

List of Exhibits

Complaint to the North Carolina State Board of Elections

Charges against CBE Members Eggers and Aceto

<u>Exhibit</u>	<u>Documents</u>
1	Signed oath of office - Luther B. Eggers – August 8, 2013
2	SBE letter of Eggers' appointment – August 7, 2013
3	Notice of Special Meeting for August 12, 2013 – dated August 8, 2013
4	Agenda for August 12, 2013 CBE Meeting (delivered August 8, 2013)
5	Email of August 9, 2013 from CBE Member Kathleen Campbell to Eggers and Aceto – Formal Request for Copies of Agenda Resolutions and Plan
6	August 9, 2013 <u>Watauga Democrat</u> article
7	Links to recordings of 8/12/13 and 8/20/13 CBE meetings
8	September 17, 2013 <u>Winston-Salem Journal</u> article
9	September 15, 2013 <u>Winston-Salem Journal</u> article; Public Records Request email of October 1, 2013
10	Documents for September 4, 2013 CBE Meeting; Document Properties (Summary and Statistics) – Watauga Board of Elections September Agenda; Watauga Board of Elections – Resolution re Boone 2 Polling Place; Watauga Board of Elections – Withdrawal of Resolution re Boone Precincts
11	Emails regarding August 12, 2013 Meeting Minutes; Document Properties - Watauga Board of Elections – Minutes 8-12-13; August 20, 2013 <u>Winston-Salem Journal</u> article
12	Duties of Director of Board of Elections – submitted and approved at August 12, 2013 CBE Meeting
13	September 16, 2013 <u>Watauga Democrat</u> article
14	Links to recordings of 9/4/13 CBE meeting and documented walk/pathways to Legends facility
15	September 19, 2013 letter to Watauga County Board of Elections from Executive Director Kim Strach

- 16 Letter from David Robertson to SBE Chair Josh Howard (re: ASU Student Union) and September 3, 2013 letter from Robertson to Executive Director Strach (re: ASU Legends facility)
- 17 August 25, 2013 Winston-Salem Journal article (re: Elections board minutes)
- 18 Resolution Establishing Public Comment Process – submitted and adopted at August 12, 2013 CBE Meeting
- 19 Email of September 23, 2013 from Director Hodges to CBE members Eggers, Aceto and Campbell; Agenda for October 2, 2013 CBE Meeting; September 27, 2013 Winston-Salem Journal article
- 20 Link to recording of 10/2/13 CBE meeting
- 21 Email of September 10, 2013 from Director Hodges to Executive Director Strach (re: Legends facility); North Carolina State Board of Elections Polling Place Accessibility Survey Form – faxed to Executive Director Strach on 9/10/13; Email of 9/27/13 from Director Hodges to Don Wright (re: Legends facility accessibility issues/questions)




WATAUGA COUNTY BOARD OF ELECTIONS

842 W. KING STREET • BOONE, NORTH CAROLINA 28607


JANE ANN HODGES
DIRECTOR

I, Luther B. Eggers, do solemnly swear that I will support the Constitution of the United States; that I will be faithful and bear true allegiance to the State of North Carolina and to the constitutional powers and authorities which are or may be established for the government thereof; that I will endeavor to support, maintain, and defend the Constitution of said State, not inconsistent with the Constitution of the United States; and that I will well and truly execute the duties of the office of member of the Watauga County Board of Elections to the best of my knowledge and ability, according to law; so help me God.

This the 8th day of August, 2013.

 (SEAL)
Luther B. Eggers

Attest:

 (SEAL)
Name: Diane Cornett Deal
Title: Clerk of Superior Court - Watauga

August 7, 2013

Mr. Luther Blaine Eggers
110 Eggers Lane
Boone, NC 28607

Dear Mr. Eggers:

I am pleased to inform you that the State Board of Elections has appointed you as one of three members of the Watauga County Board of Elections, under the provisions of GS § 163-30. This appointment is valid for two years. Your Certificate of Appointment is enclosed. The County Elections Director will be in touch with you about being sworn into office.

In the weeks to come, there are two other events where your attendance will be required. On Tuesday, August 20, 2013, GS § 163-31 requires the County Board meet to appoint the precinct judges for your county. In addition, GS § 163-82.24 mandates that you receive training conducted by the State Board of Elections within six months of your initial appointment. Thus, on Wednesday, August 21, 2013 and Thursday, August 22, 2013 please plan to attend our statewide training for all County Board Members, County Elections Directors, and other County Board staff. This training conference will be held in Cary, NC. Your Director of Elections will provide you with more information about the upcoming statewide training.

Also enclosed is a copy of Article 4 and 4A of Chapter 163 of the North Carolina General Statutes that sets out some of the duties and responsibilities for County Boards of Elections.

The members of the State Board of Elections, our agency staff, and I look forward to working with you in the elections process.

Very truly yours,



Kim Westbrook Strach
Executive Director

Enclosures



WATAUGA COUNTY BOARD OF ELECTIONS

842 W. KING STREET • BOONE, NORTH CAROLINA 28607

JANE ANN HODGES
DIRECTOR

NOTICE OF SPECIAL MEETING

The Watauga County Board of Elections will hold a Meeting on the 12th day of August, 2013 at 9:00 a.m. at the Watauga County Board of Elections Office, 842 West King Street, Boone, North Carolina, for the purposes set forth on the attached agenda. The Director of Elections for Watauga County shall provide Notice to all interested parties as required by law.

This the 8 day of August, 2013.

William P. Aceto, Member
Watauga County Board of Elections

Luther B. Eggers, Member
Watauga County Board of Elections



WATAUGA COUNTY BOARD OF ELECTIONS

842 W. KING STREET • BOONE, NORTH CAROLINA 28607

JANE ANN HODGES
DIRECTOR

August 12, 2013

AGENDA

1. Call to Order
2. Election of Board Officers
3. Adopt Meeting Schedule of the Board
4. Assignment of Directors Duties pursuant to N.C. Gen. Stat. §163-35
5. New Registrations and Statistics
6. Resolution to Establish Public Comment Process for Board of Elections
7. Adopt New One-Stop Implementation Plan for 2013 Municipal Elections
8. Resolution to Re-combine Boone Precincts
9. Relocate Meat Camp and New River 3 Polling Place
10. Agreement with Avery County Board of Elections for 2013 Seven Devils Election
11. Resolution to Relocate Seven Devils Polling Place for 2013 Seven Devils Election
12. Agreement with Avery County Board of Elections for 2013 Beech Mountain Election
13. Agreement with Caldwell County Board of Elections for 2013 Blowing Rock Election
14. Review of Upcoming Municipal Elections Calendar
15. Board of Elections Conference Information
16. Adjourn

From: Kathleen Campbell <kathleencampbell67@gmail.com>
Date: August 9, 2013 3:32:07 PM EDT
To: Luke Eggers <lukeegggers@gmail.com>, Bill Aceto <billaceto@gmail.com>, janeann.hodges@watgov.org, donna.houck@watgov.org
Subject: **Formal Request for Copies of Agenda Resolutions and Plan**

Dear fellow Board Members,

I see in today's High Country Press an agenda for the August 12, 2013 BOE meeting. There are several resolutions and a plan mentioned:

- Agenda item number 6, a resolution to establish a public comment process for board of elections
- Agenda item number 7, a new one-stop implementation plan for the 2013 municipal elections
- Agenda item number 8, a resolution to re-combine Boone precincts
- Agenda item number 11, a resolution to relocate Seven Devils polling place for the 2013 Seven Devils election.

Common courtesy would mean, of course, that I would have already received a copy of these resolutions and the plan. In light of the fact that I have not, I am formally requesting a copy of the resolutions and the plan immediately via email. I also formally request that my (this) email be included in the record for the August 12, 2013 BOE meeting.

Sincerely,

Kathleen Campbell

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Elections board plans controversial steps

Originally published: 2013-08-09 18:19:16
Last modified: 2013-08-09 18:20:40

by Kellen Short

The complete Watauga County Board of Elections will meet for the first time Monday -- and the agenda is already causing contention.

Republican Luke Eggers was appointed Wednesday and sworn in Thursday, according to elections staff, joining Republican Bill Aceto and Democrat Kathleen Campbell.

An agenda released Friday states the board will consider a resolution to recombine Boone precincts and adopt a new one-stop implementation plan for 2013 municipal elections.

Anne Marie Yates, chairwoman of the Watauga County Republican Party, said the intention was to switch Boone from three precincts into one, with one voting site.

Those precinct voting sites are currently located at the Watauga County Administration Building, at ASU's Plemmons Student Union and at the Agricultural Conference Center. Yates would not say where the single voting site would be located.

"It will eliminate the expense of running two other polling places and combine it all into one," Yates said. "It's still very convenient for everyone to go and vote. The location has ample parking."

Yates would not elaborate on possible changes to the one-stop plan for this fall's municipal elections.

"That'll all come to light on Monday," she said.

The board also may relocate the Meat Camp and New River 3 polling places, as well as the Seven Devils site, and is expected to consider a resolution establishing a public comment process for the board.

Yates said the board was considering moving the Meat Camp site from Green Valley School to an undisclosed location, the New River 3 site from the National Guard Armory to an undisclosed location, and the Seven Devils site from Foscoe Fire Department to Seven Devils Town Hall.

"I'll let (the board members) tell you what the location is," Yates said regarding the Meat Camp and New River 3 locations. "I don't want to steal their thunder and the reasons for it."

She said the board is trying to keep voting out of the schools because it can be disruptive, referencing a dispute last fall about whether students were allowed in the Green Valley gym during voting.

Deputy election director Donna Houck said Friday that the Republican board members had prepared the agenda and that the office staff had not been provided any further information about the topics.

"Usually we're kind of in-the-know in here, but we don't know this time," Houck said.

