

**Elections Commission**  
*City and County of San Francisco*

Viva Mogi, President  
Charlotte Hill, Vice President  
Lucy Bernholz  
Roger Donaldson  
Christopher Jerdonek  
Charles Jung  
Jill Rowe



John Arntz, Director of Elections

William Walker, Secretary

**REGULAR MEETING MINUTES**  
**San Francisco Elections Commission**  
**Wednesday, February 20, 2019**  
**6:00 p.m.**  
**City Hall, Room 408**  
**1 Dr. Carlton B. Goodlett Place**  
**San Francisco, California 94102**

1. **CALL TO ORDER AND ROLL CALL: COMMISSION PRESIDENT MOGI CALLED THE MEETING TO AT 6:04 P.M. and welcomed new Commission Secretary William Walker, with the following members in attendance:**

Attendance for the Wednesday, February 20, 2019 regular meeting of the Elections Commission						
<b>Bernholz</b>	<b>Donaldson</b>	<b>Hill</b>	<b>Jerdonek</b>	<b>Jung</b>	<b>Mogi</b>	<b>Rowe</b>
Excused Absence	Present	Excused Absence	Present	Excused Late Present*	Present	Present
*Commissioner Jung arrived during Item 3 at 6:13 P.M.						

Also Present: Director of Elections John Arntz, Chief Information Officer Linda Gerull, Deputy City Attorney Josh White, Secretary William Walker.

2. **RECEIVED GENERAL PUBLIC COMMENT AT 6:07 P.M.**

- **Pedro Hernandez** of FairVote welcomed the new Commission Secretary, welcomed Commissioner Jerdonek back to the commission for a second term, and said a robust education and outreach plan was important for the upcoming 2020 election. He added that new voting system educational materials should be mailed out with vote-by-mail pamphlet information and suggested the voter information pamphlet set aside space for new voting system education and that a recurring, standing monthly agenda item be created for these efforts.
- **Brent Turner**, California Association of Voting Officials, announced a Thursday, February 21 meeting of the California Little Hoover Commission, a state independent oversight agency that will give guidance to the State Legislature on voter security, discuss election security, federal House of Representatives Bill (HR) 1, and the omission of Open Source



Software in HR 1.

### 3. RECEIVED REPORT ON OPEN SOURCE VOTING PROJECT PLAN AT 6:11 P.M.

#### **RECEIVED Commissioner Reports on Open Source Voting Activities:**

Open Source Voting Technical Advisory Committee (OSVTAC) Chair and Elections

**Commissioner Chris Jerdonek** reported that:

- California Clean Money Campaign will make a state matching funds request to fund open source voting development and certification.
- Commissioners Jerdonek and Donaldson attended a meeting between California Clean Money Executive Director Trent Lange and Chief Information Officer Linda Gerull, where Mr. Lange sought feedback on what provisions CIO Gerull might be supportive of in a potential joint state matching funds request with Los Angeles County, which could in turn increase the chances of San Francisco's Open Source Voting project receiving matching funds.
- The California Clean Money Campaign is asking that the Elections Commission approve a motion supporting the California Clean Money Campaign position on requesting matching funds for open source voting.
- Nina Sparling of the UC Berkeley Graduate School of Journalism has begun producing a podcast on open source voting, that will include interviews from Technical Advisory Committee members and others involved in the implementation of open source voting.

*(Commissioner Jung joined the meeting at approximately 6:13 P.M.)*

#### **RECEIVED Open Source Voting Technical Advisory Committee (OSVTAC) Report:**

**OSVTAC Member Tony Wasserman** reported that:

- OSVTAC provided the Elections Commission with its quarterly report. Members of the OSVTAC are pleased that the Department of Technology and Information Services hired Sean Roberts into the key role of Open Source Voting Project Technical Lead and that the OSVTAC looks forward to meeting with him in the near future to discuss the project. He added that Roberts has an outstanding reputation in the open source community.
- the OSVTAC is supportive of a contributory licensing agreement, which would be essential in order to build a truly open source project, allow for outside participation, and ensure that all intellectual property generated would be owned by the City and County of San Francisco.
- the OSVTAC received an email from Commissioner Bernholz regarding her communications with 18F, a civic group interested in the improvement and modernization of government information technology and development of open source governance tools.
- the OSVTAC is looking to convene a special, working meeting where committee members, open source voting advocates and the general public would be invited to write code that scans ballots, employ artificial intelligence techniques, and report election results using historical ballot data. These tasks would all be done in the open on the OSVTAC github, which will allow for people to observe what is being done in the elections processes and be very valuable to anyone building the eventual open source platform.



