



**MEETING AGENDA
SESSION OF THE COMMISSION SPECIAL MEETING
CITY OF KISSIMMEE
CITY HALL, COMMISSION CHAMBERS
101 CHURCH STREET, KISSIMMEE, FLORIDA 34741-5054
TUESDAY, AUGUST 27, 2024 AT 5:30 PM**

1. MEETING CALLED TO ORDER

2. DISCUSSION ITEMS

- 2.A Acceptance of the August 20, 2024, Election Returns for Commission Seat # 1, # 3 and # 5
- 2.B Run-Off Election Resolution in Support of Election Proclamation and Designation of Names to Appear on the Ballot

3. ADJOURNMENT

In accordance with Florida Statutes 286.105: Any person wishing to appeal any decision made by the Commission Special Meeting with respect to any matter considered at such meeting or hearing will need to ensure that verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is made.

In accordance with Florida State 286.26, persons needing assistance to participate in any of these proceedings should contact the Office of the City Clerk, 101 Church Street, Kissimmee, Florida, (407) 518-2309.

ITEM 2.A

Acceptance of the August 20, 2024, Election Returns for Commission Seat # 1, # 3 and # 5

Request

Commission acceptance and approval of the August 20, 2024, City of Kissimmee General Election Returns for Commission Seat #1, #3 and #5.

Explanation

On August 20, 2024, the City of Kissimmee held a General Election for Commission Seat #1, #3, and Mayor-Commissioner Seat #5. Preliminary results received on election night showed a margin of less than 1/2 (.50%) of 1.0% of the votes received for Seat # 5. A "conditional" recount was called by the Supervisor of Elections pursuant to Florida election laws, and the Osceola County Canvassing Board, which met on August 23, 2024, to conduct the recount. The Official Results for the City Election were certified by the Osceola County Canvassing Board, which met on Monday, August 26, 2024.

The Certified Official Results for the City General Election held on August 20, 2024, are as follows:

<u>Commission Seat # 1</u>	<u>Votes</u>	<u>% Percentage of Vote</u>
Lisandra Roman	2138	41.73%
Jaime Reyes	1289	25.16%
Noel Ortiz	1347	26.29%
Total Seat # 1	4774	93.17%
<u>Commission Seat #3</u>		
Carlos Alvarez III	1612	31.46%
Wade A. Choate	980	19.13%
Rubin Anderson	1066	20.80%
Nichole Wagoner de Arguello	1143	22.31%
Total Seat # 3	4801	93.70%
<u>Commission Seat #5</u>		
Olga L. Castano	943	18.40%
Jackie Espinosa	1446	28.22%
Olga A. Carino	1222	23.85%
John Cortes	1228	23.97%
Total Seat # 5	4839	94.44%

In accordance with Article II, Chapter 2, Section 8 of the City Code, the Commission is the sole judge of the election of its members, and therefore acceptance of the returns requires Commission action.

Recommendation

Commission acceptance of the August 20, 2024, City of Kissimmee General Election Results.

REQUESTED CITY COMMISSION ACTION:

Department: City Manager

Presenter:

Attachment(s):

1. SOE: Public Notice of Conditional Recount
2. Official Results - August 20 2024 (8-26-2024)
3. Seat 1 - 2024 Official Election Results (Certified 8-26-2024)
4. Seat 3 - 2024 Official Election Results (Certified 8-26-2024)
5. Seat 5 - 2024 2nd Unofficial Election Results - Manual Recount 8-23-2024

PUBLIC NOTICE OF RECOUNT
BY THE OSCEOLA COUNTY CANVASSING BOARD
CONDITIONAL

Mary Jane Arrington
Supervisor of Elections
Osceola County, Florida

NOTICE is hereby given that if the City of Kissimmee Mayor-Commissioner Seat 5 race warrants a machine recount, the Osceola County Canvassing Board will meet at **10:00am on Friday, August 23, 2024**, to conduct that recount.

If a manual recount is required, the Osceola County Canvassing Board will meet at **10:00am on Friday, August 23, 2024**, to conduct that recount

The recount, if necessary, will occur at **the Supervisor of Elections Office, 2509 E. Irlo Bronson Memorial Highway Kissimmee, FL 34744**. The recount will be open to the public.

To prepare for the possibility of a recount, elections staff will begin pre-sorting ballots on Wednesday August 21 at noon. This will be open to the public.

This notice is provided pursuant to F.S. 101.141 and F.S. 286.0105, and has been posted pursuant to F.A.C. Rule 1S-2.031.