Aceto and Eggers could not immediately be reached Friday.

Campbell, the minority board member, said she was not consulted or considered in the setting of the meeting time or the agenda. She said she was worried that the two Republican members already seemed to have planned their actions together outside her presence.

Appalachian Music and Dance
with **Alan Jabbour**
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Archive of Folk Song
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A Free Concert
Featuring local artists
Robert Dotson
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Gordy Hinnens
John Turner
Julie Gurganus

**Saturday
October 5
3:00 PM**

@ The Jones House
604 W. King St., Boone, NC

Sponsored by
Appalachian State University's
• Department of Theatre and Dance,
• Hayes School of Music, &
• The Center for Appalachian Studies

This project is made possible by funding from the
North Carolina Humanities Council,
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National Endowment for the Humanities.
<http://theatre.appstate.edu/events/free-concert>


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"This resolution to recombine Boone precincts, that could be worrisome if they want to eliminate precincts by combining them," Campbell said.

Democrats already have mobilized against the possibility of changes they say would "repress and restrict individual voter rights," urging concerned residents to wear green to the meeting in a Facebook event post.

"We need to show Republicans that we will not stand by as our rights are trampled!" read an event posting.

Elections board members also are expected to choose officers, adopt a meeting schedule, assign duties to the Board of Elections Director Jane Hodges, approve or deny new voter registrations and conduct other business.

Even the location of the meeting has proven divisive. Originally slated for the county commissioners' board room, a revised meeting notice issued around noon Friday said the location would instead be the Board of Elections office, a smaller space.

Campbell complained about the location in an email to other board members, elections staff and the press, saying she was concerned about the meeting's openness.

"It is clear that the meeting is being moved to prevent and/or restrict full public access to the meeting," she wrote. "In light of the serious issues that this board will address, issues that affect the voting rights of thousands of Watauga County voters, we should welcome, not restrict, public access and transparency."

Yates said she appreciated the two Republican board members stepping up, calling them capable and ready to execute fair elections. At 9 a.m. Monday, a Republican-dominated board will begin conducting business for the first time in 20 years.

"Evidently it's already going to be controversial — I don't know why," Yates said. "We're just trying to make it fair and easy for everybody to vote."



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Exhibit 7

Links to recordings of 1st CBE Meeting (8/12/13) – part 1

<http://www.youtube.com/watch?v=dbPBJtfaejI>

1st meeting (8/12/13) – part 2

<https://docs.google.com/file/d/0Bw9ra0V6AmH5WXJfVVI3WHVBaVk/preview?pli=1>

2nd meeting (8/20/13)

<http://www.youtube.com/watch?v=gXwBqq6TTrI>

Key letter to N.C. elections director has attorney's 'thumbprint'

Bertrand M. Gutierrez/Winston-Salem Journal | Posted: Tuesday, September 17, 2013 10:01 pm

BOONE — County Attorney “Four” Eggers, moonlighting as a personal legal adviser to his brother, Luke Eggers, chairman of the Watauga County Board of Elections, wrote a key letter to a state elections official in an attempt to explain the sweeping electoral changes that came out of the board’s contentious Aug. 12 meeting.

The letter, also dated Aug. 12, was written in Luke Eggers’s name to Kim Strach, the executive director of the N.C. State Board of Elections. Digital thumbprints left on the letter, obtained by the Winston-Salem Journal, show that “Four Eggers” was the “author,” and the computer on which the document was written belongs to his law firm, “Eggers, Eggers, Eggers & Eggers.”

The thumbprints, or document properties, also indicate that Four Eggers started writing the letter while his brother was up the block from the law firm presiding as chairman at the Aug. 12 public meeting of the elections board. The document properties show the letter was first created Aug. 12 at 9:48 a.m. — though the meeting started at 9 a.m. and lasted much more than an hour.

His deep involvement in the Republican-led effort to enact electoral changes in Boone has raised questions about whether a county attorney should carry out two roles — that of a personal adviser to an elections-board chairman and that of a neutral county attorney who may be called upon to provide legal counsel to the board as a whole.

Besides advising his brother, writing resolutions for the elections board and the letter to Strach, Four Eggers also provides counsel as the county attorney to the county board of commissioners and other county agencies, including the Department of Social Services and Sheriff’s Office. Since the fiscal year started July 1, Four Eggers has charged Watauga County about \$15,000 as county attorney, according to county officials.

Four Eggers did not respond to an email asking why his name is listed as the author on the letter to Strach.

Luke Eggers has not returned calls or emails since last week.

About seven paragraphs long, the letter tries to offer Strach an explanation of the board’s decision to eliminate a polling place at Appalachian State University and the county government building, instead establishing one polling place off campus for a combined “super-precinct” of more than 9,300 voters.

"I write to you as chairman of the Watauga County Board of Elections," the letter begins.

It is signed as Luther B. Eggers, board chairman.

During its Aug. 12 meeting, the county elections board passed a resolution to that effect 2-to-1, with Republicans Luke Eggers and Bill Aceto in favor and Democrat Kathleen Campbell opposed. Critics said the board action was aimed at suppressing the college vote because it established a polling place off campus. Supporters said it was aimed at easing voter confusion.

The resolution has since been withdrawn.

In an article published Sunday by the Journal, Four Eggers downplayed his role in crafting any of the resolutions that the newly appointed board has passed. Later, when told that the document properties listed his name as the author, he said that he helped write them while his brother was on the phone or in his office.

"I know that I helped him type up some things. But I don't know if there's anything beyond that," he said.

"Some of them, I had helped him type it up while we sat and talked about things. Some of them might have been over the phone. Some of them Luke was in the office," he said.

Critics here say that Four Eggers' behind-the-scenes involvement makes a sham of what should be an open, democratic process at elections-board meetings. Supporters say that Luke Eggers should rely on the advice of Four Eggers, a former board member.

The idea that a county attorney's role, as it relates to a local elections board, should remain neutral was expressed last week by Josh Howard, the chairman of the state elections board.

"He serves as the county attorney," Howard said. "I don't think he can do both jobs (serve as a board member and as a county attorney) because the county attorney often has to advise the county board of elections."

According to documents obtained by the Journal, Four Eggers was the author of the key resolution passed Aug. 12 to combine the three Boone precincts. His name is also listed as the author on subsequent resolutions passed along party lines to withdraw the Aug. 12 proposal and another one to move the polling station at ASU from the Plemmons Student Union to the Legends building on the edge of campus.

bgutierrez@wsjournal.com

(336) 727-7278

One county attorney, two hats: Documents show attorney as 'author' behind key resolutions

Bertrand Gutierrez/Winston-Salem Journal | Posted: Sunday, September 15, 2013 12:00 am

BOONE — Digital thumbprints left on resolutions approved along party lines by the Republican-controlled Watauga County Board of Elections show that the “author” of those resolutions is not the county elections director or board members.

It's Stacy Clyde Eggers IV.

And the computer on which the documents were written belongs to his law firm, Eggers, Eggers, Eggers & Eggers, according to those thumbprints, or document properties.

Eggers, also known as “Four,” is the county attorney and the brother of Luke Eggers, the elections board chairman.

The thumbprints and a 40-minute interview with Four Eggers reveal that he played a key role in crafting what critics view as an effort to thwart students at Appalachian State University from voting, to muzzle public comments at elections board meetings by requiring that they be submitted in writing, and to neuter the ability of Jane Hodges, the elections director, to offer advice at public meetings.

His deep involvement in the actions taken by the elections board raises questions about whether a county attorney can wear two hats — that of a personal, off-the-clock adviser to the board chairman and that of a neutral adviser to the board.

All this comes after the N.C. State Board of Elections did not consider appointing Four Eggers in June to the county elections board even though the state Republican Party had submitted his name as its No. 1 choice. The state board members considered only the state Republican Party's secondary picks, according to various documents related to the appointment, obtained through public-record requests by the Winston-Salem Journal.

“He serves as the county attorney,” said Josh Howard, a Republican, the chairman of the N.C. State Board of Elections. “I don't think he can do both jobs because the county attorney often has to advise the county board of elections.”

Conflicts of interest?

Confirmation of Four Eggers' deep involvement adds stock to a widely held belief among Democrats here that he pulls the levers of power. Actions taken by the board's two GOP members, Luke Eggers and Bill Aceto, at public meetings are largely prepackaged by Four Eggers, they say. In their view, Four Eggers' behind-the-scenes role makes a sham of what should be an open and transparent

democratic process at board meetings.

"He can't act as his brother or his friend or his adviser without simultaneously acknowledging that he's always acting as county attorney. And when he writes that ... for this board, he's running the board," said Stella Anderson, Democrat, the former chairwoman of the elections board.

"On the Aug. 12 meeting, Luke would not, did not, and apparently didn't even feel like it was his responsibility, to provide even an overview or a summary statement of the resolution," Anderson said, adding it was her guess that he couldn't because he didn't know what was in it.

Luke Eggers did not respond to calls and emails asking who was writing the resolutions.

The Aug. 12 meeting garnered national attention when the board voted 2-to-1, with Democrat Kathleen Campbell opposing, to eliminate the polling place at Appalachian State University and the government building, instead establishing one polling place for a newly combined "super-precinct" with more than 9,300 voters. It was a move that critics said was aimed at suppressing the college vote and supporters said would decrease confusion about where to vote.

The resolution has since been withdrawn.

But on Aug. 12, Hodges and Campbell got the resolution shortly before the meeting.

"Luke wanted them voted on ... and people are yelling from the audience: 'What's in the resolution?! Read it!'" Anderson said.

Republican supporters of Four Eggers say that Luke Eggers should rely on his brother for advice. It is common for new board members of any government body to seek the experience and institutional memory that someone such as Four Eggers, a former board member, can offer. Campbell, relies on the advice of the former Democratic board member, Stella Anderson, they say.

