, 2021, in the evening.

Board of Voting Machine Examiners meeting

Director Perlatti will be attending the Board of Voting Machine Examiners meeting in Columbus on June 15, 2021. The agenda deals with remote ballot marking, which is the ADA vote-from-home absentee certification and voting equipment matrix.

Juneteenth Freedom Fest

On Saturday, June 19th, CCBOE staff will be at an informational booth at the first annual Juneteenth Freedom Fest taking place Downtown on Mall C.

SOS Conference

Board Member Davis Chappell inquired about the SOS Summer conference held June 7-9 in Columbus. Director Perlatti stated the conference was well attended and beneficial to discuss other counties' perspectives and processes. Board Member Stickman said Director Perlatti appeared on a panel and did a good job representing the CCBOE.

Archer Compensation Report

Chairman Hastings inquired if there is any other new business. Director Perlatti stated the CCBOE did receive the initial draft of the Archer Compensation Report, and Director Perlatti would like to discuss the report with the Board in Executive Session. Chairman Hastings stated the report has not been distributed to the Board Members and understands he can move to go into executive session to consider the compensation of public employees. Board Member Davis Chappell stated she would like for all the board members to be present when discussing significant issues. She further questioned whether the board members needed to address this issue today, given Board Member Wondolowski's absence or is there a way to permit Board Member Wondolowski to participate in this matter? Director Perlatti responded his goal was to introduce the documents and not seek any approval or authorization. Chairman Hastings stated he would like to have some discussion about the report as it is important to acknowledge and accept the receipt of the report because it becomes a public record. The Board can then come back on June 28th for further discussion. Chairman Hastings stated the Board would take no substantive action at the conclusion of today's executive session. Chairman Hastings asked Prosecutor Musson if it would be appropriate to make that motion. Prosecutor Musson indicated yes.

Chairman Hastings made a motion to go into executive session to consider the compensation of public employees. Board Member Stickman seconded, and a roll call vote taken, and all board members voted in the affirmative. The motion passed unanimously.

Chairman Hastings stated the Board would go into executive session after public comments.

Public Comment

Reverend Pamela M. Pinkney Butts provided public comments regarding several items on the agenda.

Executive Session

Chairman Hastings confirmed the motion to go into executive session at 10:08 a.m.

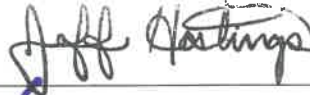
At 11:07 a.m. after returning from Executive Session, Chairman Hastings moved to come out of the executive session. Board Member Davis Chappell seconded, and a roll call vote taken, and all board members voted in the affirmative. The motion passed unanimously.

Chairman Hastings stated the Board is in open session and asked if there was any new business or business to be brought before the Board. Director Perlatti indicated none. Chairman Hastings asked if any Board Members had any questions. Board Members' Davis Chappell and Stickan stated no.

Chairman Hastings moved to adjourn the meeting at 11:09 a.m. Board Member Davis Chappell seconded. The motion passed unanimously.

Certification: I have reviewed the above minutes and certify that they are an accurate summary of the actions taken by the Cuyahoga County Board of Elections at its meeting held on **June 14, 2021**.

Jeff Hastings, Chairman



Inajo Davis Chappell, Board Member



Lisa M. Stickan, Board Member



David J. Wondolowski, Board Member



Anthony Perlatti, Director



Protest

Sean L. Ward
East Cleveland Mayor - Democrat

Sean L. Ward
East Cleveland Mayor - Democrat
Board of Elections Analysis of Protest

**Board of Elections Analysis of Protest
June 28, 2021 Board Meeting**

Protest Filed: June 16, 2021
Protest Filed By: Justyn Anderson

Candidate/Office: East Cleveland Mayor – Sean L. Ward
Issue: Residency

Election Date: September 14, 2021

Background

- On June 14, 2021 the Cuyahoga County Board of Elections received a Mayoral candidacy filing for the City of East Cleveland from Sean L. Ward.
- The candidate's petition was valid and contained 34 valid signatures. The minimum number of required valid signatures is 33.
- The candidate *has not* been certified to the September 14, 2021 Primary Election.
- Mr. Anderson is a *qualified elector* in the City of East Cleveland and is *eligible* to bring forth said protest.
- The Board of Elections historically does not interpret charters as it relates to candidate qualifications and suggest persons inquiring to seek legal counsel.

Protest: (Exhibit A)

- East Cleveland Charter Article 112 Mayor; Qualifications and Term of Office.
"A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the city and shall carry out his duties on a full-time basis."
- Mr. Ward has not been a qualified elector in the city for a minimum of 2 years.

Defintion:

Section 3501.01 | Election procedure - election officials definitions.

(N) "Elector" or "qualified elector" means a person having the qualifications provided by law to be entitled to vote.

City of East Cleveland Law Director Willa Hemmons legal opinion (full response attached Exhibit E):

- **Law Director Hemmons asked by Board staff to opine on the East Cleveland Charter as it relates to residency for person seeking elective office of Mayor:**
 - **"...Based upon the facts and law above, Mr. Sean L. Ward was a qualified elector in the City of Richmond Hts. on November 5, 2019. He therefore, lacks the Qualifications to be placed upon the Primary, September 14, 2021, ballot for Mayor of the City of East Cleveland. This is because Mr. Ward has not been a qualified elector of the City of East Cleveland for at least two (2) consecutive years immediately prior to the subject election..."**

Voter Registration Overview: (Exhibit C)

- **4/18/18 – Mr. Ward registered to vote at 624 Dade Lane, Richmond Heights.**
- **11/5/19 – Mr. Ward voted in the November General Election in Richmond Heights Ward 4 Precinct A.**
- **5/15/2020 – Mr. Ward updated registration via the internet to 15411 Oakhill Road, East Cleveland Ward 4 Precinct D.**

Supporting Documents

- **Exhibit A - Protest**
- **Exhibit B -Protest Response**
- **Exhibit C -Mr. Ward's voter record**
- **Exhibit D -East Cleveland Charter Article 112 – Qualifications of Mayor**
- **Exhibit E -Law Director Hemmons legal opinion**

Residency Protest
Sean L. Ward - East Cleveland Mayor

Exhibit A - Protest

**Concerns Regarding Placing the Name of Sean L. Ward on the Primary Ballot for
the Position of East Cleveland Mayor**

To the Cuyahoga County Board of Elections:

We have been informed that Sean Ward has submitted petitions to have his name placed on the ballot for East Cleveland's Mayoral Primary in September of 2021.

Unfortunately, Mr. Ward does not meet the requirements of the East Cleveland Charter and he doesn't meet the "qualified elector" requirement. Section 112 of the charter specifies that "The mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland."

SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

"A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis."

Unfortunately, according to the public records furnished by the Cuyahoga County Board of Elections, Mr. Ward voted in East Cleveland's Ward 4D for the first time on November 3, 2020, having voted in Richmond Heights' Ward 4A in the November 2019 and November 2018 elections. Mr. Ward was also reported to have changed his registration online to his current address of 15411 Oakhill Dr., East Cleveland on May 15, 2020. Therefore, Mr. Ward does not satisfy the requirements of the East Cleveland charter, and we challenge his placement on the East Cleveland mayoral primary ballot for September, 2021.

We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021.

Thank you for your consideration of this important matter.

Justyn Anderson

X



2021-09-01 10:00 AM

VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 1/12/2021

VOTER ID: 122237
NAME: SEAN L WARD
RESIDENCE: 15411 OAKHILL RD
CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:
STREET/BX:
MAIL CITY:
MAIL STATE/ZIP:
COUNTRY:

PHONE NUMBER: (216) 559-1889

STATUS: ACTIVE
PARTY: DEMOCRAT
REG DATE: 05/15/2020
ORIG REG DATE: 06/28/1984
PRECINCT: ECLE04D.01
PRECINCT NAME: EAST CLEVELAND -04-D

POLLING PLACE: PROSPECT ACADEMY
1843 STANWOOD ROAD

SIGNATURE:

Sean L Ward

I hereby certify that the above document is a true and correct copy of the original filed at the Cuyahoga County Board of Elections.

VOTE
CUYAHOGA COUNTY
BOARD OF ELECTIONS

Election Official: *Eric H. S. Smith*

Title: *County Clerk*

Date: *1/12/21*

Signature: *[Signature]*

21 JUN 14 11:39

VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 1/12/2021

VOTER'S VOTING HISTORY

<u>DATE</u>	<u>TITLE</u>	<u>PRECINCT</u>	<u>PARTY</u>
11/3/20	November 3, 2020 Presidential General Election	EAST CLEVELAND -04-D	
11/5/19	November 5, 2019 General Election	RICHMOND HEIGHTS -04-A	
11/6/18	November 6, 2018 General Election	RICHMOND HEIGHTS -04-A	
5/8/18	MAY 8, 2018 PRIMARY ELECTION	CLEVELAND HEIGHTS -02-E	DEM
11/7/17	NOVEMBER 7, 2017 GENERAL ELECTION	CLEVELAND HEIGHTS -02-E	
11/8/16	NOVEMBER 8, 2016 PRESIDENTIAL GENERAL ELECTION	CLEVELAND HEIGHTS -02-E	
3/15/16	MARCH 15, 2016 PRIMARY ELECTION	CLEVELAND HEIGHTS -05-C	DEM
11/3/15	NOVEMBER 3, 2015 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/4/14	NOVEMBER 4, 2014 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/5/13	NOVEMBER 5, 2013 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/6/12	NOVEMBER 6, 2012 PRESIDENTIAL GENERAL ELECTION	RICHMOND HEIGHTS -04-B	
11/2/10	NOVEMBER 2, 2010 GENERAL ELECTION	EUCLID -06-A	
11/3/09	NOVEMBER 3, 2009 GENERAL ELECTION	EUCLID -06-A	
11/4/08	2008_NOV_GENERAL	EUCLID -06-A	
3/4/08	2008_MAR_PRIMARY	SOUTH EUCLID -01-B	DEM
11/7/06	2006_NOV_GENERAL	SOUTH EUCLID -01-B	
5/2/06	2006_MAY_PRIMARY	SOUTH EUCLID -01-B	DEM
11/2/04	GENERAL_NOV_2004	SOUTH EUCLID -01-B	
11/5/02	2002_NOV_GENERAL		
5/8/01	SPECIAL ELECTION		
11/7/00	2000_NOV_GENERAL		
11/3/98	GENERAL ELECTION		
5/5/98	PRIMARY ELECTION		DEM
11/7/95	GENERAL ELECTION		
11/2/93	GENERAL ELECTION		
11/3/92	GENERAL ELECTION		
6/2/92	PRIMARY ELECTION		DEM

01071mc 91 NPG 12.

THE MAYOR

SECTION 112. MAYOR: QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

B. Term of Office: The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.
(Amended 11-7-00.)

MISCELLANEOUS PROVISIONS (Cont.)

- Sec. 91. Investigation.
- Sec. 92. Oath of Office.
- Sec. 93. Hours of Labor.
- Sec. 94. Amendments. (11-7-72)
- Sec. 94-A. Charter Review Commission. (5-7-85)
- Sec. 95. Saving Clause.
- Sec. 96. When Charter Takes Effect.

ABOLISHMENT OF THE COMMISSION AND OFFICE OF CITY MANAGER

- Sec. 97. Abolishment of City Commission and Office of City Manager. (5-7-85)

THE COUNCIL

- Sec. 98. The Council; Powers; Election and Term of Office. (11-7-00)
- Sec. 99. Qualification of Members. (5-3-88)
- Sec. 100. Vacancy. (5-7-85)
- Sec. 101. Salary. (5-7-85)
- Sec. 102. Organization of Council. (11-7-00)
- Sec. 103. Time of Meetings; Public Meetings; Exceptions. (11-6-90)
- Sec. 104. Penalty for Absence. (5-7-85)
- Sec. 105. Legislative Procedure. (5-7-85)
- Sec. 106. Ordinance Enactment. (5-7-85)
- Sec. 107. Emergency Measures. (5-7-85)
- Sec. 108. Records and Publications. (11-7-00)
- Sec. 109. Price and Mode of Publication. (5-7-85)
- Sec. 110. Salaries and Bonds. (5-7-85)
- Sec. 111. General Disqualifications. (5-7-85)

THE MAYOR

- Sec. 112. Mayor; Qualifications and Term of Office. (11-7-00)
- Sec. 113. Powers of the Mayor. (11-7-00)
- Sec. 114. Vacancy. (11-7-00)

NOMINATIONS AND ELECTIONS

- Sec. 115. Nomination and Election Procedures. (6-6-89; 11-6-90; 11-5-96)
- Sec. 116. First Election; Recall. (5-7-85)

AUDITING PROCEDURE

- Sec. 117. Auditing Procedures. (5-7-85)

MISCELLANEOUS PROVISIONS

- Sec. 118. Charter Review Commission. (5-7-85)
- Sec. 119. Acting Mayor and Council; Ordinances Continued in Force. (5-7-85)
- Sec. 120. Repealed Sections. (5-7-85)
- Sec. 121. Savings Clause. (5-7-85)
- Sec. 122. Effective Date of Amendments. (5-7-85)
- Sec. 123. Effective Date of Amendments. (6-6-89)

APPENDIX A REPEALED CHARTER SECTIONS

Residency Protest
Sean L. Ward - East Cleveland Mayor

Exhibit B -Protest Response

By Mary Kilpatrick, cleveland.com

CLEVELAND, Ohio -- Here are the latest unofficial election results for Cuyahoga County's Nov. 5 election. Voters in all Cuyahoga County municipalities head to the polls today.

According to the Cuyahoga County Board of Elections, 100 percent of precincts are now reporting. These are the results for the contested elections, with about 65,000 early votes counted.

Find race results in unopposed contests here.

Cuyahoga Contested Race Results

RICHMOND HEIGHTS COUNCIL WARD 01

2 of 2 precincts

Barry Hurst	17%
Kim Thomas	23%

RICHMOND HEIGHTS COUNCIL WARD 03

3 of 3 precincts

Jeremy Kumin	26%
Cassandra A. Nelson	34%

Sean Ward Exhibit

'21 JUN 24 AM 10:20

Residency Protest
Sean L. Ward - East Cleveland Mayor

Exhibit C -Mr. Ward's voter record

VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 6/16/2021

VOTER ID: 122237
NAME: SEAN L WARD
RESIDENCE: 15411 OAKHILL RD
CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:
STREET/BX:
MAIL CITY:
MAIL STATE/ZIP:
COUNTRY:

PHONE NUMBER: (216) 559-1889


STATUS: ACTIVE
PARTY: DEMOCRAT
REG DATE: 05/15/2020
ORIG REG DATE: 06/28/1984
PRECINCT: ECLE04D.01
PRECINCT NAME: EAST CLEVELAND -04-D

POLLING PLACE: PROSPECT ACADEMY
1843 STANWOOD ROAD

SIGNATURE:

Sean L Ward

I hereby certify that the above document is a true and correct copy of the original filed at the Cuyahoga County Board of Elections.

VOTE

CUYAHOGA COUNTY
BOARD OF ELECTIONS

Election Official: *Debra Grant Edwards*

Title: *Registration Manager*

Date: *June 16, 2021*

Signature: *Debra Grant Edwards*

If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este formulario.

3. Last Name / Apellido Ward		First Name / Nombre Sean		Middle Name or Initial / Segundo Nombre o Inicial L		A, B, etc.	
4. House Number and Street (Enter new address if changed) / Número de Casa y Calle (Escriba la nueva dirección si ha cambiado)				City or Post Office / Ciudad u Oficina de Correos Richmond HTS		ZIP Code / Código Postal 44143	
7. Additional Rural or Mailing Address (if necessary) / Dirección Rural o Postal Adicional (si es necesario)				8. County where you live / Condado donde vive			
9. Birthdate you were born (month) / Fecha de Nacimiento mes-año (dd/mm/aaaa) 165		10. Ohio Driver's License No. OR last 4 digits of Social Security No. (one form of ID required to be listed or provided) / No. de la licencia de conducir de Ohio o los últimos 4 dígitos del No. del Seguro Social (se requiere uno de los dos para ser listado o proporcionado)		11. House No. (optional) / No. del Predio (opcional)		FOR BOARD USE ONLY SEC4010 (Rev. 07/08) City, Village, Twp. Ward Precinct School Dist. Cong. Dist. Senate Dist. House Dist.	
12. PREVIOUS ADDRESS IF REPORTING CURRENT REGISTRATION - Previous House Number and Street / DIRECCIÓN ANTERIOR SI ES EL ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior							
Previous City or Post Office / Ciudad u Oficina de Correos		County / Condado		State / Estado			
13. Change of Name Only FURNISH Legal Name / s: (DO NOT CHANGE) / Nombre Legal Anterior				Former Signature / Firma Anterior			
I declare under penalty of election (this person I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election. Declaro, bajo pena de fraude electoral, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante al menos 30 días previos a las elecciones próximas y que tendrá al menos 18 años de edad en el momento de las elecciones generales.							

14. Your Signature / Su firma →

Date / Fecha **3/24/12**
 NO DAY YR
 MES DIA AÑO


 MAR26'12 AM11:23 CUS

Voter ID: 122237

Status: ACTIVE

Reason: 88 - CHANGE

Affidavit: OH0014508452

Sign: 4517951

DMV Lic: Auto S SSN:

Name:
 Prefix:
 First: SEAN
 Middle: L
 Last: WARD
 Suffix:
 Birth Date: 7/1965
 St Res:

Residence

Standard Residence Address: Clear
 House#: 15411 Prec: J / Dir:
 Street: DANKHILL Type: RD
 Post: Bldg: Apt:
 City: EAST CLEVELAND Zip: 44112
 Prec: ECLEMD.01 Manual

Mailing

Country: Clear
 Care Of:
 Suffix:
 City: St: Zip:

Additional Address

Additional Address

Print

Ok

Cancel

VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 6/16/2021

VOTER'S TRANSACTIONS

FIELD	BEFORE	AFTER	TRANS DATE
LAST TRANS DATE	Nov 21 2020 10:50AM	Nov 22 2020 1:59AM	11/22/20 1:59 am
LAST TRANS DATE	Nov 20 2020 2:43PM	Nov 21 2020 10:50AM	11/21/20 10:50 am
LAST TRANS DATE	Nov 19 2020 11:27AM	Nov 20 2020 2:43PM	11/20/20 2:43 pm
LAST TRANS DATE	May 27 2020 2:37PM	Nov 19 2020 11:27AM	11/19/20 11:27 am
VNC GENERATED	GENERATED	YES	6/3/20 1:49 pm
VNC MAILED	MAIL DATE	06/03/2020	6/3/20 1:49 pm
INET TRANS - UPDATE VO1 N		P	5/27/20 2:37 pm
LAST TRANS DATE	Nov 26 2019 11:40AM	May 27 2020 2:37PM	5/27/20 2:37 pm
PRECINCT	RIHT04A.01	ECLE04D.01	5/27/20 2:37 pm
RECEIVE DATE	Apr 18 2018 12:00AM	May 15 2020 12:00AM	5/27/20 2:37 pm
REGISTRATION DATE	Apr 18 2018 12:00AM	May 15 2020 12:00AM	5/27/20 2:37 pm
SIGNATURE DATE	Mar 24 2012 12:00AM	May 15 2020 12:00AM	5/27/20 2:37 pm
STREET	DADE	OAKHILL	5/27/20 2:37 pm
STREET ID	55616	73964	5/27/20 2:37 pm
TYPE	LN	RD	5/27/20 2:37 pm
CITY	RICHMOND HTS	EAST CLEVELAND	5/27/20 2:37 pm
HOUSE NUMBER	624	15411	5/27/20 2:37 pm
IMAGE ID NUMBER	3247997	4517951	5/27/20 2:37 pm
ZIP	44143	44112	5/27/20 2:37 pm
VNC		YES	5/27/20 12:00 am
INET TRANS - DXI TRANSA	138963625	139062694	5/15/20 3:56 pm
INET TRANS - IMAGE ID NL	4514169	4517951	5/15/20 3:56 pm
INET TRANS - LAST TRANS	Apr 26 2020 5:17PM	May 15 2020 3:56PM	5/15/20 3:56 pm
INET TRANS - RECEIVE DA	Apr 26 2020 5:16PM	May 15 2020 3:55PM	5/15/20 3:56 pm
INET TRANS - REG DATE O	Apr 26 2020 12:00AM	May 15 2020 12:00AM	5/15/20 3:56 pm
INET TRANS - REGISTRATI	Apr 26 2020 12:00AM	May 15 2020 12:00AM	5/15/20 3:56 pm
INET TRANS - SIGNATURE	Apr 26 2020 12:00AM	May 15 2020 12:00AM	5/15/20 3:56 pm
INET TRANS - STATE VOTE	OH0014508452		5/15/20 3:56 pm
INET TRANS - NEW RECOF			4/26/20 5:17 pm
LAST TRANS DATE	Nov 28 2018 10:16AM	Nov 26 2019 11:40AM	11/26/19 11:40 am
LAST TRANS DATE	May 31 2018 12:27PM	Nov 28 2018 10:16AM	11/28/18 10:16 am
VNC GENERATED	GENERATED	YES	6/11/18 9:09 am
VNC MAILED	MAIL DATE	06/11/2018	6/11/18 9:09 am
INET TRANS - UPDATE VO1 N		P	5/31/18 12:27 pm
LAST TRANS DATE	May 30 2018 1:22PM	May 31 2018 12:27PM	5/31/18 12:27 pm
PHONE NUMBER 1	2169523096	2165591889	5/31/18 12:27 pm
PRECINCT	CLHT02E.01	RIHT04A.01	5/31/18 12:27 pm
RECEIVE DATE	Oct 3 2016 12:00AM	Apr 18 2018 12:00AM	5/31/18 12:27 pm
REGISTRATION DATE	Oct 3 2016 12:00AM	Apr 18 2018 12:00AM	5/31/18 12:27 pm
STREET	STILLMAN	DADE	5/31/18 12:27 pm
STREET ID	75186	55616	5/31/18 12:27 pm
TYPE	RD	LN	5/31/18 12:27 pm
CITY	CLEVELAND HTS	RICHMOND HTS	5/31/18 12:27 pm
HOUSE NUMBER	2268	624	5/31/18 12:27 pm
ZIP	44118	44143	5/31/18 12:27 pm
INET TRANS - REASON	88 - CHANGE	99 - OFFICE CORRECTION	5/31/18 10:48 am
VNC		YES	5/31/18 12:00 am
LAST TRANS DATE	Nov 22 2017 11:15AM	May 30 2018 1:22PM	5/30/18 1:22 pm

Voter History for Eligible Elections Only - SEAN WARD

#	Date	Title	Eng	Voted	Cont Prec	Party	Pol Voter	AV Requested	AV Returned	Orig. Precinct	Orig. Party
1	11/03/2020	November 3, 2019 General Election	Y	Y	RIHT04A		Y	Y	Y	RIHT04A.01	
2	11/03/2019	November 5, 2019 General Election	Y	Y	RIHT04A		N	Y	Y	RIHT04A.01	
3	11/06/2018	November 6, 2018 General Election	Y	Y	RIHT04A		N	Y	Y	RIHT04A.01	
4	05/08/2018	MAY 8, 2018 PRIMARY ELECTION	Y	Y	CLHT02E	DEM	Y	N	N	CLHT02E.01	DEM
5	11/07/2017	NOVEMBER 7, 2017 GENERAL ELECTION	Y	Y	CLHT02E		Y	N	N	CLHT02E.01	
6	11/02/2016	NOVEMBER 8, 2016 PRESIDENTIAL GENERAL ELECTION	Y	Y	CLHT02E		N	Y	Y	CLHT02E.01	
7	03/15/2016	MARCH 15, 2016 PRIMARY ELECTION	Y	Y	CLHT02E		Y	N	N	CLHT02E.01	
8	11/03/2015	NOVEMBER 3, 2015 GENERAL ELECTION	Y	Y	CLHT05C	DEM	Y	N	N	CLHT05C.01	NOPTV
9	05/05/2015	MAY 5, 2015 PRIMARY ELECTION	Y	Y	CLHT05C		Y	N	N	CLHT05C.01	
10	11/04/2014	NOVEMBER 4, 2014 GENERAL ELECTION	Y	N	CLHT05C		N	N	N	CLHT05C.01	
11	05/05/2014	MAY 5, 2014 PRIMARY ELECTION	Y	Y	CLHT05C		Y	N	N	CLHT05C.01	
12	11/05/2013	NOVEMBER 5, 2013 GENERAL ELECTION	Y	Y	CLHT05C		N	N	N	CLHT05C.01	
13	05/07/2013	MAY 7, 2013 PRIMARY ELECTION	Y	N	CLHT05C		N	N	N	CLHT05C.01	
14	11/05/2012	NOVEMBER 6, 2012 PRESIDENTIAL GENERAL ELECTION	Y	Y	RIHT04B		N	Y	Y	RIHT04B.01	
15	11/08/2011	NOVEMBER 8, 2011 GENERAL ELECTION	Y	N			N	N	N		
16	11/02/2010	NOVEMBER 2, 2010 GENERAL ELECTION	Y	Y	EUCLD06A		N	Y	Y	EUCLD06A.01	DEM
17	11/03/2009	NOVEMBER 3, 2009 GENERAL ELECTION	Y	Y	EUCLD06A		N	Y	Y	EUCLD06A.01	DEM
18	11/04/2008	2008 NOV GENERAL	Y	Y	EUCLD06A		Y	N	N	EUCLD06A.01	
19	03/04/2008	2008 MAR PRIMARY	Y	Y	SEUC01B	DEM	Y	N	N	SEUC01B.01	
20	11/06/2007	2007 NOV GENERAL	Y	Y	SEUC01B		Y	N	N	SEUC01B.01	
21	11/07/2006	2006 NOV GENERAL	Y	Y	SEUC01B		N	N	N	SEUC01B.01	
22	05/02/2006	2006 MAY PRIMARY	Y	Y	SEUC01B	DEM	Y	N	N	SEUC01B.01	
23	11/05/2005	GENERAL NOV 2005	Y	N			N	N	N		
24	05/03/2005	PRIMARY MAY 2005	Y	N			N	N	N		
25	11/02/2004	GENERAL NOV 2004	Y	Y	SEUC01B		Y	N	N	SEUC01B.01	NP
26	11/05/2002	2002 NOV GENERAL	Y	Y	SEUC01B		Y	N	N	SEUC01B.01	
27	05/03/2001	SPECIAL ELECTION	Y	Y		NO	Y	N	N		
28	11/07/2000	2000 NOV GENERAL	Y	Y		NO	N	N	N		
29	11/03/1998	GENERAL ELECTION	Y	Y		NOPT	N	N	N		
30	05/05/1998	PRIMARY ELECTION	Y	Y		DEM	N	N	N		
31	11/07/1995	GENERAL ELECTION	Y	Y		NOPT	N	N	N		
32	11/02/1993	GENERAL ELECTION	Y	Y		NOPT	N	N	N		
33	11/03/1992	GENERAL ELECTION	Y	Y		NOPT	N	N	N		
34	05/02/1992	PRIMARY ELECTION	Y	Y		DEM	N	N	N		

Residency Protest
Sean L. Ward - East Cleveland Mayor

Exhibit D -East Cleveland Charter Article 112
Qualifications of Mayor

§ 112 MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the city and shall carry out his duties on a full-time basis.

B. Term of Office: The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.

(Amended 11-7-00)

Residency Protest
Sean L. Ward - East Cleveland Mayor

**Exhibit E -Law Director Hemmons
legal opinion**

LEGAL OPINION – SEAN WARD RESIDENCY

To: Cuyahoga County Board of Elections

June 21, 2021

From: Willa Hemmons, Law Director

Re: Legal Opinion –Sean Ward Residency and 2021 Mayoral Election

FACTS

On June 14, 2021 Sean L. Ward filed to run for Mayor of the City of East Cleveland. From the Cuyahoga County Board of Elections Website, it appears that the petitions he filed to be placed upon the ballot for the Primary Election of September 14, 2021, pursuant thereto were valid.

On June 18, 2021, the Board of Elections notified the Law Department that a Protest was filed against Sean L. Ward Democratic Mayoral Candidate City of East Cleveland. Attached to that notification were materials regarding Mr. Ward's voting record and registration. Those records indicated that "Previously in the November 5, 2019 General Election, Mr. Ward voted in Richmond Heights, 4A at the polls."

Further, the most recent voter registration card for Mr. Sean L. Ward shows an address of 23530 Harms Road in Richmond Heights. The registration card was dated March 24, 2012 which, according to the Board of Elections, is the most recent registration card on file for Mr. Ward.

LAW

According to East Cleveland **Charter §112. MAYOR: QUALIFICATIONS**

- (A) Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. . and,

According to Ohio Revised Code **§3507.07 QUALIFICATION FOR REGISTRATION**

Each person who will be of the age of eighteen years or more at the next ensuing November election, who is a citizen of the United States, and who, if he continues to reside in the precinct until the next election, will at that time have fulfilled all the requirements as to length of residence to qualify him as an elector shall, unless otherwise disqualified, be entitled to be registered as an elector in such precinct.

CONCLUSION

Based upon the facts and law above, Mr. Sean L. Ward was a qualified elector in the City of Richmond Hts. on November 5, 2019. He therefore, lacks the Qualifications to be placed upon the Primary, September 14, 2021, ballot for Mayor of the City of East Cleveland.. This is because Mr. Ward has not been a qualified elector of the City of East Cleveland for at least two (2) consecutive years immediately prior to the subject election.



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

June 17, 2021

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED AND EMAIL

Mr. Sean L. Ward
15411 Oakhill Road
E. Cleveland, OH 44112

Dear Mr. Ward,

Please accept this letter as notice that the Cuyahoga County Board of Elections is in receipt of a protest correspondence dated 6/16/2021 regarding Sean L. Ward, Democratic Mayoral Candidate, City of East Cleveland for the September 14, 2021, Primary Election. A copy of the protest is attached for your review. The Board has scheduled a hearing on the matter at the June 28, 2021, Board Meeting. The meeting will be held at the Cuyahoga County Board of Elections, 2925 Euclid Avenue, Cleveland, Ohio, in the 4th floor Board Room at 9:30 a.m. The meeting can also be accessed via Zoom; the call-in information is listed below:

Join Zoom Meeting

<https://us02web.zoom.us/j/6276274058?pwd=LzBDQmpwSDA1dVp2WmNGcEp4VVBIZz09>

Meeting ID: 627 627 4058

Passcode: 2925

One tap mobile

+13126266799,,6276274058#,,,,*2925# US (Chicago)

+16465588656,,6276274058#,,,,*2925# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

Meeting ID: 627 627 4058

Passcode: 2925

The Board will consider all written materials and will hear any testimony and oral arguments for and against the protest at this meeting. Enclosed is a copy of the protest procedure the Board has enacted and asks that each party follow. The agency has set a deadline of 9:30 a.m. on Thursday, June 24, 2021, for filing all position papers and other documents relative to this protest.

If you have questions, please contact me prior to the meeting.

Sincerely,



Mary Bejjani

Clerk of the Cuyahoga County Board of Elections

mbejjani@cuyahogacounty.gov

216-443-6430

Cc: Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Lisa Stickan, Board Member
Dave Wondolowski, Board Member
Anthony Perlatti, Director
Tony Kaloger, Deputy Director
Mark Musson, Assistant County Prosecutor, Cuyahoga County Prosecutor's Office

Enclosures



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

To: *All Parties involved in Protest hearings*

From: *Jeff Hastings, Chairman of the Cuyahoga County Board of Elections*

Subject: *The Filing of a Protest*

Date: *June 21, 2013*

The Cuyahoga County Board of Elections ("Board") has enacted the following procedure regarding the filing of a Protest with the Board:

- *After your Protest is filed, no additional documents may be filed in support of your Protest, unless that document relates to events occurring after the date of the Protest. Notwithstanding, the Board reserves the right to request additional documentation from either party if necessary.*
- *Upon receipt of the Protest, the Board staff will timely provide the candidate and/or issue committee (Respondent) a copy of the Protest. The Respondent has the lesser of five (5) business days after receipt of the Protest or two (2) business days before the Board hearing to file a response with the Board. The day the Protest is received by the Respondent is not counted in the five-day response period.*
- *The Respondent is to provide the Protester with a copy of the Respondent's filed response. Additionally, upon receipt of the response, the Board staff will also timely provide the Protester with a copy of the Respondent's filed response.*
- *The Chairman of the Board (in consultation with the Board Members and Board staff) will schedule the Protest for Hearing and the Protestor and Respondent will be advised of the time and date of the Hearing should they want to participate in the Hearing.*
- *The Parties may present such additional evidence at the Hearing as each Party deems appropriate, subject to objection from the opposing Party and subject to the ruling of the Chairman of the Board.*



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Robert S. Frost
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Shantel H. Soeder
Deputy Director

General Receipt, Candidate & Petition Services

Date Received: 6.16.21

From:

Phone: 216-577-6020

Justyn Anderson

14436 Terrace Road

East Cleveland, OH 44112

Email: justrocink@gmail.com

Received:

☒ Protest against Sean L. Ward Democratic Mayoral Candidate City of East Cleveland

☐☐☐

Notes:

Received by Board of Elections Staff: Brent E. Lawler

**Concerns Regarding Placing the Name of Sean L. Ward on the Primary Ballot for
the Position of East Cleveland Mayor**

To the Cuyahoga County Board of Elections:

We have been informed that Sean Ward has submitted petitions to have his name placed on the ballot for East Cleveland's Mayoral Primary in September of 2021.

Unfortunately, Mr. Ward does not meet the requirements of the East Cleveland Charter and he doesn't meet the "qualified elector" requirement. Section 112 of the charter specifies that "The mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland."

SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

"A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis."

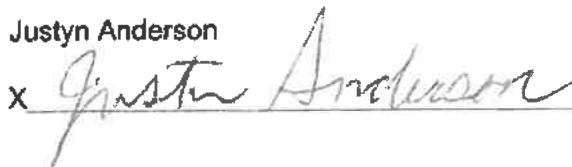
Unfortunately, according to the public records furnished by the Cuyahoga County Board of Elections, Mr. Ward voted in East Cleveland's Ward 4D for the first time on November 3, 2020, having voted in Richmond Heights' Ward 4A in the November 2019 and November 2018 elections. Mr. Ward was also reported to have changed his registration online to his current address of 15411 Oakhill Dr., East Cleveland on May 15, 2020. Therefore, Mr. Ward does not satisfy the requirements of the East Cleveland charter, and we challenge his placement on the East Cleveland mayoral primary ballot for September, 2021.

We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021.

Thank you for your consideration of this important matter.

Justyn Anderson

x



VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 1/12/2021

VOTER ID: 122237

NAME: SEAN L WARD

RESIDENCE: 15411 OAKHILL RD

CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:

STREET/BX:

MAIL CITY:

MAIL STATE/ZIP:

COUNTRY:

PHONE NUMBER: (216) 559-1889

STATUS: ACTIVE

PARTY: DEMOCRAT

REG DATE: 05/15/2020

ORIG REG DATE: 06/28/1984

PRECINCT: ECLE04D.01

PRECINCT NAME: EAST CLEVELAND -04-D

POLLING PLACE: PROSPECT ACADEMY
1843 STANWOOD ROAD

SIGNATURE:



I hereby certify that the above
document is a true and correct copy of
the original filed at the Cuyahoga
County Board of Elections.



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Election Official:

Title:

Date:

Signature:

VOTER INFORMATION REPORT

SEAN L WARD

PRINTED ON: 1/12/2021

VOTER'S VOTING HISTORY

<u>DATE</u>	<u>TITLE</u>	<u>PRECINCT</u>	<u>PARTY</u>
11/3/20	November 3, 2020 Presidential General Election	EAST CLEVELAND -04-D	
11/5/19	November 5, 2019 General Election	RICHMOND HEIGHTS -04-A	
11/6/18	November 6, 2018 General Election	RICHMOND HEIGHTS -04-A	
5/8/18	MAY 8, 2018 PRIMARY ELECTION	CLEVELAND HEIGHTS -02-E	DEM
11/7/17	NOVEMBER 7, 2017 GENERAL ELECTION	CLEVELAND HEIGHTS -02-E	
11/8/16	NOVEMBER 8, 2016 PRESIDENTIAL GENERAL ELECTION	CLEVELAND HEIGHTS -02-E	
3/15/16	MARCH 15, 2016 PRIMARY ELECTION	CLEVELAND HEIGHTS -05-C	DEM
11/3/15	NOVEMBER 3, 2015 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/4/14	NOVEMBER 4, 2014 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/5/13	NOVEMBER 5, 2013 GENERAL ELECTION	CLEVELAND HEIGHTS -05-C	
11/8/12	NOVEMBER 8, 2012 PRESIDENTIAL GENERAL ELECTION	RICHMOND HEIGHTS -04-B	
11/2/10	NOVEMBER 2, 2010 GENERAL ELECTION	EUCLID -06-A	
11/3/09	NOVEMBER 3, 2009 GENERAL ELECTION	EUCLID -06-A	
11/4/08	2008_NOV_GENERAL	EUCLID -06-A	
3/4/08	2008_MAR_PRIMARY	SOUTH EUCLID -01-B	DEM
11/7/06	2006_NOV_GENERAL	SOUTH EUCLID -01-B	
5/2/06	2006_MAY_PRIMARY	SOUTH EUCLID -01-B	DEM
11/2/04	GENERAL_NOV_2004	SOUTH EUCLID -01-B	
11/5/02	2002_NOV_GENERAL		
5/8/01	SPECIAL ELECTION		
11/7/00	2000_NOV_GENERAL		
11/3/98	GENERAL ELECTION		
5/5/98	PRIMARY ELECTION		DEM
11/7/95	GENERAL ELECTION		
11/2/93	GENERAL ELECTION		
11/3/92	GENERAL ELECTION		
6/2/92	PRIMARY ELECTION		DEM

THE MAYOR

SECTION 112. MAYOR: QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

B. Term of Office: The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.
(Amended 11-7-00.)

MISCELLANEOUS PROVISIONS (Cont.)

- Sec. 91. Investigation.
- Sec. 92. Oath of Office.
- Sec. 93. Hours of Labor.
- Sec. 94. Amendments. (11-7-72)
- Sec. 94-A. Charter Review Commission. (5-7-85)
- Sec. 95. Saving Clause.
- Sec. 96. When Charter Takes Effect.

ABOLISHMENT OF THE COMMISSION AND OFFICE OF CITY MANAGER

- Sec. 97. Abolishment of City Commission and Office of City Manager. (5-7-85)

THE COUNCIL

- Sec. 98. The Council; Powers; Election and Term of Office. (11-7-00)
- Sec. 99. Qualification of Members. (5-3-88)
- Sec. 100. Vacancy. (5-7-85)
- Sec. 101. Salary. (5-7-85)
- Sec. 102. Organization of Council. (11-7-00)
- Sec. 103. Time of Meetings; Public Meetings; Exceptions. (11-6-90)
- Sec. 104. Penalty for Absence. (5-7-85)
- Sec. 105. Legislative Procedure. (5-7-85)
- Sec. 106. Ordinance Enactment. (5-7-85)
- Sec. 107. Emergency Measures. (5-7-85)
- Sec. 108. Records and Publications. (11-7-00)
- Sec. 109. Price and Mode of Publication. (5-7-85)
- Sec. 110. Salaries and Bonds. (5-7-85)
- Sec. 111. General Disqualifications. (5-7-85)

THE MAYOR

- Sec. 112. Mayor; Qualifications and Term of Office. (11-7-00)
- Sec. 113. Powers of the Mayor. (11-7-00)
- Sec. 114. Vacancy. (11-7-00)

NOMINATIONS AND ELECTIONS

- Sec. 115. Nomination and Election Procedures. (6-6-89; 11-6-90; 11-5-96)
- Sec. 116. First Election; Recall. (5-7-85)

AUDITING PROCEDURE

- Sec. 117. Auditing Procedures. (5-7-85)

MISCELLANEOUS PROVISIONS

- Sec. 118. Charter Review Commission. (5-7-85)
- Sec. 119. Acting Mayor and Council; Ordinances Continued in Force. (5-7-85)
- Sec. 120. Repealed Sections. (5-7-85)
- Sec. 121. Savings Clause. (5-7-85)
- Sec. 122. Effective Date of Amendments. (5-7-85)
- Sec. 123. Effective Date of Amendments. (6-6-89)

APPENDIX A REPEALED CHARTER SECTIONS

Fw: CCBOE Notice of Protest

Mary L. Bejjani <mbejjani@cuyahogacounty.gov>

Thu 6/17/2021 3:52 PM

To: seanlward@slward4ecmayor.org <seanlward@slward4ecmayor.org>

Cc: Linda D Walker <lwalker@cuyahogacounty.gov>

📎 1 attachments (361 KB)

Ward, Sean 6.17.2021 notice of protest.pdf;

Hello Mr. Ward,

The Cuyahoga County Board of Elections (CCBOE) has received the attached protest regarding Sean L. Ward, Democratic Mayoral Candidate for East Cleveland.

