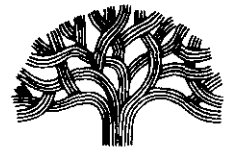


CITY OF OAKLAND
OFFICE OF THE CITY CLERK
OAKLAND



CITY HALL • ONE FRANK H. OGAWA PLAZA • OAKLAND, CALIFORNIA 94612

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

(510) 238-3611
FAX: (510) 238-6699
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April 20, 2004

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: **Resolution declaring the results of the Municipal Nominating
Election held on Tuesday, March 2, 2004**

Attached please find a resolution prepared for your consideration and adoption relating to the 2004 Municipal Nominating Election. The resolution declares the final official results of the Municipal Nominating Election held on Tuesday, March 2, 2004.

The resolution has been reviewed and approved as to form and legality by the Office of the City Attorney.

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

CEDA FLOYD
City Clerk
Clerk of the Council

CF:mk

Attachment

10.7CC
ORA/COUNCIL
APR 20 2004

A. Jordan

OAKLAND CITY COUNCIL

OFFICE OF THE CITY CLERK
CITY OF OAKLAND

RESOLUTION NO. _____

2004.MRS. - 7 PM 2:51

INTRODUCED BY
COUNCILMEMBER _____

**Resolution declaring the results of the Municipal Nominating Election
held on Tuesday, March 2, 2004**

WHEREAS, pursuant to law and Section 1101 of the Charter of the City of Oakland, a Municipal Nominating Election was duly and regularly held in the City of Oakland on Tuesday, March 2, 2004.

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 Municipal Nominating Election; now, therefore, be it

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

The votes cast for the candidate for the office of **Councilmember, District 1** are as follows:

Jane Brunner	15123
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The votes cast for the candidate for the office of **Councilmember, District 3** are as follows:

Nancy J. Nadel	8719
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The votes cast for each of the candidates for the office of **Councilmember, District 5** are as follows:

Ignacio DeLaFuente	4703
Beverly Blythe (write-in)	64

The votes cast for each of the candidates for the office of **Councilmember, District 7** are as follows:

Larry E. Reid	5487
Jason Hodge	1624
Michael B. Hudson	916

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The votes cast for each of the candidates for the office of **Councilmember, At-Large** are as follows:

Henry Chang, Jr.	39965
Melanie M. Shelby	27606
Hector Reno Reyna	6709

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

John Russo	62899
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The votes cast for the candidate for the office of **School Director, District 1** are as follows:

Kerry Hamill	13797
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The votes cast for the candidate for the office of **School Director, District 3** are as follows:

Gregory Hodge	7883
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The votes cast for the candidate for the office of **School Director, District 5** are as follows:

Noel Gallo	4805
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The votes cast for each of the candidates for the office of **School Director, District 7** are as follows:

Alice A. Spearman	4210
Bob Jackson	3239

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, 2005;

Jane Brunner	Councilmember, District 1
Nancy J. Nadel	Councilmember, District 3
Ignacio DeLaFuente	Councilmember, District 5
Larry E. Reid	Councilmember, District 7

Henry Chang, Jr.	Councilmember, At-Large
John Russo	City Attorney
Kerry Hamill	School Director, District 1
Gregory Hodge	School Director, District 3
Noel Gallo	School Director, District 5
Alice A. Spearman	School Director, District 7

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 Ballot Measure

MEASURE O

Measure amending Section 4.28.030 of the Oakland Municipal Code so that wireless telephonic service providers will be required to apply the city of Oakland's Utility User's Tax ("UUT") in accordance with the sourcing rules of Section 117 of the Federal Mobile Telecommunications Sourcing Act of 2000

YES	43450
NO	27492

Proposed Charter Amendment

MEASURE P

Measure amending the Oakland City Charter to (1) Retain the Mayor-Council form of government, commonly called the "Strong Mayor", and elected City Attorney; (2) Change how salaries for councilmembers, the city attorney and the city auditor are set; (3) Change how vacancies on Boards and Commissions are filled; (4) Require Mayor to hold public meetings; (5) Change Mayor's term limit to two consecutive terms; and (6) make other changes in the Charter

YES	54604
NO	23705

Proposed Tax Measures

MEASURE Q

Measure Extending the "Library Services Retention and Enhancement Act of 1994 and amending Section 2, Use of Proceeds, in order to expand the services funded by the Act; amending Section 4, Imposition of Parcel Tax, in order to increase the parcel tax levy; amending Section 8, Minimum Library Appropriation Prerequisite at Fiscal Year 93-94 2000-01 level, in order to increase the minimum general fund appropriation level; and amending Section 9, Term of Taxation, in order to extend collection of the tax for an additional 15 years

YES	62253
NO	18437

MEASURE R

Measure creating a Special Tax to fund youth, family and violence prevention programs

YES	51581
NO	26743

and be it,

FURTHER RESOLVED, determined and declared that the following measures are hereby declared to have passed;

Measure O

Measure P

Measure Q

FURTHER RESOLVED, determined and declared that the following measure is hereby declared to have failed;

Measure R

and be it,

FURTHER RESOLVED, determined and declared the canvass of the returns of said Municipal Nominating Election show that the total number of ballots cast at the Municipal Nominating Election was **86,231 (45.9%)** 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, _____, 2004

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
of the City of Oakland, California

10.7 CC
ORA/COUNCIL
APR 20 2004