

***Approved Minutes***

**ELKINS COMMON COUNCIL  
SPECIAL COUNCIL MEETING: CANVASS OF THE 2019  
MUNICIPAL ELECTION  
MINUTES**

***401 Davis Avenue  
Council Chamber, 2nd Floor  
March 11, 2019  
12:00 p.m.***

In accordance with West Virginia Code §3-6-9, Elkins Common Council met in special session as the Canvassing Board of the City of Elkins in the council chamber of city hall. Present were Mayor Van T. Broughton; Councilpersons R.C. Chenoweth, M. D. Cuonzo, M.M. Hazen, C.C. Lowther, C. L. Metheny, L.H. Vest and R. A. Woolwine; City Attorney G. S. Roberts; City Clerk J.R. Sutton (acting as recording secretary); and Inter-Mountain Reporter B. Johnson.

Councilpersons C.H. Friddle; E.R. Ochsendorf; and III, D.C. Parker; Police Chief G. Galloway; City Treasurer T. Judy; Fire Chief T. W. Meader; Operations Manager R.P. Pingley were absent.

**BOND SET**

Cm. Chenoweth, seconded by Cm. Ochsendorf, **MOVED APPROVAL THAT THE CANVASSING BOARD SET AT \$300 THE BOND THAT MUST BE FILED BY ANYONE REQUESTING A RECOUNT WITHIN THE FORTY-EIGHT HOURS FOLLOWING THE DECLARATION OF RESULTS ISSUED AT THE ADJOURNMENT OF THIS MEETING. The motion carried.**

**VERIFICATION OF BALLOTS**

Proceeding one ballot box at a time, the board opened the seals placed on election night by poll workers and then used the procedures provided in the West Virginia Secretary of State publication *Best Practices Guide to Canvass and Recount* to compare the numbers of ballots (voted, unused, spoiled, provisional, early and absentee) on hand with records kept and provided by polling place officials. No material discrepancies were found. The tabulation for each ward is as follows:

<b>Precinct Ballots Tabulated on Statements of Ballots Used</b>					
	<b><i>Ward 1</i></b>	<b><i>Ward 2</i></b>	<b><i>Ward 3</i></b>	<b><i>Ward 4</i></b>	<b><i>Ward 5</i></b>
<b>Election Day Stubs</b>	146	72	4	17	41
<b>Early Voting Ballots Cast</b>	85	36	13	22	35
<b>Absentee ballots cast</b>	4	0	0	2	0

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<b>Total ballots tabulated</b>	235	108	17	41	76
<i>(Highest vote count)</i>	175	94	14	39	57

<b>Election Day Ballot Verification by Canvassing Board</b>					
	<b>Ward 1</b>	<b>Ward 2</b>	<b>Ward 3</b>	<b>Ward 4</b>	<b>Ward 5</b>
<b>Ballots cast (unchallenged)</b>	235	107	17	41	77
<b>Spoiled ballots</b>	0	0	0	0	0
<b>Unused ballots</b>	1026	816	656	1206	820
<b>Election day prov. ballots</b>	6	2	0	0	2
<b>Total ballots</b>	1267	925	673	1247	899
<i>(Label totals)</i>	1267	925	673	1249	899

The Clerk advised that the difference of two ballots in Fourth Ward was due to the fact that two absentee ballots were mailed and not returned by the voters.

**CONSIDERATION OF PROVISIONAL BALLOTS**

Ten (10) provisional ballot envelopes were provided from polling place officials to the City Clerk and in turn presented to the Board for review. The Clerk assigned a number to each provisional ballot and the board considered the disposition of each separately based on the available information.

Cm. Metheny **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-01.** The motion carried.

Cm. Metheny **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-02.** The motion carried.

Cm. Metheny **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-03.** The motion carried.

Cm. Metheny **MOVED THAT THE CANVASSING BOARD REMOVE THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-04.** The motion carried. (The result was one additional vote for V. Broughton and one additional vote for J. Guye.)

Cm. Lowther **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-05.** The motion carried.

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Cm. Lowther **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 01-06.** The motion carried.

Cm. Metheny **MOVED THAT THE CANVASSING BOARD REMOVE THE CHALLENGE AGAINST PROVISIONAL BALLOT 02-01.** The motion carried. (The result was one additional vote for V. Broughton and one additional vote for G.M. Hinchman.)

Cm. Metheny **MOVED THAT THE CANVASSING BOARD REMOVE THE CHALLENGE AGAINST PROVISIONAL BALLOT 02-02.** The motion carried. (The result was one additional vote for C. Shupp.)

Cm. Metheny **MOVED THAT THE CANVASSING BOARD REMOVE THE CHALLENGE AGAINST PROVISIONAL BALLOT 05-01.** The motion carried. (The result was one additional vote for V. Broughton and one additional vote for J. Sabatino.)

Cm. Lowther **MOVED THAT THE CANVASSING BOARD SUSTAIN THE CHALLENGE AGAINST PROVISIONAL BALLOT 05-02.** The motion carried.

The Clerk read aloud the totals of those candidates receiving additional votes after consideration of the provisional ballots. Cm. Metheny **MOVED THAT THE CANVASSING BOARD DECLARE THE RESULTS OF THE 2019 ELKINS MUNICIPAL ELECTION AS SHOWN IN THE TABLE BELOW.** The motion carried. The time was 1:55 p.m.

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**CITY OF ELKINS, WEST VIRGINIA**

Election of March 5, 2019

Results Declared by the Canvassing Board: March 11, 2019

Presented to the Canvassing Board for certification: March 13, 2019

**VOTES CAST BY WARDS**

	<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<i>Total:</i>
<b><u>MAYOR</u></b>						
Van T. Broughton	176	95	14	38	58	381
<b><u>COUNCIL - 1ST WARD</u></b>						
Judy Guye	129					
Philips Kolsun	39					
Bob Woolwine	67					
<i>Total</i>	235					
<b><u>COUNCIL - 2ND WARD</u></b>						
C. Michael Hinchman		76				
Carrie Shupp		36				
<i>Total</i>		112				
<b><u>COUNCIL - 3RD WARD</u></b>						
Christopher Lowther			14			
<i>Total</i>			14			
<b><u>COUNCIL - 4TH WARD</u></b>						
Marilynn Cuonzo				39		
<i>Total</i>				39		
<b><u>COUNCIL - 5TH WARD</u></b>						
Howard P. Knapp II					6	
Joe Sabatino					26	
Robin Spicer					17	
Linda H. Vest					27	
<i>Total</i>					76	

*Total votes cast for council members:* 476

*Total votes cast for mayor:* 381

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The meeting will stand adjourned until 7 p.m. on Wednesday, March 13, 2017, to allow the passage of the required 48 hours before the declared results may be certified.

*Approved by council at the meeting  
of March 21, 2019*

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Van T. Broughton, Mayor

*Attest:*

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Jessica R. Sutton, City Clerk