City of Benson
City Council Communication

Regular Meeting **November 28, 2016**

To: Mayor and Council Agenda Item # 4

From: Vicki Vivian, CMC, City Clerk

Subject:

Discussion and possible action regarding Resolution 37-2016 of the Mayor and Council of the City of Benson, Arizona, canvassing, declaring and adopting the results of the General Election held on November 8, 2016

Discussion:

This Resolution is a requirement that must be completed no later than 20 days after the election. Resolution 37-2016 officially approves the canvass of the votes cast in the November 8, 2016 General Election.

The only issue the City had on the ballot was Proposition 418, the resolution proposing an extension of the Alternative Expenditure Limitation (AEL) for the City of Benson for the next 4 years. AEL allows the City Council to determine the amount of the alternative expenditure limitation for the fiscal year and replaces the state-imposed expenditure limitation. A "yes" vote had the effect of extending the AEL and a "no" vote had the effect of not allowing the AEL. The votes were cast as follows:

2,104 Ballots Cast

PROPOSITION 418	VOTES RECEIVED
YES	1,166
NO	823
OVER VOTES	1
UNDER VOTES	114

Staff Recommendation:

Approval of Resolution 37-2016

RESOLUTION 37-2016

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, CANVASSING, DECLARING AND ADOPTING THE RESULTS OF THE GENERAL ELECTION HELD ON NOVEMBER 8, 2016

WHEREAS, on the 8th day of November, 2016, a general election of the qualified electors of the City of Benson, Arizona, was held for the purpose of presenting Proposition 418, considering the question of extending the Alternative Expenditure Limitation, also known as the Home Rule Option ("Home Rule"); and

WHEREAS, the election returns, attached hereto as Exhibit "A" and incorporated herein by this reference, have been presented to and have been canvassed by the Mayor and City Council; and

WHEREAS, the election returns as canvassed show that there were 2,104 ballots cast; and

WHEREAS, the election returns as canvassed show the number of votes cast for Proposition 418 is as follows:

PROPOSITION 418	VOTES RECEIVED
YES	1,166
NO	823
OVER VOTES	1
UNDER VOTES	114

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

SECTION 1. That the total number of ballots cast at the general election was 2,104.

SECTION 2. That it is hereby found, determined and declared of record, the Home Rule Question did receive a majority of the total number of valid votes cast and was thereby approved by the voters of the City and shall govern the City of Benson from fiscal year 2017-2018 through fiscal year 2020-2021.

SECTION 3. This resolution shall constitute the official canvass and be in full force and effect immediately upon its adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 28th day of November, 2016.

_____
TONEY D. KING, SR., Mayor

ATTEST:

_____
VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:

_____
MESCH CLARK ROTHSCHILD
By Gary J. Cohen, City's Attorney

EXHIBIT “A”

OFFICIAL RESULTS

Cochise County
Elections & Special Districts

Public Programs...Personal Service
www.cochise.az.gov

KATIE A. HOWARD
Director

MARTHA L. RODRIQUEZ
Elections Program Coordinator

CERTIFICATION OF RESULTS OF THE CITY OF BENSON GENERAL ELECTION NOVEMBER 8, 2016

I, the undersigned, being the Election Officer of Cochise County, do hereby certify that the copy of the Official Results (as canvassed on November 22, 2016 by the Cochise County Board of Supervisors) of said election held on November 8, 2016 is attached hereto, and is a true and correct copy of the Official Results that has been filed in the records of the Cochise County Elections & Special Districts Office. Your jurisdiction results will become official when the City of Benson canvasses this election.

BALLOTS PROCESSED 2,104

	YES	NO
Proposition 418	**1,166**	**823**
	58.62%	41/38%

Katie A. Howard, Director

This instrument was acknowledged before me this 22nd day of November 2016 by Martha L. Rodriquez

State of Arizona
County of Cochise

Martha L Rodriquez

MARTHA L. RODRIQUEZ
Notary Public - State of Arizona
COCHISE COUNTY
My Commission Expires Jan. 31, 2019

1415 Melody Lane, Building A
Bisbee, Arizona 85603
520-432-8970
520-432-8995 fax
khoward@cochise.az.gov

JURISDICTIONAL CANVASS
RUN DATE:11/22/16 09:02 AM

City of Benson

ALL BALLOTS COUNTED

	VOTES	PERCENT
01 = BALLOTS CAST	2,104	

PROPOSITION 418 City of Benson
(VOTE FOR) 1

	VOTES	PERCENT
02 = Yes	1,166	58.62
03 = No	823	41.38

	01	02	03
0001 01 BE Benson	750	417	297
0002 02 BE J-Six	288	154	118
0003 03 BE San Pedro	1066	595	408
0024 24 St David	0	0	0

