

NOTICE OF MEETING

NOTICE IS HEREBY GIVEN THAT THE WARREN
COUNTY BOARD OF ELECTIONS WILL MEET
ON THURSDAY, MARCH 28, 2019 AT 9:00 A.M. AT
THE WARREN COUNTY BOARD OF ELECTIONS OFFICE.

THE BOARD OF ELECTIONS IS LOCATED AT 309 N.
MAIN STREET, WARRENTON, N.C. THE PURPOSE OF
THE MEETING IS TO CONDUCT REGULAR BUSINESS
FOR THE BOARD OF ELECTIONS.

THIS IS THE 7TH DAY OF MARCH, 2019

AGENDA
WARREN COUNTY BOARD OF ELECTIONS
MARCH 28, 2019-9:00 AM
309 N. MAIN -JOHN GRAHAM ANNEX BUILDING
WARRENTON, NC

ORDER OF BUSINESS

Prior to start of the meeting, board members will take their oath of office in addition to electing a Secretary. Note-The Chairman has been appointed by the Governor.

Call to Order

Chair Esther Terry

ACTION: _____

Pledge of Allegiance

I. Sharing of Social Media Policy NCSBE

Director Formyduval

ACTION: _____

II. Directors Report

Director Formyduval

ACTION: _____

III. Adoption of Meeting Schedule

ACTION: _____

IV. Approval of Notice of Filing Period for Municipalities

ACTION: _____

V. Approval of Request from Town of Macon for Paper ballots-11-05-2019

ACTION: _____

OTHER CONCERNS:

ACTION: _____

ADJOURN



NORTH CAROLINA
State Board of Elections

Mailing Address:
P.O. Box 27255
Raleigh, NC 27611-7255

Phone: (919) 733-7173
Fax: (919) 715-0135

KIM WESTBROOK STRACH
Executive Director

MEMO

TO: County Boards of Elections
FROM: Josh Howard, Chairman
RE: Notice Regarding Social Media
DATE: August 5, 2014

Notice Regarding Social Media

Since taking office on May 1, 2013, the current Members of the State Board have repeatedly stressed to county board members and staff that it will strictly enforce N.C. GEN. STAT. § 163-39 and the limitations that statute imposes on the political activities of those subject to its restrictions. This provision, among other things, bars board members and staffers from making written or oral statements intended for the public at large supporting either candidates or referenda.

On September 23, 2013, the U.S. Court of Appeals for the Fourth Circuit handed down a legal opinion in *Bland v. Roberts*, 730 F.3d 368 (4th Cir. 2013), dealing with Facebook "likes" and their treatment as political speech. In a rich opinion, the *Bland* Court stated that "liking a political candidate's campaign page communicates the user's approval of the candidate and supports the campaign by associating the user with it. In this way, it is the Internet equivalent of displaying a political sign in one's front yard, which the Supreme Court has held is substantive speech." *Id.* at 386. The Court also said, "[o]n the most basic level, clicking on the 'like' button literally causes to be published the statement that the User 'likes' something, which is itself a substantive statement. In the context of a political campaign's Facebook page, the meaning that the user approves of the candidacy whose page is being liked is unmistakable." *Id.*

Members and staff of county boards of elections and the State Board of Elections may try to limit the *Bland* opinion to the particular facts of that case, but they should know that they engage in political speech via social media at their peril when it comes to this Board's enforcement of N.C. GEN. STAT. § 163-39.

Members and staff are encouraged to review and give great weight to the *Bland* opinion and its take on social media. Compliance with N.C. GEN. STAT. § 163-39 may require board members and staff to review their previous social media posts and take action to cure any perception of bias the posts might cast over their official actions. Please do not hesitate to contact staff at the State Board with any questions regarding this Memo.