**RECEIVED Director's Report on Open Source Voting Activities:**

Director of Elections John Arntz introduced **Chief Information Officer and Director of Technology Linda Gerull** to provide a status report on the Open Source Voting System Project. CIO Gerull reported that:

- she would be able to share a deliverable regarding the Open Source Voting Project in the near future and that the Department of Technology has continued with the planning and discovery phase of the project, which involves reviewing past practices, what works with past and/or existing Open Source Voting projects, what has not worked, and the inner workings of other projects: what they entail, the tool sets they use, and the outcomes they achieve.
- the next phase of the project is the requirements definition phase, where the Department of Technology is defining requirements for the actual voting system; this is followed by a community engagement phase: goals and objectives for the Open Source Voting Working Group, that will be comprised of Department of Technology Staff, Elections Commissioners and Open Source Voting Technical Advisory Committee members, and members of the Open Source community, that will all be consulted during the technical phase of the project, during which the OSVTAC will be consulted to recruit working group participants.
- additional project resources continue to be added to the project: a request for proposals (RFP) for professional services has been released to help with the development of a project deliverable with four firms responding; the winning bid for this RFP will take requirements reports and format those into proper documentation to ensure the deliverable is one that the department can stand behind and support once publicized; a budget has been submitted to the Committee on Information Technology Investment Board for a total of \$6 million; \$3 million for each budget year [Fiscal Year (FY) 2019-2020 and FY 2020-2021].
- the working group also met with the California Clean Money Campaign and determined that the suggested timeline for the Department of Technology to partner with Los Angeles County and the Secretary of State's office, might not be compatible with the timelines already in place for San Francisco's Open Source Voting Project, and that the City and County Committee on Information Technology (COIT) would need to make some decisions around which projects to prioritize, considering there are currently more projects requesting funds than can be funded.

**RECEIVED QUESTIONS regarding the Report on Open Source Voting activities:**

**Commissioner Donaldson** asked when the special meeting might be held. OSVTAC Chair Jerdonek responded that due to the constraints of the working meeting, which will require utilizing a venue that is free admission and fully accessible to the public. Once the venue is booked, the commission will be notified.



**Commissioner Rowe** asked if CIO Gerull felt that she was receiving support from the Department of Elections and from Director Arntz specifically. CIO Gerull responded that she did feel supported by Director Arntz; that she has kept Arntz informed of interviews with other jurisdictions; and that Director Arntz has kept her informed of any of the commission work related to the task of Open Source Voting.

**Commissioner Donaldson** asked if project management contract services were ongoing or temporary through first phase. CIO Gerull responded that the contract services were to build an RFP, to ensure that the project stays on target; the project services allow for different types of services from developing a requirements document, to developing a specifications document, and even engaging the public.

**Commissioner Donaldson** asked whether there were advantages to using the qualified vendor process versus public RFP process. CIO Gerull responded that the city procurement process was used. There are two paths with this process:

- an RFP process that takes six to eight months, requires reviews from different departments, including the union bargaining units, the City Attorney, purchasing and other departments, and then it loops; it is a very long process intended for contracts that exceed \$10 million; and
- a tech marketplace (or contract services bench) that operates similar to a commodities market for equipment or services that can be procured for below \$10 million. There is an request for qualified vendors process every two years, that once approved by the Contracts Administration department, vendors agree to city conditions upfront, become an active vendor with the city, and the scope of awarding a project to one of these vendors is between four and six weeks.

**Commissioner Jerdonek** asked CIO Gerull when the COIT Investment Board would hold a public hearing on the Open Source Voting project. CIO Gerull responded that internal department meetings were in progress, and that a briefing would be held for the eight to ten projects, one of which would be the Open Source Project. Commissioner Jerdonek asked if there would be a public hearing; CIO Gerull responded that public meetings were only for larger citywide projects, and not the Open Source Voting System project at this particular time.

