



Voting Modernization Board

Modernizing Voting Equipment in California

VOTING MODERNIZATION BOARD

Board Meeting Minutes
Tuesday, December 17, 2002

John A. Pérez, Chair
Barbara Alby, Vice Chair

Jim Cunneen
Tal Finney
Michael Bustamante

I. CALL TO ORDER

Chairman Pérez called meeting to order at 10:20 am.

II. ROLL CALL AND DECLARATION OF QUORUM

John A. Pérez, Michael Bustamante, Barbara Alby and Tal Finney – present.

Jim Cunneen absent.

Quorum established.

III. PUBLIC COMMENT

None.

IV. OLD BUSINESS

a. Adoption of Minutes

M/S Alby/Bustamante to adopt September 16, 2002 minutes.

Aye: Pérez, Bustamante, Alby

Nay: None

Abstention: Finney

Motion passes.

b. Statement of Plans and Projects

Chairman Pérez stated that the Statement of Plans and Projects has been signed by the Governor and himself.

V. FUNDING AWARD PROCEDURES

a. Adopt Revised Procedures and Correspondence

John Mott-Smith discussed and requested approval of the revised guide,

application procedures, and the funding process recommended by bond counsel. He also requested approval of correspondence previously submitted to the counties that evidenced prior VMB decisions. He stated that staff was also in the process of preparing the necessary loan and bond documentation to submit to the Pooled Money Investment Board and the Voting Modernization Finance Committee in order to obtain the necessary authorizations for the sale of bonds and required loans consistent with Proposition 41. He requested approval to move forward with these documents.

M/S Bustamante/Finney to adopt the revised guide, procedures and VMB correspondence, to establish internal administrative procedures for payments of funds, and for John Mott-Smith as Executive Officer to execute any and all documentation on behalf of the VMB necessary to accomplish the loan application process, bond programs, and the processing of payment requests from the counties.

All in favor.

Motion passes.

VI. REVISION OF ALLOCATION

Jana Lean presented staff's recommendation of adopting a deadline of January 1, 2005 for counties to receive approval from the VMB of Project Documentation Packages. Counties that do not receive this approval by this date forfeit their Approved Allocation for this first round of awards.

M/S Finney/Alby to adopt a January 1, 2005 deadline for counties to receive approval from the VMB of Project Documentation Packages. Counties that do not receive this approval by this date forfeit their Approved Allocation.

All in favor.

Motion passes.

VII. PROJECT DOCUMENTATION PACKAGE REVIEW AND FUNDING AWARD APPROVAL: Receive Staff Report for Approval of Funding Awards

A. Alameda County

Jana Lean presented staff report; Alameda County has met all requirements of Proposition 41 for funding.

M/S Bustamante/Finney to approve Alameda County's Project Documentation Package and award the county \$8,779,360.86.

All in favor.

Motion passes.

B. Kern County

Jana Lean presented staff report; Kern County has met all requirements of Proposition 41 for funding.

M/S Bustamante/Finney to approve Kern County's Project Documentation Package and awards the county \$3,401,866.46

All in favor.

Motion passes.

C. Mariposa County

Jana Lean presented staff report; Mariposa County has met all requirements of Proposition 41 for funding.

Chairman Pérez indicated in order for Mariposa County to meet new requirements under federal and state laws, they would have to acquire additional voting equipment, and have requested to change their application for funding to the full amount of the July 2002 formula allocation.

Five counties (Calaveras, Mariposa, San Luis Obispo, Santa Barbara and Tulare) have applied for less money than the July 2002 formula allocation. The Board agreed to review each of those five counties on a case-by-case basis.

M/S Alby/Finney to increase the Approved Allocation Amount for Mariposa County approved at the September, 2002 meeting from \$98,644.12 to their initial Formula Allocation of \$145,591.18 that was adopted at the July, 2002 meeting and allow Mariposa to withdraw their application to amend it and bring it forward at a subsequent meeting.

All in favor.

Motion passes.

D. Plumas County

Jana Lean presented staff report; Plumas County has met all requirements of Proposition 41 for funding.

M/S Alby/Finney to approve Plumas County's Project Documentation Package and awards the county \$176,139.87.

All in favor.

Motion passes.

E. Riverside County

Jana Lean presented staff report; Riverside County has met all requirements of Proposition 41 for funding.

M/S Alby/Finney to approve Riverside County's Project Documentation Package and awards the county \$7,509,478.39.

All in favor.

Motion passes.

F. San Joaquin County

Jana Lean presented staff report; San Joaquin County has met all requirements of Proposition 41 for funding.

M/S Finney/Alby to approve San Joaquin County's Project Documentation Package and awards the county \$3,279,406.93.

All in favor.

Motion passes.

G. Santa Barbara County

Chairman Pérez indicated in order for Santa Barbara County to meet new requirements under federal and state laws, they would have to acquire additional voting equipment, and have requested to change their application for funding to the full amount of the July 2002 formula allocation.

M/S Bustamante/Finney to increase the Approved Allocation Amount for Santa Barbara County approved at the September, 2002 meeting from \$1,080,148.00 to their initial Formula Allocation of \$2,749,794.06 that was adopted at the July, 2002 meeting and allow Santa Barbara to withdraw their application to amend it and bring it forward at a subsequent meeting.

Perez, Bustamante, Finney – aye

Alby – abstain

Cunneen - absent

Motion passes.

VIII. SCHEDULE VMB MEETING DATES

Jana Lean presented report on the Anticipated County Acquisition Schedule for Voting Equipment. Twenty counties plan to implement in 2003, and 17 are unknown.

M/S Alby/Finney to adopt schedule for monthly meeting dates in 2003 as proposed by the staff.

All in favor.

Motion passes.

IX. GENERAL INFORMATION

John Mott Smith presented an overview of HR 3295 “Help America Vote Act of 2002” and the status of the Nine Court Ordered Conversion Counties

X. ADJOURNMENT

M/S Finney/Alby to adjourn.

All in favor.

Motion passes.

Meeting adjourned at 11:30 am.

Minutes submitted by Debbie Parsons