

Henderson County Board of Elections  
Minutes of Board Meeting  
May 10, 2022

The Board of Elections met May 10, 2022, at 5:00 PM at the Henderson County Board of Elections office at 75 E. Central Street. Members present were Charles Medd, Chairman, Debbie Dante, Secretary, Linda Rebuck, Christian Stolz, William Cutler, Members, and Director, Karen Hebb.

Pledge

Minutes:

Minutes were approved for 5/3/22.

Agenda:

Linda moved to approve the agenda. Bill 2<sup>nd</sup>. Passed unanimously.

Old Business:

Chairman's Remarks.

- a) Roberts Rules of Order. Chair requests that the Board stay within the agenda.
- b) Observer Rules (see attachments 'Open Meetings' and 'Tips for Monitoring or Observing the Election at Polling Sites'). Chair spoke to Observers at today's meeting reminding them not to interrupt the counting of ballots.
- c) Review of comments to proposed rule, Access to Voting System Escrow Material (see attachment regarding public comment period). Member Cutler spoke to this matter. He listened to the Hearing on 4/27/22 regarding proposed rules to NCGS§165-165.7(a)(g) passed in 2005. It was an open hearing with minimum response having only 4 comments. See Rulings on State Board web site. 5/31/2022 ends the written comment submission. Member Rebuck stated that per the statute, the 3<sup>rd</sup> party review would be paid for by the vendor, but the proposed rules it is to be paid by the requestor, which would result in a change to the statute. Statute also states background checks of the reviewing party to be paid by the Director. There was a questions as to whether this would be the State Director or County Director.

New Business:

Approval of Absentee Ballots. Received 191 mail-in ballots; 1 military, 5 overseas and 185 civilian, plus 2 cured ballots, for a total of 193 approved and scanned ballots and Chain of Custody form signed. Total Mail-in ballot tabulator count to date is 403 (193 +210).

Debbie moved to allow staff review the One-Stop ATV's for proper signatures for the Board. Bill 2<sup>nd</sup>. Director states every one-stop location does ATV audits every night then forwards them to the county office. Passed unanimously.

There was a question regarding amount of notice needed for Board Members to contact the Director with items for the Agenda. The Agenda is published 48 hours prior to the meeting so there would be a 3 day notice to give the Director agenda items Board Members wish to discuss.

Linda moved to close the open session and move into a closed meeting per NCGS§ 143-318.11(a)(1) to discuss a confidential matter deemed not a public record. Bill 2<sup>nd</sup>. Passed unanimously. Board moved into closed session at 7:12 PM.

Board returned into open session at 8:10 pm.

There being no further business, the meeting was adjourned at 8:10 PM.

Albroah Deute  
Secretary

Approved \_\_\_ Disapproved

Charles H. Hill  
Chairman

Approved \_\_\_ Disapproved

Willie Carter  
Member

Approved \_\_\_ Disapproved

Leon DeLoach  
Member

Approved \_\_\_ Disapproved

[Signature]  
Member

Approved this the 16 day of May, 2022.

# Meeting Agenda

**Location:** Henderson County Board of Elections  
75 E. Central St.  
Hendersonville, NC 28792

**Date:** May 10, 2022

**Time:** 5:00 PM

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Charles H. Medd (C-D) / Debbie Dante (S-R) / William Cutler (D) / Linda Rebeck (R) / Christian Stolz (D)

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## Agenda details:

**I. Call Meeting to Order**

**II. Pledge of Allegiance**

**III. Approval of Agenda**

**IV. Approval of Minutes**

**V. Old Business**

Chairman's Remarks

a) Roberts Rules of Order

b) Observer Rules

c) Review of comments to proposed rule, Access to Voting System Escrow  
Material

**VI. New Business**

Approval of Absentee Ballots

**VII. Adjournment**

## OPEN MEETINGS

197. Does the open meetings law give citizens a right to address the public body holding the open meeting?

No. The open meetings law gives persons a right to attend and observe the proceedings of a public body. It gives no right to address the public body or participate in its deliberations. Three types of public bodies, however—boards of county commissioners, city councils, and local boards of education—are subject to separate statutes that require them to provide a period for “public comment” in at least one meeting a month.<sup>121</sup> In addition, local governments are sometimes required to solicit public comment regarding specific matters in public hearings, as described in Questions 235–242.