Ultimately, they say, Luke Eggers and Aceto are the ones who vote on board actions.

"If he (Four Eggers) wants to give advice to his brother, free and off the public doles, so that he's not taking any public money, then so be it. I'm not going to stop him from giving advice to his brother. And I don't think that creates any kind of conflict," said Nathan Miller, a Republican, the chairman of the county board of commissioners.

The role of a county attorney is one that demands neutrality, according to Bob Hall, the executive director of the nonpartisan elections watchdog group Democracy N.C.

"The county attorney acts as the attorney for the county board of elections and so that puts him in a conflicting situation (if he were a board member) — needing to provide independent wisdom as an attorney," he said. "They should provide neutral advice with an interpretation of what the law says."

PC thumbprint leads to attorney

During an extensive phone interview, Four Eggers proudly described his solid working relationship

with his brother: "I'm glad to say that I helped Luke work on some of those."

He also downplayed his role.

As the interview continued, his responses shifted as he answered various questions about the extent to which he was involved in drafting the resolutions. Eggers said at first that they were just the result of "corroborative" efforts and stopped short of saying that he was the author.

"I don't think I can say I wrote them. But I did help him work on his resolutions," Eggers said.

"I don't know if I can claim authorship about it," he said later.

Every document has a thumbprint.

When a user sets up a computer, he registers his user name and, sometimes, the name of his company. Documents are tagged with that information, unseen to most people. The information can be found by looking up a document's "properties."

Later, when told that some of the resolutions presented at the elections board meetings show that the "author" in the document properties tab is "Four Eggers" and that the company to which the computer was registered is his law firm, "Eggers, Eggers, Eggers & Eggers," he acknowledged that he was at times the one at the keyboard, portraying his involvement as merely clerical.

"I would not doubt that that could be possible. I know that I helped him type up some things. But I don't know if there's anything beyond that," he said.

Asked again if he just helped or actually wrote them, he said: "You know, it depends on what you're looking at. Some of them, I had helped him type it up while we sat and talked about things. Some of them might have been over the phone. Some of them Luke was in the office."

Asked if Luke Eggers wrote any of them, Four Eggers said: "You'd have to ask him about that."

Why?

"Because I don't know what he finally sent out as a final draft — whether it was something I had helped him type up or whether it was something else he came up with.

No modifications had been made, Eggers was told, on the specific resolution he was talking about — to move the ASU polling place from the student union to another building used as a nightclub, known as Legends, at the edge of campus.

Luke Eggers and Aceto voted for it at the Sept. 3 meeting, against the advice of Hodges and Dave Robertson, an ASU official, as the Legends building has flooded three times in the past 10 months and has no backup power. And the student union no longer has one of the problems listed in the resolution — access for people with disabilities.

The "author" of that resolution is Four Eggers, according to the document properties.

"I think moving the Boone 2 precinct from the student union to Legends — I recall that coming from my office because I think he used my computer to send an email. But as far as sending other things, I'm not sure," he said.

Who gets advised by Eggers?

Unlike Luke Eggers, Campbell, the Democrat on the elections board, had no luck when she recently tried to get advice from Four Eggers.

"I am the Democratic member of the Board of Elections and I have a question I would like for you, as county attorney, to answer regarding the minutes of our meetings," Campbell said to Eggers in a letter dated Aug. 27. "Can you give me a written opinion as to whether or not it is permissible for a single member to modify the minutes by changing the report of what action was taken?"

Campbell was adamant that the minutes for the Aug. 12 meeting chronicle for history's sake that she and others attending the meeting had raised several pointed questions about the resolutions that were passed that day.

The final version of the minutes merely says, "There was discussion," in place of a more ample description of what happened.

In his response to Campbell, Eggers said in part: "Typically, the county attorney provides legal advice as requested by the Board of Commissioners, the county manager, or the various boards of the county as a whole as needed. This policy was adopted by the county in an effort to control legal expenses, and avoid expenses not otherwise authorized by the county."

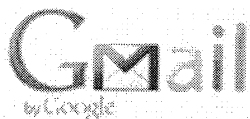
According to the final version of the Aug. 12 minutes, it was "Last Modified By" Four Eggers.

"It is no secret that I have been involved in political activities and have been involved with issues that are local issues of local concern," Eggers said.

"I think that they (critics) would probably be over-exaggerating my role and my influence by saying that I somehow making decisions. I'm not an elected official, and I try very hard in my legal role to give straightforward and fair legal advice to my clients," he said.

bgutierrez@wsjournal.com

(336) 727-7278



Stella Anderson <anderson.stella0@gmail.com>

Public Records Request - Please forward to Chairman Eggers

JaneAnn.Hodges <JaneAnn.Hodges@watgov.org>

Mon, Oct 7, 2013 at 9:55 AM

To: "anderson.stella0@gmail.com" <anderson.stella0@gmail.com>

From: JaneAnn.Hodges

Sent: Tuesday, October 01, 2013 12:41 PM

To: 'lukeegggers@gmail.com'

Subject: FW: Public Records Request - Please forward to Chairman Eggers

Forwarding per this request.

From: Stella Anderson [<mailto:anderson.stella0@gmail.com>]

Sent: Tuesday, October 01, 2013 12:32 PM

To: JaneAnn.Hodges

Subject: Public Records Request - Please forward to Chairman Eggers

Director Hodges:

Please forward this request for public documents to Watauga BOE Chairman Luke Eggers.

I am requesting electronic documents (files) containing all resolutions presented at the 8/12/13 CBE meeting. In addition, I am requesting electronic documents (file or files) containing the letter(s) dated 8/12/13 sent to SBE Executive Director Kim Strach.

I ask that these document files be sent to me by email to anderson.stella0@gmail.com.

Thank you,
Stella Anderson



Stella Anderson <anderson.stella0@gmail.com>

Public Records Request - Please forward to Chairman Eggers

Stella Anderson <anderson.stella0@gmail.com>

Mon, Oct 7, 2013 at 9:22 AM

To: "JaneAnn.Hodges" <JaneAnn.Hodges@watgov.org>

Jane Ann

Please verify that this request was forwarded to Luke Eggers as I requested. I would appreciate you forwarding to me your email to Chairman Eggers.

Thank you,
Stella

[Quoted text hidden]






From: JaneAnn.Hodges
Sent: Friday, August 30, 2013 4:52 PM
To: 'lukeegggers@gmail.com'; 'billaceto@gmail.com'; 'Kathleen Campbell'
Subject:

Please find the attached for the September 4th meeting.

Thanks

Jane Ann

5 attachments

-  **Watauga Board of Elections September Agenda.docx**
22K
-  **Watauga Board of Elections - Resolution re Boone 2 Polling Place.docx**
14K
-  **Watauga Board of Elections - Withdrawal of Resolution re Boone Precincts.docx**
13K
-  **statistics active and inactive.pdf**
14K
-  **new registrations.pdf**
302K

Watauga Board of Elections September Agenda-3.docx Properties

General Summary Statistics Contents Custom

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Emilie Walther

Manager:

Company:

Category:

Keywords:

Comments:

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Note: Emilie Walther is Eggers Eggers Eggers employee

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Created: Friday, August 30, 2013 12:18 PM

Modified: Monday, October 7, 2013 4:49 PM

Printed: Friday, August 2, 2013 1:10 PM

Last saved by: Four Eggers

Revision number: 2

Total editing time: 5 Minutes

Statistics:

Statistic name	Value
Characters (with spaces):	486
Characters:	375
Words:	68
Lines:	47
Paragraphs:	13
Pages:	2

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Watauga Board of Elections – Resolution re Boone 2 Polling Place.docx Properties

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Author: Four Eggers

Manager:

Company: Eggers, Eggers, Eggers, & Eggers

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Watauga Board of Elections – Resolution re Boone 2 Polling Place.docx Properties

General Summary **Statistics** Contents Custom

Created: Friday, August 30, 2013 11:26 AM

Modified: Monday, October 7, 2013 4:52 PM

Printed: Friday, August 2, 2013 1:11 PM

Last saved by: Four Eggers

Revision number: 2

Total editing time: 1 Minute

Statistics:

Statistic name	Value
Characters (with spaces):	5397
Characters:	4549
Words:	838
Lines:	81
Paragraphs:	33
Pages:	4

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Watauga Board of Elections – Wit...e Boone Precincts.docx Properties

General Summary Statistics Contents Custom

Title:

Subject:

Author:

Manager:

Company:

Category:

Keywords:

Comments:

Hyperlink base:

Template:

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Watauga Board of Elections – Wit...e Boone Precincts.docx Properties

General Summary **Statistics** Contents Custom

Created: Friday, August 30, 2013 12:02 PM

Modified: Monday, October 7, 2013 4:53 PM

Printed: Friday, August 2, 2013 1:11 PM

Last saved by: Four Eggers

Revision number: 2

Total editing time: 7 Minutes

Statistics:

Statistic name	Value
Characters (with spaces):	2262
Characters:	1904
Words:	345
Lines:	36
Paragraphs:	16
Pages:	2

Cancel OK

Donna.Houck

From: Donna.Houck
Sent: Friday, August 16, 2013 4:37 PM
To: 'lukeegggers@gmail.com'
Subject: Minutes
Attachments: Minutes for August 12, 2013.doc

Hey Luke,

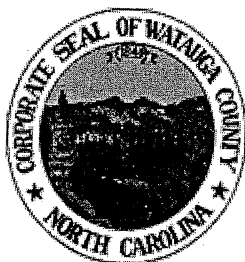
Still working with the minutes. We added to the public comments, this is the one Kathleen did not hear the vote called. I listened to the tape again and there still may be some things we need to add. Let me know what you think on Monday.

Hope you have a great weekend!!

