

Memorandum

City Clerk



Date: November 6, 2008
To: Mayor and Councilmembers
From: Jan Hort, City Clerk
Dave Park, Assistant City Attorney
Subject: Canvass of Bond Election

The Maricopa County Elections Departments anticipates that due to the volume of expected voters in the November 4th election, final results may not be available until November 24. The canvass of the election was originally scheduled for the November 20th Council meeting.

A.R.S. 16-642(A) states that “the governing body holding an election shall meet and canvass the election not less than six days nor more than 20 days following the election.” In circumstances where the election results are not available by the 20th day after the election, A.R.S. 16-642(C) provides that “the canvass shall be postponed from day to day until all the returns are received or until six (6) postponements have been had.”

Given the potential delay in obtaining the final returns, it is recommended that the City Council set a Special Council Meeting for the canvass of the election for Monday, November 24 at a time designated by Council. Setting this special meeting will allow the Council an opportunity to comply with the 20-day requirement set forth in A.R.S. 16-642(A) if the final election results are not available at the time of the November 20th Council meeting. The Special Council Meeting would be cancelled if the County Elections Department provides the final results in time for the meeting on the 20th.