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TO: Mayor Kelly and Members of Halifax Regional Council

SUBMITTED BY: Jan Gibson
Jan Gibson, Municipal Clerk

DATE: October 22, 2004

SUBJECT: Application for Recount - District 22

INFORMATION REPORT

ORIGIN

Municipal and School Board elections were held on October 16, 2004. The Municipal Elections Act provides for the application of a Judicial Recount by a candidate within ten days following the election.

BACKGROUND

On October 16, 2004, Municipal and School Board elections were held in HRM. After the official addition, in Polling District 22 the incumbent Councillor, Reg Rankin, out-polled the second-place candidate Barb Allen by 36 votes.

Section 131(1) of the Municipal Elections Act permits any candidate to apply for a judicial recount to the Supreme Court of Nova Scotia within ten days following the election.

Ms. Allen has made an application to the Court for a judicial recount.

DISCUSSION

The official addition of the votes for all matters concluded on Friday, October 22 and the votes for Councillor - Polling District 22, as reported unofficially, did not change during the official addition process.

On November 2, 2004 at 9:30 a.m a Justice of the Supreme Court of Nova Scotia will determine the date for the recount.

BUDGET IMPLICATIONS

There are no budget implications for the municipality.

FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

ATTACHMENTS

Official Election Results for Councillor - Polling District 22.

Additional copies of this report, and information on its status, can be obtained by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Jan Gibson, Municipal Clerk, Governance and Strategic Initiatives, Telephone: 490-6483

District 22 TIMBERLEA - PROSPECT

Poll	Table	Rejected Ballots *	Eligible Voters	Total Votes	% Turnout	ALLEN, Barb	KIRBY, Dennis	MELANSON, Kathy	MITCHELL, Jack	MULLIN, Lisa	RANKIN, Reg	SAMPSON, Gary
2201 BEECHVILLE UNITED BAPT CH CTR	1	16	649	360	55.47%	34	21	64	47	9	127	42
2202 SACRED HEART CHURCH HALL	1	1	550	264	48.00%	24	2	52	7	7	123	48
	2	0	603	269	44.61%	22	3	48	20	5	130	41
	3	4	472	233	49.36%	17	4	35	14	2	117	40
2203 B-L-T ELEMENTARY SCHOOL	1	2	647	297	45.90%	19	14	30	25	5	129	73
	2	2	599	306	51.09%	19	13	33	17	2	168	52
	3	1	632	266	42.09%	20	17	41	12	2	104	69
	4	1	498	247	49.60%	12	7	39	18	2	120	48
	5	2	471	224	47.56%	11	9	25	5	5	119	48
	6	0	607	286	47.12%	23	8	26	15	6	137	71
2204 SIR JOHN A. MACDONALD HIGH SCH	1	8	546	277	50.73%	32	5	29	44	2	119	38
	2	4	496	235	47.38%	46	1	30	43	4	94	13
2205 WILLIAM BLACK UNITED CH HALL	1	0	395	184	46.58%	39	1	4	69	1	63	7
	2	2	390	234	60.00%	59	3	12	77	4	73	4
2206 ST. THOMAS CHURCH HALL	1	0	448	235	52.46%	88	5	2	111	7	15	7
2207 ATLANTIC MEM -TERENCE BAY ELEM	1	1	602	245	40.70%	98	4	8	88	19	19	8
	2	3	671	307	45.75%	138	0	7	123	19	15	2
	3	2	587	308	52.47%	151	2	2	100	26	23	2
2208 TERENCE BAY FIRE HALL	1	7	556	292	52.52%	190	1	3	66	10	5	10
	2	0	585	285	48.72%	194	2	1	74	5	5	4
2209 BROOKSIDE JR. HIGH SCHOOL	1	4	558	252	45.16%	128	9	8	57	15	26	5

District 22 TIMBERLEA - PROSPECT

	ALLEN, Barb	KIRBY, Dennis	MELANSON, Kathy	MITCHELL, Jack	MULLIN, Lisa	RANKIN, Reg	SAMPSON, Gary
2209 BROOKSIDE JR. HIGH SCHOOL	157	9	8	90	10	34	6
	316	54.20%					
22AP1 BROOKSIDE JR. HIGH SCHOOL	135	2	16	83	8	32	8
	287	50.00%					
22AP2 SACRED HEART CHURCH HALL	99	7	6	65	11	24	7
	227	51.36%					
22AP3 TANTALON JR. HIGH SCHOOL	195	2	10	114	8	17	5
	349						
Total	2,001	164	590	1,423	201	2,037	738

District Totals: 81 13,161 7,235 54.97% 27.97% 2.29% 8.25% 19.89% 2.81% 28.47% 10.32%

* Rejected ballots are ballots which were cast, but not counted.

I certify that the foregoing statement is the correct result of the polling at the election held on the 16th day of October, 2004.

October 29, 2004
Dated at Halifax, Nova Scotia

Jan Gibson
Jan Gibson, Returning Officer