PROPOSITION 418 City of Benson
(VOTE FOR) 1

	VOTES	PERCENT
01 = Yes	1,166	58.62
02 = No	823	41.38

	01	02
0001 01 BE Benson	417	297
0002 02 BE J-Six	154	118
0003 03 BE San Pedro	595	408
0024 24 St David	0	0

	VOTES	PERCENT
01 = BALLOTS CAST	2,104	

PROPOSITION 418 City of Benson
(VOTE FOR) 1

	VOTES	PERCENT
02 = Yes	1,166	58.62
03 = No	823	41.38
04 = OVER VOTES	1	
05 = UNDER VOTES	114	

	01	02	03	04	05
0001 01 BE Benson	750	417	297	0	36
0002 02 BE J-Six	288	154	118	0	16
0003 03 BE San Pedro	1066	595	408	1	62
0024 24 St David	0	0	0	0	0

SUMMARY REPORT

GENERAL ELECTION
COCHISE COUNTY
NOVEMBER 8, 2016

OFFICIAL RESULTS

RUN DATE:11/22/16 03:29 PM

	VOTES	PERCENT
PRECINCTS COUNTED (OF 49)	0	
REGISTERED VOTERS - TOTAL	75,157	
BALLOTS CAST - TOTAL.	50,601	
BALLOTS CAST - BLANK.	7	.01
VOTER TURNOUT - TOTAL		67.33
VOTER TURNOUT - BLANK		.01

Presidential Electors
(VOTE FOR) 1

TRUMP, PENCE (REP)	28,092	56.17
CLINTON, KAINE (DEM).	17,450	34.89
JOHNSON, WELD (LBT)	2,394	4.79
STEIN, BARAKA (GRN)	993	1.99
WRITE-IN.	1,086	2.17
Over Votes	61	
Under Votes	525	

U.S. Senator
(VOTE FOR) 1

MCCAIN, JOHN (REP)	27,636	56.41
KIRKPATRICK, ANN (DEM)	17,642	36.01
SWING, GARY (GRN).	3,163	6.46
WRITE-IN.	552	1.13
Over Votes	29	
Under Votes	1,579	

U.S. Representative in CD 2
(VOTE FOR) 1

MCSALLY, MARTHA (REP)	33,692	68.01
HEINZ, MATT (DEM).	15,718	31.73
WRITE-IN.	130	.26
Over Votes	24	
Under Votes	1,037	

State Senator Dist. 14
(VOTE FOR) 1

GRIFFIN, GAIL (REP)	29,385	60.14
ALVAREZ, JAIME (DEM).	19,364	39.63
WRITE-IN.	114	.23
Over Votes	21	
Under Votes	1,670	

State Representative Dist. 14
(VOTE FOR) 2

JOHN, DREW (REP)	26,732	30.46
NUTT, BECKY (REP).	26,665	30.38
HOLMES, MIKE (DEM)	16,616	18.93
LINDSTROM, JASON (DEM)	17,592	20.04
WRITE-IN.	168	.19
Over Votes	114	
Under Votes	13,221	

Corporation Commissioner
(VOTE FOR) 3

BURNS, ROBERT "BOB" (REP)	29,097	24.61
DUNN, BOYD (REP)	26,386	22.32
TOBIN, ANDY (REP).	26,542	22.45
CHABIN, TOM (DEM).	17,387	14.71
MUNDELL, WILLIAM "BILL" (DEM).	18,413	15.57
WRITE-IN.	405	.34
Over Votes	69	
Under Votes	33,363	

Board of Supervisors District 1
(VOTE FOR) 1

CALL, PAT (REP)	16,636	97.92
WRITE-IN.	353	2.08
Over Votes	5	
Under Votes	3,125	

Board of Supervisors District 2
(VOTE FOR) 1

MOOTS, DOMINIC "NICO" (REP)	5,802	40.03
ENGLISH, ANN (DEM)	8,638	59.60
WRITE-IN.	53	.37
Over Votes	16	
Under Votes	696	

Board of Supervisors District 3
(VOTE FOR) 1

JUDD, PEGGY (REP).	9,937	68.74
PINAR, DAVID (DEM)	4,484	31.02
WRITE-IN.	34	.24
Over Votes	8	
Under Votes	767	

