

1 [Accept-Expend Federal and State Grants for Voting Equipment.]

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3 **Resolution approving the application for funds under the federal Help America Vote Act**
4 **of 2002 ("HAVA"), Section 301, and Proposition 41 authorizing the San Francisco**
5 **Department of Elections to accept and expend grants in an amount not to exceed \$3.5**
6 **million from the California Secretary of State for utilization of Elections Systems &**
7 **Software's ("ES&S") AutoMARK in the June 6, 2006 election.**
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9 WHEREAS, The United States Congress has appropriated funding to each state under
10 the Help America Vote Act of 2002 (HAVA), Section 301, to modernize voting equipment and
11 to improve other aspects of the elections process; and,

12 WHEREAS, The California Secretary of State has been delegated the responsibility for
13 the administration of HAVA and Proposition 41 funds, setting up the necessary procedures for
14 allocation of those funds; and,

15 WHEREAS, said procedures established by the California Secretary of State require
16 the City and County to certify, by resolution, the approval of applications and contracts before
17 submission of said applications and contracts to the California Secretary of State; and,

18 WHEREAS, The California Secretary of State received this HAVA money and is in the
19 process of allocating a portion of this money to each county to modernize voting equipment;
20 and,

21 WHEREAS, The Department of Elections is eligible to receive a grants to assist in
22 implementing HAVA to modernize the City and County's voting equipment; and

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1 WHEREAS, In 2002, California voters approved Proposition 41, the Voting
2 Modernization Act, to authorize the issuance of bonds to fund the modernization of voting
3 equipment; and,

4 WHEREAS, The Department of Elections applied for and has been allocated
5 Proposition 41 funds; now, therefore, be it

6 RESOLVED, That the Board of Supervisors of the City and County of San Francisco
7 ("Board") approves the filing and execution of applications and contracts for financial
8 assistance for the purpose of fulfilling duties and responsibilities to be funded from grants
9 provided under HAVA; and, be it

10 FURTHER RESOLVED, That the Board certifies that the City and County understands
11 the assurances and certifications in said HAVA applications or contracts; and, be it

12 FURTHER RESOLVED, That the Board certifies that the City and County has reviewed
13 and understands said HAVA funding applications and terms of the contract; and be it

14 FURTHER RESOLVED, That the Board appoints the Director of Elections or his
15 designee as agent to conduct all negotiations, execute and submit all documents, including
16 but not limited to applications, contracts, payment requests and other documentation, which
17 may be necessary for the execution of the City and County's duties and responsibilities under
18 HAVA and Proposition 41; and, be it

19 FURTHER RESOLVED, That the Department of Elections is hereby authorized to
20 accept and expend grants under HAVA and Proposition 41 in an amount not to exceed \$3.5
21 million from the California Secretary of State for utilization of ES&S's AutoMARK to comply
22 with voting system standards, including accessibility requirements, for the June 6, 2006
23 election; and be it

1 FURTHER RESOLVED, That the Director of Elections is authorized to enter into
2 an agreement with the California Secretary of State on behalf of the City and County of San
3 Francisco for the acceptance and expenditure of these HAVA and Proposition 41 funds.

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RECOMMENDED:

APPROVED:

John Arntz
Director of Elections

Mayor

Controller