Donna

Donna Houck

Deputy Director
Watauga County Board of Elections
842 West King Street Suite 6
PO Box 528
Boone NC 28607



Phone: 828-265-8061
Fax: 828-265-8068
Email: donna.houck@watgov.org

Donna.Houck

From: Luke Eggers [lukeegg@gmail.com]
Sent: Monday, August 19, 2013 1:17 PM
To: Donna.Houck
Subject: Minutes from August 12
Attachments: Watauga Board of Elections - Minutes - 8-12-13.doc

Dear Donna,

Thanks for the minutes. Attached are the finalized version of the minutes. If you would please set these out with the agenda packets I would appreciate it.

Sincerely,

--

Luke Eggers

Watauga Board of Elections - Minutes - 8-12-13.doc Properties

General

Summary

Statistics

Contents

Custom

Title: JUNE 21, 2010

Subject:

Author: Donna.Houck

Manager:

Company: Watauga County Board of Elections

Category:

Keywords:

Comments:

Hyperlink base:

Template: Normal.dotm

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OK

Watauga Board of Elections - Minutes - 8-12-13.doc Properties

General Summary **Statistics** Contents Custom

Created: Monday, August 19, 2013 9:17 AM

Modified: Monday, October 7, 2013 3:32 PM

Printed: Friday, August 16, 2013 9:20 AM

Last saved by: Four Eggers

Revision number: 2

Total editing time: 10 Minutes

Statistics:

Statistic name	Value
Characters (with spaces):	7537
Characters:	6321
Words:	1204
Lines:	161
Paragraphs:	47
Pages:	4

Cancel

OK

Watauga elections board's minutes changed at request of chairman

Bertrand M. Gutierrez/Winston-Salem Journal | Posted: Tuesday, August 20, 2013 9:50 pm

BOONE – Wide sections of a first draft of minutes for a contentious meeting on Aug. 12 of the Watauga County Elections Board were erased at the request of the board chairman, increasing concerns among some critics here about what in their view is an erosion of transparency.

A third, revised version of the meeting minutes was approved 2-1 on Tuesday, with Chairman Luke Eggers and Secretary Bill Aceto in favor and the third member, Kathleen Campbell, opposing.

What do you think about the changing of elections board's minutes?

According to the first draft, Campbell said, for example, that Eggers, a Republican, consulted with local GOP chairwoman, Anne Marie Yates, about the Aug. 12 meeting agenda: "Don't you consider it out of line and contrary to the oath we took for this office to consult with her about precinct and one-stop changes for a municipal election in which her brother is a candidate?"

In another section, Campbell, a Democrat, asks Jane Hodges, the elections board director, how much money it would save to consolidate three Boone precincts into one, a proposal favored by Eggers and Aceto and which eliminated an early-voting and Election Day polling site on the campus of Appalachian State University.

Hodges' response: "None."

In another section of the first draft, Campbell raises concerns about a proposal favored by Eggers and Aceto to move two polling places – known as Meat Camp and New River 3 – saying that the move would put the polling sites farther away from voters in certain areas.

"Far fewer live near Mutton Crossing on Bamboo Road. Mutton Crossing is right at the very edge of a very large precinct, away from the vast majority of voters, so why are you moving from a central location to as far to the edge of the precinct as you can get?" Campbell asks, according to the first draft.

The final version approved Tuesday makes hardly any reference to any of the exchanges.

"There was discussion by the board," the final version says.

Three sets of Aug. 12 meeting minutes exist: the first draft written by the local elections office; a second, reduced draft submitted by the elections office to Eggers after he requested a concise version; and the third, approved version that Eggers sent back to the elections office with changes. All versions were obtained by the Winston-Salem Journal through a public record request.

When asked why the minutes had been revised, Hodges, the elections board director, said that Eggers requested the changes.

Eggers said after the Tuesday meeting that minutes should describe the business side – proposals and votes.

“The minutes are to reflect what the board did – the business of the board – in a concise manner, and I feel like the minutes that were written do exactly that,” Eggers said, referring to the final version.

Minutes are an archived public record of what transpires during a meeting of a public body, such as a board of education, city council or board of election. State law requires that a public body “keep full and accurate minutes of all official meetings.” Even meetings that are allowed to be closed to the public must produce minutes that “keep a general account of the closed session so that a person not in attendance would have a reasonable understanding of what transpired.”

Deborah Greene, who described herself as GOP activist and voted last year for such Republicans as presidential candidate Mitt Romney and U.S. Rep. Virginia Foxx, R-5th, said she “strongly” believes in open meetings and expressed dismay at how the GOP-controlled board was handling the business of the people.

“That record does not reflect what happened,” Greene said after the Tuesday meeting. “If you didn’t attend, you won’t know what happened.”

The elections board approved a slew of changes during the Aug. 12 meeting, including requirements that public comments be made in writing, as well as a one-stop voting plan for this year’s municipal elections and the consolidation of three voting precincts into one. The newly consolidated precinct is the third-largest in North Carolina, with more than 9,300 voters, and eliminates the polling site on Appalachian State University’s campus.

Campbell passionately opposed the changes. Eggers has said the changes would save money and prove less confusing for voters.

After the Tuesday meeting, Campbell said that she voted against the minutes in part because the final version says that a plan proposed for one-stop voting for this year’s municipal elections was approved. “The motion passed,” the final version of the minutes says, though the two previous drafts do not.

In Campbell’s view, the motion did not pass because state law requires that plans for one-stop voting must be approved unanimously. Campbell voted against the GOP plan Aug. 12, so the vote was not unanimous. She has since appealed the plan, submitting an alternative plan to N.C. State Board of Elections for review.

The GOP plan would use the county commissioner’s board room, which is in a building next to the county courthouse, where the elections board has its office. Campbell’s one-stop plan would have an

additional site – on the ASU campus.

According to Don Wright, the general counsel for the state elections board, the motion in fact passed on Aug. 12. But since the vote was not unanimous, the minority member (in this case, Campbell) has the right to appeal, Wright said.

“What passed 2-to-1 is in effect,” Wright said, noting that the Campbell’s appeal may or may not alter the plan.

The state elections board probably will decide by the end of the week when it will review Campbell’s alternative one-stop plan. A final decision may be handed down by the end of the month.

bgutierrez@wsjournal.com

(336) 727-7278

WATAUGA COUNTY BOARD OF ELECTIONS

842 W. KING STREET • BOONE, NORTH CAROLINA 28607

JANE ANN HODGES
DIRECTOR

DUTIES OF DIRECTOR OF BOARD OF ELECTIONS

Under the supervision of the chairman and members of the Watauga County Board of Elections and in conforming to the Board's Rules as provided for in N.C. Gen. Stat. §163-35(d), the Director of the Watauga County Board of Elections shall and will:

1. Upon approval of an implementation plan by the Board, be responsible for coordination of the county responsibilities under the National Voter Registration Act.
2. Direct the daily work in the office, direct all personnel employed by The Watauga County Board of Elections and direct the Community Service Workers.
3. Maintain Board records, prepare all documents of the Board, attend to routine correspondence of the Board, and keep the Board members informed of all matters.
4. Maintain contact with precinct officials, keep precinct officials informed of changes in the laws, be responsible for training in conducting of elections, and supply precinct officials with election Materials (N.C. Gen. Stat. §163-46).
5. Perform administrative duties related to the permanent registration system such as keeping in up-to-date condition the books, adding all new registration, making transfers, cancellations, and party changes. Remove names of deceased persons and persons who no longer reside in the county. Remove persons who have committed felonies (N.C. Gen. Stat. §163-35(d)).
6. With Board approval, prepare ballots for voting equipment, make sure programming is done for the election machinery. Supervise the storage maintenance and delivery to the polls of all equipment. (N.C. Gen. Stat. §163-143, 163-33(6), N.C. Gen. Stat. §163-161(c)).
7. Under the Chairman's supervision, issue absentee ballot applications and absentee ballots and keep records of the same (N.C. Gen. Stat. §163-127(b)1,2,3,4).
8. Assist the Board in canvassing the returns of all Primaries and Elections. (N.C. Gen. Stat. §163-33(9)).
9. Receive notification of candidacy for elective office, receive fees for the same and keep a record thereof (N.C. Gen. Stat. §163-106(a)).
10. According to Watauga County Board of Elections guidelines, accept requests for precinct list of registered voters.
11. Maintain contact with county departments and municipalities concerning election matters. Under the Chairman's supervision, prepare the budget in a timely manner (N.C. Gen. Stat. §163-33(11)).
12. Forward all State Board of elections memoranda to all municipalities within Watauga County as required by Law, within Seven (7) days of receipt of such memoranda.
13. Accept campaign reports from candidates and political committees. Supervise auditing of such reports (N.C. Gen. Stat. §163-278.9).
14. Attend Directors meetings, state sponsored seminars, federal seminars (when feasible) and computer election workshops, as approved by the Board.