## TIPS FOR MONITORING OR OBSERVING THE ELECTION AT POLLING SITES

### OUTSIDE MONITORS

Anyone has the right to watch or monitor the election outside the voting place. This activity must remain outside the buffer zone, which typically extends 50 feet from the entrance of the voting place and is clearly marked. Outside observers may not disrupt voting, intimidate voters, or otherwise impede access to the polls. On-site elections officials have the duty to ensure a safe and orderly voting site where voters are not obstructed. These officials are authorized to remove anyone who is disruptive. G.S. 163-48.

#### Allowed:

- Pass out campaign material and sample ballots.
- Speak to voters.
- Conduct polling.
- Monitor and report concerns and complaints.

#### Prohibited:

- Enter the polling place or curbside voting area unless they are in the act of voting.
- Obstruct, intimidate, or interfere with any person registering or voting.

### OBSERVING THE ELECTION INSIDE (appointed by political party)

Members of the public may not enter a voting site to observe the election. Only observers appointed in advance by a political party may be inside. The chief judge or one-stop manager will designate a place for observers that is close enough to hear voters checking in, but far enough to not impede the voting process or observe confidential information. Each party may assign site-specific observers and at-large observers for the county. No more than 2 site-specific observers and 1 at-large observer from the same party may be in the voting place at the same time. Observers at any site may be relieved after serving for at least 4 hours.

#### Allowed:

- Make observations and take notes, including on a computer or phone (without capturing images, video, or audio).
- Periodically approach the registration, ballot, or help tables without interfering with voters or elections officials, or viewing confidential information. The chief judge or one-stop manager has the discretion to limit this activity if it is disruptive.
- Report concerns to the chief judge or one-stop manager. Discussions should be with the chief judge or one-stop manager only, not other elections workers.
- Walk outside the voting enclosure to view the curbside voting area or make phone calls, at the discretion of the chief judge or one-stop manager.
- Obtain a list of voters who have voted in the precinct at designated time intervals (typically 10am, 2pm, and 4pm).
- View bound sets of completed authorization-to-vote or one-stop application forms without removing the binding.

#### Prohibited:

- May not interfere with elections workers when opening or closing the polls, but may observe these processes.
- Must not speak to voters or voter assistants.
- Must not impede or disrupt the voting process.
- Must not wear or distribute campaign material.
- Must not go behind the registration, ballot, or help tables.
- Must not enter voting booth area. Must not approach voting equipment without chief judge/one-stop manager.
- Must not position oneself to view confidential voter information on poll books or check-in laptops.
- Must not position oneself to see the contents of voted ballots, whether in the voting enclosure or curbside.
- Must not board a vehicle containing curbside voters.
- Must not provide voter assistance.
- Must not photograph, video, or record a voter without consent of the chief judge/one-stop manager, then the voter.

### RUNNERS (appointed by political party)

Runners are appointed in advance by a political party to collect lists of people who have voted at particular intervals (10am, 2pm, 4pm). The chief judge will receive a list of the names of each runner. The runner must identify themselves to the chief judge and immediately leave the voting enclosure after receiving the list of voters. G.S. 163-45(d).

### VOTER ASSISTANCE

Any in-person voter is entitled to assistance entering/exiting the voting booth and filling out a ballot. Any voter may receive such assistance from a near relative. Voters who need assistance entering to vote or marking a ballot due to disability, blindness, or illiteracy may receive assistance from anyone the voter chooses, except the voter's employer or agent of the voter's union. Assistants may not influence the voter's selections, take notes on anything occurring in the voting booth, or reveal how the person voted. There is no limit on the number of voters an assistant may assist. G.S. 163-166.8.



Henderson County Board of Elections

Welcome Please Sign In

Date: 5-10-2022

1. CONRAD WROBEL

2. Jane Blubb

3. Patricia Rogers

4. Caren Kessler

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6. \_\_\_\_\_

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10. \_\_\_\_\_