

January 20, 2022

To: Wisconsin Elections Commission  
From: Sandra Hynes  
Re: Enclosed Sworn Complaint under Sec. 5.06 Wis. Stats.

**Cover Letter per EL 20**

Enclosed with this cover letter is a sworn Complaint under Sec.5.06 Wis Stats. and Wisconsin Administrative Rules Chapter 20.

This matter is **urgent** in that a Primary Election is scheduled to take place in the Town of Sumner, Jefferson County on February 15, 2022 for Fort Atkinson School District offices.

Please consider this **certification** that I mailed a copy of the sworn Complaint to each of the three named respondents by Certified Mail, Return Receipt Requested on January 21, 2022, concurrently with the mailing of the Complaint to the Wisconsin Elections Commission in conformance with 20.03(6), Chapter 20, EL, Complaint Procedure.

January 22, 2022  
Date

Sandra J. Hynes  
Sandra Hynes

**STATE OF WISCONSIN**  
***ELECTIONS COMMISSION***

COMPLAINT FORM

**Please provide the following information about yourself:**

Name Sandra Hynes

Address W9563 Aarback Road, Cambridge WI 53523

Telephone Number 608-290-2090

E-mail sandrahynes41@yahoo.com

**State of Wisconsin**  
**Before the Elections Commission**

The Complaint of Sandra Hynes, resident, Town of Sumner,  
Jefferson County, Wisconsin, Complainant(s) against

Town of Sumner's John Dohner Jr.-Chair, Patty Achilles-Clerk, & Lindsay Jilek, Supervisor 2, Respondent, whose

address is c/o Town of Sumner, N1525 Church Street, Edgerton WI 53534 and as attached.

This complaint is under <sup>7.30(1),(2)(4)(5)-7.15(1)-7.31-7.315 et al</sup> (Insert the applicable sections of law in chs. 5 to 10 and 12 and other laws relating to elections and election campaigns, other than laws relating to campaign financing)

I, Sandra Hynes, allege that:

the Town Board Chair, Clerk, and Supervisor 2 (named above) of the Sumner Town Board, Jefferson County, Wisconsin,

variously: did not nominate election officials to the governing body at the last regular December town board meeting

of the Town of Sumner on 12/13/2021 for appointment as election workers for the 2-year term of 2022-2023: did not

call a special meeting of the Board to facilitate appointments by the statutory deadline of December 31, 2021: did not question or

advise upon the statutory requirement to nominate and appoint election workers: and, delegated

responsibility for administering oaths to a person not yet appointed as a Chief Inspector. These activities are

described in detail and with added clarity in attached pages 1-2 and supporting documents 1-3. Cover letter included.



(Set forth in detail the facts that establish probable cause to believe that a violation has occurred. Be as specific as possible as it relates to dates, times, and individuals involved. Also provide the names of individuals who may have information related to the complaint. Use as many separate pages as needed and attach copies of any supporting documentation.)

Date: Jan 22, 2022 Sandra J. Hynes  
Complainant's Signature

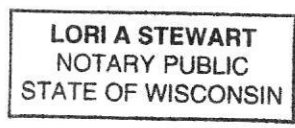
I, Sandra J. Hynes, being first duly sworn, on oath, state that I personally read the above complaint, and that the above allegations are true based on my personal knowledge and, as to those stated on information and belief, I believe them to be true.

Sandra J. Hynes  
Complainant's Signature

STATE OF WISCONSIN

County of Rock,  
(county of notarization)

Sworn to before me this 22 day of  
January, 2022.



Lori A Stewart  
(Signature of person authorized to administer oaths)

My commission expires 3-2-25, or is permanent.

Notary Public or \_\_\_\_\_  
(official title if not notary)

**Please send this completed form to:**  
Mail: Wisconsin Elections Commission  
P.O. Box 7984  
Madison, WI 53707-7984  
Fax: (608) 267-0500  
Email: [elections@wi.gov](mailto:elections@wi.gov)



**Attachment to Sworn Complaint of Sandra Hynes to the Wisconsin Elections commission – 2 pages**

This sworn complaint is made in an attempt to obtain a formal determination and remedy to ensure the proper conduct of elections in the Town of Sumner, Jefferson County in the years 2022 through 2023.

