

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

**JOHN WOOD,
AS AGGRIEVED ELECTORS,**

PETITIONERS,

v.

CIVIL ACTION NO.:2020cv342959

**SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,**

RESPONDENTS.

NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein files the following documents, as attached:

1. Exhibit A

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
Attorneys at Law
113 East Solomon Street
Griffin, Georgia 30223
Telephone (770) 229-4578
Facsimile (770) 228-9111

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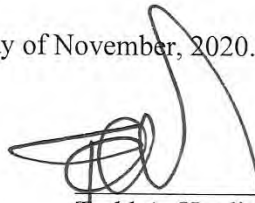
CERTIFICATE OF SERVICE

COMES NOW, THE PETITIONER, by and through his attorneys of record,
and certifies that a true and accurate copy of the **NOTICE OF FILING** has been served
by personal service upon:

Sec. Brad Raffensperger, As Chairman of the Georgia State Elections Board
214 State Capitol
Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

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113 E. Solomon Street
Griffin, GA 30223
(770) 229-4578
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FULTON COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

September 2, 2020

10:00 AM

Fulton County Government Center
TELECONFERENCE
141 Pryor Street SW
Atlanta, Georgia 30303



POST AGENDA MINUTES

This document is tentative, has not been ratified or approved by the Board of Commissioners, and is not binding on the County or any officer.

Scheduled date for ratification: September 16, 2020

CALL TO ORDER: Chairman Robert L. Pitts

10:00 a.m.

ROLL CALL: Tonya R. Grier, Interim Clerk to the Commission

Robert L. Pitts, Chairman (At-Large)
Liz Hausmann, Commissioner (District 1)
Bob Ellis, Commissioner (District 2)
Lee Morris, Commissioner (District 3)
Natalie Hall, Commissioner (District 4)
Marvin S. Arrington, Jr., Vice-Chairman (District 5)
Joe Carn, Commissioner (District 6)

PRESENT
PRESENT
PRESENT
PRESENT
PRESENT
PRESENT
PRESENT

INVOCATION: Reverend Clifton Dawkins, Jr., County Chaplain

PLEDGE OF ALLEGIANCE: Recited in unison

CONSENT AGENDA

Board of Commissioners

20-0585

Board of Commissioners

Adoption of the Consent Agenda - All matters listed on the Consent Agenda are considered routine by the County Commission and will be enacted by one motion. No separate discussion will take place on these items. If discussion of any Consent Agenda item is desired, the item will be moved to the Regular Meeting Agenda for separate consideration.
(ADOPTED AS AMENDED)

A motion was made by Commissioner Morris and seconded by Commissioner Ellis to adopt the Consent Agenda as amended by removing the following items for separate consideration:
#20-0587 through #20-0590 as requested by Commissioner

EXHIBIT A-1

Morris; #20-0599 through #20-0601 as requested by Commissioner Hall.

The motion passed by the following voice vote:

Yeas: 6 - Pitts, Ellis, Morris, Hall, Arrington, Carn
Did not vote: 1 - Hausmann

- 20-0586 Board of Commissioners
Proclamations for Spreading on the Minutes (NONE)

Justice and Safety

- 20-0587 Superior Court Administration
Superior Court Administration requests approval to process outstanding and current Stericycle Inc. invoices via purchase order for medical waste pick up and removal services provided to the Fulton County Accountability Court/Drug Court, in an amount not to exceed \$9,000.00, pending completion of the procurement process in FY20. (APPROVED)

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER MORRIS

A motion was made by Commissioner Hall and seconded by Commissioner Hausmann to approve items #20-0587, #20-0588, and #20-0589.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

- 20-0588 Superior Court Administration
Superior Court Administration requests approval to process outstanding and current Southside Medical invoices via purchase order for medically

EXHIBIT A-2

assisted treatment services provided for Accountability Court/Drug Court Clients in an amount not to exceed \$25,000.00 pending completion of the procurement process in FY20. (APPROVED)

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER MORRIS

A motion was made by Commissioner Hall and seconded by Vice-Chairman Arrington to approve items #20-0587, #20-0588, and #20-0589.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0589

Superior Court Administration

Superior Court Administration requests approval to process outstanding and current Reconnect Inc. Invoices via purchase order for drug testing scheduling and client monitoring provided for Accountability Court/Drug Court Clients, in an amount not to exceed \$20,000.00, pending completion of the procurement process in FY20. (APPROVED)

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER MORRIS

A motion was made by Commissioner Hall and seconded by Vice-Chairman Arrington to approve items #20-0587, #20-0588, and #20-0589.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0590

Juvenile Court

Request approval of the lowest responsible bidder - Juvenile Court, Bid #20ITB031120A-CJC, Accountability Courts Surveillance Officers in the amount of \$18,465.00 with Living Invigorating Valuable Experiences, LLC (Atlanta, GA) to perform surveillance officer community supervision services effective upon execution of contract through June 30, 2021, with two renewal options, 100% grant funded. (APPROVED)

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER MORRIS

A motion was made by Commissioner Ellis and seconded by Commissioner Hausmann to approve.

EXHIBIT A-3

The motion passed by the following voice vote:

Yeas: 4 - Ellis, Hall, Arrington, Carn
 Did not vote: 1 - Hausmann
 Absent: 2 - Pitts, Morris

20-0591

Juvenile Court

Request approval of the lowest responsible bidder - Juvenile Court, Bid #20ITB162521A-CJC, Drug and Alcohol Screen Confirmations, in the amount of \$8,290.00 with Phamatech, Inc. (San Diego, CA) to perform drug and alcohol screen confirmations upon execution of contract through June 30, 2021 with two renewal options. 100% grant funded. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA).

Open and Responsible Government

20-0592

Real Estate and Asset Management

Request approval of a change order less than 10% - Department of Real Estate and Asset Management, RFP #19RFP052019K-EC, Fulton County Justice Center Tower Duct System Cleaning-Phase II in the amount of \$20,925.00 with AQS, Inc. dba Air Quality Systems (Norcross, GA), to modify the existing Scope of Work to expand the scope of work in the Duct Cleaning/ Encapsulation Contract for the Justice Center Tower. Effective upon BOC approval. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA).

20-0593

Real Estate and Asset Management

Request approval to renew existing contracts – Department of Real Estate and Asset Management, Bid #19ITBC119850C-GS, Ballasts, Lamps, Light Fixtures and Related Supplies in the total amount of \$98,312.00 with (A) Regency Lighting (Los Angeles, CA) in the amount of \$48,250.00; (B) Voss Electric Co. d/b/a Voss Lighting (Marietta, GA) in the amount of \$35,000.00; (C) Graybar (Norcross, GA) in the amount of \$7,462.00 (D) Summit Lighting Solutions (Lawrenceville, GA) in the amount of \$5,600.00; and (E) E. Sam Jones Distributor, Inc. (Atlanta, GA) in the amount of \$2,000.00, to provide ballasts, lamps, light fixtures and related items for Fulton County facilities and parking lots. This action exercises the first of two renewal options. One renewal option remains Effective dates: January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA).

EXHIBIT A-4

20-0594

Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid#19ITBC117930C-GS, Janitorial Supplies and Equipment in the total amount of \$28,100 with: (A) Southeastern Paper Group (Atlanta, GA) in the amount of \$7,900; (B) People's Janitorial Supplies (Forest Park, GA) in the amount of \$10,500; (C) Associated Paper (Conyers, GA) in the amount of \$3,800; (D) Office Depot, Inc. (Trall Boca Raton, FL) in the amount of \$3,500; (E) Reliable Paper, Inc. (Acworth, GA) in the amount of \$1,200; and (F) 5 Star Enterprises, Inc. (Atlanta, GA) in the amount of \$1,200; to provide janitorial supplies & equipment for Fulton County facilities on an "as needed" basis. This action exercises the second of two renewal options. No renewal options remain. Effective dates: from January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

20-0595

Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid #19ITB119755C-GS, Tree Removal Services Countywide in the total amount of \$120,000 with: (A) ArborServ, Inc. (Lithonia, GA) in the amount of \$60,000.00; and (B) A White Meadows Co., Inc. (Sharpsburg, GA) in the amount of \$60,000.00, to provide on-site tree removal services countywide under emergency/storm related situation or on an "as needed" basis. This action exercises the first of two renewal options. One renewal option remains. Effective dates: January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

20-0596

Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid #19ITBC118616C-BKJ, Plumbing Supplies and Related Items in the total amount of \$70,000.00 with: (A) Equiparts Corp. (Oakmont, PA) in the amount of \$45,000.00; and (B) Home Depot U.S.A., Inc. (Atlanta, GA) in the amount of \$25,000.00, to provide plumbing supplies and related items for Fulton County facilities on an "as needed" basis. This action exercises the second of two renewal options. No renewal options remain. Effective dates: from January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

20-0597

Real Estate and Asset Management**EXHIBIT A-5**

Request approval to renew an existing contract - Department of Real Estate and Asset Management, Bid #18ITB114227C-BKJ, Countywide Spot Cooler and Heat Pump Rental in the total amount of \$50,000.00 with United Rentals (Cumming, GA), to provide on-site portable air cooled spot coolers and heat pump rental units with the necessary accessories for set-up at any designated Fulton County facilities on an "as needed" emergency basis. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

20-0598

Real Estate and Asset Management

Request approval to renew existing contracts- Department of Real Estate and Asset Management, Bid #18ITB113773C-GS, Locks, Doors & Hardware Countywide in the total amount of \$80,000.00 with: (A) DH Security Solutions (Atlanta, GA) in the amount of \$40,000.00; and (B) Acme Security, Inc., (Smyrna, GA) in the amount of \$40,000.00, to provide on-site locksmith services to include the installation of new locks and door hardware as required and to supply lock and door hardware for Fulton County facilities on an "as needed" basis. This action exercises the second of two renewal options. No renewal options remains. Effective dates: January 1, 2021 through December 31, 2021. (APPROVED UPON ADOPTION OF THE CONSENT AGENDA)

20-0599

Real Estate and Asset Management

Request approval of a Resolution approving a Land Lease Agreement between Fulton County, Georgia, and the United States of America, acting by and through the Federal Aviation Administration, for the purpose of operating a low-level wind shear alert warning system onsite at the Camp Trullitt Campus; authorizing the Chairman to execute a Land Lease Agreement; authorizing the County Attorney to approve the Land Lease Agreement as to form and make all necessary modifications thereto prior to execution; and for other purposes. (APPROVED)

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER HALL

A motion was made by Commissioner Hall and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas:	5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent:	2 - Pitts, Morris

Regional Leadership

20-0600

Community Development

Request approval to terminate a contract between Fulton County and the City of Fairburn regarding 2018 Community Development Block Grant (CDBG) funds awarded for Infrastructure and Utility Relocation near Dodd Street in the amount of \$162,487.00; Request approval to amend a

EXHIBIT A-6

separate and current 2019 contract with the City of Fairburn to transfer the aforementioned 2018 CDBG funds in the amount of \$162,487.00 to perform Dodd Street Pedestrian Improvements, with a total project cost of \$324,974.00. Authorize the County Attorney to approve the amendment as to form and make modifications thereto prior to execution by the Chairman. (APPROVED).

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER HALL

A motion was made by Commissioner Hall and seconded by Commissioner Carn to approve.