AVISO PÚBLICO DE RECuento
POR LA JUNTA DE ESCRUTINIO DEL CONDADO OSCEOLA
CONDICIONAL

Mary Jane Arrington
Supervisor of Elections
Osceola County, Florida

Por este medio damos **AVISO** de que si fuera necesario un recuento electrónico para la contienda de la Silla 5 de Alcalde-Comisionado de la Ciudad de Kissimmee, la Junta de Escrutinio del Condado Osceola se reunirá para llevar a cabo tal recuento a las **10:00am del viernes, 23 de agosto de 2024.**

Si un recuento manual fuera requerido, la Junta de Escrutinio del Condado Osceola, se reunirá para llevar a cabo tal recuento a las **10:00am del viernes, 23 de agosto de 2024.**

Si tal recuento fuera necesario, el mismo se llevará a cabo en la **Oficina de la Supervisora de Elecciones, 2509 E. Irlo Bronson Memorial Highway Kissimmee, FL 34744.** Este recuento estaría abierto al público.

Para prepararse ante la posibilidad de un recuento, el personal electoral comenzará a preclasificar las papeletas el miércoles 21 de agosto al mediodía. Este proceso estaría abierto al público

Este aviso es proporcionado conforme a los Estatutos de la Florida 101.141 y 286.0105, y se ha publicado conforme al reglamento 1S-2.031 del Código Administrativo de la Florida.

OFFICIAL RESULTS

CERTIFICATION OF ELECTION RESULTS

STATE OF FLORIDA

City of Kissimmee, Osceola County

We, the undersigned, County Judge Stefania Jancewicz; Canvassing Board Member Chuck Dunnick, and Supervisor of Elections Representative Bob Hansell; constituting the Board of County Canvassers in and for said County, do hereby certify that we met on the 20 day of August 2024, and proceeded publicly to canvass the votes given for the several offices, persons herein specified at the **Municipal Election for the City of Kissimmee held on the 20th day of August 2024**. We do hereby certify from the returns on file in the office of the Supervisor of Elections as follows:

FOR CITY COMMISSIONER, SEAT # 1 the whole number of votes cast was 4,774 of which number:

<u>Lisandra Roman</u>	Received	<u>2,138</u>	votes
<u>Jaime Reyes</u>	Received	<u>1,289</u>	votes
<u>Noel Ortiz</u>	Received	<u>1,347</u>	votes

FOR CITY COMMISSIONER, SEAT # 3 the whole number of votes cast was 4,801 of which number:

<u>Carlos Alvarez III</u>	Received	<u>1,612</u>	votes
<u>Wade A. Choate</u>	Received	<u>980</u>	votes
<u>Rubin Anderson</u>	Received	<u>1,006</u>	votes
<u>Nichole Wagoner de Arquello</u>	Received	<u>1,143</u>	votes

FOR CITY MAYOR-COMMISSIONER, SEAT # 5 the whole number of votes cast was 4,839 of which number:

<u>Olga L. Castano</u>	Received	<u>943</u>	votes
<u>Jackie Espinosa</u>	Received	<u>1,446</u>	votes
<u>Olga A. Carino</u>	Received	<u>1,222</u>	votes
<u>John Cortes</u>	Received	<u>1,228</u>	votes

Celia Thacker Dorn
COUNTY JUDGE, ~~Stefania Jancewicz~~ Celia Thacker Dorn

Chuck Dunnick
CANVASSING BOARD MEMBER, Chuck Dunnick

Bob Hansell
CANVASSING BOARD MEMBER, Bob Hansell

Total ballots cast in the City of Kissimmee were 4,839 for 14.55 percent.

Summary Results Report
Official Primary Election Ballot
August 20, 2024

Official Results

Osceola County

School Board Member District 3

Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by-Mail	Early Voting
Angel Coba	1,037	14.43%	208	618	211
Anthony Cook	3,731	51.92%	705	2,082	944
Julia V. Tavaréz	1,977	27.51%	412	1,141	424
Total Votes Cast	6,745	93.86%	1,325	3,841	1,579
Contest Totals	7,186	100.00%	1,463	4,040	1,683

School Board Member District 5

Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by-Mail	Early Voting
Brian Bennett	1,645	13.40%	538	724	383
Paula Bronson	4,133	33.68%	1,056	2,296	781
Scott Ramsey	4,120	33.57%	1,330	1,848	942
Dylan J. Reinsel	1,705	13.89%	368	930	407
Total Votes Cast	11,603	94.55%	3,292	5,798	2,513
Contest Totals	12,272	100.00%	3,480	6,142	2,650

City Commissioner Seat 1

Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by-Mail	Early Voting
Lisandra Roman	2,138	41.73%	470	1,267	401
Jaime Reyes	1,289	25.16%	272	727	290
Noel Ortiz	1,347	26.29%	320	765	262
Total Votes Cast	4,774	93.17%	1,062	2,759	953
Contest Totals	5,124	100.00%	1,164	2,915	1,045