County Attorney
(VOTE FOR) 1

MCINTYRE, BRIAN M. (REP)	30,256	65.94
HOLZ, THOMAS C. (IND)	15,500	33.78
WRITE-IN.	126	.27
Over Votes	20	
Under Votes	4,652	

Sheriff
(VOTE FOR) 1

DANNELS, MARK J. (REP)	41,597	98.05
WRITE-IN.	826	1.95
Over Votes	17	
Under Votes	8,114	

	VOTES	PERCENT
County Treasurer		
(VOTE FOR) 1		
TRAYWICK, CATHERINE "CATHY" (REP)	41,562	98.98
WRITE-IN.	429	1.02
Over Votes	16	
Under Votes	8,547	
County School Superintendent		
(VOTE FOR) 1		
CLAY, JACQUI (REP)	29,226	61.59
MIMS, JOY R. (DEM)	18,058	38.06
WRITE-IN.	166	.35
Over Votes	22	
Under Votes	3,082	
County Recorder		
(VOTE FOR) 1		
STEVENS, DAVID W. (REP).	27,905	58.63
GARDNER, PETER B. (DEM).	19,606	41.19
WRITE-IN.	87	.18
Over Votes	25	
Under Votes	2,931	
County Assessor		
(VOTE FOR) 1		
LEIENDECKER, PHILIP S. (REP)	40,850	98.77
WRITE-IN.	509	1.23
Over Votes	19	
Under Votes	9,176	
Justice of the Arizona Supreme Court - TIMMER		
(VOTE FOR) 1		
Yes	36,467	83.69
No.	7,106	16.31
Over Votes	8	
Under Votes	6,973	
Judge of the Superior Court Div. 4		
(VOTE FOR) 1		
ELLEDGE, KARL D.	40,584	99.02
WRITE-IN.	400	.98
Over Votes	14	
Under Votes	9,556	
Judge of the Superior Court Div. 5		
(VOTE FOR) 1		
CONLOGUE, JAMES L.	40,729	98.91
WRITE-IN.	450	1.09
Over Votes	16	
Under Votes	9,359	

	VOTES	PERCENT
Mayor City of Bisbee		
(VOTE FOR) 1		
OERTLE, RONALD.	998	40.57
SMITH, DAVID M.	1,442	58.62
WRITE-IN.	20	.81
Over Votes	0	
Under Votes	105	
Board Member Apache Elementary USD #42		
(VOTE FOR) 1		
GROSSMAN, WILLIAM A..	38	55.88
KRENTZ, FRANK R.	29	42.65
WRITE-IN.	1	1.47
Over Votes	0	
Under Votes	3	
Board Member Benson USD #09		
(VOTE FOR) 3		
BARNEY, BRETT	2,020	25.45
BERNAL, ROBERT.	2,242	28.25
ROBERTS, ANN P.	2,192	27.62
TAMEZ, PETE R..	1,423	17.93
WRITE-IN.	59	.74
Over Votes	3	
Under Votes	3,188	
Board Member Bisbee USD #02		
(VOTE FOR) 3		
GIACOMINO, AUDREY "LUCHE"	1,217	17.68
HAMERS, ALICE R.	1,256	18.25
LITTRELL, ANN R.	1,581	22.97
LOY, CAROL E.	1,323	19.22
POLANCO, PRIDO.	1,480	21.50
WRITE-IN.	26	.38
Over Votes	15	
Under Votes	2,675	
Board Member Sierra Vista USD #68		
(VOTE FOR) 3		
JOHNSON, MAUDELYNN "CONNIE"	16,115	78.82
WRITE-IN.	4,330	21.18
Over Votes	15	
Under Votes	42,951	
Board Member St. David USD #21		
(VOTE FOR) 3		
DAVIS, JAY T.	1,335	32.68
HAYNIE, BRADLEY	1,336	32.71
THOMAS, SHARON.	1,027	25.14
WRITE-IN.	387	9.47
Over Votes	3	
Under Votes	1,504	