The motion approved by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0601

Community Development

Request approval to rescind the award of Community Development Block Grant (CDBG) funds to the City of College Park, Georgia, in the amount of \$584,000.00 to use reprogrammed funds to demolish the Kathleen Mitchell School; and request approval to award the \$584,000.00 reprogrammed CDBG funds to the City of College Park to improve the Charles E. Phillips Community Park and Neighborhood Center for design, build and the installation of the Charles E. Phillips Splash Pad. Authorize the Chairman to disburse these funds, and execute and administer the contract for this Item. Effective upon approval for 24 months. (APPROVED).

ITEM REMOVED FROM THE CONSENT AGENDA FOR SEPARATE CONSIDERATION AS REQUESTED BY COMMISSIONER HALL

A motion was made by Commissioner Hall and seconded by

EXHIBIT A-7

Vice-Chairman Arrington to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

REGULAR MEETING AGENDA

Board of Commissioners

20-0602

Board of Commissioners

Adoption of the Regular Meeting Agenda. (ADOPTED AS AMENDED)

a. A motion was made by Commissioner Morris and seconded by Chairman Pitts to amend the Regular Meeting Agenda by moving up item #20-0622; and adding item #20-0627 by a supermajority vote.

The motion passed by the following voice vote:

Yeas: 6 - Pitts, Hausmann, Ellis, Morris, Hall, Carn
Did not vote: 1 - Arrington

LATER IN THE MEETING:

b. A motion was made by Commissioner Hall and seconded by Commissioner Hausmann to reconsider the Regular Meeting Agenda to vote on items #20-0587, #20-0588, and #20-0589 together.

The motion passed by the following voice vote:

Yeas: 4 - Hausmann, Ellis, Arrington, Carn
Did not vote: 1 - Hall
Absent: 2 - Pitts, Morris

20-0603

Clerk to the Commission

Ratification of Minutes. (RATIFIED)

Regular Meeting Minutes, August 5, 2020

Recess Meeting Post Agenda Minutes, August 19, 2020

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to ratify the meeting minutes.

EXHIBIT A-8

The motion passed by the following voice vote:

Yeas: 6 - Pitts, Hausmann, Ellis, Morris, Hall, Carn
Did not vote: 1 - Arrington

20-0604 Board of Commissioners
Presentation of Proclamations and Certificates (NONE)

PUBLIC HEARINGS

Board of Commissioners

20-0605

Public Comment - Citizens are allowed to voice County-related opinions, concerns, requests, etc. during the Public Comment portion of the Commission meeting. Speakers will be granted up to two minutes each. Members of the public will not be allowed to yield or donate time to other speakers. The Public Comment portion of the meeting will not exceed 30 minutes at the Regular Meeting, nor will this portion exceed thirty minutes at the Recess Meeting. Those who could not speak during Public Comment will be allowed to speak first at a subsequent Board meeting. For more information or to arrange a speaking date, contact the Clerk's Office. (CONDUCTED/COMMENTS READ INTO THE RECORD)

3 speakers: Geraldine Bryson (Fulton County Jail); Donna Renfro Lawson (Libraries/Voting Rights); and Ben Harsh (Voting)

PRESENTATIONS TO THE BOARD

Metropolitan Atlanta Rapid Transit Authority

20-0606 Board of Commissioners
MARTA Quarterly Briefing (PRESENTED)

EXHIBIT A-9

COUNTY MANAGER'S ITEMS**Open and Responsible Government**

- 20-0607 **County Manager**
Presentation of COVID-19 Operational Response Update.
(PRESENTED)

- 20-0608 **County Manager**
Request ratification of emergency procurement – County Manager,
Countywide COVID-19 Emergency Procurements in order to respond to
COVID-19 Outbreak. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Hausmann to approve with a friendly amendment by Commissioner Hall to separate COVID-19 and non COVID-19 emergency procurements in future reports.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

- 20-0609 **Finance**
Presentation, review and approval of the September 2, 2020 Budget
Soundings (PRESENTED/APPROVED)

A motion was made by Commissioner Carn and seconded by Commissioner Ellis to approve.

The motion passed by the following voice vote:

Yeas: 4 - Ellis, Hall, Arrington, Carn
Did not vote: 1 - Hausmann
Absent: 2 - Pitts, Morris

EXHIBIT A-10

20-0610

Real Estate and Asset Management

Request approval to renew an existing contract - Department of Real Estate and Asset Management, Bid#18ITB113411C-BKJ, Mail Services Operation in the amount of \$318,625.68 with Moore Partners dba More Business Solutions (Peachtree Corners, GA), to provide operational management mail services for Fulton County agencies. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2021 through December 31, 2021.
(APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas:	4 - Ellis, Hall, Arrington, Carn
Did not vote:	1 - Hausmann
Absent:	2 - Pitts, Morris

20-0611

Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid# 19ITBC118608C-BKJ, HVAC Equipment and Parts in the total amount of \$70,000.00 with: (A) Johnstone Supply of Atlanta (Norcross, GA) in the amount of \$35,000.00; (B) F. M. Shelton, Inc. (Atlanta, GA) in the amount of \$25,000.00; and (C) United Refrigeration, Inc. (Pittsburgh, PA) in the amount of \$10,000.00, to provide HVAC equipment and parts for Fulton County facilities on an "as needed" basis. This action exercises the second of two renewal options No renewal options remain. Effective dates: from January 1, 2021 through December 31, 2021. **(APPROVED)**

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas:	5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent:	2 - Pitts, Morris

EXHIBIT A-11

20-0612

Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid#19ITB117036C-GS, Countywide Solid Waste Disposal and Recycling Services in the total amount of \$914,000.00 with: (A) Latham Home Sanitation Company, Inc. (Loganville, GA) in the amount of \$501,000.00; (B) Advanced Disposal Services of Atlanta, LLC (Smyrna, GA) in the amount of \$252,000.00; and (C) Georgia Waste Systems, Inc., dba Waste Management, Inc. (Lake City, GA) in the amount of \$161,000.00, to provide landfill solid waste disposal; and single stream recycling services for Fulton County facilities. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2021 through December 31, 2021. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas:	4 - Ellis, Hall, Arrington, Carn
Did not vote:	1 - Hausmann
Absent:	2 - Pitts, Morris

20-0613

Real Estate and Asset Management

Request approval to increase spending authority - Department of Real Estate and Asset Management, Bid#19ITB120487C-MH, Generator System Maintenance and Repair Services in the amount of \$25,000 with Power & Energy Services, Inc. (Powder Springs, GA), to provide additional on-site preventive generator system maintenance and repair services for Fulton County. Effective upon BOC approval. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas:	5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent:	2 - Pitts, Morris

20-0614

Real Estate and Asset Management

Request approval of Guaranteed Maximum Price (GMP) - Department of Real Estate and Asset Management, RFP#20RFP011320K-DB, Construction Management at Risk Services for the Renovation and Refurbishment of the Restrooms and Common Areas in the Fulton County Government and Judicial Center Complexes - Phase I in the amount of

EXHIBIT A-12

\$10,548,216.00 with H.J. Russell & Company (Atlanta, GA), to provide construction phase services for the renovation and refurbishment of the restrooms and common areas in the Fulton County Government and Judicial Center Complexes. Effective upon issuance of Notice to Proceed for 730 calendar days or completion of construction project. (APPROVED).

A motion was made by Commissioner Hausmann and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0615 Real Estate and Asset Management

Request approval to renew existing contracts - Department of Real Estate and Asset Management, Bid #18ITB113834C-GS, Preventive and Predictive Maintenance Services for Chillers in the total amount of \$334,338.00 with: (A) Mechanical Services, Inc. (Hapeville, GA) in the amount of \$111,446.00; (B) Mann Mechanical Company, Inc. (Avondale Estates, GA) in the amount of \$111,446.00; and (C) Johnson Controls, Inc. (Roswell, GA) in the amount of \$111,446.00, to provide on-site preventive and predictive maintenance services of chillers at all County facilities. This action exercises the second of two renewal options. No renewal options remain. Effective dates: January 1, 2021 through December 31, 2021. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas: 4 - Ellis, Hall, Arrington, Carn
Did not vote: 1 - Hausmann
Absent: 2 - Pitts, Morris

20-0616 Real Estate and Asset Management

Request approval of the lowest responsible bidder - Department of Real Estate and Asset Management, Bid#20ITB125327C-CG, Portable Moving and Storage Unit- Rental in the amount of \$45,397.60, with Units Atlanta, LLC. (Austell, GA), to provide portable moving and storage unit rental for Fulton County facilities. Effective upon execution of contract through December 31, 2020, with two renewal options. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Vice-Chairman Arrington to approve.

The motion passed by the following voice vote:

EXHIBIT A-13

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0617

Real Estate and Asset Management

Request approval to increase spending authority - Department of Real Estate and Asset Management, Bid# 19ITB120358C-GS, Fire Sprinkler Protection System Maintenance Services in the total amount of \$83,000 with: (A) VSC Fire & Security, Inc., Inc. (Norcross, GA) in the amount of \$39,000 to cover the cost for unexpected major sprinkler heads replacement at the Fulton County Public Safety Training Center; and (B) Central Fire Protection, Inc. (Conyers, GA) in the amount of \$44,000 to cover the cost for immediate replacement of an burned pump motor and obsolete controller at the Fulton County Public Safety Building. Effective upon BOC approval. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0618

Information Technology

Request approval of a recommended proposal - Department of Information Technology, 20RFP124554B-VF, Homestead Tax Exemption with Tyler Technologies (Moraine, OH) in the amount of \$29,325.00 to provide Homestead Exemptions Verification Services. Effective upon execution of contract through December 31, 2020 with three renewal options. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas: 4 - Ellis, Hall, Arrington, Carn
Did not vote: 1 - Hausmann
Absent: 2 - Pitts, Morris

Justice and Safety

20-0619

Superior Court Administration**EXHIBIT A-14**

Request approval to award contract without competition – Superior Court Administration, Solicitation# 20SS072220A-CJC, Fulton County's Justice and Mental Health Collaboration Project (GMHCP) in the amount of \$116,047.00 with Applied Research Services, Inc. to provide data analysis, evaluation services and expertise. This agreement is funded through the Bureau of Justice Assistance ("BJA") Grant (Award#2018-MO-BX-0041) and may be renewed for two one-year terms, coinciding with and contingent upon continued grant funding and the approval of the Board of Commissioners. Effective upon BOC approval. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Commissioner Carn to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

Health and Human Services

20-0620

Public Works

Request approval of cooperative purchasing – Department of Public Works, Gwinnett County ITB Contract BL043-17, Photographic Project Documentation in the amount not to exceed \$348,475.00 with Integrated Documentation Services, LLC, d/b/a Multivista Southeast (Peachtree Corners, GA), to provide project progress updates via photographs, videos, and live-streaming media services necessary for the Big Creek Wastewater Reclamation Facility (WRF) Expansion; effective upon Issuance of Notice to Proceed for the project duration of 46 months. (APPROVED)

A motion was made by Commissioner Ellis and seconded by Vice-Chairman Arrington to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

Arts and Libraries

20-0621

Library

Request approval of an increase in spending authority - Fulton County Library System, RFP#11RFP78732K-NH, Furniture, Fixtures and Equipment (FF&E) Consultant Services for the Library Capital Improvement Program (CIP), Phase II in the amount of \$74,660.00 with

EXHIBIT A-15

Hillsman, Inc. (Alpharetta, GA), to provide additional design services, miscellaneous furniture procurement, furniture logistics and related Owner Controlled Contingency. (APPROVED)

A motion was made by Commissioner Carn and seconded by Vice-Chairman Arrington to approve.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

20-0564 Arts and Culture

Request approval of a Resolution establishing the Fulton County Poet Laureate and naming the inaugural Fulton County Poet Laureate, Dr. Karen J. Head. (HELD ON 8/19/20).(FAILED)

A motion was made by Commissioner Ellis and seconded by Commissioner Hall to approve.

