



COUNTY OF ALAMEDA

Sample Ballot and Voter Information Pamphlet Statewide Direct Primary Election TUESDAY, JUNE 8, 2010

POLLS OPEN AT 7 A.M. AND CLOSE AT 8 P.M.

**WARNING: THE LOCATION OF YOUR POLLING
PLACE MAY HAVE CHANGED**

SEE BACK COVER FOR YOUR POLLING PLACE
LOCATION AND VOTE BY MAIL BALLOT REQUEST

TAKE THIS SAMPLE BALLOT TO THE POLLS
AND PRE-MARK IT TO AVOID DELAY

This Voter Pamphlet contains a Sample Ballot for the following political parties:

AMERICAN INDEPENDENT

LIBERTARIAN

DEMOCRATIC

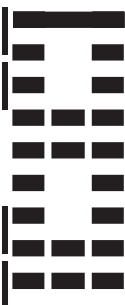
PEACE & FREEDOM

GREEN

REPUBLICAN

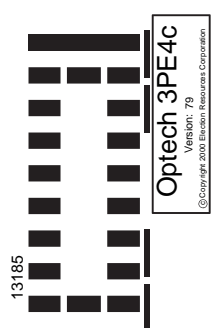
NONPARTISAN





OFFICIAL BALLOT AMERICAN INDEPENDENT PARTY ALAMEDA COUNTY, CALIFORNIA JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

13185



INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

PARTISAN OFFICES STATE

GOVERNOR

CHELENE NIGHTINGALE Business Owner

MARKHAM ROBINSON Software Firm Owner

LIEUTENANT GOVERNOR

JIM KING Real Estate Broker

SECRETARY OF STATE

MERTON D. SHORT Aviator

CONTROLLER

LAWRENCE G. BELIZ Independent Businessman

NATHAN E. JOHNSON Retired

TREASURER

ROBERT LAUTEN

ATTORNEY GENERAL

DIANE BEALL TEMPLIN Attorney/RE Broker

INSURANCE COMMISSIONER

CLAY PEDERSEN Retail Manager

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

UNITED STATES SENATOR

UNITED STATES SENATOR

DON J. GRUNDMANN Doctor of Chiropractic

EDWARD C. NOONAN Computer Store Owner

AL SALEHI Entrepreneur/Political Analyst

UNITED STATES REPRESENTATIVE

10TH CONGRESSIONAL DISTRICT

JEROME H. "JERRY" DENHAM Insurance Agent

STATE SENATOR

10TH STATE SENATE DISTRICT

IVAN CHOU

MEMBER OF THE STATE ASSEMBLY

15TH ASSEMBLY DISTRICT

NONPARTISAN JUDICIAL

SUPERIOR COURT JUDGE, OFFICE #9

JOHN CREIGHTON Deputy District Attorney

VICTORIA S. KOLAKOWSKI Administrative Law Judge

LOUIS GOODMAN Attorney

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

TOM TORLAKSON Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR. Adjunct Professor

DIANE A. LENNING Retired Educator

LARRY ACEVES Retired School Superintendent

GLORIA ROMERO Educator/Senator

LYDIA A. GUTIERREZ Public School Teacher

ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN Retired

GRANT MCMICKEN Mathematics Teacher/Educator

KAREN BLAKE Geologist

DANIEL M. NUSBAUM Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS

SHEILA JORDAN Alameda County Superintendent of Schools

COUNTY ASSESSOR

RON THOMSEN Incumbent

AUDITOR-CONTROLLER/CLERK-RECORDER

PATRICK O'CONNELL Incumbent

DISTRICT ATTORNEY

NANCY E. O'MALLEY Appointed Incumbent

SHERIFF/CORONER

GREGORY J. AHERN Sheriff-Coroner

TREASURER/TAX COLLECTOR

DONALD R. WHITE Treasurer-Tax Collector

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY

WILLIAM R. STEVENS Incumbent

SARAH PALMER Incumbent

JOHN J GRECI Incumbent

VIC MACIAS Training Director/Businessman

AJ MACHAEVICH Project Manager

MEASURES SUBMITTED TO THE VOTERS STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.

YES NO

Score 3

Score 2

Score 1

Score

Score

Score

Alameda Run Date: 04/05/2010 19:10:22 a Last Printed: 4/7/10 13:41



14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS.

Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←
NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←
NO ←

15 CALIFORNIA FAIR ELECTIONS ACT.

Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←
NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.

Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←
NO ←

Score 3

Score

Score 2

Score

Score 1

Score




OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

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PARTISAN OFFICES

STATE

GOVERNOR

Vote for One

EDMUND G. "JERRY" BROWN
Attorney General of California

JOE SYMMON
Non-Profit Organization President

PETER SCHURMAN
Non-Profit Organization Consultant

CHARLES "CHUCK" PINEDA, JR.
Parole Board Judge

RICHARD WILLIAM AGUIRRE
Businessman

VIBERT GREENE
Mechanical Engineer/CEO

LOWELL DARLING
Independent Artist

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LIEUTENANT GOVERNOR

Vote for One

JANICE HAHN
Los Angeles City Councilwoman

GAVIN NEWSOM
Mayor, City and County of San Francisco

ERIC KOREVAAR
Scientist/Father/Businessman

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SECRETARY OF STATE

Vote for One

DEBRA BOWEN
Secretary of State

←

←

CONTROLLER

Vote for One

JOHN CHIANG
Controller

←

←

TREASURER

Vote for One

BILL LOCKYER
California State Treasurer

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ATTORNEY GENERAL

Vote for One

PEDRO NAVA
Attorney/Assemblymember

ALBERTO TORRICO
Workers' Rights Attorney

MIKE SCHMIER
Employee Rights Attorney

TED W. LIEU
Military Prosecutor/Lawmaker

ROCKY DELGADILLO
Attorney at Law

CHRIS KELLY
Attorney/Businessman

KAMALA D. HARRIS
District Attorney, City and County of San Francisco

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INSURANCE COMMISSIONER

Vote for One

DAVE JONES
Member, California State Assembly

HECTOR DE LA TORRE
California Legislator

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MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

Vote for One

BETTY T. YEE
Equalization Board Member

TED FORD
Economist

G. ALAN MONTGOMERY
Broker/Paralegal/Investor

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UNITED STATES SENATOR

Vote for One

ROBERT M. "MICKEY" KAUS
Journalist/Blogger

BARBARA BOXER
United States Senator

BRIAN QUINTANA
Businessman/Educator

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UNITED STATES REPRESENTATIVE

Vote for One

JOHN GARAMENDI
Congressman/Rancher

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STATE SENATOR

Vote for One

ELLEN M. CORBETT
Member California State Senate

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←

MEMBER OF THE STATE ASSEMBLY

Vote for One

JOAN BUCHANAN
Lawmaker

←

←

NONPARTISAN JUDICIAL

Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

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SUPERIOR COURT JUDGE, OFFICE #9

Vote for One

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SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR.
Adjunct Professor

DIANE A. LENNING
Retired Educator

LARRY ACEVES
Retired School Superintendent

GLORIA ROMERO
Educator/Senator

LYDIA A. GUTIERREZ
Public School Teacher

ALEXIA L. DELIGIANNI
Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN
Retired

GRANT MCMICKEN
Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

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COUNTY SUPERINTENDENT OF SCHOOLS

Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

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COUNTY

ASSESSOR

Vote for One

RON THOMSEN
Incumbent

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AUDITOR-CONTROLLER/CLERK-RECORDER

Vote for One

PATRICK O'CONNELL
Incumbent

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DISTRICT ATTORNEY

Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

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SHERIFF/CORONER

Vote for One

GREGORY J. AHERN
Sheriff-Coroner

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TREASURER/TAX COLLECTOR

Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

←

←



FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES
NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.

Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES
NO

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.

Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES
NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS.

Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: **No significant net change in state and local government costs to administer elections.**

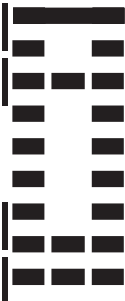
YES
NO

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES
NO






OFFICIAL BALLOT

9535800
(0897)



GREEN PARTY ALAMEDA COUNTY, CALIFORNIA JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

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PARTISAN OFFICES STATE

GOVERNOR
Vote for One

LAURA WELLS
Financial Systems Consultant

S. DEACON ALEXANDER
Student

LIEUTENANT GOVERNOR
Vote for One

JAMES "JIMI" CASTILLO
Cultural Spiritual Advisor

SECRETARY OF STATE
Vote for One

ANN MENASCHE
Civil Rights Attorney

CONTROLLER
Vote for One

ROSS D. FRANKEL
Accountant

TREASURER
Vote for One

CHARLES "KIT" CRITTENDEN
Retired Professor

ATTORNEY GENERAL
Vote for One

PETER ALLEN
Attorney

INSURANCE COMMISSIONER
Vote for One

WILLIAM BALDERSTON
Teacher/Union Organizer

**MEMBER, STATE BOARD OF
EQUALIZATION,
1ST DISTRICT**
Vote for One

**UNITED STATES
SENATOR**

UNITED STATES SENATOR
Vote for One

DUANE ROBERTS
Community Volunteer

**UNITED STATES
REPRESENTATIVE**

10TH CONGRESSIONAL DISTRICT
Vote for One

JEREMY CLOWARD
Adjunct College Professor

STATE SENATOR

10TH STATE SENATE DISTRICT
Vote for One

MEMBER OF THE STATE ASSEMBLY

15TH ASSEMBLY DISTRICT
Vote for One

COUNTY COMMITTEE

**MEMBER, COUNTY COUNCIL -
AT LARGE**
Vote for no more than Nine

AKIO TANAKA
Incumbent

PAMELA R. SPEVACK
Senior Housing Coordinator

KIMBERLY LINDEN
Gardener

VICTORIA ASHLEY
Member, Green Party, County Council

JANET S. ARNOLD
Incumbent

GREG JAN
Historical Researcher

MAXINE DANIEL
Incumbent

PATTI MARSH
Incumbent

DONALD L MACLEAY
Small Business Owner

DAVID HELLER
Carpenter

NONPARTISAN JUDICIAL

**SUPERIOR COURT JUDGE,
OFFICE #9**
Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

SCHOOL

**STATE SUPERINTENDENT
OF PUBLIC INSTRUCTION**
Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR.
Adjunct Professor

DIANE A. LENNING
Retired Educator

LARRY ACEVES
Retired School Superintendent

GLORIA ROMERO
Educator/Senator

LYDIA A. GUTIERREZ
Public School Teacher

ALEXIA L. DELIGIANNI
Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN
Retired

GRANT MCMICKEN
Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

**COUNTY SUPERINTENDENT
OF SCHOOLS**
Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

COUNTY

ASSESSOR
Vote for One

RON THOMSEN
Incumbent

**AUDITOR-CONTROLLER/
CLERK-RECORDER**
Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY
Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER
Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR
Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

Score 3

Score 2

Score 1

Score

Score

Score

Alameda
Run Date: 04/08/2010 15:21:48 a
Last Printed: 4/8/10 16:16

Trim

Trim

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES

NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES

NO

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES

NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES

NO

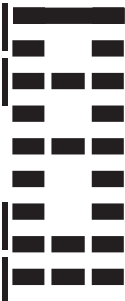
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Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES

NO





OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

9535800
(0897)



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PARTISAN OFFICES

STATE

GOVERNOR

Vote for One

DALE F. OGDEN
Business Consultant/Actuary

LIEUTENANT GOVERNOR

Vote for One

PAMELA J. BROWN
Economics Professor

SECRETARY OF STATE

Vote for One

CHRISTINA TOBIN
Voting Rights Advocate

CONTROLLER

Vote for One

ANDREW "ANDY" FAVOR
Certified Public Accountant

TREASURER

Vote for One

EDWARD M. TEYSSIER
Business Owner/Attorney

ATTORNEY GENERAL

Vote for One

TIMOTHY J. HANNAN
Attorney/Arbitrator/Mediator

INSURANCE COMMISSIONER

Vote for One

RICHARD S. BRONSTEIN
Licensed Insurance Broker

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

Vote for One

KENNITA WATSON
Retired Quality Engineer

UNITED STATES SENATOR

UNITED STATES SENATOR

Vote for One

GAIL K. LIGHTFOOT
Retired Nurse

UNITED STATES REPRESENTATIVE

10TH CONGRESSIONAL DISTRICT

Vote for One

STATE SENATOR

10TH STATE SENATE DISTRICT

Vote for One

MEMBER OF THE STATE ASSEMBLY

15TH ASSEMBLY DISTRICT

Vote for One

NONPARTISAN JUDICIAL

SUPERIOR COURT JUDGE, OFFICE #9

Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

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Adjunct Professor

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Retired Educator

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Governing Board Member, Orange Unified School District

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Retired

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Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS

Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

COUNTY

ASSESSOR

Vote for One

RON THOMSEN
Incumbent

AUDITOR-CONTROLLER/ CLERK-RECORDER

Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY

Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER

Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR

Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY

Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

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NO ←

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YES ←
NO ←

Score 3

Score

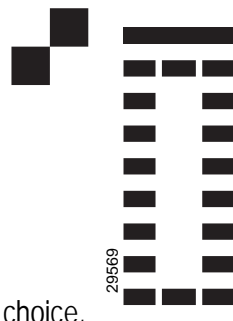
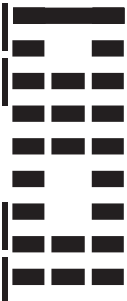
Score 2

Score

Score 1

Score





OFFICIAL BALLOT PEACE AND FREEDOM PARTY ALAMEDA COUNTY, CALIFORNIA JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

PARTISAN OFFICES STATE

GOVERNOR Vote for One

MOHAMMAD ARIF Businessman

CARLOS ALVAREZ Retail Worker

STEWART A. ALEXANDER Political Consultant

LIEUTENANT GOVERNOR Vote for One

C.T. WEBER Retired Government Analyst

SECRETARY OF STATE Vote for One

MARYLOU CABRAL Community Volunteer

CONTROLLER Vote for One

KAREN MARTINEZ Retired

TREASURER Vote for One

DEBRA L. REIGER Retired Technology Manager

ATTORNEY GENERAL Vote for One

ROBERT J. EVANS Criminal Defense Lawyer

INSURANCE COMMISSIONER Vote for One

DINA JOSEPHINE PADILLA Injured Worker Consultant

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One

SHERILL BORG

UNITED STATES SENATOR

UNITED STATES SENATOR Vote for One

MARSHA FEINLAND Retired Teacher

UNITED STATES REPRESENTATIVE

10TH CONGRESSIONAL DISTRICT Vote for One

STATE SENATOR

10TH STATE SENATE DISTRICT Vote for One

MEMBER OF THE STATE ASSEMBLY

15TH ASSEMBLY DISTRICT Vote for One

NONPARTISAN JUDICIAL

SUPERIOR COURT JUDGE, OFFICE #9 Vote for One

JOHN CREIGHTON Deputy District Attorney

VICTORIA S. KOLAKOWSKI Administrative Law Judge

LOUIS GOODMAN Attorney

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One

TOM TORLAKSON Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR. Adjunct Professor

DIANE A. LENNING Retired Educator

LARRY ACEVES Retired School Superintendent

GLORIA ROMERO Educator/Senator

LYDIA A. GUTIERREZ Public School Teacher

ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN Retired

GRANT MCMICKEN Mathematics Teacher/Educator

KAREN BLAKE Geologist

DANIEL M. NUSBAUM Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS

COUNTY SUPERINTENDENT OF SCHOOLS Vote for One

SHEILA JORDAN Alameda County Superintendent of Schools

COUNTY ASSESSOR

COUNTY ASSESSOR Vote for One

RON THOMSEN Incumbent

AUDITOR-CONTROLLER/ CLERK-RECORDER

AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One

PATRICK O'CONNELL Incumbent

DISTRICT ATTORNEY

DISTRICT ATTORNEY Vote for One

NANCY E. O'MALLEY Appointed Incumbent

SHERIFF/CORONER

SHERIFF/CORONER Vote for One

GREGORY J. AHERN Sheriff-Coroner

TREASURER/TAX COLLECTOR

TREASURER/TAX COLLECTOR Vote for One

DONALD R. WHITE Treasurer-Tax Collector

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four

WILLIAM R. STEVENS Incumbent

SARAH PALMER Incumbent

JOHN J GRECI Incumbent

VIC MACIAS Training Director/Businessman

AJ MACHAEVICH Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.

YES NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS.

Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←
NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←
NO ←

15 CALIFORNIA FAIR ELECTIONS ACT.

Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←
NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.

Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←
NO ←

Score 3

Score

Score 2

Score

Score 1

Score




OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

PARTISAN OFFICES

STATE

GOVERNOR Vote for One

KEN MILLER
Family Broadcasting Executive

DOUGLAS R. HUGHES
Retired Business Owner

LAWRENCE "LARRY" NARITELLI
Accountant/Controller

ROBERT C. NEWMAN II
Psychologist/Farmer

DAVID TULLY-SMITH
Primary Care Physician

MEG WHITMAN
Businesswoman

STEVE POIZNER
Businessman

BILL CHAMBERS
Railroad Switchman

LIEUTENANT GOVERNOR Vote for One

YVONNE R. GIRARD
Judicial Assistant

BERT DAVIS
Businessman

ABEL MALDONADO
Senator/Businessman/Farmer

DAVE HARRIS
Businessman

SCOTT L. LEVITT
Attorney

SAM AANESTAD
Doctor/California Senator

SECRETARY OF STATE Vote for One

ORLY TAITZ
Attorney/Dentist/Businesswoman

DAMON DUNN
Small Business Owner

CONTROLLER Vote for One

TONY STRICKLAND
State Senator/Businessman

DAVID EVANS
CPA/CFO

TREASURER Vote for One

MIMI WALTERS
Businesswoman/Senator

ATTORNEY GENERAL Vote for One

JOHN EASTMAN
Constitutional Law Attorney

STEVE COOLEY
District Attorney

TOM HARMAN
Attorney/Senator

INSURANCE COMMISSIONER

Vote for One

BRIAN FITZGERALD
Department's Enforcement Attorney

MIKE VILLINES
Businessman/State Assemblyman

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

Vote for One

RAE WILLIAMS
Mother

KEVIN R. SCOTT
Venture Capitalist

UNITED STATES SENATOR

UNITED STATES SENATOR

Vote for One

TIM KALEMKARIAN

CARLY FIORINA
Business Executive

AL RAMIREZ
Businessman

CHUCK DEVORE
Assemblyman/Military Reservist

TOM CAMPBELL
Economist/Business Educator

UNITED STATES REPRESENTATIVE

10TH CONGRESSIONAL DISTRICT

Vote for One

BUDDY BURKE
Pilot/Entrepreneur/Businessman

GARY CLIFT
Businessman/Farmer

STATE SENATOR

10TH STATE SENATE DISTRICT

Vote for One

ROB MAFFIT
Engineer/Business Owner

MEMBER OF THE STATE ASSEMBLY

15TH ASSEMBLY DISTRICT

Vote for One

ABRAM WILSON
Mayor

NONPARTISAN JUDICIAL

SUPERIOR COURT JUDGE, OFFICE #9

Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR.
Adjunct Professor

DIANE A. LENNING
Retired Educator

LARRY ACEVES
Retired School Superintendent

GLORIA ROMERO
Educator/Senator

LYDIA A. GUTIERREZ
Public School Teacher

ALEXIA L. DELIGIANNI
Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN
Retired

GRANT MCMICKEN
Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS

Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

COUNTY ASSESSOR

Vote for One

RON THOMSEN
Incumbent

AUDITOR-CONTROLLER/CLERK-RECORDER

Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY

Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER

Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR

Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

Score 3

Score 2

Score 1

Score

Score

Score

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY

Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

| | | |
|--|---|---|
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.

Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**


| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |



OFFICIAL BALLOT

NONPARTISAN ALAMEDA COUNTY, CALIFORNIA JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

NONPARTISAN JUDICIAL

**SUPERIOR COURT JUDGE,
OFFICE #9**
Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

SCHOOL

**STATE SUPERINTENDENT
OF PUBLIC INSTRUCTION**
Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR.
Adjunct Professor

DIANE A. LENNING
Retired Educator

LARRY ACEVES
Retired School Superintendent

GLORIA ROMERO
Educator/Senator

LYDIA A. GUTIERREZ
Public School Teacher

ALEXIA L. DELIGIANNI
Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN
Retired

GRANT MCMICKEN
Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

**COUNTY SUPERINTENDENT
OF SCHOOLS**
Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

COUNTY

ASSESSOR
Vote for One

RON THOMSEN
Incumbent

**AUDITOR-CONTROLLER/
CLERK-RECORDER**
Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY
Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER
Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR
Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

FLOOD CONTROL & WATER CONSERVATION DISTRICT

**MEMBER, BOARD OF DIRECTORS,
ZONE 7, ALAMEDA COUNTY**
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS STATE

**13 LIMITS ON PROPERTY TAX
ASSESSMENT. SEISMIC
RETROFITTING OF EXISTING
BUILDINGS. LEGISLATIVE
CONSTITUTIONAL AMENDMENT.**

Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES
NO

**14 ELECTIONS. INCREASES
RIGHT TO PARTICIPATE IN
PRIMARY ELECTIONS.** Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES
NO

**15 CALIFORNIA FAIR
ELECTIONS ACT.** Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES
NO

Score 3

Score

Score 2

Score

Score 1

Score

Alameda

Run Date: 04/05/2010 16:43:07 a Last Printed: 4/7/10 13:36



16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

SAMPLE

Score 3

Score

Score 2

Score

Score 1

Score




OFFICIAL BALLOT

N-DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

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PARTISAN OFFICES

STATE

GOVERNOR

Vote for One

EDMUND G. "JERRY" BROWN

Attorney General of California

JOE SYMMON

Non-Profit Organization President

PETER SCHURMAN

Non-Profit Organization Consultant

CHARLES "CHUCK" PINEDA, JR.

Parole Board Judge

RICHARD WILLIAM AGUIRRE

Businessman

VIBERT GREENE

Mechanical Engineer/CEO

LOWELL DARLING

Independent Artist

←

LIEUTENANT GOVERNOR

Vote for One

JANICE HAHN

Los Angeles City Councilwoman

GAVIN NEWSOM

Mayor, City and County of San Francisco

ERIC KOREVAAR

Scientist/Father/Businessman

←

SECRETARY OF STATE

Vote for One

DEBRA BOWEN

Secretary of State

←

CONTROLLER

Vote for One

JOHN CHIANG

Controller

←

TREASURER

Vote for One

BILL LOCKYER

California State Treasurer

←

ATTORNEY GENERAL

Vote for One

PEDRO NAVA

Attorney/Assemblymember

ALBERTO TORRICO

Workers' Rights Attorney

MIKE SCHMIER

Employee Rights Attorney

TED W. LIEU

Military Prosecutor/Lawmaker

ROCKY DELGADILLO

Attorney at Law

CHRIS KELLY

Attorney/Businessman

KAMALA D. HARRIS

District Attorney, City and County of San Francisco

←

INSURANCE COMMISSIONER

Vote for One

DAVE JONES

Member, California State Assembly

HECTOR DE LA TORRE

California Legislator

←

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

Vote for One

BETTY T. YEE

Equalization Board Member

TED FORD

Economist

G. ALAN MONTGOMERY

Broker/Paralegal/Investor

←

UNITED STATES SENATOR

Vote for One

ROBERT M. "MICKEY" KAUS

Journalist/Blogger

BARBARA BOXER

United States Senator

BRIAN QUINTANA

Businessman/Educator

←

UNITED STATES REPRESENTATIVE

Vote for One

JOHN GARAMENDI

Congressman/Rancher

←

10TH CONGRESSIONAL DISTRICT

Vote for One

JOHN GARAMENDI

Congressman/Rancher

←

STATE SENATOR

Vote for One

ELLEN M. CORBETT

Member California State Senate

←

MEMBER OF THE STATE ASSEMBLY

Vote for One

JOAN BUCHANAN

Lawmaker

←

NONPARTISAN JUDICIAL

Vote for One

JOHN CREIGHTON

Deputy District Attorney

VICTORIA S. KOLAKOWSKI

Administrative Law Judge

LOUIS GOODMAN

Attorney

←

SUPERIOR COURT JUDGE, OFFICE #9

Vote for One

JOHN CREIGHTON

Deputy District Attorney

VICTORIA S. KOLAKOWSKI

Administrative Law Judge

LOUIS GOODMAN

Attorney

←

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vote for One

TOM TORLAKSON

Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

Adjunct Professor

HENRY WILLIAMS JR.

Retired Educator

DIANE A. LENNING

Retired School Superintendent

LARRY ACEVES

Educator/Senator

GLORIA ROMERO

Public School Teacher

LYDIA A. GUTIERREZ

Governing Board Member, Orange Unified School District

ALEXIA L. DELIGIANNI

Retired

LEONARD JAMES MARTIN

Mathematics Teacher/Educator

KAREN BLAKE

Public School Teacher

DANIEL M. NUSBAUM

Public School Teacher

←

COUNTY SUPERINTENDENT OF SCHOOLS

Vote for One

SHEILA JORDAN

Alameda County Superintendent of Schools

←

COUNTY

ASSESSOR

Vote for One

RON THOMSEN

Incumbent

←

AUDITOR-CONTROLLER/CLERK-RECORDER

Vote for One

PATRICK O'CONNELL

Incumbent

←

DISTRICT ATTORNEY

Vote for One

NANCY E. O'MALLEY

Appointed Incumbent

←

SHERIFF/CORONER

Vote for One

GREGORY J. AHERN

Sheriff-Coroner

←

TREASURER/TAX COLLECTOR

Vote for One

DONALD R. WHITE

Treasurer-Tax Collector

←



FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES

NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES

NO

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES

NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.

Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES

NO

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES

NO




OFFICIAL BALLOT

N-REPUBLICAN PARTY ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

PARTISAN OFFICES

STATE

GOVERNOR Vote for One

KEN MILLER
Family Broadcasting Executive

DOUGLAS R. HUGHES
Retired Business Owner

LAWRENCE "LARRY" NARITELLI
Accountant/Controller

ROBERT C. NEWMAN II
Psychologist/Farmer

DAVID TULLY-SMITH
Primary Care Physician

MEG WHITMAN
Businesswoman

STEVE POIZNER
Businessman

BILL CHAMBERS
Railroad Switchman

LIEUTENANT GOVERNOR Vote for One

YVONNE R. GIRARD
Judicial Assistant

BERT DAVIS
Businessman

ABEL MALDONADO
Senator/Businessman/Farmer

DAVE HARRIS
Businessman

SCOTT L. LEVITT
Attorney

SAM AANESTAD
Doctor/California Senator

SECRETARY OF STATE Vote for One

ORLY TAITZ
Attorney/Dentist/Businesswoman

DAMON DUNN
Small Business Owner

CONTROLLER Vote for One

TONY STRICKLAND
State Senator/Businessman

DAVID EVANS
CPA/CFO

TREASURER Vote for One

MIMI WALTERS
Businesswoman/Senator

ATTORNEY GENERAL Vote for One

JOHN EASTMAN
Constitutional Law Attorney

STEVE COOLEY
District Attorney

TOM HARMAN
Attorney/Senator

INSURANCE COMMISSIONER

Vote for One

BRIAN FITZGERALD
Department's Enforcement Attorney

MIKE VILLINES
Businessman/State Assemblyman

MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT

Vote for One

RAE WILLIAMS
Mother

KEVIN R. SCOTT
Venture Capitalist

UNITED STATES SENATOR

Vote for One

UNITED STATES SENATOR

Vote for One

TIM KALEMKARIAN

CARLY FIORINA
Business Executive

AL RAMIREZ
Businessman

CHUCK DEVORE
Assemblyman/Military Reservist

TOM CAMPBELL
Economist/Business Educator

UNITED STATES REPRESENTATIVE

Vote for One

10TH CONGRESSIONAL DISTRICT

Vote for One

BUDDY BURKE
Pilot/Entrepreneur/Businessman

GARY CLIFT
Businessman/Farmer

STATE SENATOR

Vote for One

10TH STATE SENATE DISTRICT

Vote for One

ROB MAFFIT
Engineer/Business Owner

MEMBER OF THE STATE ASSEMBLY

Vote for One

15TH ASSEMBLY DISTRICT

Vote for One

ABRAM WILSON
Mayor

NONPARTISAN JUDICIAL

SUPERIOR COURT JUDGE, OFFICE #9

Vote for One

JOHN CREIGHTON
Deputy District Attorney

VICTORIA S. KOLAKOWSKI
Administrative Law Judge

LOUIS GOODMAN
Attorney

SCHOOL

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION

Vote for One

TOM TORLAKSON
Teacher/California Legislator

FAARAX DAHIR SHEIKH-NOOR

HENRY WILLIAMS JR.
Adjunct Professor

DIANE A. LENNING
Retired Educator

LARRY ACEVES
Retired School Superintendent

GLORIA ROMERO
Educator/Senator

LYDIA A. GUTIERREZ
Public School Teacher

ALEXIA L. DELIGIANNI
Governing Board Member, Orange Unified School District

LEONARD JAMES MARTIN
Retired

GRANT MCMICKEN
Mathematics Teacher/Educator

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS

Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

COUNTY

ASSESSOR

Vote for One

RON THOMSEN
Incumbent

AUDITOR-CONTROLLER/CLERK-RECORDER

Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY

Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER

Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR

Vote for One

DONALD R. WHITE
Treasurer-Tax Collector



FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES

NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES

NO

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES

NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES

NO

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES

NO




OFFICIAL BALLOT

AMERICAN INDEPENDENT PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | |
|---|---|---|
| PARTISAN OFFICES | | |
| STATE | STATE SENATOR | DISTRICT ATTORNEY |
| GOVERNOR <small>Vote for One</small> | 10TH STATE SENATE DISTRICT <small>Vote for One</small> | <small>Vote for One</small> |
| MARKHAM ROBINSON <small>Software Firm Owner</small> | IVAN CHOU | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| CHELENE NIGHTINGALE <small>Business Owner</small> | | |
| | MEMBER OF THE STATE ASSEMBLY | SHERIFF/CORONER |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | 18TH ASSEMBLY DISTRICT <small>Vote for One</small> | <small>Vote for One</small> |
| JIM KING <small>Real Estate Broker</small> | | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| | NONPARTISAN JUDICIAL | |
| SECRETARY OF STATE <small>Vote for One</small> | SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | TREASURER/TAX COLLECTOR |
| MERTON D. SHORT <small>Aviator</small> | LOUIS GOODMAN <small>Attorney</small> | <small>Vote for One</small> |
| | JOHN CREIGHTON <small>Deputy District Attorney</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| CONTROLLER <small>Vote for One</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | |
| NATHAN E. JOHNSON <small>Retired</small> | | FLOOD CONTROL & WATER CONSERVATION DISTRICT |
| LAWRENCE G. BELIZ <small>Independent Businessman</small> | SCHOOL | MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY |
| | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | <small>Vote for no more than Four</small> |
| TREASURER <small>Vote for One</small> | DIANE A. LENNING <small>Retired Educator</small> | WILLIAM R. STEVENS <small>Incumbent</small> |
| ROBERT LAUTEN | LARRY ACEVES <small>Retired School Superintendent</small> | SARAH PALMER <small>Incumbent</small> |
| | | JOHN J GRECI <small>Incumbent</small> |
| | | VIC MACIAS <small>Training Director/Businessman</small> |
| | | AJ MACHAEVICH <small>Project Manager</small> |

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| DIANE BEALL TEMPLIN Attorney/RE Broker |
| |
| INSURANCE COMMISSIONER Vote for One |
| CLAY PEDERSEN Retail Manager |
| |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| DON J. GRUNDMANN Doctor of Chiropractic |
| EDWARD C. NOONAN Computer Store Owner |
| AL SALEHI Entrepreneur/Political Analyst |
| |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| |

| |
|---|
| GLORIA ROMERO Educator/Senator |
| LYDIA A. GUTIERREZ Public School Teacher |
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| LEONARD JAMES MARTIN Retired |
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| FAARAX DAHIR SHEIKH-NOOR |
| HENRY WILLIAMS JR. Adjunct Professor |
| |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| |
| COUNTY ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| |
| AUDITOR-CONTROLLER/CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| |

| | | |
|--|---|---|
| | ← | ↑ |
| | ← | ↑ |
| | ← | ↑ |
| | ← | ↑ |
| MEASURES SUBMITTED TO THE VOTERS | ← | ↑ |
| STATE | ← | ↑ |
| | ← | ↑ |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | ← | ↑ |
| YES | ← | ↑ |
| NO | ← | ↑ |

CA01-1--0005520870-5A
AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

BT:5 (2A1)

AMERICAN INDEPENDENT

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

candidates for the 2014 and 2018 elections.

