

**City Of Martinsburg
Special City Council Meeting Minutes
Tuesday, June 21, 2016
5:00 P.M.**

With a quorum present, the special session of the Martinsburg City Council was called to order by Mayor George Karos at 5:15 p.m. The following Council Members were present: Gregg Wachtel, Dennis Etherington, Kevin Knowles, Ken Collinson, H.D. Boyd and Jason W. Baker. Not present was Don Anderson. Also present were: Kin Sayre, Legal Counsel; Gena Long, City Recorder.

3. Set Bond for Recount for the June 14, 2016 City of Martinsburg General Election (Maximum Bond of \$300)

Motion made by Councilman Knowles, seconded by Councilman Collinson, to set the bond for \$300. Motion carried unanimously.

4. Canvass the Tuesday, June 14, 2016 City of Martinsburg General Election

Mayor George Karos drew Precinct 9 to be hand counted in accordance with WV State Code.

The Provisional Ballots were voted as follows:

1. Voter from Precinct 15 whose registration record was not found in the City poll books. The City Recorder stated that it was likely, but not certain, that the voter was registered at his last known address, which was in the County. Councilman J. Baker stated that he believes that, as long as a voter was registered in Berkeley County and has moved to the City and not met the deadline for a voter registration update to a City precinct, the vote may still be counted at canvass. The City Attorney agreed and, since the registration of this voter is not certain, Councilman J. Baker stated that, to be safe, it should be counted.

Motion made by Councilman Knowles, seconded by Councilman J. Baker, to count the ballot. Motion carried 5-1, Wachtel voting no.

2. From precinct 15, the voter's new address and old address indicated a county residence.

Motion made by Councilman Knowles, seconded by Councilman Wachtel, not to count the ballot. Motion carried unanimously.

3. From precinct 15, the voter was registered in Morgan County.

Motion made by Councilman Wachtel, seconded by Councilman Collinson, not to count the ballot. Motion carried unanimously.

4. From precinct 15, voter was registered in County and is now claiming a City address.

Motion made by Councilman J. Baker, seconded by Councilman Etherington, to count the ballot. Motion carried 5-1, Wachtel voting no.

5. From precinct 15, voter was not registered at all in the State of WV.

Motion made by Councilman Knowles, seconded by Councilman J. Baker, not to count the ballot. Motion carried unanimously.

6. From precinct 7, voter was registered at old City address.

Motion made by Councilman J. Baker, seconded by Councilman Knowles, to count the ballot. Motion carried unanimously.

7. From precinct 7, voter was registered in County.

Motion made by Councilman J. Baker, seconded by Councilman Knowles, to count het ballot. Motion carried 5-1, Councilman Wachtel voting no.

8. Voter is underage and turns 18 in October. There was considerable discussion regarding the voter's eligibility to vote in the Primary as the voter will be of age by the date of the General, but this does not extend to Municipal elections, according to the City Attorney.

Motion made by Councilman Knowles, seconded by Councilman Etherington, not to count ballot. Motion carried 4-2, Councilman J. Baker and Councilman Boyd voting no.

9. From precinct 2, voter has moved to City address and is still registered in County.

Motion made by Councilman J. Baker, seconded by Councilman Collinson, to count the ballot. Motion carried 5-1, Councilman Wachtel voting no.

10. Voter is registered in County, and is now claiming City address.

Motion made by Councilman J. Baker, seconded by Councilman Boyd, to count the ballot. Motion carried unanimously.

11. Voter is a poll worker voting out of precinct.

Motion made by Councilman Wachtel, seconded by Councilman Etherington, to count the ballot for the races in which the poll worker would have been able to vote in the home precinct. Motion carried unanimously.

12. Voter is registered in the County and is now claiming City residence.

Motion made by Councilman J. Baker, seconded by Councilman Boyd, to count the ballot. Motion carried unanimously.

13. Voter is under age.

Motion made by Councilman Wachtel, seconded by Councilman Etherington, not to count the ballot. Motion carried 4-2, Councilman J. Baker and Councilman Boyd voting no.

5. Declare the June 14, 2016 City General Election Results

The Canvassing Board hand counted Precinct 9 and their hand count was in line with the results from the Optical Scan Ballot Counter. The following results were then declared by unanimous consent:

For Mayor:

H.D. Boyd	541
George Karos	854

For Council at Large

Jeff Molenda	204
David Haarberg	386
Gregg Wachtel	699
Harriet Johnson	744

Winchester Hopkins	150
Mary Ann Dulyea	254

For Ward I

Dennis Etherington	217
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For Ward II

Kevin Knowles	146
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For Ward III

James Jordan	123
Ken Collinson	315

For Ward IV

Mary Lewis	96
Mark Baker	160
Doug Reid	109

For Ward V

Jason Baker	114
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13. Executive Session

Meeting adjourned with unanimous consent at 6:53 PM.

Gena Long, City Recorder

George Karos, Mayor