

BOARD OF CANVASS – DAVIS COUNTY

BOARD OF CANVASS MEETING MINUTES
Wednesday, July 31, 2024

The Board of Canvass for Davis County met for an Emergency Meeting at 4:30 PM on Wednesday, July 31, 2024, in room 303 of the Davis County Administration Building, 61 South Main Street, Farmington, Utah. Required legal notice of this meeting was given.

All documents from this meeting are on file in the Davis County Clerk’s Office. The agenda for this meeting is incorporated into the minutes as item headers.

PRESENT ON THE DAIS

Members:

Commissioner Randy B. Elliott

Commissioner Bob J Stevenson

Assessor Andy Hansen (Alternate)

EXCUSED

Commissioner Lorene Miner Kamalu

OPENING

The meeting convened at 4:30 PM.

BOARD OF CANVASS

1. #689/2024. Canvassing of the Recount Congressional District 2 - 2024 Primary Election — *presented by Brian McKenzie, County Clerk*

Clerk Brian McKenzie shared his appreciation for the flexibility of the members of the Board of Canvass. This process was a different experience due to having to fast track everything for the recount of House District Two. The recount was requested by the Colby Jenkins Campaign on Monday afternoon, July 29, 2024. A notice was provided letting the public know when the County would be processing ballots, conducting pre-election tests, and a post-election audit, and when the Board of Canvass would be meeting. Notice was also provided to both the Colby Jenkins and Celeste Malloy campaigns. The process of the recount started on Tuesday morning with the Logic and Accuracy Test (LNA); Commissioner Stevenson attended as a representative of the Board of Canvass. Shortly after the LNA test, the County started counting ballots. During this process, representatives from both campaigns observed and asked questions in their capacity as election watchers. The County finished counting ballots Wednesday afternoon, July 31, 2024. The post-election audit was held following the completion of counting ballots and Commissioner Stevenson was present as a representative of the Board of Canvass. The election results were summarized and were presented to the Board of Canvass.

Clerk McKenzie presented each member of the Board of Canvass with a copy of the Canvass Report for the Canvassing of the Recount Congressional District 2 - 2024 Primary Election [Attachment A].

Clerk McKenzie explained the contents of each page of the report. The first page of the report contained a certification from the County Clerk, certifying that this report contains the official results and full reports of the primary election. The second page is documentation of the pre-election audit. The third page is documentation of the post-election audit. The fourth page is another part of the audit certification report. The fifth page is also part of the audit certification report. The sixth page includes a report of all ballots that were not counted for various reasons. As part of the recount process, all ballots that were rejected needed to be reexamined to ensure that they were properly rejected. During the review, no differences were found in rejected ballots. The next page covered reconciliation, which is required each time the County tabulates. There was one reconciliation conducted, and the numbers did not change from the primary election. No additional ballots were found to count and no additional ballots were rejected.

While presenting the election statistics report for the primary election it was discovered that the wrong report had been printed out. There was a brief pause while the correct report was printed.

Davis County does not sort ballots; because of this, all ballots needed to be recounted. A total of 55,912 ballots were recounted in about 10 hours. The turnout for the election was 45.76%. Vote totals for the candidates in US House Two were as follows: Celeste Malloy 11,845 votes; this is two votes less than what was initially reported in the primary election. Colby Jenkins 9,744 votes; this is two votes more than what was initially reported in the

BOARD OF CANVASS – DAVIS COUNTY

primary election. The reason for the change was because during the adjudication process, there were two ballots identified that were not correctly accounted for in the original election.

Commissioner Stevenson asked how long the County was given to conduct this recount and when the final results from the State will be known.

Clerk McKenzie explained that state statute allows the County seven days to conduct the recount. The Board of Canvass is required to convene immediately upon the completion of the recount. As counties finish their Board of Canvass meetings, they will report to the State. The State will have the final report sometime early next week.