YES ←

NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

YES ←

NO ←

CA01-2-A1A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

AMERICAN INDEPENDENT

Sample Ballot


OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | | COUNTY COMMITTEE | |
|---|---|---|---|---|---|
| STATE | | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | | MEMBER, COUNTY CENTRAL COMMITTEE, 18TH ASSEMBLY DISTRICT <small>Vote for no more than Six</small> | |
| GOVERNOR <small>Vote for One</small> | | | | | |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> | ← | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> | ← | SHELIA YOUNG <small>Business Woman</small> | ← |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> | ← | BETTY T. YEE <small>Equalization Board Member</small> | ← | RYAN "ROCKY" FERNANDEZ <small>Incumbent</small> | ← |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> | ← | TED FORD <small>Economist</small> | ← | ROBIN TORELLO <small>Incumbent</small> | ← |
| LOWELL DARLING <small>Independent Artist</small> | ← | | ← | RICK TRULLINGER <small>Incumbent</small> | ← |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> | ← | UNITED STATES SENATOR | | HELENA B. STRAUGHTER <small>Real Estate Broker</small> | ← |
| JOE SYMMON <small>Non-Profit Organization President</small> | ← | UNITED STATES SENATOR <small>Vote for One</small> | | MARY C. WARREN <small>Business Woman</small> | ← |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> | ← | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> | ← | MARGARITA LACABE <small>Human Rights Lawyer</small> | ← |
| | ← | BARBARA BOXER <small>United States Senator</small> | ← | JULIE LIND <small>Legislative Aide</small> | ← |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | | BRIAN QUINTANA <small>Businessman/Educator</small> | ← | DIANA PROLA <small>Retired Teacher</small> | ← |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> | ← | | ← | LINDA PERRY <small>Incumbent</small> | ← |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> | ← | UNITED STATES REPRESENTATIVE | | JENNIFER ONG <small>Doctor of Optometry</small> | ← |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> | ← | 13TH CONGRESSIONAL DISTRICT <small>Vote for One</small> | | SUSAN K. KLEEBAUER <small>Attorney</small> | ← |
| | ← | JUSTIN JELINCIC <small>Finance Manager</small> | ← | TOM KERSTEN <small>Information Technology Consultant</small> | ← |
| SECRETARY OF STATE <small>Vote for One</small> | | FORTNEY PETE STARK <small>United States Congressman</small> | ← | | ← |
| DEBRA BOWEN <small>Secretary of State</small> | ← | | ← | | ← |
| | ← | | ← | | ← |

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| ATTORNEY GENERAL Vote for One | |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| CHRIS KELLY Attorney/Businessman | ← |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| PEDRO NAVA Attorney/Assemblymember | ← |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| INSURANCE COMMISSIONER Vote for One | |
| HECTOR DE LA TORRE California Legislator | ← |
| DAVE JONES Member, California State Assembly | ← |

| | |
|---|---|
| STATE SENATOR | |
| 10TH STATE SENATE DISTRICT Vote for One | |
| ELLEN M. CORBETT Member California State Senate | ← |
| MEMBER OF THE STATE ASSEMBLY | |
| 18TH ASSEMBLY DISTRICT Vote for One | |
| MARY HAYASHI California State Assemblymember | ← |

| | |
|---|---|
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| LOUIS GOODMAN Attorney | ← |
| JOHN CREIGHTON Deputy District Attorney | ← |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |

Sample Ballot

CA01-1--0005520870-5D
DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:5 (2C1)

DEMOCRATIC

| | |
|---|---|
| SCHOOL | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| DIANE A. LENNING Retired Educator | ← |
| LARRY ACEVES Retired School Superintendent | ← |
| GLORIA ROMERO Educator/Senator | ← |
| LYDIA A. GUTIERREZ Public School Teacher | ← |
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | ← |
| LEONARD JAMES MARTIN Retired | ← |
| GRANT MCMICKEN Mathematics Teacher/Educator | ← |
| KAREN BLAKE Geologist | ← |
| DANIEL M. NUSBAUM Public School Teacher | ← |
| TOM TORLAKSON Teacher/California Legislator | ← |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. Adjunct Professor | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| COUNTY | |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

| | |
|--|---|
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |
| | ← |
| | ← |
| | ← |
| | ← |

MEASURES SUBMITTED TO THE VOTERS
STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | |
|-----|---|
| YES | ← |
| NO | ← |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | |
|-----|---|
| YES | ← |
| NO | ← |

Sample Ballot

| | | |
|---|---|---|
| PATRICK O'CONNELL Incumbent | ← | ■ |
| | ← | ■ |
| DISTRICT ATTORNEY Vote for One | | |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| | ← | ■ |
| SHERIFF/CORONER Vote for One | | |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | | |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |
| | ← | ■ |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-C1D
DEMOCRATIC PARTY

VOTE BOTH SIDES

DEMOCRATIC


OFFICIAL BALLOT

GREEN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | SCHOOL |
|--|--|---|
| STATE | | |
| GOVERNOR Vote for One | 18TH ASSEMBLY DISTRICT Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| S. DEACON ALEXANDER <small>Student</small> | | DIANE A. LENNING <small>Retired Educator</small> |
| LAURA WELLS <small>Financial Systems Consultant</small> | COUNTY COMMITTEE | LARRY ACEVES <small>Retired School Superintendent</small> |
| | MEMBER, COUNTY COUNCIL - AT LARGE Vote for no more than Nine | GLORIA ROMERO <small>Educator/Senator</small> |
| LIEUTENANT GOVERNOR Vote for One | AKIO TANAKA <small>Incumbent</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| JAMES "JIMI" CASTILLO <small>Cultural Spiritual Advisor</small> | PAMELA R. SPEVACK <small>Senior Housing Coordinator</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| | KIMBERLY LINDEN <small>Gardener</small> | LEONARD JAMES MARTIN <small>Retired</small> |
| SECRETARY OF STATE Vote for One | VICTORIA ASHLEY <small>Member, Green Party, County Council</small> | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| ANN MENASCHE <small>Civil Rights Attorney</small> | JANET S. ARNOLD <small>Incumbent</small> | KAREN BLAKE <small>Geologist</small> |
| | GREG JAN <small>Historical Researcher</small> | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| CONTROLLER Vote for One | MAXINE DANIEL <small>Incumbent</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| ROSS D. FRANKEL <small>Accountant</small> | PATTI MARSH <small>Incumbent</small> | FAARAX DAHIR SHEIKH-NOOR |
| | DONALD I. MACLEAY <small>Small Business Owner</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| TREASURER Vote for One | DAVID HELLER <small>Carpenter</small> | |
| CHARLES "KIT" CRITTENDEN <small>Retired Professor</small> | | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| PETER ALLEN Attorney |
| INSURANCE COMMISSIONER Vote for One |
| WILLIAM BALDERSTON Teacher/Union Organizer |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| DUANE ROBERTS Community Volunteer |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |

| |
|--|
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| LOUIS GOODMAN Attorney |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |

| |
|---|
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |
| TREASURER/TAX COLLECTOR Vote for One |
| DONALD R. WHITE Treasurer-Tax Collector |












Sample Ballot





CA01-1--0005520870-5G
GREEN PARTY

VOTE BOTH SIDES

BT:5 (2A1)

GREEN

| | |
|---|---|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | |
| WILLIAM R. STEVENS <small>Incumbent</small> | ←  |
| SARAH PALMER <small>Incumbent</small> | ←  |
| JOHN J GRECI <small>Incumbent</small> | ←  |
| VIC MACIAS <small>Training Director/Businessman</small> | ←  |
| AJ MACHAEVICH <small>Project Manager</small> | ←  |
| | ←  |
| | ←  |
| | ←  |
| | ←  |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | YES ←  NO ←  |

| | |
|---|---|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | YES ←  NO ←  |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.</p> | YES ←  NO ←  |

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-A1G

GREEN PARTY

VOTE BOTH SIDES

GREEN


OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | |
|------------------------------|--|---|
| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | SHERIFF/CORONER |
| STATE | | Vote for One |
| GOVERNOR | 18TH ASSEMBLY DISTRICT | GREGORY J. AHERN |
| Vote for One | Vote for One | Sheriff-Coroner |
| DALE F. OGDEN | | |
| Business Consultant/Actuary | | |
| | NONPARTISAN JUDICIAL | |
| | SUPERIOR COURT JUDGE, OFFICE #9 | TREASURER/TAX COLLECTOR |
| | Vote for One | Vote for One |
| LIEUTENANT GOVERNOR | | DONALD R. WHITE |
| Vote for One | | Treasurer-Tax Collector |
| PAMELA J. BROWN | LOUIS GOODMAN | |
| Economics Professor | Attorney | |
| | JOHN CREIGHTON | FLOOD CONTROL & WATER CONSERVATION DISTRICT |
| | Deputy District Attorney | |
| SECRETARY OF STATE | VICTORIA S. KOLAKOWSKI | MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY |
| Vote for One | Administrative Law Judge | Vote for no more than Four |
| CHRISTINA TOBIN | | |
| Voting Rights Advocate | SCHOOL | WILLIAM R. STEVENS |
| | | Incumbent |
| CONTROLLER | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION | SARAH PALMER |
| Vote for One | Vote for One | Incumbent |
| ANDREW "ANDY" FAVOR | DIANE A. LENNING | JOHN J GRECI |
| Certified Public Accountant | Retired Educator | Incumbent |
| | LARRY ACEVES | VIC MACIAS |
| | Retired School Superintendent | Training Director/Businessman |
| TREASURER | GLORIA ROMERO | AJ MACHAEVICH |
| Vote for One | Educator/Senator | Project Manager |
| EDWARD M. TEYSSIER | LYDIA A. GUTIERREZ | |
| Business Owner/Attorney | Public School Teacher | |
| | ALEXIA L. DELIGIANNI | |
| | Governing Board Member, Orange Unified School District | |
| ATTORNEY GENERAL | LEONARD JAMES MARTIN | |
| Vote for One | Retired | |
| TIMOTHY J. HANNAN | GRANT MCMICKEN | |
| Attorney/Arbitrator/Mediator | Mathematics Teacher/Educator | |

Sample Ballot

| | | | |
|---|---|---|--|
| | KAREN BLAKE <small>Geologist</small> | | MEASURES SUBMITTED TO THE VOTERS STATE |
| INSURANCE COMMISSIONER <small>Vote for One</small> | DANIEL M. NUSBAUM <small>Public School Teacher</small> | | |
| RICHARD S. BRONSTEIN <small>Licensed Insurance Broker</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | | 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. |
| | FAARAX DAHIR SHEIKH-NOOR | | |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | | |
| KENNITA WATSON <small>Retired Quality Engineer</small> | COUNTY SUPERINTENDENT OF SCHOOLS <small>Vote for One</small> | | |
| | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> | | |
| UNITED STATES SENATOR | COUNTY ASSESSOR <small>Vote for One</small> | | |
| UNITED STATES SENATOR <small>Vote for One</small> | RON THOMSEN <small>Incumbent</small> | <input type="checkbox"/> YES <input type="checkbox"/> NO | |
| GAIL K. LIGHTFOOT <small>Retired Nurse</small> | AUDITOR-CONTROLLER/ CLERK-RECORDER <small>Vote for One</small> | | |
| UNITED STATES REPRESENTATIVE | PATRICK O'CONNELL <small>Incumbent</small> | | |
| 13TH CONGRESSIONAL DISTRICT <small>Vote for One</small> | DISTRICT ATTORNEY <small>Vote for One</small> | | |
| STATE SENATOR | NANCY E. O'MALLEY <small>Appointed Incumbent</small> | | |
| 10TH STATE SENATE DISTRICT <small>Vote for One</small> | | | |

CA01-1--0005520870-5L

LIBERTARIAN PARTY

VOTE BOTH SIDES

BT:5

(2A1)

LIBERTARIAN

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-A1L

LIBERTARIAN PARTY

VOTE BOTH SIDES

LIBERTARIAN


OFFICIAL BALLOT

PEACE AND FREEDOM PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | SHERIFF/CORONER |
|---|--|---|
| STATE | | Vote for One |
| GOVERNOR Vote for One | 18TH ASSEMBLY DISTRICT Vote for One | GREGORY J. AHERN Sheriff-Coroner |
| MOHAMMAD ARIF Businessman | | |
| CARLOS ALVAREZ Retail Worker | NONPARTISAN JUDICIAL | TREASURER/TAX COLLECTOR Vote for One |
| STEWART A. ALEXANDER Political Consultant | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | DONALD R. WHITE Treasurer-Tax Collector |
| | LOUIS GOODMAN Attorney | |
| LIEUTENANT GOVERNOR Vote for One | JOHN CREIGHTON Deputy District Attorney | FLOOD CONTROL & WATER CONSERVATION DISTRICT |
| C.T. WEBER Retired Government Analyst | VICTORIA S. KOLAKOWSKI Administrative Law Judge | MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four |
| | SCHOOL | WILLIAM R. STEVENS Incumbent |
| SECRETARY OF STATE Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | SARAH PALMER Incumbent |
| MARYLOU CABRAL Community Volunteer | DIANE A. LENNING Retired Educator | JOHN J GRECI Incumbent |
| | LARRY ACEVES Retired School Superintendent | VIC MACIAS Training Director/Businessman |
| CONTROLLER Vote for One | GLORIA ROMERO Educator/Senator | AJ MACHAEVICH Project Manager |
| KAREN MARTINEZ Retired | LYDIA A. GUTIERREZ Public School Teacher | |
| | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | |
| TREASURER Vote for One | LEONARD JAMES MARTIN Retired | |
| DEBRA L. REIGER Retired Technology Manager | GRANT MCMICKEN Mathematics Teacher/Educator | |

Sample Ballot

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| ROBERT J. EVANS Criminal Defense Lawyer |
| INSURANCE COMMISSIONER Vote for One |
| DINA JOSEPHINE PADILLA Injured Worker Consultant |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| SHERILL BORG |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| MARSHA FEINLAND Retired Teacher |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |

| |
|--|
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| FAARAX DAHIR SHEIKH-NOOR |
| HENRY WILLIAMS JR. Adjunct Professor |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| COUNTY ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |

| | | | | |
|--|-----|---|----|---|
| MEASURES SUBMITTED TO THE VOTERS | | | | |
| STATE | | | | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | | | | |
| <table border="1"> <tr> <td>YES</td> <td>←</td> </tr> <tr> <td>NO</td> <td>←</td> </tr> </table> | YES | ← | NO | ← |
| YES | ← | | | |
| NO | ← | | | |

CA01-1--0005520870-5P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

BT:5

(2A1)

PEACE AND FREEDOM

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

Sample Ballot

candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-A1P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

PEACE AND FREEDOM


OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

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Sample Ballot

| PARTISAN OFFICES | INSURANCE COMMISSIONER | SCHOOL |
|--|--|---|
| STATE | Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| GOVERNOR | | Vote for One |
| Vote for One | MIKE VILLINES Businessman/State Assemblyman | DIANE A. LENNING Retired Educator |
| ROBERT C. NEWMAN II Psychologist/Farmer | BRIAN FITZGERALD Department's Enforcement Attorney | LARRY ACEVES Retired School Superintendent |
| DAVID TULLY-SMITH Primary Care Physician | | GLORIA ROMERO Educator/Senator |
| MEG WHITMAN Businesswoman | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | LYDIA A. GUTIERREZ Public School Teacher |
| STEVE POIZNER Businessman | Vote for One | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| BILL CHAMBERS Railroad Switchman | RAE WILLIAMS Mother | LEONARD JAMES MARTIN Retired |
| KEN MILLER Family Broadcasting Executive | KEVIN R. SCOTT Venture Capitalist | GRANT MCMICKEN Mathematics Teacher/Educator |
| DOUGLAS R. HUGHES Retired Business Owner | | KAREN BLAKE Geologist |
| LAWRENCE "LARRY" NARITELLI Accountant/Controller | UNITED STATES SENATOR | DANIEL M. NUSBAUM Public School Teacher |
| | UNITED STATES SENATOR | TOM TORLAKSON Teacher/California Legislator |
| LIEUTENANT GOVERNOR | Vote for One | FAARAX DAHIR SHEIKH-NOOR |
| Vote for One | CHUCK DEVORE Assemblyman/Military Reservist | HENRY WILLIAMS JR. Adjunct Professor |
| DAVE HARRIS Businessman | TOM CAMPBELL Economist/Business Educator | |
| SCOTT L. LEVITT Attorney | TIM KALEMKARIAN | COUNTY SUPERINTENDENT OF SCHOOLS |
| SAM AANESTAD Doctor/California Senator | CARLY FIORINA Business Executive | Vote for One |
| YVONNE R. GIRARD Judicial Assistant | AL RAMIREZ Businessman | SHEILA JORDAN Alameda County Superintendent of Schools |
| BERT DAVIS Businessman | | |
| ABEL MALDONADO Senator/Businessman/Farmer | | |

Sample Ballot

| | | |
|---|--|---|
| | UNITED STATES REPRESENTATIVE | COUNTY |
| SECRETARY OF STATE Vote for One | 13TH CONGRESSIONAL DISTRICT Vote for One | ASSESSOR Vote for One |
| DAMON DUNN Small Business Owner | LUIS GARCIA Program Manager | RON THOMSEN Incumbent |
| ORLY TAITZ Attorney/Dentist/Businesswoman | FOREST BAKER Businessman/Author | |
| | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| CONTROLLER Vote for One | STATE SENATOR | PATRICK O'CONNELL Incumbent |
| DAVID EVANS CPA/CFO | 10TH STATE SENATE DISTRICT Vote for One | |
| TONY STRICKLAND State Senator/Businessman | ROB MAFFIT Engineer/Business Owner | DISTRICT ATTORNEY Vote for One |
| | | NANCY E. O'MALLEY Appointed Incumbent |
| TREASURER Vote for One | MEMBER OF THE STATE ASSEMBLY | |
| MIMI WALTERS Businesswoman/Senator | 18TH ASSEMBLY DISTRICT Vote for One | SHERIFF/CORONER Vote for One |
| | MICHAEL HAVIG College Student | GREGORY J. AHERN Sheriff-Coroner |
| ATTORNEY GENERAL Vote for One | NONPARTISAN JUDICIAL | TREASURER/TAX COLLECTOR Vote for One |
| JOHN EASTMAN Constitutional Law Attorney | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | DONALD R. WHITE Treasurer-Tax Collector |
| STEVE COOLEY District Attorney | LOUIS GOODMAN Attorney | |
| TOM HARMAN Attorney/Senator | JOHN CREIGHTON Deputy District Attorney | |
| | VICTORIA S. KOLAKOWSKI Administrative Law Judge | |
| | | |

CA01-1--0005520870-5R

REPUBLICAN PARTY

VOTE BOTH SIDES

BT:5

(2A1)

