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February 5, 2008

President De La Fuente
& Members of the City Council
City Hall
Oakland, CA 94612

**RE: Status Report On The Implementation Of Instant Run-Off Voting (IRV)
(Supplemental)**

Councilmembers:

This report provides supplemental information on counting an IRV election by hand count.

Currently there is no hand count method approved for counting an Instant Run-Off election in the State of California and no method has been submitted to the Secretary of State for approval as required by state law.

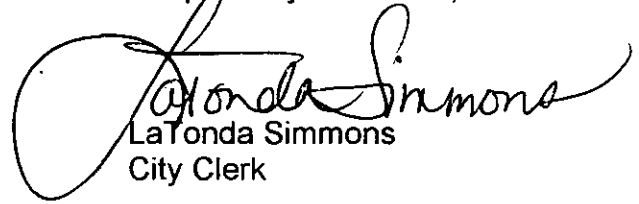
The Alameda County Registrar of Voters has indicated that it would not be feasible for his office to conduct the election using the Cary, North Carolina method due to the procedural requirements that were implemented after the Secretary of State's top to bottom review.

The method used in Cary, North Carolina is different from the method prescribed in Measure O in that it applies only to the top two candidates and does not address the application of the voter's rankings of the other candidates after the first tally.

The method used by the City and County of San Francisco in November, 2007 was determined by the Secretary of State after their voting system was de-certified with a conditional approval for use in that election only. San Francisco has since contracted with Sequoia Voting Systems and plans to use their system for its election in November 2008. San Francisco's agreement includes the caveat that

Sequoia will pay the cost for a hand count should the IRV system not be certified in time. The agreement with Alameda County does not contain the same provision.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "LaTonda Simmons". The signature is fluid and cursive, with a large loop at the beginning and a long tail extending to the right.

LaTonda Simmons
City Clerk

Prepared by: Marjo Keller
Assistant City Clerk