The Board has scheduled a hearing regarding the matter on Monday, June 28, 2021, at 9:30 a.m.

There is a deadline to file all position papers and other documentation related to the protest by 9:30 a.m. on Thursday, June 24, 2021, at the CCBOE.

Please review the attached letter for detailed instructions.

Additionally, the CCBOE has also sent this information via certified and standard mail to your attention.

Should you have any questions, please contact me.

Sincerely,

Mary Bejjani
Clerk to the Board
Administrative Assistant
Republican Board Office
PH: 216-443-6430
email: mbejjani@cuyahogacounty.gov





CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

June 17, 2021

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED. AND EMAIL

Justyn Anderson
14436 Terrace Rd.
E. Cleveland, OH 44112

Dear Mr. Anderson,

Please accept this letter as notice that the Cuyahoga County Board of Elections is in receipt of your protest correspondence dated 6/16/2021 regarding Sean L. Ward, Democratic Mayoral Candidate, City of East Cleveland for the September 14, 2021, Primary Election. The Board has scheduled a hearing on the matter at the June 28, 2021, Board Meeting. The meeting will be held at the Cuyahoga County Board of Elections, 2925 Euclid Avenue, Cleveland, Ohio, in the 4th floor Board Room at 9:30 a.m. The meeting can also be accessed via Zoom; the call-in information is listed below:

Join Zoom Meeting

<https://us02web.zoom.us/j/6276274058?pwd=LzBDQmpwSDA1dVp2WmNGcEp4VVBiZz09>

Meeting ID: 627 627 4058

Passcode: 2925

One tap mobile

+13126266799,,6276274058#,,, *2925# US (Chicago)

+16465588656,,6276274058#,,, *2925# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

Meeting ID: 627 627 4058

Passcode: 2925

The Board will consider all written materials and will hear any testimony and oral arguments for and against the protest at this meeting. Enclosed is a copy of the protest procedure the Board has enacted and asks that each party follow.

If you have questions, please contact Mark Musson, Assistant Prosecuting Attorney at 216-443-7795 prior to the meeting.

Sincerely,

A handwritten signature in cursive script, reading "Mary Bejjani".

Mary Bejjani
Clerk of the Cuyahoga County Board of Elections
mbejjani@cuyahogacounty.gov
216-443-6430

Cc: Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Lisa Stickan, Board Member
Dave Wondolowski, Board Member
Anthony Perlatti, Director
Tony Kaloger, Deputy Director
Mark Musson, Assistant County Prosecutor, Cuyahoga County Prosecutor's Office

Enclosures



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davls Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

To: *All Parties involved in Protest hearings*

From: *Jeff Hastings, Chairman of the Cuyahoga County Board of Elections*

Subject: *The Filing of a Protest*

Date: *June 21, 2013*

The Cuyahoga County Board of Elections ("Board") has enacted the following procedure regarding the filing of a Protest with the Board:

- *After your Protest is filed, no additional documents may be filed in support of your Protest, unless that document relates to events occurring after the date of the Protest. Notwithstanding, the Board reserves the right to request additional documentation from either party if necessary.*
- *Upon receipt of the Protest, the Board staff will timely provide the candidate and/or issue committee (Respondent) a copy of the Protest. The Respondent has the lesser of five (5) business days after receipt of the Protest or two (2) business days before the Board hearing to file a response with the Board. The day the Protest is received by the Respondent is not counted in the five-day response period.*
- *The Respondent is to provide the Protester with a copy of the Respondent's filed response. Additionally, upon receipt of the response, the Board staff will also timely provide the Protester with a copy of the Respondent's filed response.*
- *The Chairman of the Board (in consultation with the Board Members and Board staff) will schedule the Protest for Hearing and the Protestor and Respondent will be advised of the time and date of the Hearing should they want to participate in the Hearing.*
- *The Parties may present such additional evidence at the Hearing as each Party deems appropriate, subject to objection from the opposing Party and subject to the ruling of the Chairman of the Board.*

Notice of receipt of protest regarding Sean Ward, East Cleveland mayoral candidate

Mary L. Bejjani <mbejjani@cuyahogacounty.gov>

Thu 6/17/2021 4:15 PM

To: justrocink@gmail.com <justrocink@gmail.com>

Cc: Linda D Walker <lwalker@cuyahogacounty.gov>

📎 1 attachments (153 KB)

Anderson, Justyn notice of receipt of protest 6.17.2021.pdf;

Hello Mr. Anderson,

The Cuyahoga County Board of Elections (CCBOE) has received the attached protest regarding Sean L. Ward, Democratic Mayoral Candidate for East Cleveland.

Also included is the Notice of Receipt which details information regarding the CCBOE scheduled hearing.

The Board has scheduled a hearing regarding the matter on Monday, June 28, 2021, at 9:30 a.m.

We will forward to you copies of any documentation filed with the CCBOE relative to the protest.

Please note, the CCBOE has also sent the Notice of Receipt information via certified and standard mail to your attention.

Should you have any questions, please contact me.

Mary Bejjani
Clerk to the Board
Administrative Assistant
Republican Board Office
PH: 216-443-6430
email: mbejjani@cuyahogacounty.gov

VOTE CUYAHOGA COUNTY
BOARD OF ELECTIONS

Documentation provided by Sean Ward

Mary L. Bejjani <mbejjani@cuyahogacounty.gov>

Fri 6/25/2021 10:15 AM

To: justrocink@gmail.com <justrocink@gmail.com>

📎 1 attachments (38 KB)

Ward, Sean Documentation 6.24.2021.pdf;

Hello Mr. Anderson,

In accordance with the rules regarding Protest hearings, the CCBOE is providing you with a copy of the response received from Sean Ward.

Attached is documentation submitted on 6/24/2021 to the Board of Elections regarding the 6/28/2021 protest hearing against his candidacy.

There was no additional information, summary, or written materials that accompanied the attached exhibit.

Please let me know if you have any questions.

Regards,

Mary Bejjani
Clerk to the Board
Administrative Assistant
Republican Board Office
PH: 216-443-6430
email: mbejjani@cuyahogacounty.gov



Protest

T'Andre D. Sigler
East Cleveland Mayor - Democrat

T'Andre D. Sigler
East Cleveland Mayor - Democrat

Board of Elections Analysis of Protest

**Board of Elections Analysis of Protest
June 28, 2021 Board Meeting**

Protest Filed: June 22, 2021
Protest Filed By: Justyn Anderson

Candidate/Office: East Cleveland Mayor – T'Andre D. Sigler
Issue: Residency

Election Date: September 14, 2021

Background

- On June 16, 2021 the Cuyahoga County Board of Elections received a Mayoral candidacy filing for the City of East Cleveland from T'Andre D. Sigler.
- The candidate's petition was valid and contained 33 valid signatures. The minimum number of required valid signatures is 33.
- The candidate *has not* been certified to the September 14, 2021 Primary Election.
- Mr. Anderson is a *qualified elector* in the City of East Cleveland and is *eligible* to bring forth said protest.
- The Board of Elections historically does not interpret charters as it relates to candidate qualifications and suggest persons inquiring to seek legal counsel.

Protest:

- East Cleveland Charter Article 112 Mayor; Qualifications and Term of Office.
"A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the city and shall carry out his duties on a full-time basis."
- Mr. Sigler has not been a qualified elector in the city for a minimum of 2 years.

Definition:

Section 3501.01 | Election procedure - election officials definitions.

(N) "Elector" or "qualified elector" means a person having the qualifications provided by law to be entitled to vote.

City of East Cleveland Law Director Willa Hemmons legal opinion (full response attached):

- Law Director Hemmons asked by Board staff to opine on the East Cleveland Charter as it relates to residency for person seeking elective office of Mayor:
 - "...Based upon the facts and law above, Mr. Sean L. Ward was a qualified elector in the City of Richmond Hts. on November 5, 2019. He therefore, lacks the Qualifications to be placed upon the Primary, September 14, 2021, ballot for Mayor of the City of East Cleveland. This is because Mr. Ward has not been a qualified elector of the City of East Cleveland for at least two (2) consecutive years immediately prior to the subject election..."

Voter Registration Overview:

- 8/16/12 – Mr. Sigler registered to vote at 10301 Mt. Auburn, Cleveland.
- 10/7/20 – Mr. Sigler updated his registration with a registration card to 12900 Superior Avenue, East Cleveland Ward 2 Precinct B.

Supporting Documents

- Exhibit A - Protest
- Exhibit B - Protest Response
- Exhibit C - Mr. Sigler's voter record
- Exhibit D - East Cleveland Charter Article 112 – Qualifications of Mayor
- Exhibit E - Law Director Hemmons legal opinion

Residency Protest
T'Andre D. Sigler - East Cleveland Mayor

Exhibit A - Protest

**Concerns Regarding Placing the Name of Tandre D. Sigler on the Primary Ballot for the
Position of East Cleveland Mayor**

To the Cuyahoga County Board of Elections:

We have been informed that Tandre D. Sigler has submitted petitions to have his name placed on the ballot for East Cleveland's Mayoral Primary in September of 2021.

Unfortunately, Mr. Sigler does not meet the requirements of the East Cleveland Charter. Section 112 of the charter specifies that "The mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland."

SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

Unfortunately, according to the records furnished by the Cuyahoga County Board of Elections, Mr. Sigler voted in East Cleveland's Ward 2B for the first time on November 3, 2020, having voted in Cleveland's Ward 4C in the November 2012 Presidential election.

Mr. Sigler is reported to have changed his registration to his current address of 12900 Superior, Apt. 208, East Cleveland on October 5, 2020. Therefore, Mr. Sigler does not satisfy the requirements of the East Cleveland charter, and we challenge his placement on the East Cleveland mayoral primary ballot for September, 2021. We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021. We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021. Thank you for your consideration of this important matter.

Justyn Anderson

A handwritten signature in blue ink, appearing to read "Justyn Anderson", with a long horizontal line extending from the end of the signature.

07/26/22 04:10

VOTER INFORMATION REPORT

TANDRE D SIGLER

PRINTED ON: 6/16/2021

VOTER ID: 2481638

NAME: TANDRE D SIGLER

RESIDENCE: 12900 SUPERIOR AVE APT 208

CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:

STREET/BX:

MAIL CITY:

MAIL STATE/ZIP:

COUNTRY:

PHONE NUMBER: (216) 324-7919

STATUS: ACTIVE

PARTY: UNAFFILIATED

REG DATE: 10/05/2020

ORIG REG DATE: 03/10/2011

PRECINCT: ECLE02B.01

PRECINCT NAME: EAST CLEVELAND -02-B

POLLING PLACE: W H KIRK MIDDLE SCHOOL

14410 TERRACE ROAD

SIGNATURE:

Tandre Sigler

I hereby certify that the above
document is a true and correct copy of
the original filed at the Cuyahoga
County Board of Elections.



**CUYAHOGA COUNTY
BOARD OF ELECTIONS**

Election Official:

Sam Grant Swank

Title:

Registration Manager

Date:

June 16, 2021

Signature:

Sam Grant Swank

2021 JUN 17 10:12 AM

I am:
Quiero:

☐ Registering as an Ohio Voter
Registrarme para votar en Ohio

☒ Updating my address
Actualizar mi domicilio

☐ Updating my name
Actualizar mi nombre

1. Are you a U.S. citizen? / ¿Es usted ciudadano de los EE.UU.? ☒ Yes / Si ☐ No / No
2. Will you be at least 18 years of age on or before the next general election? ☒ Yes / Si ☐ No / No / ¿Tendrá usted al menos 18 años de edad el día de las próximas elecciones generales o antes?
If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este formulario.

3. Last Name / Apellido

SIGLER

First Name / Nombre

THAN De

Middle Name or Initial /

Segundo Nombre o Inicial

Jr., & etc.

4. House Number and Street (Enter new address if changed) /
Número de Casa y Calle (Escriba la nueva dirección si ha cambiado)

12900 Superior

Apt. or Unit / Apt. o Un. de Puesto

#008

5. City or Post Office / Ciudad o Oficina de Correo

East Cleveland

6. ZIP Code / Código Postal

44115

7. Additional Mailing Address (if necessary) / Dirección Postal Adicional (si es necesaria)

12510 Union Ave

8. County (where you live) / Condado (donde vive)

Cuyahoga

9. Birthdate (month-day-year) (required) /

Fecha de Nacimiento (mes-día-año) (obligatorio)

- 93

10. Ohio driver's license No. OR last four (digits of Social Security No. (none form of ID required to be listed or provided) /

No. de la licencia de conducir de Ohio o las últimas cuatro cifras del No. del Seguro Social (no necesario incluir o facilitar una forma de identificación)

11. Phone No. (voluntary) /

No. Tlx. (voluntario)

FOR BOARD
USE ONLY
SEC4010 (Rev. 12/15)
City, Village, Twp.

City, Village, Twp.

Ward

2

Precinct

B

School Dist.

Comp. Dist.

4-15

Senato Dist.

House Dist.

12

12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street /
DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior

10301 Mt Auburn Ave

Previous City or Post Office / Ciudad o Oficina de Correo

County / Condado

Cuyahoga

State / Estado

OH

13. CHANGE OF NAME ONLY (Forced Legal Name) /

SOLO CAMBIO DE NOMBRE (Nombre Legal Anterior)

Former Signature / Firma Anterior

14. I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, so pena de falsedad electoral, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante el mes anterior a las elecciones, y que tendré al menos 18 años de edad en el momento de las elecciones generales.

Your Signature / Su firma

↓

Date / Fecha

10/5/20

NO YES
MET DAY YR
AND AND AND

THAN De

BOE 1010_01.21.20

EA Voter History for Eligible Elections Only - RANDIE SKLER

#	Date	Title	Elig	Voted	Cons Rec	Party	Poll Voter	AV Request	AV Returned	Orig Precinct
1	11/03/2020	MARCH 17, 2020 PRIMARY ELECTION - EXT	Y	N			N	N	N	
2	03/17/2020	November 5, 2019 General Election	Y	N			N	N	N	
3	11/05/2019	November 6, 2019 General Election	Y	N			N	N	N	
4	11/05/2019	MAY 8, 2019 PRIMARY ELECTION	Y	N			N	N	N	
5	05/02/2018	NOVEMBER 7, 2017 GENERAL ELECTION	Y	N			N	N	N	
6	11/07/2017	SEPTEMBER 12, 2017 PRIMARY ELECTION	Y	N			N	N	N	
7	09/12/2017	NOVEMBER 8, 2016 PRESIDENTIAL GENERAL	Y	N			N	N	N	
8	11/08/2016	MARCH 15, 2016 PRIMARY ELECTION	Y	N			N	N	N	
9	03/15/2016	NOVEMBER 3, 2015 GENERAL ELECTION	Y	N			N	N	N	
10	11/03/2015	NOVEMBER 4, 2014 GENERAL ELECTION	Y	N			N	N	N	
11	11/04/2014	MAY 6, 2014 PRIMARY ELECTION	Y	N			N	N	N	
12	05/06/2014	NOVEMBER 5, 2013 GENERAL ELECTION	Y	N			N	N	N	
13	11/05/2013	SEPTEMBER 10, 2013 PRIMARY ELECTION	Y	N			N	N	N	
14	09/10/2013	NOVEMBER 6, 2012 PRESIDENTIAL GENERAL	Y	N			N	N	N	
15	11/06/2012	MARCH 6, 2012 PRIMARY ELECTION	Y	N			N	N	N	
16	03/06/2012	NOVEMBER 8, 2011 GENERAL ELECTION	Y	N			N	N	N	
17	11/08/2011		Y	N			N	N	N	

CLEVELAND 01

21 JUN 22 2023

THE MAYOR

SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

B. Term of Office: The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.
(Amended 11-7-00.)

Residency Protest
T'Andre D. Sigler - East Cleveland Mayor

Exhibit B -Protest Response

Residency Protest

T'Andre D. Sigler – East Cleveland Mayor

Exhibit C – Mr . Sigler's voter record

MEMORANDUM

Date: June 22, 2021
To: Willa Hemmons, East Cleveland Law Director
From: Betty Grant Edwards, Registration Department Manager
Subject: T'Andre Sigler's Residency

Screenshot of Voter Registration Database

- The screenshot of Mr. T'Andre's record in the Voter Registration Database shows an address of 12900 Superior Road in East Cleveland.

Voter Registration Card

- The most recent voter registration card on file for Mr. Sigler is dated October 5, 2020. The card reflects that Mr. Sigler moved from 10301 Mt. Auburn Avenue, Cleveland, Ohio to 12900 Superior Avenue, Apartment # 208.

Voter Transaction Report

- According to the Voter Transaction Report, Mr. Sigler moved from 10301 Mt. Auburn Avenue in Cleveland, Ohio to 12900 Superior Avenue, East Cleveland, Ohio. This transaction was processed on October 7, 2020.

Voter History Report

- The Voter History Report shows that Mr. Sigler voted in the November 3, 2020 Presidential General Election in East Cleveland, Precinct 2B, at the polls, on Election Day (11/3/2020)
- Previously, in the November 6, 2012 Presidential General Election, Mr. Sigler voted in Cleveland, Ward 4-C at the polls, on Election Day (11/6/2012).

VOTER INFORMATION REPORT

TANDRE D SIGLER

PRINTED ON: 6/22/2021

VOTER ID: 2481638

NAME: TANDRE D SIGLER

RESIDENCE: 12900 SUPERIOR AVE APT 208

CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:

STREET/BX:

MAIL CITY:

MAIL STATE/ZIP:

COUNTRY:

PHONE NUMBER: (216) 324-7919

STATUS: ACTIVE

PARTY: UNAFFILIATED

REG DATE: 10/05/2020

ORIG REG DATE: 03/10/2011

PRECINCT: ECLE02B.01

PRECINCT NAME: EAST CLEVELAND -02-B

POLLING PLACE: W H KIRK MIDDLE SCHOOL
14410 TERRACE ROAD

SIGNATURE:

Tandre Sigler

I hereby certify that the above
document is a true and correct copy of
the original filed at the Cuyahoga
County Board of Elections.



**CUYAHOGA COUNTY
BOARD OF ELECTIONS**

Election Official:

Betty Grant Edwards

Title:

Registration Manager

Date:

June 22, 2021

Signature:

Betty Grant Edwards

Voter ID: 2481638

Status: **ACTIVE**

Reason: 88 - CHANGE

Affidavit: ☐

Sig: 4561914 Auto S ☐

DMV Lic: TG678649 SSN: - - - 7606

Name:
 Prefix:
 First: TANDRE
 Middle: D
 Last: SIGLER
 Suffix:
 Birth Date: 03/03/1993
 St Res:

Residence

Standard Residence Address: Clear
 House#: 12300 Fac: Dir:
 Street: SUPERIOR Type: AVE
 Post: Bldg: Apt: APT 208
 City: EAST CLEVELAND Zip: 44112
 Prec: ECLE028.B1 Manual ☐

Additional Address

Mailing

Country: Clear
 CareOf:
 Str/Etc:
 City: St: Zip:

Additional Address

Print

Ok

Cancel

I am: ☒ Registering as an Ohio Voter / Registrarme para votar en Ohio ☒ Updating my address / Actualizar mi domicilio ☐ Updating my name / Actualizar mi nombre

1. Are you a U.S. citizen? / ¿Es usted ciudadano de los EE.UU.? ☒ Yes / Sí ☐ No / No
2. Will you be at least 18 years of age on or before the next general election? ☒ Yes / Sí ☐ No / No / ¿Tendrá usted al menos 18 años de edad el día de las próximas elecciones generales o antes?
If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este formulario.

3. Last Name / Apellido SIGLER		First Name / Nombre THAN DRE		Middle Name or Initial / Segundo Nombre o Inicial S		A, II, etc.	
4. House Number and Street (Enter new address if changed) / Número de Casa y Calle (Escriba la nueva dirección si ha cambiado) 12900 Superior		Apt. or Bldg. / Apt. o Bldg. #808		5. City or Post Office / Ciudad o Oficina de Correos east Cleveland		6. ZIP Code / Código Postal 44115	
7. Additional Mailing Address (if necessary) / Dirección Postal Adicional (si es necesario) 12510 Union Ave				8. County (where you live) / Condado (donde vive)		FOR BOARD USE ONLY SEC4010 (Rev. 12/15) City, Village, Twp. Ward 2 Precinct B School Dist. Cong. Dist. Senate Dist. House Dist. LC15 2020 IN 112	
9. Birthdate (no-dash required) / Fecha de Nacimiento (puntos no rayas obligatorios) 03-03-93		10. Ohio driver's license No. OR last four digits of Social Security No. (use form of ID required to be listed or provided) / No. de la licencia de conducir de Ohio o los últimos cuatro dígitos del No. del Seguro Social (usar formato de identificación requerido o facilitar una forma de identificación) 7606		11. Phone No. (optional) / No. Teléfono (opcional)			
12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street / DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior 10301 MT Auburn Ave							
Previous City or Post Office / Ciudad o Oficina de Correos				County / Condado Cuyahoga		State / Estado OH	
13. CHANGE OF NAME ONLY Four-Legal Name / SÓLO CAMBIO DE NOMBRE Nombre Legal Anterior Former Signature / Firma Anterior							

14. I declare under penalty of election falsification and a crime of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, so pena de fraude electoral, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante al menos los 30 días previos a las elecciones siguientes y que tendrá al menos 18 años de edad en el momento de las elecciones generales.

Your Signature / Su firma

Date / Fecha **10/5/20**
MO DAY YR
AÑOS DÍA AÑO

Than Dre Sigler

If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este formulario.

3. Last Name / Apellido Sigler		First Name / Nombre T. Andre		Middle Name or Initial / Segundo Nombre o Inicial B	Jr., II, etc.
4. House Number and Street (Enter new address if changed) / Número de Casa y Calle (Escriba la nueva dirección si ha cambiado) 10301 Mt Auburn		Apt. or Lot # / Apt. o No. de Parcela		5. City or Post Office / Ciudad o Oficina de Correos Cleveland	6. ZIP Code / Código Postal 44104
7. Additional Rural or Mailing Address (if necessary) / Dirección Postal o Rural Adicional (si es necesario)			8. County where you live / Condado donde vive		
9. Birthdate and month (regional) / Fecha de Nacimiento mes-año (regional) 03-03-1993	10. Ohio driver's license No. OR last 4 digits of Social Security No. (one form of ID required if in the State or provided) / No. de la licencia de conducir de Ohio o los últimos 4 dígitos del No. del Seguro Social (se necesita un documento o formulario para firmar de identificación) # 7606		11. Phone No. (voluntary) / No. Tfn. (voluntario) 216-324-7919		
12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street / DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO AL REGISTRO ACTUAL - Número de Casa y Calle Anterior					
Previous City or Post Office / Ciudad u Oficina de Correos		County / Condado		State / Estado	
13. Change of Name Only FORMER Legal Name / SOLO CAMBIO DE NOMBRE Nombre Legal Anterior		Former Signature / Firma Anterior			

FOR BOARD USE ONLY SEC4010 (Rev. 07/08)	
City, Village, Twp.	
Ward	
Precinct	
School Dist.	
Cong. Dist.	
Senate Dist.	
House Dist.	

I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, bajo pena de fraude electoral, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante al menos 30 días previos a las elecciones próximas y que tendré al menos 18 años de edad en el momento de las elecciones generales.

14. Your Signature / Su firma →

Date / Fecha **5/16/12**
 MO DAY YR
 APR 16 2012

T. Andre Sigler

APR 17 12 PM 1:22 CUS

If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete esta Hoja de Registro.

3. Last Name / Apellido Sisler		First Name / Nombre T. Andre		Middle Name or Initial / Segundo Nombre o Inicial B	S, II, etc.
4. Home Number and Street (Enter new address if changed) / Número de Casa y Calle (Escriba la nueva dirección si ha cambiado) 10306 Mt Auburn			5. City or Post Office / Ciudad o Oficina de Correos Cleveland		6. ZIP Code / Código Postal 44104
7. Additional Home or Mailing Address (if necessary) / Dirección Postal o Rural Adicional (si es necesario)			8. County where you live / Condado donde vive		
9. Birthdate - mm-dd-yyyy (required) / Fecha de Nacimiento mm-dd-yyyy (obligatorio) 03-03-1993	10. Ohio driver's license No. OR last 4 digits of Social Security No. (one form of ID required to be listed or provided) / No. de la licencia de conducir de Ohio o los últimos 4 dígitos del No. del Seguro Social (se necesita indicar o facilitar una forma de identificación) 7606		11. Phone No. (voluntary) / No. Tel. (voluntario) 216-324-7919		
12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous Home Number and Street / DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior					
Previous City or Post Office / Ciudad u Oficina de Correos		County / Condado		State / Estado	
13. Change of Name Only FORMER Legal Name / SOLO CAMBIO DE NOMBRE Nombre Legal Anterior		Former Signature / Firma Anterior			

I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, bajo pena de fraude electoral, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante al menos 30 días previos a las elecciones próximas y que tendré al menos 18 años de edad en el momento de las elecciones generales.

14. Your Signature / Su firma →

Date / Fecha **5/16/12**
AND
AREDAH

T. Andre Sisler

FOR BOARD USE ONLY SEC4010 (Rev. 07/08)	
City, Village, Twp.	
Ward	
Precinct	
School Dist.	
Cong. Dist.	
Senate Dist.	
House Dist.	

AUG 17 '12 PM 1:22 CUS

— FOLD HERE —

9141

Thacker

4 Central

State, Rural or Mailing Address (if necessary)

383

Cleveland

914 CUS

44115

0343

7606

Cuyahoga

Phone No. (voluntary)

FOR BOARD
USE ONLY
BEC4010 (Rev. 1/06)
EFS

PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street

City or Post Office

County

State

NAME OF NAME ONLY Former Legal Name

Former Signature

Under penalty of election law I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the election and will be at least 18 years of age at the time of the general election.

23 / 07 / 11
MO DAY YR

Thacker

Cuyahoga County Board of Elections
2925 Euclid Avenue, Cleveland, Ohio 44115-2497

VOTER INFORMATION REPORT

TANDRE D SIGLER

PRINTED ON: 6/22/2021

VOTER'S TRANSACTIONS

FIELD	BEFORE	AFTER	TRANS DATE
LAST TRANS DATE	Oct 7 2020 5:23PM	Nov 24 2020 12:50PM	11/24/20 12:50 pm
VNC GENERATED	GENERATED	YES	10/14/20 9:22 am
VNC MAILED	MAIL DATE	10/14/2020	10/14/20 9:22 am
VNC		YES	10/7/20 5:23 pm
BY MAIL		YES	10/7/20 5:23 pm
CITY	CLEVELAND	EAST CLEVELAND	10/7/20 5:23 pm
HOUSE NUMBER	10301	12900	10/7/20 5:23 pm
LAST TRANS DATE	Jul 18 2015 2:35AM	Oct 7 2020 5:23PM	10/7/20 5:23 pm
PRECINCT	CLEVE04C.01	ECLE02B.01	10/7/20 5:23 pm
REASON	BATCH PARTY UPDATE	88 - CHANGE	10/7/20 5:23 pm
RECEIVE DATE	Aug 17 2012 12:00AM	Oct 5 2020 12:00AM	10/7/20 5:23 pm
REGISTRATION DATE	Aug 25 2012 12:00AM	Oct 5 2020 12:00AM	10/7/20 5:23 pm
SIGNATURE DATE	Aug 16 2012 12:00AM	Oct 5 2020 12:00AM	10/7/20 5:23 pm
SOURCE OF REGISTRATIC	CVP	626	10/7/20 5:23 pm
STREET	MT AUBURN	SUPERIOR	10/7/20 5:23 pm
STREET ID	88113	75287	10/7/20 5:23 pm
ZIP	44104	44112	10/7/20 5:23 pm
APT NUMBER		APT 208	10/7/20 5:23 pm
IMAGE ID NUMBER	3310963	4661914	10/7/20 5:23 pm
BOE GENERATED VLN MAI		10301 MT AUBURN AVE, CLEV	9/4/15 12:00 am
LAST TRANS DATE	Dec 12 2012 3:39PM	Jul 18 2015 2:35AM	7/18/15 2:35 am
PARTY	X	NOPTY	7/18/15 2:35 am
REASON	99 - OFFICE CORRECTION	BATCH PARTY UPDATE	7/18/15 2:35 am
PARTY	NOPTY	X	12/13/12 10:18 am
REASON	88 - CHANGE	99 - OFFICE CORRECTION	12/13/12 10:18 am
LAST TRANS DATE	Aug 25 2012 10:13AM	Dec 12 2012 3:39PM	12/12/12 3:39 pm
VNC MAILED	MAIL DATE	08/27/2012	8/27/12 8:59 am
VNC GENERATED	GENERATED	YES	8/27/12 8:59 am
BY MAIL		YES	8/25/12 10:13 am
SOURCE OF REGISTRATIC	633	CVP	8/25/12 10:13 am
STREET	CENTRAL	MT AUBURN	8/25/12 10:13 am
STREET ID	82177	88113	8/25/12 10:13 am
VALIDATION DATE	Mar 10 2011 1:37PM	Mar 10 2011 12:00AM	8/25/12 10:13 am
VNC		YES	8/25/12 10:13 am
ZIP	44115	44104	8/25/12 10:13 am
IMAGE ID NUMBER	3127036	3310963	8/25/12 10:13 am
LAST TRANS DATE	Jun 26 2012 6:13PM	Aug 25 2012 10:13AM	8/25/12 10:13 am
PHONE NUMBER 1		2163247919	8/25/12 10:13 am
RECEIVE DATE	Mar 10 2011 12:00AM	Aug 17 2012 12:00AM	8/25/12 10:13 am
REGISTERED BY		0	8/25/12 10:13 am
REGISTRATION DATE	Mar 10 2011 12:00AM	Aug 25 2012 12:00AM	8/25/12 10:13 am
SIGNATURE DATE	Mar 7 2011 12:00AM	Aug 16 2012 12:00AM	8/25/12 10:13 am
PRECINCT	CLEVE05A.01	CLEVE04C.01	8/25/12 10:13 am
HOUSE NUMBER	2609	10301	8/25/12 10:13 am
APT NUMBER	383		8/25/12 10:13 am
REASON	SOS BMW/SSA PREMATCH	88 - CHANGE	8/25/12 10:13 am
DRIVERS LICENSE NUMBE		TQ678649	6/26/12 6:13 pm
LAST TRANS DATE	Mar 10 2011 1:35PM	Jun 26 2012 6:13PM	6/26/12 6:13 pm

Voter History for Eligible Elections Only - TANDRE SIGLER

#	Date	Title	Elig	V...	Cone Pac	Party	Poll Voter	Orig. Precinct	Orig. Party	Elec ID
1	11/03/2020	November 3, 2020 Presidential General Election	Y	Y	ECL028		Y	ECL028.01		229
2	03/17/2020	MARCH 17, 2020 PRIMARY ELECTION - EXT...	Y	N			N			227
3	11/05/2019	November 5, 2019 General Election	Y	N			N			212
4	11/06/2018	November 6, 2018 General Election	Y	N			N			206
5	05/08/2018	MAY 8, 2018 PRIMARY ELECTION	Y	N			N			204
6	11/07/2017	NOVEMBER 7, 2017 GENERAL ELECTION	Y	N			N			202
7	09/12/2017	SEPTEMBER 12, 2017 PRIMARY ELECTION	Y	N			N			201
8	11/06/2016	NOVEMBER 8, 2016 PRESIDENTIAL GENERAL...	Y	N			N			194
9	03/15/2016	MARCH 15, 2016 PRIMARY ELECTION	Y	N			N			193
10	11/03/2015	NOVEMBER 3, 2015 GENERAL ELECTION	Y	N			N			191
11	11/04/2014	NOVEMBER 4, 2014 GENERAL ELECTION	Y	N			N			183
12	05/05/2014	MAY 6, 2014 PRIMARY ELECTION	Y	N			N			181
13	11/05/2013	NOVEMBER 5, 2013 GENERAL ELECTION	Y	N			N			177
14	09/10/2013	SEPTEMBER 10, 2013 PRIMARY ELECTION	Y	N			N			176
15	11/06/2012	NOVEMBER 6, 2012 PRESIDENTIAL GENERAL...	Y	Y	CLEVEDMC		Y	CLEVEDMC.01		170
16	03/06/2012	MARCH 6, 2012 PRIMARY ELECTION	Y	N			N			169
17	11/08/2011	NOVEMBER 8, 2011 GENERAL ELECTION	Y	N			N			168

DATE: 10/15/20



0



I am:
Quiero:

☐ Registering as an Ohio Voter
Registrarne para votar en Ohio

☒ Updating my address
Actualizar mi domicilio

☐ Updating my name
Actualizar mi nombre

1. Are you a U.S. citizen? / ¿Es usted ciudadano de los EE.UU.? ☒ Yes / SI ☐ No / No
2. Will you be at least 18 years of age on or before the next general election? ☒ Yes / SI ☐ No / No / ¿Tendrá usted al menos 18 años de edad el las próximas elecciones generales o antes?
If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este form.

3. Last Name / Apellido SIGLER	First Name / Nombre TANDRE	Middle Name or Initial / Segundo Nombre o Inicial D	Suffix, II, etc.
4. House Number and Street (Enter new address if changed) / Número de Casa y Calle (Escriba la nueva dirección si ha cambiado) 12900 Superior		5. City or Post Office / Ciudad o Oficina de Correos east Cleveland	6. ZIP Code / Código Postal 44115
7. Additional Mailing Address (if necessary) / Dirección Postal Adicional (si es necesario) 12510 Union Ave		8. County (where you live) / Condado (donde vive)	

9. Birthdate (mm-dd-yy) (required) / Fecha de Nacimiento (mes-año-año) (obligatorio) 03-03-93	10. Ohio driver's license No. OR last four digits of Social Security No. (one form or ID required to be listed or provided) / No. de la licencia de conducir de Ohio o los últimos cuatro dígitos del No. del Seguro Social (es necesario indicar o facilitar una forma de identificación) 7606	11. Phone No. (voluntary) / No. Teléfono (voluntario)
---	---	---

12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous House Number and Street / DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior 10301 Mt Auburn Ave		
Previous City or Post Office / Ciudad o Oficina de Correos	County / Condado Cuyahoga	State / Estado OH
13. CHANGE OF NAME ONLY Former Legal Name / SOLO CAMBIO DE NOMBRE Nombre Legal Anterior Cuhosa		

14. I declare under penalty of election delinquency I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, so pena de fraude electoral, que soy ciudadano de los Estados Unidos, que habré vivido en este estado durante al menos los 30 días previos a las elecciones siguientes y que tendré al menos 18 años de edad en el momento de las elecciones generales.

Your Signature / Su firma

Date / Fecha: **10/15/20**
MO OCT NOV DEC
YES NO YES NO YES NO

Tandre Sigler

FOR BOA USE ONI SEC4010 (Rev City, Village, Ward 2 Precinct B School Dis Comp. Dis Bonded Dis House Dis

BOE 1010_C

Residency Protest
T'Andre D. Sigler - East Cleveland Mayor

Exhibit D -East Cleveland Charter Article 112
– Qualifications of Mayor

§ 112 MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. **Qualifications:** The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the city and shall carry out his duties on a full-time basis.

B. **Term of Office:** The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.

(Amended 11-7-00)

Residency Protest
T'Andre D. Sigler - East Cleveland Mayor

**Exhibit E -Law Director Hemmons
legal opinion**

**LEGAL OPINION – RESIDENCY OF T'ANDRE SIGLER AND EAST
CLEVELAND, OHIO'S 2021 MAYORAL ELECTION**

To: Cuyahoga County Board of Elections
From: Willa Hemmons, Law Director
Re: Legal Opinion – Residency OF T'Andre Sigler

June 24, 2021

FACTS

On or about June 16, 2021, T'Andre Sigler filed to run for Mayor of the City of East Cleveland. From the Cuyahoga County Board of Elections Website, it appears that the petitions he filed to be placed upon the ballot for the Primary Election of September 14, 2021, pursuant thereto were valid. On June 22, 2021, the Board of Elections notified the Law Department that a Protest was filed against T'Andre Sigler Non-Partisan Mayoral Candidate City of East Cleveland. Attached to that notification were materials regarding Mr. Sigler's voting record and registration. Those records indicated that Mr. Sigler updated his voting registration address from 12510 Union Avenue, Cleveland, Ohio to 12900 Superior, Apr. 208, East Cleveland on October 5, 2020. Mr. Sigler's voter transaction report was processed on October 7, 2020. Mr. Sigler voted in the November 3, 2020 Presidential General Election in East Cleveland, Precinct 2B, at the polls, on Election Day (11/3/2020).

LAW

According to East Cleveland **Charter §112. MAYOR: QUALIFICATIONS**

- (A) Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. . and,

According to Ohio Revised Code **§3507.07 QUALIFICATION FOR REGISTRATION**

Each person who will be of the age of eighteen years or more at the next ensuing November election, who is a citizen of the United States, and who, if he continues to reside in the precinct until the next election, will at that time have fulfilled all the requirements as to length of residence to qualify him as an elector shall, unless otherwise disqualified, be entitled to be registered as an elector in such precinct.

CONCLUSION

Based upon the facts and law above, Mr. T'Andre Sigler was not a qualified elector in the City of East Cleveland until after October 5, 2020. He therefore, lacks the Qualifications to be placed upon the Primary, September 14, 2021, ballot for Mayor of the City of East Cleveland. This is because Mr. Sigler has not been a qualified elector of the City of East Cleveland for at least two (2) consecutive years immediately prior to the subject election.

50:01PM 27 JUN 21



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

June 22, 2021

VIA CERTIFIED MAIL

RETURN RECEIPT REQUESTED, AND EMAIL

Mr. T'Andre Sigler
12900 Superior Ave, #208
E. Cleveland, OH 44112

Dear Mr. Sigler,

Please accept this letter as notice that the Cuyahoga County Board of Elections is in receipt of a protest correspondence dated 6/22/2021 regarding T'Andrea Sigler, Democratic Mayoral Candidate, City of East Cleveland for the September 14, 2021, Primary Election. A copy of the protest is attached for your review. The Board has scheduled a hearing on the matter at the June 28, 2021, Board Meeting. The meeting will be held at the Cuyahoga County Board of Elections, 2925 Euclid Avenue, Cleveland, Ohio, in the 4th floor Board Room at 9:30 a.m. The meeting can also be accessed via Zoom; the call-in information is listed below:

Join Zoom Meeting

<https://us02web.zoom.us/j/6276274058?pwd=LzBDQmpwSDA1dVp2WmNGcEp4VVBIz09>

Meeting ID: 627 627 4058

Passcode: 2925

One tap mobile

+13126266799,,6276274058#,,,,*2925# US (Chicago)

+16465588656,,6276274058#,,,,*2925# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

Meeting ID: 627 627 4058

Passcode: 2925

The Board will consider all written materials and will hear any testimony and oral arguments for and against the protest at this meeting. Enclosed is a copy of the protest procedure the Board has enacted and asks that each party follow. The agency has set a deadline of 4:30 p.m. on Thursday, June 24, 2021, for filing all position papers and other documents relative to this protest.

If you have questions, please contact me prior to the meeting.

Sincerely,

A handwritten signature in cursive script, reading "Mary Bejjani".