REPUBLICAN

| | |
|---|---------------|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <i>Vote for no more than Four</i> | |
| WILLIAM R. STEVENS <i>Incumbent</i> | ← |
| SARAH PALMER <i>Incumbent</i> | ← |
| JOHN J GRECI <i>Incumbent</i> | ← |
| VIC MACIAS <i>Training Director/Businessman</i> | ← |
| AJ MACHAEVICH <i>Project Manager</i> | ← |
| | ← |
| | ← |
| | ← |
| | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | YES ← NO ← |

| | |
|---|---------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | YES ← NO ← |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.</p> | YES ← NO ← |

Sample Ballot

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←

NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

YES ←

NO ←

CA01-2-A1R

REPUBLICAN PARTY

VOTE BOTH SIDES

REPUBLICAN


OFFICIAL BALLOT

NONPARTISAN

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

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| | | | |
|---|---|--|---|
| NONPARTISAN | | | |
| JUDICIAL | | | |
| SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | | TREASURER/TAX COLLECTOR <small>Vote for One</small> | |
| LOUIS GOODMAN <small>Attorney</small> | ← | DONALD R. WHITE <small>Treasurer-Tax Collector</small> | ← |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | ← | | ← |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← | | ← |
| | ← | FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| | | MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | |
| SCHOOL | | WILLIAM R. STEVENS <small>Incumbent</small> | ← |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | | SARAH PALMER <small>Incumbent</small> | ← |
| DIANE A. LENNING <small>Retired Educator</small> | ← | JOHN J GRECI <small>Incumbent</small> | ← |
| LARRY ACEVES <small>Retired School Superintendent</small> | ← | VIC MACIAS <small>Training Director/Businessman</small> | ← |
| GLORIA ROMERO <small>Educator/Senator</small> | ← | AJ MACHAEVICH <small>Project Manager</small> | ← |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← | | ← |
| ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | ← | | ← |
| LEONARD JAMES MARTIN <small>Retired</small> | ← | | ← |
| GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | ← | | ← |
| KAREN BLAKE <small>Geologist</small> | ← | | ← |
| DANIEL M. NUSBAUM <small>Public School Teacher</small> | ← | MEASURES SUBMITTED TO THE VOTERS | |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←
 NO ←

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support

Sample Ballot

| | |
|--|---|
| TOM TORLAKSON Teacher/California Legislator | ← |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. Adjunct Professor | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | ← |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| COUNTY ASSESSOR Vote for One | ← |
| RON THOMSEN Incumbent | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← |
| PATRICK O'CONNELL Incumbent | ← |
| DISTRICT ATTORNEY Vote for One | ← |
| NANCY E. O'MALLEY Appointed Incumbent | ← |
| SHERIFF/CORONER Vote for One | ← |
| GREGORY J. AHERN Sheriff-Coroner | ← |

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.
Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES ←
NO ←

would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←
NO ←

Sample Ballot

CA01-1--0005520870-5N
NONPARTISAN

VOTE BOTH SIDES

BT:5 (2A1)

NONPARTISAN

Sample Ballot

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

YES ←

NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER’S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

CITY OF PLEASANTON

Sample Ballot

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Large empty rectangular area for marking the ballot.

CA01-2-A1N

NONPARTISAN

VOTE BOTH SIDES

NONPARTISAN


OFFICIAL BALLOT

N-DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | SCHOOL |
|--|---|---|---|
| STATE | | | |
| GOVERNOR Vote for One | | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> | ← | ← | DIANE A. LENNING <small>Retired Educator</small> |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> | ← | ← | LARRY ACEVES <small>Retired School Superintendent</small> |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> | ← | ← | GLORIA ROMERO <small>Educator/Senator</small> |
| LOWELL DARLING <small>Independent Artist</small> | ← | ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> | ← | ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| JOE SYMMON <small>Non-Profit Organization President</small> | ← | ← | LEONARD JAMES MARTIN <small>Retired</small> |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> | ← | ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| | ← | ← | KAREN BLAKE <small>Geologist</small> |
| LIEUTENANT GOVERNOR Vote for One | | | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> | ← | ← | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> | ← | ← | FAARAX DAHIR SHEIKH-NOOR |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> | ← | ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| | ← | ← | |
| SECRETARY OF STATE Vote for One | | | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| DEBRA BOWEN <small>Secretary of State</small> | ← | ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| | ← | ← | |

| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT |
|--|---|
| Vote for One | Vote for One |
| G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> | ← |
| BETTY T. YEE <small>Equalization Board Member</small> | ← |
| TED FORD <small>Economist</small> | ← |
| | ← |
| UNITED STATES SENATOR | |
| UNITED STATES SENATOR | |
| Vote for One | |
| ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> | ← |
| BARBARA BOXER <small>United States Senator</small> | ← |
| BRIAN QUINTANA <small>Businessman/Educator</small> | ← |
| | ← |
| UNITED STATES REPRESENTATIVE | |
| 13TH CONGRESSIONAL DISTRICT | |
| Vote for One | |
| JUSTIN JELINCIC <small>Finance Manager</small> | ← |
| FORTNEY PETE STARK <small>United States Congressman</small> | ← |
| | ← |

| |
|--|
| CONTROLLER Vote for One |
| JOHN CHIANG Controller |
| TREASURER Vote for One |
| BILL LOCKYER California State Treasurer |
| ATTORNEY GENERAL Vote for One |
| TED W. LIEU Military Prosecutor/Lawmaker |
| ROCKY DELGADILLO Attorney at Law |
| CHRIS KELLY Attorney/Businessman |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco |
| PEDRO NAVA Attorney/Assemblymember |
| ALBERTO TORRICO Workers' Rights Attorney |
| MIKE SCHMIER Employee Rights Attorney |
| INSURANCE COMMISSIONER Vote for One |
| HECTOR DE LA TORRE California Legislator |
| DAVE JONES Member, California State Assembly |

| |
|---|
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |
| ELLEN M. CORBETT Member California State Senate |
| MEMBER OF THE STATE ASSEMBLY |
| 18TH ASSEMBLY DISTRICT Vote for One |
| MARY HAYASHI California State Assemblymember |
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| LOUIS GOODMAN Attorney |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |

| |
|--|
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |
| TREASURER/TAX COLLECTOR Vote for One |
| DONALD R. WHITE Treasurer-Tax Collector |

Sample Ballot

CA01-1--0005520870-58

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:5

(2A1)

NONPARTISAN DEMOCRATIC

| | |
|---|--|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <i>Vote for no more than Four</i> | |
| WILLIAM R. STEVENS <i>Incumbent</i> | <input type="checkbox"/> |
| SARAH PALMER <i>Incumbent</i> | <input type="checkbox"/> |
| JOHN J GRECI <i>Incumbent</i> | <input type="checkbox"/> |
| VIC MACIAS <i>Training Director/Businessman</i> | <input type="checkbox"/> |
| AJ MACHAEVICH <i>Project Manager</i> | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| | <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | <input type="checkbox"/> <input type="checkbox"/> |

| | |
|--|--|
| 15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections. | <input type="checkbox"/> <input type="checkbox"/> |
| 16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates. | <input type="checkbox"/> <input type="checkbox"/> |

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-A18

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

NONPARTISAN DEMOCRATIC


OFFICIAL BALLOT

N-REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|---|---|--|
| STATE | INSURANCE COMMISSIONER <small>Vote for One</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | MIKE VILLINES <small>Businessman/State Assemblyman</small> ← | DIANE A. LENNING <small>Retired Educator</small> ← |
| ROBERT C. NEWMAN II <small>Psychologist/Farmer</small> ← | BRIAN FITZGERALD <small>Department's Enforcement Attorney</small> ← | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| DAVID TULLY-SMITH <small>Primary Care Physician</small> ← | | GLORIA ROMERO <small>Educator/Senator</small> ← |
| MEG WHITMAN <small>Businesswoman</small> ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| STEVE POIZNER <small>Businessman</small> ← | RAE WILLIAMS <small>Mother</small> ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| BILL CHAMBERS <small>Railroad Switchman</small> ← | KEVIN R. SCOTT <small>Venture Capitalist</small> ← | LEONARD JAMES MARTIN <small>Retired</small> ← |
| KEN MILLER <small>Family Broadcasting Executive</small> ← | | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← |
| DOUGLAS R. HUGHES <small>Retired Business Owner</small> ← | UNITED STATES SENATOR | KAREN BLAKE <small>Geologist</small> ← |
| LAWRENCE "LARRY" NARITELLI <small>Accountant/Controller</small> ← | UNITED STATES SENATOR <small>Vote for One</small> | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| | CHUCK DEVORE <small>Assemblyman/Military Reservist</small> ← | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | TOM CAMPBELL <small>Economist/Business Educator</small> ← | FAARAX DAHIR SHEIKH-NOOR ← |
| DAVE HARRIS <small>Businessman</small> ← | TIM KALEMKARIAN ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| SCOTT L. LEVITT <small>Attorney</small> ← | CARLY FIORINA <small>Business Executive</small> ← | |
| SAM AANESTAD <small>Doctor/California Senator</small> ← | AL RAMIREZ <small>Businessman</small> ← | COUNTY SUPERINTENDENT OF SCHOOLS <small>Vote for One</small> |
| YVONNE R. GIRARD <small>Judicial Assistant</small> ← | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> ← |
| BERT DAVIS <small>Businessman</small> ← | | |
| ABEL MALDONADO <small>Senator/Businessman/Farmer</small> ← | | |

Sample Ballot

| | | |
|---|--|---|
| | UNITED STATES REPRESENTATIVE | COUNTY |
| SECRETARY OF STATE Vote for One | 13TH CONGRESSIONAL DISTRICT Vote for One | ASSESSOR Vote for One |
| DAMON DUNN Small Business Owner | LUIS GARCIA Program Manager | RON THOMSEN Incumbent |
| ORLY TAITZ Attorney/Dentist/Businesswoman | FOREST BAKER Businessman/Author | |
| | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| CONTROLLER Vote for One | STATE SENATOR | PATRICK O'CONNELL Incumbent |
| DAVID EVANS CPA/CFO | 10TH STATE SENATE DISTRICT Vote for One | |
| TONY STRICKLAND State Senator/Businessman | ROB MAFFIT Engineer/Business Owner | DISTRICT ATTORNEY Vote for One |
| | | NANCY E. O'MALLEY Appointed Incumbent |
| TREASURER Vote for One | MEMBER OF THE STATE ASSEMBLY | |
| MIMI WALTERS Businesswoman/Senator | 18TH ASSEMBLY DISTRICT Vote for One | SHERIFF/CORONER Vote for One |
| | MICHAEL HAVIG College Student | GREGORY J. AHERN Sheriff-Coroner |
| ATTORNEY GENERAL Vote for One | NONPARTISAN JUDICIAL | TREASURER/TAX COLLECTOR Vote for One |
| JOHN EASTMAN Constitutional Law Attorney | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | DONALD R. WHITE Treasurer-Tax Collector |
| STEVE COOLEY District Attorney | LOUIS GOODMAN Attorney | |
| TOM HARMAN Attorney/Senator | JOHN CREIGHTON Deputy District Attorney | |
| | VICTORIA S. KOLAKOWSKI Administrative Law Judge | |
| | | |

CA01-1--0005520870-59

N-REPUBLICAN PARTY

VOTE BOTH SIDES

BT:5

(2A1)

NONPARTISAN REPUBLICAN

| | |
|---|---|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | |
| WILLIAM R. STEVENS <small>Incumbent</small> | ← <input type="checkbox"/> |
| SARAH PALMER <small>Incumbent</small> | ← <input type="checkbox"/> |
| JOHN J GRECI <small>Incumbent</small> | ← <input type="checkbox"/> |
| VIC MACIAS <small>Training Director/Businessman</small> | ← <input type="checkbox"/> |
| AJ MACHAEVICH <small>Project Manager</small> | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | YES ← <input type="checkbox"/> NO ← <input type="checkbox"/> |

| | |
|---|---|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | YES ← <input type="checkbox"/> NO ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.</p> | YES ← <input type="checkbox"/> NO ← <input type="checkbox"/> |

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CITY OF PLEASANTON

D Shall the Development Plan for the Oak Grove property be approved?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-A19

N-REPUBLICAN PARTY

VOTE BOTH SIDES

NONPARTISAN REPUBLICAN


OFFICIAL BALLOT

AMERICAN INDEPENDENT PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | | |
|--|---|---|--|--|
| STATE | | | | |
| GOVERNOR Vote for One | | | | |
| MARKHAM ROBINSON <small>Software Firm Owner</small> | ← | ▶ | | |
| CHELENE NIGHTINGALE <small>Business Owner</small> | ← | ▶ | | |
| | ← | ▶ | | |
| LIEUTENANT GOVERNOR Vote for One | | | | |
| JIM KING <small>Real Estate Broker</small> | ← | ▶ | | |
| | ← | ▶ | | |
| SECRETARY OF STATE Vote for One | | | | |
| MERTON D. SHORT <small>Aviator</small> | ← | ▶ | | |
| | ← | ▶ | | |
| CONTROLLER Vote for One | | | | |
| NATHAN E. JOHNSON <small>Retired</small> | ← | ▶ | | |
| LAWRENCE G. BELIZ <small>Independent Businessman</small> | ← | ▶ | | |
| | ← | ▶ | | |
| TREASURER Vote for One | | | | |
| ROBERT LAUTEN | ← | ▶ | | |
| | ← | ▶ | | |
| STATE SENATOR | | | | |
| 10TH STATE SENATE DISTRICT Vote for One | | | | |
| IVAN CHOU | ← | ▶ | | |
| | ← | ▶ | | |
| MEMBER OF THE STATE ASSEMBLY | | | | |
| 20TH ASSEMBLY DISTRICT Vote for One | | | | |
| | ← | ▶ | | |
| NONPARTISAN | | | | |
| JUDICIAL | | | | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | | | | |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | ← | ▶ | | |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← | ▶ | | |
| LOUIS GOODMAN <small>Attorney</small> | ← | ▶ | | |
| | ← | ▶ | | |
| SCHOOL | | | | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | | | | |
| GLORIA ROMERO <small>Educator/Senator</small> | ← | ▶ | | |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← | ▶ | | |
| | ← | ▶ | | |
| ASSESSOR Vote for One | | | | |
| RON THOMSEN <small>Incumbent</small> | ← | ▶ | | |
| | ← | ▶ | | |
| AUDITOR-CONTROLLER/CLERK-RECORDER Vote for One | | | | |
| PATRICK O'CONNELL <small>Incumbent</small> | ← | ▶ | | |
| | ← | ▶ | | |
| DISTRICT ATTORNEY Vote for One | | | | |
| NANCY E. O'MALLEY <small>Appointed Incumbent</small> | ← | ▶ | | |
| | ← | ▶ | | |
| SHERIFF/CORONER Vote for One | | | | |
| GREGORY J. AHERN <small>Sheriff-Coroner</small> | ← | ▶ | | |
| | ← | ▶ | | |
| TREASURER/TAX COLLECTOR Vote for One | | | | |
| DONALD R. WHITE <small>Treasurer-Tax Collector</small> | ← | ▶ | | |
| | ← | ▶ | | |
| CITY OF HAYWARD | | | | |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| DIANE BEALL TEMPLIN Attorney/RE Broker |
| INSURANCE COMMISSIONER Vote for One |
| CLAY PEDERSEN Retail Manager |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| AL SALEHI Entrepreneur/Political Analyst |
| DON J. GRUNDMANN Doctor of Chiropractic |
| EDWARD C. NOONAN Computer Store Owner |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |

| |
|---|
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| LEONARD JAMES MARTIN Retired |
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| FAARAX DAHIR SHEIKH-NOOR |
| HENRY WILLIAMS JR. Adjunct Professor |
| DIANE A. LENNING Retired Educator |
| LARRY ACEVES Retired School Superintendent |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| COUNTY SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |

| |
|---|
| FOR MAYOR Vote for One |
| MICHAEL SWEENEY Mayor, City of Hayward |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two |
| RALPH R. FARIAS JR. Businessman |
| LAWRENCE M. FITZPATRICK Security Officer |
| MARK SALINAS Educator |
| SARA LAMNIN Program Director |
| MARVIN PEIXOTO Hayward Planning Commissioner |
| STEVE OIWA Retired Business Owner |

Sample Ballot

CA01-1--00219438500-21A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

BT:21

(2G1)

AMERICAN INDEPENDENT

| | |
|---|----------------------------|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | |
| WILLIAM R. STEVENS <small>Incumbent</small> | ← <input type="checkbox"/> |
| SARAH PALMER <small>Incumbent</small> | ← <input type="checkbox"/> |
| JOHN J GRECI <small>Incumbent</small> | ← <input type="checkbox"/> |
| VIC MACIAS <small>Training Director/Businessman</small> | ← <input type="checkbox"/> |
| AJ MACHAEVICH <small>Project Manager</small> | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and**

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-G1A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

