

OTTAWA COUNTY ELECTION COMMISSION

Time: 1:30 p.m.

Date: April 16, 2009

Location: Office of Hon. Mark Feyen, Judge of the Probate Court
12120 Fillmore Street, West Olive

Present: Mark Feyen, Judge of the Probate Court; Brad Slagh, Treasurer; Justin Roebuck, Elections Coordinator.

Members of the public recorded to be present as guests: James Dalton, Dalton Consulting, LLC.

Absent: Daniel C. Krueger.

SUBJECT: CALL TO ORDER

The meeting was called to order by the Chair at 1:40 p.m.

**SUBJECT: CONTRACT BIDS FOR SETTING AND TESTING
OF ELECTION EQUIPMENT**

The County Election Coordinator received and submitted to the Election Commission three bids from the following vendors for the setting and testing of voting machines:

- *Election Source
- * James Dalton, Dalton Consulting
- * Daniel Krueger

Mr. Feyen discussed that he and other members of the Election Commission were in receipt of a legal opinion from the County Office of Corporate Counsel which discussed the legality of the Election Commission contracting for services outside of the direction of the Board of County Commissioners.

Mr. Feyen stated that he concurs with the opinion of counsel that the Election Commission does not have the authority to authorize any expenditure or to contract for services.

Mr. Slagh stated that he also agrees with the counsel opinion.

Mr. Feyen referenced MCL 168.778, which states: “The clerk or his or her authorized assistants shall cause the machines to be properly labeled, put in order, set, and arranged.”

EC 09-003 Mr. Feyen moved that the Election Commission not accept any bids, and that the function of setting and testing of election equipment be placed under the purview of the County Clerk, in accordance with MCL 168.778.

Mr. Slagh supported and the motion passed.

SUBJECT: ADDITIONAL BUSINESS

No additional business was discussed.

SUBJECT: ADJOURNMENT

Mr. Slagh moved to adjourn
Mr. Feyen supported and the motion passed.

Meeting adjourned by the Chair at 1:55 p.m.