The motion failed by the following voice vote:

Yeas: 3 - Hall, Arrington, Carn
Did not vote: 2 - Hausmann, Ellis
Absent: 2 - Pitts, Morris

COMMISSIONERS' ACTION ITEMS

Board of Commissioners

20-0622 Board of Commissioners (Pitts)

Request approval of a Resolution in support of the continuing transition of the Fulton County Board of Health; and for other purposes. (HELD)

HEARD AFTER ITEM #20-0607

a. A motion was made by Chairman Pitts and seconded by Commissioner Morris to approve.

b. A substitute motion was made by Commissioner Hall and seconded by Vice-Chairman Arrington to hold.

The motion passed by the following voice vote:

Yeas: 4 - Hausmann, Hall, Arrington, Carn
Nays: 3 - Pitts, Ellis, Morris

EXHIBIT A-16

COMMISSIONERS' PRESENTATION AND DISCUSSION ITEMS**Board of Commissioners**

- 20-0623** **Board of Commissioners (Carn)**
Discussion: Census Update (DISCUSSED)

A motion was made by Commissioner Carn and seconded by Vice-Chairman Arrington to allocate an additional \$150,000.00 to the Census Complete Count Committee. (MOTION FAILED)

The motion failed by the following voice vote:

Yeas: 2 - Arrington, Carn
Nays: 2 - Hausmann, Ellis
Did not vote: 1 - Hall
Absent: 2 - Pitts, Morris -

- 20-0625** **Board of Commissioners (Arrington)**
Discussion: Update of activities of the City of Atlanta and Fulton County Recreation Authority (AFCRA). (DISCUSSED)

EXHIBIT A-17

EXECUTIVE (CLOSED) SESSION**Board of Commissioners**

20-0626

Board of Commissioners

Executive (CLOSED) Sessions regarding litigation (County Attorney), real estate (County Manager), and personnel (Pitts). (APPROVED)

PRESENT IN THE EXECUTIVE SESSION REGARDING LITIGATION, REAL ESTATE AND PERSONNEL: Chairman Pitts, Vice-Chairman Arrington, Commissioners: Hausmann, Ellis, Morris, Hall, and Carn; County Manager Dick Anderson; County Attorney Patrise Perkins-Hooker; Chief Operating Officer Ana Roach; Chief Financial Officer Sharon Whitmore; Finance Director Hakeem Oshikoya; and Interim Clerk to the Commission Tonya R. Grier.

a. A motion was made by Chairman Pitts and seconded by Commissioner Morris to enter into Executive Session.

The motion passed by the following voice vote:

Yeas: 5 - Pitts, Morris, Hall, Arrington, Carn
Did not vote: 2 - Hausmann, Ellis

b. A motion was made by Commissioner Carn and seconded by Vice-Chairman Arrington to approve the representation request in item #1 as discussed in Executive Session.

The motion passed by the following voice vote:

Yeas: 6 - Pitts, Hausmann, Ellis, Hall, Arrington, Carn
Absent: 1 - Morris

c. A motion was made by Commissioner Carn and seconded by Chairman Pitts to reject the settlement offer in item #2 as discussed in Executive Session.

The motion passed by the following voice vote:

Yeas: 6 - Pitts, Hausmann, Ellis, Hall, Arrington, Carn
Absent: 1 - Morris

d. A motion was made by Commissioner Carn and seconded by Chairman Pitts to approve settlement authority in item #3 as discussed in Executive Session.

The motion passed by the following voice vote:

Yeas: 5 - Pitts, Ellis, Hall, Arrington, Carn

EXHIBIT A-18

Did not vote:
Absent:

1 - Hausmann
1 - Morris

ADDED TO THE MEETING**Items added to the Agenda****20-0627****Board of Registration and Elections**

Request approval of a grant award in the amount up to \$6,309,436.00 from the Center for Technology and Civic Life, for elections processing and voting equipment through January 5, 2021. (APPROVED).

a. A motion was made by Commissioner Carn and seconded by Chairman Pitts to approve adding item #20-0627 to the Regular Meeting Agenda.

The motion passed by the following voice vote:

Yeas: 5 - Pitts, Ellis, Morris, Hall, Carn
Did not vote: 2 - Hausmann, Arrington

b. A motion was made by Commissioner Carn and seconded by Commissioner Ellis to approve item #20-0627.

The motion passed by the following voice vote:

Yeas: 5 - Hausmann, Ellis, Hall, Arrington, Carn
Absent: 2 - Pitts, Morris

ADJOURNMENT

There being no further business, the meeting adjourned at 5:43 p.m.

IF YOU NEED REASONABLE MODIFICATIONS DUE TO A DISABILITY, INCLUDING COMMUNICATIONS IN AN ALTERNATE FORMAT PLEASE CONTACT THE OFFICE OF THE CLERK TO THE COMMISSION. FOR TDD/TTY OR GEORGIA RELAY SERVICE ACCESS DIAL 711

EXHIBIT A-19

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

**JOHN WOOD,
AS AGGRIEVED ELECTORS,**

PETITIONERS,

v.

CIVIL ACTION NO.:2020cv342959

**SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,**

RESPONDENTS.

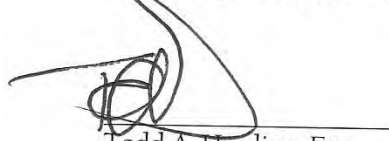
NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein files the following documents, as attached:

1. Exhibit B

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
Attorneys at Law
113 East Solomon Street
Griffin, Georgia 30223
Telephone (770) 229-4578
Facsimile (770) 228-9111

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

**JOHN WOOD,
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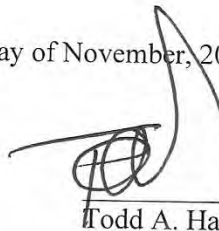
CERTIFICATE OF SERVICE

COMES NOW, THE PETITIONER, by and through his attorneys of record,
and certifies that a true and accurate copy of the **NOTICE OF FILING** has been served
by personal service upon:

Sec. Brad Raffensperger, As Chairman of the Georgia State Elections Board
214 State Capitol
Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

Maddox & Harding, LLC
Attorneys at Law
113 E. Solomon Street
Griffin, GA 30223
(770) 229-4578
(770) 228-9111 facsimile

1 **RESOLUTION AUTHORIZING FULTON COUNTY TO ACCEPT A GRANT FOR**
2 **ELECTIONS EQUIPMENT AND SERVICES; AND FOR OTHER PURPOSES**
3

4 **WHEREAS**, the Fulton County Board of Elections and Registrations ("FCBRE")
5 is responsible for conducting elections in Fulton County and registering voters who
6 reside within Fulton County; and

7 **WHEREAS**, FCBRE will face significant challenges conducting elections from
8 September 2020 through January 2021, including the November general election with
9 an unprecedented number of voters expected during the COVID pandemic; and

10 **WHEREAS**, the FCBRE has identified various services and equipment needed to
11 successfully conduct the elections taking place from September 2020 through January
12 2021 and other future elections; and

13 **WHEREAS**, the Center for Tech and Civic Life (CTCL) is a non-profit
14 organization whose mission is to ensure that elections are professional, inclusive, and
15 secure; and

16 **WHEREAS**, CTCL has agreed to grant up to for Fulton County to use for its
17 election needs.

18 **NOW, THEREFORE, BE IT RESOLVED**, that the Board of Commissioners of
19 Fulton County, Georgia hereby accepts the grant amount up to \$6,309,436.00 for the
20 purchase of elections equipment and the provision of election services in accordance
21 with all applicable Fulton County Ordinances and Resolutions.

22 **BE IT FURTHER RESOLVED** that this Resolution shall become effective upon
23 its adoption, and that all resolutions and parts of resolutions in conflict with this
24 Resolution are hereby repealed to the extent of the conflict.

EXHIBIT B-1

1 SO PASSED AND ADOPTED, this 2 day of September, 2020.

2
3 SPONSORED BY:

4
5
6 

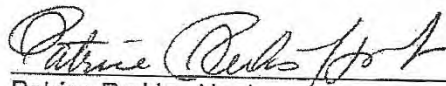
7
8 Robert L. Pitts, Chairman

9
10
11 ATTEST:



12
13
14 
15
16 Tonya Grier,
17 Interim Clerk to the Commission
18
19

APPROVED AS TO FORM:


Patrie Perkins-Hooker,
County Attorney

2
EXHIBIT B-2
ITEM # 20-D627 RM 9, 2, 20
REGULAR MEETING

To: Center for Technology and Civic Life

From:

Date: 8/18/20

Re: Funding Request for Election Systems for November General Election

Overview

Fulton County faces significant challenges in executing the November 3, 2020 general election. As the June 9 primary revealed, in November, the county will essentially have to run two elections, at the same time, on an unprecedented scale: one via absentee ballots; and a second at in-person polling places. In addition to the general election, we held a runoff election on August 11, and are holding a special election in parts of the county on September 29, which will undoubtedly put additional pressure on our office. For the general election, the number of **total registered voters is expected to be between 823,000 and 850,000**, potentially casting ballots split between the two modes of voting, which will each entail special challenges. This document offers an assessment of resources needed for Fulton Co. to safely and thoroughly prepare for the general election.

In these extraordinary circumstances, to deliver a smooth voting process and a satisfactory voting experience for Fulton County's approximately 900,000 eligible voters will require a concerted and collaborative effort. Meeting this challenge will also require additional resources to Fulton County for election implementation.

A preliminary budget overview estimate on top of what is already available to the County is as follows:

Absentee Ballot Assembly and Processing Equipment	\$1,448,026
Early Voting Sites and Ballot Drop-off Options	\$937,710
In-person Voting at Polling Places on Election Day	\$3,923,700
Total	\$6,309,436

Needs Assessment & Costs

The following sections outline initial details of the mail house-type processing operation, installation of drop boxes, personnel needs, and the costs associated with each:

Absentee Ballot Processing and Equipment Necessary for Operations

For the November elections, we anticipate absentee-by-mail turnout to be somewhere around 40%, which would lead to more than 300,000 ballots cast through that mode of voting.