Mary Bejjani

Clerk of the Cuyahoga County Board of Elections

mbejjani@cuyahogacounty.gov

216-443-6430

Cc: Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Lisa Stickan, Board Member
Dave Wondolowski, Board Member
Anthony Perlatti, Director
Tony Kaloger, Deputy Director
Mark Musson, Assistant County Prosecutor, Cuyahoga County Prosecutor's Office

Enclosures



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Periatti
Director

Anthony N. Kaloger
Deputy Director

To: *All Parties involved in Protest hearings*

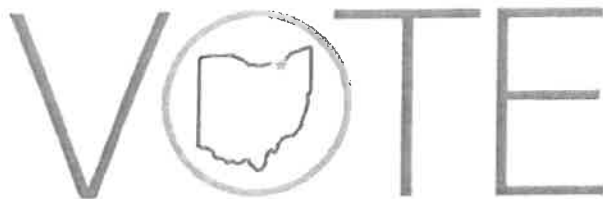
From: *Jeff Hastings, Chairman of the Cuyahoga County Board of Elections*

Subject: *The Filing of a Protest*

Date: *June 21, 2013*

The Cuyahoga County Board of Elections ("Board") has enacted the following procedure regarding the filing of a Protest with the Board:

- *After your Protest is filed, no additional documents may be filed in support of your Protest, unless that document relates to events occurring after the date of the Protest. Notwithstanding, the Board reserves the right to request additional documentation from either party if necessary.*
- *Upon receipt of the Protest, the Board staff will timely provide the candidate and/or issue committee (Respondent) a copy of the Protest. The Respondent has the lesser of five (5) business days after receipt of the Protest or two (2) business days before the Board hearing to file a response with the Board. The day the Protest is received by the Respondent is not counted in the five-day response period.*
- *The Respondent is to provide the Protester with a copy of the Respondent's filed response. Additionally, upon receipt of the response, the Board staff will also timely provide the Protester with a copy of the Respondent's filed response.*
- *The Chairman of the Board (in consultation with the Board Members and Board staff) will schedule the Protest for Hearing and the Protestor and Respondent will be advised of the time and date of the Hearing should they want to participate in the Hearing.*
- *The Parties may present such additional evidence at the Hearing as each Party deems appropriate, subject to objection from the opposing Party and subject to the ruling of the Chairman of the Board.*



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Robert S. Frost
Member

David J. Wondolowski
Member

Anthony W. Perlati
Director

Shantel H. Soeder
Deputy Director

General Receipt, Candidate & Petition Services

Date Received: 6.22.21

From:

Phone: 216-577-6020

Justyn Anderson

14436 Terrace Rd.

East Cleveland, OH 44112

Received:

☒ Protest against East Cleveland Mayoral candidate T'andre D. Sigler - Democrat

☐☐

☐ Email: justrocink@gmail.com

Notes:

Received by Board of Elections Staff: Brent E. Lawler

Concerns Regarding Placing the Name of Tandre D. Sigler on the Primary Ballot for the
Position of East Cleveland Mayor

To the Cuyahoga County Board of Elections:

We have been informed that Tandre D. Sigler has submitted petitions to have his name placed on the ballot for East Cleveland's Mayoral Primary in September of 2021.

Unfortunately, Mr. Sigler does not meet the requirements of the East Cleveland Charter. Section 112 of the charter specifies that "The mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland."

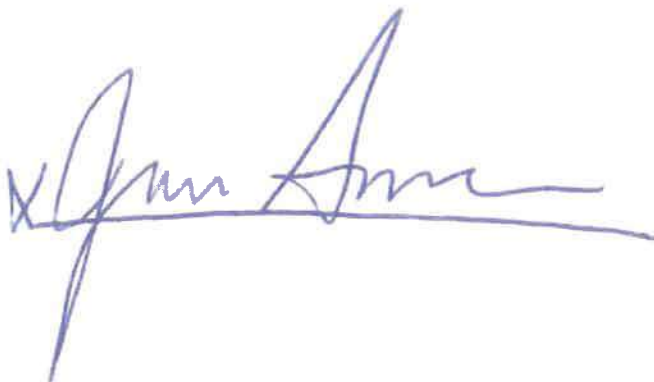
SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

Unfortunately, according to the records furnished by the Cuyahoga County Board of Elections, Mr. Sigler voted in East Cleveland's Ward 2B for the first time on November 3, 2020, having voted in Cleveland's Ward 4C in the November 2012 Presidential election.

Mr. Sigler is reported to have changed his registration to his current address of 12900 Superior, Apt. 208, East Cleveland on October 5, 2020. Therefore, Mr. Sigler does not satisfy the requirements of the East Cleveland charter, and we challenge his placement on the East Cleveland mayoral primary ballot for September, 2021. We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021. We therefore request that the Board of Elections not allow his name to be placed on the primary ballot for September, 2021. Thank you for your consideration of this important matter.

Justyn Anderson

A handwritten signature in blue ink, appearing to read "Justyn Anderson", with a long horizontal line extending from the end of the signature.

2021 SEP 15 10:00 AM

THE MAYOR

SECTION 112. MAYOR; QUALIFICATIONS AND TERM OF OFFICE.

A. Qualifications: The Mayor shall have been, for at least two (2) consecutive years immediately prior to his or her election or appointment, a resident and qualified elector of the City of East Cleveland. During his or her term, the Mayor shall remain a resident and qualified elector of the City and shall carry out his duties on a full-time basis.

B. Term of Office: The term of the Mayor shall be for four (4) years beginning January 1 next following his or her election, and he or she shall hold office until his or her successor is elected and qualified.
(Amended 11-7-00.)

VOTER INFORMATION REPORT

TANDRE D SIGLER

PRINTED ON: 6/16/2021

VOTER ID: 2481638

NAME: TANDRE D SIGLER

RESIDENCE: 12900 SUPERIOR AVE APT 208

CITY/STATE/ZIP: EAST CLEVELAND, OH 44112

CARE OF:

STREET/BX:

MAIL CITY:

MAIL STATE/ZIP:

COUNTRY:

PHONE NUMBER: (216) 324-7919

STATUS: ACTIVE

PARTY: UNAFFILIATED

REG DATE: 10/05/2020

ORIG REG DATE: 03/10/2011

PRECINCT: ECLE02B.01

PRECINCT NAME: EAST CLEVELAND -02-B

POLLING PLACE: W H KIRK MIDDLE SCHOOL

14410 TERRACE ROAD

SIGNATURE:

Tandre Sigler

I hereby certify that the above
document is a true and correct copy of
the original filed at the Cuyahoga
County Board of Elections.



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Election Official:

Timothy Grant Durkin

Title:

Commissioner

Date:

June 16, 2021

Signature:

[Signature]

I am: ☐ Registering as an Ohio Voter
Quiero: ☐ Registrarme para votar en Ohio

☒ Updating my address
Actualizar mi domicilio

☐ Updating my name
Actualizar mi nombre

1. Are you a U.S. citizen? / ¿Es usted ciudadano de los EE.UU.? ☒ Yes / SI ☐ No / No
2. Will you be at least 18 years of age on or before the next general election? ☒ Yes / SI ☐ No / No / ¿Tendrá usted al menos 18 años de edad el día de las próximas elecciones generales o antes?
- If you answered NO to either of the questions, do not complete this form. / Si respondió NO a cualquiera de las preguntas, no complete este formulario.

3. Last Name / Apellido

SIGLER

First Name / Nombre

THOMAS

Middle Name or Initial / Segundo Nombre o Inicial

JR.

Jr., Aka.

4. Home Number and Street (Enter new address if changed) /

Número de Casa y Calle (Escriba la nueva dirección si ha cambiado)

12900 Superior

Apt. or Unit # / Apt. o No. de Puesto

#208

5. City or Post Office / Ciudad o Oficina de Correos

East Cleveland

6. ZIP Code / Código Postal

44115

7. Additional Mailing Address (if any) / Dirección Postal Adicional (si es necesario)

12510 Union Ave

8. County (where you live) / Condado (donde vive)

Cuyahoga

FOR BOARD
USE ONLY
SEC4010 (Rev. 12/15)
City, Village, Twp.

Ward

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Precinct

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School Dist.

Cong. Dist.

Senate Dist.

House Dist.

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9. Birthdate (must be on file) /

Fecha de Nacimiento (debe estar en el archivo)

-93

10. Ohio driver's license No. OR last four digits of Social Security No. /

Número de licencia de conducir o los últimos cuatro dígitos del No. del Seguro Social (se requiere uno de los dos)

10301

11. Phone No. (voluntary) /

No. Telf. (voluntario)

01

12. PREVIOUS ADDRESS IF UPDATING CURRENT REGISTRATION - Previous Home Number and Street /

DIRECCIÓN RESIDENCIAL ANTERIOR SI ESTÁ ACTUALIZANDO EL REGISTRO ACTUAL - Número de Casa y Calle Anterior

10301 Mt Auburn Ave

Previous Mailing Post Office / Ciudad o Oficina de Correos

Cuyahoga

County / Condado

Cuyahoga

State / Estado

OH

13. CHANGE OF NAME (ONLY Former legal Name) / CAMBIO DE NOMBRE (solo Nombre legal anterior)

Former Signature / Firma anterior

14. I declare under penalty of election falsification I am a citizen of the United States, will have lived in this state for 30 days immediately preceding the next election, and will be at least 18 years of age at the time of the general election.

Declaro, bajo pena de falsificación de elecciones, que soy ciudadano de los Estados Unidos, que he vivido en este estado durante el periodo de 30 días precediendo a las elecciones siguientes y que tendré al menos 18 años de edad en el momento de las elecciones generales.

Your Signature / Su firma

Date / Fecha

10/5/20

10/5/20

10/5/20

10/5/20

Thomas Sigler

BOE 1010_01.31.20

Voter History for Eligible Elections Only - TANDRE SIKLER

#	Date	Title	Elig	Voted	Cons Presc	Party	Poll Voter	AV Presc	AV Returned	Orig. Presc
1	11/03/2020	November 3, 2020 Presidential General Election	Y	Y	ECLEF028	Y	N	N	N	ECLEF028 01
2	03/17/2020	MARCH 17, 2020 PRIMARY ELECTION - EXT.	Y	N						
3	11/06/2019	November 5, 2019 General Election	Y	N		N	N	N	N	
4	11/06/2019	November 5, 2019 General Election	Y	N		N	N	N	N	
5	05/09/2018	MAY 8, 2018 PRIMARY ELECTION	Y	N		N	N	N	N	
6	11/07/2017	NOVEMBER 7, 2017 GENERAL ELECTION	Y	N		N	N	N	N	
7	09/12/2017	SEPTEMBER 12, 2017 PRIMARY ELECTION	Y	N		N	N	N	N	
8	11/06/2016	NOVEMBER 6, 2016 PRESIDENTIAL GENERAL	Y	N		N	N	N	N	
9	03/15/2016	MARCH 15, 2016 PRIMARY ELECTION	Y	N		N	N	N	N	
10	11/03/2015	NOVEMBER 3, 2015 GENERAL ELECTION	Y	N		N	N	N	N	
11	11/03/2014	NOVEMBER 3, 2014 GENERAL ELECTION	Y	N		N	N	N	N	
12	05/06/2014	MAY 6, 2014 PRIMARY ELECTION	Y	N		N	N	N	N	
13	11/09/2013	NOVEMBER 5, 2013 GENERAL ELECTION	Y	N		N	N	N	N	
14	09/10/2013	SEPTEMBER 10, 2013 PRIMARY ELECTION	Y	N		N	N	N	N	
15	11/06/2012	NOVEMBER 6, 2012 PRESIDENTIAL GENERAL	Y	Y	CLEVELAND	Y	N	N	N	
16	03/06/2012	MARCH 6, 2012 PRIMARY ELECTION	Y	N		N	N	N	N	
17	11/06/2011	NOVEMBER 8, 2011 GENERAL ELECTION	Y	N		N	N	N	N	

CLEVELAND 01

CCBOE Notice of Protest 6.22.2021 T'Andre D Sigler

Mary L. Bejjani <mbejjani@cuyahogacounty.gov>

Tue 6/22/2021 5:15 PM

To: tandresigler@gmail.com <tandresigler@gmail.com>

Cc: Linda D Walker <lwalker@cuyahogacounty.gov>; Brent Lawler <blawler@cuyahogacounty.gov>

Bcc: Anthony W. Perlatti <aperlatti@cuyahogacounty.gov>

📎 1 attachments (463 KB)

Sigler, TAndre Protest Notice 6.22.2021.pdf;

Hello Mr. Sigler,

The Cuyahoga County Board of Elections (CCBOE) has received the attached protest regarding T'Andre D. Sigler, Democratic Mayoral Candidate for East Cleveland.

The Board has scheduled a hearing regarding the matter on Monday, June 28, 2021, at 9:30 a.m.

There is a deadline to file all position papers and other documentation related to the protest by the close of business (4:30 p.m.) on Thursday, June 24, 2021, at the CCBOE.

Please review the attached letter for detailed instructions.

Additionally, the CCBOE has also sent this information via certified and standard mail to your attention.

Should you have any questions, please contact me.

Mary Bejjani
Clerk to the Board
Administrative Assistant
Republican Board Office
PH: 216-443-6430
email: mbejjani@cuyahogacounty.gov





CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

June 22, 2021

VIA CERTIFIED MAIL

RETURN RECEIPT REQUESTED. AND EMAIL

Justyn Anderson
14436 Terrace Rd.
E. Cleveland, OH 44112

Dear Mr. Anderson,

Please accept this letter as notice that the Cuyahoga County Board of Elections is in receipt of your protest correspondence dated 6/22/2021 regarding T'Andre D. Sigler, Democratic Mayoral Candidate, City of East Cleveland for the September 14, 2021, Primary Election. The Board has scheduled a hearing on the matter at the June 28, 2021, Board Meeting. The meeting will be held at the Cuyahoga County Board of Elections, 2925 Euclid Avenue, Cleveland, Ohio, in the 4th floor Board Room at 9:30 a.m. The meeting can also be accessed via Zoom; the call-in information is listed below:

Join Zoom Meeting

<https://us02web.zoom.us/j/6276274058?pwd=LzBDQmpwSDA1dVp2WmNGcEp4VVBIZz09>

Meeting ID: 627 627 4058

Passcode: 2925

One tap mobile

+13126266799,,6276274058#,,, *2925# US (Chicago)

+16465588656,,6276274058#,,, *2925# US (New York)

Dial by your location

+1 646 558 8656 US (New York)

+1 301 715 8592 US (Washington DC)

Meeting ID: 627 627 4058

Passcode: 2925

The Board will consider all written materials and will hear any testimony and oral arguments for and against the protest at this meeting. Enclosed is a copy of the protest procedure the Board has enacted and asks that each party follow.

If you have questions, please contact Mark Musson, Assistant Prosecuting Attorney at 216-443-7795 prior to the meeting.

Sincerely,



Mary Bejjani

Clerk of the Cuyahoga County Board of Elections

mbejjani@cuyahogacounty.gov

216-443-6430

Cc: Jeff Hastings, Chairman
Inajo Davis Chappell, Board Member
Lisa Stickan, Board Member
Dave Wondolowski, Board Member
Anthony Perlatti, Director
Tony Kaloger, Deputy Director
Mark Musson, Assistant County Prosecutor, Cuyahoga County Prosecutor's Office

Enclosures



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

To: *All Parties involved in Protest hearings*

From: *Jeff Hastings, Chairman of the Cuyahoga County Board of Elections*

Subject: *The Filing of a Protest*

Date: *June 21, 2013*

The Cuyahoga County Board of Elections ("Board") has enacted the following procedure regarding the filing of a Protest with the Board:

- *After your Protest is filed, no additional documents may be filed in support of your Protest, unless that document relates to events occurring after the date of the Protest. Notwithstanding, the Board reserves the right to request additional documentation from either party if necessary.*
- *Upon receipt of the Protest, the Board staff will timely provide the candidate and/or issue committee (Respondent) a copy of the Protest. The Respondent has the lesser of five (5) business days after receipt of the Protest or two (2) business days before the Board hearing to file a response with the Board. The day the Protest is received by the Respondent is not counted in the five-day response period.*
- *The Respondent is to provide the Protester with a copy of the Respondent's filed response. Additionally, upon receipt of the response, the Board staff will also timely provide the Protester with a copy of the Respondent's filed response.*
- *The Chairman of the Board (in consultation with the Board Members and Board staff) will schedule the Protest for Hearing and the Protestor and Respondent will be advised of the time and date of the Hearing should they want to participate in the Hearing.*
- *The Parties may present such additional evidence at the Hearing as each Party deems appropriate, subject to objection from the opposing Party and subject to the ruling of the Chairman of the Board.*

Notice of Receipt of Protest RE T'Andre D. Sigler

Mary L. Bejjani <mbejjani@cuyahogacounty.gov>

Tue 6/22/2021 5:34 PM

To: justrocink@gmail.com <justrocink@gmail.com>

Cc: Linda D Walker <lwalker@cuyahogacounty.gov>; Brent Lawler <blawler@cuyahogacounty.gov>

Bcc: Anthony W. Perlatti <aperlatti@cuyahogacounty.gov>

 1 attachments (468 KB)

Anderson, Justtyn Receipt of Protest re TAndre Sigler.pdf;

Hello Mr. Anderson,

The Cuyahoga County Board of Elections (CCBOE) has received the attached protest regarding T'Andre D. Sigler, Democratic Mayoral Candidate for East Cleveland.

The Board has scheduled a hearing regarding the matter on Monday, June 28, 2021, at 9:30 a.m.

Also included in the attachment is the letter of notice which details information regarding the CCBOE scheduled hearing.

We will forward to you copies of any documentation filed with the CCBOE relative to the protest.

Please note, the CCBOE will also send the letter of notice and other attachments via certified and standard mail to your attention.

Should you have any questions, please contact me.

Regards,

Mary Bejjani
Clerk to the Board
Administrative Assistant
Republican Board Office
PH: 216-443-6430
email: mbejjani@cuyahogacounty.gov





CUYAHOGA COUNTY
BOARD OF ELECTIONS

Resolution of Honor and Appreciation

WHEREAS, the Cuyahoga County Board of Elections takes great pride in recognizing Kathleen Bradley who was recently awarded the 2021 Ohio Precinct Election Official of the Year Award, an honor bestowed to her by Ohio Secretary of State Frank LaRose for her commitment to democracy, public service to voters, and election administration; and

WHEREAS, Ms. Bradley has earned our gratitude for using her skills and experience these last seven years through twelve elections to serve the voters in the community in exercising their right to vote; and

WHEREAS, Ms. Bradley exemplifies the positive attitude, commitment to service and grace under pressure that all election officials should strive to attain; and

WHEREAS, Ms. Bradley has earned the highest ratings possible for a Voting Location Manager, receiving excellent scores for her management abilities and acumen that have been demonstrated by managing one of the largest polling locations in Cuyahoga County during the November 2020 Election; and

WHEREAS, Ms. Bradley has gone above and beyond the call of duty to work closely with Board administrators and has provided suggestions on how to improve the voting process, including a more efficient method of serving voters who have mobility issues; and

IT IS THEREFORE RESOLVED, that we, the Director, Deputy Director, and the Board members of the Cuyahoga County Board of Elections join together with staff in proclaiming our pride in Kathleen Bradley for her outstanding service to the voters of Cuyahoga County.

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director



Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Duly adopted on this twenty-eighth day of June, 2021

Post-Election Audit Summary

May 4, 2021 Primary Election

For Member of Council – Parma Ward 07

There were 38,307 total ballots cast in the May 4, 2021 Primary Election. A hand count was conducted of 434 ballots cast in the audited contests. The accuracy rate for the post-election audit is 100%.

On June 14, 2021, we conducted one Risk-Limiting Post-Election Audit for the May 4, 2021 Primary Election. Audited race and batch details are provided below:

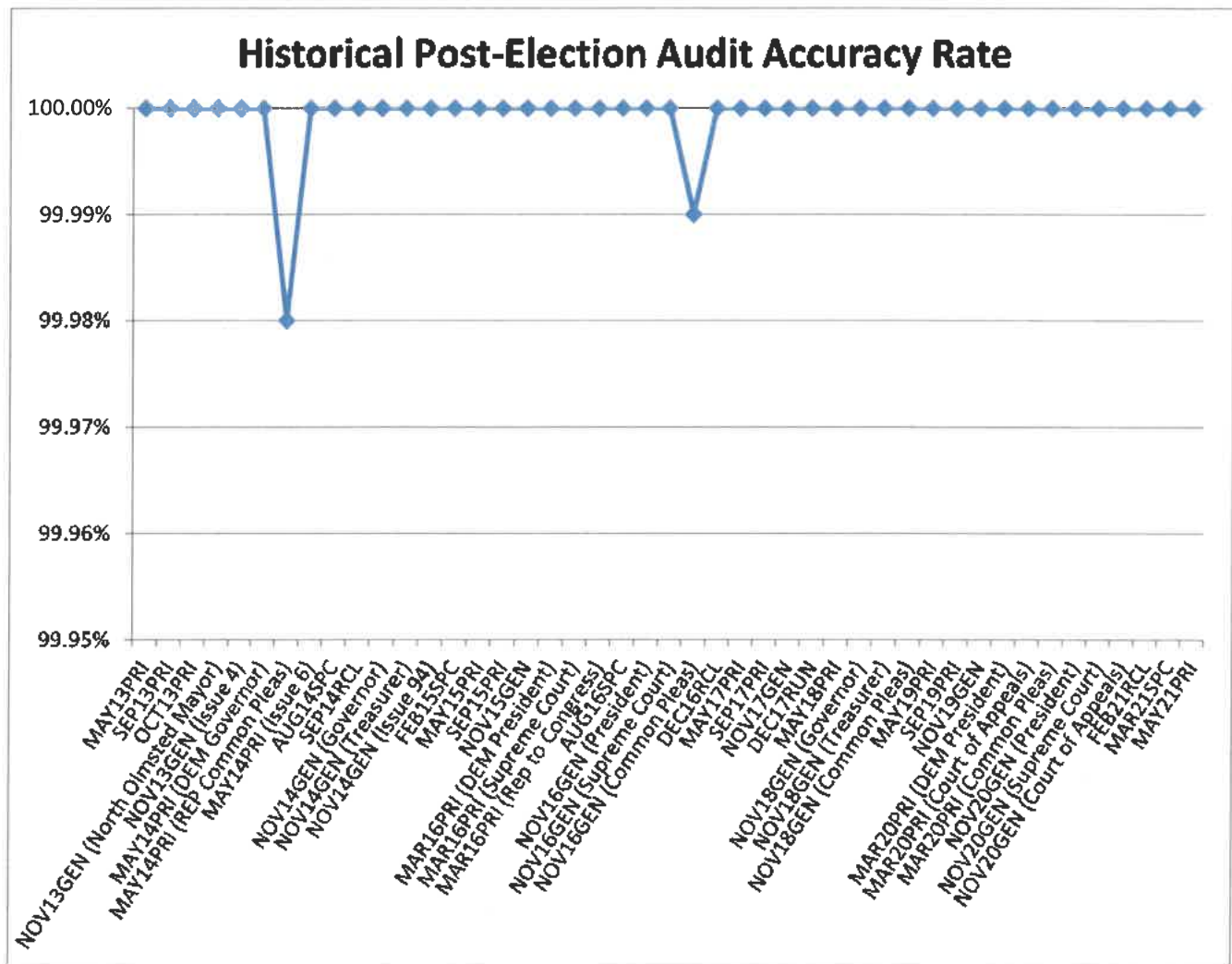
RACE	TOTAL BALLOTS CAST	UNIQUE BATCHES AUDITED	TOTAL BALLOTS AUDITED	NUMBER OF PRECINCTS IN CONTEST
For Member of Council – Parma Ward 07	38,307	8	434	6
Total	38,307	8	434	6

Our Risk-Limiting Audits were based upon the Kaplan-Markov method as explained by Philip B. Stark and Mark Lindeman. Auditing best practices recommend we split up the total ballots cast by precinct into multiple batch types. We utilized six batch types each consisting of one single ballot type category: Vote-by-Mail, Election Day, Early In-Person, Provisional, Post Vote-by-Mail, and Post Election Day.

A master spreadsheet was created for each contest with statistical formulas to determine the number of batches that must be audited in order to reach a 90% confidence level. This confidence level means the audit has at least a 90% probability of leading to a full recount if the apparent outcome is incorrect.

We used a “Probability Proportional to Error Bound with Replacement” selection method. We assigned numbers ranging from 000 through 999 for each batch within each contest. Unique ranges of numbers were allocated to specific batches based upon their error bound - i.e. the greater the possibility of a miscount within a batch, the more numbers assigned, and the more likely it is to be selected. For example, If a single batch has a high probability of a miscount, multiple numbers would be assigned to that single batch, making the random selection of that batch more likely during the audit. Each of those individual numbers might be randomly selected and included in the overall batch audit requirement, but the single batch to which those numbers are assigned would need to be audited only once. To obtain the precinct batch number we rolled differently colored dice numbered 0 - 9, each one of the colored dice representing one digit of the batch number.

PRECINCT NAME	NUMBER OF TIMES SELECTED	SELECTED BATCH TYPE	OFFICIAL BALLOTS CAST	AUDIT HAND COUNT	DIFFERENCE
PARMA -07-B	1	Vote-by-Mail	29	29	0
PARMA -07-C	1	Vote-by-Mail	43	43	0
PARMA -07-D	1	Vote-by-Mail	32	32	0
PARMA -07-E	1	Vote-by-Mail	36	36	0
PARMA -07-B	2	Election Day	91	91	0
PARMA -07-C	1	Election Day	55	55	0
PARMA -07-D	2	Election Day	72	72	0
PARMA -07-E	4	Election Day	76	76	0
Total	13		434	434	0



Agenda Item #7:

**Approval to outsource the printing and mailing
of Vote-by-Mail ballots for the
November 2, 2021, General Election.**

Agenda Item #6:

Approval to outsource the printing and mailing
of Vote-by-Mail ballots for the

September 14, 2021, Primary Election.

Petitions for Board Review

Insufficient Signatures

- 1. Ivan J. Williams – Cleveland Council Ward 7 - Nonpartisan**
 - Petition signatures short: 29 Valid signatures
- 2. Lavitta Murray - Cleveland Council Ward 6 - Nonpartisan**
 - Petition signatures short: 16 Valid signatures
- 3. Igor Ternovsky – Cleveland Council Ward 5 - Nonpartisan**
 - Petition signatures short: 106 Valid signatures
- 4. Guy Coleman, Jr. - Cleveland Council Ward 9 - Nonpartisan**
 - Petition signatures short: 93 Valid signatures
- 5. Denise Duncan Downing - Cleveland Council Ward 12 - Nonpartisan**
 - Petition signatures short: 187 valid signatures.
- 6. Bishop Chui - Cleveland Council Ward 12 - Nonpartisan**
 - Petition signatures short: 23 valid signatures.
- 7. Torreon Williams - Cleveland Council Ward 4 - Nonpartisan**
 - Petition signatures short: 129 valid signatures.

Discussion

- 8. Justin Bibb - Cleveland Mayor Discussion**
- 9. Landry Simmons – Cleveland Mayor Discussion**

Petition for Board Review
Insufficient Signatures

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

Petition for Board Review
Insufficient Signatures

Ivan J. Williams – Cleveland Council Ward 7 - Nonpartisan

Timeline:

- 12/14/2020 – candidate visited the Board of Elections to take out petitions for Cleveland Council Ward 7. Among the items that all candidates are given is the **IMPORTANT PETITION PROTOCOLS** handout which clearly states
 - *“While pre-checks may appear to be a public service that potential candidates might rely on to improve their chances of being certified to the ballot, in reality, pre-checks provide a false sense of security for candidates and issue groups. It is a well-established principle of Ohio election law that the candidate is solely responsible for ensuring that his or her own petition satisfies the requirements of law. Candidates and issue groups are obligated to investigate, learn and know the law governing the election process.” (Exhibit B).*
- 5/28/2021: Candidate initially filed 235 signatures. The office requires 200 valid signatures. The candidate’s petition was insufficient by 62 valid signatures.
 - At the time of filing the candidate completed, signed and was given a copy of the “Acknowledgment of Petition Filing Rules City of Cleveland” (Exhibit C).
- 6/2/21 – Candidate was notified via email and by phone that his petition was insufficient, and had until 6/7/21 to file supplemental petitions (Exhibit D).
- 6/7/21 – candidate filed five (5) supplemental part-petitions containing 69 signatures. (Exhibit E)
- 6/8/21 – candidate was notified via email and by phone that after validating the supplemental petition filing, his petition was short 29 valid signatures (Exhibit F).
 - The candidate was encouraged to withdraw his candidacy and if he chose, he could file a completely new set of petitions by the filing deadline of June 16, 2021.
- 6/19/21 – Candidate Services has had no contact with the candidate since June 8th and mailed the candidate a letter to his home indicating that his petition was short valid signatures, and was encouraged to withdraw (Exhibit G).
- 6/21/21 – Director Perlatti received correspondence from candidate (see attached)

RECOMMENDATION: Candidates’ petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Supporting Documents

- Exhibit A - Letter from candidate re: complaint and appeal
- Exhibit B - Important Petition Protocols
- Exhibit C - Acknowledgment of Petition Filing Rules City of Cleveland
- Exhibit D - 6/2/21 email – Notice of Insufficient Candidate petition Signatures
- Exhibit E - 6/7/21 receipt for supplemental petition filing
- Exhibit F - 6/8/21 email – Supplemental petition filing insufficient
- Exhibit G - 6/19/21 letter to candidate regarding the sufficiency of the petition
- Exhibit H: Petition Statistical Report(s)

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

**Exhibit A - Letter from candidate
re: complaint and appeal**

**I
WE**
"ON THE NORTH COAST"
1300 SUPERIOR AVE. STE. 511
CLEVELAND, OHIO 44114
ivanwilliams51@hotmail.com
216-771-7639

**To: Anthony W. Perlatti, Director
Cuyahoga County Board of Elections**

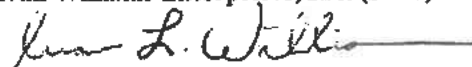
From: Ivan Williams, Candidate Cleveland City Council Ward 7

**Cc: Betty Grant Edwards, C.E.R.A.
Manager Registration Department
All Board Members of the Cuyahoga County Board of Elections**

Re: Complaint & Appeal

I was informed I could turn in my petitions early to find out how many signatures I was short. I did that the day before the Memorial Day weekend. The Tuesday following the holiday, I received a call from the BOE stating how many I was short and I would have 5 extra days to get the remaining signatures. I complained that on the Declaration of Candidacy Petition, in a prominent place, it states: Filing Fee \$45, Signatures 200-600 and Filing Deadline 6/16 @ 4:00 pm. I took my complaint to Betty Grant Edwards who informed me that my only recourse was to withdraw, resubmit and get 200 signatures in 5 days. I told her, if I had been informed of this in the beginning, I would have held on to my petitions until 6/16/2021. As a matter of fact, nowhere in all the literature and e-mails I received from the BOE, does it state this. Ms. Edwards put me on hold to gain more clarity. When she returned she said, her boss told her that this is a City of Cleveland regulation. Again, nowhere in the information I received did it state for candidates to read the rules and regulations of the City of Cleveland or its Charter as it relates to this election. I also noticed that there was a reduction in time but not the FEE. As a matter of fact, the City of Cleveland was giving out information on how to conduct yourself during this PANDEMIC. Ms. Edwards told me my only other avenue was the BOE monthly meeting on 6/28/2021. I know there are exceptions to the rule and this is what I would like. I am 29 signatures short of my goal and I am sure if a Clarion call were put out, 29 signatures would be no problem, where as to withdraw and resubmit would not only be unfair and unrealistic but unsafe as well. I would like the Cuyahoga County Board of Elections to make an exception to the rule and place my name on the ballot as a candidate for Cleveland City Council Ward 7. I will see you at the Board Meeting 6/28/2021. Thank you for your consideration in advance.

Best Ever,
Ivan I. Williams, Pres.
Ivan Williams Enterprises, Inc. (IWE)



21 JUN '21 AM 9:23

IVAN WILLIAMS—C/O 1968



Ivan Williams was born to James and Mattie Williams, and raised with younger sister Valrica in Cleveland, Ohio. He also has a brother, Leroy, in Chicago, Illinois. In 1968 he graduated from John Hay High School, who had a PREMIER reputation for producing exceptionally competent business support personnel. He played varsity basketball and was a member of the BLACK ECONOMIC UNION, an organization founded by its' President, Jim Brown. In 1969 he joined the United States Army and graduated Honor Co., in basic training at Fort Campbell Kentucky. He attended Quartermaster School at Fort Lee Virginia where he studied Stock Control and Accounting, Mechanized Stock Control and Accounting (Computers) and graduated a Stock Control and Accounting Specialist.

From there he spent 1970 in DaNang, Vietnam (Red Beach) where he received the rank of Specialist Fifth Class. In 1971, while on active duty with the Army and assigned to Fort Huachuca, Arizona, Ivan participated in training afforded by Project Transition at the Army Education Center prior to release from active duty, where he took 840 clock hours of cosmetology training. By 1972 in New York City, Ivan attended Wilfred Academy of Cosmetology, The American Academy of Dramatic Arts and apprenticed at Coif Camp Splinters, the firm that did hairstyles for such movies as Cotton Comes to Harlem, Shaft's Big Score and Super Fly.

For a decade, Ivan was Partner and General Manager of the Posh LeZebre Beauty Center on 57th Street, just west of Fifth Avenue in New York City. It was there that he served as "Consultant to the Superstars". He has worked the Grammy's, American Music Awards, the Frankie Crocker Urban Contemporary Awards, the Coty Awards and the Premiere of the Nashville Network. He has been featured in Gentleman's Quarterly, Show Business, Celebrity, Billboard, Cashbox, WWD and Essence magazine just to name a few. He was a New York State Board Cosmetology Examiner, worked as a Consultant for Johnson Products and the Wella Corporation. From 1989-1999, he opened Ivan Williams Beauty Center in Marion, S.C. where he developed the I've Been Ivanized Shampoo, Conditioner and System. He was President of the Marion County NAACP where he was honored by the citizens of District 30 and hosted the Ivan Williams Show on Magic 94.3.

Finally, from 2000 to present, he has been recognized by the City of East Cleveland, the City of Cleveland and the Cuyahoga County Commissioners. He was President of the Bohn Tower Local Advisory Council (CMHA), Vice President of the Progressive Action Council (CMHA), Board Member Women Entrepreneurs of America, Inc., Board Member Greater Cleveland Veterans Business Resource Council, Vice-President GCVBRC Alumni Association, is an Alumnus of Neighborhood Leadership Cleveland, is a Life Member of the Cleveland NAACP, is a member of Ward 7 Democratic County Central Committee, is a Member of Messiah Baptist Church in Cleveland, Ohio, has a daughter named Victory and is President of Ivan Williams Enterprises Inc., a Beauty Consultant Business specializing in training, products and promotions.

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, .07, .09, .10, .191, 3501.38

For Board of Elections use only -- Do not write in this box

Office Sought: Council Ward 7, Cleveland
\$45 200-600 6/16 @ 4:00
 Filing Fee Signatures Filing Deadline

Declaration of Candidacy

NOTE- The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, IVAN L. WILLIAMS, the undersigned, hereby declare under penalty of election falsification that
 Printed Name of Candidate
 my voting residence address is 13055 Pavilion Ave. # 511, Cleveland Ohio 44114
 Street Number and Address (or rural route and number) City or Village Zip Code
 and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Council Ward 7
 Office (If Ward Council, must include the Ward)
 in the municipality of CLEVELAND, for the:
 Municipality (City or Village)

Check ☒ full term or ☐ unexpired term ending _____, at the primary election to be held on the
 One Unexpired Term Ending Date
14 day of SEP., 2021.
 Day Month Year

Dated this 14 day of DEC., 2020
 Day Month Year

IVAN WILLIAMS

Print name as it should appear on ballot
 *** Case Sensitive ***

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

Ivan L. Williams
 Signature of Candidate

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that IVAN L. WILLIAMS
 Printed Name of Candidate

whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

Exhibit B - Important Petition Protocols

IMPORTANT PETITION PROTOCOLS

Petition Criteria

Prior to circulating petitions, the Cuyahoga County Board of Elections will provide candidates with general information regarding what needs to appear on petitions as well as information about the process of filing. Additionally, candidates are encouraged to review Secretary of State's Office free publications, especially the Ohio Candidate Requirement Guide.

It is critical that candidates review the municipal charter for the jurisdictions they are seeking prior to circulating petitions. Not every municipality has the same petition criteria. The Law Department for each municipality is the subject matter expert for their municipality's charter.

In municipalities with elector signature limitations, the official petition filing time stamp is utilized to rank the order of petitions received. This time stamp and not the date the elector signed the petition will be reviewed to process duplicate signatures on multiple candidate petition filings.

No Petition Pre-Checks

Pursuant to Ohio Secretary of State Directive, No board of elections shall pre-check any petition to determine the petition's validity and sufficiency before such time as the original petition has been filed, along with the appropriate filing fee, with a board of elections, the Secretary of State's Office, or other public office as provided by law.

While pre-checks may appear to be a public service that potential candidates might rely on to improve their chances of being certified to the ballot, in reality, pre-checks provide a false sense of security for candidates and issue groups. It is a well-established principle of Ohio election law that the candidate is solely responsible for ensuring that his or her own petition satisfies the requirements of law. Candidates and issue groups are obligated to investigate, learn and know the law governing the election process.

Official Time and Location of Filing

The Cuyahoga County Board of Elections accepts petition filings at the customer service desk located on the second floor at their offices at 2925 Euclid Avenue. To be considered as timely filed, candidates must obtain an official Board time stamp no later than 4:00 PM on the date of the filing deadline. The time stamp clock(s) located at this customer service counter hold the official time for petition filings.

Simply being on the Board's property prior to the time of the filing deadline does not constitute a timely filing. Candidates' petitions must contain an official time stamp on or before the time of the filing deadline to be considered timely filed.

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

**Exhibit C - Acknowledgment of Petition Filing
Rules City of Cleveland**

VOTE CUYAHOGA COUNTY BOARD OF ELECTIONS

Acknowledgement of Petition Filing Rules City of Cleveland

I, IVAN WILLIAMS, acknowledge that I have filed a petition with
(Name of Candidate)
the Board of Elections for the office of WARD 7 City Council
(Office Sought)

I understand that I will be notified by telephone concerning the sufficiency or insufficiency of the petition. If a candidate has no telephone or cannot be reached by telephone, the Board of Elections will send notification by Certified Mail to the candidates' address of record.

If the number of signatures is insufficient, I then have five (5) additional days to file *supplemental part-petitions as allowed by Section 8 of the Charter of the City of Cleveland. It is my further understanding that the Board of Elections will inform me as to the final sufficiency or insufficiency of my petition.

A candidate not receiving notice from the Board of Elections by the tenth day after the original filing of the petition should contact the Candidate & Petition Services Department at (216) 443-3231.

Juan L. Walton
Signature of Candidate

1300 Superior Ave #511
Address

44114
Zip Code

216-771-7639
Telephone Number

Alternate Telephone Number

IVAN WILLIAMS 51@hotmail.com
Email Address

BOE use only

Filing Date: 5/28/21

Additional Signatures Needed: 62

1st Notice (Date/Time): 6/2/21 8:46 AM

Deadline: 8/7/21 4pm

2nd Notice (Date/Time): _____

Letter Sent? Yes Email to Candidate No _____

Clerk's Initials: B6C

Time Stamped Original with Petition / Copy to Candidate

*Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.

Candidate & Petition Services
2925 Euclid Avenue • Cleveland, Ohio 44115-2497 • (216) 443-3231
boe.cuyahogacounty.gov • Ohio Relay Service 711

11.23.2020

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

**Exhibit D - 6/2/21 email – Notice of Insufficient
Candidate petition Signatures**

candidate petition insufficient

Brent Lawler <blawler@cuyahogacounty.gov>

Wed 6/2/2021 8:46 AM

To: ivanwilliams51@gmail.com <ivanwilliams51@gmail.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

Notice of Insufficient Candidate Petition Signatures City of Cleveland

Date: June 2, 2021

To: Ivan Williams - via email ivanwilliams51@gmail.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 7
Number of valid signatures required:	200
Number of valid signatures submitted:	138
Number of additional valid signatures required:	62
Deadline to submit supplemental petitions:	Monday June 7, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

**Exhibit E - 6/7/21 receipt for
supplemental petition filing**



CUYAHOGA COUNTY BOARD OF ELECTIONS

General Receipt, Candidate & Petition Services

Date Received: 6.7.21

From:

Phone:

Ivan Williams

1300 Superior Ave. Apt 511

Cleveland, OH 44114

Received:

☒ Office: Cleveland Council Ward 7

☒ Additional Part Petitions Filed: 5

☒ Number of Additional Signatures: 69

☐ Signature of Candidate:

Notes:

Pursuant to Section 8 of the Charter of the City of Cleveland.

