

INCORPORATED COUNTY OF LOS ALAMOS RESOLUTION NO. 20-04

A RESOLUTION AMENDING RESOLUTION NO. 19-08 (A RESOLUTION DESIGNATING THE LOCATION OF ELECTION DAY POLLING PLACES FOR ALL STATEWIDE AND SPECIAL ELECTIONS CONDUCTED IN 2020 AND 2021; AND ESTABLISHING THE COUNTY CANVASSING BOARD THROUGH THE END OF 2021) TO REDUCE THE NUMBER OF ELECTION DAY POLLING PLACES FOR THE JUNE 2, 2020 PRIMARY ELECTION

WHEREAS, on June 25, 2019, pursuant to the New Mexico Statutes Annotated 1978, Section 1-3-2 (2019), in Resolution 19-08, the Council of the Incorporated County of Los Alamos ("County Council") designated the location of election day polling places in the County for conducting any statewide election conducted in calendar years 2020 and 2021; and

WHEREAS, due to the contagion of the SARS-CoV-2 virus and the very real potential for poll workers and voters to contract the COVID-19 disease through the in-person voting process, absentee ballot applications are being sent to all registered members of the three major political parties; and

WHEREAS, because all eligible voters are being encouraged to vote by mail and to reduce the number of needed poll workers for the June 2, 2020 Primary Election and Presidential Primary Election the number of election-day polling places should be reduced to the minimum required by law; and

WHEREAS, a significant reduction in in-person voting is projected due to the order entered on April 16, 2020 by the New Mexico Supreme Court in *State of New Mexico, ex. rel. et. al. v. Maggie Toulouse Oliver, Secretary of State et. al.*, S-1-SC-38228 requiring the mailing of an absentee ballot application for the June 2, 2020 primary election to every major party registered voter in New Mexico, and

WHEREAS, this April 16, 2020 New Mexico Supreme Court expressly found that in-person voting poses a substantial health risk to New Mexicans, and further ordered that the conduct of in-person voting comply with all applicable Executive Orders and Public Health Orders issued by the Governor of New Mexico and Secretary of the New Mexico Department of Public Health, and

WHEREAS, a reduction in the number of in-person polling locations is necessary to meet the requirements of Executive Orders and Public Health Orders issued by the Governor of New Mexico and Secretary of the New Mexico Department of Public Health to minimize the threat of the SARS-CoV-2 virus, and to

WHEREAS, pursuant to:

Section 1-3-7(A): "No less than one polling place shall be provided for each precinct";

Section 1-3-4(B)(3): "each voter convenience center shall be a consolidated precinct composed of no more than ten precincts;"; and

Section 1-1-12(B): ". . . in a statewide election, references to "precincts" in the voting process shall be applicable to consolidated precincts.";



R-20-01 05/01/2020 12:00 AM
 Page(s): 3 Naomi D Maestas - County Clerk
 Los Alamos County, NM Anna Sanchez - Deputy



Section 1-3-5(B): “. . . No precinct shall be created, divided, abolished or combined or the boundaries adjusted less than four months prior to a statewide election, except by order of the district court.”; and

Section 1-11-1: “The county clerk shall, at least twenty-one days prior to a statewide election, give notice of the election.”.

NOW, THEREFORE, BE IT RESOLVED that the Council of the Incorporated County of Los Alamos amends Resolution No. 19-08 only for purposes of the June 2, 2020 Primary Election and Presidential Primary Election, and designates the following election day polling locations for the 2020 Primary Election and Presidential Primary Election, as follows:

- a. Precincts 1 through 7 are consolidated with a Voter Convenience Center located at the White Rock Town Hall Conference Training Room, 139 Longview Drive, White Rock, New Mexico.
- b. Precincts 8 through 16 are consolidated with a Voter Convenience Center located at the Los Alamos County Golf Course Community Room, 244 Diamond Drive, Los Alamos, New Mexico.
- c. Precincts 17 through 21 are consolidated with a Voter Convenience Center located at the Los Alamos County Municipal Building Council Chambers, 1000 Central Avenue, Room 100, Los Alamos, New Mexico.
- d. For voters who timely submitted an Absentee Voter Application, Mail-In Ballots will be mailed to those voters twenty-eight (28) days before the election.
- e. It is further noted that any voter from any precinct in the County can cast a vote at any of these Voter Convenience Centers regardless of the precinct in which they live.

NOW, THEREFORE, BE IT FURTHER RESOLVED that following adoption of this Resolution by the Council of the Incorporated County of Los Alamos, the County Attorney is directed to seek approval of the District Court of the new consolidated precincts, adjusted consolidated precincts, or abolished precincts or consolidated precincts for purposes of the voting process in the 2020 Primary Election and Presidential Primary Election only; and

NOW THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall include the amended polling locations provided for in this Resolution in the Notice of Election that is posted no later than Tuesday, May 12, 2020; and

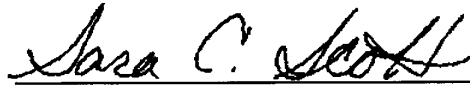
NOW THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this Resolution to the Secretary of State and inform the Secretary of State when the District Court has approved the amended polling locations provided for in this Resolution; and

NOW, THEREFORE, BE IT FURTHER RESOLVED all remaining elements of Resolution 19-08 not in conflict with this Resolution remain in full force and effect.

PASSED AND ADOPTED this 1st day of May, 2020.

Incorporated County of Los Alamos Resolution No. 20-04

COUNCIL OF THE INCORPORATED
COUNTY OF LOS ALAMOS



Sara C. Scott
Council Chair

ATTEST:



Naomi D. Maestas
Los Alamos County Clerk