Specifically, the documented actions and inactions that are the subject of this complaint are as follows:

1. The Town Board Chair neglected to nominate election officials to the governing body for the Town of Sumner for the two-year term of 2022 through 2023. Sec 7.30(4)
2. The Town Board Chair did not call for a vote of the Town Board on nominations or appointments of election officials for a two-year term 2022-2023. Sec.7.30(4)
3. The Town Board Clerk did not properly prepare an agenda to indicate consideration of nominations or discussion and action on appointments of election officials for the two-year term 2022-2023. Sec.7.15(1) and Sec. 60.33(2)(c),(11)
4. The Town Clerk indicated only “all we need is to have a listing” when queried by the Town Board Chair. Sec.7.30(4) (a meeting recording is available)
5. The Town Clerk delegated shared responsibility to Supervisor 2 to obtain the Oaths of Office from listed “poll workers” without appointment as a Chief Inspector. Sec 70.30(5) (a meeting recording is available)
6. Supervisor 2 directed poll workers “to make an appointment with her or the clerk to take the oath”, while not an appointed Election Inspector. Sec. 7.30(5) (a meeting recording is available) Note: Not all “poll workers” were present at the meeting and, to my knowledge, only 3 of 17 listed “poll workers” have current or past election training and certification. EL 12
7. The Town Board Supervisor 2 did not query either the Chair or the Clerk on the necessity for nominations and appointments under State Statutes. Sec. 60.22(1)(2)
8. The Town Board Chair did not notice or call a Special Meeting of the Town Board to appoint election officials prior to the December 31, 2021 statutory deadline. Sec. 7.30(4)

It is apparent that under Sec. 7.30(4) it is the responsibility of the Town Chair to implement the nomination and appointment actions with the governing body (Town Board) as follows.

**(4) APPOINTMENTS.**

- (a)** Except in cities where there is a board of election commissioners, the mayor, president or board chairperson of each municipality shall nominate to the governing body no later than their last regular meeting in December of each odd-numbered year the necessary election officials for each polling place and any election officials required under s. 7.52 (1) (b). If no regular meeting is scheduled, the mayor, president or chairperson shall call a special meeting for the purpose of considering nominations no later than December 31.

It also appears the Town Clerk has not taken full responsibility for election administration in conformance generally with duties under Sec. 7. 15(1) and Clerk responsibilities under Sec. 60.33(2)(11).

- (1) SUPERVISE REGISTRATION AND ELECTIONS.** Each municipal clerk has charge and supervision of elections and registration in the municipality. The clerk shall perform the following duties and any others which may be necessary to properly conduct elections or registration:

In addition to any remedy that may be prescribed by the Wisconsin Elections Commission, I am requesting, at least, remedy that ensures:

1. That election officials, in the required number, are appointed to these and any other vacant positions for elections conducted in the Town of Sumner for the years 2022 through 2023. Sec. 7.30(1)(a)(b)
2. That the appointed election officials complete their oath of office timely and in conformance with Sec. 7.30(5).
3. That the Town Clerk complete her statutorily required Sec. 7.15(1),(1m) and EL 12 election training prior to conducting an election in the Town of Sumner. (Clerk's reported as -0- hours. Clerk Training Report By Term 1 18 2022 Updated.pdf)
4. That the Town Clerk train or arrange training for each election official, including Chief Inspector(s), as required by Sec. 7.15(1)(e), Sec. 7.31, 7.315, and EL 11 in advance of conducting an election in the Town of Sumner.

I appreciate the Wisconsin Elections Commissions attention to this complaint. I am providing a cover letter and my contact information and the respondents below. Supporting Documents 1 and 2 support this complaint and are documents created and posted by the Town Clerk on the Town of Sumner website at [www.townofsumner.com](http://www.townofsumner.com). Supporting Document 3 is the WEC Municipal Clerks Training Report of 01/18/2022.

**Complainant:**

Sandra Hynes  
W9563 Aarback Road  
Cambridge WI 53523

Phone: 608-290-2090  
Email: sandrahynes41@yahoo.com

**Respondents:**

John Dohner, Jr., Town Board Chair, Town of Sumner  
Home Address N1470 Bingham Road, Edgerton WI 53534

Patty Achilles, Town Clerk, Town of Sumner  
Office Address N1525 Church Street, Edgerton WI 53534

Lindsay Jilek, Supervisor 2, Town of Sumner  
Home Address N2376 Schwemmer Road, Fort Atkinson WI 53538

**Witnesses:** Sandra Hynes, Glendan Rewoldt, Barbara McGann and others upon request.

Support Doc. 1. December Regular Meeting of the Town Board, December 13, 2021 - Agenda Item 10

Supporting Doc. 2. December Regular Meeting of the Town Board, December 13, 2021 – Minutes Item 11: approved at the January 10, 2022 meeting of the Town Board. (Printed from the town website at [www.townofsumner.com](http://www.townofsumner.com) on January 18, 2022 – posted as “DRAFT” (sic).

Supporting Doc. 3. WEC Municipal Clerk Training Report accesses 01/18/2022.

A recording of the 12/13/2021 meeting is available to the Commission if and when requested.

