

Resolution No. 33-2021

**RESOLUTION OF WEST HAVEN CITY ACTING AS THE MUNICIPAL BOARD OF
CANVASSERS CONDUCTING AND APPROVING THE CANVASS AND ELECTIONS
RESULTS FOR THE NOVEMBER 2021 GENERAL ELECTION; AND, PROVIDING
FOR AN EFFECTIVE DATE.**

WHEREAS, the City Council of West Haven City ("City") is a municipal corporation duly organized and existing under the laws of Utah; and,

WHEREAS, in conformance with Utah Code ("UC") §10-3-717, the governing body of the city may exercise all administrative powers by resolution including, but not limited to regulating the use and operation of municipal property; and,

WHEREAS, the City Council finds, under the requirements of UC §20A-4-301, et.seq, that the mayor and the city council are the board of municipal canvassers for the municipality; and,

WHEREAS, the City Council finds that the board of municipal canvassers shall meet to canvass the returns at the usual place of meeting of the municipal legislative body no sooner than seven days and no later than fourteen days after the election; and,

WHEREAS, the City Council finds that the date of this meeting, as set out below as the date of this resolution, is a date that complies with the statutory requirement as does the location where the meeting is being held; and,

WHEREAS, the City Council finds that the election returns from each voting precinct in which polls were opened have been received as of the time of meeting of this session of the board of canvassers; and,

WHEREAS, the City Council finds that the election returns have been canvassed by publicly opening the returns and determining from them the votes of each voting precinct as required by statute and that each of the following was reviewed and determined by such canvass: each person voted for; and, as may apply, those votes for and against each ballot proposition voted upon at the election; and,

WHEREAS, the City Council finds that the canvass, once having begun, was continued until it was completed; and,

WHEREAS, the City Council finds that in canvassing returns, the board of canvassers did not (a) reject any election returns if the board could determine the number of votes cast for each person from it; (b) reject any election returns if the election returns: (i) do not show who administered the oath to the judges of election; (ii) show that the election judges failed to fill out all the certificates in the poll books; or (iii) show that the election judges failed to do or perform any other act in preparing the returns that is not essential to determine for whom the votes were cast; or (c) reject any returns from any voting precinct that do not conform with the

requirements for making, certifying, and returning the returns if those returns were sufficiently explicit to enable the board of canvassers to determine the number of votes cast for each person and for and against each ballot proposition; and,

WHEREAS, the City Council finds that the board of canvassers, duly convened completed the required statutory duties: (a) declared "elected" or "nominated" those persons who: (i) had the highest number of votes; and (ii) sought election or nomination to an office completely within the board's jurisdiction; (b) declared: (i) "approved" those ballot propositions that: (A) had more "yes" votes than "no" votes; and (B) were submitted only to the voters within the board's jurisdiction; (ii) "rejected" those ballot propositions that: (A) had more "no" votes than "yes" votes or an equal number of "no" votes and "yes" votes; and (B) were submitted only to the voters within the board's jurisdiction; (c) certified the vote totals for persons and for and against ballot propositions submitted to voters within and beyond the board's jurisdiction and transmit those vote totals to the lieutenant governor; and,

WHEREAS, the City Council finds that when the election results were declared, the election officer prepared a report of the result, which contained: (i) the total number of votes cast in the board's jurisdiction; (ii) the names of each candidate whose name appeared on the ballot; (iii) the title of each ballot proposition that appeared on the ballot; (iv) each office that appeared on the ballot; (v) from each voting precinct: (A) the number of votes for each candidate; and (B) the number of votes for and against each ballot proposition; (vi) the total number of votes given in the board's jurisdiction to each candidate, and for and against each ballot proposition; and (vii) a statement certifying the information in the report is accurate; and,

WHEREAS, the City Council finds that the election officer and the board of canvassers: (i) reviewed the report to ensure it is correct; and (ii) signed the report; and, having performed, that the election officer then: (i) recorded or filed the certified report in a book kept for that purpose; (ii) prepared and transmitted a certificate of nomination or election under the officer's seal to each nominated or elected candidate; (iii) published a copy of the certified report in a newspaper with general circulation in the board's jurisdiction and post it in a conspicuous place within the jurisdiction; and (iv) filed a copy of the certified report with the lieutenant governor; and,

WHEREAS the City Council now desires to be in conformance with the requirements of law; and,

WHEREAS, the City finds that the public convenience and necessity requires the actions contemplated,

NOW, THEREFORE, BE IT RESOLVED by the City of West Haven:

SECTION 1 - CANVASS OF ELECTION RESULTS – NOVEMBER, 2021:

That the election results of the November, 2021 municipal general election, as certified to the Board of Municipal Canvassers, attached as **Attachment "A"**, is ratified and adopted in all of its relevant

particulars, based on the findings set out hereinabove, as is otherwise required by law.

SECTION 2 - REPEALER OF CONFLICTING ENACTMENTS

All orders and resolutions regarding the changes enacted and adopted which have heretofore been adopted by the City, or parts, which conflict with this Resolution, are, for such conflict, repealed, except this repeal shall not be construed to revive any act, order or resolution, or part, repealed.

SECTION 3 - PRIOR RESOLUTIONS

The body and substance of all prior Resolutions, with their specific provisions, where not otherwise in conflict with this Resolution, are reaffirmed and readopted.

SECTION 4 - SAVINGS CLAUSE

If any provision of this Resolution shall be held or deemed or shall be invalid, inoperative or unenforceable such reason shall render no other provision or provisions invalid, inoperative or unenforceable to any extent whatever, this being deemed the separate independent and severable act of the City Council of West Haven City.

