

Consideration of Lea County Resolution No. 23-AUG-188R Approving the Report of the Canvass of the Returns and Certifying the Results of the August 1, 2023, Town of Tatum Special Election to Add a Fifth Councilor Position to Tatum Town Council

**ELECTION
RESULTS**



**LEA COUNTY BOARD OF COUNTY COMMISSIONERS****AGENDA ITEM SUMMARY FORM****LCBCC Meeting Date: Friday, August 9, 2023**Submit this summary form & all attachments to agenda@leacounty.net by:**Monday, August 4, 2023***County Manager Approval required for all time sensitive issues that do not meet the above deadline.*

DATE SUBMITTED mm-dd-yyyy: 08/04/2023	SUBMITTED BY Name, Title, Dept: Tryon Hassen, Chief Deputy Clerk, Lea County Clerk's Office	
SUBJECT: Canvass for Town of Tatum August 1, 2023 Special Election	ATTACHMENT(S): Resolution and NMSA Statute 1-13-13	
NO. OF ORIGINALS FOR SIGNATURE: 1	ACTION REQUESTED: Action Item	
BUDGET LINE ITEM NUMBER:	FISCAL BUDGET YEAR:	
STRATEGIC PLAN Implementation of 5 Year Strategic Plan: Canvass all elections.		
SUMMARY: Approval of the Town of Tatum August 1, 2023 Special Election.		
Requested Items Needed for Presentation Easels/Laptop/Projector/Etc.: Easel <input type="checkbox"/> If checked, how many: Laptop <input checked="" type="checkbox"/> Projector <input checked="" type="checkbox"/> Other: <input type="checkbox"/>	See Additional Summary Attached <input type="checkbox"/>	
SUBMITTER'S RECOMMENDATION(S): Approval of the August 1, 2023, Canvass for the Town of Tatum.	Submitter's Signature Department Director, Etc. Tryon Hassen Digitally signed by Tryon Hassen Date: 2023.08.04 09:32:13 -06'00'	
FINANCE REVIEW Fiscal Impact/Cost:	Reviewed by Finance Director	
LEGAL REVIEW: (Note: Travel does not need legal review)	Reviewed by County Attorney	
COUNTY MANAGER REVIEW:	Approved by County Manager to be Placed on Agenda <i>Michael Collopy</i>	
Item No. 0101 RECORDING SECRETARY'S USE ONLY ~ COMMISSION ACTION TAKEN		
Approved: _____ Resolution No. <u>23-AUG-188R</u> Continued To: _____	Denied: _____ Policy No. _____ Referred To: _____	Other: _____ Ordinance No. _____ Comments: _____

**STATE OF NEW MEXICO
COUNTY OF LEA
RESOLUTION NO. 23-AUG-188R**

**A RESOLUTION APPROVING THE REPORT OF THE CANVASS OF THE RETURNS AND CERTIFYING
THE RESULTS OF THE AUGUST 1, 2023, TOWN OF TATUM SPECIAL ELECTION TO ADD A FIFTH
COUNCILOR POSITION TO TATUM TOWN COUNCIL**

WHEREAS, the (NMSA) 1978, Section 1-13-13 states:

A. The county canvassing board shall complete the canvas of the returns and declare the results no sooner than six days and no later than ten days from the date of the election; *and*

B. The county canvassing board, immediately upon approval of the report of the canvass of the returns of an election, shall issue a certificate of canvass of the results of the election and send one copy of the certified results to:

- (1) the county clerk;
- (2) each local governing body with a candidate or ballot question receiving votes from any precinct in the county;
- (3) the secretary of state;
- (4) the state records center.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of County Commissioners of Lea County acting as the board of Canvassers of Lea County, State of New Mexico, canvass the Tatum Municipal Election held by mail only in Lea County, August 1, 2023, and certify that the canvass results text file sent to the office of the Secretary of State is a correct canvass of returns of said election and is hereby approved.