**Commissioner Jerdonek** asked if Director Arntz was also involved with the Department of Technology's system requirements process; CIO Gerull responded affirmatively and added that the process was an iterative one involving the Director of Elections, the OSVTAC and the Department of Technology.

**Commissioner Jerdonek** asked if there were items that would not be part of the Dominion system. Commissioner Gerull responded that at this time, the requirements are at a functional and capabilities level and not at a task or widget level; the part that is being tested at this time is whether or not the equipment can scan or convert ballots. The requirements document will encompass all the items a voting system would be desired to do.



**Commissioner Jerdonek** asked if anything in the Dominion contract that would preclude the new system from being used in conjunction with the Open Source Voting Technical Advisory Committee ability to operate an open source pilot project and whether the Department would need permission from Dominion do so. Director Arntz responded that the Dominion Contract is for the use of that system, not the use of a combined system that does not exist yet. To combine the operation of two different systems, including any pilot project that has conditional approval by the Secretary of State's office, the City and County may need to renegotiate that portion of the contract with Dominion, should the pilot project need to interface with Dominion equipment. Director Arntz added that there is also a licensing agreement and without a defined Open Source Voting project, it is difficult to know whether the project use would interface with properties included in the licensing agreement, which may require further negotiations with Dominion.

**Commissioner Jerdonek** stated that he is concerned that the Commission might be putting itself in a position where Dominion would refuse the use of their equipment for the Open Source Voting project. Director Arntz responded that the contract with Dominion is for four years, which is one election cycle, which would not prevent the City from implementing a different system for a future election cycle.

**Commissioner Donaldson** was interested in knowing what the licensing agreement contains in regards to application programming interfaces. Director Arntz responded that this is included in the Director's report agenda packet associated with this agenda item.

**Commissioner Jerdonek presented RESOLUTION 20190220-03-1:**

*RESOLVED that The Commission reiterates its support for a request of state matching funds for open source voting, consistent with its past resolutions on open source voting, and asks the City and County to consider formally supporting the state budget request being led by the California Clean Money Campaign.*

**RESOLUTION 20190220-03-1 was moved by Commissioner Jerdonek and seconded by Commissioner Rowe.**

**RECEIVED Public Comment on the Report on the Open Source Voting activities and RESOLUTION 20190220-03-1:**

**David Schmidt**, San Francisco Volunteer Coordinator with the California Clean Money Campaign, encouraged the Commission to support Resolution 20190220-03-1, and encouraged the Department of Elections to pursue state matching funds opportunities in coordination with the California Clean Money Campaign, and distributed copies of the California Clean Money Campaign proposal to the Commission.

**Brent Turner**, California Association of Voting Officials, appreciates the work of the California Clean Money Campaign, believed that Director Arntz has stated that opposition publicly to the Open Source Voting System project, encouraged the Commission and the



City and County of San Francisco to write a letter to Assemblymember Phil Ting expressing their support for any state matching funds available to support the Commission's efforts to implement an Open Source Voting system in San Francisco. He added that OSVTAC and the community should also be included in the development of the Open Source Voting System.

**Jim Soper** expressed his support of RESOLUTION 20190220-03-1 and thanked Commissioner Jerdonek for writing the resolution.

*President Mogi closed public comment and re-opened discussion regarding Open Source Voting activities and RESOLUTION 20190220-03-1:*

**Commissioner Rowe** asked if the statement regarding Director Arntz being disinterested in matching funds actually happened. Director Arntz responded that it did not happen and that he contacted Assemblymember Phil Ting's office to confirm with a staff member that without a solid plan that the Department could not identify a use for the matching funds at that particular time.

**Commissioner Jung** stated that he generally supported the motion, but said it would have been useful to have had the motion prior to the meeting. Commissioner Jung stated that the motion asks several different entities – the City and County of San Francisco, the Mayor, the Board of Supervisors – to consider formally supporting a state funds request without specifying a particular fund request; and ties the Commission to a particular interest group, which he queries whether the Commission wants to do that.

