

MINUTES FOR THE
PITTSBURG COUNTY ELECTION BOARD MEETING

February 18, 2015

The Pittsburg County Election Board met in a special meeting at 2:45 p.m., in District Courtroom Number 1 of the Pittsburg County Courthouse. Advanced notice of the meeting was performed by filing a written notice with the County Clerk on February 13, 2015 at 2:45 p.m. and posting an agenda at the County Election Board office on February 13, 2015, at 2:45 p.m. One copy of each of the notice and agenda is attached.

The purpose of the meeting was to conduct a recount of the ballots for McAlester School I-80 in the February 10, 2015, Special Election.

The ballots were delivered to Courtroom Number 1 by representatives of the County Sheriff in advance of the meeting.

Upon hearing testimony and receiving evidence, District Judge James Bland determined that the ballots had been properly preserved according to law, after which he turned the proceedings over to the Pittsburg County Election Board.

The following members were present: Clare Thomas, Chairman; Ted Kennedy, Vice Chairman, and Cathy Thornton, Secretary.

Ms. Thomas called the meeting to order.

BUSINESS CONDUCTED AT THE MEETING

1. **BUSINESS CONDUCTED:** Discuss and approve minutes of the meeting held February 13, 2015. **ACTION TAKEN:** Ms. Thomas moved that the minutes for the meeting held February 13, 2015, be approved. Mr. Kennedy seconded the motion. **ROLL CALL VOTE:** Ms. Thomas – aye; Mr. Kennedy – aye; Mrs. Thornton – aye. Motion passed, 3-0.

2. **BUSINESS CONDUCTED:** Conduct recount of ballots cast for McAlester School I-80 Proposition No 1, February 10, 2015, Special Election, Cause No. 201500001. (A copy of the Petition for Recount, Cause No. 201500001, is attached hereto and incorporated herein.)

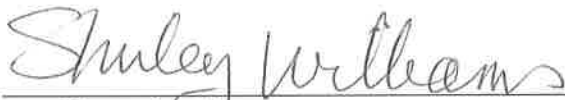
Ms. Thomas requested that Mrs. Thornton take charge of the proceedings. Mrs. Thornton introduced the County Election Board members and staff, and provided a brief synopsis of the manner in which the recount would be conducted. Counters were directed to take their positions, and all Watchers were sworn in and directed to take their positions. The counting of the ballots commenced at 3:10 p.m.

The recount concluded at 8:40 p.m. There was a change of one vote. A no vote that changed to an overvote.

3. BUSINESS CONDUCTED: Recess meeting. Recess not necessary. ACTION TAKEN: None. Board action not required.
4. BUSINESS CONDUCTED: Certify results of the recount of ballots cast for McAlester School I-80 Proposition No 1 in the February 10, 2015, Special Election, Cause No. 201500001. ACTION TAKEN: Ms. Thomas moved to certify the results of the recount of the ballots cast for McAlester School I-80 Proposition No 1 in the February 10, 2015, Special Election, Cause No. 201500001. Mr. Kennedy seconded the motion. ROLL CALL VOTE: Ms. Thomas – aye; Mr. Kennedy – aye; Mrs. Thornton – aye. Motion passed 3-0. (One copy of the Official Certification Report is attached hereto and incorporated herein.)
- 5 BUSINESS CONDUCTED: Adjourn meeting. ACTION TAKEN: Ms. Thomas moved to adjourn meeting. Mr. Kennedy seconded the motion. ROLL CALL VOTE: Ms. Thomas – aye; Mr. Kennedy – aye; Mrs. Thornton – aye. Motion passed, 3-0.



Clare Thomas, Chairman



Ted Kennedy, Vice Chairman



Cathy Thornton, Secretary

MCALESTER PUBLIC SCHOOLS INDEPENDENT SCHOOL DISTRICT NO. 080
 PROPOSITION NO. 1 MCALESTER PUBLIC SCHOOLS

Precinct	FOR THE PROPOSITION - YES	AGAINST THE PROPOSITION - NO
PITTSBURG COUNTY PCT 610001	12	6
PITTSBURG COUNTY PCT 610003	70	58
PITTSBURG COUNTY PCT 610004	161	87
PITTSBURG COUNTY PCT 610005	60	31
PITTSBURG COUNTY PCT 610006	76	43
PITTSBURG COUNTY PCT 610007	122	46
PITTSBURG COUNTY PCT 610008	31	20
PITTSBURG COUNTY PCT 610011	63	87
PITTSBURG COUNTY PCT 610014	79	66
PITTSBURG COUNTY PCT 610015	19	15
PITTSBURG COUNTY PCT 610019	0	10
PITTSBURG COUNTY PCT 610032	46	13
PITTSBURG COUNTY PCT 610036	0	1
PITTSBURG COUNTY PCT 610040	2	1
PITTSBURG COUNTY PCT 610041	0	0
PITTSBURG COUNTY PCT 610045	0	0
PITTSBURG COUNTY PCT 610046	0	5
PITTSBURG COUNTY PCT 610049	0	0
PITTSBURG COUNTY PCT 610051	7	10
Total:	748	499