	VOTES	PERCENT
Board Member Willcox USD #13		
(VOTE FOR) 3		
HOPKINS, MARK L.	1,471	24.86
NOLAN, GUY P.	1,449	24.49
NOLAN, WILLIAM "BILL"	1,394	23.56
OWEN, DWAYNE A.	1,575	26.62
WRITE-IN.	28	.47
Over Votes	3	
Under Votes	1,700	
Board Member Whetstone Water District		
(VOTE FOR) 2		
BARRETT, JAMES MIKE	229	31.11
DOOLEY, JOE P..	171	23.23
ENNIS, TONY.	153	20.79
PHELPS, DALE S.	179	24.32
WRITE-IN.	4	.54
Over Votes	4	
Under Votes	246	
PROPOSITION 205		
(VOTE FOR) 1		
Yes	22,120	44.71
No.	27,357	55.29
Over Votes	9	
Under Votes	1,068	
PROPOSITION 206		
(VOTE FOR) 1		
Yes	26,264	53.34
No.	22,976	46.66
Over Votes	5	
Under Votes	1,309	
PROPOSITION 417 City of Tombstone		
(VOTE FOR) 1		
Yes	485	61.01
No.	310	38.99
Over Votes	0	
Under Votes	34	
PROPOSITION 418 City of Benson		
(VOTE FOR) 1		
Yes	1,166	58.62
No.	823	41.38
Over Votes	1	
Under Votes	114	

	VOTES	PERCENT
PROPOSITION 419 Town of Huachuca City		
(VOTE FOR) 1		
Yes	332	60.47
No.	217	39.53
Over Votes	0	
Under Votes	32	
Question Town of Huachuca City		
(VOTE FOR) 1		
Yes	391	71.22
No.	158	28.78
Over Votes	0	
Under Votes	32	
PROPOSITION San Simon USD #18		
(VOTE FOR) 1		
Yes	145	45.17
No.	176	54.83
Over Votes	0	
Under Votes	18	
PROPOSITION Willcox USD #13		
(VOTE FOR) 1		
Yes	1,209	49.49
No.	1,234	50.51
Over Votes	0	
Under Votes	97	
PROPOSITION Sierra Vista USD #68		
(VOTE FOR) 1		
Yes	11,150	54.86
No.	9,176	45.14
Over Votes	3	
Under Votes	808	
PROPOSITION Northern Cochise Hospital District		
(VOTE FOR) 1		
Yes	2,175	53.32
No.	1,904	46.68
Over Votes	2	
Under Votes	277	

	TOTAL VOTES	%	EARLY	VOTE CTR	PROVISION	ADD'L VC
PRECINCTS COUNTED (OF 49)	0					
REGISTERED VOTERS - TOTAL	75,157					
BALLOTS CAST - TOTAL.	50,601		34,070	14,880	1,633	18
BALLOTS CAST - BLANK.	7	.01	4	3	0	0
VOTER TURNOUT - TOTAL		67.33				
VOTER TURNOUT - BLANK		.01				
Presidential Electors						
(VOTE FOR) 1						
TRUMP, PENCE (REP)	28,092	56.17	17,829	9,448	803	12
CLINTON, KAINE (DEM).	17,450	34.89	13,011	3,847	590	2
JOHNSON, WELD (LBT)	2,394	4.79	1,487	803	103	1
STEIN, BARAKA (GRN)	993	1.99	538	372	82	1
WRITE-IN.	1,086	2.17	778	268	38	2
Total	50,015		33,643	14,738	1,616	18
Over Votes	61		61	0	0	0
Under Votes	525		366	142	17	0
U.S. Senator						
(VOTE FOR) 1						
MCCAIN, JOHN (REP)	27,636	56.41	17,412	9,345	870	9
KIRKPATRICK, ANN (DEM)	17,642	36.01	12,942	4,086	610	4
SWING, GARY (GRN).	3,163	6.46	2,150	906	104	3
WRITE-IN.	552	1.13	356	182	12	2
Total	48,993		32,860	14,519	1,596	18
Over Votes	29		29	0	0	0
Under Votes	1,579		1,181	361	37	0
U.S. Representative in CD 2						
(VOTE FOR) 1						
MCSALLY, MARTHA (REP)	33,692	68.01	21,346	11,270	1,063	13
HEINZ, MATT (DEM).	15,718	31.73	11,910	3,288	517	3
WRITE-IN.	130	.26	74	45	10	1
Total	49,540		33,330	14,603	1,590	17
Over Votes	24		24	0	0	0
Under Votes	1,037		716	277	43	1
State Senator Dist. 14						
(VOTE FOR) 1						
GRIFFIN, GAIL (REP)	29,385	60.14	18,787	9,721	863	14
ALVAREZ, JAIME (DEM).	19,364	39.63	14,016	4,649	696	3
WRITE-IN.	114	.23	58	46	9	1
Total	48,863		32,861	14,416	1,568	18
Over Votes	21		21	0	0	0
Under Votes	1,670		1,154	458	58	0