Automation will be critical to efficiently and accurately manage hundreds of thousands of ballot envelopes and ballots in weeks leading up to Election Day and in the canvassing process afterwards and help report results faster. To that end, the following equipment and personnel are needed:

- **High-speed industrial Printer:** Printers will be used to print absentee ballots. During the primary, Fulton Co. struggled to keep up with demand. High-speed Oki-900 series industrial printers capable would greatly reduce the time between application approval and a voter's ballot entering the mail stream. This is particularly important around the application deadline. **Cost: \$37,000 for 3 Oki 900 printers.**
- **Absentee Ballot Application Equipment and Personnel for Processing:** We are going to receive an unprecedented number of absentee-by-mail applications for the November election. We need to staff a second call center/processing center. Additionally, we will need an additional 60 laptops for data entry purposes. **Estimated Cost: laptop purchases, \$59,400; and labor \$307,200. Total Cost: \$192,000, plus \$115,200 for overtime for a total cost of \$307,200.**
- **Extractors:** The process of physically removing ballots from envelopes is time consuming and diverts staff away from other activities that cannot be automated. Seven extractors will eliminate the need for any envelope opening by hand and open all anticipated ballots in a timely manner. **Estimated cost = \$175,000**
- **Personnel for absentee ballot tabulation:** We currently have an additional 32 full-time employees hired to process voter registration applications, absentee-by-mail ballot applications, separate from the call center described above, and to staff our early voting call center. For September, November, December and January we will need an additional number of staff for each election to process received ballots and to scan them. **Estimated cost = \$420,000**
- **Absentee Ballot Outreach Materials:** To promote absentee by mail and early voting ahead of the November election by sending a flyer to every household. The mailer will also include information on early voting opportunities. To promote the absentee by mail portal ahead of the November election in a second mailer to every household. **Cost: \$419,426**
- **Signature Verification Software:** Required to add to our Bluecrest mailing equipment. **Cost: \$30,000.**

	<u>Total cost</u>	<u>Units</u>	<u>Unit costs</u>
Oki 900 Printers	\$37,000	3	\$12,333
Laptops	\$59,400	60	\$990
Extractors	\$175,000	7	\$25,000

Absentee by Mail Processing Call Center	\$307,200		
Absentee by Mail Tabulation Personnel	\$420,000		
Signature Verification Software	\$30,000	1	\$30,000
Outreach materials	\$419,426	2	\$209,713
TOTAL	\$1,448,026		

Early Voting Sites and Ballot Drop-off Options

Fulton County plans to have 30 full-time early voting locations, 13 outreach locations, and two mobile voting precincts (buses) for November. Early voting is historically popular in the county, with 59 percent early voting turnout in 2016.

Early voting offices will be open and fully staffed until the deadline to apply for an absentee ballot, thereafter through Election Day they will remain open as ballot drop-off locations. They must also be sufficiently staffed with permanent staff with \$100 hazard pay to limit worker turnover, handle a surge in voters before polls open, and manage sites in a pandemic environment.

It will cost \$901,710 to cover the Covid-19 hazard pay, which will be paid to staffers at all early voting locations.

We want to offer a second mega site for early voting at the Georgia International Conference Center in College Park to reduce lines in southern Fulton County. Rental fees for GICC are going to cost \$36,000 for 23 days of rental.

Polling Place COVID Decontamination Post Election

In June we lost 45 polling locations because of the COVID pandemic. We were down to 164 polling locations. In order to retain and attract new polling locations for the September through January election cycle we have had to offer COVID decontamination to polling locations to increase our number of polling places to at least 210 locations. **Total Cost \$610,000**

In-person Voting at Polling Places on Election Day

The Fulton County Board of Elections is committed to working to secure many fully-staffed polling places on election day. In the June primary, we lost 45 Election Day polling locations of 198 planned locations, which led to decreased turnout on election day. In the General, we are committed to securing between 210 – 240 in person polling locations on Election Day.

In order to staff these locations with people committed to working in a pandemic and to avoid a repeat of June we want to pay a \$150 stipend on election day, or \$1,402,800 for all election workers during the September, November, December and January elections.

Additionally, the county will buy 1,000 sneeze guards for polling locations at a total cost of \$157,490. The county will also purchase 300 more Knowlnk Poll Pads, plus a CacheBox to aid with transferring the Bulk File, which are used for voter check in at polling places. These items are \$233,000 in total.

Technical personnel are needed at early voting locations to ensure smooth operations with this new voting system. We had to hire technical personnel to staff polling locations in August. We learned much about how to make September through January successful in that election. We will have at least one trained technician in each polling place on Election Day and throughout early voting. Total cost is \$1,520,000.

Total staffing costs for the November election will cost \$3,824,510.

	<u>Total cost</u>	<u>Units</u>	<u>Unit costs</u>
Poll Worker Hazard Pay	\$1,402,800	2,100	\$150 per poll worker
Poll Worker PPE	\$157,490	1,000	\$157.49
Early Voting Personnel Costs	\$901,710	N/A	\$100 per poll worker
Knowlnk PollPads	\$233,000	300	\$700
COVID Polling Place Decontamination	\$610,000		
Early voting mega site in south Fulton	\$36,000	1	\$36,000
Technical personnel For EV and EDay	\$1,520,00		
TOTAL	\$4,861,410		

Conclusion

The investments outlined above will allow Fulton County to reduce the risk of exposure to coronavirus for voters, election staff and poll workers; identify best practices; innovate to efficiently and effectively educate our residents about how to exercise their right to vote; be intentional and strategic in reaching our historically disenfranchised residents and communities; and, above all, ensure the right to vote in a diversity of communities throughout the county. Thank you for the opportunity to submit this request.



CENTER FOR
TECH AND
CIVIC LIFE

September 2, 2020

Fulton County
Board of Commissioners
141 Pryor St SW #10
Atlanta, GA 30303

Dear Chair Pitts,

I am pleased to inform you that the Center for Tech and Civic Life ("CTCL") has awarded Fulton County a grant to support its work in connection with the safe administration of elections in 2020.

The following is a description of the grant:

AMOUNT OF GRANT: Six million, four hundred and sixty thousand, three hundred eighty US dollars (USD \$6,309,436)

PURPOSE: The grant funds must be used exclusively for the public purpose of planning and operationalizing safe and secure election administration in Fulton County in accordance with the attached Fulton County Safe Voting Plan 2020

Before we transmit these funds, we ask that you sign this agreement promising to use the grant funds in compliance with United States tax laws. Specifically, by signing this letter on behalf of Fulton County you confirm and agree to the following:

1. Fulton County is a local government unit or political subdivision in the meaning of 26 USC 170(c)(1).
2. This grant shall be used *only* for the public purpose described above, and for no other purposes.
3. Fulton County shall not use any part of this grant to give a grant to another organization unless CTCL agrees to the specific sub-recipient in advance, in writing.

EXHIBIT B-8

4. Fulton County has produced a plan for safe and secure election administration in 2020, including an assessment of election administration needs, budget estimates for such assessment, and an assessment of the impact of the plan on voters ("the Plan"). The Plan is attached to this agreement. The County shall expend the amount of this grant for purposes contained in the Plan by December 31, 2020.
5. Fulton County shall produce a report documenting how this grant has been expended in support of the activities described in paragraph 4. This report shall be provided to CTCL by January 31, 2021.
6. Fulton County shall not reduce or otherwise modify planned spending on election administration, including the budget of the Fulton County Board of Elections and Registration ("the Board"), or fail to appropriate or provide previously budgeted funds to the Board for the term of this grant. Any amount reduced or not provided in contravention of this paragraph shall be repaid to CTCL up to the total amount of this grant.
7. CTCL may discontinue, modify, withhold part of, or ask for the return of all or part of the grant funds if it determines, in its sole judgment, that (a) any of the above conditions have not been met or (b) it must do so to comply with applicable laws or regulations.
8. The grant project period of June 15, 2020 through December 31, 2020 represents the dates between which covered costs may be applied to the grant.

Your acceptance of these agreements should be indicated below. Please have an authorized representative of Fulton County sign below, and return a scanned copy of this letter to us by email at grants@techandciviclelife.org.

On behalf of CTCL, I extend my best wishes in your work.

Sincerely,

Tiana Epps Johnson
Executive Director
Center for Tech and Civic Life

CENTER FOR TECH & CIVIC LIFE
HELLO@TECHANDCIVICLELIFE.ORG

PAGE 2

EXHIBIT B-9

FULTON COUNTY, GEORGIA

By: *Robert L. Pitts*

Title: ROBERT L. PITTS
CHAIRMAN

Date: 9/16/2020

Tonya R. Grier
TONYA R. GRIER
CLERK TO THE COMMISSION



ITEM # 20-0627 RM 9/2/20 CENTER FOR TECH & CIVIC LIFE
REGULAR MEETING HELLO@TECHANDCIVICLIFE.ORG

PAGE 3

EXHIBIT B-10

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

JOHN WOOD,
AS AGGRIEVED ELECTORS,

PETITIONERS,

v.

CIVIL ACTION NO.:2020cv342959

SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,

RESPONDENTS.

NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein
files the following documents, as attached:

1. Exhibit C

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
Attorneys at Law
113 East Solomon Street
Griffin, Georgia 30223
Telephone (770) 229-4578
Facsimile (770) 228-9111

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

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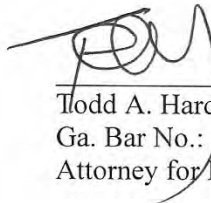
CERTIFICATE OF SERVICE

COMES NOW, THE PETITIONER, by and through his attorneys of record,
and certifies that a true and accurate copy of the **NOTICE OF FILING** has been served
by personal service upon:

Sec. Brad Raffensperger, As Chairman of the Georgia State Elections Board
214 State Capitol
Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

Maddox & Harding, LLC
Attorneys at Law
113 E. Solomon Street
Griffin, GA 30223
(770) 229-4578
(770) 228-9111 facsimile

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**GEORGIA VOTER ALLIANCE,
JOHN WOOD**

Plaintiffs,

v.

FULTON COUNTY,

Defendant.

)
)
)
) **CIVIL ACTION FILE NO.**
)
) **1:20-CV-4198**
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DECLARATION OF RICHARD BARRON

Pursuant to 28 U.S.C. 1746, Richard Barron declares as follows:

1.

I make this Declaration in support of a response by Fulton County to certain motions filed in the above-styled matter of Georgia Voter Alliance, et al., v. Fulton County, (Civil Action No. 1:20-CV-4198). Specifically, this Declaration is made in opposition to Plaintiffs' Motion for Temporary Restraining Order [Doc. 3-3].

2.

I am the Director of the Fulton County Department of Registration and Elections and have been employed in that role since June 19, 2013.

EXHIBIT C-1

3.

The COVID-19 pandemic has increased the burden on election officials. However, the Fulton County Defendants are working to meet the upcoming challenge. A number of longstanding polling locations have ceased serving in that capacity, requiring officials to locate new facilities.

4.

The Fulton County Board of Registration and Elections is the elections superintendent of Fulton County. As such, it has the duty to administer all county elections. O.C.G.A. § 21-2-40.

5.

The COVID-19 pandemic has made the challenge of holding elections even more problematic. Since traditional polling locations, such as churches or long-term care facilities, could no longer be used, new locations, which would allow social distancing, had to be identified then adequately staffed for both the primary and general elections.

6.

The Center for Tech and Civic Life ("CTCL") grant serves as a needed resource that is enabling Fulton County to help pay for various expenses such as the employment of an increased staff, increased voting equipment, and personal protective equipment ("PPE") now deemed necessary to conduct an election safely.

-2-

EXHIBIT C-2

Logistics of Election Planning During the Pandemic

7.

Even absent a global pandemic, elections are still very complex by nature. During each election, every effort is made to ensure that *all* eligible voters have reasonable access to a ballot and the opportunity to cast their vote in a safe environment. Not only has the pandemic made this goal more difficult, but the anticipation of a higher than normal voter turnout during this presidential election has also created a logistics concern. In order to accommodate all voters, multiple mechanisms of voting must be used, such as voting by mail, use of absentee ballot drop boxes, voting in-person during the Early Voting period, and voting in-person on Election Day.

8.

