

Butler County Board of Elections Board Meeting Minutes August 22, 2016

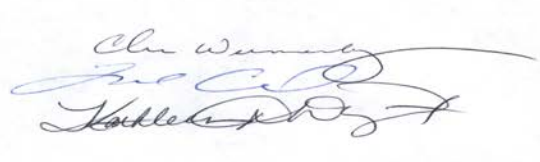
The Butler County Board of Elections met on Monday, August 22, 2016, at 9:05 a.m. for a special meeting. Roll call was taken and present were Chairman Frank Cloud, Member Kathy Wyenandt, Member Chris Wunnenberg, Director Diane Noonan, Deputy Director Jocelyn Bucaro, Executive Assistant Donna DeFazio, Early Voting Administrator Eric Corbin and guest Peter Ketcham-Colwell from Ohio Together.

Under Election Business, Director Noonan presented the results of the August 2, 2016 Special Election. Member Wunnenberg moved to certify the August 2, 2016 Special Election results; seconded by Member Wyenandt. Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.

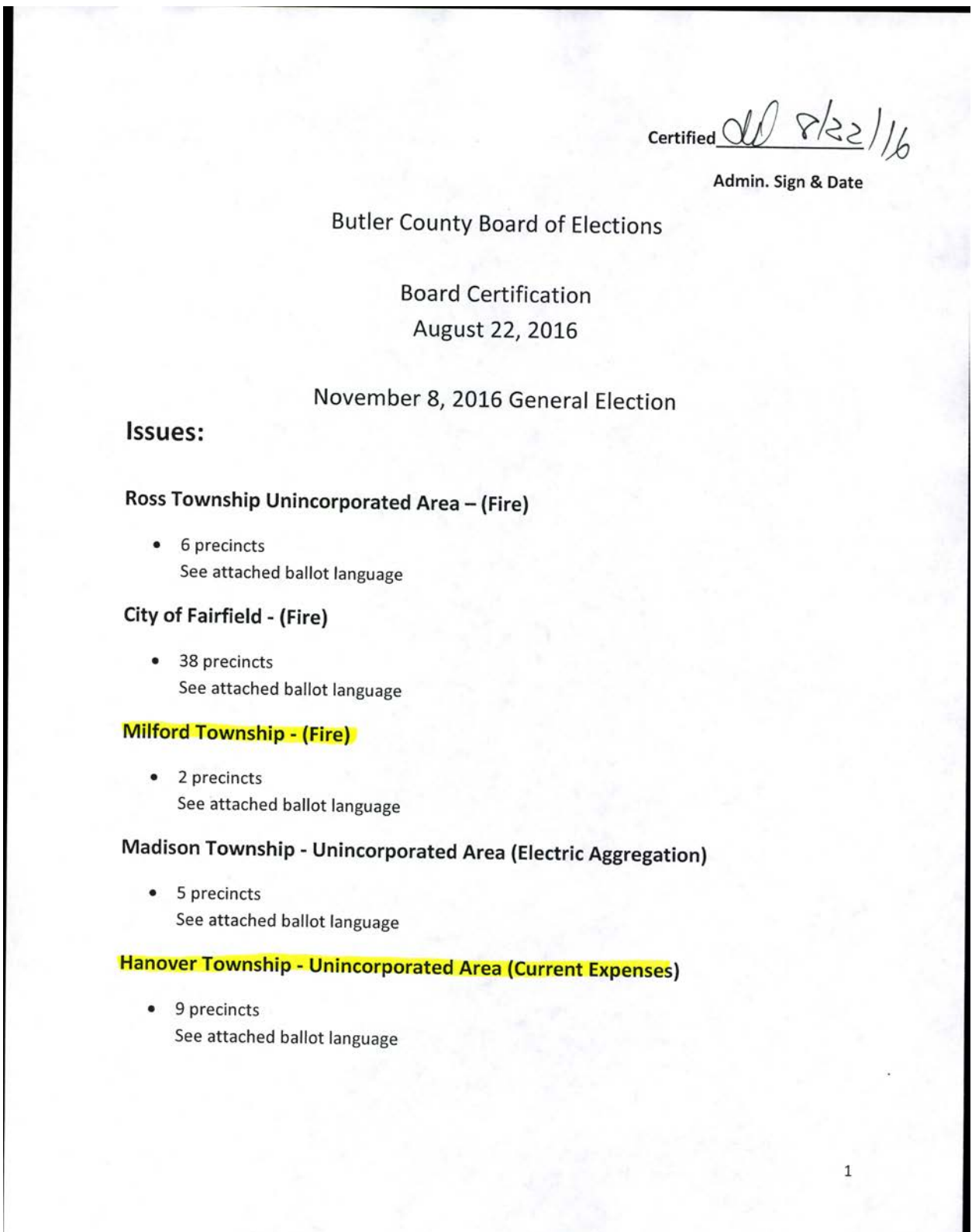
Election Summary Report			Date: 08/19/16
2016 AUGUST SPECIAL			Time: 10:04:31
Summary For Jurisdiction Wide, All Counters, All Races			Page: 1 of 1
Official Results			
Butler County			
Registered Voters 461 - Cards Cast 232		50.33%	Num. Report Precinct 1 - Num. Reporting 1 100.00%
Issue 4 Southwest Local School District			
	Total		
Number of Precincts	1		
Precincts Reporting	1	100.0 %	
Times Counted	232/461	50.3 %	
Total Votes	232		
FOR BOND ISSUE	100	43.10%	
AGAINST BOND ISSUE	132	56.90%	



