

Journal of the Joint Assembly

IN JOINT ASSEMBLY, FEBRUARY 16, 2023

10:30 A.M.

The Senate and House of Representatives met in the Hall of the House of Representatives pursuant to a joint resolution which was read by the Clerk and is as follows:

J.R.S. 10. Joint resolution providing for the election of a Sergeant at Arms, and three Trustees of the University of Vermont and State Agricultural College.

Resolved by the Senate and House of Representatives:

That the two Houses meet in Joint Assembly on Thursday, February 16, 2023, at ten o'clock and thirty minutes in the forenoon to elect a Sergeant at Arms, and three trustees of the University of Vermont and State Agricultural College. In case election of all such officers shall not be made on that day, the two Houses shall meet in Joint Assembly at ten o'clock and thirty minutes in the forenoon, on each succeeding day, Saturdays and Sundays excepted, and proceed in such election, until all such officers are elected.

Presiding Officer

Honorable David E. Zuckerman, President of the Senate, in the Chair.

Clerk

John H. Bloomer, Jr., Secretary of the Senate, Clerk.

Statement by Presiding Officer

Pursuant to our Constitution and statutes we are assembled here today in Joint Assembly for the election of a Sergeant at Arms and three Trustees for the University of Vermont and State Agricultural College.

With respect to the election of all of these officers, if a contest exists, then the voting must be done by written ballot. This mandate is set forth in 2 V.S.A. §12 and in Joint Rule 10(a). The chair now calls to the attention of the Joint Assembly the text of Joint Rule 10 which applies to elections held by the Assembly:

Rule 10(a): Whenever a joint assembly is required to elect one or more persons to any office, the voting shall be by ballot, except that if there is only one candidate for any office, and if there is no objection, the chair may put the question to the joint assembly by voice vote.

(b) If two or more offices are filled, each office will be voted upon and decided separately. If two or more vacancies for the same office are to be filled, nominations for all vacancies will be received before voting begins for the first vacancy, but each vacancy will be voted upon and decided separately. The joint assembly may limit the number and length of nominating and seconding speeches for each candidate.

(c) Election to any office is by majority of the votes cast, exclusive of spoiled and blank ballots. After two votes have been taken for any vacancy without an election, all nominees except the two having the highest number of votes on the second ballot shall be withdrawn, and voting shall then continue until a candidate is elected. In no event shall the involuntary removal of nominees result in fewer than two nominees remaining in the contest.

(d) The person who first nominated a candidate may withdraw that candidate's name at any time; a withdrawal may be complete or may be limited to one or more vacancies. A candidate for any office having more than one vacancy who is defeated for the first vacancy shall automatically be a candidate for successive vacancies, unless the nomination is voluntarily withdrawn.

Number and Length of Nominating and Second Speeches

For purposes of this Joint Assembly all nominations for these offices will be received by the Chair prior to voting, presented in alphabetical order.

And there will be one nominating speech of not more than three minutes and not more than two seconding speeches of not more than one minute for each nominee.”

Statement of Presiding Officer

We have two sets of elections today:

- a. First, To elect a Sergeant at Arms.
- b. Second, To elect three UVM Trustees.

For the elections that are not contested the provisions of Joint Rule 10(a) will apply.

This means that election may be by voice vote if there is no objection.

For the election of the three trustees of the University of Vermont and State Agricultural College, as there is a contest, the election shall be by ballot.

Tellers Appointed

Accordingly, we will need tellers, and the Chair now appoints as tellers:

Senator Ruth E. Hardy, of Addison District, as Chief Teller
Senator Andrew J. Perchlik, of Washington District
Senator Tanya C. Vyhovsky, of Chittenden-Central District
Representative Kate Logan, of Burlington
Representative Thomas Burditt, of West Rutland
Representative Esme Cole, of Hartford
Representative Erin Brady, of Williston

Election of Sergeant at Arms

The Joint Assembly then proceeded to the election of a Sergeant at Arms.

For the office of Sergeant at Arms, Representative Alice M. Emmons of Springfield nominated *Janet C. Miller*, of Montpelier.

The nomination was seconded by Senator Russell H. Ingalls of Essex District.