**Commissioner Jerdonek** responded that he did not expect a specific proposal to be provided by the California Clean Money Campaign at this meeting; that the motion was phrased to be in support of a budget request consistent with past resolutions approved by the Commission supporting Open Source Voting; and that the resolution could be supported by several entities of the City and County of San Francisco, including the Department of Technology, Elections Director John Arntz, the Chair of the Board of Supervisors Budget Committee, and others. He added that he thought that Election Commissioners were really familiar with the work of the California Clean Money Campaign; that the Commission would only be asking that the City and County consider supporting the budget request, which relied upon the Commission to trust that the California Clean Money Campaign was putting together a request with good merits.

**Commissioner Rowe** suggested that because the Commission is considering the Resolution with a proposal from the Chief Information Officer and a statement from the California Clean Money Campaign, that the Commission consider amending the resolution to take off the portion of Resolution referring to the California Clean Money Campaign and have the commission reiterate its support for state matching funds for Open Source Voting consistent with past resolutions; and asking the City and County to consider supporting such a request. Commissioner Jung agreed and added that the funds be offered as a match for "counties to develop and certify publicly-owned, open source, paper ballot voting systems."



**Commissioner Rowe** said that her and Commissioner Jung's comments should not be construed as opposing California Clean Money Campaign's specific request, and added that the Commission did not know enough about the proposal to endorse it. Commissioner Jung agreed again. Commissioner Jerdonek also approved of the amendments as proposed.

**Commissioner Jung AMENDED RESOLUTION 20190220-03-1:**

*The Commission reiterates its support for ~~a request of~~ state matching funds for counties to develop and certify publicly-owned, open source, paper ballot, voting systems, consistent with its past resolutions on open source voting; and The Commission asks the relevant entities in the City and County to consider formally supporting the a state budget request ~~being led by the California Clean Money Campaign~~ for State matching funds.*

**RESOLUTION 20190220-03-1 as amended:**

*The Commission reiterates its support for state matching funds for counties to develop and certify publicly-owned, open source, paper ballot, voting systems, consistent with its past resolutions on open source voting; and The Commission asks the relevant entities in the City and County to consider formally supporting a state budget request for State matching funds.*

**RESOLUTION 20190220-03-1 as AMENDED was moved by Commissioner Jung and seconded by Commissioner Rowe. President Mogi asked Secretary Walker to take a roll call vote:**

**AYES: 5-DONALDSON, JERDONEK, JUNG, MOGI, ROWE.**

**NOES: 0- NONE.**

**MOTION CARRIES UNANIMOUSLY (5-0).**

**RESOLUTION 20190220-03-1 WAS APPROVED WITH A UNANIMOUS VOTE.**

**4. APPROVED MINUTES OF PREVIOUS MEETING HELD JANUARY 16, 2019; CARRYS 5-0**

***Motion to approve the Minutes of the January 16, 2019 regular meeting of the Elections Commission was moved by Commissioner Jung and seconded by Commissioner Rowe.***

**AYES: 5 - DONALDSON, JERDONEK, JUNG, MOGI, ROWE.**

**NOES: 0- NONE.**

**MOTION CARRIES UNANIMOUSLY.**

**MINUTES FROM THE JANUARY 16, 2019 REGULAR MEETING WERE ADOPTED WITH A UNANIMOUS VOTE.**

**5. RECEIVED COMMISSIONERS' REPORTS**

**Commissioner Jerdonek** reported that he was appointed by the Board of Supervisors to his



second term as Commissioner on the San Francisco Elections Commission.

**Commissioner Donaldson** reported that in absence of the Budget and Oversight of Public Elections meeting, he met with the Director of Elections to discuss the budget item that would be discussed under Item 8 later in the meeting.

No other reports given.

#### 6. **RECEIVED DIRECTOR'S REPORT**

**Director Arntz** shared that he and CIO Gerull continued to work together adding resources to the Open Source Voting System project. He stated his report included the entire new voting system project, that would be a 4 year lease with Dominion Voting, which would be responsible for providing a fully functioning voting system and related services that would continue through the November 2019 citywide general election. The voting machine equipment would remain thorough November 2022, with two 1-year options to extend. The City could after 4 years implement its own system.

A draft outreach plan has also been developed for the system, with the ability to make adjustments. Director Arntz also described the new website masthead developed for the upcoming elections in November 2019, March 2020 and November 2020. He added that the information is specific to each of the different elections and includes information about how those without a party affiliation can participate in the March 2020 presidential primary.