15. Assist the Chairman in the preparation of an agenda for the Board's meetings, distribute agenda packets to Board members upon finalization by the Chairman and prepare a draft of minutes from such meetings for review and submission by the Secretary to the Board.
16. The Director shall not become involved in party politics or express public opinion on a candidate or issue.
17. The Director shall not become involved in discussion or debate of political or discretionary decisions of the Board regarding the location or number of polling places or early voting sites and hours, except to the extent necessary to advise the Board whether such location would be in violation of State or Federal law, or other administrative rule of the State Board of Elections.
18. The Director shall remain neutral in all quasi-judicial or policy making duties and authority of the Watauga County Board of Elections (N.C. Gen. Stat. §163-35(d)).
19. The Director is to carry out the policies set forth by the State Board of Elections and The Watauga County Board of Elections.
20. Maintain all records as required by the Public Records Laws of the State of North Carolina, as well as copies of all correspondence, emails, or other records and logs as directed by the Chairman.
21. Maintain a records of hours worked satisfactory to the Watauga County Manager and the Chairman of the Board.
22. Maintain, and ensure that all office staff of the board, including the Director, maintain logs of all telephone calls and visitors to the Board of Elections office, recording whether the call was incoming or outgoing, the time of the call or visit, and the date of the call or visit.
23. Follow State Law for the retention of records, ballots, etc. Keep inventory of records, ballots, and other documents that are destroyed.
24. Ensure that public access behind the counter at the board of elections office is restricted to employees and staff of the Board of Elections.
25. The Director shall at all times conduct herself in a manner which will uphold the integrity and decorum of the election process, and shall, both personally and professionally, act in a manner which would further the confidence of the public in the election process.
26. In Order to provide full accountability and integrity to the election process, the Director shall ensure that from the beginning of One-Stop Absentee Voting until the completion of Canvass no employee of the Board of Elections shall be present at the Board of Elections Office outside normal business hours unless accompanied by at least one other employee of the Board of Elections. This regulation shall apply to the Director, full-time staff members, part-time staff members, and temporary employees of the Watauga County Board of Elections. Normal business hours are defined as Monday through Friday, 8:00 A.M. until 5:00 P.M.
27. Have transported, examine and test 100% of the voting machines programmed for each primary or election within adequate time for the County Board members to examine and test.
28. Perform such other duties as may be assigned by the Board (N.C. Gen. Stat. §163-35).

Adopted this the _____ day of August, 2013.

Chairman,
Watauga County Board of Elections

Jane Ann Hodges
Director
Watauga County Board of Elections

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Exhibit 13

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Update: Attorney's input on BOE questioned

by Kellen Short

County Attorney Stacy "Four" Eggers had direct influence on several polarizing Board of Elections resolutions proposed by his brother, Chairman Luke Eggers, new information confirms.

The *Winston-Salem Journal* reported Sunday that "digital thumbprints" on the documents showed that several of the resolutions had been crafted on Four Eggers' law office computer. Word processors assign an "author" for each document and store that information in the document properties.

The article raised the question of whether a person can act as an impartial legal advisor to the Board of Elections while simultaneously assisting with its policies.

Four Eggers said Monday he helped his brother with the resolutions as a private citizen at no cost to the county.

He added it would be wise for new board members to talk to their predecessors for information, advice and institutional memory. Former Chairwoman Stella Anderson has assisted current member Kathleen Campbell on numerous issues, he noted.

Four Eggers also said that he served as both county attorney and Board of Elections member from December 2010 to August 2013 without any problems.

"The fact that I'm not on the board but am volunteering my past experience to the current board members at no cost to the county is -- it's certainly not something that would be shocking or novel," Four Eggers said.

Luke Eggers acknowledged Monday his brother's assistance in creating the policies but emphasized that the ideas were his own.

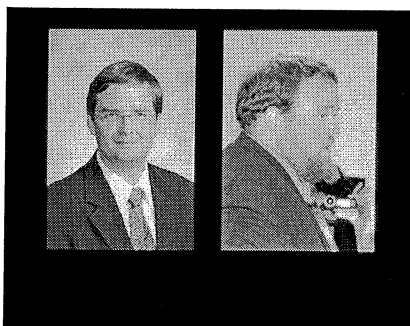
"All of these resolutions that have come out, these have been my thoughts. It's stuff I've been wanting to do," Luke Eggers said.

He added sarcastically, "If I get my brother's help, I'm sorry, I guess. I didn't know I wasn't supposed to speak to my brother."

Luke Eggers further described his actions as dictation and said it "was definitely my work," but that he naturally wanted to check his facts with someone who had experience and who he trusted.

He said his brother helped mostly with the two more recent resolutions: One withdrawing a resolution combining three Boone precincts and another to set the Boone 2 polling place at Legends.

He said he was at the beach when he decided he wanted to draft the resolution withdrawing the Boone precinct combination.



From left, Stacy "Four" Eggers IV and Luke Eggers

Originally published: 2013-09-16 13:04:51
Last modified: 2013-09-18 09:56:47

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"Four is somebody I trust, so I called him and said, 'Hey, this is what I'd like to do. Can you help me with this?'" Luke Eggers said. " ... While we're at it, we might as well write one for Boone 2 precinct as well."

Critics of the Board of Election's recent decisions have questioned Four Eggers' role since the contentious meeting Aug. 12.

Campbell, the lone Democrat on the board, asked in that meeting whether Four Eggers had assisted in putting together the document. Luke Eggers did not deny that he had, saying he sought assistance from anyone as needed.

When someone later shouted from the crowd, "Who wrote this?" Campbell retorted, "His brother."

Campbell said Tuesday that she now had confirmation of her previous beliefs.

"Of course, we all thought he was doing this all along, but there wasn't any proof of it," she said. " ... I thought since the beginning that the way this all has run by Republicans has been fairly reprehensible because they're just coming in and trying to bully their way forward."

Campbell said she was outraged by the "poisonous" actions.

"If Luke were in there and he were asking him once in a while for advice, I could see that," she said. "But to have him literally writing the resolutions and the agendas?"

Campbell said Four Eggers also has declined to advise her on board issues when she inquired individually. County policy requires legal questions to come from the entire board, rather than one individual member, to control costs, he wrote in an Aug. 28 letter responding to her questions.

She said she saw the current situation in a similar way. If Four Eggers cannot advise her on board matters, why can he advise another board member, she said.

Four Eggers served on the Board of Elections for eight years prior to this year. His name was submitted by the local and state party this summer for consideration, but the State Board of Elections did not appoint him.

State elections board Chairman Josh Howard told the *Winston-Salem Journal* that he didn't think Four Eggers could perform the elections board duties while serving as county attorney.

"I don't think he can do both jobs because the county attorney often has to advise the county board of elections," Howard was quoted as saying.

A representative for Howard, the state board chairman, said Tuesday he was tied up and declined to comment.

Don Wright, general counsel for the state board, would not comment on the issue but said he did not believe any Watauga County issues were on the agenda for the next board meeting.

"I'm unaware of the state board meeting anymore on issues related to Watauga," he said.

Luke Eggers said he had no idea whether the state Board of Elections would become involved and said his primary focus now is on the upcoming municipal elections.

He expressed frustration at the criticism directed toward the actions of him and his brother, who he described as upstanding, honest and truthful. Four Eggers echoed his comments, characterizing the controversy as people simply grasping to find something to argue about.

At the end of the day, policy decisions fall to the Board of Elections members themselves, Four Eggers said.

"It's ultimately their decision, and they're the ones who fill in that role," he said. "As much as folks might want to think that Luke is my clone, he certainly is not."



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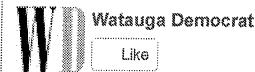
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Exhibit 14

Link to recording of 3rd CBE Meeting (9/4/13)

<http://www.youtube.com/watch?v=CyaBOJHNjN8>

Links to recordings of Walk/Pathways to Legends

<http://bit.ly/17oTqq7>

<http://bit.ly/15Q7ADA>



STATE BOARD OF ELECTIONS

6400 Mail Service Center • Raleigh, North Carolina 27699-6400

Kimberly Westbrook Strach
Executive Director

MAILING ADDRESS:
P.O. BOX 27255
RALEIGH, NC 27611-7255

September 19, 2013

Watauga County Board of Elections
PO Box 528
Boone, N.C. 28697

Re: Change of Voting Place, Boone 2 Precinct

Dear Chairman Eggers, Secretary Aceto, Member Campbell, and Director Hodges:

GS 163-128 gives county boards of elections the authority "to establish, alter, discontinue, or create" a voting place. "Voting place" is defined in GS 163-165(10) as "the building or area of the building that contains the voting enclosure." In essence, it is where the voters in a precinct go to vote on Election Day. I have received the September 4, 2013 resolution from you about changing the voting location of the Boone 2 Precinct from the Plemmons Student Union to the Legends Building on the Appalachian State University campus at 190 Hardin Street in Boone.

The only role that this agency plays in reviewing a voting place is to determine whether it is accessible to disabled voters. 42 USC §1973cc-1 mandates that the Chief Election Official of a State ensure that voting locations are accessible for disabled voters. In addition, it is required in 08 NCAC 10B .0102(i) that the interiors of voting locations meet Americans with Disabilities Act Accessibility Guidelines (ADAAG).

Director Hodges has informed me that the Legends voting location for Boone 2 Precinct is accessible in accordance with the ADAAG. Since the site does satisfy requirements for accessibility, this agency has no authority to take further action in this matter.

We note, however, that we have been advised that this location has been subject to flooding over the years, so I would ask that you have a plan in place should flooding occur or the facility loses electricity on the day of an election.

LOCATION: 441 NORTH HARRINGTON STREET • RALEIGH, NORTH CAROLINA 27603 • (919) 733-7173

This agency strongly encourages county boards to study all options for accessible voting locations in the context of a facility's availability, proximity to the largest number of voters in the precinct, parking, and accessibility. County boards should not hesitate to consider changes to voting locations if an alternative location can better serve the public.

Sincerely,

A handwritten signature in cursive script that reads "Kim Westbrook Strach". The signature is written in dark ink and is positioned above the printed name and title.

Kim Westbrook Strach
Executive Director

Mr. Josh Howard, Chair
N.C. State Elections Board
P.O. Box 27255
Raleigh, N.C. 27611-7255

Dear Mr. Howard and members of the North Carolina State Elections Board,

I am writing to provide the State Elections Board with some essential information that you may need to make your final decision about a polling location for Early Voting and election day for this year's Boone municipal elections and future elections. I serve at Appalachian State University as the Director of Student Programs and the Plemmons Student Union, and I have been involved in supporting the local elections board and the Watauga County Director of Elections since a precinct was established in the Student Union in 2004. We became an early voting site in 2006, and have served in that capacity in every election since.