SECTION 5 - DATE OF EFFECT

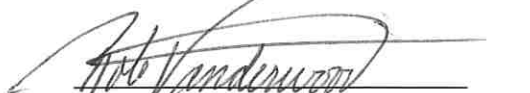
This Resolution shall be effective on the 15th day of November, 2021, and after publication or posting as required by law.

**PASSED AND ADOPTED BY THE CITY COUNCIL OF WEST HAVEN CITY,
STATE OF UTAH, on this 15th day of November, 2021.**

WEST HAVEN CITY

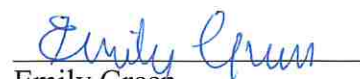

Kim Dixon-Pro Tem


Nina Morse-Councilmember


Rob Vanderwood-Councilmember


Carrie Call-Councilmember

ATTEST:


Emily Green
City Recorder



Summary Results Report
2021 GENERAL ELECTION

November 2, 2021

OFFICIAL RESULTS

WEST HAVEN CITY

WEST HAVEN CITY MAYOR West Haven City Mayor

Vote For 1

	TOTAL	VOTE %
ROB VANDERWOOD	2,033	58.89%
SHARON ARRINGTON BOLOS	1,419	41.11%
Total Votes Cast	3,452	100.00%

WEST HAVEN CITY COUNCIL West Haven City Council

Vote For 2

	TOTAL	VOTE %
RYAN SAUNDERS	2,006	33.63%
JONATHAN "RYAN" SWAPP	1,688	28.30%
CLARENCE L KELLEY	1,392	23.34%
DAVID E. SMITH	879	14.74%
Total Votes Cast	5,965	100.00%

**Summary Results Report
2021 GENERAL ELECTION**

November 2, 2021

OFFICIAL RESULTS

WEST HAVEN CITY

STATISTICS

TOTAL

Registered Voters - Total	8,740
Ballots Cast - Total	3,501
Voter Turnout - Total	40.06%

West Haven City, Utah
Municipal Primary Election
November 2, 2021

Summary of Votes Cast – 8740 Active Registered Voters

In Person	16	0.5%
By-Mail/Drop Box	3485	99.5%
Total	3501	40.1%

By Mail Ballot Summary

Ballots Mailed	8740
Ballots Returned and Counted	3485
Ballots not Counted	33

Reasons for not counting	Qty
Returned Past Deadline	12
Returned unsigned	2
No ID verification	0
Signatures did not match the voter record	19
Totals	33

Each voter whose ballot was not counted was notified of the reason their ballot was not counted and given instructions on how to correct the deficiency. Additionally, voters were presented the opportunity to opt in to receive free text, email, and/or voice call notifications of when ballots were mailed, received, challenged and/or counted.

Provisional Ballot Summary

Provisional Ballots Cast	4
Ballots Not Counted	2

The provisional ballots were not counted because they had already voted in Davis County



Audit Summary Report

County: Weber

Election: 2021 Municipal General

Election Official's Signature: [Signature]

Date: 11/10/2021

ES&S Ballot Audit Summary

1. Number of ballots processed by ES&S machines (DS200 & DS450): 34,300 * this is the number of ballots processed at the time the audit list was sent to the Lt. Governor
2. Number of ballots audited: 343
3. List the contests on the ballot that were audited: All races on the ballots were audited
4. Were there any differences between the Cast Vote Record (CVR) and the votes cast on the ballot?
☐ YES* ☒ NO (*If YES, please attach an explanation of any inconsistencies)

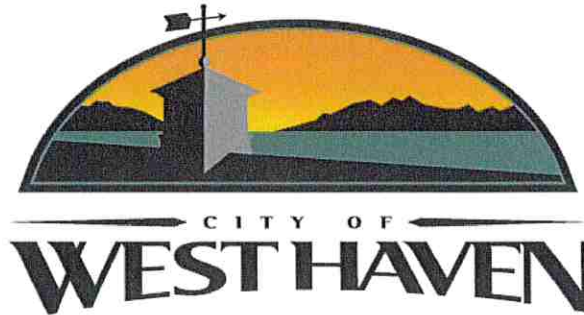
Signature Affidavit Audit Summary (complete only if applicable)

5. Number of signature affidavits audited: 417
6. Did the signature audit reveal any inconsistencies between a signature's initial verification and the audit?
☒ YES* ☐ NO (*If YES, please attach an explanation any inconsistencies) See bottom of page

Recount Audit Summary (complete only if applicable)

7. Name of contest recounted: _____
8. Number of ballots audited: _____
9. Were there any differences between the Cast Vote Record (CVR) and the votes cast on the ballot?
☐ YES* ☐ NO (*If YES, please attach an explanation of any inconsistencies)

*One affidavit signature in the audit was passed in a first review by a seasonal worker that did not match the voter's signature. The voter should have been sent a cure letter. This can be addressed with better and continued training of seasonal workers



**NOTICE IS HERBY GIVEN THAT THE OFFICIAL RESULTS OF THE
2021 WEST HAVEN PRIMARY ELECTION ARE AS FOLLOWS:**

FOR MAYOR	Total Votes
<u>ROB VANDERWOOD</u>	<u>2,033</u>
<u>SHARON ARRINGTON BOLOS</u>	<u>1,419</u>

FOR CITY COUNCIL	Total Votes
<u>RYAN SAUNDERS</u>	<u>2,006</u>
<u>JONATHAN "RYAN" SWAPP</u>	<u>1,688</u>
<u>CLARENCE L KELLEY</u>	<u>1,392</u>
<u>DAVID E. SMITH</u>	<u>879</u>

The official results were certified by the Board of Canvass on November 15, 2021.