He added that the November 2020 general election is projected to be the largest in city history either by the number of votes cast or the length of the ballot and number of ballot cards processed. Each could be its largest number ever, making it even more critical for the voting lease agreement to be approved by the Board of Supervisors at its Tuesday, February 27 meeting.

Director Arntz concluded by stating the ability to include an item, such as Open Source Voting, in the lease contract to be considered February 27, is difficult to include an item in negotiations that does not as of current have an existing proposal or plan. After the four year contract is up, the department and commission can consider whether or not to move toward a more developed plan to implement Open Source Voting.

President Mogi thanked Director Arntz for his report and stated that she would continue including the Outreach Report regarding the efforts to educate the City's voters on the new voting machines as part of each month's Director's report in the interim.

#### **RECEIVED QUESTIONS regarding Director's Report.**

**Commissioner Donaldson** asked about when the voting lease item would be forwarded to the Board of Supervisors and whether there were any concerns about the item moving forward. Director Arntz responded that the item, although below the threshold required for public hearing, would be presented to the full Board of Supervisors ensuring that such a



critical item be heard by the full Board, rather than being approved in the COIT funding process that does not allow for a public hearing. Director Arntz also added that he did not foresee any issues with receiving approval from the Board to move forward, but mentioned that there would be plenty of time to implement the new system should the item not pass.

**Commissioner Jung** was concerned about what would happen should something develop with the Open Source Voting project prior to 2022, and said that it would be a shame if implementation were held off because of an already existing lease. Commissioner Jerdonek followed up by asking whether anything would preclude the Commission from bringing in another voting system. Commissioner Donaldson stated that there was a clause in the Dominion Lease labeled prohibited acts that would prevent the City from reverse engineering. Commissioner Jerdonek responded that an Open Source Voting project would only interact with what the machines generated as voter data and not need to reverse engineer.

**Commissioner Rowe** stated that language in the contract would probably prevent the Commission or Department from using components of their proprietary system, and added that she was unsure if that could be negotiated at such a late point in the negotiations.

**Commissioner Jerdonek** stated that the OSVTAC discussed many scenarios of the Open Source Voting pilot project that could interface well with the Dominion Voting System.

**Commissioner Jung** stated that he was unsure as to why there would be a barrier to adding that the Commission would like to pilot its open source voting system with the new voting system to be procured. Director Arntz responded that the City is only one party to the contract; he added that there was nothing to provide to the private entity that would explain what to incorporate or how to incorporate open source voting into an already existing contract. He also offered that the City could negotiate, but did not want to reopen a contract negotiation that could be refused by the private party, and could also add another month to the existing timeline for acquiring a new system for an upcoming election.

**Commissioner Jung** offered that the private party taking a “crazy position” would allow the commission to contemplate and explore other options. He added that he wanted to know whether or not Dominion would take a position in opposition to the commission.

**Commissioner Jerdonek** mentioned that he wanted to see more languages included in outreach materials that educate voters that ranked choice voting is not a point system and that multiple ranks does not hurt the first choice in future outreach efforts.

**Commissioner Jerdonek** stated that a vote by mail scanner could be used if permission from Dominion was sought.

**Commissioner Rowe** stated that Director Arntz did not call Assemblymember Ting a liar and thanked Director Arntz for reaching out the the Assemblymember.

**Commissioner Jerdonek** added that there were positive aspects of the Dominion Voting contract. Director Arntz responded that the system will scan and photograph each ballot; the



Department will then post each image online separated from any information identifying the voter for every election moving forward. He added that there would be a tally module that would pull up votes cast for particular contests, allowing for transparency in elections to increase exponentially. Although not open source, the technology update is a great leap forward and San Francisco is the only municipality with this capability, allowing for the “Black Box” of voting disappears.

### **RECEIVED PUBLIC COMMENT on Director’s Report**

**Pedro Gonzalez** commented that he was happy with the initial outreach plan, that outreach efforts are worthy of their own agenda item at future commission meetings, and that there would only be one opportunity to implement the outreach program effectively.

**Brent Turner** suggested the voter system be piloted at local universities, that the voting system contract could be renegotiated, and that he would prefer that the Director of Elections support the Open Source Voting system.

