


CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

ORDINANCE NO. _____ C.M.S.

ORDINANCE: 1) CALLING AND GIVING NOTICE FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE CITY OF OAKLAND PROPOSED BALLOT MEASURES; 2) REQUESTING CONSOLIDATION OF THE CITY OF OAKLAND GENERAL MUNICIPAL ELECTION WITH THE STATEWIDE ELECTION TO BE HELD IN THE CITY OF OAKLAND ON NOVEMBER 3, 2026; AND 3) AUTHORIZING THE CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO HOLD THE MUNICIPAL ELECTION

WHEREAS, the California Constitution Article XI section 5(b) grants charter cities the power to provide in their charters for the conduct of city elections; and

WHEREAS, Oakland City Charter section 1101 provides that General Municipal Elections for the nomination of officers and for such other purposes as the Council may prescribe shall be held in the City on the first Tuesday after the first Monday in November in each even-numbered year; and

WHEREAS, Oakland City Charter section 1101 provides that in order to consolidate General Municipal Elections with Statewide General Elections, the Council may by ordinance provide for a date for a General Municipal Election which conforms to the date of a Statewide General Election; and

WHEREAS, Oakland City Charter section 1103 provides that all elections and procedures related thereto shall be in accordance with the applicable provisions of state law, except as otherwise may be provided by ordinance or the City Charter; and

WHEREAS, Oakland Municipal Code section 3.08.010 provides that except as may be otherwise provided in Chapter 3.08 all city elections and all procedures relating thereto shall be, where practicable, in accordance with the applicable provisions of state law relating to elections in general law cities; and

WHEREAS, the City Council desires that the proposed measures shall be submitted to the electors of the City of Oakland at the General Municipal Election to be held on November 3, 2026; and

WHEREAS, California Elections Code sections 10400 through 10403 provide that a municipal election may be consolidated with the Statewide election held on the same day upon an order by the county Board of Supervisors; and

WHEREAS, in order to request consolidation of the General Municipal Election with the Statewide General Election the City Council shall, at least 88 days prior to the election, file with the County of Alameda legislation that requests consolidation of the elections and sets forth the exact form of the questions, propositions, and offices to be voted upon at the election; and

WHEREAS, pursuant to section 1105 of the City Charter and ongoing discussions with the Registrar of Voters of Alameda County regarding ballot template design, the City Clerk will determine the maximum number of ranked choice options for the November 3, 2026, election to ensure the integrity and smooth functioning of the election no later than 60 days prior to the election;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. That the City Council of the City of Oakland hereby calls and provides notice for the holding of the General Municipal Election in the City of Oakland on Tuesday, November 3, 2026, for the election of officers and for the purpose of submitting to the electors of the City of Oakland proposed ballot measures.

SECTION 2. That the questions that shall be voted on at the City of Oakland General Municipal Election are as follows:

- Shall the measure to amend Oakland's City Charter to, among other things, (1) make the Mayor the City's chief executive with a legislative veto, (2) empower the Council to override vetoes, confirm appointments of certain directors, and appoint an Independent Budget and Legislative Analyst, (3) affirm Councilmembers' right to acquire information from other City officials, (4) require Councilmembers to work full-time, and (5) empower the Public Ethics Commission to set salaries for all City elected officials using similar formulas, be adopted?
- Shall the measure amending Oakland's Real Property Transfer Tax Ordinance to eliminate the foreclosure exception for all property transfers except transfers converting commercial property to certain housing or healthcare uses, transfers to community banking organizations, and certain transfers of residential properties of four units or less, and allowing the City Council to establish, amend, or remove foreclosure-related exceptions, raising approximately \$4-\$13 million annually pursuant to tax rates in Oakland Municipal Code section 4.20.020, beginning January 1, 2027 until repealed, be adopted?

SECTION 3. That the offices to be voted on at the City of Oakland General Municipal Election are:

- **Councilmember, District 2**
- **Councilmember, District 4**
- **Councilmember, District 6**
- **City Auditor**
- **Mayor**
- **School Board Director, District 2**
- **School Board Director, District 4**
- **School Board Director, District 6**

SECTION 4. That the City Council does hereby request that the Board of Supervisors of Alameda County order the consolidation of the City of Oakland General Municipal Election to be held on Tuesday, November 3, 2026, with the Statewide Election to be held on the same day.

SECTION 5. That the consolidated Municipal Election shall be held and conducted in the manner required in Section 10418 of the California Elections Code.

SECTION 6. That pursuant to Oakland Municipal Code section 3.08.035, the City Council hereby authorizes Youth Voters to vote for School Board Directors in the consolidated Municipal Election to be held on Tuesday, November 3, 2026.

SECTION 7. That the City Clerk is hereby authorized and directed to take any and all actions necessary under law to prepare for and conduct the Tuesday, November 3, 2026, Oakland General Municipal Election, including posting, publication and printing of notices, and to fix the dates for submission of arguments and rebuttals, pursuant to the requirements of the City Charter, the Oakland Municipal Code, and California law.

SECTION 8. That the City Council hereby appropriates all monies necessary to prepare for and conduct said election and hereby authorizes the City Administrator to take any and all actions necessary to prepare for and conduct said election consistent with the Charter of the City of Oakland, the Oakland Municipal Code and California Elections Code where applicable.

SECTION 9. That the City Council of the City of Oakland hereby authorizes and directs the City Clerk, at least 88 days prior to the November 3, 2026, Oakland General Municipal Election to forward certified copies of this ordinance to the Alameda County Board of Supervisors and the Alameda County Registrar of Voters.

SECTION 10. That the Council hereby requests that the Alameda County Board of Supervisors permit the Registrar of Voters of Alameda County to render necessary services to the City relating to the conduct of said General Municipal Election.

SECTION 11. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause or phrase thereof irrespective of the fact that one or more other sections, subsections, clauses or phrases may be declared invalid or unconstitutional.

SECTION 12. Effective Date. This ordinance shall become effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

ASHA REED
City Clerk and Clerk of the Council of the
City of Oakland, California

Date of Attestation: _____

3472069v3/MJM

NOTICE AND DIGEST

ORDINANCE: 1) CALLING AND GIVING NOTICE FOR THE HOLDING OF A GENERAL MUNICIPAL ELECTION ON NOVEMBER 3, 2026 FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF THE CITY OF OAKLAND PROPOSED BALLOT MEASURES; 2) REQUESTING CONSOLIDATION OF THE CITY OF OAKLAND GENERAL MUNICIPAL ELECTION WITH THE STATEWIDE ELECTION TO BE HELD IN THE CITY OF OAKLAND ON NOVEMBER 3, 2026; AND 3) AUTHORIZING THE CITY CLERK TO TAKE ALL ACTIONS NECESSARY TO HOLD THE MUNICIPAL ELECTION

This Ordinance would call and give notice for the General Municipal Election in the City of Oakland on November 3, 2026, for the purpose of submitting to the electors of the City of Oakland proposed ballot measures and election of officers. This Ordinance would request consolidation of the General Municipal Elections with the Statewide Election to be held on the same day. This Ordinance authorizes the City Clerk of the City of Oakland to take all other actions necessary for the General Municipal Election in accordance with applicable legal requirements.