**DIRECTORS REPORT
WARREN COUNTY BOARD OF ELECTIONS
PREPARED BY: DEBBIE FORMYDUVAL-DIRECTOR
JANUARY 1, 2019-MARCH 8, 2019**

ELECTION PROGRAMMING

1. Staff members completed Biennial list maintenance of voter records mailing voter cards to 1,018 voters for which there had been no contact for 2 federal elections (since 2016) List maintenance processes help the Board of Elections maintain clean and accurate databases.
2. Staff Members completed mailing of NCOA (National Change of address) for voters that had notified the US Postal service of address change. (82 voters). Cards continue flow back to our office with address changes and notifications that also help us maintain accurate records.
3. As director I continue to work with county staff and the Complete Count Census Committee. The census is very important to the county because of for each individual accounted for the county will receive \$1,635.00 in federal funding annually. Angelina Dunlap (Clerk to the Board) and I recently were recently interviewed by WARR radio and shared with citizens the importance of responding to the Census. In addition, members of the local complete count committee recorded PSA announcements that will be aired on WARR radio. Please share with your churches, friends and neighbors the importance of responding to the US Census when they receive their correspondence from the US Census Bureau. We want access to better services in our community and it is key for us to do our part in responding. Census impacts redistricting which affects voter registration. More information will be shared with the board as it becomes available. The SBOE is currently working on precinct changes. I do not anticipate changes in Warren County, however, I am working with the State Board and recently furnished information about precincts to them.
4. The Board of Elections office has been painted by county bldgs. and grounds staff and we continue to work on upgrades prior to the close of the budget year. Keep in mind that during a Presidential Election year this office has more traffic than any other county agency. Having clean and accessible facilities for

our voters is important. This in addition to the fact that our office is subject to visits by Disability groups that evaluate our agency.

5. I have reached out to the vendor in an effort to start the voter equipment purchase process. We have learned that the certification process has stopped in Raleigh and the equipment that we were interested in purchasing for Warren County has not received final approval from the SBOE. With the new State Board having been seated, we hope to have clearance in the near future to move forward with negotiations, testing, public comment and purchase.
6. Preliminary work has begun with the 2019-2020 budget. The presidential Primary will happen during this budget year so planning for funding is critical to meeting the needs of the BOE office. Our current budget is in excellent shape.
7. We have begun preliminary work on the poll worker appointment for a two-year term. The board meets the 3rd Monday in August to approve the precinct officials for a 2-year term. We have drafted and mailed letters and commitment forms to individuals. We have also reached out to the local party chairs for any recommendations that they may have. We have built a database that will be used for the presidential primary. We are always seeking to add new persons, so please share with friends or interested parties and have them contact our office.
8. The quarterly department head report and budget tracking was submitted to the county manager on January 15, 2019.
9. Campaign finance notices have been mailed to local committees and some have been able to close their committees from the 2018 election cycle.
10. Files have been prepared for the 2019 municipal election. I have begun preliminary work on legal notices in addition to providing a list of all registered voters to the municipalities. Municipal administrators have been in touch with our office to discuss upcoming election related activities. Filing for the candidates will open on July 5, 2019 and close on July 19 2019.
11. Registration for the NC Directors association conference (March 31-April 2) has been completed for staff that will attend. The conference will be held in Hickory, NC. This particular conference is sponsored by the Election Directors

Association. State Board of Elections training will come sometime in later summer or early fall for board members. For those of you that are new to the board, I will share processes for travel which is covered by the county to the meetings. Meetings are held throughout the state.