AMERICAN INDEPENDENT


OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | COUNTY COMMITTEE |
|--|--|--|
| STATE | | |
| GOVERNOR Vote for One | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | MEMBER, COUNTY CENTRAL COMMITTEE, 20TH ASSEMBLY DISTRICT Vote for no more than Six |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> | TED FORD <small>Economist</small> | NANCY THOMAS <small>Newark Unified School District Board Member</small> |
| LOWELL DARLING <small>Independent Artist</small> | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> | SYBIL R SMITH <small>Retired Sourcing Manager</small> |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> | BETTY T. YEE <small>Equalization Board Member</small> | JOHN R SMITH <small>Realtor</small> |
| JOE SYMMON <small>Non-Profit Organization President</small> | | PAUL SETHY <small>Technology Manager</small> |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> | UNITED STATES SENATOR | RICHARD VALLE <small>City Council Member, Union City</small> |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> | UNITED STATES SENATOR Vote for One | PATRICIA 'PAT' DANIELSON <small>Washington Hospital Board Member</small> |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> | BRIAN QUINTANA <small>Businessman/Educator</small> | ALEX HILKE <small>Student</small> |
| | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> | |
| LIEUTENANT GOVERNOR Vote for One | BARBARA BOXER <small>United States Senator</small> | |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> | | |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> | UNITED STATES REPRESENTATIVE | |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> | 13TH CONGRESSIONAL DISTRICT Vote for One | |
| | FORTNEY PETE STARK <small>United States Congressman</small> | |
| SECRETARY OF STATE Vote for One | JUSTIN JELINCIC <small>Finance Manager</small> | NONPARTISAN |
| DEBRA BOWEN <small>Secretary of State</small> | | JUDICIAL |
| | | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| ATTORNEY GENERAL Vote for One | |
| CHRIS KELLY Attorney/Businessman | ← |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| PEDRO NAVA Attorney/Assemblymember | ← |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| INSURANCE COMMISSIONER Vote for One | |
| HECTOR DE LA TORRE California Legislator | ← |
| DAVE JONES Member, California State Assembly | ← |

| | |
|---|---|
| STATE SENATOR | |
| 10TH STATE SENATE DISTRICT Vote for One | |
| ELLEN M. CORBETT Member California State Senate | ← |
| MEMBER OF THE STATE ASSEMBLY | |
| 20TH ASSEMBLY DISTRICT Vote for One | |
| BOB WIECKOWSKI Councilmember/Small Businessman | ← |
| GARRETT YEE Ohlone Community College Trustee | ← |

| | | |
|---|---|---|
| JOHN CREIGHTON Deputy District Attorney | ← | ⌄ |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← | ⌄ |
| LOUIS GOODMAN Attorney | ← | ⌄ |
| SCHOOL | | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | | |
| GLORIA ROMERO Educator/Senator | ← | ⌄ |
| LYDIA A. GUTIERREZ Public School Teacher | ← | ⌄ |
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | ← | ⌄ |
| LEONARD JAMES MARTIN Retired | ← | ⌄ |
| GRANT MCMICKEN Mathematics Teacher/Educator | ← | ⌄ |
| KAREN BLAKE Geologist | ← | ⌄ |
| DANIEL M. NUSBAUM Public School Teacher | ← | ⌄ |
| TOM TORLAKSON Teacher/California Legislator | ← | ⌄ |
| FAARAX DAHIR SHEIKH-NOOR | ← | ⌄ |
| HENRY WILLIAMS JR. Adjunct Professor | ← | ⌄ |
| DIANE A. LENNING Retired Educator | ← | ⌄ |
| LARRY ACEVES Retired School Superintendent | ← | ⌄ |

Sample Ballot

CA01-1--00219438500-21D
DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:21

(2L1)

DEMOCRATIC

| | |
|--|---|
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| | ← |
| COUNTY | |
| SUPERVISOR, 2ND DISTRICT Vote for One | |
| LIZ FIGUEROA Unemployment Caseworker/Educator | ← |
| NADIA LOCKYER County Manager/Attorney | ← |
| MARK GREEN Mayor of Union City | ← |
| KEVIN DOWLING Hayward City Councilmember | ← |
| | ← |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL Incumbent | ← |
| | ← |
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY Appointed Incumbent | ← |
| | ← |
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← |
| | ← |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← |

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

| | |
|--|---|
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |
| | ← |
| | ← |
| | ← |
| | ← |

MEASURES SUBMITTED TO THE VOTERS
STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | |
|-----|---|
| YES | ← |
| NO | ← |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | |
|-----|---|
| YES | ← |
| NO | ← |

Sample Ballot

| | | |
|---|---|---|
| | ← | ■ |
| CITY OF HAYWARD | | |
| FOR MAYOR Vote for One | | |
| MICHAEL SWEENEY Mayor, City of Hayward | ← | ■ |
| | ← | ■ |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | | |
| RALPH R. FARIAS JR. Businessman | ← | ■ |
| LAWRENCE M. FITZPATRICK Security Officer | ← | ■ |
| MARK SALINAS Educator | ← | ■ |
| SARA LAMNIN Program Director | ← | ■ |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← | ■ |
| STEVE OIWA Retired Business Owner | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference.
Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.
Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-L1D

DEMOCRATIC PARTY

VOTE BOTH SIDES

DEMOCRATIC


OFFICIAL BALLOT

GREEN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | SCHOOL |
|--|---|---|
| STATE | | |
| GOVERNOR Vote for One | 20TH ASSEMBLY DISTRICT Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| S. DEACON ALEXANDER <small>Student</small> ← | | GLORIA ROMERO <small>Educator/Senator</small> ← |
| LAURA WELLS <small>Financial Systems Consultant</small> ← | COUNTY COMMITTEE | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| | MEMBER, COUNTY COUNCIL - AT LARGE Vote for no more than Nine | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| LIEUTENANT GOVERNOR Vote for One | AKIO TANAKA <small>Incumbent</small> ← | LEONARD JAMES MARTIN <small>Retired</small> ← |
| JAMES "JIMI" CASTILLO <small>Cultural Spiritual Advisor</small> ← | PAMELA R. SPEVACK <small>Senior Housing Coordinator</small> ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← |
| | KIMBERLY LINDEN <small>Gardener</small> ← | KAREN BLAKE <small>Geologist</small> ← |
| SECRETARY OF STATE Vote for One | VICTORIA ASHLEY <small>Member, Green Party, County Council</small> ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| ANN MENASCHE <small>Civil Rights Attorney</small> ← | JANET S. ARNOLD <small>Incumbent</small> ← | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| | GREG JAN <small>Historical Researcher</small> ← | FAARAX DAHIR SHEIKH-NOOR ← |
| CONTROLLER Vote for One | MAXINE DANIEL <small>Incumbent</small> ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| ROSS D. FRANKEL <small>Accountant</small> ← | PATTI MARSH <small>Incumbent</small> ← | DIANE A. LENNING <small>Retired Educator</small> ← |
| | DONALD I. MACLEAY <small>Small Business Owner</small> ← | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| TREASURER Vote for One | DAVID HELLER <small>Carpenter</small> ← | |
| CHARLES "KIT" CRITTENDEN <small>Retired Professor</small> ← | | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> ← |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| PETER ALLEN Attorney |
| INSURANCE COMMISSIONER Vote for One |
| WILLIAM BALDERSTON Teacher/Union Organizer |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| DUANE ROBERTS Community Volunteer |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |

| |
|---|
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |

| |
|---|
| COUNTY |
| SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |

Sample Ballot

CA01-1--00219438500-21G

GREEN PARTY

VOTE BOTH SIDES

BT:21

(2H1)

GREEN

| | |
|---|---|
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← |
| CITY OF HAYWARD | |
| FOR MAYOR Vote for One | |
| MICHAEL SWEENEY Mayor, City of Hayward | ← |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | |
| RALPH R. FARIAS JR. Businessman | ← |
| LAWRENCE M. FITZPATRICK Security Officer | ← |
| MARK SALINAS Educator | ← |
| SARA LAMNIN Program Director | ← |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← |
| STEVE OIWA Retired Business Owner | ← |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

Sample Ballot

Sample Ballot

| | | |
|--|---|---|
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

MEASURES SUBMITTED TO THE VOTERS STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-H1G

GREEN PARTY

VOTE BOTH SIDES

GREEN


OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | |
|---|---|---|
| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | |
| STATE | | |
| GOVERNOR Vote for One | 20TH ASSEMBLY DISTRICT Vote for One | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| DALE F. OGDEN <small>Business Consultant/Actuary</small> | | PATRICK O'CONNELL <small>Incumbent</small> |
| | NONPARTISAN JUDICIAL | |
| LIEUTENANT GOVERNOR Vote for One | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | DISTRICT ATTORNEY Vote for One |
| PAMELA J. BROWN <small>Economics Professor</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | |
| SECRETARY OF STATE Vote for One | LOUIS GOODMAN <small>Attorney</small> | SHERIFF/CORONER Vote for One |
| CHRISTINA TOBIN <small>Voting Rights Advocate</small> | | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| | SCHOOL | |
| CONTROLLER Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | TREASURER/TAX COLLECTOR Vote for One |
| ANDREW "ANDY" FAVOR <small>Certified Public Accountant</small> | GLORIA ROMERO <small>Educator/Senator</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | |
| TREASURER Vote for One | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | CITY OF HAYWARD |
| EDWARD M. TEYSSIER <small>Business Owner/Attorney</small> | LEONARD JAMES MARTIN <small>Retired</small> | FOR MAYOR Vote for One |
| | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | MICHAEL SWEENEY <small>Mayor, City of Hayward</small> |
| ATTORNEY GENERAL Vote for One | KAREN BLAKE <small>Geologist</small> | |

| | |
|--|---|
| TIMOTHY J. HANNAN Attorney/Arbitrator/Mediator | ← |
| INSURANCE COMMISSIONER Vote for One | ← |
| RICHARD S. BRONSTEIN Licensed Insurance Broker | ← |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | ← |
| KENNITA WATSON Retired Quality Engineer | ← |
| UNITED STATES SENATOR | ← |
| UNITED STATES SENATOR Vote for One | ← |
| GAIL K. LIGHTFOOT Retired Nurse | ← |
| UNITED STATES REPRESENTATIVE | ← |
| 13TH CONGRESSIONAL DISTRICT Vote for One | ← |
| STATE SENATOR | ← |
| 10TH STATE SENATE DISTRICT Vote for One | ← |

| | |
|---|---|
| DANIEL M. NUSBAUM Public School Teacher | ← |
| TOM TORLAKSON Teacher/California Legislator | ← |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. Adjunct Professor | ← |
| DIANE A. LENNING Retired Educator | ← |
| LARRY ACEVES Retired School Superintendent | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | ← |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| COUNTY SUPERVISOR, 2ND DISTRICT Vote for One | ← |
| LIZ FIGUEROA Unemployment Caseworker/Educator | ← |
| NADIA LOCKYER County Manager/Attorney | ← |
| MARK GREEN Mayor of Union City | ← |
| KEVIN DOWLING Hayward City Councilmember | ← |
| ASSESSOR Vote for One | ← |
| RON THOMSEN Incumbent | ← |

| | |
|---|---|
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | ← |
| RALPH R. FARIAS JR. Businessman | ← |
| LAWRENCE M. FITZPATRICK Security Officer | ← |
| MARK SALINAS Educator | ← |
| SARA LAMNIN Program Director | ← |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← |
| STEVE OIWA Retired Business Owner | ← |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | ← |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | ← |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |

Sample Ballot

CA01-1--00219438500-21L
LIBERTARIAN PARTY

VOTE BOTH SIDES

BT:21

(2G1)

LIBERTARIAN

MEASURES SUBMITTED TO THE VOTERS
STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.
Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES ←

NO ←

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←

NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←

NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

Sample Ballot

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals

ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-G1L

LIBERTARIAN PARTY

VOTE BOTH SIDES

LIBERTARIAN


OFFICIAL BALLOT

PEACE AND FREEDOM PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | AUDITOR-CONTROLLER/ CLERK-RECORDER |
|---|--|--|
| STATE | 20TH ASSEMBLY DISTRICT <small>Vote for One</small> | <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | | PATRICK O'CONNELL <small>Incumbent</small> |
| STEWART A. ALEXANDER <small>Political Consultant</small> | NONPARTISAN JUDICIAL | |
| MOHAMMAD ARIF <small>Businessman</small> | SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | DISTRICT ATTORNEY <small>Vote for One</small> |
| CARLOS ALVAREZ <small>Retail Worker</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | SHERIFF/CORONER <small>Vote for One</small> |
| C.T. WEBER <small>Retired Government Analyst</small> | LOUIS GOODMAN <small>Attorney</small> | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| SECRETARY OF STATE <small>Vote for One</small> | SCHOOL | |
| MARYLOU CABRAL <small>Community Volunteer</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | TREASURER/TAX COLLECTOR <small>Vote for One</small> |
| CONTROLLER <small>Vote for One</small> | GLORIA ROMERO <small>Educator/Senator</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| KAREN MARTINEZ <small>Retired</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | |
| TREASURER <small>Vote for One</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | CITY OF HAYWARD |
| DEBRA L. REIGER <small>Retired Technology Manager</small> | LEONARD JAMES MARTIN <small>Retired</small> | FOR MAYOR <small>Vote for One</small> |
| | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | MICHAEL SWEENEY <small>Mayor, City of Hayward</small> |
| | KAREN BLAKE <small>Geologist</small> | |

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| ROBERT J. EVANS Criminal Defense Lawyer |
| INSURANCE COMMISSIONER Vote for One |
| DINA JOSEPHINE PADILLA Injured Worker Consultant |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| SHERILL BORG |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| MARSHA FEINLAND Retired Teacher |
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |

| |
|--|
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| FAARAX DAHIR SHEIKH-NOOR |
| HENRY WILLIAMS JR. Adjunct Professor |
| DIANE A. LENNING Retired Educator |
| LARRY ACEVES Retired School Superintendent |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| COUNTY SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |

| |
|---|
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two |
| RALPH R. FARIAS JR. Businessman |
| LAWRENCE M. FITZPATRICK Security Officer |
| MARK SALINAS Educator |
| SARA LAMNIN Program Director |
| MARVIN PEIXOTO Hayward Planning Commissioner |
| STEVE OIWA Retired Business Owner |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four |
| WILLIAM R. STEVENS Incumbent |
| SARAH PALMER Incumbent |
| JOHN J GRECI Incumbent |
| VIC MACIAS Training Director/Businessman |
| AJ MACHAEVICH Project Manager |

CA01-1--00219438500-21P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

BT:21

(2G1)

PEACE AND FREEDOM

Sample Ballot

MEASURES SUBMITTED TO THE VOTERS
STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.
Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES ←

NO ←

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←

NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←

NO ←

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals

ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-G1P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

PEACE AND FREEDOM


OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | SCHOOL |
|--|---|--|---|
| STATE | | | |
| GOVERNOR Vote for One | | INSURANCE COMMISSIONER Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| MEG WHITMAN Businesswoman | ← | MIKE VILLINES Businessman/State Assemblyman | GLORIA ROMERO Educator/Senator |
| STEVE POIZNER Businessman | ← | BRIAN FITZGERALD Department's Enforcement Attorney | LYDIA A. GUTIERREZ Public School Teacher |
| BILL CHAMBERS Railroad Switchman | ← | | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| KEN MILLER Family Broadcasting Executive | ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | LEONARD JAMES MARTIN Retired |
| DOUGLAS R. HUGHES Retired Business Owner | ← | RAE WILLIAMS Mother | GRANT MCMICKEN Mathematics Teacher/Educator |
| LAWRENCE "LARRY" NARITELLI Accountant/Controller | ← | KEVIN R. SCOTT Venture Capitalist | KAREN BLAKE Geologist |
| ROBERT C. NEWMAN II Psychologist/Farmer | ← | | DANIEL M. NUSBAUM Public School Teacher |
| DAVID TULLY-SMITH Primary Care Physician | ← | | TOM TORLAKSON Teacher/California Legislator |
| | ← | UNITED STATES SENATOR | FAARAX DAHIR SHEIKH-NOOR |
| LIEUTENANT GOVERNOR Vote for One | | UNITED STATES SENATOR Vote for One | HENRY WILLIAMS JR. Adjunct Professor |
| SAM AANESTAD Doctor/California Senator | ← | TIM KALEMKARIAN | DIANE A. LENNING Retired Educator |
| YVONNE R. GIRARD Judicial Assistant | ← | CARLY FIORINA Business Executive | LARRY ACEVES Retired School Superintendent |
| BERT DAVIS Businessman | ← | AL RAMIREZ Businessman | |
| ABEL MALDONADO Senator/Businessman/Farmer | ← | CHUCK DEVORE Assemblyman/Military Reservist | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| DAVE HARRIS Businessman | ← | TOM CAMPBELL Economist/Business Educator | SHEILA JORDAN Alameda County Superintendent of Schools |
| SCOTT L. LEVITT Attorney | ← | | |

| |
|---|
| |
| SECRETARY OF STATE Vote for One |
| DAMON DUNN Small Business Owner |
| ORLY TAITZ Attorney/Dentist/Businesswoman |
| |
| CONTROLLER Vote for One |
| DAVID EVANS CPA/CFO |
| TONY STRICKLAND State Senator/Businessman |
| |
| TREASURER Vote for One |
| MIMI WALTERS Businesswoman/Senator |
| |
| ATTORNEY GENERAL Vote for One |
| TOM HARMAN Attorney/Senator |
| JOHN EASTMAN Constitutional Law Attorney |
| STEVE COOLEY District Attorney |
| |

| |
|---|
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| FOREST BAKER Businessman/Author |
| LUIS GARCIA Program Manager |
| |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |
| ROB MAFFIT Engineer/Business Owner |
| |
| MEMBER OF THE STATE ASSEMBLY |
| 20TH ASSEMBLY DISTRICT Vote for One |
| ADNAN SHAHAB |
| |
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |
| |

| |
|---|
| COUNTY |
| SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |
| |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |
| |

