

AGENDA

SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF COTTONWOOD, ARIZONA, TO BE HELD SEPTEMBER 13, 2016, AT 6:00 PM., AT THE COUNCIL CHAMBERS BUILDING, 826 NORTH MAIN STREET, COTTONWOOD, ARIZONA.

- I. CALL TO ORDER
- II. ROLL CALL
- III. ITEMS FOR DISCUSSION, CONSIDERATION, AND POSSIBLE LEGAL ACTION:
 1. RESOLUTION NUMBER 2854--DECLARING AND ADOPTING THE RESULTS OF THE PRIMARY ELECTION HELD ON AUGUST 30, 2016.
- IV. ADJOURNMENT

Pursuant to A.R.S. 38-431.03.(A) the Council may vote to go into executive session on any agenda item pursuant to A.R.S. 38-431.03.(A)(3) Discussion or consultation for legal advice with the attorney or attorneys of the public body.

The Cottonwood Council Chambers is accessible to the disabled in accordance with Federal 504 and ADA laws. Those with needs for special typeface print or hearing devices may request these from the City Clerk (TDD 634-5526.) All requests must be made 24 hours prior to the meeting.

Members of the City Council will attend either in person or by telephone conference call.

City of Cottonwood, Arizona
City Council Agenda Communication



 Print

Meeting Date:	September 13, 2016
Subject:	Canvass of August 30, 2016, Primary Election--Resolution Number 2854
Department:	City Clerk
From:	Marianne Jiménez, City Clerk

REQUESTED ACTION

Council acceptance of the final results of the city's primary election held on August 30, 2016, as submitted by the Yavapai County Elections Department, and approval of Resolution Number 2854 declaring and adopting those results.

SUGGESTED MOTION

If the Council desires to approve this item the suggested motion is:

"I move to accept the final results of the city's August 30, 2016, primary election as submitted by the Yavapai County Elections Department, and approve Resolution Number 2854 declaring and adopting the results of the election."

BACKGROUND

The city's primary election was held on August 30, 2016, for the purpose of nominating/electing candidates to fill the three upcoming Council Member vacancies on the City Council as well as the Mayor's seat.

Per City Ordinance 13, any candidate receiving a majority of all votes cast as defined by a formula set forth in state law is deemed to be elected outright in the primary. Ruben Jauregui, Deb Althouse, and Tosca Henry all received a sufficient number of votes to be deemed elected under that formula.

Of the three candidates running for the Mayor's seat, no one received a majority of votes cast. No more than twice the number of candidates for which there are vacancies may be placed on the general election ballot. Tim Elinski and Holly Grigaitis received the highest number of votes cast for the Mayor's seat at the primary election, and will therefore have their names placed on the general election ballot.

Once the Council canvasses the election and accepts the final unofficial results of the primary election the results then become the official primary election results.

JUSTIFICATION/BENEFITS/ISSUES

State law requires the City Council canvass the results of the election not less than six nor more than twenty days after the election.

COST/FUNDING SOURCE

ATTACHMENTS:		
Name:	Description:	Type:
<input type="checkbox"/> Certificat_of_Election_Primary_2016.pdf	Certificate of Election Summary	Cover Memo
<input type="checkbox"/> RES2854.doc	Resolution Number 2854	Cover Memo

Elections
Lynn A. Constabile
Elections Director
928 771-3250
928 771-3446 (Fax)

Yavapai County Recorder
Leslie M. Hoffman
County Recorder
1015 Fair Street-Room 228
Prescott, Arizona 86305
928-771-3244
928-771-3258 (Fax)

Voter Registration
Laurin Custis
Registrar of Voters
928-771-3248
928-771-3446 (Fax)



CERTIFICATION OF ELECTION RESULTS

For the

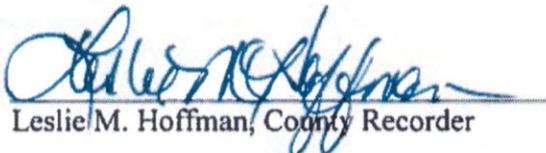
CITY OF COTTONWOOD PRIMARY ELECTION

AUGUST 30, 2016

YAVAPAI COUNTY, ARIZONA

We, Leslie M. Hoffman, Yavapai County Recorder, and Lynn A. Constabile, Yavapai County Elections Director, hereby certify that the attached foregoing vote results contains a full, true, and correct copy of the vote tabulations for the August 30, 2016, City of Cottonwood Primary Election.