WE, THE DULY APPOINTED MEMBERS OF THE PITTSBURG COUNTY ELECTION BOARD, STATE OF OKLAHOMA, DO HEREBY CERTIFY THAT THE ABOVE AND FOREGOING IS A TRUE AND CORRECT NUMBER OF VOTES CAST IN THE RECOUNT OF THE ELECTION HELD ON 2/10/2015. RESULTS OF SAID ELECTION ARE SHOWN ABOVE, DATED AT MCALISTER, OKLAHOMA, THIS 18th DAY OF FEBRUARY, 2015.


 CHAIRMAN


 VICE-CHAIRMAN


 SECRETARY

RECEIVED

FEB 13 2015 2:45pm

**PITTSBURG COUNTY
ELECTION BOARD**

APPLICATION FOR RECOUNT OF THE BALLOTS FOR)
PROPOSITION No. 1)
Pittsburg COUNTY)
PETITIONER: Victor Wheeler)

Cause No.: 2015-001

ORDER FOR RECOUNT

A recount of the ballots cast for the above-mentioned proposition in the Special McAlester School I-80 Election held on February 10, 2015 shall be conducted by the Pittsburg County Election Board at 115 E. Carl Alber Pkwy, District 1 Courtroom commencing at 1:30 p.m. on February 17, 2015.

Said recount shall be conducted under the provisions of Title 26, Section 8 of the Oklahoma Statutes.

Said recount shall include those ballots enumerated in the attached petition.

Dated this 13th day of February, 20 15.


Secretary

Pittsburg County Election Board

PETITION FOR RECOUNT OF QUESTION ELECTION

I, the undersigned, am a registered voter and participated in the
School Bond Election conducted on Feb. 10, 2015
(Type of Election) (Month, Day) (Year)

A simple majority is required for the question to pass.

THE RESULTS OF THE ELECTION WERE:

Total number of votes cast: _____
Number of votes for the question: _____
Number of votes against the question: _____
Margin of votes between those for and against: _____

In accordance with the provisions of Title 26, Section 8-111, of the Oklahoma Statutes, I hereby challenge the results of that election due to the fact that:

(Choose One)

- The total of votes cast was fifteen thousand (15,000) or more, and the margin of votes between those for and those against the question is one hundred fifty (150) or less.
- The total number of votes cast was fourteen thousand nine hundred ninety-nine (14,999) or fewer, and the margin of votes between those for and those against the question is one percent (1%) or less of the total votes cast.

A super majority of 60 % is required for the question to pass.

THE RESULTS OF THE ELECTION WERE:

Total number of votes cast: 1248
Number of votes for the question: 748
Number of votes against the question: 500
Margin of votes between those for and those needed to pass: 2

2. Petition must be signed by the requisite number of voters who participated in the election.
 - If 15,000 or more votes are counted for and against the question, 150 signatures are required.
 - If 14,999 or fewer votes are counted for and against the question, a number of signatures equal to 1% or more of the total votes counted is required.
3. Petition must state that all ballots — both precinct and absentee ballots — in the designated county are to be recounted.
4. Petition must state whether the ballots are to be recounted manually. If the petition does not specify a manual recount, the ballots will be recounted with electronic voting devices.
5. Petition must be accompanied by a deposit in the form of a cashier's check, certified check or money order made out to the "Secretary of the P. Itzberg County Election Board."
 - Deposit for an electronic voting device recount is \$600 per county.
 - Deposit for a manual recount is \$600 for the first 3,000 ballots to be recounted, plus an additional \$600 for each additional 6,000 ballots, or fraction thereof, per county.
6. Petition may be received from only one petitioner. "Joint" petitions are not acceptable.
7. Petition may be delivered to the County Election Board office by someone other than the named petitioner. No verification is required from the petitioner to indicate that the person is acting on his or her behalf.
8. Petition must be filed no later than 5 p.m. Friday following the election.
9. Within 24 hours of receiving a petition requesting a question recount, the County Election Board Secretary shall determine whether the petition contains a sufficient number of valid signatures. See *Secretary's Digest*, Contests of Election, ~~Section 19-25~~.

SCHEDULING THE RECOUNT

Contact the District Court Judge for your county to verify the date and time that a recount can begin in the district courtroom. If you are unable to contact the Judge, set the date and time yourself.

The recount must begin not less than three days nor more than ten days after the petition is filed. Include Saturdays, Sundays, and holidays in determining the date for the recount. For example, if a petition is filed on Friday, the earliest day to hold the recount is Tuesday.

If more than one recount petition is filed, schedule the recounts on different days to allow time to complete one recount before beginning the next.

