

SPECIAL SESSION:

State of West Virginia, County of Jefferson, to-wit:

At a Special Session of the County Commission of said County and State continued and held at the Old Charles Town Library thereof on Friday, December 11, 2009, beginning at 9:30 o'clock a.m.

PRESENT: Dale Manuel, President;
James Surkamp; Frances Morgan;
Patsy Noland; Lyn Widmyer; Commissioners

The County Commission of Jefferson County, sitting as a Board of Canvassers, met this 11th day of December, 2009 at 9:30 a.m. for the purpose of canvassing ballots cast in the December 5th, 2009 Special Election on Table Games.

Jennifer Maghan, County Clerk, was present for the Canvass. Nikki Painter and Wendy Evangelisti, from the County Clerk's office, was also present and assisted with the Canvass.

The Commission randomly selected precincts 7 and 22B to be hand counted. The hand count was performed by a counting board consisting of the following: Tim Collins, Marsha Gardner, Anita Fleshman, Jennifer Schultz, Ann Dungan, and Gary Dungan.

The Commission proceeded with the Canvass by reviewing each precinct one at a time, checking to make sure the counts were accurate and to review the provisional ballots from the polls. The Commission reviewed each provisional ballot to determine if the ballot could or could not be accepted to be counted.

Precinct 2:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Gary Tingley	Morgan	Noland	✓		Voter was correctly registered	Motion carried
Barbara Burwell	Morgan	Noland	✓		Voter changed address and voted correctly in new precinct	Motion carried
Tonya Racanelli	Widmyer	Noland		✓	Not registered	Motion carried

Precinct 3:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Abner Riddleberger	Morgan	Noland	✓		Voter was correctly registered	Motion carried
Kelly Edwards	Morgan	Noland	✓		Voter changed address and voted correctly in new precinct	Motion carried
James Hefflebower	Morgan	Noland	✓		Voter was correctly registered	Motion carried
James Thomas, Jr.	Morgan	Noland	✓		Absentee ballot received in time to count	Motion carried

Precinct 4A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kathryn Howard	Morgan	Noland		✓	Voted at the incorrect precinct	Motion carried
Ronald Anthony	Morgan	Noland		✓	Not registered	Motion carried
Nicole Bogden	Morgan	Noland	✓		Voter changed address and voted correctly in new precinct	Motion carried
Marshall Barron	Morgan	Noland	✓		Voter was correctly registered	Motion carried
Priscilla Anthony	Noland	Widmyer		✓	Not registered	Motion carried
Karen Camp	Morgan	Noland	✓		Voter was correctly registered	Motion carried
Jane Burns Mary Cave Juanita Dempsey Janice Fakhouer Victor Hott	Morgan	Noland	✓		Absentee ballots received in time to count	Motion carried

Precinct 4B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Angela Breeden	Morgan	Noland	✓		Poll worker	Motion carried
Catina Steen	Noland	Morgan		✓	Not registered	Motion carried
Mildred Schuler	Noland	Widmyer	✓		Absentee ballot received in time to count	Motion carried

Precinct 6:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Daniel Stotler	Morgan	Manuel		✓	Not registered	Motion carried
Vivian Robinson	Widmyer	Noland		✓	Not registered	Motion carried

Precinct 12:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Marquez King	Morgan	Manuel	✓		Voter was correctly registered	Motion carried
Jason Cooley	Noland	Widmyer	✓		Voted changed address and correctly voted at new precinct	Motion carried

Precinct 13A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kimberly Holding	Morgan	Noland	✓		Poll worker	Motion carried

Precinct 13B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Donna Woodrom	Morgan	Widmyer	✓		Voter changed address and correctly voted at new precinct	Motion carried

Robert Woodrom	Morgan	Noland	✓		Voter changed address and correctly voted at new precinct	Motion carried
Amanda Sites	Noland	Morgan	✓		Voter changed address and correctly voted at new precinct	Motion carried
Gary Rutherford	Morgan	Noland		✓	Not registered	Motion carried
Linda Myers	Noland	Widmyer	✓		Precinct changed by County, voter went to old precinct	Motion carried

Precinct 14:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Therese Alexander	Noland	Widmyer	✓		Voter correctly registered	Motion carried

Precinct 15:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Paul Wilt	Morgan	Noland	✓		Poll worker	Motion carried
Leon Taulton	Noland	Widmyer	✓		Voter correctly registered	Motion carried

Precinct 16:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Michael Matisse	Morgan	Noland	✓		Voter correctly registered	Motion carried

Precinct 17:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Gilbert Cook	Morgan	Widmyer	✓		Voter correctly registered	Motion carried
David Clevenger	Noland	Widmyer		✓	Voter registration cancelled for inactivity	Motion carried

Sunshine Drummond	Morgan	Widmyer	✓		Poll worker	Motion carried
Christine Springman	Morgan	Widmyer	✓		Voter correctly registered	Motion carried

Precinct 19: No provisional ballots were cast.