Summary Results Report
Official Primary Election Ballot
August 20, 2024

Official Results

Osceola County

City Commissioner Seat 3
Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by-Mail	Early Voting
Carlos Alvarez III	1,612	31.46%	373	972	267
Wade A. Choate	980	19.13%	166	632	182
Rubin Anderson	1,066	20.80%	237	565	264
Nichole Wagoner de Arguello	1,143	22.31%	287	603	253
Total Votes Cast	4,801	93.70%	1,063	2,772	966
Contest Totals	5,124	100.00%	1,164	2,915	1,045



Mayor-City Council Member Seat 1
Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by-Mail	Early Voting
Tony Busby	2,317	30.96%	580	1,214	523
Chris Robertson	3,217	42.98%	755	1,652	810
Adam Wagner	1,608	21.49%	398	791	419
Total Votes Cast	7,142	95.43%	1,733	3,657	1,752
Contest Totals	7,484	100.00%	1,826	3,815	1,843

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Mayor-Commissioner Seat 5
Vote For 1

	TOTAL	VOTE %	Election Day	Vote-by- Mail	Early Voting
Olga L. Castano	943	18.40%	229	509	205
Jackie Espinosa	1,446	28.22%	365	766	315
Olga A. Carino	1,222	23.85%	252	728	242
John Cortes	1,228	23.97%	235	773	220
Total Votes Cast	4,839	94.44%	1,081	2,776	982
Contest Totals	5,124	100.00%	1,164	2,915	1,045

ITEM 2.B

Run-Off Election Resolution in Support of Election Proclamation and Designation of Names to Appear on the Ballot

Request

Commission adoption of a resolution in support of a Run-Off Election Proclamation with the order of the candidates' names as they will appear on the ballot for the November 5, 2024 Run-off Election.

Explanation

In accordance with the City Charter, Article III, Chapter 1, Section 6, the City Clerk held a lottery drawing to determine the order of names for the two (2) candidates for Seat #1, Seat #3, and Seat #5 who received the highest number of votes during the August 20, 2024, City General Election and therefore, should be placed on the November 5, 2024 Run-Off Ballot.

The Lottery was held on Monday, August 26, 2024, at 3:00 p.m.; the order of the names that will appear on the ballot for acceptance of the Commission are as follows:

City Commission Seat #1

Noel Ortiz

Lisandra Roman

City Commission Seat #3

Carlos Alvarez III

Nichole Wagoner de Arguello

City Commission Seat #5

John Cortes

Jackie Espinosa

Recommendation

Approval of the Resolution for the November 5, 2024, 2024 Run-Off Election Proclamation.

REQUESTED CITY COMMISSION ACTION:

Adopt

Department: City Manager

Presenter:

Attachment(s):

1. (S) - Resolution (Run-Off) - Designation of Names on the Ballot 8-27-2024)
2. City Clerk Certification - Lottery Drawing - August 26 2024
3. Lottery Procedures

RESOLUTION NO. # _____-2024

**RESOLUTION IN SUPPORT OF ELECTION PROCLAMATION AND
DESIGNATION OF NAMES TO APPEAR ON THE BALLOT**

WHEREAS, Article III, Chapter 1, Section 1 of the Charter of the City of Kissimmee provides for the date General Municipal Elections are held; and

WHEREAS, the Mayor-Commissioner shall issue this proclamation signed by him and attested by the City Clerk, ordering said run-off election; and

WHEREAS, the City Manager shall issue notice of said run-off election at least ten (10) days prior to the election date; and

WHEREAS, pursuant to the City Charter Article III, Chapter 1, Section 6, the order of the names of the candidates for office for the City Commission shall be determined by lottery conducted by the City Clerk; and

WHEREAS, the City Clerk shall conduct a lottery to determine the order of the candidates' names that shall appear on the ballot; and

WHEREAS, upon the conclusion of the lottery the City Clerk shall notify the Supervisor of Elections of the order of the candidates' names to appear on the Official Ballot.

NOW, THEREFORE, BE IT RESOLVED that the following Election Proclamation be issued:

PROCLAMATION

IT IS HEREBY announced and proclaimed that the **Run-off Election** in the City of Kissimmee, Florida will be held during the legal hours of voting on the **5th** day of **November 2024**. All voting precinct locations within the City of Kissimmee City Limits as established by the Office of the Supervisor of Elections will be utilized for electing a Commissioner for City Commission Seat # 1, City Commission Seat # 3, and City Mayor-Commissioner Seat # 5.

The Commission shall make the necessary appointments to conduct said election and make due returns thereof as provided by law.

BE IT FURTHER RESOLVED, that the City Manager gives notice of this Resolution and Election Proclamation as provided by law and to publish the same in a newspaper of general circulation in the City of Kissimmee, Florida, at least ten (10) days prior to the date of said election.