S.D. 1



## Town Board Meeting Agenda

- 1) Call to Order & certification of meeting compliance
- 2) Pledge
- 3) Roll Call
- 4) Public Comments—limited to agenda items only, 3 minutes maximum. No other audience comment allowed
- 5) Motion to Approve Agenda
- 6) Motion to Approve Minutes from November 8th, 2021, Regular Town Board Meeting
- 7) Motion to Approve Town Expenses
- 8) Reports

1. Treasurer-Donna Skau	5. Fort Atkinson Fire Dept - John Dohner
2. Rock River Safety Patrol - Sam Meyers	6. Edgerton Fire Dept-John Dohner
3. CKSD-Russell Sime	7. Rock Koshkonong Lake District-John Dohner
4. County Board Supervisor-Walt Christensen	8. Parks Committee – Randy Burdick
	9. Plan Commission –

- 9) Discussion and possible action to approve the Animal Control Contract for 2022 with the Humane Society of Jefferson County

### 10) Poll Workers for 2022/2023 Elections

Joanne Armstrong	Lindsay Jilek	Kenlon Meyers
Patti Brain	Randy Jilek	Sam Meyers
Tom Brain	Deb Klingamen	Sherry Olin
Randy Burdick	Ed Klingamen	Steve Plue
Amanda Collins	Geri Langholff	Donna Skau
Diane Ehrke	Brandy Malcook	Vickie Weigand

### 11) Communications

#### Set Date for Next Town Board Meeting

- Proposed date for next regular Town Board meeting: Monday, January 10th, 2022 @ 6:00pm

### 12) Public Comment

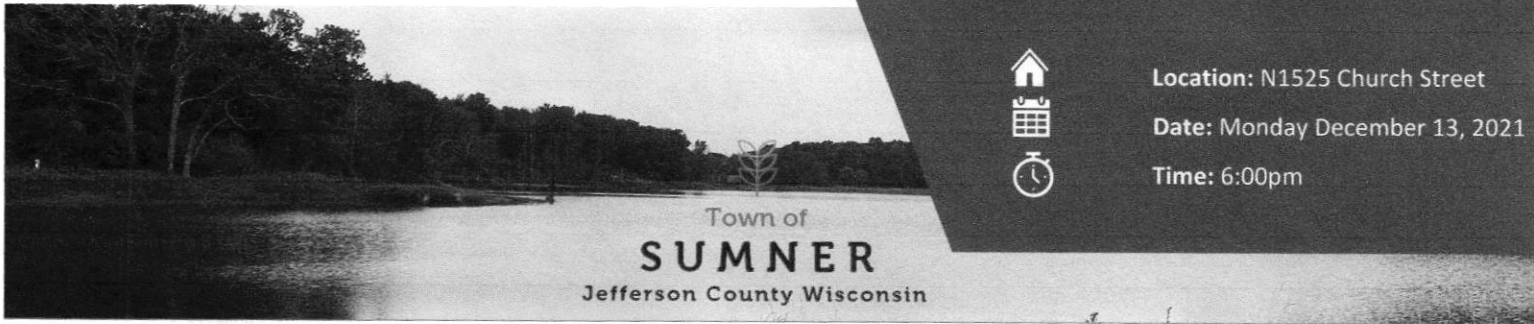
- The board, at its discretion, may choose only to hear comment from electors and residents of the Town of Sumner
- Public Comment will be held to a 2-minute limit for each speaker
- Questions pertaining to any state statutes, local or county ordinances, or legal in nature, will need to be presented to the board in writing. The board, if it chooses to respond, will try to prepare a response prior to the next regular Town Board Meeting.

### 13) Adjournment

Agenda Submitted By: Patty Achilli, Sumner Town Clerk



S.D. (2-1)



## Town Board Meeting Minutes (Amended)

DRAFT

- 1) Call to Order & certification of meeting compliance
- 2) Pledge
- 3) Roll Call, No absence
- 4) Public Comments—limited to agenda items only, 3 minutes maximum. No other audience comment allowed
- 5) Motion to Approve Agenda
- 6) Motion to Approve Minutes – Motion by John Dohner, 2<sup>nd</sup> by Lindsay Jilek
  - November 8<sup>th</sup> CKSD Annexation Special Electors Meeting
  - November 8<sup>th</sup>, 2021, Regular Town Board Meeting
  - ~~November 8<sup>th</sup> Special Electors Meeting~~
  - November 26<sup>th</sup> Town Hearing for 2022 Budget
  - November 26<sup>th</sup> Special Town Technology Meeting
- 7) Motion to Approve Town Expenses
  - In lieu of printed report, John Dohner read aloud all checks payable, Motion to accept by Sam Meyers, 2<sup>nd</sup> by Lindsay Jilek – motion carried
- 8) ARPA Funds Expenditure
  - Approve Technology up to \$7,000 Motion by Sam Meyers, 2<sup>nd</sup> by Lindsay Jilek – motion carried
  - Edgerton Fire Department (Randy Pickering) \$ 1,717.65 Motion by John Dohner, 2<sup>nd</sup> by Lindsay Jilek – motion carried