Precinct 20:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Ronnie Matney	Manuel	Noland		✓	Not registered	Motion carried
John Considine	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Daniel Lutz	Noland	Morgan	✓		Poll worker	Motion carried

Precinct 21A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kevin Hanigan	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Hoyt Clance	Morgan	Noland	✓		Voter correctly registered	Motion carried
Alfredo Arganda Jr.	Morgan	Noland	✓		Voter correctly registered	Motion carried
Monique Hope	Morgan	Widmyer	✓		Voter correctly registered	Motion carried

Precinct 21B: No provisional ballots were cast in this precinct.

Precinct 22A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Mercie Turner	Widmyer	Noland	✓		Poll worker	Motion carried
Christina Franz	Noland	Widmyer		✓	Not registered	Motion carried

Chad Dinges	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Christopher Clendening	Noland	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Jeffrey Good	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Donald Thomas	Widmyer	Noland	✓		Voter correctly registered	Motion carried
Dennis Chamblin	Noland	Widmyer		✓	Voter registration cancelled due to inactivity	Motion carried

Precinct 7:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Scott Riley	Morgan	Manuel	✓		Precinct changed by County, voter went to old precinct	Motion carried
Sharon Riley	Morgan	Noland	✓		Precinct changed by County, voter went to old precinct	Motion carried
Raul Carvajal	Noland	Morgan		✓	Voted at the incorrect precinct	Motion carried
Maryann Smith	Morgan	Widmyer	✓		Voter correctly registered	Motion carried
Ronald Lloyd	Morgan	Widmyer		✓	Not registered	Motion carried
Prince Thangaraj	Noland	Widmyer	✓		Voter correctly registered	Motion carried
Kerry Shock	Noland	Widmyer		✓	Voted at the incorrect precinct	Motion carried

Precinct 22B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Bjorn Nilson	Noland	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Michael Vaughn	Morgan	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Carol Landmesser	Noland	Morgan	✓		Voter changed address and voted correctly at new precinct	Motion carried
Brenda Hart	Noland	Widmyer	✓		Emergency hospital voted	Motion carried

Precinct 23A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Jolene Haymaker	Noland	Widmyer		✓	Voted at incorrect precinct	Motion carried
Vickie Drummond	Morgan	Noland	✓		Poll worker	Motion carried
Patrick Dolin	Widmyer	Noland		✓	Not registered	Motion carried
Elizabeth Hottel	Morgan	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Heather Halter	Morgan	Widmyer	✓		Voter registered at DMV in time to vote	Motion carried
Andrew Evans	Morgan	Noland	✓		Absentee ballot received in time to count	Motion carried

Precinct 23B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Maria Saliba	Noland	Widmyer		✓	Not registered	Motion carried

Precinct 25A: No provisional ballots were cast in this precinct.

Precinct 25B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kevin Lancaster	Widmyer	Manuel	✓		Voter correctly registered	Motion carried
	Noland	Widmyer	✓		Ballot from early voted that should have been counted in precinct 26 but was not due to sorting error	Motion carried

Precinct 26:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Allen Dove	Morgan	Widmyer	✓		Voter changed address and correctly voted at new precinct	Motion carried
Alex Brown	Noland	Manuel		✓	Voted at incorrect precinct	Motion carried
Deborah Longo	Morgan	Noland	✓		Poll worker	Motion carried
David Sarver	Noland	Widmyer		✓	Not registered	Motion carried

Precinct 27:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Robin Painter	Morgan	Noland	✓		Poll worker	Motion carried
Robin Carper	Widmyer	Morgan	✓		Poll worker	Motion carried
Terry Roberts	Morgan	Widmyer	✓		Poll worker	Motion carried
Brian Hanna	Widmyer	Morgan	✓		Poll worker	Motion carried
Oscar Sanchez	Noland	Widmyer		✓	Registered in Berkeley County	Motion carried

Willard Liston	Noland	Morgan	✓		Voter directed by poll workers to go to incorrect precinct.	Motion carried
Mary Ridgeway Edgar Ridgeway	Widmyer	Noland	✓		Absentee ballots received in time to count	Motion carried