VOTING

Motion to Certify the Election Results as Presented: Andy Hansen. **Second:** Randy B. Elliott. All present voted aye.

MEETING ADJOURNED

Commission Meeting was adjourned at 4:43 PM.

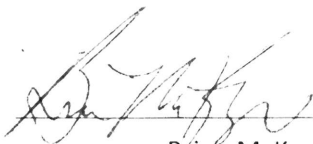
ATTACHMENTS

All publicly distributed materials associated with this meeting are noted as the following attachments:

- A. Canvassing of the Recount Congressional District 2 - 2024 Primary Election

Minutes Prepared by:

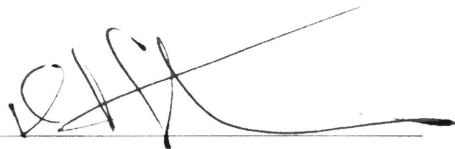
Aaron Moyes
Deputy Clerk



Brian McKenzie
Davis County Clerk

Minutes Approved on:

08/13/2024



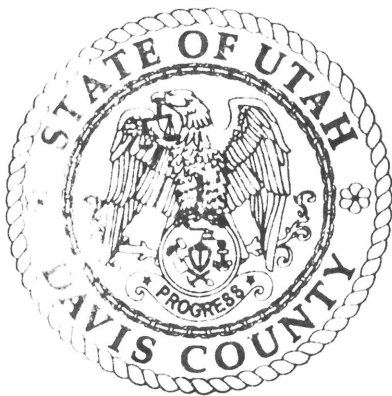
Bob J Stevenson
Commission Chair



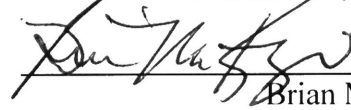
STATE OF UTAH }
 }ss.
COUNTY OF DAVIS}

I, Brian McKenzie, Clerk for the County of Davis, State of Utah, do hereby certify that the annexed and foregoing is a true and full election tabulation report, including all valid provisional and mail ballots, for the Recount of the 2nd Congressional Regular Primary Election held in Davis County on June 25, 2024.

I hereunto set my hand and affixed the Official Seal of Davis County.



Dated this 31st day of July, 2024

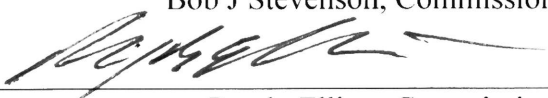

Brian McKenzie, Clerk

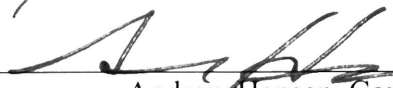
BOARD OF CANVASS

The Davis County Board of Canvassers hereby accepts the tabulation results as presented by the Davis County Clerk and declares them to be the official Davis County results of the Recount of the 2nd Congressional Regular Primary Election held on June 25, 2024.

Dated this 31st day of July, 2024


Bob J Stevenson, Commissioner


Randy Elliott, Commissioner


Andrew Hansen, County Assessor



Davis County Pre-Election Test and Audit Report

Election: June 25, 2024 CD2 Recount

Pre-Election Test Summary

1. Number of paper ballots processed on DS450: 5450
2. Number of paper ballots processed on DS200: 246
3. Number of Express Vote Ballots Processed: 40
4. Were all contests included in the test? yes
5. Did all equipment accurately detect over votes? yes
6. Did all equipment accurately detect under votes? yes
7. Did the results match the expected results of the test? yes

Notes:

Firmware Validation

Hardware	Certified Firmware Version	Current Firmware Version
Electionware PC	6.3.0.0	6.3.00
DS450	4.2.0.0	4.2.00
DS200	3.0.0.0	3.0.0.0
ExpressVote	4.2.1.0	4.2.1.0

Were there any differences between the certified firmware version and the current firmware version? __Yes__ No

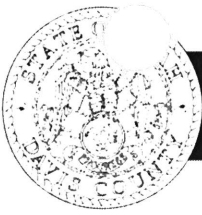
Certification

I certify that I was present and or participated in the Pre-Election Test and Audit and that the information included in this certification is accurate.

