

COUNTY OF NEVADA
STATE OF CALIFORNIA
BOARD OF SUPERVISORS



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Vice Chair Edward C. Scofield, 2nd District
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Julie Patterson Hunter,
Clerk of the Board

NEVADA COUNTY BOARD OF SUPERVISORS
Board Agenda Memo

MEETING DATE: July 12, 2022
TO: Board of Supervisors
FROM: Julie Patterson Hunter
SUBJECT: Resolution appointing an officer to appoint and supervise a special recount board for the June 7, 2022 Clerk Recorder/Registrar of Voters Election

RECOMMENDATION: Adopt the attached Resolution

FUNDING: CA Elections Code §15624 requires the voter filing the request seeking the recount shall, before the recount is commenced and at the beginning of each day following, deposit with the elections official a sum as required by the elections official to cover the cost of the recount for that day. Funds received shall be returned to the depositor if, upon the declaration of the recount, the candidate for which the declaration is filed is found to have received the plurality of votes. As such, the attached Resolution directs funds to be deposited into the Election's budget code 0101-10501-073-1000/462000.

BACKGROUND: On July 5, 2022 the Nevada County Clerk Recorder/Registrar of Voters Greg Diaz received a letter from Randy Economy requesting a recount of the June 7, 2022 Clerk Recorder/Registrar of Voters election on behalf of candidate Jason Tedder challenging the outcome of the certified election results of the June 7, 2022 election identifying Natalie Adona as the Nevada County Clerk Recorder/Registrar of Voters Elect with 22,800 casts votes in the affirmative representing 67.89% of votes with Jason Tedder and Paul Gilbert receiving 7,843 and 2,942 votes in the affirmative representing 23.35% and 8.76% of votes, respectively. The request letter was received within five (5) days, excluding the July 4, 2022 holiday, as required by California Elections Code. Mr. Economy requested a manual recount of ballots cast, specified the order in which the precincts shall be counted, and requested documents, materials and information related to the election as outlined in his letter attached hereto.

California Elections Code Division 15 Chapter 9 Article 3 §15620-15634 outlines the requirements and process by which a recount shall be conducted. Specifically, a voter recount shall commence no later than seven (7) seven days following the receipt by the election's officials of the recount request. Applicable law requires the recount to be conducted under the supervision of the elections official by special recount boards consisting of four voters of the county appointed by the elections official. Each member of a recount board shall receive the same compensation per day as is paid in the jurisdiction within which the recount is being conducted to members of precinct boards, other than inspectors, to be paid out of the appropriate public treasury. If the office of the election's official is the subject of the recount, the governing body shall appoint an officer, other than the

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elections official, to appoint and supervise the special recount boards. Therefore, because the recount request pertains to the Clerk Recorder/Registrar of Voters, the Board of Supervisors is required to appoint an officer to appoint and supervise a recount board of four (4) voters to conduct the recount. The Board of Supervisors has identified Ryan Ronco, who is the County of Placer Clerk-Recorder/Registrar of Voters, as an individual with the requisite knowledge of California elections law and possessing the experience and expertise in conducting countywide elections, as an appropriately qualified officer to appoint and supervise the special recount boards.

Moreover, Mr. Economy is required, before the recount is commenced and at the beginning of each day following, to deposit with the the elections official a sum as required by the elections official to cover the cost of the recount for that day. Funds received shall be returned to the depositor if, upon the declaration of the recount, the candidate for which the declaration is filed is found to have received the plurality of votes. At the time of submittal, staff is still estimating the daily costs associated with the recount which shall be presented to the Board upon the presentation of this item.

Therefore, Staff recommends the Board adopt the attached Resolution to appoint Ryan Ronco, County of Placer Clerk-Recorder/Registrar of Voters as the officer to appoint and supervise the special recount boards and conduct a recount of the Nevada County Clerk Recorder/Registrar of Voters June 7, 2022 election and to carry out the duties as prescribed by California Elections Code Division 15 Chapter 9 Article 3 §15620-15634.

Item Initiated by Jeffrey Thorsby, Senior Management Analyst
Approved by Julie Patterson Hunter, Clerk of the Board

Submittal Date: July 6, 2022