Precinct 28:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kristin Jones	Noland	Morgan	✓		Voter correctly registered	Motion carried
Sara Dutrow	Morgan	Widmyer		✓	Not registered	Motion carried
Michael Hammer	Noland	Widmyer		✓	Not registered	Motion carried
Steven Crow	Noland	Widmyer	✓		Poll worker	Motion carried
Richard Moffett	Widmyer	Morgan	✓		Poll worker	Motion carried
Kelly Moffett	Noland	Widmyer	✓		Poll worker	Motion carried

Precinct 31:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Ian Lukens	Morgan	Widmyer		✓	Not registered	Motion carried
Victoria Quinn	Noland	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Sandra Moffett	Noland	Manuel	✓		Poll worker	Motion carried
Cheryl Huff	Morgan	Noland	✓		Poll worker	Motion carried
Patricia Willauer	Noland	Widmyer	✓		Absentee ballot received in time to count	Motion carried

Precinct 32:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Christopher Stoner	Noland	Widmyer	✓		Voter correctly registered	Motion carried
Carl Kautz	Noland	Morgan		✓	Registered in Morgantown, WV	Motion carried
Hubert Brown Jr.	Morgan	Widmyer	✓		Voter correctly registered	Motion carried
Dawn Fauble	Noland	Widmyer	✓		Voter correctly registered	Motion carried
Michael Fauble	Noland	Widmyer	✓		Voter correctly registered	Motion carried.
Frances Ramsburg	Noland	Widmyer	✓		Absentee ballot received in time to count	Motion carried

Precinct 33:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Gary Lam	Morgan	Manuel	✓		Voter changed address and voted correctly at new precinct	Motion carried
Delores Allen	Widmyer	Noland	✓		Poll worker	Motion carried
April Wright	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Ethel Grantham	Noland	Morgan	✓		Absentee ballot received in time to count	Motion carried
Kenneth Barron	Morgan	Noland	✓		Emergency hospital ballot	Motion carried

Precinct 34:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Eric Peterson	Morgan	Noland	✓		Voter changed address and voted correctly at new precinct	Motion carried
Debra Cornwell	Noland	Widmyer	✓		Poll worker	Motion carried
Carlos Pena	Morgan	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Suzanne Jones	Morgan	Noland		✓	Not registered	Motion carried
David Walsh	Noland	Widmyer	✓		Voter changed address and voted correctly at new precinct	Motion carried
Joyce Marken	Noland	Widmyer		✓	Voter registration cancelled due to inactivity	Motion carried
Heston Van Evera	Noland	Morgan	✓		Absentee ballot received in time to count	Motion carried

Precinct 35A:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Trevor Craker	Widmyer	Noland	✓		Poll worker	Motion carried
Rebecca Conrad	Noland	Morgan		✓	Voted at incorrect precinct	Motion carried
Justin Ashlock	Noland	Widmyer		✓	Voter registration cancelled due to inactivity	Motion carried
Bethany Alexander Tyler Goodell	Noland	Widmyer	✓		Absentee ballots received in time to count	Motion carried

Precinct 35B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Andrew Thomann	Widmyer	Morgan	✓		Voter correctly registered	Motion carried
Michelle Thomann	Widmyer	Noland	✓		Voter correctly registered	Motion carried
Harriett Staffa	Noland	Widmyer		✓	Not registered	Motion carried
Florence Vickers	Noland	Morgan	✓		Poll workers	Motion carried

Early Voting:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
DC Vargo	Morgan	Noland		✓	Voter had previously voted	Motion carried
Kimberly Vestal	Noland	Widmyer	✓		Voter registered at DMV in time to vote	Motion carried
Isaac Alexander	Noland	Widmyer		✓	Registered in Berkeley County	Motion carried
Richard Wagner	Morgan	Noland		✓	Not registered	Motion carried
	Noland	Morgan		✓	Absentee ballot received unsigned and form blank	Motion carried

After all provisional and absentee ballots were reviewed, the Commission added 94 ballots to the count.

The hand counts that were conducted on Precincts 7 and 22B were determined to be acceptable.

Motion by Noland, second by Morgan to set the bond amount for requesting a recount to \$300 and to set the date to Certify the Results of the Election to Thursday, December 17, 2009, at 9:45 a.m. Motion carried.

The Commission recessed as a Board of Canvassers at 11:35 a.m.

DALE MANUEL, COMMISSION PRESIDENT