If you wish to consider restoring an early voting location and/or an election day precinct location to the Student Union, these are some facts that you may wish to consider.

1. Proximity: The Plemmons Student Union (PSU) is located immediately adjacent to a brand new campus parking lot with a 74 car capacity, including several handicap spaces. It is located on Howard Street, a Boone public street, is within one block of downtown Boone, and is located beside Boone's largest public transportation bus stop. The PSU is completely visible behind the parking lot from this public street.
2. Parking: I have the ability to request that the parking lot (or a portion thereof) be reserved for the entire time a PSU polling place would be in operation, to insure easy voter parking. Previously, parking to vote in the PSU presented some isolated issues, but that issue has been completely resolved with the new parking lot. It will open for use in one week.
3. Access: The parking lot has a sidewalk that leads directly into the north entrance of the PSU, with complete handicap accessibility, including automatic door openers. Access from the parking lot into the building is easily possible without using any steps. The parking lot is only 60 feet from the building, and would afford the local elections staff an easy location for curbside voting for those in need of that service.
4. Polling place: I have reserved the Linville Falls Room in the PSU for the entire duration of early voting and for election day; in the event you decide that you would like this to be a polling place. It is on the same floor as the PSU north entrance, just a short distance down a wide hallway. The Linville Falls room is large, and has

previously been a polling site. It can accommodate a large number of voting machines. It has a double door front entrance and a double door exit in the back of the room to insure efficient voter traffic flow. 50 foot electioneering buffers are simple to establish and to maintain in the hallway area leading to the Linville Falls room.

5. Security: Whenever elections have been held in the PSU in the past, the door locks were changed and only the Watauga Elections Director had a key to insure security of the voting machines. No one at the University has ever had a key to access the polling site for the duration of each election cycle. Complete security is guaranteed, and ASU Police patrol the building nightly to further insure security.

In summary, the Plemmons Student Union has always been pleased to offer space for our citizens to participate in our democracy in a safe, orderly, convenient environment. We continue to be totally confident in our ability to provide an easily accessible voting location that insures the utmost security and parking convenience.

Please let me know if I can provide any further information to assist you in making your decision on behalf of Watauga County citizens.

Sincerely,

David L. Robertson, Director
Plemmons Student Union and Student Programs
Appalachian State University

Cc: Luke Eggers, Chair, Watauga County Board of Elections
Bill Aceto, Secretary, Watauga County Board of Elections
Kathleen Campbell, Member, Watauga County Board of Elections
Kim Westbrook Strach, Executive Director, NC Board of Elections
Jane Ann Hodges, Director, Watauga County Board of Elections
Susan McCracken, Director of External Affairs, Office of the Chancellor
Cindy Wallace, Vice Chancellor for Student Development

Ms. Kim Westbrook Strach, Executive Director
State Board of Elections
Ms. JaneAnn Hodges, Director, Watauga Board of Elections

September 3, 2013

Dear Ms. Strach and Hodges,

I serve at Appalachian State University as Director of Student Programs and the Student Union. My position also includes the management of the Legends Social Center on campus as well. I learned from local media reports this weekend that Legends is now under consideration as either an election day polling place, early voting site, or both. No one has approached me to discern the suitability of Legends as a polling place for this election cycle this fall, or for regular use in future elections. As you both know, I wrote to each of you and your boards last week extolling the advantages of using the Student Union as a polling site. While the University is in favor of an on-campus voting site for local citizens, the Student Union is definitely the more advantageous location when compared to Legends for multiple reasons.

1. Legends is in a flood prone area of Boone, and has completely flooded twice in the last year, including once this summer. When it floods, the inside of the facility usually has between 1-3" of standing muddy water across the entire facility. Clean-up takes a minimum of two full days: one to extract the dirty water, and a second day to clean the carpets. Our best efforts to sandbag the rear of the building have been futile in recent flooding rains. If this occurred when in use for an election, it would require the closing of the precinct. The Student Union has been open since 1967 and has never flooded, as it sits on a high point on campus.
2. We knew nothing of Legend's being considered until this weekend's news reports, and we have a full slate of events scheduled during the anticipated dates that would be needed to set-up a polling place to be ready for early voting. This event schedule is attached, and four of the events represent contracts with entertainers that cannot be broken without potentially costing the students of Appalachian State University thousands of dollars and two weeks of lost entertainment. One of the events that would be cancelled is a Contra Dance to benefit the scholarship program for the Appalachian Studies Department. We also have a large campus Christian group that

meets weekly in Legends and has no other campus venue large enough to support their weekly meetings.

3. Legends has seventeen entry doors in seven locations with 16 locksets that would have to be changed to insure voting machine security. The Linville Falls room in the Student Union has two sets of double doors with four locksets that would have to be changed.
4. Twenty-six students are employed by my department to work Legends events; they would be deprived of two weeks of income if Legends becomes an early voting site.
5. Legends is an old building and has no ventilation system, other than some large, noisy intake fans. The heaters are three hanging propane forced air units, much like one would see in a large warehouse. It has a bar, stage, DJ booth and several beer lights. The atmosphere would be less than dignified as a polling place in my opinion and disrespectful to those who might object to voting in a "bar". Although alcoholic beverages are not sold in Legends, it still has a nightclub feel. On the contrary, the Student Union doubles as the University conference center, and regularly hosts important meetings and events in a clean, new, well-ventilated, well equipped area.
6. The access to Legends Parking Lot is off Hardin Street (US321), a five lane road with heavy traffic. The curb cut is steep, and cars regularly drag their undercarriage as they enter and exit the Legends lot. The access to the new Student Union parking lot is on Howard Street, a two-lane Boone town street with easy access and light traffic, very close to the center of Boone.
7. Legends has no back-up generator for emergency power. In the event of a local power outage, the room would go dark and any electronic voting machines would lose power. The Student Union has back up emergency power generation.

There are other reasons why the Student Union is a superior voting location for our community, but I think the issue has been well defined here. No matter what the decision, the University is committed to providing a campus polling place to accommodate local citizens in their efforts to exercise their voting rights in a hassle-free location. We stand ready to work with whatever decision is reached, and we hope that logic and reason will prevail when comparing these two sites.

Please let me know if I can provide additional information. I plan to send pictures of Legends and the Student Union to allow a visual examination of both locations. I'll get those to you both as soon as possible. Please share this email with your respective boards.

Sincerely,

David L. Robertson, Director, Student Programs and the Plemmons Student Union

Cc: Josh Howard, Chairman, State Board of Elections

Rhonda K. Amoroso, Secretary

Joshua D. Malcolm, member

Paul J. Foley, member

Maja Kricker, member

Luke Eggers, Chairman, Watauga County Elections Board

Bill Aceto, member

Kathleen Campbell, member

Experts: Elections board can omit details in minutes – but draft minutes are still public record

Bertrand Gutierrez/Winston-Salem Journal | Posted: Sunday, August 25, 2013 12:00 am

BOONE — Luke Eggers, the chairman of the Watauga County Board of Elections, stayed within state law when he requested that a heated discussion that happened during an Aug. 12 board meeting be dropped from the minutes, according to government-law experts.

“The board can limit the detail in the official minutes as it sees fit; however, the draft minutes are also public records,” said Frayda Bluestein, a professor of public law and government at the UNC School of Government.

“As long as the minimum legal requirements are included, the permanent official minutes are not legally required to include the summary of the discussion. It is up to the board, acting by majority vote, to determine how much detail should be included,” Bluestein said.

Eggers, after learning that a first draft of the meeting minutes contained a description of the Aug. 12 meeting’s heated discussion, requested that it not be used, without reading it. “He didn’t want all the discussion,” Donna Houck, a program assistant who drafts the minutes, said last week.

Jane Hodges, the elections director, confirmed Saturday that Eggers requested a reduced version, one that showed primarily the proposals and votes.

“He told us strongly that he did not want the discussion,” Hodges said.

Three sets of Aug. 12 meeting minutes exist: the first draft written by Houck; a second, reduced draft submitted by the elections office to Eggers after he requested a concise version; and the third, approved version that Eggers sent back to the elections office with changes. All versions were obtained by the Winston-Salem Journal through a public-record request.

The third version was approved 2-1 during a brief meeting Tuesday.

Eggers and Bill Aceto, both Republicans, voted to approve them. Democrat Kathleen Campbell voted against approving them.

Minutes are a public record of what happens during a meeting of a public body, such as a board of education, city council or board of election. State law requires that a public body “keep full and accurate minutes of all official meetings.” Meetings that are allowed to be closed to the public must produce minutes that “keep a general account of the closed session so that a person not in attendance would have a reasonable understanding of what transpired.”

Jonathan Jones, the director of the N.C. Open Government Coalition at Elon University, said that

Eggers' handling of the minutes was not out of bounds: "Because the minutes are the official record, it would be a best practice to include the basics of the discussion. But what the law requires is that the minutes include a record of actions taken."

After the Tuesday meeting, Eggers said why he requested the condensed version: "The minutes are to reflect what the board did — the business of the board — in a concise manner, and I feel like the minutes that were written do exactly that."

Eggers could not be reached for comment later.

His request for a condensed version of minutes set off another wave of criticism that the new GOP-controlled board of elections is using strong-arm tactics to make it harder for Democratic-friendly voters to cast ballots. One of the key moments of the Aug. 12 meeting came when the board voted 2-1, with Campbell opposing, to eliminate an early-voting and Election Day polling place on the ASU campus, along with another site, the county government building.

The newly formed Boone precinct has more than 9,300 voters.

Only two other precincts in North Carolina are larger, according to Bob Hall, the executive director of the elections watchdog group Democracy N.C. One precinct in Onslow County had 10,024 voters, and another in Harnett County had 10,183, as of July 1.