There being no other nominations, the Chair declared that nominations were closed.

Whereupon, no other nominations being made, the vote was taken *viva voce* pursuant to Joint Rule 10(a), and the Chair declared that

JANET C. MILLER, of Montpelier

was unanimously elected to the office of Sergeant at Arms for a term of two years, from and including the first day of March, 2023, and until her successor is elected and has qualified.

Election of the UVM Trustees

The Joint Assembly then proceeded to the election of three Trustees of the University of Vermont and State Agricultural College, each for a term of six years, from and including the first day of March, 2023.

Statement by the Presiding Officer

Chair reminds the Joint Assembly that nominations for the office of three University of Vermont and State Agricultural College Trustees would be received in alphabetical order, with one nominating speech of not more than three minutes and not more than two seconding speeches of not more than one minute for each nominee.

For the election of these trustees, we will be operating under the temporary rules set forth in J.R.S. 11.

The adoption of J.R.S. 11 permits the Joint Assembly to elect the three Trustees of the University of Vermont and State Agriculture College by a plurality vote.

Nominations for UVM Trustees

Representative Richard J. McCormack of Windsor nominated *Representative John L. Bartholomew* of Hartland. The nomination was seconded by Representative Charles “Butch” Shaw of Pittsford and by Representative Michael McCarthy of St. Albans City.

Representative Laura Sibia of Dover then nominated *Representative Monique Priestly* of Bradford. The nomination was seconded by Representative Sara Coffey of Guilford.

Representative Rebecca Holcombe of Norwich then nominated *Shapleigh Smith, Jr.* of Morristown. The nomination was seconded by Representative Martin LaLonde of South Burlington.

Representative Tiffany Bluemle of Burlington then nominated *Representative Tristan Toleno* of Brattleboro. The nomination was seconded by Representative James Harrison of Chittenden.

Summary of Names Placed in Nomination

The four members placed in nomination and on the ballot for the office of Trustee of the University of Vermont and State Agricultural College are as follows:

John L. Bartholomew, of Hartland
Monique Priestly, of Bradford
Shapleigh Smith, Jr., of Morristown
Tristan Toleno, of Brattleboro

Review of Voting Procedure

Prior to the taking of any ballots, the Chair reviewed the “plurality” procedure for choosing candidates, by quoting verbatim from the text of J.R.S. 11, as follows:

(1) All candidates for the office of trustee shall be voted upon and decided on the same ballot; members may vote for any number of candidates up to and including the maximum number of vacancies to be filled, which in this case shall be three.

(2) The three candidates receiving the greatest number of votes shall be declared elected to fill the three vacancies.

(3) In the event that the first balloting for the trustee vacancies results in a tie vote for one or more of the three vacant positions, then voting shall continue on successive ballots until the vacancies have been filled, again by election declared of those candidates receiving the greatest number of votes.

Results of Balloting for University of Vermont and State Agricultural College Trustees

The ballots were taken and counted, and the result was as follows:

Total ballots.....	178
Necessary for election.....	three greatest numbers of votes
Bartholomew.....	88
Priestly.....	111*
Smith.....	127*
Toleno.....	136*
Write in votes.....	2

Whereupon the Chair declared that

TRISTAN TOLENO, of Brattleboro

having received the greatest number of total votes cast is hereby declared duly elected as a Trustee of the University of Vermont and State Agricultural College for a term of six years, commencing March 1, 2023. The Chair further declared that

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SHAPLEIGH SMITH, JR, of Morristown

having received the next greatest number of votes cast is hereby duly elected as a Trustee of the University of Vermont and State Agricultural College for a term of six years, commencing March 1, 2023.

The Chair further declared that

MONIQUE PRIESTLY, of Bradford

having received the third greatest number of the total votes cast is hereby duly elected a Trustee of the University of Vermont and State Agricultural College for a term of six years, commencing March 1, 2023.

Dissolution

The purposes for which the Joint Assembly was convened having been accomplished, the Chair then declared the Joint Assembly dissolved.

JOHN H. BLOOMER, JR.
Secretary of the Senate
Clerk of the Joint Assembly