

**RESOLUTION 25-2018**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF  
BENSON, ARIZONA, CANVASSING, DECLARING, AND ADOPTING THE  
RESULTS OF THE PRIMARY ELECTION HELD ON AUGUST 28, 2018**

WHEREAS, on the 28th day of August, 2018, a primary election of the qualified electors of the City of Benson, Arizona, was held for the purpose of electing one (1) mayor for a two-year term, three (3) councilmembers to each serve four-year terms, and one (1) councilmember to serve a previously vacated two-year term; 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 1,275 ballots cast; and

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

<u>FOR MAYOR</u>	<u>VOTES RECEIVED</u>
KING, SR., TONEY D.	836
WRITE IN	107
OVER VOTES	0
UNDER VOTES	332

<u>FOR COUNCILMEMBER – 4-YEAR TERM</u>	<u>VOTES RECEIVED</u>
DIAZ, LUPE	597
JABKOWSKI, MICHAEL	390
KONRAD, JOE	648
NUNN, BARBARA	683
O’HARA CHRISTINE	530
OVER VOTES	0
UNDER VOTES	947

<u>FOR COUNCILMEMBER – 2-YEAR TERM</u>	<u>VOTES RECEIVED</u>
DEMPSTER, LARRY	987
WRITE IN	26
OVER VOTES	0
UNDER VOTES	262

WHEREAS, pursuant to Arizona law and the Benson City Code, Chapter 2, Article 2-3, Sections 2-3-3 and 2-3-4, at the Primary Election the candidate receiving a majority of all votes cast for the office of Mayor and the candidates receiving a majority of all votes cast for the office of Councilmember shall be declared to be elected to the offices of Mayor and Councilmember; and

WHEREAS, it appears that Toney D. King, Sr. received a number of votes constituting a majority of all the valid votes cast for the office of Mayor and should be deemed elected in accordance with Arizona law; and

WHEREAS, it appears that Barbara Nunn received a number of votes constituting a majority of all the valid votes cast for a 4-year term Councilmember and should be deemed elected in accordance with Arizona law; Joe Konrad received a number of votes constituting a majority of all the valid votes cast for a 4-year term Councilmember and should be deemed elected in accordance with Arizona law; and Lupe Diaz received a number of votes constituting a majority of all the valid votes cast for a 4-year term Councilmember and should be deemed elected in accordance with Arizona law; and

WHEREAS, it appears that Larry Dempster received a number of votes constituting a majority of all the valid ballots cast for a 2-year term Councilmember and should be deemed elected in accordance with Arizona law; and

WHEREAS, there is no remaining office of Mayor or Councilmember that was not filled by a number of votes constituting a majority of all the valid votes cast for each office.

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 primary election was 1,275.

SECTION 2. That Toney D. King, Sr. is declared to be elected to the office of Mayor effective as of the date of the General Election; Barbara Nunn is declared to be elected to the office of Councilmember effective as of the date of the General Election; Joe Konrad is declared to be elected to the office of Councilmember effective as of the date of the General Election; Lupe Diaz is declared to be elected to the office of Councilmember effective as of the date of the General Election; and Larry Dempster is declared to be elected to the office of Councilmember for a 2-year term effective as of the date of the General Election.

SECTION 3. That there is no remaining office of Mayor or Councilmember to be elected, therefore the General

Election for the City of Benson will not be held on  
November 6, 2018.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY  
OF BENSON, ARIZONA, this 10th day of September, 2018.



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 Department

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

LISA M. MARRA  
Director

MARTHA L. RODRIQUEZ  
Deputy Director

## CERTIFICATION OF RESULTS OF THE CITY OF BENSON PRIMARY ELECTION AUGUST 28, 2018

I, the undersigned, being the Election Officer of Cochise County, Arizona, do hereby certify that the copy of the Final Unofficial Results of the Primary Election held on August 28, 2018 is attached hereto, and is a true and correct copy of the results that have been filed in the records of the Cochise County Elections Department in Bisbee, Arizona. The results will become official when the City of Benson canvasses this election.

**Total Ballots Cast: 1275**

### MAYOR

Toney D. King, Sr. 836

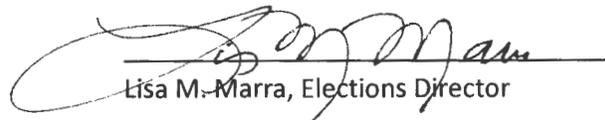
### COUNCIL MEMBER

Lupe U. Diaz 597  
Michael Jabkowski 390  
Joe Konrad 648  
Barbara Nunn 683  
Christine M. O'Hara 530

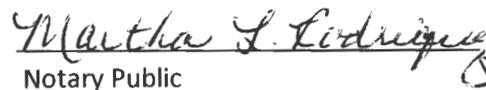
### COUNCIL MEMBER – Term Expires 2020

Larry Dempster 987

State of Arizona  
County of Cochise

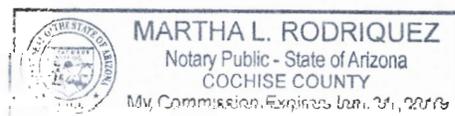
  
Lisa M. Marra, Elections Director

This instrument was acknowledged before me this 5th<sup>th</sup> day of September, 2018 by Lisa M. Marra.

  
Notary Public

My commission will expire:

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





JURISDICTIONAL CANVASS  
 RUN DATE:09/06/18 04:30 PM

City of Benson

Council Member Expires 2020 City of Benson  
 (VOTE FOR) 1  
 01 = DEMPSTER, LARRY  
 02 = WRITE-IN

VOTES PERCENT

VOTES PERCENT

987 97.43  
 26 2.57

03 = OVER VOTES  
 04 = UNDER VOTES

0  
 262

	01	02	03	04
0001 01 BE BENSON	358	12	0	90
0002 02 BE J-SIX	132	3	0	31
0003 03 BE SAN PEDRO	497	11	0	141
0024 24 ST DAVID	0	0	0	0

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 0002 02 BE J-SIX  
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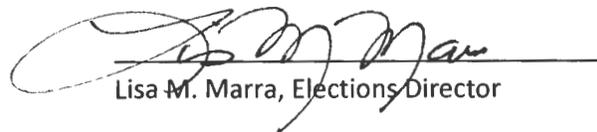
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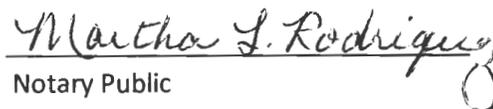
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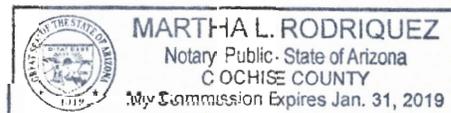
  
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