Complaints have been raised by ASU students about access to the polling place they now must use — the agricultural center, about a mile from campus.

"I don't like this road because, as you can see, there are cars that are just, like, flying by us and there's no space to walk next to the road," Ashley Blevins, an ASU junior, said recently. "I feel like the people (students) who really care might come all the way out here to vote, but I know a lot of people who are like, 'eh, it's too far — I don't think I'm going to walk that far,' because they don't really have another way of getting here."

Whether the reduction of voting places in Boone would save money is one of several key points that will not be found in the approved minutes.

According to the first draft, Campbell asks Hodges how much it would save to consolidate three Boone precincts into one, a proposal favored by Eggers and Aceto.

Hodges' response: "None."

The final version says: "There was discussion by the board."

Raleigh attorney Mike Tadych, who often represents the media in open government cases, said in a WRAL report that he doesn't think the final version "passes the giggle test."

"It should be what happened," he said, according to WRAL.

Amanda Martin, a media lawyer with Stevens Martin Vaughn and Tadych, PLLC, said that state law

is vague as it relates to minutes, but she agreed with Bluestein and Jones that they do not have to include the discussion. In the end, however, the public has not been left in the dark.

“Here’s the thing to remember: Even though the original version of the minutes have been reduced, the original minutes still exist,” Martin said. “In my mind, what they did is meaningless.”

bgutierrez@wsjournal.com

(336) 727-7278

RESOLUTION ESTABLISHING PUBLIC COMMENT PROCESS

Whereas, the Watauga County Board of Elections is an administrative and quasi-judicial board appointed by the North Carolina State Board of Elections pursuant to N.C. Gen. Stat. §163-30; and

Whereas, the Watauga County Board of Elections is not required by State law to hold public comment periods as part of its meeting process; and

Whereas, the Watauga County Board of Elections acknowledges that public comment would not be appropriate as part of a quasi-judicial hearing, unless such statements comply with the rules and regulations governing quasi-judicial hearings; and

Whereas, the Watauga County Board of Elections has been delegated the authority by Statute to make certain discretionary decisions regarding the locations and conduct of the election process within Watauga County; and

Whereas, the Watauga County Board of Elections acknowledges that public comment is an important part of the legislative process and is the public policy of the State of North Carolina; and

Whereas, the Watauga County Board of Elections is mindful of its duty to conduct elections in accordance with the North Carolina General Statutes and within the timeframes as set forth in the General Statutes; and

Whereas, in balancing the interests of allowing public comment and proceeding expeditiously with the business of the Watauga County Board of Elections, the Board hereby adopts the following public comment process.

NOW THEREFORE, it is hereby resolved by the Watauga County Board of Elections:

1. The Watauga County Board of Elections shall receive public comment upon matters not pertaining to quasi-judicial hearings only in writing. All such comments shall be sent to the Watauga County Elections Director, who shall compile such comments for each board member to be distributed to them with their administrative materials along with their agenda packets at the regular monthly meeting of the board.

2. Such comments shall be concise and addressed to the Board of Elections as a whole, shall be related to the work of the Watauga County Board of Elections, and shall refrain from profanity, name-calling, libel, or unrelated material.

3. The conduct of Canvass and all other quasi-judicial hearings of the Board of Elections shall be unaffected by this resolution.

4. The Chairman of the Board may temporarily suspend this policy if deemed appropriate.

Adopted this the ____ day of August, 2013.

Chairman

Subject: <no subject>

Date: Monday, September 23, 2013 12:02 PM

From: JaneAnn Hodges <janeann.hodges@watgov.org>

To: "lukeegggers@gmail.com" <lukeegggers@gmail.com>, "billaceto@gmail.com" <billaceto@gmail.com>, Kathleen Campbell <kathleencampbell67@gmail.com>

Good morning,

I would like to ask you to include on the agenda for the October 2nd meeting, a discussion of the preliminary polling place accessibility survey form for the Legends polling location.

Specifically, we need to discuss what actions should be taken regarding parking lot re-pavement, van accessibility, and the campus pathway to the sight.

In addition, Director Strach has asked us to put a plan in place regarding flooding or electrical problems on Election Day.

Please let me know about adding this to the agenda.

Thanks,

Jane Ann

Subject: Agenda

Date: Thursday, September 26, 2013 2:29 PM

From: Donna. Houck <Donna.Houck@watgov.org>

To: Luke Eggers <lukeegggers@gmail.com>, Bill Aceto <billaceto@gmail.com>, Kathleen Campbell <kathleencampbell67@gmail.com>

Cc: JaneAnn Hodges <janeann.hodges@watgov.org>

Conversation: Agenda

Attached is the agenda for the October 2nd board meeting.

Donna Houck
Deputy Director
Watauga County Board of Elections
842 West King Street Suite 6
PO Box 528
Boone NC 28607

Phone: 828-265-8061
Fax: 828-265-8068
Email: donna.houck@watgov.org

OCTOBER 2, 2013

AGENDA

1. CALL TO ORDER
2. APPROVAL OF MINUTES OF SEPTEMBER 4, 2013
3. NEW REGISTRATIONS AND STATISTICS
4. APPROVAL OF PRECINCT OFFICIALS FOR 2013 MUNICIPAL ELECTIONS
5. ADJOURNMENT

Watauga board doesn't take up polling site concerns

Bertrand M. Gutierrez/Winston-Salem Journal | Posted: Friday, September 27, 2013 8:11 pm

Accessibility. Flooding. Power.

All could be potential issues at the Legends building — the polling place at Appalachian State University selected Sept. 4 by the Watauga County Board of Elections in a contentious vote of 2 to 1, split along party lines.

Jane Hodges, the elections director who has 27 years of experience, said in an email to the board recently that they should consider dealing with those potential issues at the board's next meeting Wednesday — to no avail.

"Specifically, we need to discuss what actions should be taken regarding parking lot re-pavement, van accessibility, and the campus pathway to the sight (sic)," Hodges said in the email, dated Sept. 23. A copy of the email was obtained by the Winston-Salem Journal through a public records request.

Hodges, referencing a concern raised by Kim Strach, executive director of the N.C. State Board of Elections, also recommended a discussion about other possible flaws at the Legends building.

"In addition, Director Strach has asked us to put a plan in place regarding flooding or electrical problems on Election Day," Hodges said in the email, which was sent to board Chairman Luke Eggers, Secretary Bill Aceto and Kathleen Campbell.

Eggers, a Republican, did not respond to an email or phone call from a reporter asking why Hodges' recommendations were not added to the agenda.

To that question, Aceto responded: "The chairman prepares the agenda."

Aceto, a Republican, did not respond to another question asking whether he thinks the recommendations should have been added to the agenda.

On Sept. 4, the Watauga elections board voted 2 to 1 to move the polling place, with Campbell, a Democrat, opposing the resolution and Eggers and Aceto favoring it, despite concerns expressed by ASU official Dave Robertson that the building floods, has no backup generator and is used as an entertainment venue where students bring their own beer. Campbell could not be reached Friday evening for comment on Wednesday's agenda.

The vote came about three weeks after the board had tried to remove the polling place altogether.

In a 2-to-1 vote along party lines, the board tried on Aug. 12 to eliminate the student union polling place and one at the government building. Instead, the board tried to establish one polling place for a

newly combined “super-precinct” with more than 9,300 voters. It was a move that critics said was aimed at suppressing the college vote and supporters said would decrease confusion about where to vote.

The resolution was withdrawn after Strach expressed concerns about it. On that proposed change, Strach's approval was required — because the student union polling site would have been moved out of the precinct. Because changing the location to the Legends building only moves the site to the edge of campus, and not out of the precinct, Strach's approval was not required.

Strach did not get involved in the board's decision to move the polling place, but she did raise a concern about the suitability of the Legends building. Citing information provided by the ASU official, she recommended that the Watauga elections board deal with those issues.

"We note ... that we have been advised that this location has been subject to flooding over the years, so I would ask that you have a plan in place should flooding occur or the facility loses electricity on the day of an election," Strach said in a letter to the board.

The public meeting on Wednesday starts at 5 p.m. at the board of elections office in Boone.

bgutierrez@wsjournal.com

(336) 727-7278

Exhibit 20

Link to recording of 4th CBE Meeting (10/2/13)

<https://soundcloud.com/ian-okeefe-3/digital-recording-of-oct-2/s-gk6Gt>

JaneAnn.Hodges

From: JaneAnn.Hodges
Sent: Tuesday, September 10, 2013 8:47 AM
To: 'kim.strach@ncsbe.gov'
Cc: 'McCue, George'
Attachments: IMG_0805.JPG; IMG_0806.JPG; IMG_0807.JPG; IMG_0808.JPG; IMG_0809.JPG; IMG_0810.JPG; IMG_0811.JPG; IMG_0812.JPG; IMG_0813.JPG; 1 Entrance to Legends on east side facing Highway 321.jpg; 10 Double doors from handicapped side of buildingLegends voting site.jpg; 11 Holding open the double doors marking each entryLegends voting site.jpg; 12 Inside doors to Legends, after passing through outside doorsLegends voting site.jpg; 14 All doors will have to be propped open for handicapped accessibilityL....jpg; 15 Looking North at Legends, showing both entries, handicapped in back a....jpg; 24 Door on North side (Service) side of Legends with sandbagsLegends vot....jpg; 27 Overview North side (utility) side of Legends with sandbagsLegends vo....jpg; 28 Entering legends, inside viewLegends voting site.jpg.jpg; 30 Entering legends, more inside view towards rightLegends voting site.jpg.jpg; 33 Looking at exit on the south sideLegends voting site.jpg.jpg; 34 Lights turned off on one sideLegends voting site.jpg.jpg; 35 Larger view of one set of lights out in middle of room on N sideLegen....jpg; 37 Only lights in pitch blackness, but would not work if electricity goe....jpg

Attached you will find pictures of Legends....I have found that it is handicap accessible. If the power went out we would have problems as you can see in picture 37.

