

STATE OF ALABAMA)(
 :
 COUNTY OF BALDWIN)(

The City Council, City of Fairhope, met in Special City Council meeting at 10:00 a.m., Fairhope Municipal Complex Council Chamber, 161 North Section Street, Fairhope, Alabama 36532, on Tuesday, 18 September 2012.

Present were Council President Lonnie L. Mixon, Councilmembers: Debbie W. Quinn, and Michael A. Ford, Mayor Timothy M. Kant, and City Clerk Lisa A. Hanks. Councilmembers: Daniel Stankoski and Rick Kingrea, and City Attorney Marion E. Wynne were absent.

There being a quorum present, Council President Mixon called the meeting to order and explained the reason for the meeting was to canvass the September 11, 2012 Municipal Election results.

Councilmember President Mixon explained that the provisional ballots must be opened and counted at this meeting. Councilmember Quinn moved to allow City Clerk Lisa Hanks to open and count the provisional ballots. Seconded by Councilmember Ford, motion passed unanimously by voice vote.

City Clerk Lisa Hanks stated for the record that 34 provisional ballots were sent to the Board of Registrars and 24 were rejected which left 10 to look at whether or not those could be accepted.

City Clerk Lisa Hanks read the results of the provisional ballots to the City Council. She stated that one of the ballots was not counted because it was returned incorrectly as required by law.

Councilmember Ford moved to accept the provisional ballot votes and to include in the final results. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

Councilmember Ford introduced in writing, and moved for the adoption of the following resolution, a resolution to Canvass the 2012 Municipal Election. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

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18 September 2012

CANVASS RESOLUTION
RESOLUTION NO. 1975-12

WHEREAS, the General Election for the City of Fairhope was duly and legally held on Tuesday, 11 September 2012, as provided by law; and,

WHEREAS, the Municipal governing body of the City of Fairhope met on this 18th day of September, 2012, a quorum of the governing body thereof being present, at 10:00 o'clock a.m. and has canvassed the returns, and has ascertained and determined the number of voters received by each candidate; and,

WHEREAS, the said municipal governing body has ascertained and determined the result of said election as follows:

CANDIDATE	BOX NO. 1	BOX NO. 2	BOX NO. 3	ABSENTEE MACHINE	SUBTOTALS	PROVISIONAL BALLOTS	TOTALS
FOR MAYOR							
Timothy M. Kant	527	928	1358	213	3026	7	3033
Lonnie L. Mixon	285	536	682	140	1643	1	1644
Chris Warner	132	274	398	41	845	1	846
FOR PLACE NO. 1							
Jack Burrell	598	1180	1658	241	3677	5	3682
Debbie W. Quinn	338	551	758	146	1793	3	1796
FOR PLACE NO. 2							
Rich Mueller	528	960	1395	201	3084	4	3088
Daniel R. Stankoski	395	742	975	183	2295	5	2300
FOR PLACE NO. 3							
Diana Brewer	463	864	1196	197	2720	5	2725
Mike McPherson	414	754	1076	171	2415	4	2419
Vince Valentim	45	92	120	12	269	0	269
FOR PLACE NO. 4							
Kyle Brady	409	750	1019	149	2327	5	2332
Michael A. (Mike) Ford	515	953	1352	236	3056	4	3060
FOR PLACE NO. 5							
Kevin Boone	585	1052	1554	193	3384	4	3388
Rick Kingrea	338	661	833	191	2023	5	2028

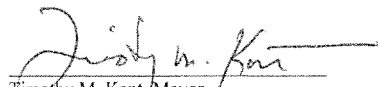
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Fairhope, Alabama, as follows:

1. THAT TIMOTHY M. KANT received a majority of the votes casted for the office of **MAYOR** and is hereby declared duly elected to that office for the term beginning 5 November 2012.
2. THAT JACK BURRELL received a majority of the votes casted for the office of Councilmember **PLACE NO. 1** and is hereby declared duly elected to that office for the term beginning 5 November 2012.

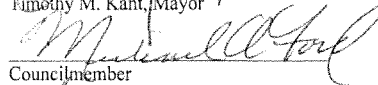
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- 3. THAT RICH MUELLER received a majority of the votes casted for the office of Councilmember **PLACE NO. 2** and is hereby declared duly elected to that office for the term beginning 5 November 2012.
- 4. THAT DIANA BREWER received a majority of the votes casted for the office of Councilmember **PLACE NO. 3** and is hereby declared duly elected to that office for the term beginning 5 November 2012.
- 5. THAT MICHAEL A. FORD received a majority of the votes casted for the office of Councilmember **PLACE NO. 4** and is hereby declared duly elected to that office for the term beginning 5 November 2012.
- 6. THAT KEVIN BOONE received a majority of the votes casted for the office of Councilmember **PLACE NO. 5** and is hereby declared duly elected to that office for the term beginning 5 November 2012.

ADOPTED THIS 18TH DAY OF SEPTEMBER, 2012.



Timothy M. Kant, Mayor



Councilmember




Councilmember

Councilmember



Councilmember

Attest:




Lisa A. Hanks, MMC
City Clerk

Meeting was duly adjourned at 10:15 a.m.



Lonnie L. Mixon, Council President



Lisa A. Hanks, MMC
City Clerk

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Council President Mixon asked if there was any other business to come before the City Council. City Clerk Lisa Hanks mentioned the request for a recount; and the need for the City Council to approve an estimated cost for the recount and how they wanted the funds to be paid.

Councilmember Ford moved to establish a fee to conduct a recount, if required, for an estimated cost of \$4,100.00 and the money or bond for the total cost must be put up before the recount. Per the Code of Alabama, the security bond must cover the estimated cost of the recount. Seconded by Councilmember Quinn, motion passed unanimously by voice vote.

There being no further business to come before the City Council, the meeting was duly adjourned at 10:15 a.m.



Lonnie L. Mixon, Council President



Lisa A. Hanks, City Clerk