Received by Board of Elections Staff: .

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

**Exhibit F - 6/8/21 email –
Supplemental petition filing insufficient**

Mail - Brent Lawler - Outlook

Brent Lawler <blawler@cuyahogacounty.gov>

To: ivanwilliams51@gmail.com <ivanwilliams51@gmail.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

Other Office Withdrawal 2021.docx;

Ivan:

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

Sincerely,

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

Exhibit G - 6/19/21 letter to candidate
regarding the sufficiency of the petition



CUYAHOGA COUNTY

BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloge
Deputy Director

6.19.21

Mr. Ivan Williams
1300 Superior Avenue Apt 511
Cleveland, OH 44114

Ivan:

The Board of Elections has received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 7. Unfortunately, the petition filing is invalid with only 171 valid signatures out of the required 200 valid. Your petition is short by 29 valid signatures.

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 23, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,

Brent E. Lawler, Manager
Candidate & Petition Services
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Ivan J. Williams
Cleveland Council Ward 7 - Nonpartisan

Exhibit H: Petition Statistical Report(s)

- Initial Filing
- Supplemental Filing

Petition Statistics

6/1/2021 2:45:31PM
WILLIAMS, IVAN 5/28/2021
CLEVELAND COUNCIL WARD 07

Petition ID:13439

Int'l Filing

Total Sigs Verified

243

Reason for Invalid Signatures

Signature Not Valid

Percentage

Blank Lines

8

Others - *CANDIDATE SIGNED*

1

Duplicate Signer or Petition

8

No Address

12

No Date of Signing

3

Not a Genuine Signature

2

Not a Registered Voter

35

Not Registered at address stated on Petition

21

Voter Resides Out of County

1

Wrong District

14

TOTAL NOT VALID *:

105

43.21%

TOTAL VALID :

138

56.79%

* Total Invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Petition Statistics

6/8/2021 11:47:03AM
WILLIAMS, IVAN 6/28/2021
CLEVELAND COUNCIL WARD 07

Petition ID:13439

Supplemental form 2

Total Sigs Verified

315

Reason for Invalid Signatures	Signature Not Valid	Percentage
-------------------------------	---------------------	------------

Blank Lines	8
Others	1
Duplicate Signer or Petition	10
No Address	13
No Date of Signing	3
Not a Genuine Signature	3
Not a Registered Voter	44
Not Registered at address stated on Petition	29
Voter Resides Out of County	1
Wrong District	32

TOTAL NOT VALID *:	144	45.71%
TOTAL VALID :	171	54.29%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

*final
29 stat
by
6/8/21*

Petition for Board Review
Insufficient Signatures

Lavitta Murray
Cleveland Council Ward 6 - Nonpartisan

Overview

Lavitta Murray
Cleveland Council Ward 6 - Nonpartisan



Petition for Board Review **Insufficient Signatures**

Lavitta Murray - Cleveland Council Ward 6 - Nonpartisan

Timeline:

- 6/14/2021** Candidate filed initial part-petitions
- Valid Signatures Required: 200
 - Signatures filed: 306
 - Valid Signatures: 143
 - Petition signatures short: 57
- 6/15/2021** Notice of Insufficient Candidate petition Signatures (*Exhibit A*)
- 6/16/2021** Candidate filed 5 supplemental part-petitions containing 92 signatures.
- Supplemental signature verification resulted in 184 total valid signatures.
 - Petition is short 16 valid signatures.
- 6/22/2021** Candidate was emailed and left a voice message advising petition was Insufficient and encouraged her to withdraw. (*Exhibit B*)

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B – email to candidate regarding the sufficiency of the petition

Exhibit C: Petition Statistical Report(s)

Lavitta Murray
Cleveland Council Ward 6 - Nonpartisan

Exhibit A – Notice of Insufficient Candidate petition Signatures

**Cleveland Ward 6 petition insufficient****Brent Lawler <blawler@cuyahogacounty.gov>**

Tue 6/15/2021 11:52 AM

To: lavittam@yahoo.com <lavittam@yahoo.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

**Notice of Insufficient Candidate Petition Signatures
City of Cleveland**

Date: June 15, 2021

To: Lavitta Murray - via email lavittam@yahoo.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 6
Number of valid signatures required:	200
Number of valid signatures submitted:	143
Number of additional valid signatures required:	57
Deadline to submit supplemental petitions:	Monday June 21, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Lavitta Murray
Cleveland Council Ward 6 - Nonpartisan

Exhibit B - Email to candidate regarding the sufficiency of the petition

Cleveland Council Ward 6 petition invalid

Brent Lawler <blawler@cuyahogacounty.gov>

Tue 6/22/2021 1:06 PM

To: lavittam@yahoo.com <lavittam@yahoo.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

 1 attachments (67 KB)

Other Office Withdrawal 2021.docx;

6.22.21

via email lavittam@yahoo.com

Ms. Lavitta Murray
8025 Cedar Ave. Apt 7
Cleveland, OH 44103

Lavitta:

The Board of Elections has received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 6. Unfortunately, the petition filing is invalid with only 184 valid signatures out of the required 200 valid. Your petition is short by 16 valid signatures.

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 24, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,

Brent

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Lavitta Murray
Cleveland Council Ward 6 - Nonpartisan

Exhibit C: Petition Statistical Report(s)

- Initial Filing report
- Supplemental Filing

Petition Statistics

6/15/2021 11:32:25AM
MURRAY, LAVITTA - 6/14/21
CLEVELAND COUNCIL WARD 6

Petition ID:13528

Lavitta Murray

Total Sigs Verified

270

Reason for Invalid Signatures	Signature Not Valid	Percentage
-------------------------------	---------------------	------------

Duplicate Signer or Petition	7	
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No Address	2	
------------	---	--

No Date of Signing	1	
--------------------	---	--

Not a Genuine Signature	2	
-------------------------	---	--

Not a Registered Voter	54	
------------------------	----	--

Not Registered at address stated on Petition	37	
--	----	--

Wrong District	24	
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TOTAL NOT VALID *:	127	47.04%
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TOTAL VALID :	143	52.96%
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* Total Invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Shon/57

Petition Statistics

6/22/2021 10:58:50AM
MURRAY, LAVITTA - 6/14/21
CLEVELAND COUNCIL WARD 6



Petition ID: 13528

Supplemental

Total Sigs Verified

342

Reason for Invalid Signatures	Signature Not Valid	Percentage
-------------------------------	---------------------	------------

Blank Lines	1
Candidate Signed	1
Duplicate Signer or Petition	9
No Address	3
No Date of Signing	1
Not a Genuine Signature	5
Not a Registered Voter	70
Not Registered at address stated on Petition	43
Wrong District	28

TOTAL NOT VALID *:	161	47.08%
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TOTAL VALID :	181	52.92%
---------------	-----	--------

+ 2 Reg cards
183

final

* Total Invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

*Short 16 - with
supplemental each
registration
cards.*

6/22/21

Petition for Board Review
Insufficient Signatures

Igor Ternovsky
Cleveland Council Ward 5 - Nonpartisan

Overview

Igor Ternovsky
Cleveland Council Ward 5 - Nonpartisan



Petition for Board Review **Insufficient Signatures**

Igor Ternovsky – Cleveland Council Ward 5 - Nonpartisan

Timeline:

6/11/2021	Candidate filed initial part-petitions <ul style="list-style-type: none">• Valid Signatures Required: 200• Signatures filed: 284• Valid Signatures: 94• Petition signatures short: 106
6/11/2021	Candidate notified by phone and email of the 5 additional days to file supplemental signatures. (Exhibit A)
6/16/2021	Due date to file supplemental part-petitions. Candidate <i>did not</i> file any supplemental part-petitions.
6/19/2021	Candidate was a sent letter advising petition was insufficient and encouraged him to withdraw. (Exhibit B)

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B - letter to candidate regarding the sufficiency of the petition

Exhibit C: Petition Statistical Report(s)

Cleveland Council Ward 5 petition insufficient**Brent Lawler** <blawler@cuyahogacounty.gov>

Fri 6/11/2021 4:20 PM

To: igorternovsky@outlook.com <igorternovsky@outlook.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

**Notice of Insufficient Candidate Petition Signatures
City of Cleveland**

Date: June 11, 2021

To: Igor Ternovsky - via email igorternovsky@outlook.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 5
Number of valid signatures required:	200
Number of valid signatures submitted:	94
Number of additional valid signatures required:	106
Deadline to submit supplemental petitions:	Wednesday June 16, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov



CUYAHOGA COUNTY

BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Parlatti
Director

Anthony N. Kaloger
Deputy Director

6.19.21

Mr. Igor Ternovsky
2264 East 75th Street
Cleveland, OH 44103

Igor:

The Board of Elections has received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 5. Unfortunately, the petition filing is invalid with only 94 valid signatures out of the required 200 valid. Your petition is short by 106 valid signatures.

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 23, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,

Brent E. Lawler, Manager
Candidate & Petition Services
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Igor Ternovsky
Cleveland Council Ward 5 - Nonpartisan

Exhibit C: Petition Statistical Report(s)

- Initial Filing report
- No Supplemental petitions were filed.

Petition Statistics

6/11/2021 4:00:51PM
TERNOVSKY, IGOR 6/11/2021
CLEVELAND COUNCIL WARD 5

Petition ID:13507



Transcript Report
NO Supplemental Filed

Total Sigs Verified

285

Reason for Invalid Signatures	Signature Not Valid	Percentage
Blank Lines	3	
Others	1	
Duplicate Signer or Petition	2	
No Address	8	
Not a Genuine Signature	3	
Not a Registered Voter	108	
Not Registered at address stated on Petition	49	
Wrong District	17	
TOTAL NOT VALID *:	191	67.02%
TOTAL VALID :	94	32.98%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Sheet 100
6/11/21

*Given to District
to contact*

Petition for Board Review
Insufficient Signatures

Guy Coleman, Jr.
Cleveland Council Ward 9 - Nonpartisan

Overview

Guy Coleman, Jr.
Cleveland Council Ward 9 - Nonpartisan



Guy Coleman, Jr. - Cleveland Council Ward 9 - Nonpartisan

Timeline:

6/16/2021	Candidate filed initial part-petitions <ul style="list-style-type: none">• Valid Signatures Required: 200• Signatures filed: 208• Valid Signatures: 107• Petition signatures short: 93
6/17/2021	Candidate was notified by voice mail and email of the 5 additional days to file supplemental signatures. <i>(Exhibit A)</i>
6/22/2021	Due date to file supplemental part-petitions. Candidate <i>did not</i> file any supplemental petitions.
6/22/2021	Candidate was sent an email and was left a voice message advising no supplemental petitions were received by the deadline and the petition was insufficient and encouraged him to withdraw. <i>(Exhibit B)</i>

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B - Email to candidate regarding the sufficiency of the petition

Exhibit C: Petition Statistical Report(s)

Guy Coleman, Jr.
Cleveland Council Ward 9 - Nonpartisan

Exhibit A – Notice of Insufficient Candidate petition Signatures

Cleveland Council Ward 9 petition insufficient

Brent Lawler <blawler@cuyahogacounty.gov>

Thu 6/17/2021 4:31 PM

To: guyforward9@gmail.com <guyforward9@gmail.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

Notice of Insufficient Candidate Petition Signatures City of Cleveland

Date: June 17, 2021

To: Guy Coleman Jr. - via email guyforward9@gmail.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 9
Number of valid signatures required:	200
Number of valid signatures submitted:	107
Number of additional valid signatures required:	93
Deadline to submit supplemental petitions:	Tuesday June 22, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Guy Coleman, Jr.
Cleveland Council Ward 9 - Nonpartisan

Exhibit B - Email to candidate regarding the sufficiency of the petition

Cleveland Council Ward 9 petition invalid**Brent Lawler** <blawler@cuyahogacounty.gov>

Tue 6/22/2021 4:45 PM

To: guyforward9@gmail.com <guyforward9@gmail.com>**Cc:** Brent Lawler <blawler@cuyahogacounty.gov> 1 attachments (67 KB)

Other Office Withdrawal 2021.docx;

6.22.21

via email guyforward9@gmail.com

Mr. Guy Coleman, Jr.
10907 Churchill Ave
Cleveland, OH 44106

Guy:

The Board of Elections has **NOT** received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 9 by today's deadline. The petition filing is invalid with only 107 valid signatures out of the required 200 valid. Your petition is short by 93 valid signatures.

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 24, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,

Brent

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Guy Coleman, Jr.
Cleveland Council Ward 9 - Nonpartisan

Exhibit C: Petition Statistical Report(s)

- Initial Filing report
- No Supplemental petitions were filed.

Petition Statistics

6/17/2021 4:09:29PM
COLEMAN JR., GUY 6/16/21
CLEVELAND- COUNCIL WARD 9

Petition ID:13583

Total Sigs Verified

196

Final Policy
No Supplemental Filed

Reason for Invalid Signatures

Signature Not Valid

Percentage

Blank Lines

1

Candidate Signed

1

Not a Genuine Signature

12

Not a Registered Voter

40

Not Registered at address stated on Petition

24

Wrong District

11

TOTAL NOT VALID *:

89

45.41%

TOTAL VALID :

107

54.59%

* Total Invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Sheet 23
signatures
by
6/17/21

Petition for Board Review
Insufficient Signatures

Denise Duncan Downing
Cleveland Council Ward 12 - Nonpartisan

Overview

**Denise Duncan Downing
Cleveland Council Ward 12 - Nonpartisan**



Petition for Board Review
Insufficient Signatures

Denise Duncan Downing - Cleveland Council Ward 12 - Nonpartisan

Timeline:

- 6/16/2021** Candidate filed initial part-petitions:
- Valid Signatures Required: 200
 - Signatures filed: 229
 - Valid Signatures: -0-
 - Petition signatures short: 200
- 6/17/2021** Notice of Insufficient Candidate petition Signatures (*Exhibit A*)
- 6/22/2021** Candidate filed 14 supplemental part-petitions containing 252 signatures.
- Supplemental signature verification resulted in 13 total valid signatures.
 - Petition is short 187 valid signatures.
- 6/23/2021** Candidate was emailed and sent a letter advising petition was insufficient and encouraged her to withdraw. (*Exhibit B*)

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B – email to candidate regarding the sufficiency of the petition

Exhibit C: Petition Statistical Report(s)

**Denise Duncan Downing
Cleveland Council Ward 12 – Nonpartisan**

Exhibit A – Notice of Insufficient Candidate petition Signatures

Council Ward 12 petition insufficient

Brent Lawler <blawler@cuyahogacounty.gov>

Thu 6/17/2021 4:10 PM

To: denisedd1901@gmail.com <denisedd1901@gmail.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

**Notice of Insufficient Candidate Petition Signatures
City of Cleveland**

Date: June 17, 2021

To: Denis Duncan Downing - via email denisedd1901@gmail.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 12
Number of valid signatures required:	200
Number of valid signatures submitted:	-0-
Number of additional valid signatures required:	200
Deadline to submit supplemental petitions:	Tuesday June 22, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

**Denise Duncan Downing
Cleveland Council Ward 12 – Nonpartisan**

Exhibit B – email and letter to candidate regarding the sufficiency of the petition

Cleveland Council Ward 12 petition invalid**Brent Lawler <blawler@cuyahogacounty.gov>**

Wed 6/23/2021 2:36 PM

To: denise downing <denisedd1901@gmail.com>

Cc: Brent Lawler <blawler@cuyahogacounty.gov>

 2 attachments (91 KB)

Downing Cleveland Council Ward 12 petition Stats 6.23.21.pdf; Other Office Withdrawal 2021.docx;

6.23.21

via USPS & email denisedd1901@gmail.com

Ms. Denise Duncan Downing
6800 Kazimier Ave.
Cleveland, OH 44105

Ms. Downing:

The Board of Elections has received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 12. The petition was reviewed by the Registration Department and the filing is invalid with only 13 valid signatures out of the required 200 valid. Your petition is short by 187 valid signatures. (see attached)

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 25, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,
Brent

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov



CUYAHOGA COUNTY BOARD OF ELECTIONS

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

6.23.21

via USPS & email denisedd1901@gmail.com

Ms. Denise Duncan Downing
6800 Kazimier Ave.
Cleveland, OH 44105

Ms. Downing:

The Board of Elections has received your supplemental petition filing as a nonpartisan candidate for Cleveland Council Ward 12. The petition was reviewed by the Registration Department and the filing is invalid with only 13 valid signatures out of the required 200 valid. Your petition is short by 187 valid signatures. (see attached)

Candidates are not permitted to any additional supplemental petitions to their filings, nor is the Boards of Elections permitted to return the part petitions you filed.

Therefore, we encourage you to withdraw your candidacy.

Attached is a withdrawal form that you may complete, sign and email or bring it to me at your earliest convenience.

If you do not withdraw your candidacy by June 25, 2021, your candidacy will be submitted to the Board for removal from the ballot. The Board meeting will be held at the address below on Tuesday, June 28, 2021 at 9:30 AM.

Sincerely,

Brent E. Lawler, Manager
Candidate & Petition Services
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

**Denise Duncan Downing
Cleveland Council Ward 12 - Nonpartisan**

Exhibit C: Petition Statistical Report(s)

- No Initial Filing report – all candidate petitions were invalid.
- Supplemental Filing

Petition Statistics

6/23/2021 2:18:27PM

DOWNING, DENISE 6.16.21

CLEVELAND COUNCIL WARD 12

Petition ID:13588

Supplemental Filing

Total Sigs Verified

238

Reason for Invalid Signatures	Signature Not Valid	Percentage
No Address	9	
Not a Genuine Signature	1	
Not a Registered Voter	64	
Not Registered at address stated on Petition	42	
Wrong District	109	
TOTAL NOT VALID *:	225	94.54%
TOTAL VALID :	13	5.46%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Petition for Board Review **Insufficient Signatures**

Bishop Chui - Cleveland Council Ward 9 - Nonpartisan

Timeline:

- 6/16/2021** Candidate filed initial part-petitions:
- Valid Signatures Required: 200
 - Signatures filed: 220
 - Valid Signatures: 34
 - Petition signatures short: 166
- 6/17/2021** Notice of Insufficient Candidate petition Signatures (*Exhibit A*)
- 6/22/2021** Candidate filed 19 supplemental part-petitions containing 193 signatures.
- Supplemental signature verification resulted in 177 total valid signatures.
 - Petition is short 23 valid signatures.
- 6/24/2021** Candidate was called and advised his petition being insufficient, he then visited with staff to discuss his options and was given copies of his petitions.
- 6/25/2021** Candidate was contacted and he indicated he would attend the meeting.

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B - Petition Statistical Report(s)

Cleveland Council Ward 9 petition insufficient**Brent Lawler <blawler@cuyahogacounty.gov>**

Thu 6/17/2021 3:10 PM

To: bishopchui@protonmail.com <bishopchui@protonmail.com>Cc: Brent Lawler <blawler@cuyahogacounty.gov>**Notice of Insufficient Candidate Petition Signatures
City of Cleveland****Exhibit A**

Date: June 17, 2021

To: Bishop Chui - via email bishopchui@protonmail.com

From: Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 9
Number of valid signatures required:	200
Number of valid signatures submitted:	34
Number of additional valid signatures required:	166
Deadline to submit supplemental petitions:	Tuesday June 22, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Petition Statistics

6/17/2021 2:10:40PM
CHUI, BISHOP 6.16.21
CLEVELAND COUNCIL WARD 9

Petition ID:13579

Total Sigs Verified 235

Initial
filing

In. list of sig

Reason for Invalid Signatures	Signature Not Valid	Percentage
Blank Lines	16	
Candidate Signed	1	
No Address	1	
Not a Genuine Signature	1	
Not a Registered Voter	131	
Not Registered at address stated on Petition	30	
Wrong District	21	
TOTAL NOT VALID *:	201	85.53%
TOTAL VALID :	34	14.47%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Short 106
Signatures
6/17/21

Petition Statistics

11/23/2021 5:10:32PM
HUI, BISHOP 6.16.21
LEVELAND COUNCIL WARD 9

Petition ID:13579

Suppld By

Total Sigs Verified

432

Reason for Invalid Signatures	Signature Not Valid	Percentage
Blank Lines	20	
Candidate Signed	1	
Duplicate Signer or Petition	2	
No Address	2	
Not a Genuine Signature	5	
Not a Registered Voter	148	
Not Registered at address stated on Petition	50	
Wrong District	27	
TOTAL NOT VALID *:	255	59.03%
TOTAL VALID :	177	40.97%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

final
23 signatures short
6/22/21

Petition for Board Review **Insufficient Signatures**

Torreon Williams - Cleveland Council Ward 4 - Nonpartisan

Timeline:

- 6/16/2021** Candidate filed initial part-petitions:
- Valid Signatures Required: 200
 - Signatures filed: 202
 - Valid Signatures: 28
 - Petition signatures short: 172
- 6/18/2021** Notice of Insufficient Candidate petition Signatures (*Exhibit A*)
- 6/23/2021** Candidate filed 14 supplemental part-petitions containing 207 signatures.
- Supplemental signature verification resulted in 71 total valid signatures.
 - Petition is short 129 valid signatures.
- 6/24/2021** Candidate was called and advised of his petition being insufficient.
- 6/25/2021** Candidate met with Mr. Lawler and indicated that the Board of Elections did not advise him that persons not registered would not be counted as a valid signer. Mr. Lawler showed the candidate that this information was on his petition, in the SOS candidate guide and in the written instructions that were given to him when he took out petitions.

RECOMMENDATION: Candidate's petitions does not have the qualifying minimum valid signatures, and therefore should not be certified to the September 14, 2021 Primary Election.

Exhibit A – Notice of Insufficient Candidate petition Signatures

Exhibit B - Petition Statistical Report(s)

Cleveland Council Ward 4 petition insufficient**Brent Lawler <blawler@cuyahogacounty.gov>**

Fri 6/18/2021 9:48 AM

To: torreanwilliams@gmail.com <torreanwilliams@gmail.com>**Cc:** Brent Lawler <blawler@cuyahogacounty.gov>**Notice of Insufficient Candidate Petition Signatures
City of Cleveland****Exhibit A****Date:** June 18, 2021**To:** Torrean Williams - via email torreanwilliams@gmail.com**From:** Brent E. Lawler, Candidate & Petition Services Manager

Pursuant to Section 8 of the Charter of the City of Cleveland, please be advised that the Cuyahoga County Board of Elections has reviewed your candidate petition and found that you have not submitted the required number of valid signatures. You have five (5) additional days to file supplemental petitions from the date of this notice:

Office Sought:	Council Ward 4
Number of valid signatures required:	200
Number of valid signatures submitted:	28
Number of additional valid signatures required:	172
Deadline to submit supplemental petitions:	Wednesday June 23, 2021 4:00 pm

Please contact me if you have any questions or concerns at 216.443.6509.

***Pursuant to Ohio Revised Code 3513.05 we cannot accept more than three (3) times the minimum number of required signatures.**

Brent E. Lawler, Manager
Candidate & Petition Services
Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, OH 44115-2497
Phone: 216.443.6509
Fax: 216.443.6466
Email: blawler@cuyahogacounty.gov

Petition Statistics

6/17/2021 5:30:44PM
WILLIAMS, TORREAN 6-16-21
CLEVELAND - COUNCIL W-4

Petition ID:13594

Final File

Total Sigs Verified

163

Exhibit B

Reason for Invalid Signatures	Signature Not Valid	Percentage
Blank Lines	15	
No Address	4	
No Date of Signing	2	
Not a Genuine Signature	2	
Not a Registered Voter	60	
Not Registered at address stated on Petition	26	
Wrong District	26	
TOTAL NOT VALID *:	135	82.82%
TOTAL VALID :	28	17.18%

* Total Invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

Sheet 172

~~BOVA~~

Petition Statistics

6/24/2021 2:20:15PM
WILLIAMS, TORREAN 6-16-21
CLEVELAND - COUNCIL W-4



Petition ID:13594

Final - 6/25/21

Total Sigs Verified 359

Reason for Invalid Signatures	Signature Not Valid	Percentage
-------------------------------	---------------------	------------

Blank Lines	36	
Duplicate Signet or Petition	2	
No Address	4	
No Date of Signing	2	
Not a Genuine Signature	3	
Not a Registered Voter	114	
Not Registered at address stated on Petition	57	
Wrong District	→ 70 ←	

TOTAL NOT VALID *:	288	80.22%
TOTAL VALID :	71	19.78%

* Total invalid signatures does not include whole invalidated part petitions

* Subject to change until certification

129 Short

Justin Bibb - Mayor City of Cleveland Altered Address Review

Overview

- Cleveland Mayoral candidate Justin Bibb filed 448 part-petitions containing approximately 5,226 signatures.
- Upon filing, Candidate & Petition Services staff review and prepare each part-petition for validity as it relates to, but not limited to:
 - Declaration of Candidacy clause
 - Circulator statement
 - Date of signing by the electors
 - Marking any lines on the part-petitions that may be blank or crossed out lines.
 - Staff also numbers each of the valid part-petitions in the upper right corner.
- Staff also looks for any anomalies on the part-petitions that may result in further review by the management staff. Such as electors' signatures appearing to be signed by the same hand or the number on the circulator clause consistently above the actual number of signers.
- Reviewing Mr. Bibb's part-petitions, staff noted some electors' addresses were crossed off and a new address was written.
- Registration Manager Edwards was alerted to this concern and instructed her staff to make a copy of any part-petition that contained this anomaly so that further review could take place. Staff was instructed to validate the signatures utilizing their normal process.
- Manager Edwards provided CPS Manager Lawler with a copy of all part-petitions with anomalies and a spread-sheet was created to capture:
 - petition number
 - the number of signatures submitted on the part-petition
 - the number of valid signatures on the part-petition
 - the number of altered addresses
 - the number addresses altered and signatures valid
 - the circulator.
- Mr. Ryan Puente, campaign manager for the Bibb campaign visited with Ms. Edwards and Mr. Lawler to discuss this issue in an attempt to better understand how these anomalies occurred. Mr. Puente had circulated three (3) of the part petitions in question. Upon his review of his petitions, he indicated that he did not alter any of the addresses on the part petitions he circulated and did not know who did. Mr. Puente was given a copy of the spread sheet as well as copies of the part-petitions in question (*see attached*).

- The below should be noted:
 - Required number of valid signatures for ballot access: 3,000
 - Number of part-petitions validated: 444
 - Number of total valid signatures filed: 3,997
 - Number of part-petition in question: 42
 - Number of altered addresses on the 42 part-petitions: 88
 - Number of valid signatures of the 88 altered addresses: 70
 - Number of valid signatures on altered part-petitions: 474
 - Number of total valid signatures less the total number of valid signatures on the part-petitions that were altered: 3,523
 - Number of total valid signatures less the total number of valid signatures on just the altered lines: 3,927

- The candidate has the necessary number of valid signatures on the part-petitions even with the removal of all the valid signatures (474) on the 42 altered part-petitions.

Form No. 2-2-1-NP (BOE B-25-20)

For Board of Elections use only - Do not write in this box

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

Office Sought: Cleveland Mayor
 Filing Fee: \$45 Signatures: 3,000-9,000 Filing Deadline: 6/16 @ 4:00pm

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, 07, 09, 10, 101, 3501.36

Declaration of Candidacy

NOTE- The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Justin M. Birbs, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 1600 Euclid Ave #2911, Cleveland, Ohio 44115, and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Mayor Office (If Ward Council, must include the Ward)

in the municipality of Cleveland, for the:

Check One ☒ full term or ☐ unexpired term ending

Unexpired Term Ending Date

14th day of September, 2021

Dated this 17 day of December, 2020

Justin Birbs
 Print name as it should appear on ballot
 *** Case Sensitive ***

[Signature]
 Signature of Candidate

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence
<u>[Signature]</u>	<u>[Signature]</u>

COPY

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township set opposite our names, hereby certify that Justin M. Birbs

Printed Name of Candidate

whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>[Signature]</u>	<u>Lisa M. Goode</u>	<u>125 W 10th St #620</u>	<u>Cleveland</u>	<u>3/2/21</u>
<u>[Signature]</u>	<u>Joshua Taylor</u>	<u>1127 Euclid Ave #2112</u>	<u>Cleveland</u>	<u>2/4/21</u>
<u>[Signature]</u>	<u>LeFrieda</u>	<u>2044 Reddon Rd</u>	<u>City</u>	<u>4/1/21</u>
<u>[Signature]</u>	<u>Jonathan Wells</u>	<u>12401 Buckingham</u>	<u>Cleveland</u>	<u>3/21/21</u>
<u>[Signature]</u>	<u>Jacmuel Figueroa</u>	<u>3809 Avenue Ct</u>	<u>Cleveland</u>	<u>3/23/21</u>

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<i>Rebecca Rivas</i>	Rebecca Rivas	9400 Willard Ave	Cleveland	3/23/21
<i>Miguel Diaz</i>	Miguel Diaz	9400 Willard Ave	Cleveland	3/23/21
<i>Lorraine Wether</i>	Lorraine Wether	3424 Broadview Rd	Cleveland	3/23/21
<i>Andrea Nelson Moore</i>	Andrea Nelson Moore	14525 Mulvinton Ave	Cleveland	3/29/21
<i>James Kanaren</i>	James Kanaren	17905 Inglewood	Cleveland	4/2/21
<i>Robert Vorecky</i>	Robert Vorecky	2834 E. 118th St	Cleveland	4/3/21
<i>Gerald Boyer</i>	Gerald Boyer	6126 Fanning Dr	Cleveland	4-5-21
<i>Anthony Robinson</i>	Anthony Robinson	2932 E. 176th	Cleveland	4/3/21
<i>Lamara James</i>	Lamara James	15800 Meridian Ave	Cleveland	4/3/21
<i>Juan Bates</i>	Juan Bates	9810 Parkview	Cleveland	4/3/21
<i>James Williams</i>	James Williams	11313 McCalla	Cleveland	4/3/21
<i>Reginald Jolly</i>	Reginald Jolly	2863 Oak Dr	Cleveland	4/3/21
<i>Willie Thomas</i>	Willie Thomas	11716 Continental	Cleveland	4/3/21

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

Circulator Statement

Must be completed and signed by the circulator.

I, Ryan Puente, declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Acceptance of Nomination (If required by municipal charter)

_____, 20____
I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

Signature of Circulator

5611 Charles Ave.

Permanent Residence Address

Parma

City or Village

OH

State

44129

Zip Code

COR

Form No. 2-2-1NP (BOE 9-25-20)

For Board of Elections use only - Do not write in this box

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

Office Sought: Cleveland Mayor
\$45 3,000-9,000 6/16 @ 4:00pm
 Filing Fee Signatures Filing Deadline

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, .07, .09, .10, .181, 3501.38

Declaration of Candidacy**NOTE-** The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Justin M. BIRB, the undersigned, hereby declare under penalty of election falsification that
 Printed Name of Candidate
 my voting residence address is 1600 Euclid Ave #2911, Cleveland, Ohio 44115,
 Street Number and Address (for mail route and number) City or Village Zip Code
 and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Mayor
 Office (If Ward Council, must include the Ward)

in the municipality of Cleveland, for the:

Check
 One ☒ full term or ☐ unexpired term ending

at the primary election to be held on the

14th day of September, 2021.
 Day Month Year

Dated this 17 day of December, 2020.
 Day Month Year

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

JUSTIN BIRB
 Print name as it should appear on ballot
 *** Case Sensitive ***

[Signature]
 Signature of Candidate

WHOEVER COMMITTS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____ hereby designate the persons named below as a committee to represent me:

Name	Residence
<u>[Signature]</u>	

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that Justin M. BIRB,
 Printed Name of Candidate

whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>[Signature]</u>	<u>Cobbie Bates</u>	<u>11710 Angellus</u>	<u>Cleveland</u>	<u>4/3/21</u>
<u>[Signature]</u>	<u>Deborah Wery</u>	<u>11314 Landmark</u>	<u>Cleveland</u>	<u>4/3/21</u>
<u>[Signature]</u>	<u>Shawn Fidds</u>	<u>10417 Princeton</u>	<u>Cleveland</u>	<u>4/3/21</u>
<u>[Signature]</u>	<u>James Boyd</u>	<u>3619 Lindholm</u>	<u>Shaker</u>	<u>4/3/21</u>
<u>[Signature]</u>	<u>Donnell Jones</u>	<u>15214 Princeton</u>	<u>Cleveland</u>	<u>4/3/21</u>

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SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
	Del Musarra	15301 WAT 100 Road	Cleveland	4/3/21
	Lynette Ramos	2621 E 126th St	Cleve	4/3/21
	Marcus Sanders	4410 Hale Ave	Cleveland	4/3/21
	Lacy Talley	14110 Hale Ave	Cleveland	4/3/21
	Andrew Szendrey	4963 E 71st Street	Cleveland	4/3/21
	Andrew Szendrey	2077 Northampton	Cleveland	4/3/21
	Amit Dixit	2348 Professor Dr	Cleveland	4/3/21
	Patrick Hackett	2636 N. Moreland Blvd Ste	Cleveland	4/10/21
	Juan Magbo	7477 E 109th	Cleveland	4/10/21
	Kenya Davis	1807 CP E 109th	Cleveland	4/10/21
	Thomas Davis	1471 E 109th	Cleve	4-10/21
	Ema Duvessa	1471 E 109th	Cleveland	4/10/21
	ARNOLD CROSHAW	10018 Ashbury	Cleveland	4/10/21

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

Circulator Statement

Must be completed and signed by the circulator.

I, Bryan Puente, declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

**Acceptance of Nomination
(if required by municipal charter)**

_____, 20____
I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

Bryan Puente
Signature of Circulator

5611 Charles Ave.
Permanent Residence Address

Parma
City or Village

OH
State

44129
Zip Code

COPY

Form No. 2-2-1-NP (BOE 9-25-20)

For Board of Elections use only - Do not write in this box

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

Office Sought: Cleveland Mayor
 Filing Fee: \$45 Signatures: 3,000-9,000 Filing Deadline: 6/16/21 4:00pm

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.
 R.C. 3513.05, .07, .09, .10, .101, 3501.38

Declaration of Candidacy

NOTE- The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Justin M. BIRTS, the undersigned, hereby declare under penalty of election falsification that my voting residence address is 1600 Euclid Ave #2911, Cleveland, Ohio 44115, and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Mayor in the municipality of Cleveland, for the:

Check ☒ full term or ☐ unexpired term ending 14th day of September, 2021, at the primary election to be held on the 14th day of September, 2021.

Dated this 17 day of December, 2020.

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

Justin BIRTS
 Print name as it should appear on ballot
 *** Case Sensitive ***

[Signature]
 Signature of Candidate

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that Justin M. BIRTS whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>Elsie Cinton</u>	Elsie Cinton	2311 Seymour Ave	Clev.	5-25-21
<u>Elba Santis</u>	Elba Santis	2477 WARDEN	Cleveland	5-25-21
<u>Ramon Torres</u>	Ramon Torres	3222 W 4th	Cleveland	5-25-21
<u>Wm Clark</u>	William Clark	3127 W 4th	Cleveland	5-25-21
<u>Maria Hernandez</u>	MARIA HERNANDEZ	4718 Oakley	Cleveland	5-25-21

JUN 10 7:21 AM '21

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<i>Maryellen Trost</i>	MARYELLEN TROST	3119. 2 ND ST	CLEVELAND	5/26/2011
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				
18.				

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

~~Circulator's Declaration~~

Must be completed and signed by the circulator.

I, Ryan Puente, declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 11 signatures; that I witnessed the affording of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Acceptance of Nomination
(if required by municipal charter)

_____, 20____

I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

Ryan Puente
Signature of Circulator

5611 Charles Ave.

Permanent Residence Address

Parma
City or Village

OH
State

44129
Zip Code

Justin Bibb - Mayor City of Cleveland - Altered Address Review

Petition Number	Signatures Submitted	Valid Signatures on altered petitions	Number of addresses altered	Number of addresses altered and Valid	Circulator
35	9	9	1	1	Michael Nilson
36	18	15	1	1	Jeremy Vamisdky
58	18	15	4	3	Kenneth Johnson
64	17	13	4	3	Megan Stinn
68	18	14	1	0	Abigail Westbrook
73	18	9	4	3	Charlene Nichols
76	8	8	1	1	James Corrigan, III
79	12	9	1	1	Bettye J. Morgan
85	18	15	4	4	Balley Peohl
87	18	13	1	1	Ryan Puente
88	18	17	1	1	Robert Render III
90	18	14	3	2	Kenneth Johnson
91	8	6	2	2	Tracy Wilson
92	17	15	1	1	Tracy Wilson
94	18	17	1	1	Kenneth Johnson
99	7	4	1	1	Kenneth Johnson
104	17	13	4	2	Abigail Westbrook
105	15	12	2	1	Kenneth Johnson
106	18	12	4	3	Darlene Coofer-Cammon
107	15	15	1	1	Kenneth Johnson
114	12	7	1	0	Kristen Castree
138	18	11	4	4	Ryan Puente
147	15	9	1	0	Kenneth Johnson
150	10	7	1	1	Raland Hatchgit
152	16	12	1	1	Douglas Horner
178	17	11	7	3	Douglas Horner
181	18	13	2	2	Charlene Nichols
183	18	11	1	1	Kenneth Johnson
184	9	7	2	1	Raland Hatchgit
194	17	11	2	2	Douglas Horner
212	17	13	1	1	Patrick Walker
242	18	17	1	1	Douglas Horner
255	18	12	2	1	Kenneth Johnson
303	6	6	1	1	Ryan Puente
309	18	13	4	4	Justin Kadis
312	18	11	3	3	Emma Elwood
354	18	15	4	3	Peter Hutchkiss
361	16	11	2	2	Christian Hanna
363	10	9	2	2	Brendan Heil
366	12	9	2	2	Charlene Nichols
386	11	8	1	1	Brittany Myers
387	13	6	1	1	Brittany Myers
Totals	630	474	88	70	
	Signatures Submitted	Valid Signatures on altered petitions	Number of addresses altered	Number of addresses altered and Valid	

Number of part petitions filed		444
Number of part petitions in question		42
Total Valid signatures filed		3997
Total Valid signatures, minus valid signatures on altered part-petitions		3523

Total Valid signatures, minus valid signatures on altered valid lines only	3927
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Landry M. Simmons Jr. - Mayor City of Cleveland Altered Circulator Statement Review

Overview

- Cleveland Mayoral candidate Landry M. Simmons, Jr. filed 370 part-petitions containing approximately 5,802 signatures.
- Reviewing Mr. Simmons part-petitions, staff noted some circulator statement "number of signatures witnessed" number were crossed out, a new number written and next to the new number initialed. The initials do not match what one would assume to be the initials of the actual circulator of the part-petition.
- A spreadsheet was created to capture:
 - petition number
 - the original number of signatures witnessed
 - the altered number of signatures witnessed
 - the number of valid signatures on the part-petition
 - the circulator
 - the initials next to the altered number
- Mr. Simmons visited with Director Perlatti and Mr. Lawler to discuss this issue in an attempt to better understand how these anomalies occurred. Mr. Simmons had circulated three (3) of the part petitions in question. Upon his review of his petitions, he indicated that he did not alter any of the numbers on the circulator statement on the part petitions he circulated and did not know who did (*see attached*).
- The below should be noted:
 - Number of part-petition with altered circulator clause: 57
 - Number of valid signatures of the 57 altered part-petitions: 425

For Board of Elections use only -- Do not write in this box

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

Office Sought: Cleveland Mayor
Filing Fee: \$45 Signatures: 3,000-9,000 Filing Deadline: 6/16 @ 4:00
To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, .07, .08, .10, .191, 3501.38

Declaration of Candidacy**NOTE-** The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Landry M. Simmons Jr. the undersigned, hereby declare under penalty of election falsification that my voting residence address is 12605 Brookline Ave, Cleveland, Ohio 44111, and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Cleveland Mayor, in the municipality of Cleveland, for the:

Check ☒ full term or ☐ unexpired term ending _____, at the primary election to be held on the _____ day of September, 2021.