Sample Ballot

CA01-1--00219438500-21R
REPUBLICAN PARTY

VOTE BOTH SIDES

BT:21 (2H1)

REPUBLICAN

| | |
|---|-----|
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← █ |
| | ← █ |
| CITY OF HAYWARD | |
| FOR MAYOR Vote for One | |
| MICHAEL SWEENEY Mayor, City of Hayward | ← █ |
| | ← █ |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | |
| RALPH R. FARIAS JR. Businessman | ← █ |
| LAWRENCE M. FITZPATRICK Security Officer | ← █ |
| MARK SALINAS Educator | ← █ |
| SARA LAMNIN Program Director | ← █ |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← █ |
| STEVE OIWA Retired Business Owner | ← █ |
| | ← █ |
| | ← █ |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← █ |
| SARAH PALMER Incumbent | ← █ |
| JOHN J GRECI Incumbent | ← █ |
| VIC MACIAS Training Director/Businessman | ← █ |
| AJ MACHAEVICH Project Manager | ← █ |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | |
|-----|-----|
| YES | ← █ |
| NO | ← █ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|-----|
| YES | ← █ |
| NO | ← █ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | |
|-----|-----|
| YES | ← █ |
| NO | ← █ |

Sample Ballot

Sample Ballot

| | | |
|--|---|---|
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

MEASURES SUBMITTED TO THE VOTERS STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-H1R

REPUBLICAN PARTY

VOTE BOTH SIDES

REPUBLICAN


OFFICIAL BALLOT

NONPARTISAN

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| NONPARTISAN JUDICIAL | DISTRICT ATTORNEY <small>Vote for One</small> | MEASURES SUBMITTED TO THE VOTERS | | | | |
|--|--|--|-----|---|----|---|
| SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> | STATE | | | | |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | | <div style="border: 1px solid black; padding: 5px;"> <p style="font-size: 24pt; font-weight: bold; margin: 0;">13</p> <p style="margin: 0;">LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.</p> <p style="margin: 0;"><small>Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</small></p> </div> | | | | |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | SHERIFF/CORONER <small>Vote for One</small> | | | | | |
| LOUIS GOODMAN <small>Attorney</small> | GREGORY J. AHERN <small>Sheriff-Coroner</small> | | | | | |
| | | | | | | |
| | | | | | | |
| SCHOOL | TREASURER/TAX COLLECTOR <small>Vote for One</small> | | | | | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> | | | | | |
| GLORIA ROMERO <small>Educator/Senator</small> | | | | | | |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | CITY OF HAYWARD | | | | | |
| ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | FOR MAYOR <small>Vote for One</small> | <table border="1" style="border-collapse: collapse;"> <tr> <td style="padding: 2px 5px;">YES</td> <td style="width: 20px; text-align: center;">←</td> </tr> <tr> <td style="padding: 2px 5px;">NO</td> <td style="width: 20px; text-align: center;">←</td> </tr> </table> | YES | ← | NO | ← |
| YES | ← | | | | | |
| NO | ← | | | | | |
| LEONARD JAMES MARTIN <small>Retired</small> | MICHAEL SWEENEY <small>Mayor, City of Hayward</small> | | | | | |
| GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | | | | | | |
| KAREN BLAKE <small>Geologist</small> | FOR MEMBERS OF CITY COUNCIL <small>Vote for no more than Two</small> | | | | | |
| DANIEL M. NUSBAUM <small>Public School Teacher</small> | RALPH R. FARIAS JR. <small>Businessman</small> | <div style="border: 1px solid black; padding: 5px;"> <p style="font-size: 24pt; font-weight: bold; margin: 0;">14</p> <p style="margin: 0;">ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's</p> </div> | | | | |
| TOM TORLAKSON <small>Teacher/California Legislator</small> | LAWRENCE M. FITZPATRICK <small>Security Officer</small> | | | | | |
| FAARAX DAHIR SHEIKH-NOOR | MARK SALINAS <small>Educator</small> | | | | | |
| | | | | | | |

Sample Ballot

| | |
|--|---|
| HENRY WILLIAMS JR. Adjunct Professor | ← |
| DIANE A. LENNING Retired Educator | ← |
| LARRY ACEVES Retired School Superintendent | ← |
| | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| | ← |
| COUNTY | |
| SUPERVISOR, 2ND DISTRICT Vote for One | |
| LIZ FIGUEROA Unemployment Caseworker/Educator | ← |
| NADIA LOCKYER County Manager/Attorney | ← |
| MARK GREEN Mayor of Union City | ← |
| KEVIN DOWLING Hayward City Councilmember | ← |
| | ← |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL Incumbent | ← |
| | ← |

| | |
|---|---|
| SARA LAMNIN Program Director | ← |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← |
| STEVE OIWA Retired Business Owner | ← |
| | ← |
| | ← |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |
| | ← |
| | ← |
| | ← |
| | ← |
| | ← |

or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←

NO ←

Sample Ballot

CA01-1--00219438500-21N
NONPARTISAN

VOTE BOTH SIDES

BT:21 (2G1)

NONPARTISAN

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT.

Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount.

Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL

REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS.

INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and**

Sample Ballot

local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER’S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-G1N

NONPARTISAN

VOTE BOTH SIDES

NONPARTISAN


OFFICIAL BALLOT

N-DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|---|---|--|
| STATE | | |
| GOVERNOR Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> ← | TED FORD <small>Economist</small> ← | GLORIA ROMERO <small>Educator/Senator</small> ← |
| LOWELL DARLING <small>Independent Artist</small> ← | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> ← | BETTY T. YEE <small>Equalization Board Member</small> ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| JOE SYMMON <small>Non-Profit Organization President</small> ← | | LEONARD JAMES MARTIN <small>Retired</small> ← |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> ← | UNITED STATES SENATOR | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> ← | UNITED STATES SENATOR Vote for One | KAREN BLAKE <small>Geologist</small> ← |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> ← | BRIAN QUINTANA <small>Businessman/Educator</small> ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> ← | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| LIEUTENANT GOVERNOR Vote for One | BARBARA BOXER <small>United States Senator</small> ← | FAARAX DAHIR SHEIKH-NOOR ← |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> ← | | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> ← | UNITED STATES REPRESENTATIVE | DIANE A. LENNING <small>Retired Educator</small> ← |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> ← | 13TH CONGRESSIONAL DISTRICT Vote for One | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| | FORTNEY PETE STARK <small>United States Congressman</small> ← | |
| SECRETARY OF STATE Vote for One | JUSTIN JELINCIC <small>Finance Manager</small> ← | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| DEBRA BOWEN <small>Secretary of State</small> ← | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> ← |

| |
|--|
| CONTROLLER Vote for One |
| JOHN CHIANG Controller |
| TREASURER Vote for One |
| BILL LOCKYER California State Treasurer |
| ATTORNEY GENERAL Vote for One |
| CHRIS KELLY Attorney/Businessman |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco |
| PEDRO NAVA Attorney/Assemblymember |
| ALBERTO TORRICO Workers' Rights Attorney |
| MIKE SCHMIER Employee Rights Attorney |
| TED W. LIEU Military Prosecutor/Lawmaker |
| ROCKY DELGADILLO Attorney at Law |
| INSURANCE COMMISSIONER Vote for One |
| HECTOR DE LA TORRE California Legislator |
| DAVE JONES Member, California State Assembly |

| |
|---|
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |
| ELLEN M. CORBETT Member California State Senate |
| MEMBER OF THE STATE ASSEMBLY |
| 20TH ASSEMBLY DISTRICT Vote for One |
| BOB WIECKOWSKI Councilmember/Small Businessman |
| GARRETT YEE Ohlone Community College Trustee |
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |

| |
|---|
| COUNTY |
| SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |

Sample Ballot

CA01-1--00219438500-218

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:21

(2H1)

NONPARTISAN DEMOCRATIC

| | |
|---|---|
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← |
| | ← |
| CITY OF HAYWARD | |
| FOR MAYOR Vote for One | |
| MICHAEL SWEENEY Mayor, City of Hayward | ← |
| | ← |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | |
| RALPH R. FARIAS JR. Businessman | ← |
| LAWRENCE M. FITZPATRICK Security Officer | ← |
| MARK SALINAS Educator | ← |
| SARA LAMNIN Program Director | ← |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← |
| STEVE OIWA Retired Business Owner | ← |
| | ← |
| | ← |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | |
|-----|---|
| YES | ← |
| NO | ← |

Sample Ballot

Sample Ballot

| | | |
|--|---|---|
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

MEASURES SUBMITTED TO THE VOTERS STATE

13 **LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.** Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 **IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT.** Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-H18
N-DEMOCRATIC PARTY

VOTE BOTH SIDES

NONPARTISAN DEMOCRATIC


OFFICIAL BALLOT

N-REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|---|---|--|
| STATE | INSURANCE COMMISSIONER <small>Vote for One</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | MIKE VILLINES <small>Businessman/State Assemblyman</small> ← | GLORIA ROMERO <small>Educator/Senator</small> ← |
| MEG WHITMAN <small>Businesswoman</small> ← | BRIAN FITZGERALD <small>Department's Enforcement Attorney</small> ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| STEVE POIZNER <small>Businessman</small> ← | | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| BILL CHAMBERS <small>Railroad Switchman</small> ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | LEONARD JAMES MARTIN <small>Retired</small> ← |
| KEN MILLER <small>Family Broadcasting Executive</small> ← | RAE WILLIAMS <small>Mother</small> ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← |
| DOUGLAS R. HUGHES <small>Retired Business Owner</small> ← | KEVIN R. SCOTT <small>Venture Capitalist</small> ← | KAREN BLAKE <small>Geologist</small> ← |
| LAWRENCE "LARRY" NARITELLI <small>Accountant/Controller</small> ← | | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| ROBERT C. NEWMAN II <small>Psychologist/Farmer</small> ← | | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| DAVID TULLY-SMITH <small>Primary Care Physician</small> ← | UNITED STATES SENATOR | FAARAX DAHIR SHEIKH-NOOR ← |
| | UNITED STATES SENATOR <small>Vote for One</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | TIM KALEMKARIAN ← | DIANE A. LENNING <small>Retired Educator</small> ← |
| SAM AANESTAD <small>Doctor/California Senator</small> ← | CARLY FIORINA <small>Business Executive</small> ← | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| YVONNE R. GIRARD <small>Judicial Assistant</small> ← | AL RAMIREZ <small>Businessman</small> ← | |
| BERT DAVIS <small>Businessman</small> ← | CHUCK DEVORE <small>Assemblyman/Military Reservist</small> ← | COUNTY SUPERINTENDENT OF SCHOOLS <small>Vote for One</small> |
| ABEL MALDONADO <small>Senator/Businessman/Farmer</small> ← | TOM CAMPBELL <small>Economist/Business Educator</small> ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> ← |
| DAVE HARRIS <small>Businessman</small> ← | | |
| SCOTT L. LEVITT <small>Attorney</small> ← | | |

| |
|---|
| |
| SECRETARY OF STATE Vote for One |
| DAMON DUNN Small Business Owner |
| ORLY TAITZ Attorney/Dentist/Businesswoman |
| |
| CONTROLLER Vote for One |
| DAVID EVANS CPA/CFO |
| TONY STRICKLAND State Senator/Businessman |
| |
| TREASURER Vote for One |
| MIMI WALTERS Businesswoman/Senator |
| |
| ATTORNEY GENERAL Vote for One |
| TOM HARMAN Attorney/Senator |
| JOHN EASTMAN Constitutional Law Attorney |
| STEVE COOLEY District Attorney |
| |

| |
|---|
| UNITED STATES REPRESENTATIVE |
| 13TH CONGRESSIONAL DISTRICT Vote for One |
| FOREST BAKER Businessman/Author |
| LUIS GARCIA Program Manager |
| |
| STATE SENATOR |
| 10TH STATE SENATE DISTRICT Vote for One |
| ROB MAFFIT Engineer/Business Owner |
| |
| MEMBER OF THE STATE ASSEMBLY |
| 20TH ASSEMBLY DISTRICT Vote for One |
| ADNAN SHAHAB |
| |
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |
| |

| |
|---|
| COUNTY |
| SUPERVISOR, 2ND DISTRICT Vote for One |
| LIZ FIGUEROA Unemployment Caseworker/Educator |
| NADIA LOCKYER County Manager/Attorney |
| MARK GREEN Mayor of Union City |
| KEVIN DOWLING Hayward City Councilmember |
| |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |
| |

Sample Ballot

CA01-1--00219438500-219

N-REPUBLICAN PARTY

VOTE BOTH SIDES

BT:21

(2H1)

NONPARTISAN REPUBLICAN

| | |
|---|---|
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← |
| CITY OF HAYWARD | |
| FOR MAYOR Vote for One | |
| MICHAEL SWEENEY Mayor, City of Hayward | ← |
| FOR MEMBERS OF CITY COUNCIL Vote for no more than Two | |
| RALPH R. FARIAS JR. Businessman | ← |
| LAWRENCE M. FITZPATRICK Security Officer | ← |
| MARK SALINAS Educator | ← |
| SARA LAMNIN Program Director | ← |
| MARVIN PEIXOTO Hayward Planning Commissioner | ← |
| STEVE OIWA Retired Business Owner | ← |
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ▶ |
| NO | ← | ▶ |

Sample Ballot

Sample Ballot

| | | |
|--|---|---|
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |
| | ← | ■ |

MEASURES SUBMITTED TO THE VOTERS STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-H19

N-REPUBLICAN PARTY

VOTE BOTH SIDES

NONPARTISAN REPUBLICAN


OFFICIAL BALLOT

AMERICAN INDEPENDENT PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | |
|--|--|--|
| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | |
| STATE | | |
| GOVERNOR Vote for One | 14TH ASSEMBLY DISTRICT Vote for One | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| MARKHAM ROBINSON <small>Software Firm Owner</small> | | PATRICK O'CONNELL <small>Incumbent</small> |
| CHELENE NIGHTINGALE <small>Business Owner</small> | NONPARTISAN JUDICIAL | |
| | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | DISTRICT ATTORNEY Vote for One |
| LIEUTENANT GOVERNOR Vote for One | LOUIS GOODMAN <small>Attorney</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| JIM KING <small>Real Estate Broker</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | |
| | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | SHERIFF/CORONER Vote for One |
| SECRETARY OF STATE Vote for One | | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| MERTON D. SHORT <small>Aviator</small> | SCHOOL | |
| | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | TREASURER/TAX COLLECTOR Vote for One |
| CONTROLLER Vote for One | DANIEL M. NUSBAUM <small>Public School Teacher</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| NATHAN E. JOHNSON <small>Retired</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | |
| LAWRENCE G. BELIZ <small>Independent Businessman</small> | FAARAX DAHIR SHEIKH-NOOR | MEASURES SUBMITTED TO THE VOTERS |
| | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | STATE |
| TREASURER Vote for One | DIANE A. LENNING <small>Retired Educator</small> | |
| ROBERT LAUTEN | LARRY ACEVES <small>Retired School Superintendent</small> | |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| DIANE BEALL TEMPLIN Attorney/RE Broker |
| |
| INSURANCE COMMISSIONER Vote for One |
| CLAY PEDERSEN Retail Manager |
| |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| AL SALEHI Entrepreneur/Political Analyst |
| DON J. GRUNDMANN Doctor of Chiropractic |
| EDWARD C. NOONAN Computer Store Owner |
| |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| |

| |
|---|
| GLORIA ROMERO Educator/Senator |
| LYDIA A. GUTIERREZ Public School Teacher |
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| LEONARD JAMES MARTIN Retired |
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| |
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| |

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.
Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES

NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES

NO

Sample Ballot

CA01-1--0031200100-31A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

BT:31

(2H1)

AMERICAN INDEPENDENT

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact:

CITY OF BERKELEY

C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.