County Clerk: [Signature]

Board of Canvass Representative: [Signature]

RECOUNT of the June 25, 2024 Primary 2nd Congressional District Election Summary of By-Mail and Provisional Ballots Not Counted												
	Total ballots not counted	Already Voted	Fleeing Voter	No Proof of Identiy	Registered with a different party	No Proof of Residency	Moved from County	Signed by someone other than the voter	No Signature	Signature did not match	Empty Evnelope	Not Timely
North Salt Lake By-Mail	84			1					5	27		51
North Salt Lake Provisional	0											
South Weber By-Mail	41									20		21
South Weber Provisional	0											
Sunset By-Mail	4									0		4
Sunset Provisional	0											
Syracuse By-Mail	123			2				2	3	31	1	86
Syracuse Provisional	0											
West Bountiful By-Mail	15									5		10
West Bountiful Provisional	0											
West Point By-Mail	31									16		15
West Point Provisional	0											
Woods Cross By-Mail	41								1	16		24
Woods Cross Provisional	0											
Total By-Mail Not Counted	1090	1	0	9	0	0	0	5	30	363	1	744
Total Provisional Not Counted	4	1	0	0	2	1	0	0	0	0	0	0
Total	1094	2	0	9	2	1	0	5	30	363	1	744



Davis County Post-Election Auditors Certification Report

Election: June 25, 2024 CD2 Account

I certify that proper legal public notice was given for the Post-Election Audit. This audit was conducted at 61 South Main Street, Farmington, Utah 84025 on the 31st day of July, 2024; all laws, policies and procedures were followed as currently constituted; and that the following information is true and correct.

Signature of County Clerk: [Signature] Date: July 31, 2024

We the undersigned election auditors certify that we were present during and participated in this post-election audit. We certify that we reviewed the original paper ballots, associated electronic images and tabulation of all ballots identified for audit, we confirmed that the electronic count matched the original marks made by the voter, and that all electronic tabulations accurately reflected the intent of the voter as marked on each ballot and that if any differences were identified, they have been listed on the Audit Summary Report.

As an appointed election auditor, I certify that I attended the Post-Election Audit and verified the information listed above to be accurate.

Signature of Election Auditor Katie Pickett

Signature of Election Auditor [Signature]

Signature of Election Auditor [Signature]

Signature of Election Auditor [Signature]

Signature of Election Auditor Quinn D. Hadley

Signature of Election Auditor Pamela Stuart

Signature of Election Auditor Amy Goff

Signature of Election Auditor Kristen Baird

Signature of Election Auditor _____



Canvass - Audit Certification Report

County: Davis

Election: June 25, 2024 CD2 Recount

Paper Ballot Audit Summary

1. Number of paper ballots processed: _____
2. Number of ballots audited: 1,000
3. List the contests on the ballot that were audited:

CD 2

Were there any differences between the tabulation software and the votes marked on the paper ballots?

____ Yes ____ No (*If YES, please attach an explanation of any inconsistencies)

DRE Machine Audit Summary (complete only if applicable)

1. Number of voting machines used in the election: _____
2. Number of polling places used for the election: _____
3. Number of voting machines audited: _____
4. Were tamper-evident seals affixed to all journal tape canisters? ____ Yes ____ No
(*If no, please attach copies of the journal tape logs for the applicable canisters)
5. Did all machine serial numbers match when the canisters were installed and removed? ____ Yes ____ No
(*If no, please attach copies of the journal tape logs for the applicable canisters)
6. Did any tape seals on the journal tape canisters show evidence of tampering? ____ Yes ____ No
(*If yes, please attach copies of the logs for the applicable canisters)
7. Were there any differences between the machine results and hand-counted results for any audited machine? ____ Yes ____ No (*If yes, please attach copies of the hand count logs for the applicable canisters)

Signature Affidavit Audit Summary

Total number of signature affidavits audited: N/A

Did the signature audit reveal any inconsistencies between a signature's initial verification and the audit?
____ Yes ____ No (*If YES, please attach an explanation of any inconsistencies)

Clerk Certification – to be completed before the canvass

☒ Yes ☐ No I certify that I have reviewed the number of vote histories recorded in VISTA and they closely match the number of ballots cast in my county during this election.