In an effort to offset the challenges of conducting an election during a pandemic and to avoid the polling location problems associated with the June 2020 election, we re-solidified our relationship with the school systems and utilized a commercial real estate consultant to establish additional polling sites. Fulton County has established 255 polling sites for the November 3, 2020 elections.

-3-

EXHIBIT C-3

9.

Due to the anticipation of a high voter turnout, the Georgia Secretary of State's office and Fulton County have encouraged voters to vote by absentee ballot, if eligible, or to vote during the early voting period. The goal has been to frontload as much voting as possible so that on Election Day lines will be minimized and social distancing better accomplished.

10.

So far our efforts to encourage early voting in new, safer locations have been highly successful. On October 12th, the first day of early voting, the turnout was extremely heavy compared to the first day of early voting in previous years. We have also had an overwhelming increase of mail-in ballots returned as compared to previous elections.

11.

Fulton County has approximately 800,000 registered voters. Thus far, 30% of the electorate has voted. Because the election is currently underway, the number of votes that have been cast so far, via early and absentee voting, is as follows:

a. Early voting and mobile units	161,593
b. Early voting outreach ¹	2,168
c. Absentee ballot/vote by mail	<u>88,734</u>
Total	252,495

¹ Early voting outreach is a site that is not open the same hours as the early voting sites, but it still provides an opportunity to educate the voters and an additional place to vote.

Funding the Election

12.

Due to issues raised by the pandemic, combined with an unusually high voter turnout, if Fulton County is denied the ability to use the CTCL grant funds, election services in Fulton County will be underfunded, especially with the necessity of increasing staff, changing locations and providing protection and space for voters to vote safely.

13.

Due to anticipation of high voter turnout during the current health pandemic, the need for additional voting equipment, more poll workers, and personal protective equipment to keep election workers and voters protected, I was concerned the current election budget would fall short. CTCL grant provides the County with additional funding needed to provide a safe election.

14.

The CTCL grant application process was simple and available to every jurisdiction that conducts elections. I made an initial application through CTCL's online portal then received a request for a more detailed application which I later submitted. *See* Exhibit "A". To date, grant funds have been used for the following:

- a. \$359,000 for professional services, which include pay for poll workers, call center personnel and technical personnel to be stationed at each poll location, and we have 3,100 poll workers that have to be paid;
- b. \$27,000 for cleaning of polling locations; and
- c. \$3,000,000 encumbered pending the delivery of supplies and equipment.

15.

The Fulton County Board of Commissioners authorized accepting the CTCL grant at its September 2, 2020 meeting. *See* Exhibit "B". Funding from the grant increased our election budget by Six Million, Three Hundred Nine Thousand, Four Hundred Thirty Six Dollars \$6,309,436.00.

16.

At no time during the process of applying for or receiving the funding were we asked about any partisan or political goals or was any such agenda mentioned. Our CTCL grant application, instead, served as a measure to make election services *more* readily available for all voters in a safer environment.

The Effect if Plaintiffs are Granted Relief

17.

The election for November 3, 2020 is underway. The funds needed for conducting the election were built around the current budget and receipt of the CTCL grant. Should the plaintiffs be granted relief, Fulton County would likely have to reduce polling locations that have been consistently full since voting began on Monday, October 12, 2020:

18.

Furthermore, all of the funding received through the CTCL grant has been earmarked to cover necessary voting expenses.

19.

Requiring that the CTCL funds be frozen or returned will harm all eligible Fulton County voters regardless of their partisan preferences. The risk to the health and safety of voters would increase if we were to lose access to adequate amounts of PPE at the polling places. Furthermore, the increased funds needed to employ required poll workers and equipment will ultimately fall on all taxpayers within the County who will absorb the cost.

I declare under penalty of perjury that the foregoing is true and correct to the best of my ability.

This 21 day of October, 2020.



Richard Barron, Director
Fulton County Department of Registration
and Elections

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

JOHN WOOD,
AS AGGRIEVED ELECTORS,

PETITIONERS,

v.

CIVIL ACTION NO.:2020cv342959

SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,

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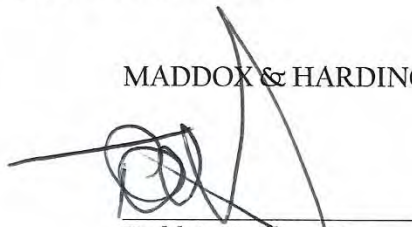
NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein files the following documents, as attached:

1. Exhibit D

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
Attorneys at Law
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Griffin, Georgia 30223
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Facsimile (770) 228-9111

**IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA**

**JOHN WOOD,
AS AGGRIEVED ELECTORS,**

PETITIONERS,

v.

CIVIL ACTION NO.:2020CV342959

**SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,**

RESPONDENTS.

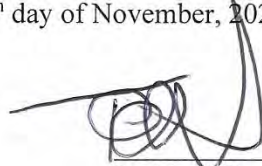
CERTIFICATE OF SERVICE

COMES NOW, THE PETITIONER, by and through his attorneys of record,
and certifies that a true and accurate copy of the **NOTICE OF FILING** has been served
by personal service upon:

Sec. Brad Raffensperger, As Chairman of the Georgia State Elections Board
214 State Capitol
Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

Maddox & Harding, LLC
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Election Officials, Spotlights / November 17, 2020

20 Ways Election Officials Increased Accessibility During the November Election



This year has presented election officials with unprecedented challenges, including record levels of political division, increasing racial tension, natural disasters, and of course, the COVID-19 pandemic. Despite these obstacles, the presidential election ran smoothly and a record number of Americans turned out to vote, due in large part to election officials' tireless efforts. Election offices across the country not only reinvented their procedures so that voters could remain safe, but they also went above and beyond to ensure accessibility for voters with disabilities and historically disenfranchised communities.

While many of these initiatives were implemented as emergency responses to the COVID-19 pandemic, election officials are suggesting that these changes become permanent features of future elections. That way, every voter, regardless of age, background, or ability, can easily participate in the electoral process.

If you're looking for other resources for increasing accessibility within your election office, we recommend watching two of our free online trainings: Ensuring Access, Equity, and Inclusion and Accessible Communication for Election Offices.

EXHIBIT D-1

<https://www.techandcivillife.org/increasing-accessibility/>

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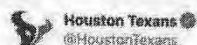
Categories:

- [Making Voting Safe During a Pandemic](#)
- [Engaging Historically Disenfranchised Populations](#)
- [Supporting Voters with Disabilities](#)
- [Improving Access for Displaced Voters](#)

Making Voting Safe During a Pandemic

1. Designating Polling Locations for Voters with COVID-19. In order to keep voters who tested positive for COVID-19 separated from others, election officials in states like Tennessee directed infected voters to specified locations where they could vote safely. Both Hamilton County and Knox County had teams of poll workers dressed in full protective equipment to guide voters through the process, handing out single-use pens and folders so that anything the voters touched would not be handed back to election officials.

2. Partnering with Sports Arenas. This year, dozens of sports facilities were repurposed as polling stations, since their massive size could accommodate thousands of voters while still leaving plenty of room for social distancing. Several of these locations, such as the D.C. Mystics Arena, directly benefited underserved communities who experienced long lines during the primary election. Several election offices also forged thoughtful partnerships with sports teams to encourage people to turn out to vote. The Harris County Clerk's Office teamed up with the Houston Texans football team to launch the "We Are Voters" initiative. And Indiana's Secretary of State partnered with Pacers Sports & Entertainment for a "Beat the Buzzer" campaign, complete with public service announcements in both Spanish and Burmese.



Today is the day to use your voice!

VOTE! VOTE! VOTE!

#NFLVotes | #WeAreTexans



3. Controlling Long Lines. In Utah County, Utah, election officials came up with a creative solution to controlling long lines: texting people when it's time for them to vote. After entering one of Utah County's eight polling locations, voters received a QR code or phone number confirmation. Then, they waited in their cars until it was their turn to vote. Implementing such processes to control long lines at polling places not only keeps voters safe by making it easier to social distance, but also keeps them out of the cold weather, which could deter them from voting.

4. Hand Delivering Ballots. Some voters who were too sick to leave home, or who were quarantining, could still exercise their right to vote without leaving the house. Some jurisdictions, such as Boone County, Missouri, hand delivered ballots to their voters to ensure that they would not be left out of the democratic process.

5. Reaching Voters in Nursing Homes. In order to include populations that are at a higher risk for COVID-19, jurisdictions across the country have made an effort to safely assist residents in nursing homes and similar facilities with completing mail-in ballots. In Durham County, North Carolina, the Board of Elections appointed a multi-partisan assistance team to help residents vote. In New York, the Monroe County Board of Elections has a team member who was dedicated to reaching out to as many nursing homes as possible to drop off and pick up completed ballots. Election officials in Maricopa County, Arizona used videoconferencing for the first time to help voters in nursing homes cast their ballots. This innovative approach allowed residents to protect themselves against COVID-19 while still participating in the election.

6. Promoting Curbside Voting. Many states, like Mississippi and North Carolina, expanded curbside voting so that voters could cast their ballots from their vehicles. This provided a safe option for voters who tested positive for COVID-19, were

EXHIBIT D-3

experiencing symptoms, or were quarantining. Curbside voting is also a wonderful option for wheelchair users and other voters who have limited mobility. In several jurisdictions in Missouri, including Buchanan County and Cole County, election offices hosted curbside absentee voting events to alleviate pressure on Election Day. And Davis County, Utah made a curbside voting location available for voters who had not received their ballot in the mail or for those with a disability.

7. Expanding Vote-By-Mail Options. In an effort to stop the spread of COVID-19, several states made mail-in voting easier than ever before. Millions of voters had the option to bypass polling places and vote from the comfort and safety of their homes. In previous years in states including Kentucky, Delaware, and Massachusetts, voters needed an excuse to vote by mail. But for the November Election, any voter in these states could request an absentee ballot. Other states, like West Virginia and Arkansas, did not remove their excuse requirement, but made it clear that concern over the coronavirus was a valid excuse to vote by mail. And in California, Vermont, and D.C., every registered voter received a mail-in ballot for the first time.

Engaging Historically Disenfranchised Populations

8. Registering Voters Serving Out Felony Sentences. Imprisonment rates disproportionately impact Black and Hispanic Americans. That's why for election officials, registering voters serving out felony sentences is an issue of social and racial justice. This summer, D.C. became the first jurisdiction in the U.S. to restore voting rights for people serving time for felony convictions. In response, the D.C. Board of Elections worked with the Federal Bureau of Prisons to send voter registration forms to 2,400 residents serving out felony sentences so that they could vote via absentee ballots in the November election.

9. Offering In-Person Early Voting for Incarcerated Individuals. The nation's second largest prison, Cook County Jail in Illinois, served as a polling location this year. This marked the first time in U.S. history that a prison hosted in-person early voting for a general election. It saw a 40% voter turnout rate, with over 2,000 incarcerated individuals casting ballots.

10. Educating Ex-Felons and Incarcerated Individuals. Lack of information often prohibits ex-felons from participating in elections. In order to ameliorate this situation, this fall, the Georgia Secretary of State updated its website to include information about when ex-felons can legally exercise their voting rights, a small positive step toward providing clarity to those who were formerly incarcerated. Similarly, McLean County, Illinois has included a factsheet on their website about voting with a criminal record. Election officials there have worked with the Sheriff's department for more than a decade, providing information and voter registration forms to incarcerated individuals.

