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OFFICE OF THE CITY CLERK
OAKLAND

CITY OF OAKLAND



2008 JAN 24 PM 4:13

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Office of the City Clerk
City Clerk and Clerk of the Council

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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

Councilmembers:

This report provides an update on the status of the IRV system.

Update:

Currently, the Instant Runoff Voting (IRV) system developed by Sequoia Voting Systems is being tested for federal certification. It is anticipated that this portion of the testing will be completed by late March or early April, 2008. Once that step has been completed the system must then be approved by the Secretary of State. It is unknown how long the State process will take.

Voting Equipment:

Measure O passed in November, 2006 provides that the City shall use ranked choice voting once the Alameda County Registrar of Voters is able to conduct the election on behalf of the City in accordance with the requirements and procedures of the measure. The Registrar of Voters has indicated that without a certified system, his office would not be able to conduct the election on behalf of the city.

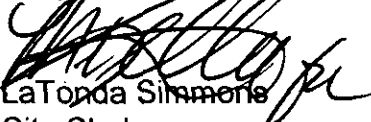
The possibility of counting the ballots by hand has been discussed as an alternative, since hand counting could be done without the certification of system software and firmware. The method adopted by the Town of Cary, North Carolina for hand counting was suggested, however, this method would still need to be approved by the Secretary of State for use in California. The Registrar of Voters has looked into the feasibility of using the "Cary Method" and has indicated that

he could not consider counting an IRV election if it compromised the other elections for which his office is responsible.

Action Requested by Council:

It is uncertain when the IRV system will be fully certified for use. Staff requests that the Council adopt (1) a Resolution declaring that the City is unable to use instant run-off voting for the 2008 elections and (2) an Ordinance conforming the Municipal Election with the State-wide primary election that will be held on June 3, 2008.

Respectfully submitted,


LaTonda Simmons
City Clerk

Prepared by: Marjo Keller
Assistant City Clerk

A. Freedom

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OAKLAND

OAKLAND CITY COUNCIL
08 JAN 24 PM 3:01

Resolution No. _____ C.M.S.

**INTRODUCED BY
COUNCILMEMBER**

**A Resolution Declaring That The City of Oakland Is Unable To Use Ranked
Choice Voting For The 2008 Elections**

WHEREAS, the City is unable to use ranked choice voting for the 2008 elections; and

WHEREAS, pursuant to City Charter section 1105 which provides that in the event the City is unable to use ranked choice voting, the City shall hold Municipal Nominating Elections for the nomination of officers and for such other purposes as the Council may prescribe, on the first Tuesday after the first Monday in June in each even numbered year; and

WHEREAS, pursuant to City Charter section 1105, the election will be held on June 3, 2008 as it is the first Tuesday after the first Monday in June this year; 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 June 3, 2008 Oakland Municipal Nominating Election and the City Administrator 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.

IN COUNCIL, OAKLAND CALIFORNIA, _____, 2008

PASSED BY THE FOLLOWING VOTE:

- AYES –
- NOES –
- ABSENT –
- ABSTENTION –

ATTEST: _____

LATONDA SIMMONS
CITY CLERK AND CLERK OF THE COUNCIL

FILED
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OAKLAND

OAKLAND CITY COUNCIL

L. Simmons

08 JAN 24 PM 3:01 Ordinance No. _____ C.M.S.

INTRODUCED BY
COUNCILMEMBER _____

An Ordinance Conforming the City of Oakland's Tuesday, June 3, 2008 Municipal Nominating Election with the Statewide Direct Primary Election

WHEREAS, the City is unable to use ranked choice voting for its 2008 election;

WHEREAS, City Charter section 1105 (1) provides that in the event that the City is unable to use ranked choice voting, the City shall hold a Municipal Nominating Election for the nomination of officers and for such other purposes as the Council may prescribe, on the first Tuesday after the first Monday in June in each even numbered year, which this year is June 3, 2008, and (2) allows the City to consolidate its election with the Statewide Primary Election;

The City Council of the City of Oakland does ordain as follows: That the Municipal Nominating Election to be held on Tuesday, June 3, 2008 hereby is consolidated and conformed with the Statewide Primary Election of the same date.

INTRODUCED: _____, 2008

IN COUNCIL, OAKLAND, CALIFORNIA, _____

PASSED BY THE FOLLOWING VOTE:

AYES- BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID, and PRESIDENT DE LA FUENTE

NOES-

ABSENT-

ABSTENTION-

ATTEST: _____
LaTonda Simmons
City Clerk and Clerk of the Council
of the City of Oakland, California

DATE OF ATTESTATION: _____