BE IT FURTHER RESOLVED that the Commission Chair and/or County Manager may finalize and sign any agreements consistent with the terms of this resolution.

PASSED, APPROVED AND ADOPTED on this 9th day of August, 2023, by the Lea County Board of County Commissioners in an open meeting in Lovington, New Mexico.

LEA COUNTY BOARD OF COUNTY COMMISSIONERS

Dean Jackson (District 1), Chair
Voted: Yes No Abstain

Gary G. Eidson (District 3), Vice Chair
Voted: Yes No Abstain

Brad Weber (District 2), Member
Voted: Yes No Abstain

Jonathan Sena (District 4), Member
Voted: Yes No Abstain

Pat Sims (District 5), Member
Voted: Yes No Abstain

ATTEST: Keith Manes
 Lea County Clerk

**APPROVED AS TO FORM AND LEGAL
SUFFICIENCY:**

By:

Cynthia Ramirez, Deputy Clerk

John W. Caldwell, County Attorney

RESOLUTION NUMBER 0018-2223

RESOLUTION AND PROCLAMATION OF TOWN COUNCIL SPECIAL ELECTION TO ADD A FIFTH COUNCILOR POSITION TO TATUM TOWN COUNCIL

WHEREAS, a Petition containing 61 signatures was filed with the Town of Tatum Clerk to request a special election, in accordance with NM State Statute 3-12-2.1; and

WHEREAS, at least 5% of the 468 registered voters within Tatum city limits signed the Petition; and

WHEREAS, the Town Council of the Town of Tatum, in Lea County, has determined that a special election shall be held on the 1st day of August, 2023, pursuant to the NM State Statute 1-24-2; and

WHEREAS, the Town Council of the Town of Tatum, in Lea County, has determined that there should be submitted to the electorate the option to approve or disapprove the following change: the number of members on the council be raised and the governing body be comprised of five (5) councilmen, in addition to the mayor.

NOW THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWN OF TATUM, THAT:

1. On the 1st day of August, 2023, there will be held a special election for the purpose of submitting to the registered qualified electors of Tatum the question of adding a fifth Councilor position to the Town of Tatum Governing Body.

2. At the special election, the following question shall be submitting to the registered qualified electors of Tatum:

ADDITION OF A FIFTH COUNCILOR TO THE TOWN OF TATUM GOVERNING BODY

Shall the Town of Tatum Governing Body be comprised of an additional Council member, raising the number of Council members on the Governing Body from four (4) to five (5), in addition to the Mayor?

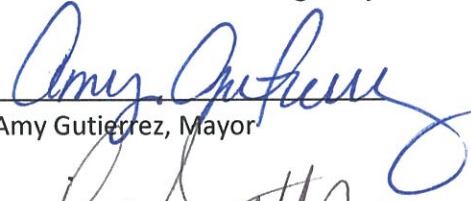
3. If at the election a majority of the registered voters voting on the question of changing the number of councilmen vote in favor of such change, all councilmen shall serve until their current term of office expires. At the subsequent regular municipal election, a fifth councilman will be elected.


4. If a majority of the registered voters voting on the question of changing the number of councilmen disapproves or approves of such change, then such change in the number of members shall not be considered again for a period of four (4) years from the date of the election.

5. The special election shall be conducted absentee and mailed ballots shall be used exclusively for voting in special elections, provided by the Lea County Clerk's Office.

Resolved: In the Regular Town Council Session this 9TH day of May, 2023.

Town of Tatum Governing Body


Amy Gutierrez, Mayor


Ron Smith, Mayor Pro Tem


Leisha Joiner, Councilor


Paul Ramirez, Councilor

ATTEST:


Amanda Thomas, Town Clerk/Treasurer



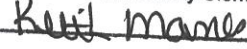
STATE OF NEW MEXICO
COUNTY OF LEA
FILED

At _____ o'clock _____ M

MAY 10 2023

Recorded in Book _____ Page _____

Keith Manes, Lea County Clerk

By  Deputy