### 9) Reports

1. Treasurer-Donna Skau	5. Fort Atkinson Fire Dept - John Dohner (N-A)
2. Rock River Safety Patrol - Sam Meyers (N-A)	6. Edgerton Fire Dept- <del>John Dohner</del> -Randy Pickering
3. CKSD-Russell Sime	7. Rock Koshkonong Lake District-John Dohner
4. County Board Supervisor-Walt Christensen	8. Parks Committee – Randy Burdick (N-A)
	9. Plan Commission – (N-A)

10) Discussion and possible action to approve the Animal Control Contract for 2022 with the Humane Society of Jefferson County ( \$2,249.55) Motion by Lindsay, 2<sup>nd</sup> by John 2 ayes 1 no

### 11) Poll Workers for 2022/2023 Elections

	Lindsay Jilek	Kenlon Meyers
Patti Brain	Randy Jilek	Sam Meyers
Tom Brain	Deb Klingamen	Sherry Olin
Randy Burdick	Ed Klingamen	Steve Plue
Amanda Collins	Geri Langhoff	Donna Skau
Diane Ehrke	Brandy Malcook	Vickie Weigand

### 12) Communications

S.D. (2-2)

**Set Date for Next Town Board Meeting**

- Proposed date for next regular Town Board meeting: Monday, January 10th, 2022 @ 6:00pm

**13) Public Comment**

- The board, at its discretion, may choose only to hear comment from electors and residents of the Town of Sumner
- Public Comment will be held to a 2-minute limit for each speaker
- Questions pertaining to any state statutes, local or county ordinances, or legal in nature, will need to be presented to the board in writing. The board, if it chooses to respond, will try to prepare a response prior to the next regular Town Board Meeting.

**14) Adjournment** Motion by John – 2nd by Lindsay

Agenda Submitted By: Patty Achilli, Sumner Town Clerk



28002 TOWN OF AZTALAN	JEFFERSON COUNTY Pitzner Kathleen 0
28004 TOWN OF COLD SPRING	JEFFERSON COUNTY Griep Lisa 9
28006 TOWN OF CONCORD	JEFFERSON COUNTY Neumann Brian 6
28008 TOWN OF FARMINGTON	JEFFERSON COUNTY Latsch Tami 7.5
28010 TOWN OF HEBRON	JEFFERSON COUNTY Gross Kathy 6.5
28012 TOWN OF IXONIA	JEFFERSON COUNTY Zastrow Nancy 9
28014 TOWN OF JEFFERSON	JEFFERSON COUNTY Barnes Tina 12.5
28016 TOWN OF KOSHKONONG	JEFFERSON COUNTY Woods Bridget 6.5
28018 TOWN OF LAKE MILLS	JEFFERSON COUNTY Untz Robin 6.5
28020 TOWN OF MILFORD	JEFFERSON COUNTY Miller Trisha 9
28022 TOWN OF OAKLAND	JEFFERSON COUNTY Dascenzo Susan 10.5
28024 TOWN OF PALMYRA	JEFFERSON COUNTY Lowrey Laura 10.5
28026 TOWN OF SULLIVAN	JEFFERSON COUNTY Bauer Dawn 6
28028 TOWN OF SUMNER	JEFFERSON COUNTY Achilli Patricia 0
28030 TOWN OF WATERLOO	JEFFERSON COUNTY Schroeder Cindy 7.
23 28032 TOWN OF WATERTOWN	JEFFERSON COUNTY Wendt James 25
25 28171 VILLAGE OF PALMYRA	JEFFERSON COUNTY Mueller Laurie 6.5
28181 VILLAGE OF SULLIVAN	JEFFERSON COUNTY Rupnow Heather 19.25
28226 CITY OF FORT ATKINSON	JEFFERSON COUNTY Ebbert Michelle 17.25
28241 CITY OF JEFFERSON	JEFFERSON COUNTY Copsey Sarah 14
28246 CITY OF LAKE MILLS	JEFFERSON COUNTY Quest Melissa 10
28290 CITY OF WATERLOO	JEFFERSON COUNTY Hansen Morton 8
28291 CITY OF WATERTOWN	MULTIPLE COUNTIES Dunneisen Megan 47.5
Printed 1/18/2022	