Director Noonan presented the Issues to certify for the November 8, 2016 General Election. Deputy Director Bucaro stated there are five issues that have not been approved by the Prosecutor yet. Member Wunnenberg moved to certify all the issues approved by both the Prosecutor and Secretary of State; seconded by Member Wyenandt. Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.



Hanover Township -Unincorporated Area (Fire)

- 9 precincts
See attached ballot language

Hanover Township - Unincorporated Area (Electric Aggregation)

- 9 precincts
See attached ballot language

City of Fairfield - (Charter Amendment)

- 38 precincts
See attached ballot language

Billy T's (Particular Location Sunday Sales)

- Midd2wd1
See attached ballot language

City of Monroe (Entertainment District)

- 9 precincts
See attached ballot language

Veracruz Mexican Restaurant (Particular Location Sunday Sales)

- Midd3wd4
See attached ballot language

Johnson's Market 1 of 2 (Particular Location Sunday Sales)

- FFTWP7
See attached ballot language

Johnson's Market 2 of 2 (Particular Location Sunday Sales)

- FFTWP7
See attached ballot language

Precinct Wide 1 of 2

- Midd9wd1
See attached ballot language

Precinct Wide 2 of 2

- Midd9wd1
See attached ballot language

Stumps (Particular Location Sunday Sales)

- Ham4wd6
See attached ballot language

Land of Illusions (Particular Location Sunday Sales)

- Madison1
See attached ballot language

The Wine List (Particular Location Sunday Sales)

- WC11
See attached ballot language

Rivertown Brewery (Particular Location Sunday Sales)

- Monroe3
See attached ballot language

University Express (Particular Location Sunday Sales)

- Midd8wd1
See attached ballot language

Approved by Prosecutor: 08/19/2016

Approved by SOS: 08/03/2016

Issue #10

PROPOSED TAX LEVY (RENEWAL)

ROSS TOWNSHIP (Unincorporated Area)

A majority affirmative vote is necessary for passage

A renewal of a tax for the benefit of Ross Township for the purpose of **providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company** at a rate not exceeding three (3) mills for each one dollar of valuation, which amounts to thirty cents (\$0.30) for each one hundred dollars of valuation, for a period of five (5) years, commencing in 2016, first due in calendar year 2017.

For the Tax Levy

Against the Tax Levy

Approved by Prosecutor: 08/20/2016

Approved by SOS: 08/03/2016

Issue #1

PROPOSED TAX LEVY (ADDITIONAL)

CITY OF FAIRFIELD

A majority affirmative vote is necessary for passage

An additional tax for the benefit of the City of Fairfield for the purpose of **providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of firefighting companies or permanent, part-time, or volunteer firefighting, emergency medical service, administrative, or communications personnel to operate the same, including the payment of any employer contributions required for such personnel under section 145.48 or 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company** at a rate not exceeding two and five-tenths (2.5) mills for each one dollar of valuation, which amounts to twenty-five cents (\$0.25) for each one hundred dollars of valuation, for a continuing period of time, commencing in tax year 2016, first due in calendar year 2017.