Day Month Year

Dated this 7 day of May, 2021.

Landry M. Simmons Jr.
Print name as it should appear on ballot
*** Case Sensitive ***

Signature of Candidate

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence
<u>Willie Woodland</u>	<u>6516 E 99th St, Cleveland, OH 44108</u>

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that Landry M. Simmons Jr. whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>Willie Woodland</u>	Willie Woodland	1130 E 67TH	Cleveland	6/3/21
<u>Anthony Lewis</u>	Anthony Lewis	10600 ST CLEVELAND	Cleveland	6/13/21
<u>Deatrice Bryant</u>	Deatrice Bryant	11700 Shad-land	Cleveland	6/13/21
<u>Lonnie Johnson</u>	Lonnie Johnson	2550 East 55th	Cleveland	6/13/21
<u>Victor David</u>	Victor David	6355 93rd Ave	Cleveland	6/13/21

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
	David G. Gage	1444 E 24th	Cleveland	6/13/21
	Kenneth Kelly	10224 Columbia	Cleveland	6/13/21
	Ali Williams	10224 Columbia	Cleveland	6/13/21
	Simeon Baker	10224 Columbia	Cleveland	6/13/21
	Myrinda C. H.	13501 Rugby Rd	Cleveland	6/13/21
	Roshanae Brown	12605 14th	Cleveland	6/13/21
	Deborah H.	10535 E 15th Ave	Cleveland	6-13-21
	Thomas Watson	10612 East Ave	Cleveland	6-13-21
	Jacqueline Robinson	10325 Ave Ave	Cleveland	6-13-21
	LEONARD R. BOOB	10825 AMAR	CLEVELAND	6-13-21
	RODNEY SMITH	10410 ADAM AVE	CLEVELAND	6-13-21
	Brandon Ford	634 E 9th	Cleveland	6-13-21
	KEVYNS HART	645 St. Clair	CLEVELAND	6-13-21

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

Circulator Statement

Must be completed and signed by the circulator.

I, Landry Simons Jr. declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 16 signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501:382 of the Revised Code.

Acceptance of Nomination (If required by municipal charter)

_____, 20____
I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

Signature of Circulator

12605 Brookland Ave

Permanent Residence Address

Cleveland

City or Village

Ohio

State

44114

Zip Code

Form No. 2-2-I-NP (BOE 9-25-20)

Declaration of Candidacy
Nonpartisan Primary Election
For Elective Offices of Cities or Villages

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, .07, .08, .10, .191, 3501.38

For Board of Elections use only - Do not write in this box

Office Sought: Cleveland Mayor

\$ 45

Filing Fee

3,000-9,000

Signatures

6/16/21 4:00

Filing Deadline

Declaration of Candidacy

NOTE- The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Landry M Simmons Jr the undersigned, hereby declare under penalty of election falsification that
Printed Name of Candidate
my voting residence address is 12605 Brookwood Ave Cleveland, Ohio 44111
Street Number and Address (for rural route and number) City or Village Zip Code
and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Cleveland Mayor
Office (If Ward Council, must include the Ward)
in the municipality of Cleveland for the:
Municipality (City or Village)

Check
One ☒ full term or ☐ unexpired term ending

Unexpired Term Ending Date

at the primary election to be held on the

14 day of September 2021
Day Month Year

Dated this 7 day of May 2021
Day Month Year

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

Landry M Simmons Jr
Print name as it should appear on ballot
*** Case Sensitive ***

[Signature]
Signature of Candidate

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that Landry M Simmons Jr
Printed Name of Candidate
whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>[Signature]</u>	Arthur Kemp	1091 E. 145TH 44110	Cleveland	6/13/21
<u>[Signature]</u>	Arasha Shaw	380 216TH 44115	Cleveland	6/13/21
<u>[Signature]</u>	Robert Harris	969 NATHANKIA	Cleveland 44110	6/13/21
<u>[Signature]</u>	Sanathankam	11900 SHADCLAND	Cleveland 44108	4/13/21
<u>[Signature]</u>	Mawile P	12662 142	Cleveland 44112	9/13/21

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SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<i>[Signature]</i>	Calvin B. Galt	13510 Coit	44110 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Jerome Smith	265 E 123rd St	44117 EUCLEID OH	6-13-21
<i>[Signature]</i>	Donnell Hayes	67692 up	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Kevin Galt	729 E 95th	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	John P. Smith	1244 E 112th	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Wanda Draxler	7120 Englewood Ave	44105 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Richard Jones	7008 Doran	44102 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Dalano Johnson	10526 Holcomby	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Joe Thomas	637 E 102nd St	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Shawn Wright	661 E 102nd St	44108 CLEVELAND OH	6-13-21
<i>[Signature]</i>	Shawn Wright	661 E 102nd St	44108 CLEVELAND OH	6-13-21

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

Circulator Statement:

Must be completed and signed by the circulator.

I, Larry Simmons, declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 44110 signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Acceptance of Nomination
(if required by municipal charter)

_____ 20 _____

I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

[Signature]

Signature of Circulator

12605 Brookline Ave

Permanent Residence Address

Cleveland OH 44111

City or Village State Zip Code

Declaration of Candidacy Nonpartisan Primary Election For Elective Offices of Cities or Villages

To be filed with the Board of Elections not later than 4 p.m. of the 90th day before the primary election.

R.C. 3513.05, .07, .09, .10, .12, 3601.38

For Board of Elections use only - Do not write in this box

Office Sought: Cleveland Mayor\$ 45

Filing Fee

3,000-9,000

Signatures

6/16 @ 4:00

Filing Deadline

Declaration of Candidacy

NOTE: The candidate must fill in, sign and date this declaration of candidacy before the signatures of electors are affixed.

I, Landry M Simmons Jr, the undersigned, hereby declare under penalty of election falsification that
Printed Name of Candidate
 my voting residence address is 12605 Brookhollow Ave, Cleveland, Ohio 44111.
Street Number and Address (or rural route and number) City or Village Zip Code
 and I am a qualified elector.

I further declare that I desire to be a candidate for nomination to the office of Cleveland Mayor.
Office (If Ward Council, must include the Ward)
 in the municipality of Cleveland, for the:
Municipality (City or Village)

Check
 One ☒ full term or ☐ unexpired term ending

Unexpired Term Ending Date

at the primary election to be held on the

14 day of September 2021
Day Month Year

Dated this 7 day of May, 2021.
Day Month Year

Landry M Simmons Jr
 Print name as it should appear on ballot
 *** Case Sensitive ***

BOARD USE ONLY	
City, Ward & Precinct	
Voter ID	
Signature	
Initials	

Landry M Simmons Jr
 Signature of Candidate

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

I, _____, hereby designate the persons named below as a committee to represent me:

Name	Residence

Petition for Candidate

We, the undersigned, qualified electors of the State of Ohio, whose voting residence is in the county, city, village, or township, set opposite our names, hereby certify that Landry M Simmons Jr
Printed Name of Candidate

whose declaration of candidacy is filed herewith, is in our opinion, well qualified to perform the duties of the office or position to which the person desires to be elected.

Signatures on this petition should be from only one county and must be written in ink.

SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<u>Fredrick Brown</u>	FREDRICK BROWN	1675 Amsler Rd	Clev	6-12-21
<u>Bryan Bailey</u>	BRYAN BAILEY	3074 Woodbridge	Cleveland	6-13-21
<u>Asheia Rendon</u>	ASHEIA RENDON	<u>1424 Larchmont</u>	Cleveland	6/13/21
<u>Isaac Wilson</u>	ISAAC WILSON	1710 Lympia	Cleveland	6/13/21

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SIGNATURE	PRINTED NAME OF SIGNER	FULL STREET ADDRESS (Must use address on file with the Board of Elections)	CITY, VILLAGE OR TOWNSHIP (REQUIRED)	DATE OF SIGNING
<i>[Signature]</i>	James Bell	1088 E 177	Cleveland	6/13
<i>[Signature]</i>	Arthur J. Carter	13471 AGS	Cleveland	6-13
<i>[Signature]</i>	Clifford Clark	7205th 162nd	Cleveland	6/13
<i>[Signature]</i>	Dawn Townsend	803 E 155	Cleveland	6/13
<i>[Signature]</i>	Dawn Norris	1855 Cliffview	Cleveland	6/13
<i>[Signature]</i>	Theresa Cranci	5294 W. 122nd Cleveland 44114	Cleveland	6/13
<i>[Signature]</i>	Duane Grant	439 Alhambra	Cleveland	6/13
<i>[Signature]</i>	Natasha Perry			
<i>[Signature]</i>	Richard Watkins	16621 Kipling	Cleveland	6-13
<i>[Signature]</i>	Delante Watkins	15724 Plato Ave	Cleveland	6-13
<i>[Signature]</i>	Walter Boykins	7726 Linden Rd	Cleveland	6-13
<i>[Signature]</i>	Ramon P. Lee	9200 Burt St	Cleveland	6-13
<i>[Signature]</i>	Henry Sanders	821 E 147 St	Cleveland	6-13

WHOEVER COMMITS ELECTION FALSIFICATION IS GUILTY OF A FELONY OF THE FIFTH DEGREE

Circulator Statement

Must be completed and signed by the circulator.

I, Larry Sanders, declare under penalty of election falsification that I reside at the address appearing below my signature; that I am the circulator of the foregoing petition containing 18 signatures; that I witnessed the affixing of every signature; that all signers were to the best of my knowledge and belief qualified to sign; and that every signature is to the best of my knowledge and belief the signature of the person whose signature it purports to be or of an attorney in fact acting pursuant to section 3501.382 of the Revised Code.

Acceptance of Nomination (if required by municipal charter)

_____, 20____
I hereby accept the within nomination.

Signature of Candidate

Address

City and Zip Code

Signature of Circulator

12605 Brooklawn Ave

Permanent Residence Address

Cleveland

City or Village

OH

State

44114

Zip Code

Landry M. Simmons, Jr. - Mayor City of Cleveland - Circulator Number Review					Altered
Petition Number	Original Number	Altered Number	Valid Signatures on part petition	Circulator	Initials of person changing number
16	18	17	10	Sarah Butler	KA
17	18	16	7	Sarah Butler	KA
18	18	16	10	Sarah Butler	KA
19	18	17	13	Sarah Butler	KA
20	18	16	10	Nicole Varner	KA
22	18	17	9	Nicole Varner	KA
36	18	14	8	Sarah Butler	KA
37	18	15	5	Sarah Butler	KA
38	18	16	11	Sarah Butler	KA
45	18	16	7	Nicole Varner	KA
63	18	17	7	Nicole Varner	KA
102	16	18	7	Nicole Varner	gch
146	14	12	6	Petula Higgins	gch
151	18	16	10	Landry Simmons Jr.	ACD
153	17	16	5	Landry Simmons Jr.	GRH
154	18	16	10	Landry Simmons Jr.	gca
156	16	15	6	Kathie Adams	ka
157	5	3	1	Petula Higgins	gch
161	18	16	8	Nicole Varner	ah
163	18	17	14	Nicole Varner	ka
169	18	15	9	Nicole Varner	gch
170	18	17	7	Nicole Varner	KA
171	18	15	3	Nicole Varner	KA
172	18	17	8	Nicole Varner	KA
173	18	17	8	Nicole Varner	KA
174	18	17	10	Nicole Varner	KA
175	18	17	7	Nicole Varner	KA
182	16	15	4	Wilma Greer	?
184	14	13	2	Wilma Greer	gch
187	none	13	6	Wilma Greer	gch
188	none	15	5	Wilma Greer	gch
189	none	18	8	Wilma Greer	gch
190	none	15	8	Wilma Greer	gch
191	none	18	11	Wilma Greer	gch
192	none	11	6	Wilma Greer	gch
205	18	12	5	Sarah Butler	gch
206	18	14	3	Sarah Butler	gch
207	18	17	4	Sarah Butler	ka
208	18	16	4	Sarah Butler	ka
210	18	16	8	Sarah Butler	KA
211	18	17	6	Sarah Butler	KA
212	18	17	8	Sarah Butler	ka
213	18	17	10	Sarah Butler	ka
215	18	14	8	Sarah Butler	ka
218	18	17	3	Sarah Butler	ka
221	18	16	8	Nicole Varner	ka
225	none	18	8	Wilma Greer	gch
234	18	16	12	Nicole Varner	ka
235	18	18	9	Sarah Butler	gch
240	none	17	6	Wilma Greer	gch
241	18	17	12	Nicole Varner	KA
244	?	14	7	Nicole Varner	KA
272	none	18	7	Wilma Greer	gch
273	none	18	12	Wilma Greer	gch
274	none	18	3	Wilma Greer	gch
277	14	13	7	Sarah Butler	gch
281	16	17	9	Kathie Adams	ka
Totals	776	896	425		
	Original Number	Altered Number	Valid Signatures on part petition	Number of part petitions	5



Certification of Candidates to the September 14, 2021 Primary Election

Office	Name	Last Name	Party
Bay Village Council Ward 03	Mike	Greco	Nonpartisan
Bay Village Council Ward 03	Bernadette	Power	Nonpartisan
Bay Village Council Ward 03	Gary S.	Sharp	Nonpartisan
Cleveland Mayor	Justin	Bibb	Nonpartisan
Cleveland Mayor	Ross	DiBello	Nonpartisan
Cleveland Mayor	Basheer S.	Jones	Nonpartisan
Cleveland Mayor	Kevin	Kelley	Nonpartisan
Cleveland Mayor	Dennis J.	Kucinich	Nonpartisan
Cleveland Mayor	Zack	Reed	Nonpartisan
Cleveland Mayor	Sandra	Williams	Nonpartisan
Cleveland Council Ward 01	Aylwin S.	Bridges	Nonpartisan
Cleveland Council Ward 01	Kimberly F.	Brown	Nonpartisan
Cleveland Council Ward 01	Marc	Crosby	Nonpartisan
Cleveland Council Ward 01	Joe	Jones	Nonpartisan
Cleveland Council Ward 02	Bill	Berry	Nonpartisan
Cleveland Council Ward 02	Kevin L.	Bishop	Nonpartisan
Cleveland Council Ward 02	Azel	Bolden	Nonpartisan
Cleveland Council Ward 02	Monique	Moore	Nonpartisan
Cleveland Council Ward 03	Ayat	Amin	Nonpartisan
Cleveland Council Ward 03	Kerry	McCormack	Nonpartisan
Cleveland Council Ward 03	Mike	Rogalski	Nonpartisan
Cleveland Council Ward 04	Vanessa	Crumb	Nonpartisan
Cleveland Council Ward 04	Cecil	Ekechukwu	Nonpartisan
Cleveland Council Ward 04	Ashley R.	Evans	Nonpartisan
Cleveland Council Ward 04	Deborah A.	Gray	Nonpartisan
Cleveland Council Ward 04	Kenneth L.	Johnson	Nonpartisan
Cleveland Council Ward 04	Rowland	Mitchell	Nonpartisan
Cleveland Council Ward 04	Mike	Shomo	Nonpartisan
Cleveland Council Ward 04	Arnold	Shurn	Nonpartisan
Cleveland Council Ward 04	Mario	Snowden	Nonpartisan
Cleveland Council Ward 04	Erick B.	Walker	Nonpartisan
Cleveland Council Ward 04	Craig E.	Willis	Nonpartisan
Cleveland Council Ward 05	Delores	Gray	Nonpartisan
Cleveland Council Ward 05	Dyrone	Smith	Nonpartisan
Cleveland Council Ward 05	Richard A.	Starr	Nonpartisan
Cleveland Council Ward 07	Antoinette M.	Carter	Nonpartisan
Cleveland Council Ward 07	TJ	Dow	Nonpartisan
Cleveland Council Ward 07	Russ	Gates	Nonpartisan
Cleveland Council Ward 07	Daniel	Graves	Nonpartisan
Cleveland Council Ward 07	Nathaniel Cory	Hartfield	Nonpartisan

Office	Name	Last Name	Party
Cleveland Council Ward 07	Stephanie	Howse	Nonpartisan
Cleveland Council Ward 07	Jeff	Mixon	Nonpartisan
Cleveland Council Ward 07	Charlotte	Perkins	Nonpartisan
Cleveland Council Ward 07	Shana V.	Roberts	Nonpartisan
Cleveland Council Ward 07	Mike	Seals	Nonpartisan
Cleveland Council Ward 07	Isiah X.	Thomas	Nonpartisan
Cleveland Council Ward 08	Donald E.	Boyd	Nonpartisan
Cleveland Council Ward 08	Aisia A.	Jones	Nonpartisan
Cleveland Council Ward 08	Michael D.	Polensek	Nonpartisan
Cleveland Council Ward 11	Michael	Hardy	Nonpartisan
Cleveland Council Ward 11	Brian	Mooney	Nonpartisan
Cleveland Council Ward 11	Donna	Woods	Nonpartisan
Cleveland Council Ward 12	Anthony	Brancatelli	Nonpartisan
Cleveland Council Ward 12	Rebecca	Maurer	Nonpartisan
Cleveland Council Ward 12	Tawayne	McGee	Nonpartisan
Cleveland Council Ward 12	Shalira	Taylor	Nonpartisan
Cleveland Council Ward 17	Mary Kathleen	O'Malley	Nonpartisan
Cleveland Council Ward 17	Charles J.	Slife	Nonpartisan
Cleveland Council Ward 17	Kenneth S.	Trump	Nonpartisan
Cleveland Heights Mayor	Barbara	Danforth	Nonpartisan
Cleveland Heights Mayor	Melody Joy	Hart	Nonpartisan
Cleveland Heights Mayor	Josephine	Moore	Nonpartisan
Cleveland Heights Mayor	Kahili	Seren	Nonpartisan
East Cleveland Mayor	Timothy R.	Austin	Democratic
East Cleveland Mayor	Twon	Billings	Democratic
East Cleveland Mayor	Juanita	Gowdy	Democratic
East Cleveland Mayor	Brandon L.	King	Democratic
East Cleveland Mayor	Korean C.	Stevenson	Democratic
Garfield Heights Mayor	Matt	Burke	Nonpartisan
Garfield Heights Mayor	Shayla L.	Davis	Nonpartisan
Garfield Heights Mayor	James S.	Feeney	Nonpartisan
Garfield Heights Mayor	Tenisha	Mack	Nonpartisan
Garfield Heights Council Ward 03	Norman	Leonard	Nonpartisan
Garfield Heights Council Ward 03	Jason D.	Seither	Nonpartisan
Garfield Heights Council Ward 03	Mark	Smith	Nonpartisan
Garfield Heights Council Ward 06	Renae	Bolton	Nonpartisan
Garfield Heights Council Ward 06	Clifford	Kelley Jr	Nonpartisan
Garfield Heights Council Ward 06	Kurt	Mariola Jr	Nonpartisan
Garfield Heights Council Ward 06	Frank T.	Tagliarini	Nonpartisan
Lakewood Council at Large	Kyle G.	Baker	Nonpartisan
Lakewood Council at Large	Tom	Bullock	Nonpartisan
Lakewood Council at Large	Keith	Davey	Nonpartisan
Lakewood Council at Large	Sarah	Kepple	Nonpartisan
Lakewood Council at Large	Tristan	Rader	Nonpartisan
Lakewood Council at Large	Laura	Rodriguez-Carbone	Nonpartisan
Lakewood Council at Large	Mark A.	Schneider	Nonpartisan
Lakewood Council at Large	Susannah	Selnick	Nonpartisan
Lakewood Municipal Court Judge FTC1/1/2022	Sara	Fagnilli	Nonpartisan
Lakewood Municipal Court Judge FTC 1/1/2022	Tess	Neff	Nonpartisan
Lakewood Municipal Court Judge FTC 1/1/2022	Brian M.	Taubman	Nonpartisan
Solon Council Ward 04	Michael	Kan	Nonpartisan
Solon Council Ward 04	Marc R.	Kotora	Nonpartisan

Office	Name	Last Name	Party
Solon Council Ward 04	Antonino	Machi	Nonpartisan

VOTE CUYAHOGA COUNTY BOARD OF ELECTIONS

Certification of Candidates Nominated without Primary Election (September 14th Primaries Canceled)

Office	Name	Last Name	Party
Bay Village Mayor	Paul A.	Koomar	Nonpartisan
Bay Village Council at Large	Sara Byrnes	Maier	Nonpartisan
Bay Village Council Ward 01	David L.	Tadych	Nonpartisan
Bay Village Council Ward 02	Lydia	DeGeorge	Nonpartisan
Bay Village Council Ward 02	James C.	Strunk	Nonpartisan
Bay Village Council Ward 04	Peter J.	Winzig	Nonpartisan
Bedford Heights Council at Large	Wendy	Grant	Nonpartisan
Bedford Heights Council at Large	Kathie	Kelso-Perez	Nonpartisan
Bedford Heights Council at Large	Phil	Stevens	Nonpartisan
Bedford Heights Council at Large	Alton	Tinker	Nonpartisan
Brook Park Council at Large	Thomas W.	Dufour	Democratic
Brook Park Council at Large	Brian	Poindexter	Democratic
Brook Park Council at Large	Richard A.	Salvatore	Democratic
Brook Park Council Ward 01	Tracy L.	Peters	Republican
Brook Park Council Ward 02	James M.	Mencini	Democratic
Cleveland Council Ward 06	Blaine A.	Griffin	Nonpartisan
Cleveland Council Ward 09	Kevin	Conwell	Nonpartisan
Cleveland Council Ward 10	Anthony T.	Hairston	Nonpartisan
Cleveland Council Ward 13	Kris	Harsh	Nonpartisan
Cleveland Council Ward 13	Kate	Warren	Nonpartisan
Cleveland Council Ward 14	Nelson	Cintron Jr	Nonpartisan
Cleveland Council Ward 14	Jasmin	Santana	Nonpartisan
Cleveland Council Ward 15	Chris	Murray	Nonpartisan
Cleveland Council Ward 15	Jenny	Spencer	Nonpartisan
Cleveland Council Ward 16	Brian	Kazy	Nonpartisan
Garfield Heights Council Ward 01	Stacey	Collier	Nonpartisan
Garfield Heights Council Ward 01	Barbie C.	West	Nonpartisan
Garfield Heights Council Ward 02	Charles F.	Donahue Jr	Nonpartisan
Garfield Heights Council Ward 04	Avery	Johnson	Nonpartisan
Garfield Heights Council Ward 05	Jason X.	Blake	Nonpartisan
Garfield Heights Council Ward 05	Haziel B.	Robles-Feeney	Nonpartisan
Garfield Heights Council Ward 07	Tom	Vaughn	Nonpartisan
Maple Heights President of Council	Imani	Capri	Nonpartisan
Maple Heights President of Council	Ron	Jackson	Nonpartisan
Maple Heights Council District 01	Stafford L.	Shenett	Nonpartisan
Maple Heights Council District 01	Valerie	Walker Isom	Nonpartisan
Maple Heights Council District 03	Christian	Ostenson	Nonpartisan
Maple Heights Council District 03	Timothy F.	Tatum	Nonpartisan
Maple Heights Council District 05	Tanglyn M.	Madden	Nonpartisan
Maple Heights Council District 05	Shirley	Merritt	Nonpartisan
Maple Heights Council District 07	Edwina K.	Agee	Nonpartisan

Office	Name	Last Name	Party
North Olmsted Mayor	Nicole	Dailey Jones	Nonpartisan
North Olmsted Mayor	Kevin M.	Kennedy	Nonpartisan
North Olmsted President of Council	Lou	Brossard	Nonpartisan
North Olmsted President of Council	Aaron N.	Campbell	Nonpartisan
North Olmsted Director of Finance	Carrie B.	Copfer	Nonpartisan
North Olmsted Director of Law	Michael R.	Gareau Jr	Nonpartisan
North Olmsted Council Ward 01	Jeff	Haug	Nonpartisan
North Olmsted Council Ward 01	Christopher F.	Scarl	Nonpartisan
North Olmsted Council Ward 02	Chris	Glassburn	Nonpartisan
North Olmsted Council Ward 02	Mike	Held	Nonpartisan
North Olmsted Council Ward 03	Mary	Gilchrist	Nonpartisan
North Olmsted Council Ward 03	Cheron G.	Kelly	Nonpartisan
North Olmsted Council Ward 04	Alejandro	Chock	Nonpartisan
North Olmsted Council Ward 04	Mary Ellen	Hemann	Nonpartisan
Olmsted Falls Mayor	James Patrick	Graven	Nonpartisan
Olmsted Falls Mayor	Jennifer	Jansen	Nonpartisan
Rocky River Mayor	Pamela E.	Bobst	Republican
Rocky River Director of Law	Michael J.	O'Shea	Democratic
Rocky River Council at Large	Christina	Morris	Democratic
Rocky River Council at Large	Stacey	Schrantz Reid	Democratic
Rocky River Council at Large	Katie L.	Timmons	Democratic
Rocky River Council at Large	Anjanette Arabian	Whitman	Democratic
Rocky River Council at Large	David W.	Furry	Republican
Rocky River Council at Large	Brian J.	Sindelar	Republican
Rocky River Council Ward 01	Lisa M.	Havemann	Democratic
Rocky River Council Ward 01	Thomas J.	Hunt	Republican
Rocky River Council Ward 02	James W.	Moran	Republican
Rocky River Council Ward 03	Jeanne	Gallagher	Democratic
Rocky River Council Ward 03	Michael P.	O'Donnell	Republican
Rocky River Council Ward 04	John B.	Shepherd	Republican
Seven Hills Council at Large	Patrick J.	Elliott Sr	Nonpartisan
Seven Hills Council at Large	Stacey L.	Kelly	Nonpartisan
Seven Hills Council at Large	John R.	Kulju	Nonpartisan
Seven Hills Council Ward 01	Phillip	Kiriazis	Nonpartisan
Seven Hills Council Ward 02	Norm	Martin	Nonpartisan
Seven Hills Council Ward 03	Tom	Snitzky	Nonpartisan
Seven Hills Council Ward 04	Richard P.	Dell'Aquila	Nonpartisan
Solon Mayor	Edward H.	Kraus	Nonpartisan
Solon Council Ward 02	Robert N.	Pelunis	Nonpartisan
Solon Council Ward 06	Robert	Shimits	Nonpartisan



Certification of Independent Candidates to the November 2, 2021 Election

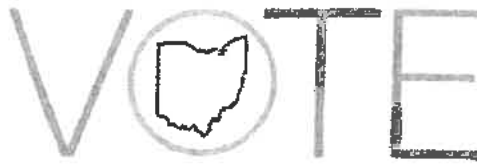
Office	Name	Last Name	Party
Brook Park Mayor	Michael D.	Gammella	NP
Brook Park Mayor	Charles A.	Kashi	NP
Brook Park Mayor	Edward A.	Orcutt	NP
Brook Park President of Council	Mike	Vecchio	NP
Brook Park Director of Finance/Taxation	Gregory M.	Cingle	NP
Brook Park Council at Large	Nora	Coyne	NP
Brook Park Council at Large	George Steven	Teetzel	NP
Brook Park Council Ward 1	James S.	Beyer Jr	NP
Brook Park Council Ward 1	Tom	Troyer	NP
Brook Park Council Ward 3	Susan E.	Adams	NP
Brook Park Council Ward 3	Steve	Roberts	NP
Brook Park Council Ward 4	Chuck	Buckholz Sr	NP
Brook Park Council Ward 4	Richard D.	Scott	NP

Withdrawal of Candidate from the September 14, 2021 Primary Election

<u>Office</u>	<u>Name</u>	<u>Party</u>
Brook Park Mayor	David A. Morris	Republican
Cleveland Mayor	Landry Simmons Jr	Nonpartisan
Cleveland Member of Council Ward 4	Xavier Allen	Nonpartisan
Cleveland Member of Council Ward 4	LaShorn K. Caldwell	Nonpartisan
Cleveland Member of Council Ward 4	Dontez Taylor	Nonpartisan
Cleveland Member of Council Ward 4	Antoine J. Tolbert	Nonpartisan
Cleveland Member of Council Ward 7	Antoinette M. Carter	Nonpartisan
Cleveland Member of Council Ward 9	Johnathon Collins	Nonpartisan
East Cleveland Mayor	T'Andre D. Sigler	Democrat
East Cleveland Mayor (<i>2nd withdrawal</i>)	T'Andre D. Sigler	Democrat
Garfield Heights Mayor	Michael Dudley	Nonpartisan
Garfield Heights Member of Council Ward 2	James Johnson, II	Nonpartisan

Withdrawal of Candidate from the November 2, 2021 General Election

<u>Office</u>	<u>Name</u>	<u>Party</u>
Brook Park Mayor	Tom Troyer	Independent
Brooklyn Board of Education Member	Aaron Borowski	Nonpartisan



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: June 21, 2021

I, David A Morris, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

Party (if applicable): Republican

Office/Term date: Mayor January 1, 2022

Signature: _____

Printed Name: _____

Street Address: _____

City / Zip Code: _____

Phone / Email: _____

216 258 1847 / damorris.us@gmail.com



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 06-25-2021

I, Hardy McFarland Simmons Jr, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

Party (if applicable): _____

Office/Term date: Cleveland Mayor

Signature: _____

Printed Name: _____

Hardy Simmons Jr

Street Address: _____

12605 Brooklawn Ave

City / Zip Code: _____

Cleveland, Ohio

Phone / Email: _____

(216) 387-6497

21 JUN 25 PM 3:04



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: June 23, 2021

I, XAVIER ALLEN, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

Party (if applicable): _____

Office: COUNCILMAN WARD 4 CLEVELAND

Signature: XAVIER ALLEN

Printed Name: XAVIER ALLEN

Street Address: 9311 DICKENS AVE #4

City / Zip Code: CLEVELAND 44104

Phone / Email: 216.338.5683 SEANXAVIER@GMAIL.COM



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 6/25/2019

I, LaShorn K. Caldwell, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

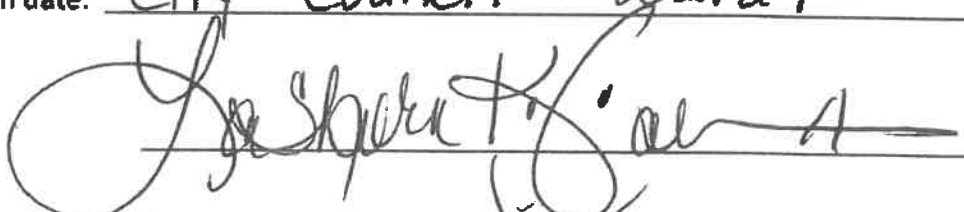
☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

Party (if applicable): _____

Office/Term date: City Council - Ward 4

Signature: 

Printed Name: LaShorn K. Caldwell

Street Address: 11097 Reservoir Place Drive

City / Zip Code: Cleveland, 44104

Phone / Email: (216) 355-7765

21 JUN 25 PM 2:22



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 6/21/21

I, Dontez Taylor, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

Party (if applicable): N/A

Office: Cleveland Council Ward 4

Signature: _____

Printed Name: _____

Street Address: _____

City / Zip Code: _____

Phone / Email: _____

JUN 21 21 PM 3:28



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: June 25, 2021

I, Antoine J. Tolbert, withdraw my candidacy for
(check one):

- ☐ May 4, 2021 Primary Election
☐ August 3, 2021 Special Election
☒ September 14, 2021 Municipal Primary
☐ November 2, 2021 General Election
☐ Other: _____

Party (if applicable): _____

Office: Cleveland Council Ward 4

Signature: _____

Printed Name: _____

Street Address: _____

City / Zip Code: _____

Phone / Email: _____

'21 JUN 25 AM 10:22



CUYAHOGA COUNTY BOARD OF ELECTIONS

Date: 6.11.21

I, Antoinette M. Carter, withdraw my candidacy for
(check one):

- ☐ May 4, 2021 Primary Election
☐ August 3, 2021 Special Election
☐ September 14, 2021 Municipal Primary
☐ November 2, 2021 General Election
☐ Other: _____

Party (if applicable): _____

Office/Term date: Cleveland Council Ward 7

Signature: _____

Antoinette M. Carter

Printed Name: Antoinette M. Carter

Street Address: 7527 Star Ave.

City / Zip Code: Cleveland, OH 44103

Phone / Email: _____



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 6/23/21

I, Johnathon Collins, withdraw my candidacy for
(check one):

- ☐ May 4, 2021 Primary Election
☐ August 3, 2021 Special Election
☒ September 14, 2021 Municipal Primary
☐ November 2, 2021 General Election
☐ Other: _____

Party (if applicable): N/A

Office: Councilman Ward 9 - Cleveland

Signature: _____

'21 JUN 23 PM 4:10

Printed Name: _____

Johnathon Collins

Street Address: _____

11020st Mark

City / Zip Code: _____

Cleveland, OH

44111

Phone / Email: _____

11020. Coach Collins@yahoo.com



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 6.12.21

I, T'Andre D. Singler, withdraw
my candidacy for (check one):

- ☐ May 4, 2021 Primary Election
☐ August 3, 2021 Special Election
☒ September 14, 2021 Municipal Primary
☐ November 2, 2021 General Election
☐ Other: _____

Party (if applicable): Democrat

Office/Term date: East Cleveland Mayor

Signature: _____

T'Andre Singler

Printed Name: T'Andre D. Singler

Street Address: 12900 Superior Ave. Apt 208__

City / Zip Code: East Cleveland, OH 44112

Phone / Email: _____

216-760-4492

JUN 12 '21 04:12:13



CUYAHOGA COUNTY
BOARD OF ELECTIONS

Date: 6-16-21

I, T'Andre S. Siler, withdraw my candidacy for
(check one):

☐ May 4, 2021 Primary Election

☐ August 3, 2021 Special Election

☒ September 14, 2021 Municipal Primary

☐ November 2, 2021 General Election

☐ Other: _____

2nd Candidate Withdrawal Rec

Party (if applicable): Democrat

Office: Mayor East Cleveland

Signature: T'Andre Siler

Printed Name: T'Andre Siler

Street Address: 12900 Superior

City / Zip Code: East Cleveland, OH 44112

Phone / Email: 216-760-4492

21 JUN 16 PM 10:18

VOTE CUYAHOGA COUNTY BOARD OF ELECTIONS

Date 2-20-2021I, Michael Dudley, withdraw my candidacy for
(check one):☐ May 4, 2021 Primary Election☐ August 3, 2021 Special Election☒ September 14, 2021 Municipal Primary☒ November 2, 2021 General Election☐ Other: _____

Party (if applicable): _____

Office/Term date: Mayor Garfield HtsSignature: Michael DudleyPrinted Name: Michael DudleyStreet Address: 4522 Martin Luther King Jr. BlvdCity / Zip Code: Garfield Hts, OH 44102Phone / Email: 216 324-7441 mdudley@f.yardman

21 JUN 22 AM 9:14

Re: Garfield Hts Council Ward 2 petition insufficient

James Johnson <jamesgrantjohnsonjr@gmail.com>

Mon 6/14/2021 12:02 PM

To: Brent Lawler <blawler@cuyahogacounty.gov>

Good morning,

In light of my shortage in signatures, I am officially withdrawing my candidacy for City Council, Ward 2 of Garfield Heights.

Thank you,

James Johnson

Publisher, CEO

Urban Grandstand Digital Media & Publishings

CONTACT

440-399-7025 (office)

216-526-3135 (cell)

216-309-0801 (Google Voice)

Skype: urbangrandstanddigital

PLEASE NOTE NEW EMAIL ADDRESS: **James@ugdigitalmedia.online**

WEB PRESENCE

www.ugdigital.com

www.authenticalllyjames.com

www.itsthejspot.com

<https://www.facebook.com/ugdigitalmag>

<https://www.facebook.com/indiesoulsaturdays>

<https://www.facebook.com/sourceradionetwork>

SOCIAL MEDIA

Twitter: @ugdigitalmag @authenticalllyjames @indiesoulsats @jrockpub @bucketlistconvo

Instagram: @ugdigital @authenticalllyjames @indiesoulsats @jrockpub @ugdigitalradio @ugdbooks @bucketlistconvo

Snapchat: @ugdigital

21 JUN 14 PM 12:25

I TOM TROYER WISH TO
WITHDRAWAL FROM THE MAYORS
RACE IN BROOK PARK ON 11/02/21

SIGNED 6/16/21



TOM TROYER
18352 KALVIN DR.
BROOK PARK, OH
44142



CUYAHOGA COUNTY BOARD OF ELECTIONS

Date: 6/23/2021

I, Aaron L. Bordski, withdraw my candidacy for
(check one):

- ☐ May 4, 2021 Primary Election
☐ August 3, 2021 Special Election
☐ September 14, 2021 Municipal Primary
☒ November 2, 2021 General Election
☐ Other: _____

Party (if applicable): _____

Office: Brooklyn Board of Education

Signature: _____

Printed Name: _____

Street Address: _____

City / Zip Code: _____

Phone / Email: _____

JUN 23 2021 09:06

Intent to Retire from Elected Office (ORC 145.38(C)(3)(a))

1. Gregory M. Cingle, City of Brook Park, Director of Finance/Taxation

**Gregory M. Cingle
13659 Settlement Acres
Brook Park, Ohio 44142**

June 11, 2021

**Cuyahoga County Board of Elections
2925 Euclid Avenue
Cleveland, Ohio 44115**

To Whom It May Concern:

As required by Ohio Revised Code Section 145.38, please accept this written declaration as notice to the Cuyahoga County Board of Elections of intent to retire before the end of my current term as Director of Finance/Taxation of the City of Brook Park. My current term ends on December 31, 2021.

Further, I intend to run once again for Director of Finance/Taxation in the City of Brook Park, full term commencing January 1, 2022.

If there are any questions and/or concerns, please contact me at 216-548-5112.

Sincerely,


Gregory M. Cingle

21 JUN 11 PM 1:25



CUYAHOGA COUNTY BOARD OF ELECTIONS

Agenda Item Request

Requested By: Becky Brake

Department: Election Officials

Requested Action: ☒ Approval
☐ Authorization
☐ Other _____

Type of Request

☐ RFP/contract
☐ Travel/Training
☐ Personnel
☐ Provisional Rejections
☐ Absentee Rejection

☐ Certification
☐ Protest
☐ Other _____

Requested for the 06/28/2021

Date

Board Meeting Agenda.

Specific description of request:

Approval to appoint not less than two Precinct Election Officials for each precinct pursuant to ORC 3501.22

for the September 14, 2021 Primary Election.

Estimated Expense: _____

Budgeted Item: Yes ☐ No ☐

Requestor Signature: Becky Brake

Date: 6/16/21

Manager Signature: _____

Date: _____

Fiscal Officer Signature: _____

Date: _____

Deputy Director: _____

Date: _____

Director Approved: Yes ☐

No ☐

Director's Signature: _____

Date: _____

Please enclose all associated documentation along with this request form to the Clerk of Board.

Forward to the Clerk of the Board:

Date: 6/16/21

Received by the Clerk of the Board:

Date: 6/16/21

Jeff Hastings
Chairman

Inajo Davis Chappell
Member

Lisa M. Stickan
Member

David J. Wondolowski
Member

Anthony W. Perlatti
Director

Anthony N. Kaloger
Deputy Director

Memorandum

To: Board Members

CC: Anthony W. Perlatti, Director
Anthony N. Kaloger, Deputy Director

From: Kendra Zusy, Fiscal Services Manager 

Date: June 28, 2021

Re: Contract Award Recommendation for Remote Absentee Ballot Delivery and Marking System to Enhanced Voting, LLC

A Request for Bid (RFB) for a remote Ballot Marking and Sample Ballot system (RBM System) for all elections occurring from July 17, 2021 through May 31, 2022 was issued on June 4, 2021. The RFB was posted on the Board of Elections website. In addition, each of the five vendors currently certified by the State of Ohio were notified of the RFB by email.