11. Supporting Voters who Speak English as a Second Language. In order to serve their diverse constituents, the Michigan Secretary of State's Office supplemented its website with voter information in Arabic, Burmese, Hindi, Korean, Mandarin, Spanish, Tagalog, and Urdu. Eventually, they plan to include voter registration and absentee ballot request forms translated into each of these languages, plus Bengali and Thai. In Dekalb County, Georgia, election officials offered information, including sample ballots and FAQs, in Spanish and Korean on their website. In doing so, they went above and beyond the Voting Rights Act requirements and became the first county in the state to offer an officially translated ballot in an Asian language.

12. Offering Late-Night Voting Options. For those who work 12-hour shifts or multiple jobs, voting between 7 a.m. and 7 p.m. when polls are typically open can be a serious challenge. Hoping to offer community members additional options and increase turnout, eight polling places in Harris County, Texas remained open all night. Over 10,000 night owls cast their ballots thanks to the new initiative.

13. Educating Native Americans to Reverse Historic Suppression. Native Americans have historically faced obstacles and voter suppression when it comes to voting. But Colorado Secretary of State Jena Griswold is hoping to engage Native American communities in a meaningful way. In October, Griswold hired Raymond Baker, a member of the Southern Ute Indian Tribe, as Tribal Registration and Voting Education Coordinator. Griswold believes that this newly created non-partisan position will help ensure that people living on tribal lands will have access to the information they need about exercising their right to vote.

Supporting Voters with Disabilities

14. Expanding ASL Resources. Jurisdictions throughout the country stepped up to assist the deaf community during the election process. Lubbock County, Texas became the first county in the state to provide an American Sign Language (ASL) interpreter at the polls. And Minnesota's Secretary of State forged a partnership with the Minnesota Commission of the Deaf, Deafblind, and Hard of Hearing to produce video "fact sheets" in ASL which offer crucial information about how to cast a ballot. Together, they also set up a voter information hotline in ASL to let voters know how and where to vote, and how to track their ballots.

15. Offering Private and Independent Voting Options. This fall, thousands of citizens who are blind or visually impaired were offered the option to vote privately and independently for the first time. Kentucky, Massachusetts, New Jersey, Virginia and five counties in Florida implemented accessible mail-in voting procedures, which allow voters to electronically access a ballot that is compatible with screen reader technology. Voters could mark their ballots themselves, from the comfort of their homes without any assistance, keeping the process completely private. Earlier this year, states including Michigan, Nevada, and Pennsylvania adopted similar processes.

16. Developing Online Voting Portals. The North Carolina State Board of Elections has also taken steps to make it easier for individuals with disabilities to vote. Thanks to a new accessible online voting portal, voters could request, receive, and return their ballots without having to print out or mail anything. Maine's Secretary of State also created a similar process. Voters could download their ballots as an accessible PDF file, fill it out digitally, and send it back via email. These online initiatives benefit voters with vision impairment or blindness, physical dexterity limitations, learning disabilities, and cognitive impairment.

EXHIBIT D-6

Image courtesy of Maine's Secretary of State [website](#)

17. Partnering with Disability Rights Groups. In order to ensure that voters with disabilities have a positive voting experience, the Iowa Secretary of State partnered with Disability Rights Iowa to equip each polling place in the state with a Voting Accessibility Quick Check booklet. Precinct officials used this new material to recognize and address accessibility issues on Election Day.

Improving Access Among Displaced Voters

18. Providing Critical Information on Election Websites. For voters affected by wildfires, figuring out how to vote in the November election was undoubtedly a source of confusion and anxiety. That's why the Washington and Oregon Secretaries of State updated their websites with clear information to assure their citizens that they could still vote safely. The California Secretary of State also created a fact sheet for displaced voters which they shared on social media to get the word out.

19. Implementing Mobile Voter Sites. Election officials understood that access to voting this year would be a significant challenge for those who recently lost their homes to wildfire. That's why two counties in California developed mobile voting sites to bring the ballot box out into their communities. Los Angeles County's Mobile Voting program set up stations in parking lots and plazas, while Santa Cruz County's VoteMobile truck drove around the community, capturing the public's attention with its brightly painted exterior. Aside from assisting voters displaced by natural

EXHIBIT D-7

disasters, these innovative voting options also benefit people experiencing homelessness, seniors, geographically isolated voters, and those with disabilities.

Santa Cruz County Clerk Gail Pelerin showing off the VoteMobile in their [YouTube video](#).

20. Supporting People Experiencing Homelessness. The pandemic and ensuing economic crisis has exacerbated the issue of homelessness in the U.S. In an effort to include people experiencing homelessness in the electoral process, Michigan's Secretary of State partnered with the nonprofit, Michigan Coalition Against Homelessness, to promote voter education and registration. The Secretary of State's website also features a section about voting rights for housing insecure individuals which they shared on social media.

What else are you doing?

What is your office doing to increase accessibility? What have you seen other offices do? We'd love to hear from you! Let us know by emailing hello@techandcivillife.org.

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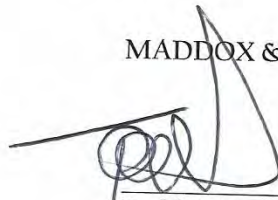
NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein files the following documents, as attached:

1. Exhibit E

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
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113 East Solomon Street
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Facsimile (770) 228-9111

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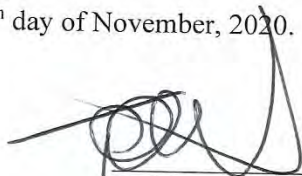
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COMPROMISE SETTLEMENT AGREEMENT AND RELEASE

This **Compromise Settlement Agreement and Release** (“Agreement”) is made and entered into by and between the Democratic Party of Georgia, Inc. (“DPG”), the DSCC, and the DCCC (collectively, the “Political Party Committees”), on one side, and Brad Raffensperger, Rebecca N. Sullivan, David J. Worley, Seth Harp, and Anh Le (collectively, “State Defendants”), on the other side. The parties to this Agreement may be referred to individually as a “Party” or collectively as the “Parties.” The Agreement will take effect when each and every Party has signed it, as of the date of the last signature (the “Effective Date”).

WHEREAS, in the lawsuit styled as *Democratic Party of Georgia, et al. v. Raffensperger, et al.*, Civil Action File No. 1:19-cv-5028-WMR (the “Lawsuit”), the Political Party Committees have asserted claims in their Amended Complaint [Doc. 30] that the State Defendants’ (i) absentee ballot signature matching procedure, (ii) notification process when an absentee ballot is rejected for any reason, and (iii) procedure for curing a rejected absentee ballot, violate the First and Fourteenth Amendments to the United States Constitution by unduly burdening the right to vote, subjecting similarly situated voters to disparate treatment, and failing to afford Georgia voters due process (the “Claims”), which the State Defendants deny;

WHEREAS, the State Defendants, in their capacity as members of the State Election Board, adopted on February 28, 2020 Rule 183-1-14-.13, which sets forth specific and standard notification procedures that all counties must follow after rejection of a timely mail-in absentee ballot;

WHEREAS, the State Defendants have a Motion to Dismiss [Doc. 45] pending before the Court, which sets forth various grounds for dismissal of the Amended Complaint, including mootness in light of the State Election Board’s promulgation subsequent to adoption on February 28, 2020 of Rule 183-1-14-.13, which Motion the Political Party Committees deny is meritorious;

WHEREAS, all Parties desire to compromise and settle all disputed issues and claims arising from the Lawsuit, finally and fully, without admission of liability, having agreed on the procedures and guidance set forth below with respect to the signature matching and absentee ballot rejection notification and cure procedures; and

WHEREAS, by entering into this Agreement, the Political Party Committees do not concede that the challenged laws and procedures are constitutional, and

similarly, the State Defendants do not concede that the challenged laws and procedures are unconstitutional.

NOW THEREFORE, for and in consideration of the promises and covenants contained herein, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Parties do hereby agree as follows:

1. **Dismissal.** Within five (5) business days of March 22, 2020, the effective date of the Prompt Notification of Absentee Ballot Rejection rule specified in paragraph 2(a), the Political Party Committees shall dismiss the Lawsuit with prejudice as to the State Defendants.

2. **Prompt Notification of Absentee Ballot Rejection.**

(a) The State Defendants, in their capacity as members of the State Election Board, agree to promulgate and enforce, in accordance with the Georgia Administrative Procedures Act and State Election Board policy, the following State Election Board Rule 183-1-14-.13 of the Georgia Rules and Regulations:

When a timely submitted absentee ballot is rejected, the board of registrars or absentee ballot clerk shall send the elector notice of such rejection and opportunity to cure, as provided by O.C.G.A. § 21-2-386, by mailing written notice, and attempt to notify the elector by telephone and email if a telephone number or email is on the elector's voter registration record, no later than the close of business on the third business day after receiving the absentee ballot. However, for any timely submitted absentee ballot that is rejected on or after the second Friday prior to Election Day, the board of registrars or absentee ballot clerk shall send the elector notice of such rejection and opportunity to cure, as provided by O.C.G.A. § 21-2-386, by mailing written notice, and attempt to notify the elector by telephone and email if a telephone number or email is on the elector's voter registration record, no later than close of business on the next business day.

Ga. R. & Reg. § 183-1-14-.13 Prompt Notification of Absentee Ballot Rejection

(b) Unless otherwise required by law, State Defendants agree that any amendments to Rule 183-1-14-.13 will be made in good faith in the spirit of ensuring that voters are notified of rejection of their absentee ballots with ample time to cure

their ballots. The Political Party Committees agree that the State Election Board's proposed amendment to Rule 183-1-14-.13 to use contact information on absentee ballot applications to notify the voter fits within that spirit.

3. Signature Match.

(a) Secretary of State Raffensperger, in his official capacity as Secretary of State, agrees to issue an Official Election Bulletin containing the following procedure applicable to the review of signatures on absentee ballot envelopes by county elections officials and to incorporate the procedure below in training materials regarding the review of absentee ballot signatures for county registrars:

County registrars and absentee ballot clerks are required, upon receipt of each mail-in absentee ballot, to compare the signature or mark of the elector on the mail-in absentee ballot envelope with the signatures or marks in eNet and on the application for the mail-in absentee ballot. If the signature does not appear to be valid, registrars and clerks are required to follow the procedure set forth in O.C.G.A. § 21-2-386(a)(1)(C). When reviewing an elector's signature on the mail-in absentee ballot envelope, the registrar or clerk must compare the signature on the mail-in absentee ballot envelope to each signature contained in such elector's voter registration record in eNet and the elector's signature on the application for the mail-in absentee ballot. If the registrar or absentee ballot clerk determines that the voter's signature on the mail-in absentee ballot envelope does not match any of the voter's signatures on file in eNet or on the absentee ballot application, the registrar or absentee ballot clerk must seek review from two other registrars, deputy registrars, or absentee ballot clerks. A mail-in absentee ballot shall not be rejected unless a majority of the registrars, deputy registrars, or absentee ballot clerks reviewing the signature agree that the signature does not match any of the voter's signatures on file in eNet or on the absentee ballot application. If a determination is made that the elector's signature on the mail-in absentee ballot envelope does not match any of the voter's signatures on file in eNet or on the absentee ballot application, the registrar or absentee ballot clerk shall write the names of the three elections officials who conducted the signature review across the face of the absentee ballot envelope, which shall be in addition to writing "Rejected" and the reason for the rejection as required under OCGA 21-2-386(a)(1)(C). Then, the registrar or absentee ballot clerk shall

commence the notification procedure set forth in O.C.G.A. § 21-2-386(a)(1)(C) and State Election Board Rule 183-1-14-.13.