For the Tax Levy

Against the Tax Levy

Approved by Prosecutor: 08/20/2016

Approved by SOS: 08/10/2016

Issue #8

PROPOSED RESOLUTION

ELECTRIC AGGREGATION

MADISON TOWNSHIP (Unincorporated Area)

A majority affirmative vote is necessary for passage

Shall Madison Township have the authority to aggregate the retail electric loads located in Madison Township, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

Yes

No

Approved by Prosecutor: 08/12/2016

Approved by SOS: 06/24/2016

Issue #18

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages and spirituous liquor be permitted for sale on Sunday between the hours of eleven a.m. and midnight by Bill T. Bush, dba Billy T's, an applicant for a D-6 liquor permit who is engaged in the business of operating a tavern at 4304 Tytus Avenue, Middletown, Ohio 45042 in this precinct?

Yes

No

Prosecutor Approved: 8/16/2016

SOS Approved: 08/17/2016

Issue #3

Special Election By Ordinance

Local Liquor Option For Community Facility

A majority affirmative vote is necessary for passage

Shall the sale of beer and intoxicating liquor be permitted on days of the week other than Sunday and between the hours of eleven a.m. and midnight on Sunday, at the I-75 Monroe Community Entertainment District, a community facility as defined by Section 4301.01 of the Revised Code, that is adjacent to Interstate 75 (I-75) and State Route 63 (SR 63), and which includes the real estate parcels identified by Butler County, Ohio Real Estate Tax Parcel Identification Numbers: C1800009000011, C1800009000078, C1800009000087, C1800009000088, C1800009000030, C1800009000029, as such parcels may be merged or subdivided, and the real estate parcels identified by Warren County, Ohio Real Estate Tax Parcel Identification Numbers: 11051010050, 11051010020, 11051280040, 11051010030, 11051260050, 11051260060, 11052000010, 11052000080, 11051020010, 11051020020, 11051270170, 11051270061, 11051270041, 11051270121, 11051270091, 11051270141, 11052000070, 11052000090, 11054000110, 11051020070, 11051020080, 11051260160, 11053000142, 11051260250, 11064000151, 11053000141, 11051300100, 11051300110, 11051270230, 11053000131, 11064000181, 11051260280, 11051270241, 11053000151, 11053000143, 11053000183, 11051290021, 11052130021, as such parcels may be merged or subdivided?

Yes

No

Approved by Prosecutor: 8/17/2016

Approved by SOS: 7/5/2016

Issue #20

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages and spirituous liquor be permitted for sale on Sunday between the hours of eleven a.m. and midnight by Tienda La Raza, LLC, dba Veracruz Mexican Restaurant, an applicant for a D-6 liquor permit who is engaged in the business of operating a restaurant at 1230 Elliott Drive, Middletown, Ohio 45042 in this precinct?

Yes

No

Approved by Prosecutor: 08/18/2016

Approved by SOS: 08/09/2016

Issue #16

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages be permitted for sale on Sunday between the hours of ten a.m. and midnight by 4005 A&P, Inc., dba Johnson Grocery, an applicant for a D-6 liquor permit who is engaged in the business of operating a carry-out/grocery store at 4005 Hamilton Mason Road, front building only, Hamilton (Fairfield Township), Ohio 45011 in this precinct?

Yes

No

Approved by Prosecutor: 08/18/2016

Approved by SOS: 08/09/2016

Issue #15

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages be permitted by 4005 A&P, Inc., dba Johnson Grocery, an applicant for a C-2 liquor permit who is engaged in the business of operating a carry-out/grocery store at 4005 Hamilton Mason Road, front building only, Hamilton (Fairfield Township), Ohio 45011 in this precinct?

Yes

No

Prosecutor Approved:08/19/2016

SOS Approved: 08/16/2016

Issue #22

Special Election By Petition

Local Liquor Option

A majority affirmative vote is necessary for passage

Shall the sale of intoxicating liquor, of the same types as may be legally sold in this precinct on other days of the week, be permitted in this Precinct 9 Ward1 for consumption on the premises where sold between the hours of eleven a.m. and midnight on Sunday?

Yes

No

Approved by Prosecutor: 8/19/2016

Approved by SOS: 08/16/2016

Issue #23

Special Election By Petition

Local Liquor Option

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages, of the same types as may be legally sold in this precinct on other days of the week, be permitted in this Precinct 9 Ward1 for consumption off the premises where sold, between the hours of eleven a.m. and midnight on Sunday?