YES ←

NO ←

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

CA01-2-H1A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

AMERICAN INDEPENDENT


OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | NONPARTISAN |
|--|--|---|
| STATE | | JUDICIAL |
| GOVERNOR Vote for One | | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| LOWELL DARLING <small>Independent Artist</small> ← | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> ← | LOUIS GOODMAN <small>Attorney</small> ← |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> ← | BETTY T. YEE <small>Equalization Board Member</small> ← | JOHN CREIGHTON <small>Deputy District Attorney</small> ← |
| JOE SYMMON <small>Non-Profit Organization President</small> ← | TED FORD <small>Economist</small> ← | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> ← |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> ← | | |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> ← | UNITED STATES SENATOR | |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> ← | UNITED STATES SENATOR Vote for One | SCHOOL |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> ← | BRIAN QUINTANA <small>Businessman/Educator</small> ← | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| LIEUTENANT GOVERNOR Vote for One | BARBARA BOXER <small>United States Senator</small> ← | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> ← | | FAARAX DAHIR SHEIKH-NOOR ← |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> ← | UNITED STATES REPRESENTATIVE | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> ← | 9TH CONGRESSIONAL DISTRICT Vote for One | DIANE A. LENNING <small>Retired Educator</small> ← |
| | BARBARA LEE <small>Congresswoman</small> ← | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| SECRETARY OF STATE Vote for One | | GLORIA ROMERO <small>Educator/Senator</small> ← |
| DEBRA BOWEN <small>Secretary of State</small> ← | MEMBER OF THE STATE ASSEMBLY | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| | 14TH ASSEMBLY DISTRICT Vote for One | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| CONTROLLER Vote for One | | LEONARD JAMES MARTIN <small>Retired</small> ← |

| |
|--|
| JOHN CHIANG Controller |
| TREASURER Vote for One |
| BILL LOCKYER California State Treasurer |
| ATTORNEY GENERAL Vote for One |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco |
| PEDRO NAVA Attorney/Assemblymember |
| ALBERTO TORRICO Workers' Rights Attorney |
| MIKE SCHMIER Employee Rights Attorney |
| TED W. LIEU Military Prosecutor/Lawmaker |
| ROCKY DELGADILLO Attorney at Law |
| CHRIS KELLY Attorney/Businessman |
| INSURANCE COMMISSIONER Vote for One |
| HECTOR DE LA TORRE California Legislator |
| DAVE JONES Member, California State Assembly |

| |
|--|
| NANCY SKINNER State Assemblymember |
| COUNTY COMMITTEE |
| MEMBER, COUNTY CENTRAL COMMITTEE, 14TH ASSEMBLY DISTRICT Vote for no more than Six |
| MARGE ATKINSON Teacher/Council Member |
| EDIE IRONS Incumbent |
| CARL DAVID JARAMILLO Labor Relations Representative |
| BEVERLY GREENE Incumbent |
| MAGGIE GEE Incumbent |
| ANDREW KELLEY |
| ELIZABETH ECHOLS Incumbent |

| |
|---|
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |

Sample Ballot

CA01-1--0031200100-31D

DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:31

(2S1)

DEMOCRATIC

| | |
|---|----------------------------|
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY Appointed Incumbent | ← <input type="checkbox"/> |
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| | |
|-----|----------------------------|
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|----------------------------|
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | |
|-----|----------------------------|
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

CITY OF BERKELEY

C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

| | |
|-----|----------------------------|
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

number of votes will appear on the general election ballot regardless of party preference.
Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.
Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-S1D
DEMOCRATIC PARTY

VOTE BOTH SIDES

DEMOCRATIC


OFFICIAL BALLOT

GREEN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | COUNTY COMMITTEE | SCHOOL |
|---|--|--|
| STATE | MEMBER, COUNTY COUNCIL - AT LARGE | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| Vote for One | Vote for no more than Nine | Vote for One |
| S. DEACON ALEXANDER <small>Student</small> | AKIO TANAKA <small>Incumbent</small> | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| LAURA WELLS <small>Financial Systems Consultant</small> | PAMELA R. SPEVACK <small>Senior Housing Coordinator</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| | KIMBERLY LINDEN <small>Gardener</small> | FAARAX DAHIR SHEIKH-NOOR |
| LIEUTENANT GOVERNOR | VICTORIA ASHLEY <small>Member, Green Party, County Council</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| Vote for One | JANET S. ARNOLD <small>Incumbent</small> | DIANE A. LENNING <small>Retired Educator</small> |
| JAMES "JIMI" CASTILLO <small>Cultural Spiritual Advisor</small> | GREG JAN <small>Historical Researcher</small> | LARRY ACEVES <small>Retired School Superintendent</small> |
| | MAXINE DANIEL <small>Incumbent</small> | GLORIA ROMERO <small>Educator/Senator</small> |
| SECRETARY OF STATE | PATTI MARSH <small>Incumbent</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| Vote for One | DONALD L MACLEAY <small>Small Business Owner</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| ANN MENASCHE <small>Civil Rights Attorney</small> | DAVID HELLER <small>Carpenter</small> | LEONARD JAMES MARTIN <small>Retired</small> |
| | | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| CONTROLLER | | KAREN BLAKE <small>Geologist</small> |
| Vote for One | | |
| ROSS D. FRANKEL <small>Accountant</small> | | COUNTY SUPERINTENDENT OF SCHOOLS |
| | | Vote for One |
| TREASURER | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| Vote for One | | |
| CHARLES "KIT" CRITTENDEN <small>Retired Professor</small> | | |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| PETER ALLEN Attorney |
| INSURANCE COMMISSIONER Vote for One |
| WILLIAM BALDERSTON Teacher/Union Organizer |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| DUANE ROBERTS Community Volunteer |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| DAVE HELLER Carpenter |
| MEMBER OF THE STATE ASSEMBLY |
| 14TH ASSEMBLY DISTRICT Vote for One |

| |
|---|
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| LOUIS GOODMAN Attorney |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |

| |
|---|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |
| SHERIFF/CORONER Vote for One |
| GREGORY J. AHERN Sheriff-Coroner |

Sample Ballot

CA01-1--0031200100-31G

GREEN PARTY

VOTE BOTH SIDES

BT:31

(211)

GREEN

| | |
|--|--|
| TREASURER/TAX COLLECTOR <small>Vote for One</small> | |
| DONALD R. WHITE <small>Treasurer-Tax Collector</small> | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | <p style="text-align: right;">YES ← <input type="checkbox"/></p> <p style="text-align: right;">NO ← <input type="checkbox"/></p> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | <p style="text-align: right;">YES ← <input type="checkbox"/></p> <p style="text-align: right;">NO ← <input type="checkbox"/></p> |
| 16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates. | |
| <p style="text-align: right;">YES ← <input type="checkbox"/></p> <p style="text-align: right;">NO ← <input type="checkbox"/></p> | |
| 17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues. | |
| <p style="text-align: right;">YES ← <input type="checkbox"/></p> <p style="text-align: right;">NO ← <input type="checkbox"/></p> | |
| CITY OF BERKELEY | |
| <p>C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to</p> | |

Sample Ballot

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

YES ←

NO ←

CA01-2-I1G

GREEN PARTY

VOTE BOTH SIDES

GREEN


OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | NONPARTISAN | |
|--|--|--|
| STATE | JUDICIAL | DISTRICT ATTORNEY <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| DALE F. OGDEN <small>Business Consultant/Actuary</small> | LOUIS GOODMAN <small>Attorney</small> | ← |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | ← |
| PAMELA J. BROWN <small>Economics Professor</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← |
| SECRETARY OF STATE <small>Vote for One</small> | SCHOOL | SHERIFF/CORONER <small>Vote for One</small> |
| CHRISTINA TOBIN <small>Voting Rights Advocate</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| CONTROLLER <small>Vote for One</small> | DANIEL M. NUSBAUM <small>Public School Teacher</small> | ← |
| ANDREW "ANDY" FAVOR <small>Certified Public Accountant</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | ← |
| TREASURER <small>Vote for One</small> | FAARAX DAHIR SHEIKH-NOOR | TREASURER/TAX COLLECTOR <small>Vote for One</small> |
| EDWARD M. TEYSSIER <small>Business Owner/Attorney</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| ATTORNEY GENERAL <small>Vote for One</small> | DIANE A. LENNING <small>Retired Educator</small> | ← |
| TIMOTHY J. HANNAN <small>Attorney/Arbitrator/Mediator</small> | LARRY ACEVES <small>Retired School Superintendent</small> | ← |
| | GLORIA ROMERO <small>Educator/Senator</small> | MEASURES SUBMITTED TO THE VOTERS |
| | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | STATE |
| | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. |
| | LEONARD JAMES MARTIN <small>Retired</small> | Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local |

| |
|--|
| |
| INSURANCE COMMISSIONER Vote for One |
| RICHARD S. BRONSTEIN Licensed Insurance Broker |
| |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| KENNITA WATSON Retired Quality Engineer |
| |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| GAIL K. LIGHTFOOT Retired Nurse |
| |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| JAMES EYER Scientist/Consultant |
| |
| MEMBER OF THE STATE ASSEMBLY |
| 14TH ASSEMBLY DISTRICT Vote for One |
| |
| |

| |
|---|
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| |
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| |
| |

property tax revenues related to the assessment of earthquake upgrades.

| |
|-----|
| YES |
| NO |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| |
|-----|
| YES |
| NO |

Sample Ballot

CA01-1--0031200100-31L

LIBERTARIAN PARTY

VOTE BOTH SIDES

BT:31

(2H1)

LIBERTARIAN

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact:

CITY OF BERKELEY

C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER’S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-H1L
LIBERTARIAN PARTY

VOTE BOTH SIDES

LIBERTARIAN


OFFICIAL BALLOT

PEACE AND FREEDOM PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| PARTISAN OFFICES | NONPARTISAN | |
|---|--|--|
| STATE | JUDICIAL | DISTRICT ATTORNEY <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | SUPERIOR COURT JUDGE, OFFICE #9 <small>Vote for One</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| STEWART A. ALEXANDER <small>Political Consultant</small> | LOUIS GOODMAN <small>Attorney</small> | |
| MOHAMMAD ARIF <small>Businessman</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | SHERIFF/CORONER <small>Vote for One</small> |
| CARLOS ALVAREZ <small>Retail Worker</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | GREGORY J. AHERN <small>Sheriff-Coroner</small> |
| | | |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | SCHOOL | TREASURER/TAX COLLECTOR <small>Vote for One</small> |
| C.T. WEBER <small>Retired Government Analyst</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> | DONALD R. WHITE <small>Treasurer-Tax Collector</small> |
| | DANIEL M. NUSBAUM <small>Public School Teacher</small> | |
| SECRETARY OF STATE <small>Vote for One</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | MEASURES SUBMITTED TO THE VOTERS |
| MARYLOU CABRAL <small>Community Volunteer</small> | FAARAX DAHIR SHEIKH-NOOR | STATE |
| | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | |
| CONTROLLER <small>Vote for One</small> | DIANE A. LENNING <small>Retired Educator</small> | 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. |
| KAREN MARTINEZ <small>Retired</small> | LARRY ACEVES <small>Retired School Superintendent</small> | Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal |
| | GLORIA ROMERO <small>Educator/Senator</small> | |
| TREASURER <small>Vote for One</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | |
| DEBRA L. REIGER <small>Retired Technology Manager</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | |
| | LEONARD JAMES MARTIN <small>Retired</small> | |

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| ROBERT J. EVANS Criminal Defense Lawyer |
| INSURANCE COMMISSIONER Vote for One |
| DINA JOSEPHINE PADILLA Injured Worker Consultant |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| SHERILL BORG |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| MARSHA FEINLAND Retired Teacher |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| LARRY ALLEN Retired Computer Programmer |
| MEMBER OF THE STATE ASSEMBLY |
| 14TH ASSEMBLY DISTRICT Vote for One |

| |
|---|
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| COUNTY |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |

Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.

YES

NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES

NO

Sample Ballot

CA01-1--0031200100-31P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

BT:31

(2H1)

PEACE AND FREEDOM

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact:

CITY OF BERKELEY

C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.

YES ←

NO ←

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.

YES ←

NO ←

CA01-2-H1P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

PEACE AND FREEDOM


OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | INSURANCE COMMISSIONER | | SCHOOL | |
|--|---|--|---|---|---|
| STATE | | Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION | |
| GOVERNOR | | Vote for One | | Vote for One | |
| BILL CHAMBERS Railroad Switchman | ← | MIKE VILLINES Businessman/State Assemblyman | ← | DANIEL M. NUSBAUM Public School Teacher | ← |
| KEN MILLER Family Broadcasting Executive | ← | BRIAN FITZGERALD Department's Enforcement Attorney | ← | TOM TORLAKSON Teacher/California Legislator | ← |
| DOUGLAS R. HUGHES Retired Business Owner | ← | | ← | FAARAX DAHIR SHEIKH-NOOR | ← |
| LAWRENCE "LARRY" NARITELLI Accountant/Controller | ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | | HENRY WILLIAMS JR. Adjunct Professor | ← |
| ROBERT C. NEWMAN II Psychologist/Farmer | ← | Vote for One | | DIANE A. LENNING Retired Educator | ← |
| DAVID TULLY-SMITH Primary Care Physician | ← | KEVIN R. SCOTT Venture Capitalist | ← | LARRY ACEVES Retired School Superintendent | ← |
| MEG WHITMAN Businesswoman | ← | RAE WILLIAMS Mother | ← | GLORIA ROMERO Educator/Senator | ← |
| STEVE POIZNER Businessman | ← | | ← | LYDIA A. GUTIERREZ Public School Teacher | ← |
| | ← | UNITED STATES SENATOR | | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | ← |
| LIEUTENANT GOVERNOR | | UNITED STATES SENATOR | | LEONARD JAMES MARTIN Retired | ← |
| Vote for One | | Vote for One | | GRANT MCMICKEN Mathematics Teacher/Educator | ← |
| SAM AANESTAD Doctor/California Senator | ← | TOM CAMPBELL Economist/Business Educator | ← | KAREN BLAKE Geologist | ← |
| YVONNE R. GIRARD Judicial Assistant | ← | TIM KALEMKARIAN | ← | | ← |
| BERT DAVIS Businessman | ← | CARLY FIORINA Business Executive | ← | COUNTY SUPERINTENDENT OF SCHOOLS | |
| ABEL MALDONADO Senator/Businessman/Farmer | ← | AL RAMIREZ Businessman | ← | Vote for One | |
| DAVE HARRIS Businessman | ← | CHUCK DEVORE Assemblyman/Military Reservist | ← | SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| SCOTT L. LEVITT Attorney | ← | | ← | | ← |

Sample Ballot

| | | |
|---|--|---|
| | UNITED STATES REPRESENTATIVE | |
| SECRETARY OF STATE Vote for One | 9TH CONGRESSIONAL DISTRICT Vote for One | MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| DAMON DUNN Small Business Owner | GERALD HASHIMOTO Candy Maker | JOAQUIN J. RIVERA Teacher |
| ORLY TAITZ Attorney/Dentist/Businesswoman | | LOIS CORRIN Educator |
| | MEMBER OF THE STATE ASSEMBLY | |
| CONTROLLER Vote for One | 14TH ASSEMBLY DISTRICT Vote for One | COUNTY |
| DAVID EVANS CPA/CFO | RYAN HATCHER Fundraising Consultant | ASSESSOR Vote for One |
| TONY STRICKLAND State Senator/Businessman | | RON THOMSEN Incumbent |
| | NONPARTISAN | |
| TREASURER Vote for One | JUDICIAL | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| MIMI WALTERS Businesswoman/Senator | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | PATRICK O'CONNELL Incumbent |
| | LOUIS GOODMAN Attorney | |
| ATTORNEY GENERAL Vote for One | JOHN CREIGHTON Deputy District Attorney | DISTRICT ATTORNEY Vote for One |
| TOM HARMAN Attorney/Senator | VICTORIA S. KOLAKOWSKI Administrative Law Judge | NANCY E. O'MALLEY Appointed Incumbent |
| JOHN EASTMAN Constitutional Law Attorney | | |
| STEVE COOLEY District Attorney | | SHERIFF/CORONER Vote for One |
| | | GREGORY J. AHERN Sheriff-Coroner |

CA01-1--0031200100-31R

REPUBLICAN PARTY

VOTE BOTH SIDES

BT:31

(211)

REPUBLICAN

| | |
|---|---|
| TREASURER/TAX COLLECTOR | |
| Vote for One | |
| DONALD R. WHITE | ← |
| Treasurer-Tax Collector | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| YES | ← |
| NO | ← |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| YES | ← |
| NO | ← |

| | |
|--|---|
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| YES | ← |
| NO | ← |
| <p>17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.</p> | |
| YES | ← |
| NO | ← |
| CITY OF BERKELEY | |
| <p>C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to</p> | |

Sample Ballot

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

YES ←

NO ←

CA01-2-I1R

REPUBLICAN PARTY

VOTE BOTH SIDES

REPUBLICAN


OFFICIAL BALLOT

NONPARTISAN

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| NONPARTISAN | |
|---|---|
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| LOUIS GOODMAN <small>Attorney</small> | ← |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | ← |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← |
| | ← |
| SCHOOL | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| DANIEL M. NUSBAUM <small>Public School Teacher</small> | ← |
| TOM TORLAKSON <small>Teacher/California Legislator</small> | ← |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. <small>Adjunct Professor</small> | ← |
| DIANE A. LENNING <small>Retired Educator</small> | ← |
| LARRY ACEVES <small>Retired School Superintendent</small> | ← |
| GLORIA ROMERO <small>Educator/Senator</small> | ← |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← |
| ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | ← |

| DISTRICT ATTORNEY Vote for One | |
|---|---|
| NANCY E. O'MALLEY <small>Appointed Incumbent</small> | ← |
| | ← |
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN <small>Sheriff-Coroner</small> | ← |
| | ← |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE <small>Treasurer-Tax Collector</small> | ← |
| | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic</p> | |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|--|-----|---|
| | YES | ← |
| | NO | ← |