### **7. APPROVED SUBMISSION OF RESPONSES TO THE 2017-2018 SAN FRANCISCO CIVIL GRAND JURY REPORT ON OPEN SOURCE VOTING**

The President of Elections Commission was instructed to respond to several findings in the 2017-2018 San Francisco Civil Grand Jury report on Open Source Voting in San Francisco. Commissioner Donaldson, who was Commission President during that year, presented responses that he drafted to the Commission for their approval.

***Motion to approve the submission of responses to the San Francisco Civil Grand Jury Report regarding the Open Source Voting Project was moved by Commissioner Jung and seconded by Commissioner Rowe.***

**AYES: 5 - DONALDSON, JERDONEK, JUNG, MOGI, ROWE.**

**NOES: 0 - NONE.**

**MOTION CARRIES UNANIMOUSLY.**

**THE CIVIL GRAND JURY REPORT RESPONSES WERE APPROVED WITH A UNANIMOUS VOTE; AND WILL BE SUBMITTED TO THE CIVIL GRAND JURY AS DIRECTED BY THE COMMISSION.**

### **8. RECEIVED REVIEW OF DEPARTMENT’S FISCAL YEAR (FY) 2019-2020 AND 2020-2021 PROPOSED BUDGETS**

**Director Arntz** presented the FY 2019-2020 and 2020-2021 annual budgets.

Director Arntz reported that the budget contemplates three election cycles: November 2019 general election, March 2020 primary election and the November 2020 general election. Critical items in the budget include the Ballot Simplification Committee meetings that will be held in November for the March primary, where digests of each ballot proposition are written, staffing that ramps up as each cycle gets closer to Election Day, the cost of the voting guide,



which becomes much larger for primary and each party's central committee election, and the number of ballot cards needed for each election, with the initiative heavy ballots that require five to six ballot cards increasing that particular cost.

For employee salaries, the Inspector Stipend is increased by thirty-three dollars (\$33) to \$225, up from its current \$192. Clerk stipends go to \$205, slightly more than the \$165. Changes to the pay structure are a result of the difficulty recruiting poll workers, especially considering other jurisdictions have a higher pay rate. This will result in a \$450,000 increase in expenses.

The November 2019 election will operate with consolidated precincts; precincts will not be consolidated for the March 2020 Primary and November 2020 General elections. Because of community college district board and school district board appointments since the last general elections for each seat, the November 2019 general election will also include these offices. The budget for FY 2019-2020 will be \$10.268 million; for FY 2020-2021, the amount is \$8 million. These totals include permanent positions, temporary exempt positions, and all associated fringes.

### **RECEIVED QUESTIONS regarding the Department's Fiscal Year (FY) 2019-2020 and 2020-2021 Proposed Budgets**

Budget Oversight of Public Elections Committee Chair and **Commissioner Donaldson** asked whether the \$3 million in variable operating costs is seeing an increase primarily due to the elections conditional voter registration. Director Arntz responded that the funds would help to expand the city hall voting center as well as \$315,000 allocated to additional voting cards.

**Commissioner Donaldson** asked if there was any help in the budget with retention and recruitment efforts. Director Arntz responded that there was a \$250,000 grant included.

**Commissioner Jerdonek** asked where in the budget was the \$250,000 outreach grant program allocated. Director Arntz responded in the professional services line item.

**Commissioner Jerdonek** asked Director Arntz to explain differences in the previous contract and the new lease contract. Director Arntz responded that the proposed contract had an annual cost of \$2.1 million per year. If five elections are held, costs of the Dominion contract would not exceed \$2.1 million. The contract allows for an increase in supplied equipment without an increase in price and without an upfront purchase cost. Previously, the contract fluctuated based on election cycles. The move was more cost effective with no upfront costs and an overall straight lease. After November 20, 2022, the equipment would be handed off to the department. Then the department would be responsible for ballots, testing, and drayage.