Prior to the bid deadline, each of the five Ohio certified vendors were given an opportunity to hold a product demonstration. Four out of the five potential bidders took part in a one on one virtual demonstration, Zoom meeting with BOE representatives from the Ballot, Information Systems, and Fiscal Departments.

Two bids were received by the June 9, 2021 deadline. Enhanced Voting, LLC. bid the lowest total amount of **\$18,000** which covers all expected and unexpected elections through May 31, 2022.

Enhanced Voting, LLC. has met the bid requirements, therefore, I am recommending approval to award the contract.

CONTRACT
By and between the
CUYAHOGA COUNTY BOARD OF ELECTIONS
And
ENHANCED VOTING, LLC
(Remote Ballot Delivery and Marking System and Sample Ballots)

THIS CONTRACT (the "Contract") is made and entered into on July 17, 2021, by and between the Cuyahoga County Board of Elections (the "Board") in Cleveland, Ohio, a body politic and a political subdivision of the State of Ohio organized and existing under Title 35 of the Ohio Revised Code, and Enhanced Voting, LLC, having principal place of business at 13475 Atlantic Blvd, Suite 8, Jacksonville, FL 32225 (the "Contractor"). The Board and the Contractor may hereafter be referred to singularly as a "Party", or jointly as "Parties".

WHEREAS, the Ohio Secretary of State, pursuant to Directive 2021-05, Section 1.04, requires all boards of elections in the State of Ohio to make available a remote absentee ballot delivery and marking system for use by a voter with a disability during Ohio's by-mail absentee voting period; and

WHEREAS, the Board issued a Request for Bids ("RFB") 2021.06.09, on June 4, 2021, attached and incorporated herein as Exhibit A, for a software license for a remote absentee ballot delivery and marking system and sample ballots; and

WHEREAS, the Contractor has submitted a bid in response to the Board's RFB, attached and incorporated as Exhibit B; and

WHEREAS, the Board has determined, in accordance with Ohio Revised Code Section 3501.301, that Contractor has submitted the lowest and best bid and is willing to provide a remote absentee ballot delivery and marking system and sample ballots to the Board upon the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of mutual promises contained herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Contractor and the Board agree as follows:

I. Generally

By executing this Contract, the Board accepts and the Contractor agrees to be bound by the Contractor's Bid, incorporated herein as Exhibit B, and the Board's RFB, incorporated herein as Exhibit A, the subject to any changes or modifications that may be made by this Contract. Exhibit A and Exhibit B are incorporated as if fully rewritten herein whether or not physically attached to

this Contract. The following order of precedence shall govern in any conflict that arises between this Contract and any materials incorporated by reference: (1) this Contract; (2) the RFB, attached as Exhibit A; and (4) Contractor's Proposal, attached as Exhibit B.

II. Term; Amount

- A. **Term:** This Contract shall be effective from July 17, 2021 through May 31, 2022.
- B. **Amount:** The total amount paid by the Board to the Contractor pursuant to this Contract shall not exceed \$ 18,000.

III. Scope of Services

A. Description of Deliverables:

- 1. **Certified System:** The Contractor shall furnish and host a remote ballot marking system ("Remote Ballot Marking System") certified by the Ohio Board of Voting Machine Examiners (BVME) and Ohio Secretary of State (SOS) for use by individuals with a disability during Ohio's by-mail absentee voting period. The Remote Ballot Marking System shall remain certified throughout the duration of the contract.
- 2. **Software License:** The Contractor shall license a Remote Marking System to the Board for use in all elections July 17, 2021 through May 31, 2022. The licensed software for the Remote Ballot Marking System must be compatible for integration with Electionware 5.2.2.0 Voting System by Election Systems and Software, LLC, the Board's current voting equipment vendor. The licensed software for the Remote Ballot Marking System must also be compatible with all vendors' ballot creation systems certified by the BVME and SOS for use in Ohio.
- 3. **Training and Implementation:** The Contractor shall provide comprehensive training and documentation to necessary Board staff, including, but not limited to hosting, integration, migration, set-up, testing and troubleshooting the Remote Ballot Marking System. Training may be performed in person or remotely and include training materials for additional reference.
- 4. **Software Updates/Upgrades:** The Contractor shall provide, at no additional charge, any software updates, enhancements, modifications, upgrades, revisions, replacements, upgrades and all error corrections, patches and bug fixes and any other derivative works made to or in the place of software or any related documentation available for its remote ballot delivery and marking system throughout the duration of the contract, in.
- 5. **Electronic Ballot Files:** The Contractor shall provide the Board with the data from the electronic ballot files to be utilized on the Board's website to provide electronic sample ballots by precinct to voters for all precincts involved in

elections from July 17, 2021 through May 31, 2022. The electronic files shall be saved for the duration of the contract.

6. **Technical Support:** The Contractor shall provide remote technical support to the Board as needed at no additional charge throughout the duration of the license. In-person technical support requested by the Board will be at predetermined rates. Such technical support shall include the configuration and setup of Remote Absentee Ballot Marking and Sample Ballots for every precinct style ballot in each expected and unexpected election during the term of the license.
7. **Testing:** The Contractor is responsible for providing and performing accessibility and screen reader testing for the Remote Absentee Ballot Marking throughout its lifecycle during the term of the license.
8. **Compatibility:** Remote Absentee Ballot Marking must be compatible with multiple browsers including but not limited to Google Chrome, Mozilla Firefox, Microsoft Edge, Safari on both desktops and mobile devices including those utilizing either iOS or Android operating systems, and must be compatible with the current version and three previous versions of the browsers. Ballots built in this scope must be responsive to support all screen resolutions and device types.

B. Board Responsibilities

1. **Project Manager:** The Board will appoint project managers to serve as the main points of contact between the Board and Contractor. No project manager, nor any other Board employee, will be directly or indirectly responsible for performing any of the Contractor's responsibilities.
2. **Data File:** The Board will provide the necessary data file(s) of records and information to the Contractor to convert into the ballot styles for that election. These data files will typically not be available until at least 46 days prior to an election.
3. **Proofing:** After the Contractor has completed the election set-up, Board staff will conduct proofing and testing of the system to ensure the election is set-up correctly. Any errors identified during this process shall be immediately communicated to the Contractor.

C. Contractor Responsibilities

1. **Unbiased Business Conduct:** The Contractor acknowledges that this Contract is integral to the Board's ability to administer free and fair elections, which constitutes the essence of the contract. The Board must consider any action, appearance of impropriety, or political bias that the Contractor might impute to the Board. The Contractor will not act or engage in any conduct that gives the appearance of impropriety or exhibits political bias or taints the elections

process by reason of any partisanship of any kind, perceived or otherwise. The Contractor agrees to i) conduct its operations so as not to cause disrepute, contempt or scandal on the Board or otherwise interfere, directly or indirectly, with the Board's election administration process, and ii) the Contractor acknowledgements and agreements are a material inducement to the Board's selection of the Contractor for contract award.

2. **Processing:** From the Board's data file(s), the Contractor shall be responsible for migrating, integrating, and otherwise converting the data and information and generating the bilingual ballot styles for Remote Absentee Ballot Marking System. The Contractor shall complete the election set-up by a mutually agreeable date prior to the by-mail absentee voting period.
3. **Errors:** The Contractor shall immediately resolve any errors identified by Board staff while proofing or testing the remote absentee ballot delivery and marking system for an election.
4. **Proofs:** The Contractor shall proof the completed election set-up prior to providing to the Board for their proofing.
5. **Project Manager:** The Contractor shall appoint project managers to serve as the main points of contact between the Board and Contractor.
6. **Performance Warranty:** The Contractor shall provide the services contemplated under the RFB in a manner consistent with the same degree of care, skill and diligence as is ordinarily possessed and exercised by members of the profession, currently performing under similar circumstances. The Contractor shall be responsible for the quality services rendered and shall promptly make necessary corrections resulting from its negligence, errors, or omissions without any additional compensation. The Contractor's duty of care shall extend to the Board, and the Contractor shall be and remain liable to the Board in accordance with applicable law for all damages to the Board caused by the Contractor's negligent acts, performance, errors or omissions. If no such standards exist, then the Contractor shall perform its services in a workerlike manner with a reasonable degree of care, skill and diligence and as described in this Bid.
7. **Software Warranty:** All software and documentation comprising Remote Absentee Ballot Marking System supplied under this Contract shall (a) comply with and conform to all performance, capabilities, accuracy, completeness, characteristics, specifications, configurations, standards, and functions required by the Deliverables; (b) conform, in all respects, to the specifications, standards, drawings, samples, descriptions, quality requirements, performance requirements, statements of work, and fit, form and function requirements furnished, specified or approved by the Board; (c) be merchantable (as such term is defined in RC 1302.27) and free from defects, latent or otherwise, in design,

materials, and workmanship; (d) be fit and sufficient for the particular purpose intended by the Board, of which Contractor is aware (and Contractor acknowledges that it knows of the Board's intended use of the Remote Absentee Ballot Marking System and that such Remote Absentee Ballot Marking System has been selected, designed, manufactured or assembled for the stated purpose and will be fit and sufficient for the particular purposes intended by the Board); (e) that the software comprising the Remote Absentee Ballot Marking System is free from defects and any update or revision to any of such software will be free from defects and will meet all specifications; (f) that Contractor will, without charge to the Board, either (i) correct any defects and make any fixes, additions, modifications or adjustments to any of such software or any update or revision to such software as may be necessary to keep the software in operating order in accordance with this Contract, or (ii) provide the Board with an alternative that meets the specifications set forth in this Contract; and (iii) all software provided pursuant to this Contract and any update or revision to any of such software will be free from viruses, worms, time bombs, back doors, Trap Doors, Trojan horses, all other forms of malicious code or disabling devices or the like; (g) all documentation, services and labor shall conform to the performance, capabilities, accuracy, completeness, characteristics, specifications, configurations, standards, and functions required; (h) no aspect of the Work will violate or in any way infringe upon the rights of third parties, including, but not limited to, proprietary information and non-disclosure rights, or any Intellectual Property rights; (i) Contractor is the lawful owner or license holder of all software, methods, methodologies and any pre-existing intellectual property used and the Contractor has the right to grant the Board access to, or use of, such software, methods, methodologies and intellectual property. As used in this Contract, "intellectual property" shall mean any and all know-how, inventions, patents, copy rights, models, designs, trademarks, trade dress, trade secrets, discoveries, regulatory filings, or other information (whether or not patentable and whether or not in tangible or intangible form), software design submittals and related documentation, and any other industrial or proprietary rights, and any documentation relating thereto, and any and all applications for any of the forgoing, whether or not registered as of the Effective Date or at any later date.

8. **Service Level Agreement:** The Contractor shall warrant that access for users of the Remote Absentee Ballot Marking System shall remain uninterrupted, even in the event of failure at any one of the hosted locations, with effective contingency planning (including back-up and disaster recovery capabilities) and 24x7 trouble shooting service for inquiries, outages, issue resolutions, etc. All such warranty service shall be dependable and provide response times that are as good as or better than industry standards. Warranty services shall meet the target levels of the Service Level Agreements ("SLAs") provided herein and be supported with

sufficient connectivity and computing resources to handle daily use and reasonably anticipated peak demand, and shall ensure that sufficient bandwidth and computing resources are dedicated to the Remote Absentee Ballot Marking System to meet peak demand times without material degradation in performance. Peak demand times typically begin 46-days prior to election day and continue through Election Day. The Contractor further warrants that the Remote Absentee Ballot Marking System will be available and in accordance with this RFB at all times throughout the Term. The level of unavailability shall not exceed one half of one percent (0.05%) per month. In the event of a breach of the foregoing warranty shall apply service level credits based on the actual availability measure for the applicable month as follows:

<u>Availability</u>	<u>Service Level Credit</u>
99.95% or greater	No Service Level Credit
99.949% - 99.500%	10% of the monthly prorated fee
99.499% - 99.000%	25% of the monthly prorated fee
Below 99.000%	50% of the monthly prorated fee

Service level credits for fees paid on an annual or monthly basis shall be based on a monthly equivalent fee. For example, a 5% service level credit on an annual subscription fee shall be 5% of 1/12 of the annual fee. Service level credits shall be applied to the Board's next invoice or, if the Board has paid the final invoice under the Contract, service level credits shall be paid to the Board within thirty (30) calendar days following the determination that the credit is due. In addition to the foregoing remedies, in the event that availability of the Remote Absentee Ballot Marking System is below 99.5% in anyone (1) month, the Contractor, upon demand of the Board, shall promptly refund to the Board the unused portion of the fee.

IV. Payments

- A. **Contract Fee:** The Board shall pay the Contractor \$ 18,000 for the performance required under this Contract.
- B. **Reimbursable Expenses:** No extra charges will be assessed for travel time or incidental expenses except as hereinafter provided. The Board will not reimburse the Contractor for any expenses incurred.
- C. **Payment:** Payments under this contract will be due on the 60th calendar day after the date of actual receipt of a proper invoice by the BOARD. The contractor will submit the

invoice to Cuyahoga County Board of Elections, Fiscal Department, 2925 Euclid Avenue, Cleveland, Ohio, 44115. The date of the warrant issued in payment will be considered the date payment is made. Interest on late payments will be paid in accordance with Ohio Revised Code Section 126.30.

- D. **Taxes:** The Board is a tax-exempt No. 29 political subdivision of the State of Ohio (Federal I.D. No. 34-6000817). Necessary tax exemption blanks will be furnished to the successful Contractor when the contract is signed.

V. Terms and Conditions

- A. **Jurisdiction:** The Contract shall be construed under and governed by the laws of the State of Ohio, and subject to the review of the Cuyahoga County Prosecutor's Office as to legal form and correctness. Any litigation arising out of or relating in any way to the Contract or performance hereunder shall be brought only in the courts of the State of Ohio, and the Contractor hereby irrevocably consents to such jurisdiction.

B. Indemnification:

1. **General.** The Contractor hereby expressly agrees and shall, to the fullest extent permitted by law, indemnify, hold harmless, and, at the option of the Board as decided in its sole discretion, defend or pay for the defense of the Board, its Board members, Director, Deputy Director, officers, agents, representatives, and employees (the "Indemnified Parties") from and against any and all liability, claims, suits, causes of action, liens, demands, losses, damages, (including fines, penalties, incidental and consequential damages), settlements, judgments, costs, and expenses (including reasonable attorneys' fees and any other costs of defense) of every kind, nature, or description arising out of or in connection with, caused by, resulting from, or occurring during the course of the performance of this Agreement, whether directly or indirectly, where such liability is

i) founded upon or grows out of, directly or indirectly, the acts, errors, omissions, undertakings, representations or warranties of the Contractor, its officers, employees, agents, independent contractors or subcontractors (or subcontractors or independent contractors thereof), or any other person or party for which the Contractor is legally liable, and

ii) is attributable in any manner and to any extent to bodily injury, personal injury, sickness, disease or death of any person, loss of revenue, or the injury to or damage, destruction, or loss of use of property.

2. **Intellectual Property.** Contractor shall defend all suits or claims for misappropriation or infringement of any intellectual property rights and shall pay for the defense of and, indemnify, save and hold the Indemnified Parties harmless from any and all Losses on account thereof resulting from the use by the Board or any of its agents, employees, representatives and assigns of material supplied or services performed under this Contract. In case any component of the materials or services constitutes a misappropriation or an infringement of the United States patent rights or copyrights or other intellectual property rights of a third party and its use is enjoined, Contractor at the Contractor's sole cost and expense, shall promptly (a) secure for the Board, its representatives, agents, and designees the right to continue using the infringing item by suspension of the injunction

or by procuring a perpetual, non-revocable, paid-up, royalty-free, assignable, non-exclusive license to reproduce, publish, or otherwise use for the Board's purposes as contemplated herein; or (b) replace the infringing item with a non-infringing substitute that meets the requirements and fulfills the purpose under this Contract; or (c) modify the infringing item so that it becomes non-infringing provided the resulting Work meets the requirements of this Contract. If the amount of time necessary to proceed with one of these options is deemed excessive by the Board, in its sole reasonable discretion, the Board may direct Contractor to select another option (and failure to do so will be an Event of Default under this Contract). Nothing in this Section shall be deemed to limit or condition the Board's rights otherwise set forth in this Contract, including, without limitation, termination of this Contract and damages.

3. Conditions. The defense and indemnity obligations of the Contractor shall survive the expiration or termination of the Contract. Should the Board elect to have the Contractor defend one or more of the Indemnified Parties, the Board shall have the right, but not the obligation, to associate in such defense, whether directly or through outside legal counsel, or both. Nothing herein shall require the Contractor to reimburse the Board for damages or liabilities solely caused by the negligent acts, errors or omissions of one or more of the Indemnified Parties. Between the parties for purposes of fulfilling the Contractor's indemnity obligations hereunder, the Contractor waives any immunity derived from compliance with the Workers' Compensation Laws of the State of Ohio. The obligations of the Contractor hereunder shall not be limited by the types, terms, conditions, or limits of liability of any insurance purchased and maintained by the Contractor.

- C. **Assumption of Liability:** The Board shall not assume responsibility for the payment of any personal property taxes for any materials not owned by the County of Cuyahoga, nor shall the Board pay any insurance premiums for any coverage of any property not owned by the Board. No conditions shall alter this statement.
- D. **Acceptance of Performance:** Acceptance of performance is a condition of the agreement. It shall be understood and agreed that an agent for the Board shall determine finally the satisfactory quality of the services and/or materials furnished under the agreement. Failure to meet performance requirements is a reason for termination of the agreement, and the contractor shall be liable to the County for any excess cost and/or expenses incurred by the County thereafter.
- E. **Termination:** If the Contractor fails to perform any material obligation under the Contract, or the Board becomes dissatisfied with the Contractor's performance, the Board shall notify the Contractor party immediately, in writing, of such failure or dissatisfaction. If the Contractor has not cured the failure to the reasonable satisfaction of the Board within ten (10) days of said notice, then the Board may terminate the Contract in full, upon written notice to the Contractor of such termination. The Board may unilaterally terminate the Contract at any time by giving fourteen (14) calendar days prior written notice to the Contractor. If the Board unilaterally terminates the Contract pursuant to this Section, the Contractor shall be paid its fees for any undisputed benefits provided up to the dismissal date. The Contractor shall not be relieved of liability to the Board for damages sustained by virtue of any breach of the Contract by the Contractor. The Board may withhold or require to be withheld any payment to the Contractor for the purpose of a setoff until such time as the exact amount of damages due the Board is agreed upon or is otherwise determined.
- F. **Anti-Discrimination:** The Contractor agrees that in the employment of labor, skilled or unskilled, under this Agreement, there shall be no discrimination exercised against any person because of

race, religion, national origin, sex, ancestry, age, disability, sexual orientation, or veteran status, and that violation thereof shall be deemed a material breach of said Agreement.

- G. **Disability Accommodations:** The Contractor assures that its facilities and services provide reasonable access to all persons with a disability or that reasonable accommodations can be made to provide access. The Contractor agrees to make any and all modifications (that do not impose an undue hardship) to assure access.
- H. **Damages:** Contractor is liable to the Board for all actual and direct damages caused by Contractor's default. The Board may buy substitute supplies or services, from a third party, for those that were to be provided by Contractor. The Board may recover the costs associated with acquiring substitute supplies or services, less any expenses or costs saved by Contractor's default, from Contractor. The Board may deduct all or any part of the damages resulting from Contractor's default from any part of the price still due on the contract, upon prior written notice to being issued to the Contractor by the Board.
- I. **Independent Contractor:** The Contractor shall be and remain an independent contractor with respect to all services performed hereunder and agrees to and does hereby accept full and exclusive liability for payment of any and all contributions or taxes for social security, unemployment insurance, or old age retirement benefits, pensions, or annuities now or hereafter imposed under any Local, State or Federal Law which are measured by the wages, salaries, or other remuneration paid to persons employed by the Contractor for work performed under the terms of this Contract and further agrees to obey all lawful rules and regulations and to meet all lawful requirements which are now or hereafter may be issued or promulgated under said respective laws by and duly authorized State or Federal officials; and said Contractor also agrees to indemnify and save harmless Cuyahoga County and the Board from such contributions or taxes or liability. It is understood that neither the Contractor nor its employees are construed as employees of the Board for the purpose of the Public Employees Retirement System ("PERS"), Workers' Compensation, or for any other purpose.
- J. **Labor and Material:** The Contractor shall well, truly and promptly pay or satisfy the just and equitable claims of all persons who have performed labor or furnished materials or equipment for said Contractor in the execution of this Contract, and all bills, costs or claims of whatever kind which might in law or equity become a lien upon said work.
- K. **Assignment:** The Contractor shall not assign, transfer, convey or otherwise dispose of this Contract, or his right to execute it, or his right, title or interest in or to it or any part thereof, or assign, by power of attorney or otherwise, any of the monies due or to become due under this Contract without approval of the County Executive and/or his designee by resolution. All work to be done by subcontractors utilized by the Contractor is subject to pre-approval by the Board. All subcontractors selected by the Contractor and approved by the Board must comply with all the terms and conditions contained in the Board.
- L. **Ownership:** Unless otherwise provided, all products produced in response to the contract will be the sole property of the Board.
- M. **Payment Due Date:** Payments under this contract will be due on the 60th calendar day after the date of actual receipt of a proper invoice by the BOARD. The date of the warrant issued in payment will be considered the date payment is made. Interest on late payments will be paid in accordance with Ohio Revised Code Section 126.30.

- N. **Security Protocols:** By executing a contract with the Board of Elections, the Contractor agrees to abide by all security protocols, both physical and cyber, required by the Ohio Secretary of State's Office (SOS) as published in SOS Directives and the Election Official Manual, which are hereby incorporated by reference into the contract. The security protocols are subject to change at the discretion of the SOS as published on the website of the Secretary of State, which the Contractor agrees constitutes adequate notice of such changes and the Contractor's failure to give notice of objection to the Board of Elections within 5 days of the publication constitutes the Contractor's acceptance of the change.

Additionally, the Contractor acknowledges they are bound by the security requirements set forth in Exhibits C, D, E, and F of the Contract.

VI. General

- A. **Notices.** All notices or communications required or permitted as a part of the Contract shall be in writing (unless another verifiable medium is expressly authorized) and shall be deemed delivered when:
1. Received, or
 2. Upon transmittal through electronic mail with a carbon copy sent through the United States Postal Service with proper postage affixed and addressed to the respective other party at the address set out below or such other address as the party may have designated by notice to the other party, or
 3. Upon delivery by the Board of the notice to a representative of the Contractor while on the Boards' property.

The addresses of the parties to this Contract are as follows:

In the case of the Board: Cuyahoga County Board of Elections ATTN: Fiscal Services Manager 2925 Euclid Avenue Cleveland, Ohio 44115 kazusy@cuyahogacounty.gov	with a copy to: County Prosecutor's Office ATTN: Counsel for the Cuyahoga County Board of Elections 1200 Ontario Street, 9 th Floor Cleveland, Ohio 44113
In the case of the Contractor: Enhanced Voting, LLC ATTN: Aaron Wilson 13475 Atlantic Blvd, Suite 8 Jacksonville, FL 32225 Aaron.wilson@enhancedvoting.com	with a copy to:

- B. Reasonable Behavior.** Each party will act in good faith in the performance of its respective responsibilities under the Contract and will not unreasonably delay, condition or withhold the giving of any consent, decision or approval that is either requested or reasonably required by the other party in order to perform its responsibilities under the Contract.
- C. Integration and Amendment.** The Contract constitutes the entire Contract between the parties and supersedes all other prior or contemporaneous communications between the parties (whether written or oral), and all other communications relating to the subject matter of the Contract. The Contract may be modified or extended by formal amendment of the Contract signed by the parties and made a permanent part of the Contract.
- D. Severability.** The provisions of the Contract will be deemed severable, and the unenforceability of any one or more provisions will not affect the enforceability of any other provisions. In addition, if any provision of the Contract, for any reason, is declared to be unenforceable, the parties will substitute an enforceable provision that, to the maximum extent possible under applicable law, preserves the original intentions and economic positions of the parties.
- E. No Waiver.** No failure or delay by a party in exercising any right, power or remedy will operate as a waiver of that right, power or remedy, and no waiver will be effective unless it is in writing and signed by the waiving party. If a party waives any right, power or remedy, the waiver will not waive any successive or other right, power or remedy the party may have under the Contract. The payment of funds to the Contractor by the Board should in no way be interpreted as acceptance of the system or the waiver of performance requirements.


VII. Construction of the Contract

All terms and words used in this Contract, regardless of the number and gender in which they are used, shall be deemed and construed to include any other number, singular or plural, and any other gender, masculine, feminine, or neuter, as the context or sense of this Contract or any paragraph or clause in the Contract may require, the same if such words have been fully and properly written in the number and gender. Any act to be performed under the Contract by the "Board" may be performed by the Director or by such of its employees or such other persons, corporations or firms as the Director may designate. "Director" when used herein, shall refer to the Director of the Board and include the Chief Information Officer. The headings of Articles and Paragraphs, to the extent used herein, are for reference only, and in no way define, limit, or describe the scope or intent of any provision hereof. This Contract may be executed in multiple counterparts, each of which, when so executed, shall be deemed an original, and all of which shall together constitute one and the same document, and shall be binding on the signatories; and the signature of any party to any counterpart shall be deemed a signature to, and may be appended to, any other counterpart. The following order of precedence shall govern in any conflict that arises between this Contract and any materials incorporated by reference: (1) this Contract;

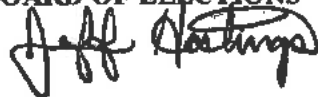

(2) Exhibit A - RFB 2021.06.09; (3) Exhibit B - Contractor's Bid Quote; (4) Exhibit C - Ohio SOS Directive 2019-08; (5) Exhibit D - Cybersecurity Requirements Vendors; (6) CIS Albert Cloud Monitoring Service. Provided, however, silence in the Agreement or the materials incorporated herein with respect to an issue shall not be construed as a variance with a provision addressing such issue in another document. The undersigned signatory for the Contractor hereby represents and warrants that he or she has full and complete authority to execute the Contract on behalf of the Contractor. This representation and warranty are made for the purpose of inducing the Board to execute the Contract.

IN WITNESS WHEREOF, the parties have hereto set their respective hands on the day and year first above written and have executed the foregoing Contract.

CONTRACTOR

By: 
Printed: Aaron Wilson
Title: CEO
Date: 6/21/2021

**CUYAHOGA COUNTY
BOARD OF ELECTIONS**

By: 
Jeffrey Hastings, Chairman
By: 
Anthony W. Perlatti, Director
Date: 6.28.2021

The legal form and correctness of this Contract is hereby approved:

Office of the Prosecutor, Cuyahoga County, Ohio

By: _____
Mark Musson, Assistant Prosecutor

INDEX OF EXHIBITS

EXHIBIT A – Request for Bids - 2021.06.09

EXHIBIT B – Contractor's Bid Quote

EXHIBIT C – Ohio SOS Directive 2019-08, Security

EXHIBIT D – Cybersecurity Requirements

EXHIBIT E – CIS Albert Cloud Monitoring Service

EXHIBIT F – Confidentiality and Non-Disclosure Agreement



CUYAHOGA COUNTY BOARD OF ELECTIONS REQUEST FOR BID

Bid #: 2021.06.09

Issued by: Cuyahoga County Board of Elections (Board)
2925 Euclid Avenue
Cleveland, Ohio 44115

Subject: Remote absentee ballot delivery and marking system with electronic sample ballots

Issue Date: Friday, June 4th, 2021

Due Date: 3:00 pm on Wednesday, June 9th , 2021 via e-mail only to
boefiscalservices@cuyahogacounty.gov

Pre-Bid Questions: Submit all questions to the Contacts listed below by Tuesday, June 8th, 3:00 pm

Contacts:

Kendra Zusy Fiscal Services Manager 216-443-6442 kazusy@cuyahogacounty.gov	Patrick McAlea Fiscal Services Assistant Manager 216-443-6416 pmcalea@cuyahogacounty.gov
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This request for bids (RFB) is issued in accordance with Ohio Revised Code Section 3501.301. A contract will be awarded to the lowest and best bidder. Selection of the lowest and best bidder includes considering whether any action, appearance of impropriety or political bias that the selection might impute to the Cuyahoga County Board of Elections.

SECTION I: SCOPE OF SERVICES

A. Background

The Cuyahoga County Board of Elections ("Board") conducts all official elections held in Cuyahoga County, which has approximately 900,000 registered voters. Each voter is assigned to one of 975 precincts throughout the county with each precinct having its own unique ballot style(s). The Board provides voters with bilingual ballots in both English and Spanish for Election Day and Absentee voting. Since 2018, the Board has made a remote ballot marking system available to voters with a qualifying disability under the Americans with Disabilities Act that enables them to receive an accessible ballot securely and privately. The Board also makes available for all voters in each election access to a sample ballot from the Board's website.

The respondent to this RFB selected for contract award ("Contractor") shall be responsible for providing a remote ballot marking system allowing eligible voters to receive an electronic ballot via an email link that he or she can access, read, and mark his or her ballot privately and independently using the system and any necessary assistive technology. Once the voter marks his or her ballot, the voter must be able to print it for return to the Board. Additionally, the Contractor must provide all the electronic ballot files in an election to the Board for publication of accessible ballot samples on the Board's website which should be able to integrate with the sample ballot search options on the Board's website. The electronic ballot sample files must be able to be retained for one (1) year.

B. Amount

The total amount paid by the Board to the Contractor pursuant to this Contract shall be a not-to-exceed total amount based on the Bid Total.

C. Description of Deliverables

1. **Certified System:** The Contractor shall furnish and host a remote ballot marking system ("Remote Ballot Marking System") certified by the Ohio Board of Voting Machine Examiners (BVME) and Ohio Secretary of State (SOS) for use by individuals with a disability during Ohio's by-mail absentee voting period. The Remote Ballot Marking System shall remain certified throughout the duration of the contract.
2. **Software License:** The Contractor shall license a Remote Marking System to the Board for use in all elections July 17, 2021 through May 31, 2022. The licensed software for the Remote Ballot Marking System must be compatible for integration with Electionware 5.2.2.0 Voting System by Election Systems and Software, LLC, the Board's current voting equipment vendor. The licensed software for the Remote Ballot Marking System must also be compatible with all vendors' ballot creation systems certified by the BVME and SOS for use in Ohio.
3. **Training and Implementation:** The Contractor shall provide comprehensive training and documentation to necessary Board staff, including, but not limited to hosting, integration, migration, set-up, testing and troubleshooting the Remote Ballot Marking System. Training may be performed in person or remotely and include training materials for additional reference.
4. **Software Updates/Upgrades:** The Contractor shall provide, at no additional charge, any software updates, enhancements, modifications, upgrades, revisions, replacements, upgrades and all error corrections, patches and bug fixes and any other derivative works made to or in the place of software

or any related documentation available for its remote ballot delivery and marking system throughout the duration of the contract, in.

5. **Electronic Ballot Files:** The Contractor shall provide the Board with the data from the electronic ballot files to be utilized on the Board's website to provide electronic sample ballots by precinct to voters for all precincts involved in elections from July 17, 2021 through May 31, 2022. The electronic files shall be saved for the duration of the contract.
6. **Technical Support:** The Contractor shall provide remote technical support to the Board as needed to operate the at no additional charge throughout the duration of the license. In-person technical support requested by the Board will be at predetermined rates. Such technical support shall include the configuration and setup of Remote Absentee Ballot Marking and Sample Ballots for every precinct style ballot in each expected and unexpected election during the term of the license.
7. **Testing:** The Contractor is responsible for providing and performing accessibility and screen reader testing for the Remote Absentee Ballot Marking throughout its lifecycle during the term of the license.
8. **Compatibility:** Remote Absentee Ballot Marking must be compatible with multiple browsers including but not limited to Google Chrome, Mozilla Firefox, Microsoft Edge, Safari on both desktops and mobile devices including those utilizing either iOS or Android operating systems, and must be compatible with the current version and three previous versions of the browsers. Ballots built in this scope must be responsive to support all screen resolutions and device types.

D. Board Responsibilities

1. **Project Manager:** The Board will appoint project managers to serve as the main points of contact between the Board and Contractor. No project manager, nor any other Board employee, will be directly or indirectly responsible for performing any of the Contractor's responsibilities.
2. **Data File:** The Board will provide the necessary data file(s) of records and information to the Contractor to convert into the ballot styles for that election. These data files will typically not be available until at least 46 days prior to an election.
3. **Proofing:** After the Contractor has completed the election set-up, Board staff will conduct proofing and testing of the system to ensure the election is set-up correctly. Any errors identified during this process shall be immediately communicated to the Contractor.

E. Contractor Responsibilities

1. **Unbiased Business Conduct:** The respondents to the RFB acknowledge that this Contract is integral to the Board's ability to administer free and fair elections, which constitutes the essence of the contract. When selecting the Contractor for award based this RFB, the Board must consider any action, appearance of impropriety, or political bias that the respondent might impute to the Board. The Contractor will not act or engage in any conduct that gives the appearance of impropriety or exhibits political bias or taints the elections process by reason of any partisanship of any kind, perceived or otherwise. The Contractor agrees i) to conduct its operations so as not to cause

disrepute, contempt or scandal on the Board or otherwise interfere, directly or indirectly, with the Board's election administration process, and ii) that the Contractor acknowledgements and agreements are a material inducement for the Board to select the Contractor for contract award.

2. **Processing:** From the Board's data file(s), the Contractor shall be responsible for migrating, integrating and otherwise converting the data and information and generating the bilingual ballot styles for Remote Absentee Ballot Marking System. The Contractor shall complete the election set-up by a mutually agreeable date prior to the by-mail absentee voting period.
3. **Errors:** The Contractor shall immediately resolve any errors identified by Board staff while proofing or testing the remote absentee ballot delivery and marking system for an election.
4. **Proofs:** The Contractor shall proof the completed election set-up prior to providing to the Board for their proofing.
5. **Project Manager:** The Contractor shall appoint project managers to serve as the main points of contact between the Board and Contractor.
6. **Performance Warranty:** The Contractor shall provide the services contemplated under the RFB in a manner consistent with the same degree of care, skill and diligence as is ordinarily possessed and exercised by members of the profession, currently performing under similar circumstances. The Contractor shall be responsible for the quality services rendered under the Bid and shall promptly make necessary corrections resulting from its negligence, errors, or omissions without any additional compensation. The Contractor's duty of care shall extend to the Board, and the Contractor shall be and remain liable to the Board in accordance with applicable law for all damages to the Board caused by the Contractor's negligent acts, performance, errors or omissions. If no such standards exist, then the Contractor shall perform its services in a workerlike manner with a reasonable degree of care, skill and diligence and as described in this Bid.
7. **Software Warranty:** All software and documentation comprising Remote Absentee Ballot Marking System supplied under this Contract shall (a) comply with and conform to all performance, capabilities, accuracy, completeness, characteristics, specifications, configurations, standards, and functions required by the Deliverables; (b) conform, in all respects, to the specifications, standards, drawings, samples, descriptions, quality requirements, performance requirements, statements of work, and fit, form and function requirements furnished, specified or approved by the Board; (c) be merchantable (as such term is defined in RC 1302.27) and free from defects, latent or otherwise, in design, materials, and workmanship; (d) be fit and sufficient for the particular purpose intended by the Board, of which Contractor is aware (and Contractor acknowledges that it knows of the Board's intended use of the Remote Absentee Ballot Marking System and that such Remote Absentee Ballot Marking System has been selected, designed, manufactured or assembled for the stated purpose and will be fit and sufficient for the particular purposes intended by the Board); (e) that the software comprising the Remote Absentee Ballot Marking System is free from defects and any update or revision to any of such software will be free from defects and will meet all specifications; (f) that Contractor will, without charge to the Board, either (i) correct any defects and make any fixes, additions, modifications or adjustments to any of such software or any update or revision to such software as may be necessary to keep the software in operating order in accordance with this

Contract, or (ii) provide the Board with an alternative that meets the specifications set forth in this Contract; and (iii) all software provided pursuant to this Contract and any update or revision to any of such software will be free from viruses, worms, time bombs, back doors, Trap Doors, Trojan horses, all other forms of malicious code or disabling devices or the like; (g) all documentation, services and labor shall conform to the performance, capabilities, accuracy, completeness, characteristics, specifications, configurations, standards, and functions required; (h) no aspect of the Work will violate or in any way infringe upon the rights of third parties, including, but not limited to, proprietary information and non-disclosure rights, or any Intellectual Property rights; (i) Contractor is the lawful owner or license holder of all software, methods, methodologies and any pre-existing intellectual property used and the Contractor has the right to grant the Board access to, or use of, such software, methods, methodologies and intellectual property. As used in this Contract, "intellectual property" shall mean any and all know-how, inventions, patents, copy rights, models, designs, trademarks, trade dress, trade secrets, discoveries, regulatory filings, or other information (whether or not patentable and whether or not in tangible or intangible form), software design submittals and related documentation, and any other industrial or proprietary rights, and any documentation relating thereto, and any and all applications for any of the foregoing, whether or not registered as of the Effective Date or at any later date.

8. **Service Level Agreement:** The Contractor shall warrant that access for users of the Remote Absentee Ballot Marking System shall remain uninterrupted, even in the event of failure at any one of the hosted locations, with effective contingency planning (including back-up and disaster recovery capabilities) and 24x7 trouble shooting service for inquiries, outages, issue resolutions, etc. All such warranty service shall be dependable and provide response times that are as good as or better than industry standards. Warranty services shall meet the target levels of the Service Level Agreements ("SLAs") provided herein and be supported with sufficient connectivity and computing resources to handle daily use and reasonably anticipated peak demand, and shall ensure that sufficient bandwidth and computing resources are dedicated to the Remote Absentee Ballot Marking System to meet peak demand times without material degradation in performance. Peak demand times typically begin 46-days prior to election day and continue through Election Day. The Contractor further warrants that the Remote Absentee Ballot Marking System will be available and in accordance with this RFB at all times throughout the Term. The level of unavailability shall not exceed one half of one percent (0.05%) per month. In the event of a breach of the foregoing warranty shall apply service level credits based on the actual availability measure for the applicable month as follows:

Availability	Service Level Credit
99.95% or greater	No Service Level Credit
99.949% - 99.500%	10% of the monthly prorated fee
99.499% - 99.000%	25% of the monthly prorated fee
Below 99.000%	50% of the monthly prorated fee

Service level credits for fees paid on an annual or monthly basis shall be based on a monthly equivalent fee. For example, a 5% service level credit on an annual subscription fee shall be 5% of 1/12 of the annual fee. Service level credits shall be applied to the Board's next invoice or, if the Board has paid the final invoice under the Contract, service level credits shall be paid to the Board within thirty (30) calendar days following the determination that the credit is due. In addition to the foregoing remedies, in the event that availability of the Remote Absentee Ballot Marking System is below 99.5% in anyone (1) month, the Contractor, upon demand of the Board, shall promptly refund to the Board the unused portion of the fee.

END OF SECTION I

SECTION II: BID REQUIREMENTS

A. Method of Submitting Bid

1. Bids must be submitted via e-mail only to boefiscalservices@cuyahogacounty.gov on the completed **Bid Form (Exhibit A)** by the bid deadline of **3:00 pm (EST) on Wednesday, June 9th, 2021**. Please include Bid Number **2021.06.09** in the Subject line.
2. Late bids will not be considered nor will additional time be granted to any bidder.
3. Prospective bidders may only direct questions to the BOARD employees listed on the cover page of these bid specifications.
4. Bids are valid for sixty (60) calendar days after bid opening during which time the Board shall either award or reject Bids. If no action is taken during the sixty (60) calendar day period, the Bids shall become invalid unless the Bidder reaffirms the bid offer.

B. Discrepancies and Addenda

Should a bidder find any discrepancy in or omission from these specifications, the bidder shall at once notify the Board employees listed above. The Board reserves the right to issue addenda to the RFB at any time. However, if an addendum is issued less than 72 hours prior to the bid deadline, the deadline will be modified accordingly. Addenda will be posted on the Board's website and e-mailed to any potential bidders that have requested to receive such information for this RFB. If you would like to have addenda e-mailed to you for this RFB, please contact the RFB contact listed above.