In accordance with the provisions of Title 26, Section 8-111, of the Oklahoma Statutes, I hereby challenge the results of that election due to the fact that:

(Choose One)

- The total of votes cast was fifteen thousand (15,000) or more, and the margin of votes between those for and those needed for the question to pass is one hundred fifty (150) or less.
- The total number of votes cast was fourteen thousand nine hundred ninety-nine (14,999) or fewer, and the margin of votes between those for and those needed for the question to pass is one percent (1%) or less of the total votes cast.

I respectfully request that the ballots be recounted as follows:

- I request that ballots be recounted by electronic voting device. Along with the petition for recount, I submit a cashier's check or certified check for Six Hundred Dollars (\$600.00) for each county affected by the recount. I further accompany this petition for recount with a petition signed by 150 or more registered voters who participated in this election in which there were fifteen thousand (15,000) or more total votes cast.
- I request that ballots be recounted by electronic voting device. Along with this petition for recount, I submit a cashier's check or certified check for Six Hundred Dollars (\$600.00) for each county affected by the recount. I further accompany this petition for recount with a petition signed by one percent (1%) or more of the registered voters who participated in this election in which there were fourteen thousand nine hundred ninety-nine (14,999) or fewer total votes cast.
- I request that ballots originally counted by electronic voting devices be recounted manually. Along with this petition for recount, I submit a cashier's check or certified check in the amount of \$ _____, representing Six Hundred Dollars (\$600.00) for the first 3,000 ballots counted and an additional Six Hundred Dollars (\$600.00) for each subsequent group of 6,000 ballots (or fraction thereof) above the first 3,000 ballots as indicated by the announced results for each county affected by the recount. I further accompany this petition for recount with a petition signed by 150 or more registered voters who participated in this election in which there were fifteen thousand (15,000) or more total votes cast.
- I request that ballots originally counted by electronic voting devices be recounted manually. Along with this petition for recount, I submit a cashier's check or certified check in the amount of \$ 600.00, representing Six Hundred Dollars (\$600.00) for the first 3,000 ballots counted and an addition of Six Hundred Dollars (\$600.00) for each subsequent group of 6,000 ballots (or fraction thereof) above the first 3,000 ballots as indicated by the announced results for each county affected by the recount. I further accompany this petition for recount with a petition signed by one percent (1%) or more of the registered voters who participated in this election in which there were fourteen thousand nine hundred ninety-nine (14,999) or fewer total votes cast.

I further request that the following ballots be recounted:

(Choose One)

- I request a recount of all ballots cast, including absentee ballots, in all counties affected by this election.
- I request a recount of all ballots cast, including absentee ballots, in the specific counties listed below.

Pittsburg _____
(County) (County) (County)

(Signature) *Victor Wheeler*

(Printed or Typed Name) **VICTOR WHEELER**

(Date) **2/12/15**

I, the undersigned, hereby petition the County Election Board to recount the ballots cast in the School Bond Election held 2/10/15
 (Type of Election) (Month/Day/Year)

I swear or affirm that I am a registered voter and I participated in the above-stated election.

VOTER'S NAME (Please Print)	VOTER'S ADDRESS	SIGNATURE	DATE
VICTOR WHEELER	749 E. Tennessee	<i>[Signature]</i>	2/12/15
William J. Evin Jr.	600 E. SOUTH AVE.	<i>[Signature]</i>	2/12/15
Brent Grilliot	528 E. Adams	<i>[Signature]</i>	2/12/15
Amanda Zaccaro	511 Dove	<i>[Signature]</i>	2/12/15
Megan Higgins	1801 Mockingbird Ln	<i>[Signature]</i>	2/12/15
Justin Few	1423 Timber Ln	<i>[Signature]</i>	2/12/15
Kooley Dawn Chennard	337 E. Adams Ave	<i>[Signature]</i>	2/12/15
Sheila Cochran	508 Dove	<i>[Signature]</i>	2/12/15
Richard Zaccaro	511 Dove Dr	<i>[Signature]</i>	2/12/15
Michael Guzman	509 W. Adams	<i>[Signature]</i>	2/12/15
Chasity Young	1315 View Dr	<i>[Signature]</i>	2/12/15
Tabetha Howell	2032 N. 14th St	<i>[Signature]</i>	2/12/15
William Howell	2032 N. 14th St	<i>[Signature]</i>	2/12/15
TIM MILLS	349 E Washington	<i>[Signature]</i>	2/12/15
Janet Wandick	2321 N. A	<i>[Signature]</i>	2/12/15
Anne Brooks	801 Oklahoma	<i>[Signature]</i>	2/12/15
Kathylle DeLo	5245 Strong	<i>[Signature]</i>	2/12/15
Brenda Calahan	532 E. Morris	<i>[Signature]</i>	2-12-15

There are 22 lines on this page. Duplicate as needed in order to have sufficient lines to gather signatures.