




Jemez Mountains Electric Cooperative, Inc.

Your Touchstone Energy® Cooperative 

JEMEZ MOUNTAINS ELECTRIC COOPERATIVE INC., 2023 ELECTION RESOLUTION OF THE BOARD OF TRUSTEES CALLING FOR DISTRICT TRUSTEE ELECTIONS IN 2023; SETTING FORTH THE PROCEDURES FOR THE CONDUCT OF THE ELECTIONS; PROVIDING FOR CALENDAR OF EVENTS.

WHEREAS, election by the JMEC membership of eligible members to the JMEC board of trustees is to be conducted in advance of the annual meeting on August 20, 2023.

WHEREAS, the purpose of this resolution is to establish:

- Date of the election, time and place of voting
- Procedure for candidates filing
- Verifying eligibility to vote
- Challengers and watchers
- Challengers/watchers/ Election board/how selected
- Voting by machine only
- Provisional ballot process
- Resolving election day disputes
- and providing for full transparency with respect to conduct of the election.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE JEMEZ MOUNTAINS ELECTRIC COOPERATIVE INC. (JMEC) that:

SECTION 1. MEETINGS.

District meetings to elect trustees shall be held not more than 30 days nor less than 15 days prior to the annual meeting. At each district election meeting, members may vote for a district representative on the Board of Trustees.

SECTION 2. ANNUAL MEETING.

The annual meeting shall be held on August 20, 2023.

SECTION 3. BOARD ELECTIONS.

District elections shall be held on the dates shown in Section 4 of this Resolution. Polls shall open at 7:00 AM and close at 7:00 PM, Mountain Daylight Time. Only those

having been admitted into the building and found eligible to vote prior to the 7:00 PM closing of the polls will be allowed to vote.

SECTION 4. ELECTION SCHEDULE.

The following is the schedule of 2023 district elections, the dates for district elections, the location of each district election, and the member of the board of trustees whose seat is up for election is:

Position	Current Bd. Member/Seat	Poll Location / Date
District 4 Ward A	Lucas Cordova, Jr.	Hernandez Community Center Wednesday, July 26, 2023
District 5 Ward A	Stanley Crawford	Espanola Valley High School Tuesday, July 25, 2023
District 6 Ward B	Bruce Duran	Pojoaque Middle School Thursday, July 27, 2023
Trustee-at-Large	Marissa Maestas-Muller	August 20, 2023 Annual Meeting, elected by voting delegates.

SECTION 5. ELIGIBLE VOTERS.

Cutoff date for members applying for membership so as to be eligible to vote is May 31, 2023 and the list of membership showing all members eligible to vote shall be made available to the public by posting on the JMEC website on or before June 15, 2023.

SECTION 6. WHAT CANDIDATES MUST KNOW.

Declaration of Candidacy Packets, including but not limited to an electronic membership list, nominating petition forms, declaration of candidacy forms, trustee election timeline, candidate's checklist of qualifications, candidate's acknowledgment of receipt of packet, Board Policy 136 and this Resolution shall be made available to the public and posted on

the JMEC website on or before May 16, 2023. Should there be an issue, the terms of this Resolution shall prevail over those documents. Candidates must submit nominating petitions within the following timeline:

District 4 Ward A	between	6/16/2023	6/26/2023
District 5 Ward A	between	6/15/2023	6/23/2023
District 6 Ward B	between	6/19/2023	6/27/2023

Interested members may pick up Candidacy Packets beginning May 15, 2023 at 9:00 a.m. MDT.

SECTION 7. POLL WATCHERS/ CHALLENGERS.

Each candidate is allowed no more than three poll watchers or challengers on election day, such persons to be identified in writing by the candidates by 8 AM on the day of the election. They will be given and all times during election day display a printed sticker indicating their position and watchers/ challengers shall not be a candidate, be a spouse, parent, child, brother or sister of any candidate, be married to a parent, child, brother or sister of any candidate or be a sheriff, a deputy sheriff, marshal, deputy marshal, state or municipal police officer. No more than one at a time of any candidate's watchers/challengers shall be allowed in the room in which the voting is being conducted at a polling location. He/she shall not perform any duty of an election board member, shall not handle the ballots, signature rosters, checklist of voters or voting machines or take any part in the counting or tallying of the ballots or the canvas. They will not be allowed to view a voter's full date of birth or any portion of the voter's social security number. They will refrain from getting into the personal space of members who appear to vote, JMEC staff or others engaged in the orderly conduct of the election, and they will not interfere with the orderly conduct of the election, the counting or tallying of the ballots or the canvas.