12. Staff have participated in online security training provided by the SBOE. Participation is urged and for those that are able to take the certification exam or be recertified in Elections Administration. Weekly training from the SBOE have not been conducted over the last month but recently resumed. The online trainings are conducted on Wednesdays.
13. Jurisdictional reports are checked weekly by Tom to ensure that all address points are correct. This is critical as the SBOE is working with Census data and some counties will be making changes to their precincts. I will be sharing more information with the board as it becomes available.
14. Employee evaluations have been conducted by the director for staff and the board needs to complete for the director.
15. Tom has completed removal of data from one-stop laptops as required and run any updates on the machines. This is a routine process that falls under Post election activities and is completed once the SBOE holds canvass.
16. Chief Judge manuals have been reviewed and time sheets and any related materials replenished. Other materials will need to be updated once the CBE determines which type of voter equipment they will be purchasing.
17. All media labels have been removed from IVO equipment and any media containing Warren Election data has been removed in anticipation of disposal of the existing equipment and purchase of new machines.
18. All minutes have been scanned to a backup and placed in the vault at the courthouse. The municipal election information has been added to the SEIMS system.
19. Routine maintenance of voter equipment has been completed by Print Elect.

20. Robin has prepared preliminary worksheets for candidate filing listing local offices, and fees that will appear on ballot. (note the presidential primary will be held in March 2020, filing for candidacy will be in December.2019).
21. SBOE Trainings and Certification Program has been adopted by the NCSBOE, There is a new training and certification process for the Director, staff member and board members. All are different in content and more information is available if you are interested in pursuing certification.
22. Our office was recently visited by a representative of US Homeland Security for an assessment. A copy of the report is available. We are working towards writing an active shooter plan for the agency and working with local law enforcement to conduct a tabletop exercise once the plan is in place.

UPCOMING ACTIVITIES FOR BOARD MEMBERS:

Purchase of new voter equipment (once the SBOE completes certification, the board will select equipment and begin the process including submitting letter of intent to purchase new voter equipment, public demonstration of new voter equipment and conducting an election using new voter equipment. Although the time frame is short, hopefully we can do all of this prior to the 11/05/2019 Municipal elections. This would allow staff to become familiar with the equipment prior to the presidential primary in March 2020. Keep in mind that almost 100 precinct officials will need to be trained and all precinct manuals will need to be updated with voter equipment instructions. There has been discussion among other IVO counties regarding possible extensions with the legislature in mandating changeout of the equipment, but, I do not see this as an option at this time.

Going through the municipal election process including absentee meetings and canvass. The election is usually small and will give new board members a chance to become familiar with processes before we get into the Presidential.

Be a part of implementation of Voter ID. As it stands, the law is still in place and county director are being asked to schedule a minimum of 2 public meetings. State Board staff will conduct the meetings. I have one scheduled at the Senior Center on 8, 2019 at 11:00 AM in addition to one being scheduled on July 2,2019 at the Warren County armory beginning at 6:30 PM.

We have been told that Photo ID equipment has been ordered for the counties and that we will have them in place by May 1, 2019. The State Board has been in the process of developing guidelines. I questioned this when we were told to set up public meetings and was told that the State Board is moving forward as the law is still in place.

MEETINGS AND TRAININGS THIS PERIOD:

2/08/2019 Department Head Meeting
2/11/2019 Meet with Robert Melish-Homeland Security
2/12/2019 Census Local Complete Count Committee
3/6/2019 Records Retention Workshop

STATISTICS; See attached NVRA report.

WARREN COUNTY BOARD OF ELECTIONS

NVRA REPORT

Reporting Period: 1/1/2019 - 3/8/2019

Totals

Active	10,786
Inactive	1,908
Total Registration	12,694

REPORTING PERIOD

Registrations Approved	120
Total Registrations Removed	1,096
Inactive Registrations Removed	1,027

New Registrations

00 - No Application Source	0
01 - Public Assistance	0
02 - Disability	0
03 - Other (ESC)	0
04 - Armed Forces	0
05 - DMV	134
06 - Mail-in	3
07 - In-person & Drives	3
08 - Library & High School	4
09 - Spanish Language Application	0
96 - Temporary FWAB Registrant	0
97 - Temporary FPCA Registrant	0
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Duplicates

