

SPECIAL SESSION:

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

At a Special Session of the County Commission of said County and State held at the Courthouse thereof on Tuesday, August 31, 2010, beginning at 9:30 o'clock a.m.

PRESENT: Lyn Widmyer, President
Patricia Noland, Commissioner
Dale Manuel; Commissioner
Frances Morgan, Commissioner
Jim Surkamp, Commissioner

The County Commission of Jefferson County, sitting as a Board of Canvassers, met this 31st day of August, 2010 at 9:30 a.m. for the purpose of canvassing ballots cast in the August 28, 2010 Primary Election. Jennifer Maghan, County Clerk, was present for the Canvass. Nikki Painter, from the County Clerk's office, was also present and assisted with the Canvass.

The Board 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. By random drawing, Precincts 19 and 34 each of the ballots were counted by hand.

Precinct 2:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Karen L. Kressin	Manuel	Morgan	✓		Poll Worker	Motion carried
Margaret A. Sutohausel	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 3:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Michael M Agunsdays Deborah T. Agunsdays	Deferred to WV Sec. Of State & legal counsel (with one abstention) *Morgan			✓ ✓	Received wrong party ballot; insisted on voting correct ballot. *Rejected citing	Motion carried
		Noland				

Commissioner Surkamp abstained from voting on these provisional ballots due to his present circumstances.

* These ballots were rejected upon advice from legal counsel who cited State ex rel. McKown v. Board of Canvassers of Berkeley County, 113 W.Va. 498 (1933), Syllabus Point 5 as the basis for the rejections.

Precinct 4A - 0 provisional ballots and 0 absentee ballots.

Precinct 4B:

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Vivian Henry	Morgan	Widmyer	✓		Poll Worker	Motion carried
Janet Jeffries	Morgan	Noland	✓		Poll Worker	Motion carried
Tim McDonald Paul E. Wilson, Jr.	Morgan	Noland	✓ ✓		Absentee ballots received on time.	Motion carried

Precinct 6 - 0 provisional ballots and 0 absentee ballots.

Precinct 7

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Marcia Carol Grace	Noland	Morgan		✓	Not registered	Motion carried

Precinct 12 - 0 provisional ballots and 0 absentee ballots.

Precinct 13A

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Peggy J. Freeman Melinda S. Maye	Morgan	Noland	✓ ✓		Poll Worker Poll Worker	Motion carried

Precinct 13B

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Melodie Williams	Noland	Morgan	✓		Poll Worker	Motion carried

Precinct 14

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Susanne O. Koenig	Morgan	Noland	✓		Poll Worker	Motion carried
Julie D. Ott			✓		Poll Worker	

Precinct 15

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Paul W. Wilt	Morgan	Noland	✓		Poll Worker	Motion carried
Catherine Smallwood	Morgan	Manuel	✓		Poll Worker	Motion carried
Judy Carroll	Morgan	Widmyer	✓		Poll Worker	Motion carried
Larry Scott Whetsel	Morgan	Noland	✓		Registration okay	Motion carried

Precinct 16

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Deborah D. Gravatt	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 17

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Steven T. Crowe	Noland	Morgan	✓		Absentee received in time.	Motion carried

Precinct 19 - all ballots counted by hand.

Precinct 19

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
James H. Griffith, Jr.	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 20

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Lisa Daley	Morgan	Widmyer		✓	Not registered	Motion carried
Charles Edward Wright	Manuel	Morgan		✓	Voted at incorrect precinct-should have voted at 25B S. Jeff. Elementary	Motion carried

Precinct 21A

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Judy Ott	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 21B - 0 provisional ballots and 0 absentee ballots.

Precinct 22A - 0 provisional ballots and 0 absentee ballots.

Precinct 22B

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Elizabeth C. Stagner	Noland	Morgan	✓		Poll Worker	Motion carried

Precinct 23A

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Stephanie F. Grove	Morgan	Noland	✓		Voting in new precinct	Motion carried

Precinct 23B

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
A. David Hamill	Morgan	Noland	✓		Poll Worker	Motion carried

Metha Crouch	Morgan	Noland	✓		Poll Worker	Motion carried
Susan B. Kersey	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 25A - 0 provisional ballots and 0 absentee ballots

Precinct 25B - 0 provisional ballots and 0 absentee ballots

Precinct 26

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Kiya Tabb	Noland	Morgan		✓	Registered in Berkeley County	Motion carried
Linda Fricke	Morgan	Noland	✓		Poll Worker	Motion carried

Precinct 27

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Terri Roberts	Morgan	Noland	✓		Poll Worker	Motion carried
Brian Hanna II	Morgan	Noland	✓		Poll Worker	Motion carried
Lovesee Snyder	Noland	Morgan	✓		Registration okay	Motion carried

Precinct 28

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Barbara Larrow	Noland	Manuel	✓		Poll Worker	Motion carried
Patricia C. Mills	Noland	Morgan	✓		Poll Worker	
Jacob Scott Shadle	Noland	Manuel	✓		Poll Worker	Motion carried
Jacqueline Shadle	Morgan	Noland	✓		Poll Worker	

Precinct 31

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Antoinette Ringgold	Noland	Manuel	✓		Poll Worker	Motion carried

Precinct 32

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Ergin Erden	Noland	Widmyer		✓	Registered in Berkeley County	Motion carried
Terri Sizemore	Noland	Widmyer	✓		Poll Worker	Motion carried

Precinct 33

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Bruce Mike Cressin	Noland	Manuel	✓		Poll Worker	Motion carried
Delores Allen	Noland	Manuel	✓		Poll Worker	Motion carried
Deborah Royalty	Noland	Manuel	✓		Poll Worker	Motion carried

Precinct 34 - All ballots counted by hand

Precinct 34

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Beyla Irene Kandalis	Noland	Morgan		✓	Voted wrong party	Motion carried
Kathleen Casey	Morgan	Noland	✓		Voting new precinct	Motion carried
Deborah Cornwell	Morgan	Noland	✓		Poll Worker	Motion carried

Janice Offutt	Morgan	Noland	✓		Poll Worker	Motion carried
Beverly G. Turner	Morgan	Noland	✓		Poll Worker	Motion carried
Clarissa M. Banks	Morgan	Noland	✓		Absentee ballot	Motion carried

Precinct 35A

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Trevor Craker	Noland	Manuel	✓		Poll Worker	Motion carried
George Moxley, Sr.	Noland	Widmyer	✓		Poll Worker	Motion carried

Precinct 35B

NAME OF VOTER	Motion	Second	Accept	Reject	REASON ACCEPTED OR REJECTED	VOTE
Florence Vickers	Noland	Widmyer	✓		Poll Worker	Motion carried
Lisa Miglioreher	Noland	Widmyer	✓		Poll Worker	Motion carried

Hand counts were conducted on Precinct 19 and Precinct 34 and were determined to be acceptable.

Commissioner Morgan departed the canvass at approximately 10:30 a.m.

Motion by Ms. Noland, second by Mr. Manuel to set the bond amount for a recount at \$300.00. Motion carried.

Due to misinformation from the WV Secretary of State's Office, regarding the 24 hour clock, the Commission agreed to certify the results of the General Election on Wednesday, September 1, 2010 at 11:40 a.m..

The Commission recessed as a Board of Canvassers at 11:40 a.m.

Lyn Widmyer, Commission President

