

1 [Agreement - Dominion Voting Systems, Inc. - Not to Exceed \$2,264,800]

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3 **Resolution approving the third amendment to the existing contract with the City and**  
4 **Dominion Voting Systems, Inc., through the Department of Elections, for an amount not**  
5 **to exceed \$2,264,800 and to extend the term of the contract from December 12, 2013,**  
6 **through December 10, 2016.**

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8 WHEREAS, In December 2007 the City entered into a contract with Sequoia Voting  
9 Systems, Inc. (Sequoia) for the purchase of new voting equipment and voting services  
10 (Contract), as approved by the Board of Supervisors under Resolution No. 654-07; and

11 WHEREAS, The term of the Contract was four years, from December 11, 2007 to  
12 December 11, 2011, with two options for the City to renew for one year each; and

13 WHEREAS, Dominion Voting Systems, Inc. (Dominion) acquired substantially all of the  
14 assets of Sequoia on June 4, 2010, and assumed Sequoia's contract with the City; and

15 WHEREAS, In November 2011, the City exercised its two one-year options and  
16 extended the Contract through December 11, 2013, at a cost not-to-exceed \$2,264,800, as  
17 approved by the Board of Supervisors under Resolution No. 494-11; and

18 WHEREAS, Under the extensions approved in November 2011, Dominion continued to  
19 provide voting services at the rates in effect for 2007-2011 and City was not required to  
20 purchase new voting machines; and

21 WHEREAS, The City desires to extend the Contract through December 10, 2016, at a  
22 cost not-to-exceed \$2,264,800; and

23 WHEREAS, Under these extensions, Dominion would continue to provide voting  
24 services at the rates in effect for 2007-2011 and City would not be required to purchase new  
25 voting machines; and

1           WHEREAS, The amendment to the Contract makes changes to the Contract to bring  
2 the Contract into conformity with the City's current contract procedures; and

3           WHEREAS, The fully executed proposed amendment is contained in File No. 130797  
4 and is conditioned upon approval of this Resolution; now, therefore, be it

5           RESOLVED, That in accordance with Charter Section 9.118(b), the Board of  
6 Supervisors hereby approves an amendment to the Contract, a copy of which amendment is  
7 on file with the Clerk of the Board in File No. 130797 and is incorporated in this resolution by  
8 reference, to extend the Contract through December 11, 2016; and, be it

9           FURTHER RESOLVED, That the Board authorizes the Director of Elections to enter  
10 into any modifications of the Dominion Contract that the Director determines in consultation  
11 with the City Attorney, are in the best interests of City, are necessary and advisable to  
12 effectuate the purpose of the Contract or this Resolution, and are in compliance with all  
13 applicable laws, including the City's Charter and applicable City Ordinances.

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15 RECOMMENDED:

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JOHN ARNTZ  
Director of Elections

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BEN ROSENFELD  
Controller

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