

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2010 DEC 16 PM 5: 35

OAKLAND CITY COUNCIL

REVISED

RESOLUTION NO. _____ C.M.S.

DRAFT

INTRODUCED BY
COUNCILMEMBER _____

Resolution Declaring the Results of the
City of Oakland General Municipal Election held on
Tuesday, November 2, 2010

WHEREAS, pursuant to law and Section 1101 of the Charter of the City of Oakland, a General Municipal Election was duly and regularly held in the City of Oakland on Tuesday, November 2, 2010; and

WHEREAS, pursuant to Section 1105 of the Charter of the City of Oakland, the ballots in the races for Mayor and Councilmember of District 4 were tabulated using Ranked Choice Voting because no single candidate received a majority in the first round of voting; and

WHEREAS, the results stated below in the races for Mayor and Councilmember of District 4 reflect the final tally after the Ranked Choice Voting tabulation was conducted; and

WHEREAS, the City Clerk has canvassed the election returns of said consolidated election pursuant to law; and

WHEREAS, the City Clerk does hereby certify the results for the General Municipal Election (Attachment A); now, therefore, be it

RESOLVED: that the City Council orders and declares the results of the canvass of the returns of said General Municipal Election to be as follows:

The votes cast for the candidate for the office of Mayor are as follows:

Jean Quan	53,897
Don Perata	51,872
Terence Candell	0
Greg Harland	0
Don Macleay	0
Arnold Fields	0
Joe Tuman	0
Marcie Hodge	0
Larry Lionel "LL" Young	0
Rebecca Kaplan	0

The votes cast for the candidate for the office of **Councilmember, District 2** are as follows:

Patricia Kernighan	8,954
Jennifer S. Pae	4,604

The votes cast for each of the candidates for the office of **Councilmember, District 4** are as follows:

Libby Schaaf	10,439
Jill Broadhurst	5,828
Melanie Shelby	3,404
Ralph Kanz	0
Clinton Killian	0
Daniel Swafford	0
Jason Gillen	0

The votes cast for each of the candidates for the office of **Councilmember, District 6** are as follows:

Desley Brooks	8,282
Jose Dorado	2,767
Nancy Sidebotham	1,777

The votes cast for the candidate for the office of **City Auditor** are as follows:

Courtney Ruby	65,335
Michael Kilian	31,086

The votes cast for the candidate for the office of **School Director, District 2** are as follows:

David Kakishiba	9,892
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The votes cast for the candidate for the office of **School Director, District 4** are as follows:

Gary D. Yee	13,043
Benjamin Visnick	5,798

The votes cast for the candidate for the office of **School Director, District 6** are as follows:

Christopher Dobbins	9,908
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and be it,

FURTHER RESOLVED, determined and declared that the following candidates having received the majority of the votes cast for all candidates for said office are hereby declared elected to said office and shall assume the duties of that office on January 3, 2010;

Jean Quan	Mayor
Patricia Kernighan	Councilmember, District 2
Libby Schaaf	Councilmember, District 4
Desley Brooks	Councilmember, District 6
Courtney Ruby	City Auditor
David Kakishiba	School Director, District 2
Gary D. Yee	School Director, District 4
Christopher Dobbins	School Director, District 6

and be it,

FURTHER RESOLVED, that the results of the ballots cast for and against the measures that were voted upon at said election are as follows:

Proposed Measures

ORDINANCE – MEASURE V

Measure amending the City of Oakland’s business tax to establish new categories and tax rates for “Medical Cannabis Businesses” and “Non-Medical Cannabis Businesses”

YES	45,732
NO	58,349

ORDINANCE - MEASURE W

Measure amending the Oakland Municipal Code to add a telephone access line tax

YES	45,732
NO	58,349

Proposed Tax Measures

ORDINANCE - MEASURE X

Measure establishing a temporary parcel tax to assist the City in supporting, protecting and enhancing vital public safety and violence prevention services

YES	28,788
NO	75,068

ORDINANCE - MEASURE BB

Measure amending Measure Y, the "Violence Prevention and Public Safety Act of 2004," which established a special parcel and parking tax funding police services, fire services and violence prevention programs, to, among other things, allow the City to collect the tax whether or not it appropriates non-Measure Y police funds at Fiscal Year 2003-2004 levels

YES	73,006
NO	30,148

and be it,

FURTHER RESOLVED, determined and declared that the following measures are hereby declared to have passed or to have failed as shown below:

