

A. Gordon

OAKLAND CITY COUNCIL

FILED
OFFICE OF THE CITY CLERK
OAKLAND

RESOLUTION NO. 79042 C.M.S.

05 FEB -3 PM 3:17

RESOLUTION AUTHORIZING AND REALLOCATING UP TO \$50,000 TO FUND THE LIMITED PUBLIC FINANCING MATCHING PROGRAM FOR THE DISTRICT 2 SPECIAL ELECTION

WHEREAS, the Oakland City Council adopted the Limited Public Financing Act of the City of Oakland (the "Act") on December 14, 1999, and which Act took effect on January 1, 2001, and

WHEREAS, Section 3.13.050 of the Act establishes the "Election Campaign Fund" within the City of Oakland; and,

WHEREAS, Section 3.13.060(a) of the Act provides that the Oakland City Council shall appropriate to the Election Campaign Fund, under the City's current two year budget cycle, an "amount sufficient to fund all candidates" for city office eligible to receive limited matching funds from the Election Campaign Fund; and,

WHEREAS, Section 3.13.060(b) of the Act provides that the amount of funds to be allocated to the Election Campaign Fund "shall be based on a consideration of anticipated campaign activity, anticipated administrative costs, and existing unspent funds within the account;" and,

WHEREAS, on February 1, 2005, the Oakland City Council directed the preparation of a resolution authorizing the use of limited public matching funds for the District Two special election in May 2005; and,

WHEREAS, since the Council temporarily suspended the Limited Public Financing Program as part of the FY 2003-05 budget adoption, no funding was set aside for this program for FY 2003-04 nor FY 2004-05, and an alternative source of funding must be used to fund the Program during the May 2005 special election; now, therefore be it

RESOLVED: That the sum of \$50,000 be reallocated from the Public Support Contingency account within the Non-Departmental budget in the General Purpose Fund (the "Reallocated Money") to the Election Campaign Fund to provide limited public matching funds pursuant to the Act in the District Two Special Election; conditioned on the following:

1. No public matching funds funded from this allocation shall be used to match a contribution unless that contribution is made on a financial instrument containing the name of the donor, the name of the payee, and drawn on the account of the donor;
2. No public matching funds funded from this allocation shall be made to an applying candidate unless the applying candidate has filed, and completely and accurately executed, all pre-election campaign statements that are due at the time matching funds are payable. Further, the applying candidates shall also agree to timely file, and completely and accurately execute, all post-election campaign statements for the election in which they receive matching funds.

IN COUNCIL, OAKLAND, CALIFORNIA

FEB 1 2005

PASSED BY THE FOLLOWING VOTE:

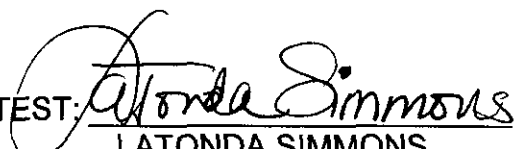
AYES- BROOKS, BRUNNER, CHANG, NADEL, QUAN, ~~REID~~ AND
PRESIDENT DE LA FUENTE ~ 6

NOES- 0

ABSENT- 0

ABSTENTION- 0

EXCUSED - REID - 1

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