Yes

No

Prosecutor Approved: 08/19/2016

SOS Approved: 08/16/2016

Issue #17

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of spirituous liquor be permitted for sale on Sunday between the hours of ten a.m. and midnight by Stumps, Inc., dba Stumps, an applicant for a D-6 liquor permit who is engaged in the business of operating a bar at 681 Clinton Avenue, Hamilton, Ohio 45015 in this precinct?

Yes

No

Approved by Prosecutor: 08/17/2016

Approved by SOS: 8/9/2016

Issue #14

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages and spirituous liquor be permitted for sale on Sunday between the hours of eleven a.m. and midnight by Ohio Event Services, LLC, dba Land of Illusion Haunted Scream Park, an applicant for a D-6 liquor permit who is engaged in the business of operating an entertainment park at 8762 Thomas Road, Middletown (Madison Township), Ohio 45042 in this precinct?

Yes

No

Approved by Prosecutor: 08/18/2016

Approved by SOS: 08/09/2016

Issue #24

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages and spirituous liquor be permitted for sale on Sunday between the hours of ten a.m. and midnight by NONU, Inc., dba The Wine List, an applicant for a D-6 liquor permit and a holder of a liquor agency store who is engaged in the business of operating a liquor agency/beverage store at 7381 Tyler's Corner Drive, West Chester (West Chester Township), Ohio 45069 in this precinct?

Yes

No

Approved by Prosecutor: 8/20/2016

Approved by SOS: 8/10/2016

Issue #13

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of wine and mixed beverages and spirituous liquor be permitted for sale on Sunday between the hours of ten a.m. and midnight by The Rivertown Brewing Company, LLC, an applicant for a D-6 liquor permit who is engaged in the business of operating a family oriented, full-service restaurant and brew pub at 6550 Hamilton Lebanon Road, Monroe, Ohio 45050 in this precinct?

Yes

No

Prosecutor Approved: 08/18/2016

SOS Approved: 08/16/2016

Issue #21

Special Election By Petition

Local Liquor Option For Particular Location

A majority affirmative vote is necessary for passage

Shall the sale of beer, wine and mixed beverages be permitted for sale on Sunday between the hours of ten a.m. and midnight by FP 620 LLC, dba University Express, a holder of a C-1 and C-2, and an applicant for a D-6 liquor permit, who is engaged in the business of operating a grocery and carry-out at 620 University Boulevard, Middletown, Ohio 45042 in this precinct?

Yes

No

Member Wunnenberg moved to certify the five issues that are subject to the Prosecutor's approval on the ballot language; seconded by Member Wyenandt.

Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.

Approved by Prosecutor: 8/22/2016

Approved by SOS: 08/10/2016

Issue #9

PROPOSED TAX LEVY (RENEWAL)

MILFORD TOWNSHIP

A majority affirmative vote is necessary for passage

A renewal of a tax for the benefit of Milford Township for the purpose of **providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company** at a rate not exceeding two (2) mills for each one dollar of valuation, which amounts to twenty cents (\$0.20) for each one hundred dollars of valuation, for a period of five (5) years, commencing in 2016, first due in calendar year 2017.

For the Tax Levy

Against the Tax Levy

Approved by Prosecutor: 8/22/2016

Approved by SOS: 08/17/2016

Issue #6

PROPOSED TAX LEVY (ADDITIONAL)

HANOVER TOWNSHIP (Unincorporated Area)

A majority affirmative vote is necessary for passage

An additional tax for the benefit of Hanover Township for the purpose of **current expenses** at a rate not exceeding one and seventy-five hundredths (1.75) mills for each one dollar of valuation, which amounts to seventeen and five-tenths cents (\$0.175) for each one hundred dollars of valuation, for a period of five (5) years, commencing in 2016, first due in calendar year 2017.