- 1) Ordinance Measure **V** did receive a majority of the votes cast at said election for said measure, and is hereby declared to have passed.
- 2) Ordinance Measure **W** did not receive a majority of the votes cast at said election for said measure, and is hereby declared to have failed.
- 3) Ordinance Measure **X** did not receive two-thirds (2/3) of the votes cast at said election for said measure, and is hereby declared to have failed.
- 4) Ordinance Measure **BB** did receive two-thirds (2/3) of the votes cast at said election for said measure, and is hereby declared to have passed

and be it,

FURTHER RESOLVED, determined and declared the canvass of the returns of said General Municipal Election show that the total number of ballots cast at the Municipal Nominating Election was 124,557 (61.22%) and be it

FURTHER RESOLVED, that the City Clerk is hereby ordered to issue certificates of election to all persons herein declared elected; and be it

FURTHER RESOLVED, that this Council orders and declares that the Official Canvass Summary report on file in the Office of the City Clerk, containing within the number of votes cast at each precinct for each candidate and for and against each measure, be and is hereby adopted.

IN COUNCIL, OAKLAND, CALIFORNIA, _____, 2010

PASSED BY THE FOLLOWING VOTE:

AYES: - BROOKS, DE LA FUENTE, KAPLAN, KERNIGHAN, NADEL, QUAN, REID,
AND PRESIDENT BRUNNER

NOES: -

ABSENT: -

ABSTENTION: -

ATTEST: _____
LATONDA SIMMONS
City Clerk and Clerk of the Council
of the City of Oakland, California

STATE OF CALIFORNIA)
) ss.
COUNTY OF ALAMEDA)

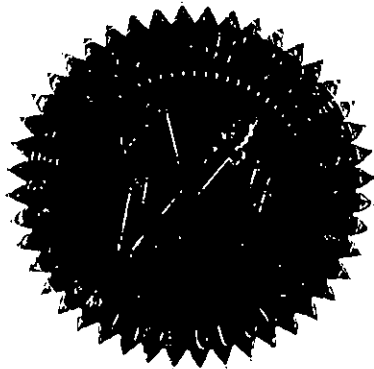
I, DAVE MACDONALD, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the City of Oakland at the General Election held Tuesday, November 2, 2010, do hereby certify the following to be a full, true and correct Statement of the Results of all votes cast at said election for each candidate:


CITY OF OAKLAND
CITY AUDITOR
RANKED-CHOICE VOTING, ROUND 1 - FINAL
(One Elected)

<u>CANDIDATES</u>	<u>VOTES</u>
Courtney Ruby	65,335
Michael Kilian	31,086

I further certify the total number of votes cast in the City of Oakland at said Ranked-Choice Voting election for City Auditor. Attached hereto is a complete statement of the results showing the number of votes cast in Final-Round 1 for each candidate.

I hereby set my hand and my official seal this 19th day of November 2010 at Oakland, California.




DAVE MACDONALD
Registrar of Voters
County of Alameda
State of California

Ranked Choice Voting Results Table

Contest: City Auditor - Oakland (RCV)

Load Type: Complete

	Round 1		
	Votes	%	Transfer
MICHAEL KILIAN	31086	31.84%	0
COURTNEY RUBY	65335	66.92%	0
Write-In	1204	1.23%	0
Exhausted by Over Votes	122		0
Under Votes	24521		0
Exhausted Ballots	0		0
Continuing Ballots	97625	100.00%	
TOTAL	122268		0
REMARKS	*Tie resolved in accordance with election law.		

Ranked Choice Voting Results Table

Contest: Member, City Council, District 2 - Oakland (RCV)

Load Type: Complete

	Round 1		
	Votes	%	Transfer
PATRICIA KERNIGHAN	6954	65.68%	0
JENNIFER S. PAE	4604	33.77%	0
Write-In	75	0.55%	0
Exhausted by Over Votes	11		0
Under Votes	1599		0
Exhausted Ballots	0		0
Continuing Ballots	13633	100.00%	
TOTAL	15243		0
REMARKS	*Tie resolved in accordance with election law.		