(b) The Parties agree that the guidance in paragraph 3(a) shall be issued in advance of all statewide elections in 2020, including the March 24, 2020 Presidential Primary Elections and the November 3, 2020 General Election.

4. Consideration of Additional Guidance for Signature Matching.

The State Defendants agree to consider in good faith providing county registrars and absentee ballot clerks with additional guidance and training materials to follow when comparing voters' signatures that will be drafted by the Political Party Committees' handwriting and signature review expert.

5. Attorneys' Fees and Expenses. The Parties to this Agreement shall bear their own attorney's fees and costs incurred in bringing or defending this action, and no party shall be considered to be a prevailing party for the purpose of any law, statute, or regulation providing for the award or recovery of attorney's fees and/or costs.

6. Release by The Political Party Committees. The Political Party Committees, on behalf of themselves and their successors, affiliates, and representatives, release and forever discharge the State Defendants, and each of their successors and representatives, from the prompt notification of absentee ballot rejection and signature match claims and causes of action, whether legal or equitable, in the Lawsuit.

7. No Admission of Liability. It is understood and agreed by the Parties that this Agreement is a compromise and is being executed to settle a dispute. Nothing contained herein may be construed as an admission of liability on the part of any of the Parties.

8. Authority to Bind; No Prior Assignment of Released Claims. The Parties represent and warrant that they have full authority to enter into this Agreement and bind themselves to its terms.

9. No Presumptions. The Parties acknowledge that they have had input into the drafting of this Agreement or, alternatively, have had an opportunity to have input into the drafting of this Agreement. The Parties agree that this Agreement is and shall be deemed jointly drafted and written by all Parties to it, and it shall be interpreted fairly, reasonably, and not more strongly against one Party than the other.

Accordingly, if a dispute arises about the meaning, construction, or interpretation of this Agreement, no presumption will apply to construe the language of this Agreement for or against any Party.

10. Knowing and Voluntary Agreement. Each Party to this Agreement acknowledges that it is entering into this Agreement voluntarily and of its own free will and accord, and seeks to be bound hereunder. The Parties further acknowledge that they have retained their own legal counsel in this matter or have had the opportunity to retain legal counsel to review this Agreement.

11. Choice of Law, Jurisdiction and Venue. This Agreement will be construed in accordance with the laws of the State of Georgia. In the event of any dispute arising out of or in any way related to this Agreement, the Parties consent to the sole and exclusive jurisdiction of the state courts located in Fulton County, Georgia. The Parties waive any objection to jurisdiction and venue of those courts.

12. Entire Agreement; Modification. This Agreement sets forth the entire agreement between the Parties hereto, and fully supersedes any prior agreements or understandings between the Parties. The Parties acknowledge that they have not relied on any representations, promises, or agreements of any kind made to them in connection with their decision to accept this Agreement, except for those set forth in this Agreement.

13. Counterparts. This Agreement may be executed in counterparts which, taken together, will constitute one and the same Agreement and will be effective as of the date last set forth below, and signatures by facsimile and electronic mail will have the same effect as the originals.

IN WITNESS WHEREOF, the Parties have set their hands and seals to this instrument on the date set forth below.

Dated: March 6, 2020

/s/ Bruce V. Spiva

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Bruce V. Spiva*
John Devaney*
Amanda R. Callais*
K'Shaani Smith*
Emily R. Brailey*
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Counsel for State Defendants

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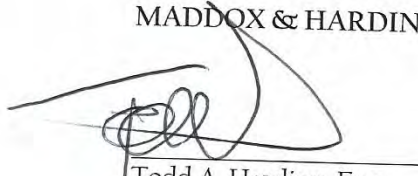
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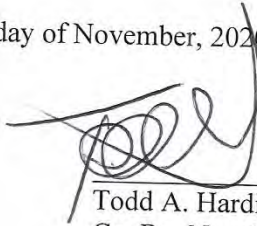
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Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

Maddox & Harding, LLC
Attorneys at Law
113 E. Solomon Street
Griffin, GA 30223
(770) 229-4578
(770) 228-9111 facsimile



CENTER FOR
TECH AND
CIVIC LIFE

September 2, 2020

Fulton County
Board of Commissioners
141 Pryor St SW #10
Atlanta, GA 30303

Dear Chair Pitts,

I am pleased to inform you that the Center for Tech and Civic Life ("CTCL") has awarded Fulton County a grant to support its work in connection with the safe administration of elections in 2020.

The following is a description of the grant:

AMOUNT OF GRANT: Six million, four hundred and sixty thousand, three hundred eighty US dollars (USD \$6,309,436)

PURPOSE: The grant funds must be used exclusively for the public purpose of planning and operationalizing safe and secure election administration in Fulton County in accordance with the attached Fulton County Safe Voting Plan 2020

Before we transmit these funds, we ask that you sign this agreement promising to use the grant funds in compliance with United States tax laws. Specifically, by signing this letter on behalf of Fulton County you confirm and agree to the following:

1. Fulton County is a local government unit or political subdivision in the meaning of 26 USC 170(c)(1).
2. This grant shall be used *only* for the public purpose described above, and for no other purposes.
3. Fulton County shall not use any part of this grant to give a grant to another organization unless CTCL agrees to the specific sub-recipient in advance, in writing.

EXHIBIT F-1

4. Fulton County has produced a plan for safe and secure election administration in 2020, including an assessment of election administration needs, budget estimates for such assessment, and an assessment of the impact of the plan on voters ("the Plan"). The Plan is attached to this agreement. The County shall expend the amount of this grant for purposes contained in the Plan by December 31, 2020.
5. Fulton County shall produce a report documenting how this grant has been expended in support of the activities described in paragraph 4. This report shall be provided to CTCL by January 31, 2021.
6. Fulton County shall not reduce or otherwise modify planned spending on election administration, including the budget of the Fulton County Board of Elections and Registration ("the Board"), or fail to appropriate or provide previously budgeted funds to the Board for the term of this grant. Any amount reduced or not provided in contravention of this paragraph shall be repaid to CTCL up to the total amount of this grant.
7. CTCL may discontinue, modify, withhold part of, or ask for the return of all or part of the grant funds if it determines, in its sole judgment, that (a) any of the above conditions have not been met or (b) it must do so to comply with applicable laws or regulations.
8. The grant project period of June 15, 2020 through December 31, 2020 represents the dates between which covered costs may be applied to the grant.

Your acceptance of these agreements should be indicated below. Please have an authorized representative of Fulton County sign below, and return a scanned copy of this letter to us by email at grants@techandcivicle.org.

On behalf of CTCL, I extend my best wishes in your work.

Sincerely,

Tiana Epps Johnson
Executive Director
Center for Tech and Civic Life

CENTER FOR TECH & CIVIC LIFE
HELLO@TECHANDCIVICLIFE.ORG

PAGE 2
EXHIBIT F-2

FULTON COUNTY, GEORGIA

By: *Robert L. Pitts*

Title: ROBERT L. PITTS
CHAIRMAN

Date: 9/16/2020



Tonya R. Grier
TONYA R. GRIER
CLERK TO THE COMMISSION

ITEM # 20-0627 RM 9/2/20 CENTER FOR TECH & CIVIC LIFE
REGULAR MEETING HELLO@TECHANDCIVICLIFE.ORG

PAGE 3
EXHIBIT F-3

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

JOHN WOOD,
AS AGGRIEVED ELECTORS,

PETITIONERS,

v.

CIVIL ACTION NO.: 2020cv342959

SECRETARY OF STATE BRAD RAFFENSBERGER
AND GOVERNOR BRIAN KEMP,

RESPONDENTS.

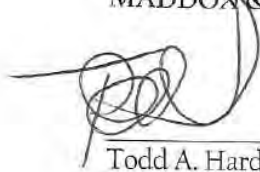
NOTICE OF FILING

Comes now, John Wood, as Aggrieved Electors, Petitioners in the above-styled case and herein files the following documents, as attached:

1. Exhibit G

Respectfully submitted this the 30th day of November, 2020.

MADDOX & HARDING, LLC



Todd A. Harding, Esq.
Attorney for Petitioner
Ga. Bar No.: 101562

Maddox & Harding, LLC
Attorneys at Law
113 East Solomon Street
Griffin, Georgia 30223
Telephone (770) 229-4578
Facsimile (770) 228-9111

IN THE SUPERIOR COURT OF FULTON COUNTY
STATE OF GEORGIA

**JOHN WOOD,
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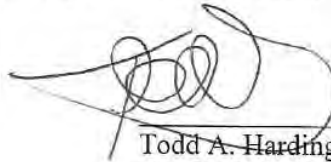
CERTIFICATE OF SERVICE

COMES NOW, THE PETITIONER, by and through his attorneys of record,
and certifies that a true and accurate copy of the **NOTICE OF FILING** has been served
by personal service upon:

Sec. Brad Raffensperger, As Chairman of the Georgia State Elections Board
214 State Capitol
Atlanta, GA 30334

Governor Brian Kemp
206 Washington Street
111 State Capitol
Atlanta, GA 30334

Respectfully submitted this the 30th day of November, 2020.



Todd A. Harding, For the Firm
Ga. Bar No.: 101562
Attorney for Petitioner

Maddox & Harding, LLC
Attorneys at Law
113 E. Solomon Street
Griffin, GA 30223
(770) 229-4578
(770) 228-9111 facsimile

AFFIDAVIT OF ANGELA GAYLE FITZGERALD

Comes now, Angela Gayle Fitzgerald, and after being duly sworn makes the following statement under oath

1. My name is Angela Gayle Fitzgerald.
2. I am over the age of 21 years, and I am under no legal disability which would prevent me from giving this declaration. If called to testify, I would testify under oath to these facts.
3. I reside at 15 Morning Dove Ct., Newnan, Georgia 30265.
4. I arrived on ELECTION DAY (November 3, 2020) at approximately 5:15 PM at the Newnan Performing Arts Center located in Coweta County, Georgia.
5. I stood in line and presented my driver's license to the poll worker. The poll worker checked me in and I signed the poll pad. I was told to go to a vacant polling booth. I went to a vacant polling booth and realized I needed a green card.
6. The poll worker overseeing the voting booths told me to stand back in line to retrieve a green card. Once I reached the beginning of the line, I informed the poll worker at check-in that she did not give me a green card. The poll worker took a green card out of her polling pad, gave it to me and told me to go to a vacant polling booth.

7. I went to a vacant polling booth, inserted the green card and received an error that stated a vote had already been registered with that card. I informed the poll worker in the voting room and he told me to try another voting machine. I tried another machine and received the same error.

8. The poll worker told me to stand back in line and inform the poll worker at check-in of the issue. I went to a different poll worker and was given a new card, but this poll worker did not look up my information. At this point, the polling manager escorted me to a polling booth, inserted the green card, and received the same error message that the card had already been voted. The poll manager typed in an authorization code on the admin screen to override the error. At no point did she ask which precinct I was in.

