APPEARANCES

PANEL MEMBERS

Mr. John A. Perez, Chairperson, telephonic
Mr. Stephen Kaufman, Vice Chair, telephonic
Mr. Tal Finney, telephonic
Mr. Carl Guardino, telephonic

STAFF

Ms. Judith Carlson
Mr. Lowell Finley
Ms. Jana Lean
Ms. Katherine Montgomery

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CHAIRPERSON PEREZ: First item before us are review of minutes from our previous meeting. Do any have any corrections or any issues with the minutes?

VICE CHAIRPERSON KAUFMAN: I'll move approval.

BOARD MEMBER FINNEY: Second.

CHAIRPERSON PEREZ: Moved and seconded. Any further discussion? All those in favor say aye.

(Ayes)

STAFF CONSULTANT LEAN: We have to clarify for the court reporter. We have Steve Kaufman as approving the minutes or a motion and Tal Finney is seconding.

CHAIRPERSON PEREZ: We have Kaufman moving approval, Finney seconding approval. Kaufman, Finney, and Perez all voting aye.

STAFF CONSULTANT LEAN: Thank you, John.

CHAIRPERSON PEREZ: No problem.

The next item before us we have is project documentation review from Nevada County.

STAFF CONSULTANT LEAN: At the August 15th meeting of the Voting Modernization Board in Los Angeles, Nevada County came forward. And the staff report remains the same from the August 15th meeting.

Staff recommends funding the award of their total allocation of $866,431.28. They're purchasing the Hart

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Intercivic system. They are purchasing 72 of the eSlate optical scan and 74 of the -- sorry. That was eScan optical scan and 74 eSlate DRE units.

Nevada County has begun receiving their equipment. According to statements today, they received the equipment, and they are going to start acceptance testing.

Nevada County expects that its project completion date will be upon certification of the February 5th, 2008, presidential primary election.

The eSlate DRE units actually have a voter-verified paper audit trail. So that meets the requirements of the law.

Nevada County's project documentation package meets the requirements for completeness. And the eScan and eSlate with the corresponding components are certified for use in California.

Nevada County began comprehensively researching a replacement of their voting system in June 2004. And Nevada County has made several attempts to upgrade their voting system to become HAVA compliant. With the Request for Proposals, the county has issued three different RFPs: One in October 2004, one in October 2005, and another one in October of 2006.

And on June 12th, 2007, Nevada County entered...
into a contract with Hart Intercivic for their new voting
system.

Nevada County will be implementing a blended
optical scan and DRE voting system. The County believes
that the deployment of one eScan optical scan unit and one
eSlate DRE unit in the poling places will bring the county
into full compliance with the requirements of the Help
America Vote Act.

Nevada County plans to use the paper-based
optical scan units as their primary voting system, thus
allowing a majority of their voters to vote on paper
ballots. The County believes this approach will assist in
avoiding some of the controversies surrounding the current
DRE technology, while still adhering to state and federal
accessibility requirements.

Nevada County is currently developing an
extensive outreach program to introduce this new voting
systems to its voters.

Nevada County will only receive VME payments once
it has submitted detailed invoices for certified voting
equipment. And please note that the staff proposed
funding award is based upon allowable reimbursements under
Prop. 41 only for equipment and hardware and software.
The professional services optional extended
warranty line items and identified non-certified voting
software listed in Nevada County's contract with Hart
would not be covered as reimbursable claim under Prop. 41.

It is our staff recommendation that Nevada
County's project documentation plan be approved and a
funding award letter be issued in the amount of
$866,431.28.

In your packets, there is a letter that was
issued from the Secretary to nevada County regarding the
status of the re-certification of the Hart Intercivic
6.2.1.

We also have Lowell Finley here to address any
questions that you may have regarding the voting systems
certification. Do you have any questions at this time?

BOARD MEMBER GUARDINO: By the way, I didn't want
to interrupt. This is Carl Guardino, and I've been on the
line for a while, but know that you needed me for a
quorum. I wanted to let you know I'm here.

CHAIRPERSON PEREZ: Thank you, Carl.

Any questions on Nevada County?

BOARD MEMBER FINNEY: None from me.

Howdy, Carl.

CHAIRPERSON PEREZ: Stephen, do you have any
questions?

VICE CHAIRPERSON KAUFMAN: I think the
Secretary's letter takes care of the situation given last
time. And I believe the letter makes it clear now that it
is certified.

CHAIRPERSON PEREZ: Do we have a motion?

VICE CHAIRPERSON KAUFMAN: I'll make a motion to
not keep Nevada County here any longer. I will move
approval of the staff recommendation.

BOARD MEMBER FINNEY: Second.

CHAIRPERSON PEREZ: Kaufman moves. Tal Finney
seconds.

Anything else on that question?

Hearing nothing, we'll do the roll call for the
reporter.

Take a roll call.

VICE CHAIRPERSON KAUFMAN: I apologize for the
noise in the background. This is Steve Kaufman. I vote
aye.

CHAIRPERSON PEREZ: Steve Kaufman, aye.

Carl Guardino?

BOARD MEMBER GUARDINO: Aye.

CHAIRPERSON PEREZ: Tal Finney?

BOARD MEMBER FINNEY: Aye.

CHAIRPERSON PEREZ: Tal Finney, aye.

And this is John Perez. I vote aye as well as.

So we have four aye votes.

Jana, do you have anything else to come before
STAFF CONSULTANT LEAN: The only thing I need to do is make sure I get the funding award letter to you so you can sign it and I can give it to Nevada County.

CHAIRPERSON PEREZ: Very good. We'll use my electronic signature on that.

STAFF CONSULTANT LEAN: Yes, I can.

CHAIRPERSON PEREZ: Let's just for the record I authorize you to use my signature on that.

With that, again apologize that the fog has grounded us here in southern California. But want to make sure we got to Nevada County today.

BOARD MEMBER FINNEY: That is announcing our Sacramento flight is finally leaving.

CHAIRPERSON PEREZ: Very good. Thank you all.

(Thereupon the Voting Modernization Board meeting adjourned at 10:41 a.m.)
CERTIFICATE OF REPORTER

I, TIFFANY C. KRAFT, a Certified Shorthand Reporter of the State of California, and Registered Professional Reporter, do hereby certify:

That I am a disinterested person herein; that the foregoing hearing was reported in shorthand by me, Tiffany C. Kraft, a Certified Shorthand Reporter of the State of California, and thereafter transcribed into typewriting.

I further certify that I am not of counsel or attorney for any of the parties to said hearing nor in any way interested in the outcome of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand this 21st day of November, 2006.

TIFFANY C. KRAFT, CSR, RPR
Certified Shorthand Reporter
License No. 12277

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