For the Tax Levy

Against the Tax Levy

Approved by Prosecutor: 08/22/2016

Approved by SOS: 08/17/2016

Issue #7

PROPOSED TAX LEVY

(REPLACEMENT AND INCREASE)

HANOVER TOWNSHIP (Unincorporated Area)

A majority affirmative vote is necessary for passage

A replacement of one and seventy-five hundredths (1.75) mills of an existing levy and an increase of one and seventy-five hundredths (1.75) mills to constitute a tax for the benefit of the Hanover Township Fire District for the purpose of **providing and maintaining fire apparatus, appliances, buildings, or sites therefor, or sources of water supply and materials therefor, or the establishment and maintenance of lines of fire alarm telegraph, or the payment of permanent, part-time, or volunteer firefighters or firefighting companies to operate the same, including the payment of the firefighter employers' contribution required under section 742.34 of the Revised Code, or the purchase of ambulance equipment, or the provision of ambulance, paramedic, or other emergency medical services operated by a fire department or firefighting company** at a rate not exceeding three and five-tenths (3.5) mills for each one dollar of valuation, which amounts to thirty-five cents (\$0.35) for each one hundred dollars of valuation, for a period of five (5) years, commencing in tax year 2016, first due in calendar year 2017.

For the Tax Levy

Against the Tax Levy

Approved by Prosecutor: 8/20/2016

Approved by SOS: 08/10/2016

Issue #5

PROPOSED RESOLUTION

ELECTRIC AGGREGATION

HANOVER TOWNSHIP (Unincorporated Area)

A majority affirmative vote is necessary for passage

Shall Hanover Township have the authority to aggregate the retail electric loads located in Hanover Township, and for that purpose, enter into service agreements to facilitate for those loads the sale and purchase of electricity, such aggregation to occur automatically except where any person elects to opt out?

Yes

No

Approved by Prosecutor: 8/23/2016

Approved by SOS: 08/16/2016

Issue #2

Proposed Charter Amendment

City of Fairfield

A majority affirmative vote is necessary for passage

Shall Section 8.03 of the Charter of the City of Fairfield, Ohio, be amended to provide that the Board of Building Appeals is abolished and that the powers, duties and functions of the former Board of Building Appeals be performed in all respects by the Board of Zoning Appeals?

Yes

No

Director Noonan presented the Issues In Question for the November 8, 2016 General Election. The Village of New Miami submitted an issue with a typographical error on the resolution. Assistant Prosecutor Mary Ann Nardiello stated it complies with the requirements of the Ohio Revised Code. Deputy Director Bucaro stated that the resolution for a tax levy was filed with the year

listed as calendar year 2013. We immediately contacted the Prosecutor's office but did not hear back from them right away. The staff contacted the Village of New Miami as the filing deadline was approaching and they filed a second resolution stating that they meant calendar year 2017. The Assistant Prosecutor stated the first error was not a fatal error so the Village of New Miami did not need to file a second resolution and she recommends the Board certify the issue. Director Noonan stated the Tapout Sports Bar & Grille and Pitstop EZ Mart – Local Option – Sunday Sales do not have enough valid signatures and the Hitching Post (Particular Location Sunday Sales) circulated the wrong petition form, which does not comply with current state law requirements. Member Wunnenberg moved to certify the Village of New Miami resolution; seconded by Member Wyenandt. Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.

Member Wunnenberg moved to not certify Tapout Sports Bar & Grille, Pitstop EZ Mart and Hitching Post Local Sunday Sales; seconded by Member Wyenandt.

Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.

Certified dd 8/22/16

Admin. Sign & Date

Butler County Board of Elections
Board Certification
August 22, 2016

November 8, 2016 General Election

Issues in Question

Certified Not Certified

Village of New Miami

- See Prosecutor's Opinion
 - Typographical error on resolution

Certified Not Certified

Tapout Sports Bar & Grille – Local Option- Sunday Sales

- Signatures
 - Number of valid signatures required – 74
 - Number of valid signatures submitted – 49

Certified Not Certified

Pitstop EZ Mart – Local Option- Sunday Sales

- Signatures
 - Number of valid signatures required – 135
 - Number of valid signatures submitted – 125

Certified Not Certified

Hitching Post (Particular Location Sunday Sales)

- Petitioner circulated petitions from 2006 instead of the updated 2015 version
- The 2015 petitions states "on premises" or "off premises" sales whereas the 2006 petitions does not
- Per Prosecutor petitions are Invalid

With no further business, Member Wyenandt moved to adjourn; seconded by

Member Wunnenberg. Roll call:

Chairman Cloud	yea
Member Wyenandt	yea
Member Hall	absent
Member Wunnenberg	yea

All in favor; motion carried.

The meeting was adjourned at approximately 9:10 a.m.

Frank Cloud, Chairman

Diane Noonan, Director

ABSENT

Todd Hall, Member

Chris Wunnenberg, III Member

Kathleen Wyenandt, Member