Ranked Choice Voting Results Table

Contest: Member, City Council, District 4 - Oakland (RCV)
 Load Type: Complete

	Round 1			Round 2			Round 3			Round 4			Round 5			Round 6		
	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer	Votes	%	Transfer
JILL BROADHURST	4807	22.90%	+2	4809	22.96%	+69	4878	23.40%	+184	5062	24.42%	+224	5286	25.86%	+542	5528	29.63%	0
RALPH KANZ	883	4.21%	+2	885	4.23%	+51	936	4.49%	+936	0	0.00%	0	0	0.00%	0	0	0.00%	0
MELANIE SHELBY	2463	11.73%	+3	2466	11.77%	+86	2552	12.24%	+100	2652	12.79%	+365	3017	14.76%	+387	3404	17.30%	0
LIBBY SCHAAF	8756	41.71%	+2	8768	41.82%	+77	8835	42.38%	+166	9001	43.42%	+248	9249	45.25%	+1190	10439	53.07%	0
CLINTON KILLIAN	1138	5.42%	+5	1143	5.46%	+60	1203	5.77%	+70	1273	6.14%	-1273	0	0.00%	0	0	0.00%	0
DANIEL SWAFFORD	2348	11.18%	+3	2351	11.23%	+93	2444	11.72%	+297	2741	13.22%	+145	2886	14.12%	-2886	0	0.00%	0
JASON GILLEN	530	2.52%	+1	531	2.54%	-531	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
Write-In	69	0.33%	-69	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0	0	0.00%	0
Exhausted by Over Votes	46		0	46		+1	47		+2	49		+4	53		+7	60		0
Under Votes	2844		0	2844		0	2844		0	2844		0	2844		0	2844		0
Exhausted Ballots	0		+51	51		+94	145		+117	262		+287	549		+760	1309		0
Continuing Ballots	20994	100.00%		20943	100.00%		20848	100.00%		20729	100.00%		20438	100.00%		19671	100.00%	
TOTAL	23884		0	23884		0	23884		0	23884		0	23884		0	23884		0
REMARKS	*Tie resolved in accordance with election law.																	

Ranked Choice Voting Results Table

Contest: Member, City Council, District 6 - Oakland (RCV)

Load Type: Complete

	Round 1		
	Votes	%	Transfer
DESLEY BROOKS	8262	64.15%	0
NANCY SIDEBOTHAM	1777	13.76%	0
JOSE DORADO	2767	21.43%	0
Write-In	85	0.66%	0
Exhausted by Over Votes	12		0
Under Votes	1117		0
Exhausted Ballots	0		0
Continuing Ballots	12911	100.00%	
TOTAL	14040		0
REMARKS	*Tie resolved in accordance with election law.		

Ranked Choice Voting Results Table

Contest: School Director, District 2 - Oakland (RCV)

Load Type: Complete

	Round 1		
	Votes	%	Transfer
DAVID KAKISHIBA	9892	97.71%	0
Write-in	232	2.29%	0
Exhausted by Over Votes	5		0
Under Votes	5114		0
Exhausted Ballots	0		0
Continuing Ballots	10124	100.00%	
TOTAL	15243		0
REMARKS	*Tie resolved in accordance with election law.		

STATE OF CALIFORNIA)
) ss.
COUNTY OF ALAMEDA)

I, DAVE MACDONALD, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the City of Oakland at the General Election held Tuesday, November 2, 2010, do hereby certify the following to be a full, true and correct Statement of the Results of all votes cast at said election for each candidate:


CITY OF OAKLAND
SCHOOL DIRECTOR, DISTRICT 4
RANKED-CHOICE VOTING, ROUND 1 - FINAL
(One Elected)

<u>CANDIDATES</u>	<u>VOTES</u>
Gary D. Yee	13,043
Benjamin Visnick	5,798

I further certify the total number of votes cast in the City of Oakland at said Ranked-Choice Voting election for School Director. Attached hereto is a complete statement of the results showing the number of votes cast in Final-Round 1 for each candidate.

I hereby set my hand and my official seal this 19th day of November 2010 at Oakland, California.




DAVE MACDONALD
Registrar of Voters
County of Alameda
State of California

Ranked Choice Voting Results Table

Contest: School Director, District 4 - Oakland (RCV)

Load Type: Complete

	Round 1		
	Votes	%	Transfer
BENJAMIN VISNICK	5798	30.52%	0
GARY D. YEE	13043	68.66%	0
Write-In	156	0.82%	0
Exhausted by Over Votes	16		0
Under Votes	4871		0
Exhausted Ballots	0		0
Continuing Ballots	18997	100.00%	
TOTAL	23884		0
REMARKS	*Tie resolved in accordance with election law.		