9. I was able to vote and print my ballot. I went to scan my ballot and the scanning machines repeatedly spit out my ballot (approximately four (4) times.) There were four (4) separate scanners and I tried to scan my ballot in each one. Every time I tried to scan my ballot, it was rejected. The poll worker overseeing the scanner told me to put my scanned ballot in the bin in the back of the machine. I asked what happens after this and he responded that when the person authorized to touch the ballots came in that they would scan the ballot. The worker said that if the ballot still would not scan then they would

hand count it. I asked if there was a guarantee that my vote would be counted and the poll worker said no, that he could not guarantee that.

10. I placed my ballot in the bin and left. I was at the polling precinct for approximately forty-five (45) minutes.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 17th day of November, 2020.

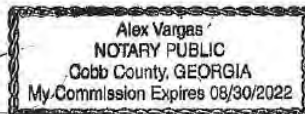
Angela Gayle Fitzgerald
ANGELA GAYLE FITZGERALD

State of Georgia
County of Coweta

Appeared before me Angela Gayle Fitzgerald, this 17 day of November, 2020, and after being duly sworn, stated the foregoing statements are true and correct to the best of her knowledge and belief.

Angela Gayle Fitzgerald
ANGELA GAYLE FITZGERALD


Notary Public



My commission expires 8/30/2022

hand count it. I asked if there was a guarantee that my vote would be counted and the poll worker said no, that he could not guarantee that.

10. I placed my ballot in the bin and left. I was at the polling precinct for approximately forty-five (45) minutes.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 17th day of November, 2020.

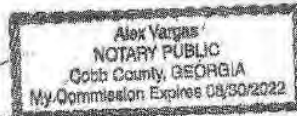
Angela Gayle Fitzgerald
ANGELA GAYLE FITZGERALD

State of Georgia
County of Coweta

Appeared before me Angela Gayle Fitzgerald, this 17 day of November, 2020, and after being duly sworn, stated the foregoing statements are true and correct to the best of her knowledge and belief.

Angela Gayle Fitzgerald
ANGELA GAYLE FITZGERALD

[Signature]
Notary Public



Notary Public

My commission expires 8/30/2022

AFFIDAVIT OF CASEY ROBINSON

I, Casey Robinson Jr., who has been duly sworn before an officer authorized to administer oaths, depose and state as follows:

I, Casey Robinson Jr., am over eighteen years of age and competent to testify as my memory retained factually, and freely make this Affidavit on my own personal knowledge for any and all uses and purposes authorized by law.

I am a resident of DeKalb County, Georgia.

On November 3, 2020, I went to vote at Miller Creek High School, my assigned polling location.

When I handed the poll worker my identification driver's license, the poll worker examined the license and told me twice that I had already voted during the early voting period.

I did not vote during the early voting period for the November 2020 election.

I did not apply for absentee ballot, nor did I receive or submit an absentee ballot, for the November 2020 election.

After I was told that I had already voted, I was not allowed to vote via a ballot marking device or electronic voting machine at the location.

After my wait time, and returning to the polling station, I was allowed to vote.

Subscribed and sworn to before me
on the 3rd day of November, 2020

Casey Robinson Jr.
Casey Robinson Jr.

FURTHER AFFIANT SAYETH NAUGHT

Casey Robinson Jr.
Casey Robinson Jr.

Date 11/3/20



EXHIBIT G-4

AFFIDAVIT OF DARRELL E. MOORE

Comes Now, Darrell E. Moore, and after being duly sworn makes the following statement under oath:

1. My name is Darrell E. Moore, DOB 1/6/1969.
2. I am over the age of 21 years, and I am under no legal disability which would prevent me from giving this declaration. If called to testify, I would testify under oath to these facts.
3. I reside at 22 WR Ponder Sr Rd, Tifton, GA 31793.
4. I arrived on ELECTION DAY November 3, 2020 at 7:00 a.m. at the Docia Precinct in Tifton, GA to vote.
5. I presented my ID, my Georgia Drivers License, to vote and the poll worker scanned it in. The poll worker asked me if I have already voted, and I responded that I had not already voted and that I always vote in person on Election Day as I am a strict constitutionalist.
6. The poll worker informed me that I had already voted early in person. I assured him I had not already voted.
7. A gentleman who ran the poll brought me around to a different table and opened the bag with the provisional ballots. He had me fill out a card stating my name, DOB, and address and apologized for what was happening. He took the outer envelope and filled out my information, he

gave me the outer envelope, a provisional ballot and a second plane envelope. I filled out the provisional ballot, placed it into the plane envelope, and then plane envelope containing the provisional ballot into the completed outer envelope and I handed the entire packet with the provisional ballot in it back to him and he placed it into the provisional ballot bag.

8. Later, on November 3, 2020, I called the Georgia Secretary of State's Office at (877) 725-9797 because I was concerned that my vote wasn't going to count, and I spoke with Demetrius and explained the whole situation to her. She told me that the records show that I requested an absentee ballot on October 14, 2020 and that I returned a completed ballot on October 21, 2020. I told her definitively that I did not do that and had not voted prior to Election Day. I left my information with her and she said it was possible that someone might get back to me.

9. On November 16, 2020, I received a letter from the Tift County Board of Elections and Registration informing me that they reviewed the information for my provisional ballot cast in the November 3, 2020 election and confirming that they checked their records and found that I was eligible to vote in the November 3, 2020 election and that my ballot will be counted.

I declare under the penalty of perjury that the foregoing is true and correct.

Executed this 17th day of November, 2020.

Darrell E. Moore
Darrell E. Moore

State of Georgia
County of Tift

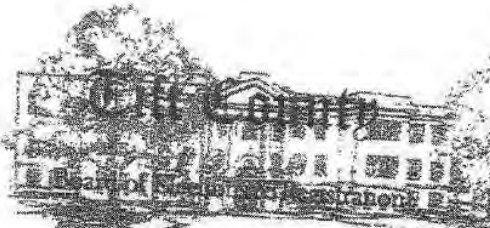
Appeared before me Darrell E. Moore this 17 day of November 2020 and after being duly sworn and providing me sufficient proof of his identity, that is, his Georgia Drivers License, stated the forgoing statements are true and correct to the best of his knowledge and belief.

Darrell E. Moore

R. Debra M. Kendrick

Notary Public

My commission expires 10/24/23



BOARD MEMBERS

AMOS KIMBROUGH
JAMES PERRY TAYLOR
PATRICIA ROBINSON
TRAD PAULK
STEPHANIE C. MCKEE

222 Chestnut Avenue Building B
P.O. Box 1887 Tifton, GA 31793
Office 229-386-7913
Fax 229-386-7996

LELA E DOLLISON
ELECTION SUPERVISOR
SHERIA M HOLLEY
ELECTION TECHNICIAN

Date: November 6, 2020

RE: Provisional Ballot – November 3, 2020

Dear Voter

I, Superintendent of Elections of Tift County have reviewed your information for the Provisional ballot cast for the November 3, 2020 General Election. The Tift County Board of Elections & Registration checked their records and has found you to be eligible to vote in the above election and your ballot will be counted.

Thank you for voting. Please check your records with Tift County at least 30 days prior to any election so you can make any changes needed to vote, as we cannot make changes after this date.

Sincerely,

Amos Kimbrough

Amos Kimbrough, Chairman

EXHIBIT G-9

AFFIDAVIT OF DAVID CLIFTON HIGHTOWER, JR.

Comes now, David Clifton Hightower, Jr., and after being duly sworn makes the following statement under oath:

1. My name is David Clifton Hightower, Jr.
2. I am over the age of 21 years, and I am under no legal disability which would prevent me from giving this declaration. If called to testify, I would testify under oath to these facts.
3. I reside at 700 Avenue E, West Point GA, 31833.
4. I arrived on election day (November 3, 2020) in the afternoon at or near 611 O. G. Skinner Dr., West Point, GA 31833.
5. I presented my drivers' license to vote and was told according to the system I had already voted.
6. I told the poll worker I had never voted at any time before. I told the poll worker that I was there on Election Day to vote in person.
7. The poll worker told me that I could do a provisional ballot. They asked me to fill out a form and then gave me a paper ballot. After I completed my ballot and made my selections, I placed the ballot in the two envelopes provided and then I placed the envelopes in the designated box as directed.
8. I was not provided with information on how to know whether my provisional ballot would count and whether it in fact was counted.

EXHIBIT G-10

9. I did not request an absentee ballot, I did not receive an absentee ballot in the mail, and I did not fill out or mail an absentee ballot at any time. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 17th day of November, 2020.


DAVID CLIFTON HIGHTOWER, JR.

State of Georgia
County of Troup

Appeared before me DAVID CLIFTON HIGHTOWER, JR., this 17th day of November, 2020, and after being duly sworn, stated the forgoing statements are true and correct to the best of HIS knowledge and belief.

I verified HIS identity and witnessed HIS signature via FACETIME at 4:53 PM on the 17th day of November, 2020.


LORETTA T. MCCRANIE

Notary Public

My commission expires 03/15/2023

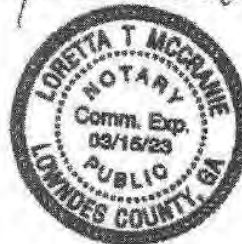


EXHIBIT G-11

AFFIDAVIT OF DYLAN LUKE DAVIS

Comes now, Dylan Luke Davis, and after being duly sworn makes the following statement under oath

1. My name is Dylan Luke Davis.
2. I am over the age of 21 years, and I am under no legal disability which would prevent me from giving this declaration. If called to testify, I would testify under oath to these facts.
3. I reside at 130 State Dairy Farm Road, Milledgeville, Georgia, 31061.
4. This is in Baldwin County.
5. On October 19, 2020, I went to the Baldwin County Courthouse, an early voting precinct, located at 1601 North Columbia Street, Milledgeville, Georgia, 31061.
6. This was the first time that I was going to vote in an election.
7. I presented my identification and voted on a large tablet with my ballot.
8. I took my ballot to the front of the room, where there were two machines to insert the ballot.
9. As I watched people going to the machines, I thought that the poll workers were directing Republicans to one machine and Democrats to the other machine.
10. I was told to go to a certain machine, I put my ballot in the machine and then I left the early voting precinct.
11. Later, my stepfather told me about the "My Voter Page" where I could check the status of my ballot.

EXHIBIT G-12

12. My stepfather said that an absentee ballot was requested in his name, after he had already voted early.

13. I went to the website, mvp.sos.ga.gov, at "My Voter Page", to check my voter status.

14. The page showed that on October 26, 2020, I requested an absentee ballot, I was issued an absentee ballot and I accepted the absentee ballot - all on the same day.

15. When I told my family and friends, several of them stated the same thing had happened to them as well.

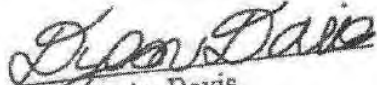
16. This was extremely concerning to me.

17. I do not believe that my vote counted, and someone stole my vote.

18. I believe that Baldwin County is known as a Republican County and I was surprised when the county turned blue after the election.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 17th day of November, 2020.


Dylan Luke Davis
478.696.3406
DylanDavis2448@gmail.com

State of Georgia

County of Baldwin

Appeared before me _____, this ____ day of November 2020 and after being
duly sworn, stated the forgoing statements are true and correct to the best of his knowledge
and belief.

R. Michael Smith

Notary Public

My commission expires 06-21-2024

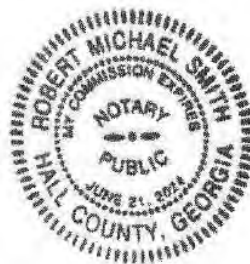


EXHIBIT G-14