

SEWARD COUNTY BOARD OF COMMISSION

DATE: April 14, 2014

TIME: 9:00 a.m.

CALL TO ORDER: Chair Linenbroker

LOCATION: 515 N. Washington
Commission Chambers
Liberal, KS 67901

PRESENT
COMMISSIONERS:

Jim Rice
Randy Malin ABSENT
April Warden Appointed for Commissioner Malin
CJ Wettstein PRESENT AT 9:20AM
Ada Linenbroker
Doug LaFreniere

CLERK'S OFFICE: Stacia D. Long
Crystal Clemens

PROVISIONAL BALLOTS

There are 93 provisional ballots cast at the City/USD 480 Special Election held on Tuesday, April 8, 2014. The provisional ballots were presented in groups. The Kansas Election Standards provides recommendations to count or not to count. The Kansas Election Standards were referred to as the provisional ballots are presented for review.

Chair Linenbroker moved to appoint April Warden for Commissioner Malin's position on the Canvass Board. Commissioner Rice seconded the motion; motion carried 3-0 with Vice Chair Wettstein and Commissioner Malin absent.

4 ballot- Voter had a name change. Each provisional ballot was verified to insure the voter was registered and only had a name change.

Page III -8 of the Kansas Election Standards, Situation A3 – Registered voter had different name than on the poll book due to marriage, divorce or legal proceeding and completed a new voter registration application.

Commissioner Rice moved per the Kansas Election Standards the ballots should count. Commissioner LaFreniere seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

28 ballots - Voter was not registered.

Page III-8 of the Kansas Election Standards, Situation A6 – Voter was not registered.

Commissioner LaFreniere moved per the Kansas Election Standards the ballot should not count. Commissioner Rice seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

53 ballots - Voter moved within the county. Each provisional ballot was verified to insure the voter was registered and only had an address change.

Page III-8 of the Kansas Election Standards, Situation B3 – Registered voter moved anywhere in the county and voted at new precinct.

April Warden moved per the Kansas Election Standards the ballots should count. Commissioner Rice seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

4 ballot - Voters name not found in poll book

Page III-10 of the Kansas Election Standards, Situation D1 – Registered Voter’s name was found by CEO elsewhere in poll book.

Commissioner Rice moved per the Election Standards the ballots should count. Commissioner LaFreniere seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

1 ballot - Voter did not show ID at the polls

Page III – 11 of the Kansas Election Standards, Situation G1 – Voter in the county fails to provide valid identification, votes provisional. The law requires voter to provide ID in order to have ballot counted. However, if voter provides valid ID to CEO after voting provisional and before county canvass, the ballot should count.

April Warden moved to count the ballot since the voter provided ID prior to the canvass. Commissioner Rice seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

1 ballot - Ballot was received before close of poles but did not get counted on the day of the election. **This ballot should count** due to CEO error.

Commissioner Rice moved per the Election Standards the ballots should count. April Warden seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

1 ballot - Voter claims to have been given the incorrect ballot for precinct lived in.

It was determined that a voter was in fact given the incorrect ballot. Voter was given a Liberal Township 3 Ballot which did not include the Sales Tax Question. Voter lives in Liberal City, Ward 1 Precinct 1. **This provisional ballot should count for the sales tax question only.**

Commissioner Rice moved to count the ballot. Commissioner LaFreniere seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

1 ballot - Voter claims to have been given the incorrect ballot for precinct lived in.

We could not determine if the voter was in fact given the incorrect ballot as the ballot given was voted and the voter did not question her ballot to the poll worker until it was too late.

It is recommended that this provisional ballot should not count as it is unlawful to vote twice in an election.

Commissioner Rice moved to not count the ballot. Commissioner LaFreniere seconded the motion; motion carried 4-0 with Vice Chair Wettstein absent.

9:20am

The meeting recessed for the purpose of counting the approved Provisional Ballots and to amend the Final Abstract for approval.

9:28am

The Final Abstract was presented to the Canvass Board for approval.

Commissioner Rice moved to approve the Final Abstract as presented. April Warden seconded the motion; motion carried 5-0.

9:36am

The meeting adjourned.

2674 ballots cast prior to canvass

1721 Election Day

845 In Person Advance

108 Mail Ballot

64 Provisional Ballots

2738 TOTAL

Ada Linenbroker, Chair
Seward County Commission

Stacia D. Long
Seward County Clerk