C. Initial Term

The initial term of the contract shall commence on July 17, 2021, and shall continue, unless earlier terminated or canceled, until May 31, 2022.

D. Withdrawal of Bids

Bidders may withdraw a bid that has been submitted at any time up to the bid deadline via either a written request or e-mail to the RFB contact listed above.

E. Multiple Bids

The submission of multiple bids for this RFB shall be considered non-compliant and those bids will be disqualified.

F. Bids Property of the Board

All materials submitted in response to this RFB shall become the property of the Board. Selection or rejection of a response does not affect this right. Additionally, the Board shall not be liable for any costs incurred by bidders in the preparation and presentation of bids submitted in response to this RFB. All documents submitted to the Board in response to this RFB shall become public information after the contract is awarded, and available for review and inspection by anyone requesting to do so. The Board does not encourage the submission of confidential/proprietary information in response to this RFB. However, written

requests for confidentiality can be submitted to the RFB contact. Neither a bid in its entirety nor bid price information will be considered confidential or proprietary. Under Ohio Revised Code Section 149.43, the Board will make a determination of application for disclosure on an ad hoc basis.

G. Bid Opening

Bids will be opened via e-mail by a bi-partisan team immediately after the bid submission deadline. At this time, all bids will be opened, and the Contractor(s) name(s) will be recorded on a bid tabulation form. No dollar amounts or other details of the proposal will be disclosed at this time.

H. Bid Evaluation and Selection

1. The Board shall award this job to the lowest and best bidder in accordance with Section 3501.301 of the Ohio Revised Code.
2. The Board reserves the right to reject any proposal in which the bidder takes exception to the terms and conditions of the request for bid; fails to meet the terms and conditions of the request for bid, including but not limited to, the standards, specifications, and requirements specified in the request for bid; or submits prices that the Board considers to be excessive, compared to existing market conditions, or determines exceed the available funds of the Board.
3. The Board is prohibited under Ohio law from agreeing to indemnify a private party, and bids taking exception to the terms and condition or proposing limitations on liability clauses that implicate the constitutional prohibition against the County lending its aid or credit to private companies under Article VIII, Sec. 6 and interfere with the Prosecuting Attorney's duties under (RC Section 309.09).
4. The Board reserves the right to reject, in whole or in part, any bid that the Board has determined would not be in the best interest of the Board.
5. The Board reserves the right to conduct discussions with bidders who submit bids for the purpose of clarifications or corrections regarding a proposal to ensure full understanding of, and responsiveness to, the requirements specified in the request for proposals.
6. The Board may require any bidder to submit evidence of qualifications as it may deem necessary, and may consider any evidence available to it of the financial, technical, and other qualifications and abilities of the bidder. The Board will not award a Contract to a bidder that, in its opinion, is not fully qualified on the basis of financial resources and responsibility, possession of adequate plant, personnel, experience, and past record of performance to perform the obligations to be undertaken competently and without delay.
7. In order to ensure fair and impartial evaluation, bids and any documents or other records related to a subsequent negotiation for a final contract that would otherwise be available for public inspection and copying under Section 149.43 of the Ohio Revised Code shall not be available until after the award of the contract.
8. Board staff will submit the contract with its recommended Contractor for approval to the Board Members of the Board at a regularly scheduled Board meeting following the bid deadline.

9. The Board shall send a written notice to the bidder to whom it wishes to award the contract. Within a reasonable time period after the award is made, the Board shall notify all other bidders that the contract has been awarded to another bidder.

END OF SECTION II

SECTION III: CONTRACT REQUIREMENTS

A. Terms and Conditions

The following terms and conditions shall apply and become incorporated into the contractual agreement between the Contractor and the Board:

1. Jurisdiction: The Contract shall be construed under and governed by the laws of the State of Ohio, and subject to the review of the Cuyahoga County Prosecutor's Office as to legal form and correctness.. Any litigation arising out of or relating in any way to the Contract or performance hereunder shall be brought only in the courts of the State of Ohio, and the Contractor hereby irrevocably consents to such jurisdiction.

2. Indemnification:

A. General. The Contractor hereby expressly agrees and shall, to the fullest extent permitted by law, indemnify, hold harmless, and, at the option of the Board as decided in its sole discretion, defend or pay for the defense of the Board, its Board members, Director, Deputy Director, officers, agents, representatives, and employees (the "Indemnified Parties") from and against any and all liability, claims, suits, causes of action, liens, demands, losses, damages, (including fines, penalties, incidental and consequential damages), settlements, judgments, costs, and expenses (including reasonable attorneys' fees and any other costs of defense) of every kind, nature, or description arising out of or in connection with, caused by, resulting from, or occurring during the course of the performance of this Agreement, whether directly or indirectly, where such liability is

i) founded upon or grows out of, directly or indirectly, the acts, errors, omissions, undertakings, representations or warranties of the Contractor, its officers, employees, agents, independent contractors or subcontractors (or subcontractors or independent contractors thereof), or any other person or party for which the Contractor is legally liable, and

ii) is attributable in any manner and to any extent to bodily injury, personal injury, sickness, disease or death of any person, loss of revenue, or the injury to or damage, destruction, or loss of use of property.

B. Intellectual Property. Contractor shall defend all suits or claims for misappropriation or infringement of any intellectual property rights and shall pay for the defense of and, indemnify, save and hold the Indemnified Parties harmless from any and all Losses on account thereof resulting from the use by the Board or any of its agents, employees, representatives and assigns of material supplied or services performed under this Contract. In case any component of the materials or services constitutes a misappropriation or an infringement of the United States patent rights or copyrights or other intellectual property rights of a third party and its use is enjoined, Contractor at the Contractor's sole cost and expense, shall promptly (a) secure for the Board, its representatives, agents, and designees the right to continue using the infringing item by suspension of the injunction or by procuring a perpetual, non-revocable, paid-up, royalty-free, assignable, non-exclusive license to reproduce, publish, or otherwise use for the Board's purposes as contemplated herein; or (b) replace the infringing item with a non-infringing substitute that meets the requirements and fulfills the purpose under this Contract; or (c) modify the infringing item so that it becomes non-infringing provided the resulting Work meets the requirements of this Contract. If the amount of time necessary to proceed with one of these options is deemed excessive by the Board, in its sole reasonable discretion, the Board may direct Contractor to select another option (and failure to do so will be an Event of Default under this Contract). Nothing in this Section shall be deemed to limit or condition the Board's rights otherwise set forth in this Contract, including, without limitation, termination of this Contract and damages. C. Conditions. The defense and indemnity obligations of the Contractor shall survive the expiration or termination of the Contract. Should the Board elect to have the Contractor defend one or more of the Indemnified Parties, the Board shall have

the right, but not the obligation, to associate in such defense, whether directly or through outside legal counsel, or both. Nothing herein shall require the Contractor to reimburse the Board for damages or liabilities solely caused by the negligent acts, errors or omissions of one or more of the Indemnified Parties. Between the parties for purposes of fulfilling the Contractor's indemnity obligations hereunder, the Contractor waives any immunity derived from compliance with the Workers' Compensation Laws of the State of Ohio. The obligations of the Contractor hereunder shall not be limited by the types, terms, conditions, or limits of liability of any insurance purchased and maintained by the Contractor.

3. Assumption of Liability: The Board shall not assume responsibility for the payment of any personal property taxes for any materials not owned by the County of Cuyahoga, nor shall the Board pay any insurance premiums for any coverage of any property not owned by the Board. No conditions shall alter this statement.
4. Tax Exempt: The Board is a tax-exempt No. 29 political subdivision of the State of Ohio (Federal I.D. No. 34-6000817). Necessary tax exemption blanks will be furnished to the successful Contractor when the contract is signed.
5. Acceptance of Performance: Acceptance of performance is a condition of the agreement. It shall be understood and agreed that an agent for the Board shall determine finally the satisfactory quality of the services and/or materials furnished under the agreement. Failure to meet performance requirements is a reason for termination of the agreement, and the contractor shall be liable to the County for any excess cost and/or expenses incurred by the County thereafter.
6. Termination: If the Contractor fails to perform any material obligation under the Contract, or the Board becomes dissatisfied with the Contractor's performance, the Board shall notify the Contractor party immediately, in writing, of such failure or dissatisfaction. If the Contractor has not cured the failure to the reasonable satisfaction of the Board within ten (10) days of said notice, then the Board may terminate the Contract in full, upon written notice to the Contractor of such termination. The Board may unilaterally terminate the Contract at any time by giving fourteen (14) calendar days prior written notice to the Contractor. If the Board unilaterally terminates the Contract pursuant to this Section, the Contractor shall be paid its fees for any undisputed benefits provided up to the dismissal date. The Contractor shall not be relieved of liability to the Board for damages sustained by virtue of any breach of the Contract by the Contractor. The Board may withhold or require to be withheld any payment to the Contractor for the purpose of a setoff until such time as the exact amount of damages due the Board is agreed upon or is otherwise determined.
7. Anti-Discrimination: The Contractor agrees that in the employment of labor, skilled or unskilled, under this Agreement, there shall be no discrimination exercised against any person because of race, religion, national origin, sex, ancestry, age, disability, sexual orientation, or veteran status, and that violation thereof shall be deemed a material breach of said Agreement.
8. Disability Accommodations: The Contractor assures that its facilities and services provide reasonable access to all persons with a disability or that reasonable accommodations can be made to provide access. The Contractor agrees to make any and all modifications (that do not impose an undue hardship) to assure access.
9. Damages: Contractor is liable to the Board for all actual and direct damages caused by Contractor's default. The Board may buy substitute supplies or services, from a third party, for those that were to be provided by Contractor. The Board may recover the costs associated with acquiring substitute supplies or services, less any expenses or costs saved by Contractor's default, from Contractor. The Board may deduct all or any part of the damages resulting from Contractor's default from any part of the price still due on the contract, upon prior written notice to being issued to the Contractor by the Board.

10. **Independent Contractor:** The Contractor shall be and remain an independent contractor with respect to all services performed hereunder and agrees to and does hereby accept full and exclusive liability for payment of any and all contributions or taxes for social security, unemployment insurance, or old age retirement benefits, pensions, or annuities now or hereafter imposed under any Local, State or Federal Law which are measured by the wages, salaries, or other remuneration paid to persons employed by the Contractor for work performed under the terms of this Contract and further agrees to obey all lawful rules and regulations and to meet all lawful requirements which are now or hereafter may be issued or promulgated under said respective laws by and duly authorized State or Federal officials; and said Contractor also agrees to indemnify and save harmless Cuyahoga County from such contributions or taxes or liability. It is understood that neither the Contractor nor its employees are construed as employees of the Board for the purpose of the Public Employees Retirement System ("PERS"), Workers' Compensation, or for any other purpose.
11. **Labor and Material:** The Contractor shall well, truly and promptly pay or satisfy the just and equitable claims of all persons who have performed labor or furnished materials or equipment for said Contractor in the execution of this Contract, and all bills, costs or claims of whatever kind which might in law or equity become a lien upon said work.
12. **Assignment:** The Contractor shall not assign, transfer, convey or otherwise dispose of this Contract, or his right to execute it, or his right, title or interest in or to it or any part thereof, or assign, by power of attorney or otherwise, any of the monies due or to become due under this Contract without approval of the County Executive and/or his designee by resolution. All work to be done by subcontractors utilized by the Contractor is subject to pre-approval by the Board. All subcontractors selected by the Contractor and approved by the Board must comply with all the terms and conditions contained in the Board.
13. **Ownership:** Unless otherwise provided, all products produced in response to the contract will be the sole property of the Board.
14. **Contract Documents:** This RFB and part or all of the successful proposal will be incorporated into the contract.
15. **Payment Due Date:** Payments under this contract will be due on the 60th calendar day after the date of actual receipt of a proper invoice by the BOARD. The date of the warrant issued in payment will be considered the date payment is made. Interest on late payments will be paid in accordance with Ohio Revised Code Section 126.30.

B. Required Contract Documents

In addition to the contract agreement furnished by BOARD, the successful Contractor shall provide the following documents within fourteen (14) calendar days of the RFB award date. Failure to provide these documents within this time frame may result in a rescission of the award.

1. **Signature Authority:** A "Signature Authority" document for the Contractor's representative who signs the contract:
 - a. For a corporation, a notarized certificate of power of attorney authorizing the individual's signature to bind the corporation or a notarized certificate of corporate resolution authorizing the signature of the document.
 - b. For the sole owner, a notarized statement indicating that the individual is the sole owner and is authorized to sign for and bind the company.

- c. For a partnership, a certificate of partnership agreement showing the names and address of all partners and authorizing the signatures to bind the partnership.
2. Workers Compensation Certificate: A Worker's Compensation Certificate is required from corporations and partnerships with employees. Sole proprietors and individual consultants are not required to submit this document. The Contractor shall provide a Certificate of Premium Payment for Ohio State Worker's Compensation Insurance, or equivalent Worker's Compensation Insurance or letter of indemnification in lieu thereof. This document shall be current for the entire period of the contract.
3. Certificates of Insurance: The Contractor shall procure, maintain and pay premiums for the insurance coverage and limits of liability indicated below with respect to products, services, work and/or operations performed in connection with this Contract.
 - a. Commercial General Liability Insurance with limits of liability not less than:

\$1,000,000 each occurrence bodily injury & property damage;
\$1,000,000 personal & advertising injury;
\$2,000,000 general aggregate;
\$2,000,000 products/completed operations aggregate.

Such insurance shall be written on an occurrence basis on the Insurance Services Office (ISO) form or its equivalent.
 - b. Privacy and network security breach liability (cyber liability) with coverages and limits not less than \$1,000,000 for each claim or incident alleging a wrongful act, liability, loss, or damage including coverage for network protection, theft, loss, or corruption of data, cyber extortion, denial of service, network security breach liability, regulatory action defense and fines/penalties, privacy liability, notification expense, credit monitoring expense and public relations expense.
 - c. Commercial Automobile Liability Insurance covering all owned, non-owned, hired, and leased vehicles. Such insurance shall provide a limit of not less than \$1,000,000 combined single limit (bodily injury & property damage) each accident;

Such insurance shall be written on an occurrence basis on the Insurance Services Office (ISO) form or its equivalent.

The insurance policies of the Contractor required for this contract shall include the "Cuyahoga County Board of Elections and its employees" as an Additional Insured and shall contain the following endorsements:

- (i) Thirty (30) days prior notice of cancellation or material change;
- (ii) A waiver of subrogation wherein the insurer(s) waives all rights of recovery against the Board,
- (iii) The insurance policies are primary and the provider will not seek contribution from any other insurance available to an additional insured.

The insurance required for this contract shall be provided by insurance carrier(s) licensed to transact business and write insurance in the state(s) where operations are performed and shall carry a minimum A.M. Best's rating of A VII or above. The Contractor shall also require any and all of its subcontractors to procure, maintain, and pay premiums for the insurance coverages and limits of liability outlined above with respect to products, services, work and/or operations performed in connection with this Contract.

END OF SECTION III

INDEX OF EXHIBITS

Exhibit A – Bid Form

Bid # 2021.06.09**Cuyahoga County Board of Elections****Remote Absentee Ballot Marking and Sample Ballots**

Instructions: Enter in blue highlighted area only. Enter the Unit Price for each Category. After Totals are calculated, save Excel file to include your Vendor Name.

Description of Services:

The Vendor Software License will include the configuration and setup of Remote Absentee Ballot Marking and Sample Ballots for every precinct style ballot in each expected and unexpected election during the contract period, July 17, 2021 through May 31, 2022.

Pricing for the Vendor Software License shall be all inclusive and a not-to-exceed amount.

Expected Elections	# of anticipated unique precinct style ballots		
August 3, 2021, Special Election	513		
September 14, 2021, Primary Election	604		
November 2, 2021, General Election	975		
May 3, 2022, Primary Election	2,925		
Pricing			
Category	Quantity	Unit	Unit Price
Initial Setup and Installation	1	EA	\$ -
Software License 7/17/2021 through 5/31/2022	1	EA	\$ 18,000.00
Enter Vendor Name: Enhanced Voting LLC	Bid Total: \$ 18,000.00		

Cuyahoga County Board of Elections (Board)
2925 Euclid Avenue
Cleveland, Ohio 44115

June 9, 2021

Ms. Zusy and Mr. McAlea,

Thank you for the opportunity to respond to this request for bids (RFB) on behalf of Enhanced Voting. Enhanced Voting is a leading provider of remote absentee ballot delivery and marking solutions with sample ballots. We have had the pleasure to work in Ohio as well as seven other states with that exact purpose and are well-qualified to meet the Cuyahoga County Board of Elections' requirements.

Our EnhancedBallot solution is the most modern, secure, and accessible solution on the market. It is also the easiest to setup and administer with fewer steps and clicks for election administrators. We have improved it over the past eight years, using our experiences with states, localities, voters, and subject matter experts to inform and guide its development.

EnhancedBallot allows eligible voters to receive an electronic ballot via an email link that he/she can access, read, and mark privately and independently using their own system and assistive devices. EnhancedBallot also provides a sample ballot feature with no additional effort for the Board. This includes the ability to publish and integrate the sample ballots within the Board's website. EnhancedBallot provides these features through the most efficient and configurable system on the market, making it as easy as possible for election officials.

In this proposal, we address the deliverables and responsibilities listed in the RFB. We have provided pricing separately in Exhibit A. We have also reviewed the Terms and Conditions and agree to them without modification.

In conclusion, Enhanced Voting is familiar with Cuyahoga County's size and complexity as well as your reputation as one of the best run election offices in the nation. We understand the importance of the work you do and the high standards you apply to it. We are committed to meeting those standards and supporting you as you serve your voters.

Sincerely,



Aaron Wilson
Enhanced Voting, Founder and CEO
aaron.wilson@enhancedvoting.com
850.723.8274

Enhanced Voting

EnhancedBallot 3.0 Proposal

Response to

Cuyahoga County Board of Elections Request for Bid 2021.06.09

Remote absentee ballot delivery and marking system with electronic samples ballots

June 9, 2021

Enhanced Voting Deliverables

Certified System

Enhanced Voting will supply EnhancedBallot, a certified remote ballot marking system in the State of Ohio. EnhancedBallot was originally certified as the MyBallot system under a different vendor. Our latest version, EnhancedBallot 3.0, will be certified on June 15, 2021 by the Ohio Board of Voting Machine Examiners (BVME). We have attached the full test lab report which will be presented to the BVME with our submission to demonstrate our compliance with the remote ballot marking system matrix.

Software License

EnhancedBallot 3.0 will be licensed to the Cuyahoga Board beginning with the contract award through May 31, 2022.

EnhancedBallot is compatible with ElectionWare versions 5.0.0.0 and higher. We have demonstrated this compatibility in Ohio, Kentucky, and Illinois where ElectionWare tabulation systems have been used with our products.

Furthermore, EnhancedBallot is compatible with the following other systems certified in Ohio:

- Clear Ballot Clear Vote, all versions
- Unisyn OpenElect, version 2.0 and higher
- Dominion DemocracySuite, all versions
- Hart Verity Voting version 2.0 and higher

We have imported election data from each of these systems for live elections in Ohio and other states. Our import process is a single click. There is no manual mapping required.

Enhanced Ballot is also compatible with GEMS and Unity legacy systems.

Training and Implementation

Enhanced Voting will provide comprehensive training and documentation to support the necessary Board staff. This will include demonstrations, guided walk-throughs, and can include as many joint working sessions as requested by Board staff. We will also provide direct phone and email support for Board staff. We are proud of the customer support we provide and have excellent customer reviews.

For your awareness, we provided indirect support to Ohio counties through another company since 2018. We are converting those customers to direct support with Enhanced Voting because the support was not meeting our high standards.

Our training will include hosting, integration, migration, set-up, testing, and troubleshooting. We have attached our user guide to this proposal as an example of the documentation we provide.

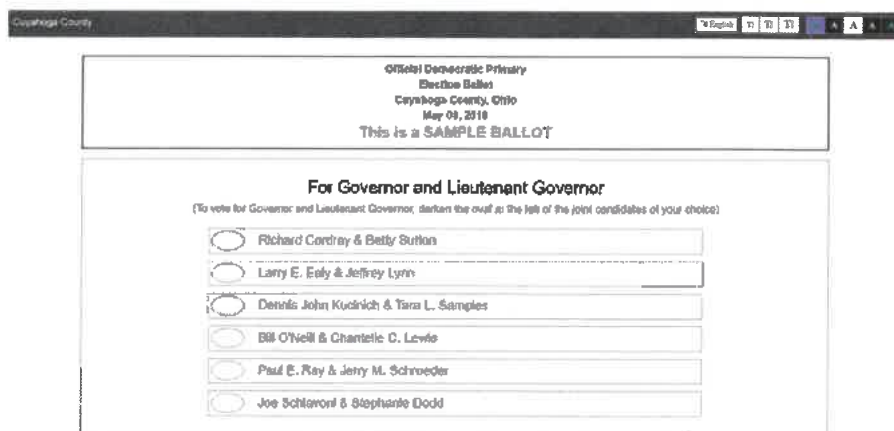
Additionally, Enhanced Voting is aware of the low usage of accessible ballot delivery in Cuyahoga. If agreeable with the Board, we would like to offer assistance developing voter-facing awareness materials that can assist the county in notifying qualifying voters of this type of system. In the past, we have also met with local chapters of accessibility groups to provide training on the platform and we are willing to do that again.

Software Updates/Upgrades

EnhancedBallot license includes, at no additional charge, all software updates, enhancements, modifications, upgrades, revisions, replacements, error corrections, patches, and bug fixes made by Enhanced Voting and approved for use in the State of Ohio. The license includes all documentation updates as well.

Electronic Ballot Files

The EnhancedBallot sample ballot feature uses the same ballot data imported for accessible ballot marking and makes precinct-specific sample ballots available for voters. Enhanced Voting will provide a unique link per precinct per election for use on the Board's website. The sample ballots will be available for each election for the duration of the contract.



Cuyahoga County

Official Democratic Primary
Election Ballot
Cuyahoga County, Ohio
May 09, 2018
This is a SAMPLE BALLOT

For Governor and Lieutenant Governor
(To vote for Governor and Lieutenant Governor, darken the oval to the left of the joint candidates of your choice)

☐ Richard Cordray & Betty Burton

☐ Larry E. Ealy & Jeffrey Lynn

☐ Dennis John Kucinich & Tara L. Samples

☐ Bill O'Neill & Chantelle C. Lewis

☐ Paul E. Ray & Jerry M. Schroeder

☐ Joe Schleroni & Stephanie Dodd

Figure 1 - Example sample ballot (ballot continues as the user scrolls)

Technical Support

Enhanced Voting provides remote technical support as needed. This is included in the EnhancedBallot license at no additional charge. Our support covers the entire implementation and ongoing use of the product, including configuration and support, election management, voter management, user management, sample ballot setup and deployment, and any other feature of the product.

Enhanced Voting can provide in person technical support at agreed to rates and expenses.

Testing

Enhanced Voting regularly performs accessibility and security testing. As demonstrated in the attached report from Pro V&V, EnhancedBallot complies with all accessibility and security requirements. We go further than compliance, however, and often engage blind and other disability groups to test the system and give us feedback.

At the time of this submission and subsequent certification on June 15, EnhancedBallot will be the most up-to-date product in the state of Ohio.

Compatibility

EnhancedBallot is compatible with all major browsers on all device sizes, going back at least three versions. This includes Google Chrome, Mozilla Firefox, Microsoft Edge (old and new), and Safari. The site is responsive to the device size and is easy to use on desktops, tablets, and mobile phones.

EnhancedBallot is also compatible with Internet Explorer version 10 and higher.

Enhanced Voting Responsibilities

Unbiased Business Conduct

Enhanced Voting acknowledges, agrees, and will comply with the Unbiased Business Conduct requirements.

Processing

Enhanced Voting will import data from the Board's data file(s). We will adapt to your data content and format to generating the bilingual ballot styles necessary for remote ballot marking and delivery. We will comply with the Board's dates for election setup and will ensure the ballots are ready prior to the by-mail absentee voting period.

Enhanced Voting has a long, successful history of working with client data and ensuring simple and easy integrations. In 2020, we implemented entirely new states within days based on our ability to work with the data they had available at the time.

Errors

Enhanced Voting is committed to resolving any errors identified by the Board staff while using the product. We will be on standby at the Board proofs and tests ballots in the lead up to an election to resolve any issues as soon as possible.

Proofs

Enhanced Voting will proof the completed election set-up prior to notifying the Board that the election is ready for their review.

Project Manager

Enhanced Voting will appoint Aaron Wilson as the primary project manager and Dayna Causby as his backup for the implementation and ongoing use of the product.

Performance Warranty

Enhanced Voting has reviewed the Performance Warranty language in the RFB and agrees to it without modification.

Software Warranty

Enhanced Voting has reviewed the Software Warranty language in the RFB and agrees to it without modification.

Service Level Agreement

Enhanced Voting understands the critical nature of this service to voters especially during the 46-day period prior to elections. We have designed the system architecture and selected the Microsoft Azure hosting platform to ensure the highly availability. We have engaged with Microsoft directly to review and advise on the security and reliability of the platform in the lead up to the 2020 election and complied with all their recommendations. The same setup is still in effect today.

Enhanced Voting has reviewed the Service Level Agreement language in the RFB and agrees to it without modification.

About Enhanced Voting

Company Vision

Our vision is to provide innovative, accessible, and secure election technologies that election officials trust.

Past Performance

Enhanced Voting builds products that elevate election technology to the level voters and election officials expect and deserve, with professional service and expertise you can count on.

Since 2013, we have worked with election officials across the country to supply voting solutions that are secure, easy-to-use, and accessible to all. We support electronic ballot delivery for overseas military and civilians and fully accessible vote-by-mail for voters with disabilities. Our technologies have helped Oklahoma, Virginia, Kentucky, New Jersey, Ohio, New Hampshire, Massachusetts, and Illinois implement state-of-the-art electronic ballot delivery for their voters.

We also contribute to a variety of important projects in election technology. Our founder, Aaron Wilson, is a recognized election technology and security expert and has contributed to several important documents including the latest version of the Voluntary Voting System Guidelines (VVSGs).

State	Scope	Highlights
Oklahoma	Statewide, UOCAVA Remote Ballot Delivery	<ul style="list-style-type: none"> • Ballot Delivery, Marking, and Tracking for all UOCAVA voters statewide • Fully integrated with state VR and Election Management Systems • Ballots automatically duplicated upon return
Ohio	18 Counties, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Accessible ballot marking and delivery, plus sample ballots for some jurisdictions • Integrated with county tabulation systems, including various version of ES&S, Dominion, Hart, Clear Ballot, and Unisyn systems • Certified by State of Ohio
Virginia	Statewide, UOCAVA and Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • UOCAVA and accessible ballot marking and delivery statewide • Support four languages for Fairfax County • Thousands of voters use the system every election

		<ul style="list-style-type: none"> • Supported 2881 ballot styles and 8522 voters for 2020 General Election
Massachusetts	Statewide, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Supported 2020 Primary and General Elections • Supported 11,160 ballot styles and 60 voters across 2 elections
New Jersey	Statewide, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Supported 2020 Primary and General Elections • Implementation took less than a week • Imported election data from Dominion DemocracySuite and Dominion WinEDS systems • Supported 1156 ballot styles
New Hampshire	Statewide, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Supported 2020 Primary and General Elections • Imported election data from AccuVote systems • Supported 960 ballot styles and 62 voters across 2 elections
Illinois	Statewide, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Supported 2020 General Election • Imported election data from ElectionWare, GEMS, and Unity legacy systems • Supported 8574 ballot styles
Kentucky	Statewide, Accessible Remote Ballot Delivery	<ul style="list-style-type: none"> • Supported 2020 General Elections • Imported election data from ES&S ElectionWare, Hart BOSS, and Hart Verity systems • Supported 2614 ballot styles

Team

Aaron Wilson, Founder and CEO



Aaron Wilson is a security engineer, software architect, and election technology expert. He has a passion for building innovative and secure election technology and founded Enhanced Voting in 2013 with that vision.

Aaron recently served as the Senior Director of Election Security for the Center for Internet Security (CIS). At CIS, Aaron led all election security best practice development efforts including the publication of *A Guide for Ensuring Security in Election Technology Procurement*, *Security Best Practices for Non-Voting Election Technology*, and *Managing Cybersecurity Supply Chain Risks in Election Technology*. Aaron was also the creator of the Rapid Architecture Based Election Technology Verification (RABET-V)

Process and Pilot Program. Aaron spoke at the 2020 RSA Conference on securing non-voting election technology and is often quoted in security articles on ways to improve election security.

Aaron began his career testing and conducting security evaluations of voting systems for the Florida Division of Elections. Aaron has also served as the Vice President of Products and Services for Greenshades Software and the Director of Product for Clear Ballot Group, a federally certified voting system manufacturer. In 2010, he led the deployment of the first MOVE-act compliant electronic ballot delivery systems for overseas civilians and military voters in 10 states.

Steven Musick, CTO



Steven Musick is an enterprise architect, cloud computing, and distributed systems expert who loves to solve difficult problems in computing that affect people and the world we live in.

Steven has built his career on creating innovative software solutions where compliance and security are critical for the success of the product, most recently through design and production of a full payroll engine that not only meets all federal, state, and local tax compliance requirements, but is scalable and performant without sacrificing the flexibility needed by larger organizations.

Steven has a particular interest in providing modern methods of making one's voice heard in the midst of political division and misinformation by providing safe, secure, and reliable methods to vote that are compatible with the online and connected world that we live in.

Dayna Causby, Director of Support



Dayna Causby is passionate about helping election officials manage their processes. After entering elections in 2012 as a local election administrator in North Carolina and then Montana, Dayna quickly learned that elections are complicated. She became passionate about learning from others across the country. By implementing the best practices and collaborating with other professionals her teams enhanced the voting experience for her jurisdictions. With those "boots on the ground" experiences, Dayna shifted her focus to helping state entities through the 2020 election cycle. Working and collaborating with some of the most recognized names in the industry to develop new processes and procedures surrounding COVID-19 and elections. Mid-year, her focus shifted to helping

states implement mail ballot systems effectively and with realistic processes. While on the ground in a key battle ground state during the November 2020 cycle, Dayna was able to help officials struggle

through COVID-19 outbreaks among workers, survive equipment distribution troubleshooting, schedule and deploy equipment and supply roll out, develop systems around mail ballot outbound and inbound management, and a plethora of other support for election officials.

Dayna is a proud champion for our country's election officials and is dedicated to making sure they have the support they need to succeed.

Supplemental Material

To assist the board with their evaluation of this proposal, we have included the following with our submission:

- EnhancedBallot Product Sheet
- EnhancedBallot Administrator User guide
- EnhancedBallot 3.0 ProV&V Testing Report



DIRECTIVE 2019-08

June 11, 2019

To: All County Boards of Elections
Directors, Deputy Directors, and Board Members

Re: Security

SUMMARY

As election officials, it is our duty to protect the security and integrity of Ohio's elections. The threat to our elections infrastructure continues to demand our attention and diligence. On January 6, 2017, the United States Department of Homeland Security ("DHS") designated United States election systems as part of the nation's critical infrastructure ("CI"). In March 2018, the federal government appropriated \$380 million in grants to the states to secure and improve election systems.¹ In 2018, the Secretary of State's Office issued Directive 2018-15, which required each board of elections to procure services and take action to enhance its security and infrastructure.

This Directive provides Ohio with the opportunity to continue to strengthen the security of our election systems and become a best practices leader nationwide in the statewide efforts that will be undertaken to do so. The Directive instructs county boards of elections on continuing action and outlines additional requirements that each board must take to enhance its overall election security and protect its information technology ("IT") systems. This Directive also explains the grant funding available to counties to enhance their infrastructure.

As you will see, the security upgrades contained within this Directive are significant, but by working together, our office is confident each county will be able to achieve the requirements. Ohio has a strong history of administering fair, accurate and secure elections. We have long been a national leader in election security and are confident that this Directive will provide the necessary guidance to ensure that continues.

CONTINUING REQUIREMENTS

I. THE ELECTION INFRASTRUCTURE INFORMATION SHARING AND ANALYSIS CENTER ("EI-ISAC") & DHS RESOURCES

Ohio has established itself as a leader in cybersecurity with its participation in EI-ISAC. Every Ohio county board of elections has been a member of the EI-ISAC since July of 2018, and it is imperative that each board of elections remain a member.

¹ Consolidated Appropriations Act of 2018, 115 P.L. 141, 132 Stat. 348, 2018 Enacted H.R. 1625, 115 Enacted H.R. 1625.

The EI-ISAC is an elections specific sub-component of the Multi-State Information Sharing and Analysis Center (“MS-ISAC”) and is supported by DHS. Active and continued participation provides county boards of elections with timely and actionable information regarding threats to your election information systems. Each board must update its information with the EI-ISAC after any staffing changes to ensure that the appropriate personnel receive and review emails. Each board should provide information received from the EI-ISAC to its county IT personnel. New board and staff members may register at <https://learn.cisecurity.org/ei-isac-registration>.

As a result of the DHS critical infrastructure designation, election officials can take advantage of a full menu of DHS resources for no additional cost.² Election officials can obtain information on these resources and services by contacting DHS at NCCICCustomerService@hq.dhs.gov.

Each board of elections **must continue to use** the following two DHS services:

- A. Phishing Campaign Assessment (“PCA”). This assessment is a “no cost six-week engagement ... that evaluates an organization’s susceptibility and reaction to phishing emails of varying complexity.” This service must be utilized **annually** by each county board of elections.
- B. Vulnerability Scanning. This service provides “vulnerability scanning of Internet-accessible systems for known vulnerabilities on a continual basis as a no-cost service. As potential issues are identified, DHS notifies impacted customers so they may proactively mitigate risks to their systems prior to exploitation. The service incentivizes modern security practices and enables participants to reduce their exposure to exploitable vulnerabilities.” This service must be utilized **weekly** by each county board of elections.

II. CENTER FOR INTERNET SECURITY (“CIS”) ELECTIONS INFRASTRUCTURE PLAYBOOK³

Directive 2018-15 required each board of elections to review the CIS checklist and create an Elections Infrastructure Security Assessment (“EISA”). In order to advise and assist the board in fulfilling the mandatory portions of Directive 2018-15, counties contracted with “pathfinder” consultants. Each board of elections was required to provide a copy of its EISA to the Secretary of State’s Office and make “best efforts” to address “High Priority” items prior to the November 6, 2018 General Election and address “Medium” items “as soon as reasonably practicable.”

Based on the Secretary of State’s review of the EISA, there are still a number of “High Priority” items that boards of elections have not addressed. Each board of elections is **required** to address and mitigate all “High Priority” items contained in the EISA no later than January 31, 2020. Additionally, the Technical Security Document, which accompanies this Directive, contains

² <https://www.dhs.gov/publication/election-security-resources>

³ <https://www.cisecurity.org/wp-content/uploads/2018/02/CIS-Elections-eBook-15-Feb.pdf>.

additional details regarding these items that each board must review thoroughly. The “Funding” section of this Directive provides boards of elections with instructions on how to obtain funding to address these items.

III. SECURING ONLINE CAPABILITIES – TLS/SSL,⁴ CLOUDFLARE, AND GOOGLE PROJECT SHIELD

- A. TLS/SSL Certificates. TLS/SSL certificates are inexpensive and increase the security of data being transferred between a user and the website and reduce the risk of the website being flagged as not secure.⁵ Each county board of elections **must** continue to utilize TLS/SSL certificates for any publicly facing or internal web-based applications (e.g., the county board of elections’ website) and ensure that its existing certificates do not expire.
- B. Cloudflare Athenian Project. Cloudflare provides a suite of services to elections officials for no additional cost. These services, collectively referred to as the “Athenian Project,” include Distributed Denial of Service (“DDoS”) attack protection, web application firewall (“WAF”) with pre-built and custom rulesets, rate limiting, “Under Attack” emergency support, and 24/7/365 phone, email, and chat support. Each county board of elections is encouraged to consider whether participation in Cloudflare’s Athenian Project would be of benefit to the board. Additional information and an enrollment form are available at <https://www.cloudflare.com/athenian-project/>.
- C. Google Project Shield. Google offers a DDoS protection service, Project Shield, to elections officials for no additional cost. Project Shield provides advanced DDoS protection by filtering harmful traffic and absorbing traffic through caching. County boards of elections are encouraged to use Google’s Project Shield. Additional information and an enrollment form are available at <https://projectshield.withgoogle.com/public/>.

NEW REQUIREMENTS

As mentioned above, the Technical Security Document and Ohio Mandatory Security Measures Checklist accompanies this Directive and provides additional details regarding the requirements contained within this Directive. The Technical Security Document and the Ohio Mandatory Security Measures Checklist are security records for official use only and are not subject to disclosure as a public record pursuant to R.C. 149.433. All items in the Technical Security Document and the Ohio Mandatory Security Measures Checklist are an extension of this Directive.

⁴ TLS/SSL: “transport layer security” formerly commonly known as “secure socket layer” for use with online communications through secure hypertext transfer protocol, or https

⁵ <https://security.googleblog.com/2018/02/a-secure-web-is-here-to-stay.html>.

I. ADDITIONAL SERVICES FROM DHS⁶ & TABLETOP EXERCISE (“TTX”)

Each board of elections is **required** to utilize the following additional services from DHS at no additional cost. Election officials can contact DHS to obtain information on these resources and services at NCCICCustomerService@hq.dhs.gov.

- A. Risk and Vulnerability Assessment. This onsite assessment gathers data and “combines it with national threat and vulnerability information” to detect vulnerabilities in network security. After completing the assessment, DHS provides a final report with its findings and recommendations for improving network security controls.
- B. Remote Penetration Testing. DHS provides this service remotely to identify vulnerabilities in externally accessible systems. After completing testing, DHS provides a final report with its findings and recommendations.
- C. Validated Architectural Design Review. This review is designed to develop a detailed representation of the communications and relationships between devices to identify anomalous communication flows. Following the review, a participating organization will receive a report that includes discoveries and recommendations for improving organizational operations and cybersecurity.
- D. Cyber Threat Hunt. DHS will perform an in-depth review on site at the board of election to determine if a network compromise has occurred.

Each county board of elections must request these services no later than July 19, 2019. The Secretary of State’s Office will issue an Elect Collect survey to confirm each county board of elections’ participation in these services.

If critical vulnerabilities are identified based on these services, the board must immediately remediate no later than January 31, 2020.

At least two individuals from each county are required to participate in the TTX facilitated by the DHS on Wednesday, June 19, 2019 from 11:00 a.m. to 4:00 p.m. A county may send up to five individuals to participate in the TTX. County boards of elections should invite county IT staff, county Emergency Management officials, local law enforcement, or representatives from any other agency the board might collaborate with on Election Day to help things run smoothly or in the event of an emergency.

This exercise will assist participants in identifying best practices and areas for improvement in cyber incident planning, identification, response, and recovery. Through tabletop

⁶ The CISA Election Infrastructure Security Resource Guide sets forth these resources and provides additional information regarding them.

simulation of a realistic scenario, participants will discuss and explore potential impacts to voter confidence, voting operations, and the integrity of elections.

II. USE OF .GOV OR .US DOMAIN NAME

Each board of elections must use a domain name ending in “.gov” or “.us” for its board of elections’ website. All email addresses used to conduct board of elections official business must end in “.gov” or “.us.” No board of elections’ member, director, deputy director, or employee is permitted to use an email address from an email service provider (e.g., gmail, yahoo, Hotmail, etc.) or internet service provider (e.g., AT&T, Comcast, etc.) to conduct board of elections official business.

Each board of elections must comply with this requirement no later than January 31, 2020.

III. ASSESSMENT AND ANNUAL TRAINING ON CYBERSECURITY AND PHYSICAL SECURITY

Each board of elections must train its staff annually on cybersecurity. Each board is required to use the programs set forth in the Technical Security Document. The programs cover topics such as knowing how to detect a phishing email, the importance of using strong passwords, and general cybersecurity awareness.

Each board of elections must request a DHS physical security assessment, which is offered at no cost, by July 19, 2019. Through onsite “Assist Visits” followed by web-based Infrastructure Survey Tool (“IST”) security surveys, DHS performs assessments of the physical security of any facility used by a board of elections, identify security gaps, and recommend improvements.

