

# ST. JOSEPH COUNTY ELECTION BOARD

101 S. MAIN ST.  
SOUTH BEND, IN 46601

CHARLES LEONE, DEMOCRATIC CHAIR  
BEN HORVATH, REPUBLICAN MEMBER  
RITA L. GLENN, SECRETARY

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July 15, 2022  
St. Joseph County  
Election Board Meeting  
11:30 AM

## 1. Call to order

It being the appointed date and time, Interim Chairman Charles Leone calls the St. Joseph County Election Board Meeting to order. Present are Ben Horvath, Republican Member and Ex-Officio Clerk of the Circuit Court, Rita L. Glenn, also present are:

Dave Smith-Machine Tech  
Mike Misch-County Attorney  
Richard Warfield – Director, County IT  
Jeremy Leis – County IT  
Debbie Ladyga-Block-Democratic Party Liaison  
Diana Hess-Democratic Party Chair  
Zach Potts-Republican Party Chair  
Susan Baxmeyer-Republican Party Vice-Chair  
Amanda Govaert Konrath- Democratic Member Voter Registration  
Trisha Carrico- Republican Member Voter Registration  
Abby Diamond Horvath – Citizen  
Terri Rethlake-Chief Deputy Clerk  
Lana Cleary-Deputy Clerk  
Jennifer Bybee – Deputy Clerk  
Judy Bradford – League of Women Voters

## Old Business

### 2. Key to open room to review retrieve tapes.

The room is reviewed by the Election Board. There is a timeframe that will be established for reviewing the video footage from the cameras. Ben states that he will be back the following Monday morning to open the door and monitor the progress of the download of data from cameras. Richard from County IT states that to retrieve the data, IT can point cameras to another server. This will make the data available to the Republican Party. Chuck wants an additional record of the footage that is provided for the Election Board. Richard states he can make a clone of the data. Rita states there may be privacy concerns with some of the camera's data. This includes the camera that monitors the child support window, that may also take in protective orders. Misch states anyone coming to a public building has no expectation of privacy. Rita states she has still never seen the formal request from Ben to review the video footage. Debbie Ladyga Block asks who has access

to review the video footage. Mike states anyone who formally requests it. It is stated that if it is from one county office to another that no formal request is needed. Mike Misch asks what election related activity occurs at the child support window. Chuck states that camera view is a little different than other views. Ben wants to know if Rita received his original request for video footage. Rita informs Ben she has still never received his formal request for video footage. Chuck asks Ben for copy of his email request for video footage of email. Mike Misch said there is issue if there are multiple functions are going on in the clerk's office. Chuck and Mike will seek advice from the Indiana Election Division. They will check and see if they need a protective order for the video footage. Amanda asked if there is video on Voter's Registration. Door will remain locked until Monday. Clone will start Monday morning. It was stated that the data will start to drop off on August 30, 2022. Amanda from Voter's Registration informs Ben he will need to fill out a VRG24 form and submit it to the Election Board and request the data. He will need to fill out this form because it is a request for electronic records

#### New Business

3. Challenge of candidacy for assessor's race.

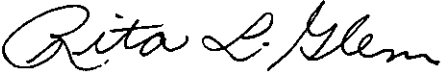
Ted Booker filed a challenge to Mike Castellon's candidacy for assessor on July 6, 2022. The Election Board needs to set a date for hearing on this challenge. Mr. Booker has requested for additional time to prepare for the hearing. Board states they must rule on validity of challenge no later 60 days before the election. Ben would like to have the challenge heard earlier than later. This is an inquiry that is legal, and evidence based. There are factual issues that need to be addressed, since the challenge is both legal and evidence based. There is a need to give both parties time to retrieve evidence. Ben states that he has spoken to Mr. Castellon, and he is ready to have the hearing. Chuck clarifies the challenge. He states this challenge is based on residency. Mr. Booker states that Mr. Castellon is not a resident of the State of Indiana but Florida. Mr. Booker states Mr. Castellon purchased a house in Florida and his wife applied for a homestead on the property. Chuck states the question is where does the family live and the Election code that defines what residency is defined as. The Board sets the challenge for August 12, 2022, at 10:00 AM. Chuck states that it would be helpful to establish basic documents needed for challenge and these documents be put into the record. And that documents that are shared in advance between parties, the election board, and attorneys. The Election Board will accept written submissions seven days in advance of the meeting. This will include witness lists. The Election Board will add to the agenda the parameters of the August 12<sup>th</sup> hearing.

Next meeting is Friday, July 22, 2022, at 11:00 AM.

The original meeting was adjourned at 12:00 PM. The meeting was opened back up at 12:12 PM when Richard the head of County IT came back down to meeting place to give the Board more information about the retrieval of data.

The Chairman makes a motion to adjourn at 12:26 PM

Respectfully submitted,

A handwritten signature in cursive script that reads "Rita L. Glenn". The signature is written in black ink and is positioned above the typed name.

Rita L. Glenn, Secretary  
St. Joseph County Election Board

rlg/lrc