

**Rantoul Village Board of Trustees  
Electoral Hearing  
January 4 – 5, 2021**

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An Electoral Virtual Board Microsoft Teams Meeting of the Board of the Village of Rantoul was held at 6:00 P.M on Monday & Tuesday January 4 – 5, 2021. Mayor Smith called the proceeding to order.

**Roll Call**

The Village Clerk called the roll, finding the following members present:

Mayor Smith and Trustees, Hank Gamel & Mike Graham, Village Clerk, Local Election Official – 3.

The following John Killeen, Objector, Donald Robertson, Candidate and Ken Beth Village Attorney.

**Public Participation**

Char Mitchell called in to ask about the meeting and Mr. Graham, The Local Election Official explained the process.

Mike Graham moved to appoint Ken Beth as the Hearing Officer and Trustee Gamel Seconded the motion.

The Clerk Called the Roll:

The Motion Passed by a Vote of **3 – 0**.

Mr. Beth reviewed the proposed Hearing rules. Mr. Killeen objected to Rule No. 15 as Mr. Killeen said there was no provision in the Election Code with respect to a Tie Vote. Mr. Beth attempted to explain that this Rule was moot as in the event of a Tie another eligible Village of Rantoul Trustee would be appointed to the Electoral Board. Mr. Killeen continued to argue with Mr. Beth indicating that this was not legal.

Mr. Graham moved to approve the Electoral Board Hearing Rules as written and Trustee Gamel seconded the motion.

The Clerk Called the Roll:

The Motion carried by a Vote of **3 – 0**.

Mr. Killen made an opening statement indicating that Mr. Robertson was not eligible to be on the Ballot for Rantoul District No. 3 as his Voter Registration was in fact not located in District No. 3 and his Statement of Candidacy filed on December 14, 2020 was not legal.

Mr. Robertson indicated that he had gone to the local Secretary of State Office in Rantoul on October 16, 2020 to change his Driver's License and his Voter Registration via the Motor Voter Registration Act.

Mr. Beth had Mr. Graham run a copy of Mr. Robertson Driver's License. Mr. Beth then asked Mr. Robertson to stand up and Mr. Robertson swore under oath that his representation of was the Truth. Mr. Robertson Driver's License was then admitted into evidence for this Hearing.

The Electoral Board then proceeded to question Mr. Robertson about his Vote on November 3, 2020 and whether or not any of the Election Judges on duty at the early voting site had offered to officially correct his registration. Mr. Robertson was questioned at the Early Voting Site and was ultimately allowed to vote based upon his Temporary Driver's License. At no time had the Election Judges offered to have Mr. Robertson fill out documentation changing the address of his Official Voter Registration to be forwarded on the Aaron Ammons, Champaign County Clerk.

After a long discussion with Mr. Robertson the Electoral Board began their deliberations.

Mr. Graham led off by saying he had contacted the County Clerks in Coles, Edgar, Piatt and Champaign Counties. All the County Clerk personnel indicated that they had two problems from March through November, 2020. The first Problem was recruiting qualified Election Judges to serve for in person voting due to COVID-19. The second problem was receiving accurate and timely Voter Registration information from the Secretary of State pursuant to the Motor Voter Registration Act and the State Board of Elections. Mr. Graham further referenced "**STANDARD RULINGS ILLINOIS ELECTORAL BOARDS MANUAL**" published by the **CITIZENS PARTICIPATION INSTITUTE**, page No. 37 which stated in Section 2020-4.5.5.1 "Is not a registered voter at the address. The topic "Objections to addresses" at STANDARD 2020-8 provides procedures of interpreting addresses. The Objection usually should be sustained. However, there are cases in which the Candidate registered and the paperwork was lost by the registry office. In such a case, whether there was a registration is a question of fact to be determined by evidence submitted to the Electoral Board. Mr. Graham stated that based upon his research he was unwilling to sustain the Objection against Mr. Robertson, thereby removing him from the District No. 3 Ballot for the Consolidated General Election to be held on Tuesday, April 6, 2021.

Trustee Gamel and Mayor Smith concurred with Mr. Graham's viewpoint on this matter.

In the Tentative Vote of the Electoral Board, Mr. Graham moved to Overrule the Objection and Trustee Gamel seconded the motion. The Clerk Called the Roll and the Tentative Vote Carried by a Vote of **3 – 0**.

Mr. Beth indicated that he would Draft the Final Legal Decision of the Electoral Board and email the same to all of the parties the decision on Tuesday, January 5, 2021.

Mayor Smith then continued the meeting at 7:36 P.M. until 6:00 P.M. Tuesday, January 5, 2021.

At the Continued meeting on Tuesday, January 5, 2021, Mr. Graham moved to approve the Final Written Legal Decision of the Village of Rantoul Electoral Board and Trustee Gamel seconded the motion. The Clerk Called the Roll and the Motion Carried by a vote of **3 – 0**.

Motion to Adjourn

Village Clerk Graham moved for approval and Trustee Gamel seconded the motion.

The Rantoul Village Electoral Board Adjourned the meeting at 6:07 P.M

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Charles Smith  
Village President

I, Mike Graham, Village Clerk of the Village of Rantoul, Illinois, do hereby certify that the forgoing minutes are a true and correct copy of the Electoral Board Meeting of the Board held January 4 - 5, 2021 as the same appears on the records of now that I am keeping

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Mike Graham, Village Clerk

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