The board must also train its staff on the board’s physical security practices and policies. Requirements for securing the board of elections’ office, voting equipment, and ballots are outlined in Chapter 2, Section 1.07, of the Ohio Election Official Manual. Each board must review these requirements and ensure that its practices meet or exceed the requirements set forth in the Election Official Manual.

IV. CRIMINAL BACKGROUND CHECKS

All permanent board of elections employees and vendors or contractors that perform sensitive services for the board of elections are required to have a criminal background check conducted. “Sensitive services” means those services that (i) require access to customer/consumer/agency employee information, (ii) relate to the board of election or Secretary of State’s computer networks, information systems, databases or secure facilities under circumstances that would permit modifications to such systems, or (iii) involve unsupervised access to secure facilities (“sensitive services”).

Vendors and contractors may be required to pay for any background check services or may attest that a background check has been completed, and that no ineligible criminal offenses have

been committed. Each board must have a policy that sets forth the procedures for reviewing background checks and determining whether any convictions should bar employment.

V. CENTER FOR INTERNET SECURITY (“CIS”) GUIDE FOR ENSURING SECURITY IN ELECTIONS TECHNICAL PROCUREMENTS CONTRACT REQUIREMENTS

Each board of elections must follow the CIS Guide for Ensuring Security in Elections Technical Procurements and include any applicable contract requirements in any contract that the board enters into with IT vendors. These requirements govern the security requirements involving externally hosted contractor information systems, information systems hosted in board of elections’ or county facilities that directly connect to the board of elections’ network, cloud information systems, or mobile applications.

Accompanying this Directive is the CIS Guide for Ensuring Security in Elections Technical Procurements that the county board of elections can use to meet this requirement.

VI. DOMAIN-BASED MESSAGE AUTHENTICATION, REPORTING & CONFORMANCE (“DMARC”)

DMARC is an email service that assists email users with identifying whether an email is from a legitimate source and helps prevent email spoofing. Email spoofing involves forging the sender’s address and tricking the recipient into thinking the email is from a legitimate source. DMARC can be used with your county’s existing inbound email authentication process.

Each board of elections is required to utilize this service no later than January 31, 2020. Additional information on using DMARC is found here: <https://cyber.dhs.gov/bod/18-01/#introduction-to-email-authentication>.

WHAT THE SECRETARY OF STATE’S OFFICE IS DOING

- A. New PCs and Windows 10. The Secretary of State provided new computers with Windows 10 for each board of elections for use only on the dedicated state fiber network. Windows 10 has numerous security features which provide increased security to the Statewide Voter Registration Database (“SWVRD”) and counties using the state PC with regularity for local administrative purposes.
- B. SWVRD Database Modernization. The Secretary of State’s Office modernized the software that serves as the backbone of the SWVRD to further enhance the security of the system.
- C. Multi-Factor Authentication (“MFA”). The Secretary of State’s Office is implementing MFA for all of its web-based applications available to election

officials. It implemented MFA for Outlook 365 and is in the process of implementing it for the BOE Portal.

- D. Network Intrusion Detection. The Secretary of State's Office will provide Albert intrusion detection devices to all counties who do not currently have an Albert intrusion detection device or a substantially similar device. Additionally, the Secretary of State's Office will provide Albert intrusion detection devices to the voting system, epollbook, voter registration system, and remote marking ballot device vendors that are operational in Ohio. Additional information regarding this and accompanying services can be found in the Technical Security Document.
- E. Security Information and Event Management ("SIEM") Logging. The Secretary of State's Office will provide SIEM and security monitoring services supporting the SIEM.

GRANT FUNDING

The Secretary of State's Office is providing one-time grant funding of \$50,000 to assist county boards of elections with implementing the high priority items identified in its EISA and the Technical Security Document. Each county is required to enter into a grant agreement with the Secretary of State's Office and deposit the grant funds into a separate, interest-bearing account. Each county also is required to periodically report to the Secretary of State's Office on the balance of funds. Please return the signed grant agreement to havagrants@ohiosos.gov by July 19, 2019.

To document that the funds are spent appropriately and to ensure that the best price is received for any item or service, the board must obtain three quotes from vendors offering the required item or service and submit those quotes with a final invoice to the Secretary of State's Office. If there are fewer than three vendors, which offer the required item or service, a board must certify that fact to the Secretary of State's Office. A board is encouraged to utilize the state term schedules to identify a vendor offering a competitive price for a required item or service. The schedule is available here: <https://procure.ohio.gov/proc/contractssts.asp>.

If you have any questions regarding this Directive, please contact the Secretary of State's office at (614) 728-8789.

Yours in service,


Frank LaRose
Ohio Secretary of State

Cyber Security Requirements for Vendors

Item	Technical Document		Technical Document	
	Directive 2019-08	Directive 2019-08	Directive 2020-12	Directive 2020-12
The vendor must sign up for vulnerability scanning of Internet Facing Systems thru DHS CyberHygiene	Page 2	Page 4	Page 5	Page 6
Results of the DHS CyberHygiene Scans must be shared with SOS Office automatically				Page 6
The solution must use of SSL Certificates for internet facing applications	Page 3		Page 4	Page 6
The vendor must Engage DHS to perform a Risk and Vulnerability Assessment of the solution every two years	Page 4		Page 6	Page 6
The vendor must Engage DHS to perform Remote Penetration Testing every two years	Page 4		Page 6	Page 7
The vendor must Engage DHS to perform a Validated Architecture Design Review every two years	Page 4		Page 6	Page 7
The solution must use a .GOV domain for internet facing websites and email	Page 5	Page 3	Page 4	Page 9
Any emails sent by the solution must make use of DMARC, DKIM and SPF		Page 3	Page 5	Page 9
The vendor must ensure that Criminal Background Checks are performed on all employees and contractors accessing the solution	Page 5	Page 12	Page 7	Page 12
The solution must support Network Intrusion Detection provided by Albert, with the Albert device monitoring traffic for the solution to/from the internet. Albert Alerts for the Solution must be shared with the Ohio Secretary of State's Office.	Page 7	Page 9	Page 2	Page 4
Solution must log to the Secretary of State Provided SIEM at each county	Page 7		Page 3	Page 4
The solution must support a Deployment and Management of a Endpoint Detection and Response Solution			Page 3	
The solution must support Malicious Domain Blocking for all outbound DNS requests. The solution must use CIS's MDBR solution for its outbound DNS servers. MDBR@ohiosos.gov must be listed as a contact to receive alerts and weekly reports. Screen Shots showing that the MDBR Test links are working properly must be submitted to the Ohio Secretary of State's Office.			Page 3	Page 5
The solution must provide a Web Application Firewall configured for DDoS attack prevention			Page 4	Page 6
The solution must provide a Web Application Firewall configured to Block Malicious automated scanning			Page 4	Page 6
The solution must provide a Web Application Firewall configured to Block malicious automated processes (bots)			Page 4	Page 6
The solution must provide a Web Application Firewall configured to Block common system vulnerabilities such as cross-site scripting, SQL injection, and CMS vulnerabilities			Page 4	Page 6
The solution must provide a Web Application Firewall configured to log all web application firewall events to the SOS Provided SIEM			Page 4	Page 4
The solution must utilize CloudFlare as the web application firewall			Page 4	Page 6
Vendor must have a Vulnerability Management program for the product which resolves Critical Vulnerabilities in 15 days and High Vulnerabilities in 30 Days, and commit to ensuring that the vulnerabilities for the solution are patched in accordance to this schedule.		Page 8	Page 7	Page 7
Product must achieve ADA Compliance (ACAG Level 2.1, Level AA) for any public facing portions of the solution			Page 10	Page 15
Solution must be protected by a firewall with Intrusion Prevention Features Enabled		Page 4		
Solution must be protected by a Firewall configured with Least Privilege		Page 4		
All Remote Management must be performed via a VPN with MFA		Page 4 & 10		
All Remote access sessions must be logged and stored in the Secretary of State provided SIEM at the county.				
The provided firewall must log allowed and denied traffic and send the logs to the SOS provided SIEM in each county		Page 4		Page 4
The Solution must send the following logs to the Secretary of State Provided SIEM at each county (Windows Event Logging, Firewall Logging, DNS Logging, Proxy and Load Balancers, and Web Server Logging)				Page 4
The Solution must be configured to ensure that pollbooks are on it's own isolated segment.		Page 5		
Solution must be protected by a Firewall having fine Grain Access Controls for systems with Least Privilege		Page 6		
Solution must be protected by a Firewall with All access control events being logged and sent to the SOS SIEM Solution in each county		Page 6		
The solution must require strong passwords, consisting of 15 characters or more and contain three of the following; Number, Lower-case letter, Upper-case letter and Symbol		Page 7		Page 11
The solution must store all passwords in a format prescribed under NIST 800-53		Page 7		Page 11

Multifactor authentication (MFA) required for all accounts accessing voter registration data and election systems, electronic email, remote access and system administrative functions		Page 7		
The MFA solution utilized must meet NIST 800-63B Standards		Page 7		
Wireless Networks In use must support WPA2 or later with AES Encryption		Page 8		
If preshared keys (Passwords/passphrases) are used for wireless network, the wireless passwords/passphrases must be changed ever three months and before an election.		Page 8		
The solution must support application whitelisting on the servers containing the product(s)		Page 8		
Wireless Network names (SSID's) ust be hidden.		Page 8		
Wireless networks for ePollbooks should not be named "Pollpad" or "KnowInk" nor should they reference any board of elections or governmental activity		Page 8		
If wireless networks are used at a polling location for epollbook communications, they must be securely configured to explicitly block access to the internet. Epollbooks must not connect to the internet while at a polling location. Please note, APN/VPN Connectivity is permitted. This APN/VPN must terminate to the county board of election firewall, provided that least privilege and only needed communications/ports/url are whitelisted on the APN/VPN connection, firewall, proper network segmentation and all other items contained in the Security Directives are in place.		Page 8		
If deployed on physical servers, the solution must support Device and USB Whitelisting				Page 10
All data stored and transmitted in the solution must encrypted to meet FIPS 140-2 standards and State of Ohio IT Policies		Page 10		
Systems must be deployed using Secure Baseline Configurations		Page 12		
Server and Workstations as part of the solution must meet CIS Standards		Page 14		
The solution must provide malware management		Page 13 & 14		
The solution must use of State Provided Endpoint Detection and Response Solution				Page 4
CIS Guide for ensuring Security in Technical Procurements Contract Requirements (See CIS Guide for Procurement Tab)	Page 6	Page 15 & 16	Page 7	Page 12

CIS Guide for Ensuring Security in Elections Technical Procurements

		CIS Guide for Ensure Security In Election Technology Procurement
Item	Technical Document Directive 2019-08	
Engage DHS to perform a RVA every two years	Page 15	
Engage DHS to perform a Network Mapping and Vulnerability Scanning	Page 15	
Engage DHS to perform a Phishing tests of your Organization	Page 15	
Engage DHS to perform a Web application and database evaluations	Page 15	
Engage DHS to perform a Full Penetration test of the proposed solution - perform these test annually	Page 15	
Results of testing above and remedation plan must be submitted to BOE and SOS	Page 15	
Vendor must become members of the IT-ISAC	Page 15	
Vendor must become members of the EI-ISAC	Page 15	
Deploy an Albert IDS device to protect and monitor the solution	Page 15	
Vendor must Immediately notify the BOE, SOS and EI-ISAC of any system breach	Page 16	
Provide qualifications and experience of all proposed personnel, including subcontractors. In addition to basic qualifications (e.g., certifications obtained), include descriptions of experience in the area of elections or cybersecurity, or both. Where applicable, provide any specific knowledge and experience with state and local policies, architecture, and related aspects of the proposed work.		Page 18
Provide references, including contact information, for past performance with comparable-sized customers and, in particular, in the election environment. Ideally, these will be public sector election organizations at a state or local level. Contact information should include those responsible for the security portion of the project. Include work in a similar legal and regulatory environment and in obtaining any relevant certifications.		Page 19
Describe your company process for background checks and security training of those who will be working on the project. Individuals working under this contract must have the same or equivalent background screening and IT security training as government employees.		Page 20
Provide all work locations and descriptions of physical and logical security requirements, handling of sensitive materials, and emergency and disaster backup provisions. Describe how you will manage various work locations from the perspective of election security. This includes adherence to government requirements that all work and data storage be maintained in the United States, as applicable. (All Data and Work must be in the United States)		Page 21
Describe security training requirements for personnel. Include descriptions of different training for different types of personnel (e.g., system administrators, developers, administrative). Confirm that these same requirements also apply to any subcontractors.		Page 22
Disclose all countries in which your organization operates. Describe the corporate structure and ownership (e.g., publicly traded corporation, privately held partnership, nonprofit). Disclose all board members or any entity with more than 10% ownership in the organization. Also, disclose any ownership in your company by non-U.S. persons or entities, regardless of ownership percentage.		Page 23
Describe the review process for key personnel that perform critical management and technical functions. Also identify the timing of notification to the government when a change occurs and the plan for replacing those key personnel.		Page 24
Define sensitive functions and sensitive positions, and describe how individuals involved in sensitive functions and with access to sensitive information are trained and tested for knowledge and job performance. Also describe your process for how access to sensitive functions relates to an individual's assignment as key personnel.		Page 25
If subcontractors will be used under this procurement, provide details on each subcontractor and the parts of the project in which they will be involved. The government should preapprove all subcontractors. Describe your process for selection and management of subcontractors, including how subcontractors are evaluated on an ongoing basis for meeting security requirements. Describe what information subcontractors will be allowed to access and how you will monitor their activities.		Page 26
Describe your processes for identifying specific cybersecurity risks and mitigating them in the election environment, and how the implementation of the mitigation processes will increase the likelihood of success on the current proposal. Be specific and provide specific examples of how this process has been successful in both confirming proper implementation and identifying needed changes. Include lab testing and third-party testing you regularly employ.		Page 27
Provide a description of processes you use for testing, patching, and anomaly handling.		Page 28
Define or provide documentation on incident handling, recovery, and contingency processes, including communication plans, backup procedures, and process for operational data availability. This should also include items such as log and audit, log analysis and assessment, and forensics capabilities.		Page 28
Define what constitutes an incident and any levels of severity. Include procedures for notifying the government in the event of incidents of each level of severity, to include responsibilities and liability. Additionally, provide a communication plan for handling an incident.		Page 28
If you have cybersecurity insurance, provide proof of coverage and describe any relevant details of the policy.		Page 28
Are you capable and willing to provide logs into the SIEM used by the government?		Page 28
Provide a contract transition plan for the end of the contract.		Page 29
Clearly describe expected scope of cybersecurity-related tasks under this contract and who (e.g., contractor, government) is responsible for executing those tasks.		Page 30
Also clearly describe how you will monitor service and development processes to ensure adherence to the security requirements of this contract.		Page 30
In providing these descriptions, clearly articulate the security controls you intend to employ in the solution. Include hardware, software, and physical security measures, the risks that they mitigate, and any residual risks resulting after implementation of these controls.		Page 30
Provide a description of the threat environment as it applies to the systems and their interconnections that are addressed in your proposal. Provide an assessment of the severity of threats, and identify and align mitigation approaches to the threats. Also, provide an assessment of the residual risks following mitigation actions.		Page 30

Describe how you monitor ongoing security threat changes and respond to evolving threats, including monitoring common vulnerabilities and exposures (CVEs) and any ability to receive and share real-time threat information. Indicate participation in information sharing networks, including the Sector Coordinating Council of the Election Infrastructure Subsector (EIS-SCC), the Information Technology Information Sharing & Analysis Center (IT-ISAC), the Election Infrastructure ISAC (EI-ISAC), and others.		Page 30
Describe your process for moving data, whether digitally or physically, while maintaining appropriate security protection and data integrity. This includes between organizations such as the proposer and proposed subcontractors, and to the government, where applicable, during transitions to new systems and technologies.		Page 32
Also, specifically describe security requirements that apply to information and communication products and services.		Page 32
Describe the specific security controls that you will implement. These may be international information security standards such as ISO 27000 or common sets of controls specific to elections, such as the CTS Elections Best Practices		Page 33
Confirm that you will adhere to the required security practices under this contract.		Page 34
Expected outcomes for normal security activities and, separately, around the time of elections.		Page 35
Include your policies for response time, types of support (e.g., in-person, phone) provided		Page 35
Approach to ensuring continuity of mission critical services (e.g., failure restoration, patching and updates, and other relevant service component failures).		Page 35
Clearly describe trigger points for deploying updates and the approvals needed on both the vendor and government sides. This response should address vulnerability detection and remediation, patching speeds, and incident response and escalation procedures.		Page 35
For those products that cannot be readily updated, describe controls and monitoring that will be used to identify suspicious access or activity.		Page 35
Do you have a standardized lifecycle management process for information technology?		Page 36
If so, describe your experience in using that lifecycle management process for work of the same scope as this project. Describe the lifecycle processes used to manage hardware and software. How will these processes ensure that updates appropriately address security considerations?		Page 36
Provide the security plan for implementing the security requirements and controls for the product or service. In the absence of the detailed plan, provide an outline of such plan along with examples of security plans for similar products or services provided under similar contracts you have been awarded and successfully implemented. The plan will be finalized in coordination with the government during the period of performance. If using a reference standard to develop your security plan, please identify which one.		Page 37
Include whether you have a responsible disclosure policy for vulnerabilities and, if so, include it with your submission.		Page 37
Describe the scope of responsibilities, assignment/ownership of tasks, and processes and procedures for adhering to security requirements and controls for the product or service.		Page 37
Describe the security audits and penetration analysis performed on a regular basis. If conducted, provide annual security audit reports conducted by an independent auditor.		Page 38
Are you willing to be subjected to external analysis and penetration by an organization of the government's choosing? This may occur at the planning stage, during implementation, as a verification of proper implementation, or during operations.		Page 38
Provide examples of prior security testing and evaluation reports, vulnerability assessment reports, and any related reports.		Page 38
Additionally, the government may require contractors and their suppliers to provide security testing reports and independent audit reports from similar work to this project that details the effectiveness of security controls and demonstrates timely correction of issues.		Page 38
Describe in detail the controls placed on data and access to data. Include requirements for location, access rights, maintenance and enforcement of access rights, encryption, incident response and backup capabilities, and logging and forensics capabilities.		Page 38
Provide evidence of certification or registration according to national quality or security standards. Describe your adherence to standardized quality principles, such as through registration as ISO 9001 (general quality) and ISO/IEC 27001 (information security). Both are strongly preferred. If you do not follow a standardized quality principle, provide your documented processes and evidence that you monitor adherence to those processes.		Page 39
Detail your approach to supply chain management, including the selection process for suppliers. Provide specific information including, but not limited to:		Page 40
How do you handle content originating from non-U.S. sources?		Page 40
How do you review suppliers and their products to ensure that they do not contain security vulnerabilities or malicious content and are free from unexpected or unwanted procedures?		Page 40
Which processes are used to monitor compliance of suppliers to requirements of the contract? Describe any process for auditing suppliers' ability to maintain security in their development process.		Page 40
How is information regarding supply chain issues shared among the organization and suppliers?		Page 40
What is your process for managing hardware and software that is no longer supported by the supplier to ensure continued maintenance of appropriate security? Describe your transition process for changes in suppliers to ensure security measures are continually met. How will you maintain appropriate communication with the government for such products?		Page 40
Additionally, what is your proposed approach to evaluating replacement components or new technologies to ensure adequate security?		Page 40
Describe how information sensitivity is categorized and how access to sensitive information is managed and documented for each category, including your ability to create reports and machine-readable data extracts for both private and public dissemination. Clearly designate responsibilities, obligations, and procedures for key aspects of a data governance plan (data owner, data steward, data retention, information sensitivity, etc.). Demonstrate your understanding of this jurisdiction's data governance policies and practices and propose a data governance approach as part of your submission.		Page 41
Your response should include how various categories are treated when transmitted, such as when and how information is digitally signed and encrypted.		Page 41
Describe in detail the controls placed on data and access to data. Include requirements for location, access rights, maintenance and enforcement of access rights, encryption, incident response and backup capabilities, and logging and forensics capabilities.		Page 42
If the solution will be hosted in a cloud or multi-tenant environment provided by Azure, AWS, or Google, include information on the adherence to the appropriate CIS Benchmark for Cloud Service Offerings. Explain the reason for any deviation from that Benchmark and provide any additional options that are available.		Page 43

If using another cloud provider, include the full menu of security options and services offered by the hosting provider, and which specific security options and services are included in the proposal.		Page 43
For user- and client-specific software and applications, confirm on which types of systems and, where applicable, browsers the product will have full functionality. In general, products should be fully functional on a host of systems, to include netbooks (such as Chromebooks) and all major browsers.		Page 44
If managing voter or ballot data, provide the data format(s) you are using and identify common functions supported with those formats (e.g., risk-limiting audits).		Page 44
Provide a full description of the proposed solution's security architecture. Describes completely how architecture will ensure security of election infrastructure.		Page 45
Describe your approach to cryptography, including which cryptographic modules and protocols you use, and how you conduct key management and manage the secrecy of private keys, if applicable.		Page 46
If the proposal includes commercial off-the-shelf (COTS) or modified off-the-shelf (MOTS) software, address ownership of the software and design assets both during the project and afterward. Also, address whether source code and other artifacts will be held in escrow or delivered to the government during the project, and ownership of IP rights at the end of the project.		Page 47
Detail certifications obtained for the solution(s) you intend to deploy and how these meet applicable federal, state, or local security standards. If the solution(s) will not be certified, how will you ensure mature and reliable security? Additionally, describe your process for ensuring the certified system will be updated to reflect current security patches and updates to underlying components (e.g., operating systems, databases, communications systems).		Page 48
If personal information will be handled, describe how you will manage the minimization, collection, storage, and transmission of that PII. Describe confidentiality and privacy approaches with regard to personal information.		Page 49
Confirm that you have advanced endpoint protection for any server or workstation that is part of the core service offering. All systems accessing the core service offering must have advanced malware detection along with traditional anti-malware software. Specifically, the advanced malware software must allow root-cause analysis with forensics showing how infection occurred along with actions malware took.		Page 50



Albert Cloud Monitoring Service

Overview of the Albert Cloud Monitoring Service

The Albert Cloud monitoring service brings the Albert network monitoring service to the cloud. It uses the same trusted and proven IDS engine and rules as our on-premise monitoring service to provide piece of mind for cloud instances. The service is built using CIS Hardened Images and is designed to monitor network traffic going in and out of AWS EC2 instances or Azure Virtual Machine instances. If malicious traffic is detected, just like with our on-premise solution, an alert is generated and processed by the Albert backend. There, the raw alert or alerts are turned into events for analysis by our 24x7 SOC. Next, the SOC analyzes the event for escalation. They will either escalate the event via email or, if the event is found to be a false positive, it is marked as a false positive and not escalated.

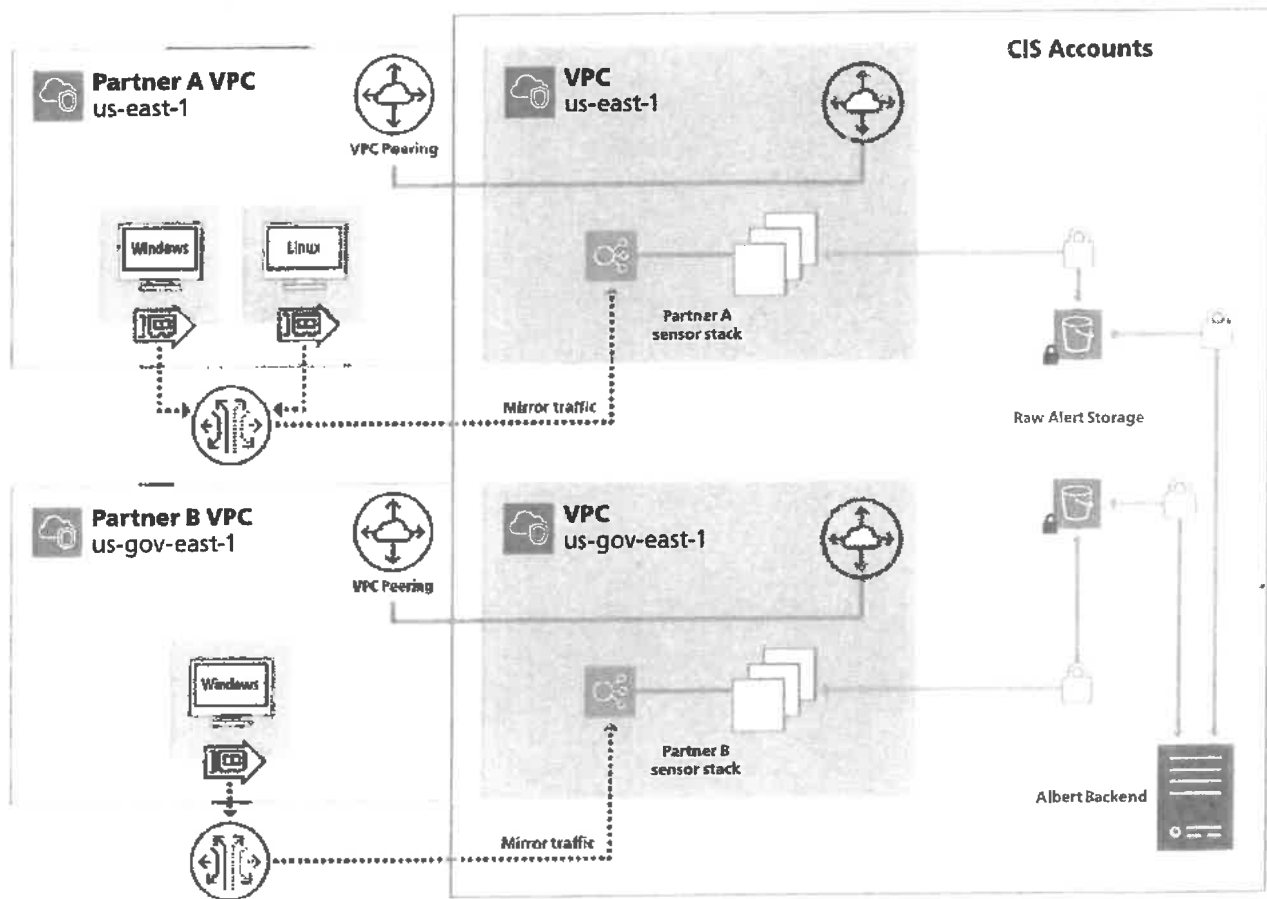
Albert Monitoring for AWS

Albert Cloud monitoring for AWS lets you monitor the network activity of AWS Elastic Compute Cloud or EC2 instances for malicious threats. The Albert service utilizes the native AWS services VPC peering and VPC mirroring to securely send a copy of the traffic going in and out of an instance to an Albert sensor running in CIS's AWS account. Your organization's dedicated Albert sensor or Cloud sensor stack is made up of an Elastic Load balancer and a group of EC2 instances using CIS Hardened Images running in an auto scaling group (ASG). The auto scaling group scales up and down based on network load to reduce costs during times of low traffic. ASGs also provides fault tolerance, from instance or zone failures. The IDS engine running on each instance processes traffic and generates the raw alerts which are encrypted during transmission and at rest in AWS S3 storage. Lastly, the raw alerts are handed off to the Albert backend to be processed, analyzed, and escalated by our SOC Analysts.

Requirements for AWS monitoring

There are minimal requirements for Albert Cloud monitoring in AWS. Currently only Nitro-based EC2 instances can be monitored. This is a requirement of the VPC mirroring service used to mirror traffic from your instance to the Albert sensor stack. Most organizations should be on or planning to migrate to this instance type for EC2 as it is a better cost performance proposition, has enhanced security features, and many other benefits (<https://aws.amazon.com/ec2/nitro/>). You will also need to peer the VPC that the instances to be monitored are in to the VPC that the Albert Cloud sensor is in. Lastly you will need to configure the AWS VPC mirror in your account to use the Albert Cloud sensor. We have developed AWS native automation to assist with these steps so setup of these requirements should be relatively easy.

Albert Monitoring for AWS Logical Diagram



PROPERTY OF CIS – CONFIDENTIAL – SYSTEMS IS STILL IN DEVELOPMENT AND SUBJECT TO CHANGE

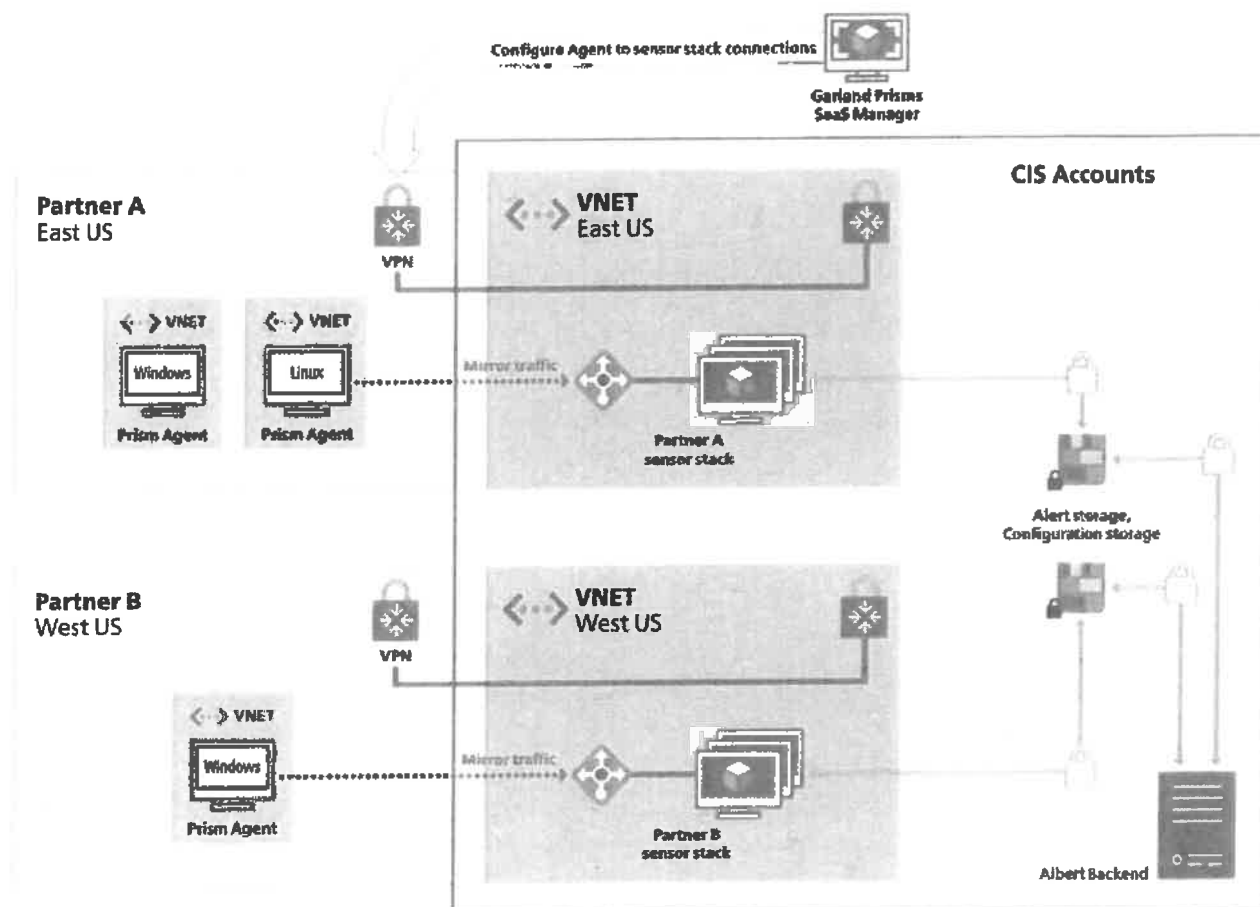
Albert Monitoring for Azure

Albert Cloud monitoring for Azure lets you monitor the network activity of Azure Virtual Machines or VM instances for malicious threats. The monitoring service leverages Garland's Prisms Cloud agent along with Azure VPN to securely send a copy of the traffic going in and out of an instance to an Albert sensor stack running in CIS's Azure account. The mirrored traffic is directed at your organization's dedicated Albert Cloud sensor which is made up of an Azure Load Balancer and a group of VM instances using CIS Hardened Images running in a VM Scale Set. The VM Scale Set scales up and down on demand to reduce costs during times of low traffic and to add fault tolerance if an instance fails. The IDS engine running on each instance processes traffic and generates the raw alerts which are encrypted during transmission and at rest in Azure Blob storage. Lastly, the raw alerts are handed off to the Albert backend to be processed, analyzed, and escalated by our SOC Analysts.

Requirements for Azure monitoring

There are a few additional resources that need to be created in your Azure subscription to support Albert Cloud monitoring in Azure. First a VPN connection must be made using Azure VPN between your organization's VNET and CIS's VNET. The VPN connection provides a cost-efficient method for secure transmission of mirrored traffic to the Albert Cloud sensor. Once that is complete, the Garland Prism agent needs to be installed on each VM to be monitored. The agent is a lightweight process that copies traffic inbound/outbound from your VM to the Albert Cloud sensor. The agent can be installed on Windows or Linux systems using an installer provided by CIS. The installer has a quiet mode to allow for incorporation into any environmental automations your agency may have.

Albert Monitoring for Azure Logical Diagram



Albert Cloud Leverages CIS Hardened Images

Albert Cloud uses services specific to the particular cloud service provider (CSP) as well as CIS Hardened Images. CIS Hardened Images are virtual machine images pre-configured to applicable CIS Benchmark recommendations. CIS Benchmarks and their corresponding CIS Hardened Images are used by thousands of organizations for compliance support with DoD Cloud Computing SRG, FedRAMP, PCI DSS, NIST, and HIPAA standards. They help mitigate common threats such as malware, insufficient authorization, and remote intrusion, and are updated every month to address patching and vulnerabilities.

Contact CIS

Visit www.cisecurity.org or email CIS_Services@cisecurity.org.

CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT

THIS CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT (the "Agreement") is between the _____ County Board of Elections ("Board") and _____ ("Company"), made effective as of the date of signing by the Board.

WHEREAS, the Parties are exploring the possibility of entering into an agreement for Company to perform security services for the Board;

WHEREAS, the Parties recognize that in order to obtain the most responsive and reliable quotes from Company, it will be necessary for the Board to disclose to Company existing Confidential Information; and

WHEREAS, the Parties recognize that this analysis requires Company's review of confidential information and that this data requires the highest degree of protection;

NOW, THEREFORE, in consideration of the mutual covenants contained in this Agreement, and for other good and valuable consideration, the receipt and sufficiency of which are acknowledged, the parties agree as follows:

A. "Confidential Information" refers to the following items:

- (1) Any information or material that is written, graphic, digital or machine readable, or in another tangible form, and that either party designates as "Confidential," including information of a technical nature such as intellectual property, network security infrastructure, and security documentation;
- (2) Any oral or intangible information that either party designates as "Confidential" at the time of disclosure;
- (3) Any other nonpublic, sensitive, or third-party information that is possessed by either party and disclosed under this Agreement;
- (4) Any documentation that is exempt from disclosure under the Ohio Public Records Law, including but not limited to R.C. 149.43 and 149.433.

B. Parties agree to the following restrictions on the use of Confidential Information:

- (1) Company will not use Confidential Information for any purpose except to evaluate and prepare a quote;
- (2) Company must make reasonable efforts to maintain the confidentiality and security of the Confidential Information;
- (3) Company will not disclose Confidential Information to any employee or subcontractor of Company unless the person needs access in order to facilitate the evaluate and preparation of the quote;
- (4) Neither party will disclose Confidential Information to any third party without the other party's prior written consent;
- (5) Company will not reproduce Confidential Information in any form except as required to facilitate the evaluation and preparation of a quote; and
- (6) Company will immediately return to the Board all Confidential Information not licensed or authorized to be used or enjoyed after termination or expiration of the Agreement. With respect to any

person to whom disclosure is contemplated, Company shall require the person to execute an agreement providing for the treatment of Confidential Information as set forth in this Section. This requirement does not require separate written agreements with employees and agents already subject to written agreements substantially conforming to the requirements of this Section, nor does it apply to legal counsel, certified public accountants, or other professional advisers under a professional obligation to maintain the confidences of clients.

C. Notwithstanding the terms of the Section above, the obligation of a person to protect the confidentiality of any information or materials does not apply to any information or materials which: (i) are, or become, public knowledge without fault of either party; (ii) are publicly disclosed by the Board; (iii) are lawfully obtained without obligations of confidentiality from a third party after reasonable inquiry regarding the third party's authority to possess and divulge the information or materials; (iv) are independently developed from sources or through persons that the party can demonstrate had no access to Confidential Information; or, (v) are ordered to be disclosed by order of a court of competent jurisdiction.

D. All Confidential Information that the Board delivers pursuant to this Agreement shall remain the Board's property, and any documents containing or reflecting the Confidential Information, and all copies thereof, shall be promptly returned to the Board or destroyed upon the Board's written request. This Agreement must not be interpreted as granting any rights by license or otherwise, express or implied, regarding any idea made, conceived or acquired prior to or after the Effective Date, nor as granting any right with respect to the use or marketing of any product or service.

E. Parties acknowledge that a violation of Company's obligations under this Agreement may result in irreparable harm for which no adequate remedy may be available. Accordingly, in the event that Company violates or threatens to violate the Agreement, the Parties agree that injunctive or other equitable relief will be available to prevent damages to the County or other third parties. Additionally, in the event that Company breaches its obligations under this Agreement, all legal remedies, including damages arising directly or indirectly from the breach, and reasonable attorney's fees and costs will be available to the County or third parties.

F. Company agrees to defend, indemnify and hold County harmless from and against any and all claims, demands, damages, actions or causes of action, together with any and all losses, costs, or expenses resulting directly or indirectly from a breach of this Agreement.

G. In the event of an unauthorized disclosure of any Confidential Information subject to this Agreement, Company must immediately notify the Board, in writing, of the unauthorized disclosure, the extent of the disclosure, and any known or discovered consequences of the disclosure. Any subsequent information obtained during an investigation of the unauthorized disclosure must be provided to the Board in writing. Nothing in this paragraph is to be interpreted as waiving any other remedy available under this Agreement. Company assumes responsibility for notifying, in writing, any third party whose Confidential Information has been compromised as a result of the unauthorized disclosure.

H. Neither party makes any representation or warranty – express or implied – regarding the accuracy or completeness of any Confidential Information disclosed, nor shall either Party or any of their respective representatives be liable for any inaccuracy in the Confidential Information.

I. If any part of this Agreement is held invalid or otherwise unenforceable, the rest of this Agreement will continue in full force.

J. All notices given under this Agreement shall be (a) in writing. (b) effective on the first business day following the date of receipt, and (c) delivered by one of the following means: (i) by personal delivery; (ii) by prepaid overnight package delivery or courier service; or (iii) by the United States Postal Service, first class, certified mail, return receipt requested and postage prepaid. All notices given under this Agreement shall be addressed to the following:

[Name and Address of Board of Elections]

[Name and Address of Company]

K. This Agreement is to be governed by and must be interpreted in accordance with Ohio law. Any dispute arising under this agreement shall be determined by the appropriate court in _____ County, Ohio. A party's waiver of enforcement of any of this Agreement's terms will be effective only if in writing.

L. Parties signing this agreement truthfully represent that they have the actual and apparent authority to enter into this Agreement for their respective entities. The obligations of the parties under this Agreement will survive the completion or abandonment of the quote and recommendations provided by Company. The Agreement is binding upon the parties and their successor and assigns.

M. This Agreement contains all the terms and conditions agreed on by the parties with respect to Confidential Information. Any previous agreements between the parties, whether written or oral, are replaced by this Agreement. Neither Party is to be bound by any pre-printed terms appearing in the other Party's form documents, tariffs, purchase orders, quotations, acknowledgments, invoices, or other instruments. This Agreement may be amended or modified only by a written instrument signed by both Parties.

IN WITNESS WHEREOF, the Parties execute this Agreement by their duly authorized officers, effective on the date signed by the Board below.

COUNTY BOARD OF ELECTIONS

COMPANY

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____