BE IT FURTHER RESOLVED, the City Clerk conducted a lottery on Monday, **August 26, 2024**, at **3:00 p.m.** at City Hall, 101 Church Street, Kissimmee, Florida and shall notify the Supervisor of Elections of the order of the candidates' names to appear on the Official Ballot.

BE IT FURTHER RESOLVED, that the form of official ballot to be used in said election shall be substantially as follows:

**OFFICIAL BALLOT
RUN-OFF ELECTION – CITY OF KISSIMMEE
NOVEMBER 5, 2024**

**CITY COMMISSIONER, SEAT # 1 FOR FOUR YEAR TERM:
(VOTE FOR ONE)**

Noel Ortiz	(O)
Lisandra Roman	(O)

**CITY COMMISSIONER, SEAT # 3 FOR FOUR YEAR TERM:
(VOTE FOR ONE)**

Carlos Alvarez III	(O)
Nichole Wagoner de Arguello	(O)

**MAYOR-COMMISSIONER, SEAT # 5 FOR FOUR YEAR TERM:
(VOTE FOR ONE)**

John Cortes	(O)
Jackie Espinosa	(O)

BE IF FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to have the necessary official ballots printed and do all other things as may be necessary for conducting said election according to law.

PASSED AND DULY ADOPTED at a regular meeting of the City of Kissimmee Commission on the 27th day of August 2024.

CITY OF KISSIMMEE

BY: _____
Olga Gonzalez
Mayor-Commissioner

ATTEST:

CITY CLERK



OFFICE OF THE CITY CLERK

101 CHURCH STREET, SUITE 500 - KISSIMMEE, FLORIDA 34741 – 407.518.2308

CITY CLERK CERTIFICATION

On Monday, August 26, 2024, at 3:00 p.m., a Lottery was held, open to the public, to determine the order of the candidates' names to appear on the ballot for the City Commission (Seat # 1, Seat # 3, and Seat # 5) Run-Off Election. The Lottery was conducted as provided in the attached "Lottery Procedures". The Lottery selection list is attached which lists the names of the candidates and the order they will appear on the ballot.

Done this 26th day of August, 2024.

A handwritten signature in blue ink that reads "Linda S. Hansell".

Linda S. Hansell, City Clerk



LOTTERY SELECTION LIST SEAT 1, 3, 5

Date: August 26, 2024 Time: 3:00 p.m.

SEAT # 1

ASSIGNED NUMBER / NAME		SELECTED BALLOT ORDER
B 1	Lisandra Roman 6/5/2024 4:09 p	1. <u>Noel Ortiz</u>
B 2	Noel Ortiz 6/12/2024 9:30 a	2. <u>Lisandra Roman</u>

SEAT # 3

ASSIGNED NUMBER / NAME		SELECTED BALLOT ORDER
B 1	Carlos Alvarez III 6/7/2024 4:16 p	1. <u>Carlos Alvarez</u>
B 2	Nichole Wagoner de Arugello 6/14/2024 11:07 a	2. <u>Nichole W. de Arguello</u>

SEAT # 5

ASSIGNED NUMBER / NAME		SELECTED BALLOT ORDER
B 1	John Cortez 6/11/2024 9:48 a	1. <u>John Cortez</u>
B 2	Jackie Espinosa 6/12/2024 9:25 a	2. <u>Jackie Espinosa</u>

Witness:

[Signature]

Witness:

[Signature]

Date:

8.26.24

Date:

8/26/24

City Clerk:

[Signature]

Linda S. Hansell

Date:

8/26/2024



OFFICE OF THE CITY CLERK

101 CHURCH STREET, SUITE 500 - KISSIMMEE, FLORIDA 34741 – 407.518.2308

LOTTERY PROCEDURES

1. The lottery shall be open to the public and each candidate shall be entitled to attend the lottery.
2. The City Clerk upon receipt of the list of qualified persons from the Supervisor of Elections shall assign a number commencing with number one and consecutively thereafter for each candidate that qualifies in the order they were submitted to the Supervisor of Elections. A record shall be kept of all numbers assigned.
3. The City Clerk shall have made or purchased plastic balls with Arabic numbers preprinted on the balls.
4. The City Clerk shall place the necessary number of plastic balls in a wire cage that empties one ball at a time.
5. The container shall be shaken by the City Clerk in such a manner that any prearranged order is not possible.
6. The City Clerk will then turn the cage in a manner that prevents him/her from seeing the ping pong balls in the container.
7. The order in which the numbered balls are released from the cage will be the order in which the candidate names will appear on the ballot.
8. The process will be repeated for each seat.
9. Upon conclusion of the lottery, the City Clerk shall prepare a list of the candidate names and the order as they will appear on the ballot.