00 - No Application Source	0
01 - Public Assistance	0
02 - Disability	0
03 - Other (ESC)	0
04 - Armed Forces	0
05 - DMV	30
06 - Mail-in	0
07 - In-person & Drives	2
08 - Library & High School	0
09 - Spanish Language Application	0
95 - Voter Return of NCOA	0
96 - Temporary FWAB Registrant	0
97 - Temporary FPCA Registrant	0
98 - Voter Change On Confirmation	18
99 - Voter Change On Verification	0
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	50

Changes of Information

00 - No Application Source	4
01 - Public Assistance	0
02 - Disability	0
03 - Other (ESC)	0
04 - Armed Forces	0
05 - DMV	61
06 - Mail-in	0
07 - In-person & Drives	7
08 - Library & High School	2
09 - Spanish Language Application	0
95 - Voter Return of NCOA	7
96 - Temporary FWAB Registrant	0
97 - Temporary FPCA Registrant	0
98 - Voter Change On Confirmation	2
99 - Voter Change On Verification	0
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	83

Verifications

# of 1st & 2nd verification mailings sent	232
# of 1st NCOA mailings sent	82
# of 1st verification returned undeliverable	92
# of verification returned by voter	0

Confirmations

# of confirmations returned by voter	15
# of confirmations sent	89
# of confirmations returned undeliverable	21
# of confirmations not returned at all	556

COUNTY STATISTICAL

Democrat	8,575
Republican	1,758
Libertarian	37
Reform	0
Unaffiliated	2,322
American Indian	541
Asian	22
Black	6,667
Multi-Racial	47
White	5,036
Other	111
Undesignated	270
Hispanic	59
Not Hispanic	8,799
Undesignated	3,836
Female	6,820
Male	5,656
Undesignated	218

**NOTICE OF FILING PERIOD FOR
TOWN OF NORLINA MUNICIPAL ELECTION**

The filing period for the November 5, 2019 municipal election to be held in the Town of Norlina, NC will begin on Friday, July 05, 2019 at 12:00 PM (Noon) and will close on Friday, July 19, 2019 at 12:00 Noon.

Offices for which candidates may file include five (5) Town Commissioner seats and Mayor. The filing fee is \$5.00. For additional information, please contact the Warren County Board of Elections at 252-257-2114.

Run dates: 6/12/19, 6/19/10, 6/26/19

**NOTICE OF FILING PERIOD FOR
TOWN OF WARRENTON MUNICIPAL ELECTION**

The filing period for the November 5, 2019 municipal election to be held in the Town of Warrenton, NC will begin on Friday, July 05, 2019 at 12:00 PM (Noon) and will close on Friday, July 19, 2019 at 12:00 Noon.

Offices for which candidates may file include four (4) Town Commissioner seats. The filing fee is \$5.00. For additional information, please contact the Warren County Board of Elections at 252-257-2114.

Run dates: 6/12/19, 6/19/10, 6/26/19

**NOTICE OF FILING PERIOD FOR
TOWN OF MACON MUNICIPAL ELECTION**

The filing period for the November 5, 2019 municipal election to be held in the Town of Macon, NC will begin on Friday, July 05, 2019 at 12:00 PM (Noon) and will close on Friday, July 19, 2019 at 12:00 Noon.

Offices for which candidates may file include five (5) Town Commissioner seats and Mayor. The filing fee is \$5.00. For additional information, please contact the Warren County Board of Elections at 252-257-2114.

Run dates: 6/12/19, 6/19/10, 6/26/19

Town of Macon

February 6th, 2019

Mrs. Debbie Formyduval
Director
Warren County Board of Elections

Dear Mrs. Formyduval,

The Town of Macon is hereby requesting the use of paper ballots for the November 2019 elections. The request was unanimously approved at the regular town meeting held on Tuesday, February 5th.

The Town of Macon has less than 100 registered voters. If you have any questions or need additional information, please feel free to contact Carroll E. Harris, Mayor, at 252-492-6011.

Respectfully,

Annette L Lynch
Town Clerk