Ranked Choice Voting Results Table

Contest: School Director, District 6 - Oakland (RCV)

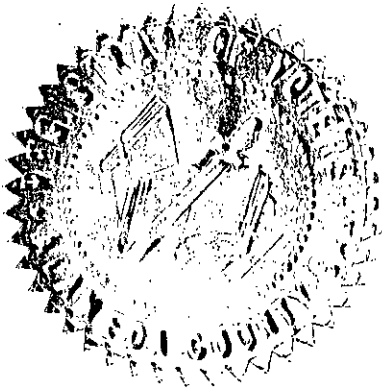
Load Type: Complete

	Round 1		
	Votes	%	Transfer
CHRISTOPHER DOBBINS	9908	97.47%	0
Write-In	257	2.53%	0
Exhausted by Over Votes	7		0
Under Votes	3668		0
Exhausted Ballots	0		0
Continuing Ballots	10165	100.00%	
TOTAL	14040		0
REMARKS	*Tie resolved in accordance with election law.		

STATE OF CALIFORNIA)
) ss.
COUNTY OF ALAMEDA)

I, DAVE MACDONALD, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the City of Oaldand at the General Election held Tuesday, November 2, 2010, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against Measure V.

I hereby set my hand and my official seal this 19th day of November 2010.



Dave MacDonald
DAVE MACDONALD
Registrar of Voters
Alameda County
State of California

Measure V - City of Oakland

Total Precincts: **254**

Precincts Reported: **254**

Percent Reported: **100.00**

Contest	# of Votes	% of Total
Yes	74413	70.49 <input type="text"/>
No	31148	29.51 <input type="text"/>

Measure W - City of Oakland			
Total Precincts: 254		Precincts Reported: 254	Percent Reported: 100.00
Contest	# of Votes	% of Total	
No	58349	56.06	<input type="text"/>
Yes	45732	43.94	<input type="text"/>

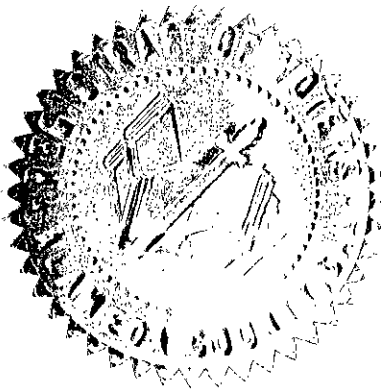
STATE OF CALIFORNIA)

) ss.

COUNTY OF ALAMEDA)

I, **DAVE MACDONALD**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the City of Oakland at the General Election held Tuesday, November 2, 2010, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against Measure X.

I hereby set my hand and my official seal this 19th day of November 2010.



Dave MacDonald
DAVE MACDONALD

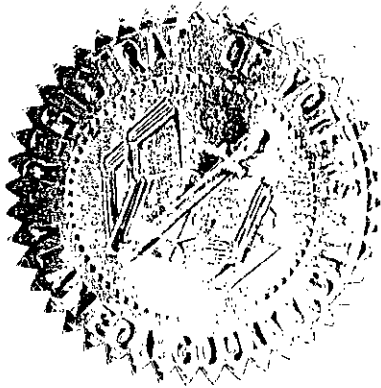
Registrar of Voters
Alameda County
State of California

Measure X - City of Oakland			
Needs 2/3 majority Yes votes to pass			
Total Precincts: 254		Precincts Reported: 254	Percent Reported: 100.00
Contest	# of Votes		% of Total
No	75068	72.28	<input type="text"/>
Yes	28788	27.72	<input type="text"/>

STATE OF CALIFORNIA)
) ss.
COUNTY OF ALAMEDA)

I, **DAVE MACDONALD**, Registrar of Voters for the County of Alameda, State of California, having canvassed the returns of all votes cast in the City of Oakland at the General Election held Tuesday, November 2, 2010, do hereby certify the following to be a full, true and correct Statement of the Results of all the votes cast, to which this certificate is attached, at said election for and against **Measure BB**.

I hereby set my hand and my official seal this 19th day of November 2010.



Dave MacDonald
DAVE MACDONALD
Registrar of Voters
Alameda County
State of California

Measure BB - City of Oakland

Needs 2/3 majority Yes votes to pass

Total Precincts: **254**

Precincts Reported: **254**

Percent Reported: **100.00**

Contest	# of Votes	% of Total
Yes	73006	70.77 <input type="text"/>
No	30148	29.23 <input type="text"/>