

Bob Brehm: Webcast is starting.

Douglas Kellner: Good morning everyone. This is Douglas Kellner, I'm the co-chair of the State Board of Elections and we are having this video conference of the Commissioners in order to act on this special business for the upgrade of the election reporting management system for ES&S which will be required for the Presidential primary election. We have all four Commissioners on the line. I think Commissioner Peterson we don't have video for, Commissioner Peterson do you want to say hello for us?

Gregory Peterson: This is Commissioner Peterson I can see each of the other Commissioners, I can see Commissioner Spano, Commissioner Kosinski and you Doug but unfortunately through technical difficulties with my laptop I am unable to be seen visually.

Douglas Kellner: Okay so the single item on our agenda is the vote on the resolution certifying and upgrade to the ES&S Election Reporting Manager and to decertify the old version. We have the text of the resolution that's been distributed to the Commissioners. Does anyone want to hear anything from the staff on this?

Peter Kosinski: I do Doug. I would at least have the staff explain the need for the upgrade today and just exactly what the upgrade is from the version that we did approve what 2 months ago?

Anna Svizzero: I can have Bob Warren explain the issue and the resolution. When we were contacted by ES&S who had identified the issue, John Lento, we reached out to New York City. Bob spoke with John Naudus and he indicated.

Dawn Sandow: Excuse me. Hi, he's on the phone?

Bob Brehm: Mr. Naudus?

Dawn Sandow: Mr. Naudus is dealing with one of our Commissioners right now. He should be in shortly but I am myself Dawn Sandow and Pam Perkins is here.

Peter Kosinski: Okay well maybe Bob can explain what we're doing though.

Anna Svizzero: We did reach out to the City Board. We spoke with John Naudus. John understood the problem and was interested in how quickly he could get a resolution to the problem because it only affects New York City. They are the only Board that upgraded to that version that was certified by the four of you 2 months ago. So that brought us to the reason for getting a repair in for ES&S testing and having a meeting to authorize its use. But we will defer to Bob Warren to explain the issue.

Bob Warren: Okay what we discovered is after we had certified the version 2 months ago was that under certain circumstances you would not be able to read in a second memory stick from

the same pole site. And the reason being is that the system in order to read in memory sticks, it first looks at the pole ID then it looks at the election districts that are on the stick, then it looks at the machine ID and then if all 3 of those match then it looks at the cast vote records. It looks at the first cast vote record timestamp and the last cast vote record timestamp. If the cast vote records overlap each other, it won't let you read in that stick if the first three things all match. And what the problem was the system wasn't picking up the correct machine ID. It was always the same no matter what. So you had the same poll ID, the same EDs the same machine ID so then it looked at the cast vote records, if you had two or more machines in the same poll site and if they overlap and said I've already read you in. I can't read another stick. If you only had a single machine in the poll site you were fine it would read it in. so the fix was to get the correct machine ID to get picked up so now it looks at poll ID is the same, EDs are the same, machine ID they're different, read everything in.

Peter Kosinski: Just so I understand, prior to our upgrade when this same situation occurred was the old system...

Bob Warren: The old system was fine.

Peter Kosinski: So the old system was doing what we're going to do with the new system today?

Bob Warren: Yeah, this was, they made some change in that code and they forgot to put in, I'll say simple, but of course, a simple L statement to assign the machine ID properly.

Douglas Kellner: My question to the City Board is whether you're comfortable with this procedure and where you feel that there's been adequate functioning testing at this point?

Mike Ryan: Commissioner Kellner this is Mike Ryan, how are you?

Douglas Kellner: Hello Mike.

Mike Ryan: We are not only comfortable it's a necessity at this point because we needed the functionality of the upgrade to deal with the batch header sheets for the 850. So since it's an all or nothing situation we can't go into this election without being able to use the batch header sheets 850. So we had to perform the upgrade. This last little piece is a tweak to the ERM system which is not nearly as massive an undertaking as having to do something at the last minute with all the BS200 machines. So we've discussed this although Mr. Naudus is not here we discussed it with him. He gives me his assurances that this work is not only absolutely necessary but that we have ample time to be able to get it done since its limited to adjustments of the ERM and not to all DS200's citywide.

Douglas Kellner: Alright, I appreciate that from Executive Director Ryan.

Mike Ryan: Mr. Naudus I just told the State Board that we're comfortable with the upgrade going forward.

Douglas Kellner: Can you give us any background on how the glitch was discovered? I'm concerned on why it was missed in the first round of functional testing when we did the certification at our last meeting.

Mike Ryan: What I was told is that John Lento from ES&S was doing testing I think it was for 5602 the next version that they're releasing and he discovered this issue. They went and looked back at 5601 to see if it was something that got introduced in the changes for 5602 or was it something that was underlying from 5601 and they discovered it was also in 5601.

Douglas Kellner: And Bob Warren, you've now updated the manual testing protocol to take account so that we're learning from this and hopefully that future testing will now cover these kinds of issues.

Bob Warren: Yes, what we're going to do now is we're always going to run a test where we're simultaneously running ballots as if they're in the same poll site and then read the sticks in from that test.

Douglas Kellner: Alright. Well I appreciate the City Board's joining us for this meeting. Do any of the Commissioners have any other questions or are we ready to vote?

Gregory Peterson: I don't have any questions. I'm ready to vote. I read all the materials and with all the clarity put forward today I think that we can vote on this.

Douglas Kellner: Alright so the text of the resolution has been distributed to everyone. I'll call for a vote, those in favor say aye.

[Chorus of ayes]. Alright so we've unanimously adopted the resolution. I don't believe there's any other business. Motion to adjourn?

Peter Kosinski: So moved.

Andy Spano: So moved.

Douglas Kellner: Alright those in favor of adjourning say aye

[Chorus of ayes]. Alright. So our meeting is concluded. Thank you all. And it sure beats a trip to Albany.