Dated this 8th day of September, 2016


Leslie M. Hoffman, County Recorder


Lynn A. Constabile, Elections Director

Registered Voters 5,443 - Total Ballots 2,233 : 41.03%

COTTONWOOD MAYOR

Number of Precincts	5	
Precincts Reporting	2	40.00%
Vote For 1		
Total Votes	2,069	
ELINSKI, TIM (NP)	920	44.47%
GRIGAITIS, HOLLY (NP)	606	29.29%
PRATT, TERENCE (NP)	542	26.20%
Write-In	1	0.05%

COTTONWOOD COUNCIL MEMBER

Number of Precincts	5	
Precincts Reporting	2	40.00%
Vote For 3		
Total Votes	4,603	
ALTHOUSE, DEB (NP)	894	19.42%
HENRY, TOSCA (NP)	888	19.29%
HILBERGER, ALBERT C (NP)	873	18.97%
JAUREGUI, RUBEN (NP)	1,078	23.42%
NAIRN, JACKIE (NP)	854	18.55%
Write-In	16	0.35%

RESOLUTION NUMBER 2854

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, DECLARING AND ADOPTING THE RESULTS OF THE PRIMARY ELECTION HELD ON AUGUST 30, 2016.

WHEREAS, the City of Cottonwood, Yavapai County, Arizona, did hold a primary election on the 30th day of August 2016 for the purpose of filling the office of Mayor and three seats on the City Council; and

WHEREAS, the election returns have been presented to and have been canvassed by the City Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Cottonwood, Yavapai County, Arizona, as follows:

Section 1: That the total number of ballots cast at said primary election as shown by the Election Summary Report were 2,233.

Section 2: That the total votes cast for the candidates for Council Member were 4603, as follows:

<u>Name</u>	<u>Total Votes</u>
Althouse, Deb	894
Henry, Tosca	888
Hilberger, Albert C.	873
Jauregui, Ruben	1,078
Nairn, Jackie	854
Write-in Votes	16

Section 3: That pursuant to Arizona Revised Statutes Section 9-821.01.D, a city or town may provide by ordinance that at the primary election any candidate for the office of mayor or city council who receives a majority of all votes cast at that election shall be declared elected to that office effective as of the date of the general election.

Section 4: That Cottonwood has by ordinance provided that at the primary election any candidate for the office of mayor or city council who receives a majority of all votes cast at that election shall be declared elected to that office effective as of the date of the general election.

Section 5: That Arizona Revised Statutes Section 9-821.01.D further provides a formula for determining whether a candidate for the office of mayor or city council has

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received a majority of all votes cast at that election; and that under that formula, all five candidates for the office of council member whose names appeared on the primary election ballot received a majority of all votes cast.

Section 6: That pursuant to Arizona Revised Statutes Section 9-821.01.E, if more candidates receive a majority of votes cast than there are seats to be filled for the office, the candidates who receive the highest number of votes equal to the number of seats to be filled for the office shall be declared elected to that office.

Section 7: That it is hereby found, determined, and declared of record, that Ruben Jauregui, Deb Althouse, and Tosca Henry were the three candidates who received the highest number of votes for the office of council member, and that those candidates are therefore declared elected to the office of council member effective as of the date of the general election.

Section 8: That the votes cast for the candidates for Mayor were as follows:

<u>Name</u>	<u>Total Votes</u>
Elinski, Tim	920
Grigaitis, Holly	606
Pratt, Terence	542
Write-In	1

Section 9: That no candidate for the office of mayor received a majority of votes cast for that office, and that pursuant to Arizona Revised Statutes Section 9-821.01.F, the names of Tim Elinski and Holly Grigaitis shall therefore be placed upon the general election ballot for a run-off race for the office of mayor.

Section 10: That this Resolution shall be in full force and effective immediately upon its adoption.

PASSED AND ADOPTED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR OF THE CITY OF COTTONWOOD, YAVAPAI COUNTY, ARIZONA, THIS 13TH DAY OF SEPTEMBER 2016.

Diane Joens, Mayor

APPROVED AS TO FORM:

ATTEST:

Steven B. Horton, Esq.
City Attorney

Marianne Jiménez, City Clerk