The parking lot need to be re-paved.....several holes and cracks.

Hope this gives you an idea of Legends.

Have a great day and thanks for all that you do.

Jane Ann Hodges, Director
Watauga County

This facility is in compliance but traveling to this site from campus could prove to have issues - did have breathing problems when inside

Faxed to Strach 9-10-13.

NORTH CAROLINA STATE BOARD OF ELECTIONS POLLING PLACE ACCESSIBILITY SURVEY FORM

The following is an accessibility survey to determine the compliance of each polling place (or One-Stop site or CBE office) with ADA standards. This survey was created based on the requirements set by ADA, and should be performed before every presidential election.

County: <u>Watauga</u>	Precinct: <u>Boone 2</u>	Date:
Person(s) conducting survey		
Elections Representative		Other (County Rep./Manager/ADA Specialist/Election Official)
Name:	Name:	
Title:	Title:	
Phone:	Phone:	
Email:	Email:	
Site Information		
Name of Polling Place: <u>Legends</u>		
Physical Address: <u>190 Harding St</u>		
City/State/Zip: <u>Boone NC 28607</u>		
Mailing Address:		
City/State/Zip:		
Type of Building: (Fire Department, Church, School, etc.)		
Description of Voting Enclosure: (gym, community room, etc.)		
PARKING		
		YES NO
1. Does the parking area have spaces designated for persons with disabilities?		
a. Spaces in the lot overall (non-accessible spaces and accessible spaces)		<u>62</u>
b. How many are accessible? (Accessible means passenger loading area must have access aisle 60 inches wide by 20 feet long adjacent and parallel to vehicle)		<u>4</u>
c. How many of these spaces are van accessible? (at least a 96 inch access aisle)		<u>0</u>
2. Is the parking area paved or unpaved?		<u>Paved</u>
a. If it is not paved (and therefore not compliant), how will the parking area be made compliant?		
3. Are there notable bumps, cracks or potholes on the pavement that would make it difficult for someone with a disability to maneuver?		<u>✓</u> <u>✗</u>
4. Are there signs to clearly designate handicapped parking?		<u>✓</u> <u>✗</u>
a. If no, can temporary signs be made and installed?		
5. Is the accessible parking located at the closest entrance to the door of the voting place?		<u>✓</u> <u>✗</u>
6. Is there a curb between the parking lot and the polling place?		<u>✗</u> <u>✓</u>
a. If yes, is there a ramp or curb cut from the parking lot to the entrance of the polling place?		
PATHWAYS UP TO AND WITHIN POLLING PLACE		
		YES NO
1. Are there signs pointing to accessible routes to the polling place entrance along the path of travel?		<u>✓</u> <u>✗</u>
a. Are they visible to persons with disabilities?		<u>✓</u> <u>✗</u>
b. Are they legible for a person with limited vision?		<u>✓</u> <u>✗</u>
c. Are they permanent or temporary signs?		<u>temporary</u> <u>1</u>
2. Are pathways at least 36 inches wide or 60 inches for two-way traffic?		<u>✓</u> <u>✗</u>
3. Are there cracks in the pavement or sidewalk that could create the potential for injury?		<u>✓</u> <u>✗</u>
4. Is the surface slick or at an angle that could cause an individual to slide or slip?		<u>✓</u> <u>✗</u>
5. For a non-compliant pathway, please list how you plan to make it accessible?		

RAMPS		YES	NO
1.	Are there steps to enter the polling place?		✓
2.	Are there ramps for persons with disabilities to access the entrance to the polling place?	✓	
a.	If no, how do you plan to make the entrance accessible?		
3.	Is the ramp at least 36 inches wide?	✓	
4.	How long is the ramp?	6 ft	
a.	If 30 ft or more, does it have a resting platform that is at least 60 inches long and as wide as the ramp?		
5.	Is the ramp higher than 6 inches?		✓
a.	If so, does it have handrails?		
b.	Are the handrails larger than 1 ¼ inches in diameter to 1 ½ inches mounted?		
6.	Is there a slope to the entrance of the polling place?		✓
a.	Is the slope at most a steepness of 1" vertical to 12" horizontal?		
7.	If the slope is too steep, can an alternate route be implemented (or does exception apply)?		
a.	Please specify alternate route (or list exception, see ADA Guide):		
POLLING PLACE ENTRANCE		YES	NO
1.	Is the headroom in the pathway 80 inches or higher from the surface?	✓	
2.	What style of door is at the entrance of the polling place? (Choose from the options below:		
a.	Revolving		
b.	Automatic		
c.	Gates		
d.	Push or Pull	✓	
3.	Is there enough space before and after the door to allow for maneuvering space for voters in wheelchairs?	✓	
4.	Does the entrance door have a step?		✓
a.	If yes, is there a ramp and a level platform extending at least 2 feet to the side of the door next to the door handle?		
5.	Is the door at least 32 inches wide?	✓	
6.	Is the door hardware located not greater than 48 inches from the floor so that someone can reach the knob or lever from a seated position?	✓	
7.	Does the door have a doorknob or the equivalent?	✓	
a.	If yes, can this door be arranged so that it can be pulled to be opened?		
8.	Does the door close on its own?	✓	
a.	Does it close quickly? (due to spring loaded system)	✓	
b.	Does it close heavily? (due to hydraulic mechanism)	✓	
c.	Can door be propped open?	✓	
9.	Does the entrance door have a threshold?	✓	
a.	If yes, is this threshold lower than ½ an inch?	✓	
10.	What solution do you have in place for non-accessible entrances?		
VOTING ENCLOSURE		YES	NO
Obstructions			
1.	Is the path of travel free from barriers, including removable mats and rugs?	✓	
2.	Is the path from the entrance to the "head of the line" 60 inches wide?	✓	
3.	Are/can tables be spaced at least 36 inches apart?	✓	
4.	Are there protruding objects (such as fire extinguishers) mounted on the wall within the pathway?		✓
a.	If yes, can these be relocated so they would not be an obstruction/barrier?		
b.	If no, can another object (such as an ashtray or chair) be placed under the item to prevent voters with visual disabilities from running into the protruding object(s)?		
5.	Is overhead clearance at least 80 inches high (this includes distances to awnings, sprinkler systems and signs)?	✓	

SIGNS		YES	NO
6.	Are the signs designating path of travel and/or voting area understandable, visible, and easy to read?	✓	
7.	Pursuant to 42 USC 1973 ee-3 (a)(1), are will voting "Instructions" printed in large type, conspicuously displayed at each polling place and each permanent registration facility?	✓	
8.	Are instructions posted at eye level for all voters?	✓	
9.	Can an individual with limited vision walk up to the sign and read it using a magnifying glass?	✓	
	a. Will magnifying glasses be available?	✓	
	b. If yes, how many?	✓	
10.	Are there voting instructions in plain sight of the voting enclosure entrance?	✓	
11.	Are there communicative devices readily available (such as pen and paper) for hearing and speech impaired voters?	✓	
12.	For non-compliant voting enclosures, what solutions do you have planned?		
VOTING BOOTHS for Election Day		YES	NO
1.	Are the voting booths/tables at least 30 inches wide?	✓	
2.	Do the voting booths/tables have a writing shelf clearance of at least 27 inches underneath (to accommodate a person in a wheel chair)?	✓	
3.	Are the voting booths/tables at least 19 inches deep (to accommodate a person in a wheel chair)?	✓	
4.	Is the height of the booth/table writing surface between 28 and 34 inches from the floor?	✓	
5.	Do the voting booths/tables offer the same level of privacy to persons with disabilities as it does to all other voters?	✓	
6.	Is at least one ADA compliant voting booth and machine reserved for this polling place?	✓	
	a. If yes, is it in working order?	✓	
	b. If no, when will one be purchased and ready?		
CURBSIDE VOTING on Election Day		YES	NO
1.	Do you have proper curbside voting in place (as established in 8 NCAC 10B.0108)?	✓	
2.	Do you have a poll worker stationed at or near the curbside voting area at all times?	✓	
	a. If no, how are poll workers notified upon arrival of the voter needing curbside assistance?		
PERMANENT/TEMPORARY ACCESSIBILITY		YES	NO
Is this polling place 100% compliant?			
If no, what temporary or permanent changes can be made to become 100% compliant? Be specific.			
What is the estimated cost of these solutions? Please explain in detail.			

County Board Director Signature: _____ Date: _____

County Board Chair Signature: _____ Date: _____

County Rep./Manager/ADA Specialist Signature: _____ Date: _____
(If applicable)

Election Official (Precinct Chief Judge/
One-Stop Manager) Signature (if applicable): _____ Date: _____



Stella Anderson <anderson.stella0@gmail.com>

FW:

JaneAnn.Hodges <JaneAnn.Hodges@watgov.org>
To: "anderson.stella0@gmail.com" <anderson.stella0@gmail.com>

Fri, Sep 27, 2013 at 4:28 PM

From: JaneAnn.Hodges
Sent: Friday, September 20, 2013 2:00 PM
To: 'Wright, Don'
Subject:

Don:

Just need clarification from you.....the majority of voters who vote at Legends will arrive on foot from the center of campus. The form says Pathways up to....

Should I also inspect those pathways for accessibility?

As the pictures that I sent Kim earlier of Legends....the parking lot is in need of re-paving in order to be 100% in compliance..(see my draft faxed to Kim on 9-10-13)....the university does not do any paving while school is in session and I am unsure if they will pay to re-pave this lot.

We do not have the money for repaving.

How do we deal with this issue?