



**Registrar of Voters
COUNTY OF TULARE
AGENDA ITEM**

BOARD OF SUPERVISORS

KUYLER CROCKER
District One
PETE VANDER POEL
District Two
AMY SHUKLIAN
District Three
EDDIE VALERO
District Four
DENNIS TOWNSEND
District Five

AGENDA DATE: November 5, 2019 - REVISED

Public Hearing Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Scheduled Public Hearing w/Clerk	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Published Notice Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Advertised Published Notice	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Meet & Confer Required	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Electronic file(s) has been sent	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>
Budget Transfer (Aud 308) attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Personnel Resolution attached	Yes	<input type="checkbox"/>	N/A	<input checked="" type="checkbox"/>
Agreements are attached and signature line for Chairman is marked with tab(s)/flag(s)	Yes	<input checked="" type="checkbox"/>	N/A	<input type="checkbox"/>

CONTACT PERSON: Michelle Baldwin PHONE: 624-7300

SUBJECT: Approve an amendment to Agreement No. 28999 with the State of California, Secretary of State

REQUEST(S):
That the Board of Supervisors:

1. Approve an amendment to Agreement No. 28999 with the State of California, Secretary of State to increase the agreement by \$632,359.10, change the cost match formula to 3:1, and extend the term to June 30, 2022 to replace the Election Management System.
2. Authorize the Chairman of the Board to sign four (4) copies of the Amendment.

SUMMARY:
On January 29, 2019, your Board approved an agreement with the State of California, Secretary of State in the amount of \$958,000 with a dollar-for-dollar County match for eligible reimbursement of funds for the replacement of voting systems, including all tabulation equipment, accessible equipment, election management system software and hardware, electronic poll books, and ballot on demand printers.

The 2019 Budget Act provided additional funding to the original agreement in the amount of \$632,359.10 and modified the match requirement for both the 2018/19 and 2019/2020 fiscal years. Due to the amount of precincts, the match requirement for Tulare County has changed from dollar-for-dollar to 3:1. The amount allocated for each County is fixed and was based on a variety of factors and assumptions, including such things as County size, number of precincts, and voting equipment needs.

SUBJECT: Approve an amendment to Agreement No. 28999 with the State of California, Secretary of State
DATE: October 22, 2019

In addition, the 2019 Budget Act provides funding for County Election Management System replacement in the amount of \$153,359.10 for our County. Current Election Management Systems must be reviewed and re-certified by the Secretary of State in order to meet the new certification standards that will include, but not limited to, a seamless integration with the Secretary of State's Votecal System.

The following terms deviate substantively from the standard County boilerplate. First, the contract requires the County to unilaterally indemnify the state. Second, the contract requires the County to continue performing its responsibilities under the contract even if the County has a dispute with the state about the contract.

FISCAL IMPACT/FINANCING:

As a result of receiving additional revenue allocated by the Secretary of State from the Governor's 2019 Budget Act, any additional expenditures will be absorbed in the operating budget. There will be no net County cost to the General Fund.

LINKAGE TO THE COUNTY OF TULARE STRATEGIC BUSINESS PLAN:

The County's Five-year Strategic Plan includes the Organization Performance Initiative to continuously improve organizational effectiveness and fiscal stability. Approving an agreement amendment with the Secretary of State to accept grant funding helps fulfill this initiative by ensuring that we are able to replace our outdated voting system for the modernization of a new voting system and, if necessary, replacing our Election Management System.

ADMINISTRATIVE SIGN-OFF:

Michelle Baldwin
Registrar of Voters

cc: County Administrative Office

Attachments: Agreement

**BEFORE THE BOARD OF SUPERVISORS
COUNTY OF TULARE, STATE OF CALIFORNIA**

IN THE MATTER OF APPROVE)
AN AMENDMENT TO AGREEMENT) Resolution No. _____
NO. 28999 WITH THE STATE OF) Agreement No. _____
CALIFORNIA, SECRETARY OF STATE)

UPON MOTION OF SUPERVISOR _____, SECONDED BY
SUPERVISOR _____, THE FOLLOWING WAS ADOPTED BY THE
BOARD OF SUPERVISORS, AT AN OFFICIAL MEETING HELD _____
_____, BY THE FOLLOWING VOTE:

AYES:
NOES:
ABSTAIN:
ABSENT:

ATTEST: JASON T. BRITT
COUNTY ADMINISTRATIVE OFFICER/
CLERK, BOARD OF SUPERVISORS

BY: _____
Deputy Clerk

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- 1. Approved an amendment to Agreement No. 28999 with the State of California, Secretary of State to increase the agreement by \$632,359.10, changed the cost match formula to 3:1, and extended the term to June 30, 2022 to replace the Election Management System.

- 2. Authorized the Chairman of the Board to sign four (4) copies of the Amendment.