



VOTER REGISTRATION AND ELECTIONS City of Fairfax

November 28, 2022 Electoral Board Meeting Minutes



Director of Elections/General Registrar
Brenda F. Cabrera

Electoral Board
Chairman: Jeffrey White
Vice Chairman: James McCall
Secretary: Richard Herrington

CALL TO ORDER

The Chairman called the meeting to order at 1:00 p.m.

PRESENT

Mr. Jeffrey White, Chairman; Mr. James McCall, Vice Chairman; and Mr. Richard Herrington, Secretary; Ms. Brenda Cabrera, Director of Elections/General Registrar (DE/GR); Ms. Wannicha Rojanapradith, Deputy Registrar; and Ms. Alice Rood, a member of the public to observe the meeting.

MEMBERS OF THE PUBLIC TO SPEAK

There were no members of the public present who wished to speak.

BRIEF BY THE DE/GR RELATED TO A POTENTIAL RECOUNT OF THE CITY COUNCIL CONTEST: CL 2022-15835

Ms. Cabrera, the DE/GR, provided information on the following subjects:

- Scanners: Contact was made with other general registrars concerning the availability and use of high speed scanners; Loudoun County has offered the use of a high speed scanner and a technician to assist in the use of the device.
- Location of Recount: The Clerk of the 19th Circuit Court will make the jury waiting room on the third floor of the Fairfax County Courthouse available for the recount; it is anticipated the recount could start as soon as December 5, 2022.
- Lawyers for Council members involved: Lawyers for council members that would be subject to the potential recount have made contact with her to discuss procedural matters related to the actual conduct of a recount. The meetings were productive and the lawyers were familiar with conducting a recount; there will be motions filed related to the details of how the recount will be conducted and managed.
- Officer of Election Compensation: Officers of election (OEs) by law can only be paid 2/3 of the pay they would receive for working an election; with use of the recently established pay, this would be \$143.50 for each day an OE would work on the recount. The DE/GR believes the Chief Judge of the 19th Circuit Court will want the recount done in a single day.
- Preliminary Order: The court will convene today (November 28, 2022) at 3:00 p.m. to discuss the order and entertain corrections as necessary; the Chairman and Secretary have already been identified as Recount Coordinators; subpoenas will be issued for OEs and recount coordinators; forms for use will need to be approved by the court.
- The DE/GR will meet with City Counsel at 2:20 p.m. and then go to the courthouse for the hearing.



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The Electoral Board thanked Ms. Cabrera for her many efforts in orchestrating the many facets of this potential recount. The Electoral Board will accompany Ms. Cabrera to the courthouse.

APPROVAL OF MINUTES OF THE ELECTORAL BOARD MEETINGS OF MARCH 25, 2022, JULY 20, 2022 AND SEPTEMBER 13, 2022

The Chairman moved the minutes of the March 25, 2022, July 20, 2022 and September 13, 2022 be approved amended. The motion was seconded by the Secretary and when the question was called, the motion passed unanimously.

ADJOURNMENT

The meeting adjourned at 2:07 p.m.

A handwritten signature in black ink, appearing to read "Richard L. Herrington", written over a horizontal line.

Richard L. Herrington, Secretary
City of Fairfax Electoral Board