SECTION 8. ELECTION BOARD.

An election board of three members, none of whom are a spouse, parent, child, brother or sister of any candidate, be married to a parent, child, brother or sister of any candidate or be a sheriff, a deputy sheriff, marshal, deputy marshal, state or municipal police officer, will be appointed by the Board of Trustees at a special meeting to be conducted promptly after the deadline has passed for filing declarations of candidacy for the election. The election board will be the decider on election day of all issues that may arise with regard to election procedures or securing the secrecy of the ballot.

SECTION 9. PROVISIONAL BALLOTS.

An adequate number of provisional ballots together with envelopes in which to seal them will be available on each election day. Challengers/watchers are authorized to interpose good faith challenges to the eligibility to vote of any member presenting himself or herself to vote. Any such challenge must be asserted prior to the voter attempting to vote by machine. The challenge shall be lodged before the challenged vote is cast to an election board member on election day. Challenges must be in writing briefly explaining the reasons for the challenge. If after review, a member of the election board decides a challenge may have merit, the member whose eligibility to vote is thus challenged will be allowed to cast a provisional ballot which will be a paper ballot, not opened unless, after the machine ballots are counted, it appears the election results would either be decided or changed depending on how the provisional ballots for that race were cast. If the outcome could be decided or changed, the election board shall first decide whether or not a ballot should be counted, set all those aside, and then count them. Election board decisions on provisional ballots are by majority vote and are final and not appealable. The election board shall certify to the JMEC Board of Trustees the results of each district board election.

SECTION 10. NO ELECTION CONTESTS.

There is no provision for review or recount of elections, however, JMEC Board of Trustees may order, by majority vote at a public meeting where a quorum is present, a vote recount or a review of the election procedures in a particular contest. After such recount or review the board may by a majority vote finding a particular contest to have been permeated by voter suppression, fraud or undue influence, order another election.

SECTION 11. NOMINATING PETITIONS.

A member will be allowed to sign more than one nominating petition including his/her own and the petition of another candidate in the same district. Both signatures shall count toward the total number of signatures required on each of the nominating petitions. Members who may have meters in different districts may sign nominating petitions for candidates in each district where the member has a meter. Nominating petitions will not be released publicly unless, in order to protect members privacy, the address of the member signing the nominating petition is first redacted. Nominating petitions will not be received until the date fixed for submission of nominating petitions and if candidates turn in signatures that do not count, JMEC is not responsible for notifying the candidate of ineffective signatures until after that date fixed for submission of nominating petitions has passed, i.e., candidates will not have an opportunity to fix ineffective signatures.

SECTION 12. LIMITATIONS ON CAMPAIGNING.

The following activities are strictly prohibited:

- 1.) Campaigning of any nature on Cooperative owned grounds, buildings, facilities or other assets.
- 2.) The distribution of campaign materials or the placing of signs and banners on the grounds where the District meeting is taking place, within 100 feet of the polling location. No signs or banners may be carried into the meeting facility.
- 3.) The distribution of food, beverages or other products by the Trustee nominees or their supports.

At the District meeting, Trustee nominees and their supporters may wear or display on his/her person any type of campaign apparel, labels or stickers, but Trustees supporting candidates cannot wear Cooperative logos.

SECTION 13. MEMBER VOTING.

- 1.) Members may not exercise a separate right to vote for each meter in their name. Therefore, regardless of number of meters or connections owned by a member, the member may vote only in one District where the member has a meter.
- 2.) Each member may only cast one vote for one candidate for any trustee office to be filled.

SECTION 14. EFFECT OF THIS RESOLUTION.

The terms and provisions of this Resolution are meant to prevail and shall prevail with respect to any question of interpretation of the bylaws or of any question regarding deviation from or following past practices.

SECRETARY'S CERTIFICATE

I, John Ramon Vigil, do hereby certify that: I am the JMEC's Board of Trustees' Secretary and that the above is a true and a correct copy of a Resolution duly adopted by the Board of Trustees of JMEC at the special board meeting held on the 12th day of May, 2023, and entered in minute books of JMEC; that the meeting was duly called and held in accordance with the bylaws of JMEC; and that the above Resolution has not been rescinded or modified.

IN WITNESS WHEREOF I have hereunto set my hand and affixed the seal of the Corporation this 16 day of May, 2023.



John Ramon Vigil, JMEC Secretary