Sample Ballot

November 13, 2012

Special Recall Election

Notice to Voter:
State law requires the ballots at any recall election to contain a Ballot Synopsis of the charge and the officer's response to the charge if such a response is provided.

Official Ballot
Special Recall Election
Jefferson County, State of Washington
Tuesday, November 13, 2012

Please use black ink.
Important Voting Instructions - To Vote, blacken the oval to the left of your choice, like this (●).
IF YOU MAKE A MISTAKE: Draw a line through your incorrect choice like this: ● ~~**George Washington.**~~
You then have the option of making another choice if you wish. Unless specifically allowed by law, more than one vote for an office or ballot measure will be an overvote and no votes for that office or ballot measure will be counted.

Recall Election of
David Ward, Fire Commissioner, Position No. 1

Amended Ballot Synopsis of the Charge for the Recall of
David Ward, Commissioner of Fire Protection District No. 2

Charge

On or about February 9, 2010, directed the District Secretary to alter the minutes of the Commissioners' meeting held on February 8, 2010 to reflect the adoption of Resolution 2010-02, which authorized the District's participation in the Public Employees' Retirement System (PERS), even though the Resolution was not discussed or adopted at the meeting; and on or about February 8, 2010, secured the signatures of the two other Commissioners on Resolution 2010-02 outside of an open public meeting.

Response to Charge

In February 2010 Ward, Whittaker, and McClanahan adopted and signed a resolution joining the entire district to the Public Employees Retirement System (PERS). These actions were legal and appropriate as confirmed by the State Audtior and the State Supreme Court. At issue is the creation of the public meeting minutes regarding these legal actions. Petitioners claim Ward asked the District Secretary to include in the February public meeting minutes the passage of the resolution joining the District to PERS. At the March 2010 public meeting Whittaker and McClanahan approved the minutes of the February regular meeting and the District Secretary attested to the accuracy of those minutes. Ward was not present at the March meeting.

Petitioners claimed the Commissioners passed the PERS resolution in violation of the Open Public Meetings Act with all three of Commissioners "conspiring" to cover it up. This is denied by Ward. The resolution joining PERS was legal as confirmed by the State Supreme Court. Ward is accused of asking the District Secretary to correct the minutes to show the passing of a perfectly legal resolution. Misfeasance and Malfeasance is doing something illegal or wrong, not simply the difference of opinion on whether a legal resolution was passed with the appropriate public meeting procedures. Waiting two years to put this to the voter, wasting tax dollars on a special election to accuse the Commissioner of a mere technical violation of open public meeting procedure is not a reason to recall. Please vote no.

○ Recall Yes

○ Recall No

Recall Election of
Michael Whittaker, Fire Commissioner, Position No. 2

Amended Ballot Synopsis of the Charge for the Recall of
Michael Whittaker, Commissioner of Fire Protection District No. 2

Charge

On or about March 8, 2010, approved meeting minutes for the February 8, 2010 Commissioners' meeting that he knew inaccurately reflected passage of Resolution 2010-02, which authorized the District's participation in the Public Employees' Retirement System (PERS), and which had not been discussed or approved at that meeting; and on or about February 8, 2010, signed and approved Resolution 2010-02 outside of an open public meeting.

Response to Charge

In February 2010 Ward, Whittaker, and McClanahan adopted and signed a resolution joining the entire district to the Public Employees Retirement System (PERS). These actions were legal and appropriate as confirmed by the State Auditor and the State Supreme Court. At issue is the creation of the public meeting minutes regarding these legal actions. Petitioners claim that Whittaker and McClanahan approved meeting minutes in March 2010 that inaccurately reflected the passing of the PERS resolution. The District Secretary attested to the accuracy of those minutes.

Petitioners claimed the Commissioners passed the PERS resolution in violation of the Open Public Meetings Act with all three Commissioners "conspiring" to cover it up. This is denied by Whittaker. The resolution joining PERS was legal as confirmed by the state Supreme Court. Whittaker is accused of approving meeting minutes prepared by the District Secretary to cover up Ward asking her to correctly show the resolution passed in February 2010. There is no reason to cover up a legal resolution that had the necessary votes to pass. There is simply no misfeasance here, only a dispute by Petitioners that proper meeting procedures were not followed in passing a legal resolution. A small group of disgruntled people are leading a spurious charge which has no legal basis or factual basis to be misfeasance.

Please vote no.

○ Recall Yes

○ Recall No

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