

CITY OF OAKLAND



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OFFICE OF THE CITY CLERK  
OAKLAND

2003 OCT 22 PM 5:36  
CITY HALL, 700 FRANKLIN BLVD. • OAKLAND, CALIFORNIA 94612

Office of the City Clerk  
Ceda Floyd  
City Clerk and Clerk of the Council

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November 4, 2003

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

Honorable President De La Fuente and Members of the City Council:

**SUBJECT:** Ordinance establishing the date for the City of Oakland's Municipal Nominating Election and a Resolution requesting Consolidation of the City of Oakland's Municipal Nominating Election with the Statewide Primary Election scheduled for Tuesday, March 2, 2004

Attached please find one (1) Ordinance and one (1) Resolution prepared for your consideration and adoption relating to the upcoming 2004 Municipal Nominating Election.

The **Ordinance** is submitted pursuant to City Charter Section 1100 which allows the Council by ordinance to establish the date of the Municipal Nominating Election to conform with the date of the statewide Primary Election scheduled for Tuesday, March 2, 2004.

The **Resolution** is submitted pursuant to Elections Code Section 10403 which states that the council by resolution shall request consolidation of the election at least 88 days prior to the date of the election scheduled for Tuesday, March 2, 2004.

Both documents have been reviewed and approved as to form and legality by the Office of the City Attorney.

If you have any questions or need more information, please call **Marjo Keller, Deputy City Clerk, Elections & Compliance** at **238-6408**.

Sincerely,

*Ceda Floyd*  
**Ceda Floyd**  
City Clerk  
Clerk of the Council

**10.23CC**  
**ORA/COUNCIL**  
**NOV - 4 2003**

Attachments

*A. Floyd*

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK  
OAKLAND

Ordinance No. \_\_\_\_\_ C.M.S.

2003 OCT 22 AM 11:49

INTRODUCED BY  
COUNCILMEMBER \_\_\_\_\_

An Ordinance establishing the date of the City of Oakland Municipal Nominating Election as Tuesday, March 2, 2004 to conform with the Statewide Primary Election

**WHEREAS**, Pursuant to Oakland City Charter Section 1100 the City of Oakland's Municipal Nominating Election shall take place on the first Tuesday after the first Monday in June, and

**WHEREAS**, Charter Section 1100 authorizes the adoption of an ordinance that would establish the date of the City of Oakland Municipal Nominating Election to conform with the Statewide Primary Election, and

**WHEREAS**, On September 28, 1998 Governor Pete Wilson signed SB 1999 which moved the 2000 Presidential Primary Election and subsequent statewide elections from the first Tuesday after the first Monday in June to the first Tuesday in March, therefore,

**The City Council of the City of Oakland does ordain as follows:** That the Municipal Nominating Election to be held in the year 2004 shall be held on Tuesday, March 2, 2004 so as to conform to the date of the Statewide Primary Election.

INTRODUCED: \_\_\_\_\_, 2003

IN COUNCIL, OAKLAND CALIFORNIA, \_\_\_\_\_, 2003

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_

CEDA FLOYD  
CITY CLERK AND CLERK OF THE COUNCIL

**10.23CC**  
ORA/COUNCIL  
NOV - 4 2003

*A. Floyd*

# OAKLAND CITY COUNCIL

FILED  
OFFICE OF THE CITY CLERK  
OAKLAND

Resolution No. \_\_\_\_\_ C.M.S.

2003 OCT 22 AM 11:49  
INTRODUCED BY  
COUNCILMEMBER \_\_\_\_\_

**Resolution requesting consolidation of the City of Oakland Municipal Nominating Election with the Statewide Primary Election to be held in the City of Oakland on Tuesday, March 2, 2004.**

**WHEREAS**, Oakland City Charter Section 1100 stipulates that a nominating election be held the first Tuesday after the first Monday in June in each even numbered year; and

**WHEREAS**, Charter Section 1100 authorizes the Council to establish the date for the Municipal Nominating Election to conform with the Statewide Primary Election.

**WHEREAS**, Elections Code Sections 10400 through 10403.5 allow the Oakland Municipal Nominating Election to be held on Tuesday, March 2, 2004 and to be consolidated with the Statewide Primary Election to be held on the same day; and,

**WHEREAS**, the City Council of the City of Oakland does hereby request that the Board of Supervisors of Alameda County order the consolidation of the Municipal Nominating Election with the Statewide Primary Election; and now therefore, be it

**RESOLVED**: That the City Clerk is hereby authorized and directed to take any and all actions necessary under the law to prepare for and conduct the March 2, 2004 Oakland Municipal Nominating Election and the City Manager is hereby authorized and directed to appropriate all monies necessary for the City Clerk to prepare for and conduct said election consistent with State law, and therefore, be it

**FURTHER RESOLVED**: That the City Council of the City of Oakland hereby authorizes and directs the City Clerk, at least 88 days prior to the March 2, 2004 Oakland Municipal Nominating Election to forward certified copies of this resolution to the Alameda County Board of Supervisors and the Alameda County Registrar of Voters.

IN COUNCIL, OAKLAND CALIFORNIA, \_\_\_\_\_, 2003

PASSED BY THE FOLLOWING VOTE:

AYES – BROOKS, BRUNNER, CHANG, NADEL, QUAN, REID, WAN AND PRESIDENT DE LA FUENTE

NOES –

ABSENT –

ABSTENTION –

ATTEST: \_\_\_\_\_

**CEDA FLOYD**  
CITY CLERK AND CLERK OF THE COUNCIL

**10.230c**  
ORA/COUNCIL  
NOV - 4 2003