Number of ballots counted: 55,912

Number of vote histories: 55,913

Difference: 1

Explain any differences: One envelope was returned with folded paper but no ballot. Wasn't found until after it was separated from the envelope.

☐ Yes ☐ No I certify that I have properly maintained the voter list in accordance with state and federal laws (20A-3a-404(2)).

☐ Yes ☐ No I complied with the requirements of the software validation rule R623-7: "before using any voting equipment, and before each election, the election officer shall verify that the firmware version on any voting equipment matches the firmware version that is certified by the EAC."

County Clerk Signature: 

Date: July 31, 2024

Davis County Canvass Statistics

25-Jun-24

Section 1 - Ballot Statistics

1A	45.8%	Voter Turnout
1B	122192	Active voters (as of the voter registration deadline)
1C	54136	Number of counted ballots (Mail or Drop Box)
1D	1667	Number of counted ballots (In-person)
1E	47	Number of ballots that were returned electronically (UOCAVA/disability)
1F	62	Number of counted ballots (Provisional)
1G	55912	Total number of ballots counted
1H	No	Does total ballots counted match the number of voters given vote history in VISTA
1I	1	If no, what is the difference
One ballot envelope was returned with paper inside, but not a ballot, it was not identified until after it was separated from the envelope. The papers did not have any personal identifying information to link it back to the envelope.		
1L	Explain:	

Section 2: Challenged and Uncounted Ballot Statistics

2A	363	Number of envelopes with a signature that does not match the voter's signature
2B	30	Number of unsigned envelopes
2C	9	Number of challenged ballots for other curable reasons
2D	1096	Total number of ballots that were challenged (cured and not cured combined)
2E	402	Total number of curable that were not cured
2F	36.7%	Percentage of curable ballots that were not cured
2G	8	Total number of ballots where the voter submitted a disability affidavit*

Section 3: Rejected ballot statistics (ballots that cannot be cured)

3A	744	Number of ballots that were returned after the postmark deadline
3B	7	Number of ballots rejected for other non-curable reasons
3C	751	Total number of rejected that were not curable
3D	1.2%	Percentage of ballots that were returned as undeliverable

Section 4: Provisional ballot statistics

4A	67	Number of provisional ballots issued
4B	63	Number of provisional ballots counted
4C	4	Total Number of provisional ballots not counted
4D	1	Already Voted
4E		Insufficient ID
4F		Unsigned
4G		Incomplete Form
4H	3	Other
4I	94.0%	Percentage of provisionals that were counted
4J	24	Number of provisional ballots that are same-day registration

Section 5: County Clerk Certification

Brian McKenzie
Davis

I certify that the information contained in this report is true and accurate.

This report must be sent to elections@utah.gov upon completion of the canvass

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REP U.S. HOUSE 2

Vote For 1

TOTAL	
COLBY C. JENKINS	369
CELESTE MALOY	224
Total Votes Cast	593

STATISTICS

TOTAL	
Registered Voters - Total	122,192
Ballots Cast - Total	1,645
Voter Turnout - Total	1.35%

REP U.S. HOUSE 2

Vote For 1

TOTAL	
CELESTE MALOY	11,845
COLBY C. JENKINS	9,744
Total Votes Cast	21,589

STATISTICS

TOTAL

Registered Voters - Total	122,192
Ballots Cast - Total	55,912
Voter Turnout - Total	45.76%

Davis County Canvass Statistics

6/25/2024 Recount CD2

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