**Commissioner Jerdonek** asked if there were any technological advances with the new contract. Director Arntz discussed the risk limit auditing features, mentioned how San Francisco would be one of the first jurisdictions to utilize ranked choice voting with the



auditing process. He added that because the system is image based rather than card based, that audits would no longer have to be done on a precinct level, meaning that equipment will be used less, the speed of scanning is almost doubled with the new system, and because there will be less handling of the ballot that the system overall will make election counts more efficient than in past elections. Vote by mail counts could take 13 hours with the new system, in comparison with three to four days with the existing system.

**Commissioner Jerdonek** asked about the risk limit audit approach. Director Arntz responded that the batch approach would be used, where 1 percent of the ballots at each polling place are audited post election. The current procedure calls for finding all the cards of a particular precinct; the new system can choose one percent of any ballot processed.

**Commissioner Jeronek** asked if we performed risk limit audit by serial number; director Arntz responded that post scan, there is the ability to imprint each card; if add mark, 10 ballot people scanning. No modification scanner can imprint on cards and use for risk limiting has to look at it.

*Budget Oversight of Public Elections Committee Chair and Commissioner Donaldson moved to **ADOPT the FY 2019-2020 and FY 2020-2021 Department Budget**. The motion was seconded by Commissioner Jung. President Mogi requested that Secretary Walker take a roll call vote.*

**AYES: 5 - DONALDSON, JERDONEK, JUNG, MOGI, ROWE.**

**NOES: 0 - NONE.**

**MOTION CARRIES UNANIMOUSLY.**

**THE DEPARTMENT FISCAL YEAR 2019-2020 AND FISCAL YEAR 2020-2021 PROPOSED BUDGETS WERE ADOPTED BY THE COMMISSION WITH A UNANIMOUS VOTE.**

## 9. DISCUSSED AGENDA ITEMS FOR FUTURE MEETINGS

### **RECEIVED PUBLIC COMMENT regarding agenda items for future meetings:**

**Brent Turner**, California Association of Voting Officials, suggested that the Commission discuss benchmarks and timelines for implementation of the Open Source Voting System project to ensure that the project is not delayed, determine whether Dominion Voting interests are aligned with the interests of the people, and suggested the Commission investigate the conduct of the Director of Elections and whether the Director had a conversation with Assemblymember Phil Ting.

**Jim Soper**, Voting Rights Task Force, suggested inviting a number of experts to discuss risk limiting audits.

**Pedro Gonzalez** stated he was encouraged by the proposed outreach plan and was looking forward to working with the Director of Elections on outreach efforts.



10. **DISCUSSED PERFORMANCE EVALUATION OF DIRECTOR OF ELECTIONS**

- a) **RECEIVED Public comment** on all matters pertaining to this agenda item.

*Brent Turner*, made public comment regarding the importance of the Director of Elections not slowing down the Open Source Voting Project.

- b) **Commissioner Donaldson moved to enter Closed Session; the motion was seconded by Commissioner Jung.**

**AYES: 5 - DONALDSON, JERDONEK, JUNG, MOGI, ROWE.**

**NOES: 0 - NONE.**

**MOTION CARRIES UNANIMOUSLY. COMMISSIONERS CONVENED CLOSED SESSION AT 8:19 P.M.**

- c) **CLOSED SESSION.**

*Closed Session was held pursuant to Brown Act section 54957(b) and Sunshine Ordinance section 67.10(b) to discuss the performance evaluation of a public employee.*

- d) **DISCUSSED AND VOTED** pursuant to Sunshine Ordinance section 67.12(a) on whether to disclose any portion of the closed session discussion regarding the public employee performance evaluation:

**COMMISSIONERS VOTED UNANIMOUSLY (5 AYES, 0 NOES) TO NOT DISCLOSE ACTIONS AS TAKEN IN CLOSED SESSION.**

- e) Reconvene in open session. Report action taken in closed session as specified in Per California Government Code §54957.1(a)(5) and San Francisco Administrative Code §67.12(b)(4):

**COMMISSIONERS RECONVENED AT 9:24 P.M. THE PRESIDENT REPORTED THAT NO ACTIONS WERE TAKEN IN CLOSED SESSION.**

**MEETING ADJOURNED AT 9:24 P.M.**

MINUTES WERE APPROVED AT THE APRIL 17, 2019 REGULAR MEETING OF THE ELECTIONS COMMISSION.

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**WILLIAM WALKER, SECRETARY  
ELECTIONS COMMISSION**