Sample Ballot

| | |
|---|---|
| LEONARD JAMES MARTIN Retired | ← |
| GRANT MCMICKEN Mathematics Teacher/Educator | ← |
| KAREN BLAKE Geologist | ← |
| | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | ← |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| | ← |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | ← |
| JOAQUIN J. RIVERA Teacher | ← |
| LOIS CORRIN Educator | ← |
| | ← |
| COUNTY | ← |
| ASSESSOR Vote for One | ← |
| RON THOMSEN Incumbent | ← |
| | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← |
| PATRICK O'CONNELL Incumbent | ← |
| | ← |

retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES ←
NO ←

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←
NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←
NO ←

Sample Ballot

CA01-1--0031200100-31N

NONPARTISAN

VOTE BOTH SIDES

BT:31

(2H1)

NONPARTISAN

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE

THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact:

Probably no significant fiscal effect on state insurance premium tax revenues.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CITY OF BERKELEY

C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Sample Ballot

NONPARTISAN

VOTE BOTH SIDES

CA01-2-H1N

NONPARTISAN


OFFICIAL BALLOT

N-DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|--|--|---|
| STATE | | |
| GOVERNOR Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| LOWELL DARLING <small>Independent Artist</small> | ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> | ← | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| JOE SYMMON <small>Non-Profit Organization President</small> | ← | FAARAX DAHIR SHEIKH-NOOR |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> | ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> | ← | DIANE A. LENNING <small>Retired Educator</small> |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> | ← | LARRY ACEVES <small>Retired School Superintendent</small> |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> | ← | GLORIA ROMERO <small>Educator/Senator</small> |
| LIEUTENANT GOVERNOR Vote for One | | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> | ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> | ← | LEONARD JAMES MARTIN <small>Retired</small> |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> | ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| | ← | KAREN BLAKE <small>Geologist</small> |
| SECRETARY OF STATE Vote for One | | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| DEBRA BOWEN <small>Secretary of State</small> | ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| | ← | |
| | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | |
| | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> | |
| | BETTY T. YEE <small>Equalization Board Member</small> | |
| | TED FORD <small>Economist</small> | |
| | UNITED STATES SENATOR | |
| | UNITED STATES SENATOR Vote for One | |
| | BRIAN QUINTANA <small>Businessman/Educator</small> | |
| | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> | |
| | BARBARA BOXER <small>United States Senator</small> | |
| | UNITED STATES REPRESENTATIVE | |
| | 9TH CONGRESSIONAL DISTRICT Vote for One | |
| | BARBARA LEE <small>Congresswoman</small> | |
| | MEMBER OF THE STATE ASSEMBLY | |

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| | |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| | |
| ATTORNEY GENERAL Vote for One | |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| PEDRO NAVA Attorney/Assemblymember | ← |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| CHRIS KELLY Attorney/Businessman | ← |
| | |
| INSURANCE COMMISSIONER Vote for One | |
| HECTOR DE LA TORRE California Legislator | ← |
| DAVE JONES Member, California State Assembly | ← |
| | |
| | |

| | |
|--|---|
| 14TH ASSEMBLY DISTRICT Vote for One | |
| NANCY SKINNER State Assemblymember | ← |
| | |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| LOUIS GOODMAN Attorney | ← |
| JOHN CREIGHTON Deputy District Attorney | ← |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| | |
| | |

| | |
|---|---|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | |
| JOAQUIN J. RIVERA Teacher | ← |
| LOIS CORRIN Educator | ← |
| | |
| COUNTY | |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| | |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL Incumbent | ← |
| | |
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY Appointed Incumbent | ← |
| | |
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← |
| | |
| | |

Sample Ballot

CA01-1-0031200100-318

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:31

(211)

NONPARTISAN DEMOCRATIC

| | |
|---|---|
| TREASURER/TAX COLLECTOR | |
| Vote for One | |
| DONALD R. WHITE | ← |
| <small>Treasurer-Tax Collector</small> | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| YES | ← |
| NO | ← |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| YES | ← |
| NO | ← |

| | |
|--|---|
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| YES | ← |
| NO | ← |
| <p>17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.</p> | |
| YES | ← |
| NO | ← |
| CITY OF BERKELEY | |
| <p>C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to</p> | |

Sample Ballot

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

YES ←

NO ←

CA01-2-118

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

NONPARTISAN DEMOCRATIC


OFFICIAL BALLOT

N-REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | INSURANCE COMMISSIONER | | SCHOOL | |
|---|---|---|---|--|---|
| STATE | | Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION | |
| GOVERNOR | | Vote for One | | Vote for One | |
| BILL CHAMBERS <small>Railroad Switchman</small> | ← | MIKE VILLINES <small>Businessman/State Assemblyman</small> | ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> | ← |
| KEN MILLER <small>Family Broadcasting Executive</small> | ← | BRIAN FITZGERALD <small>Department's Enforcement Attorney</small> | ← | TOM TORLAKSON <small>Teacher/California Legislator</small> | ← |
| DOUGLAS R. HUGHES <small>Retired Business Owner</small> | ← | | ← | FAARAX DAHIR SHEIKH-NOOR | ← |
| LAWRENCE "LARRY" NARITELLI <small>Accountant/Controller</small> | ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | ← |
| ROBERT C. NEWMAN II <small>Psychologist/Farmer</small> | ← | Vote for One | | DIANE A. LENNING <small>Retired Educator</small> | ← |
| DAVID TULLY-SMITH <small>Primary Care Physician</small> | ← | KEVIN R. SCOTT <small>Venture Capitalist</small> | ← | LARRY ACEVES <small>Retired School Superintendent</small> | ← |
| MEG WHITMAN <small>Businesswoman</small> | ← | RAE WILLIAMS <small>Mother</small> | ← | GLORIA ROMERO <small>Educator/Senator</small> | ← |
| STEVE POIZNER <small>Businessman</small> | ← | | ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← |
| | ← | UNITED STATES SENATOR | | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | ← |
| LIEUTENANT GOVERNOR | | UNITED STATES SENATOR | | LEONARD JAMES MARTIN <small>Retired</small> | ← |
| Vote for One | | Vote for One | | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | ← |
| SAM AANESTAD <small>Doctor/California Senator</small> | ← | TOM CAMPBELL <small>Economist/Business Educator</small> | ← | KAREN BLAKE <small>Geologist</small> | ← |
| YVONNE R. GIRARD <small>Judicial Assistant</small> | ← | TIM KALEMKARIAN | ← | | ← |
| BERT DAVIS <small>Businessman</small> | ← | CARLY FIORINA <small>Business Executive</small> | ← | COUNTY SUPERINTENDENT OF SCHOOLS | |
| ABEL MALDONADO <small>Senator/Businessman/Farmer</small> | ← | AL RAMIREZ <small>Businessman</small> | ← | Vote for One | |
| DAVE HARRIS <small>Businessman</small> | ← | CHUCK DEVORE <small>Assemblyman/Military Reservist</small> | ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> | ← |
| SCOTT L. LEVITT <small>Attorney</small> | ← | | ← | | ← |

| | | | | | | | |
|---|---|--|---|---|---|---|---|
| | ← | UNITED STATES REPRESENTATIVE | | | | | |
| SECRETARY OF STATE Vote for One | | 9TH CONGRESSIONAL DISTRICT Vote for One | | | MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | | |
| DAMON DUNN Small Business Owner | ← | GERALD HASHIMOTO Candy Maker | ← | ← | JOAQUIN J. RIVERA Teacher | ← | ← |
| ORLY TAITZ Attorney/Dentist/Businesswoman | ← | | ← | ← | LOIS CORRIN Educator | ← | ← |
| | ← | MEMBER OF THE STATE ASSEMBLY | | | | ← | ← |
| CONTROLLER Vote for One | | 14TH ASSEMBLY DISTRICT Vote for One | | | COUNTY | | |
| DAVID EVANS CPA/CFO | ← | RYAN HATCHER Fundraising Consultant | ← | ← | ASSESSOR Vote for One | | |
| TONY STRICKLAND State Senator/Businessman | ← | | ← | ← | RON THOMSEN Incumbent | ← | ← |
| | ← | | | | | ← | ← |
| TREASURER Vote for One | | NONPARTISAN | | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | | |
| MIMI WALTERS Businesswoman/Senator | ← | JUDICIAL | | | PATRICK O'CONNELL Incumbent | ← | ← |
| | ← | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | | | | ← | ← |
| ATTORNEY GENERAL Vote for One | | LOUIS GOODMAN Attorney | ← | ← | DISTRICT ATTORNEY Vote for One | | |
| TOM HARMAN Attorney/Senator | ← | JOHN CREIGHTON Deputy District Attorney | ← | ← | NANCY E. O'MALLEY Appointed Incumbent | ← | ← |
| JOHN EASTMAN Constitutional Law Attorney | ← | VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← | ← | | ← | ← |
| STEVE COOLEY District Attorney | ← | | | | SHERIFF/CORONER Vote for One | | |
| | ← | | | | GREGORY J. AHERN Sheriff-Coroner | ← | ← |
| | | | | | | ← | ← |

Sample Ballot

CA01-1--0031200100-319

N-REPUBLICAN PARTY

VOTE BOTH SIDES

BT:31

(211)

NONPARTISAN REPUBLICAN

| | |
|---|---|
| TREASURER/TAX COLLECTOR | |
| Vote for One | |
| DONALD R. WHITE | ← |
| <small>Treasurer-Tax Collector</small> | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| YES | ← |
| NO | ← |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| YES | ← |
| NO | ← |

| | |
|--|---|
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| YES | ← |
| NO | ← |
| <p>17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.</p> | |
| YES | ← |
| NO | ← |
| CITY OF BERKELEY | |
| <p>C Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to</p> | |

Sample Ballot

Sample Ballot

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns.

Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?

YES ←

NO ←

CA01-2-119

N-REPUBLICAN PARTY

VOTE BOTH SIDES

NONPARTISAN REPUBLICAN


OFFICIAL BALLOT

AMERICAN INDEPENDENT PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | |
|--|--|--|
| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER |
| STATE | 15TH ASSEMBLY DISTRICT | Vote for no more than Five |
| GOVERNOR Vote for One | Vote for One | |
| CHELENE NIGHTINGALE <small>Business Owner</small> | | MATTHEW D. BALZARINI <small>MHCSO Director/Police</small> |
| MARKHAM ROBINSON <small>Software Firm Owner</small> | NONPARTISAN JUDICIAL | SHANE C. NIELSON <small>Paralegal</small> |
| | SUPERIOR COURT JUDGE, OFFICE #9 | BEN FOBÉRT <small>Vice-Principal/Teacher</small> |
| LIEUTENANT GOVERNOR Vote for One | JOHN CREIGHTON <small>Deputy District Attorney</small> | DAVID A. POMBO <small>Farmer/Rancher/Realtor</small> |
| JIM KING <small>Real Estate Broker</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | MICAELA VERGARA <small>Teacher</small> |
| | LOUIS GOODMAN <small>Attorney</small> | JAKE JOHNSON <small>Business Marketing Manager</small> |
| SECRETARY OF STATE Vote for One | | ATUL KHANNA <small>Physician/Board Member</small> |
| MERTON D. SHORT <small>Aviator</small> | SCHOOL | JAMES HIRAMOTO <small>Director/School Psychologist</small> |
| | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION | |
| CONTROLLER Vote for One | Vote for One | |
| LAWRENCE G. BELIZ <small>Independent Businessman</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | |
| NATHAN E. JOHNSON <small>Retired</small> | FAARAX DAHIR SHEIKH-NOOR | |
| | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | |
| TREASURER Vote for One | DIANE A. LENNING <small>Retired Educator</small> | NONPARTISAN COUNTY |
| ROBERT LAUTEN | LARRY ACEVES <small>Retired School Superintendent</small> | ASSESSOR |
| | GLORIA ROMERO <small>Educator/Senator</small> | Vote for One |
| | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | RON THOMSEN <small>Incumbent</small> |
| | | |

Sample Ballot

| | | |
|--|---|---|
| ATTORNEY GENERAL Vote for One | | |
| DIANE BEALL TEMPLIN Attorney/RE Broker | ← | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| | ← | LEONARD JAMES MARTIN Retired |
| INSURANCE COMMISSIONER Vote for One | | GRANT McMICKEN Mathematics Teacher/Educator |
| CLAY PEDERSEN Retail Manager | ← | KAREN BLAKE Geologist |
| | ← | DANIEL M. NUSBAUM Public School Teacher |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | | |
| | ← | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| UNITED STATES SENATOR | | SHEILA JORDAN Alameda County Superintendent of Schools |
| UNITED STATES SENATOR Vote for One | | |
| DON J. GRUNDMANN Doctor of Chiropractic | ← | A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT Lammersville Joint Unified School District Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district? |
| EDWARD C. NOONAN Computer Store Owner | ← | |
| AL SALEHI Entrepreneur/Political Analyst | ← | |
| | ← | |
| | ← | |
| UNITED STATES REPRESENTATIVE | | <input type="checkbox"/> YES ← |
| 11TH CONGRESSIONAL DISTRICT Vote for One | | <input type="checkbox"/> NO ← |
| DAVID CHRISTENSEN Electrician | ← | |
| | ← | |
| | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| | | PATRICK O'CONNELL Incumbent |
| | | DISTRICT ATTORNEY Vote for One |
| | | NANCY E. O'MALLEY Appointed Incumbent |
| | | SHERIFF/CORONER Vote for One |
| | | GREGORY J. AHERN Sheriff-Coroner |
| | | TREASURER/TAX COLLECTOR Vote for One |
| | | DONALD R. WHITE Treasurer-Tax Collector |

CA01-1--00349510410-34A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

BT:34

(2J1)

AMERICAN INDEPENDENT

| | |
|--|---|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four | |
| WILLIAM R. STEVENS Incumbent | ← |
| SARAH PALMER Incumbent | ← |
| JOHN J GRECI Incumbent | ← |
| VIC MACIAS Training Director/Businessman | ← |
| AJ MACHAEVICH Project Manager | ← |
| | ← |
| | ← |
| | ← |
| | ← |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | |
| YES | ← |
| NO | ← |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←

NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact:

| | |
|--|---|
| DISTRICT | |
| B BYRON BETHANY IRRIGATION DISTRICT BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000. | |
| YES | ← |
| NO | ← |

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-J1A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

AMERICAN INDEPENDENT


OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | | SCHOOL | |
|---|---|------------------------------|---|--|--|--|
| STATE | | | Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION | |
| GOVERNOR | | | | | Vote for One | |
| EDMUND G. "JERRY" BROWN | ← | BETTY T. YEE | ← | TOM TORLAKSON | ← | |
| Attorney General of California | | Equalization Board Member | | Teacher/California Legislator | | |
| JOE SYMMON | ← | TED FORD | ← | FAARAX DAHIR SHEIKH-NOOR | ← | |
| Non-Profit Organization President | | Economist | | | | |
| PETER SCHURMAN | ← | G. ALAN MONTGOMERY | ← | HENRY WILLIAMS JR. | ← | |
| Non-Profit Organization Consultant | | Broker/Paralegal/Investor | | Adjunct Professor | | |
| CHARLES "CHUCK" PINEDA, JR. | ← | | ← | DIANE A. LENNING | ← | |
| Parole Board Judge | | | | Retired Educator | | |
| RICHARD WILLIAM AGUIRRE | ← | UNITED STATES SENATOR | | LARRY ACEVES | ← | |
| Businessman | | | | Retired School Superintendent | | |
| VIBERT GREENE | ← | UNITED STATES SENATOR | | GLORIA ROMERO | ← | |
| Mechanical Engineer/CEO | | | | Educator/Senator | | |
| LOWELL DARLING | ← | ROBERT M. "MICKEY" KAUS | ← | LYDIA A. GUTIERREZ | ← | |
| Independent Artist | | Journalist/Blogger | | Public School Teacher | | |
| | ← | BARBARA BOXER | ← | ALEXIA L. DELIGIANNI | ← | |
| | | United States Senator | | Governing Board Member, Orange Unified School District | | |
| LIEUTENANT GOVERNOR | | BRIAN QUINTANA | ← | LEONARD JAMES MARTIN | ← | |
| | | Businessman/Educator | | Retired | | |
| Vote for One | | | ← | GRANT MCMICKEN | ← | |
| JANICE HAHN | ← | UNITED STATES REPRESENTATIVE | | Mathematics Teacher/Educator | | |
| Los Angeles City Councilwoman | | | | KAREN BLAKE | ← | |
| GAVIN NEWSOM | ← | | | Geologist | | |
| Mayor, City and County of San Francisco | | 11TH CONGRESSIONAL DISTRICT | | DANIEL M. NUSBAUM | ← | |
| ERIC KOREVAAR | ← | | | Public School Teacher | | |
| Scientist/Father/Businessman | | JERRY MCNERNEY | ← | | ← | |
| | ← | United States Congressman | | COUNTY SUPERINTENDENT OF SCHOOLS | | |
| SECRETARY OF STATE | | | ← | Vote for One | | |
| | | MEMBER OF THE STATE ASSEMBLY | | SHEILA JORDAN | ← | |
| DEBRA BOWEN | ← | | | Alameda County Superintendent of Schools | | |
| Secretary of State | | | | | ← | |

Sample Ballot

| |
|--|
| CONTROLLER Vote for One |
| JOHN CHIANG Controller |
| |
| TREASURER Vote for One |
| BILL LOCKYER California State Treasurer |
| |
| ATTORNEY GENERAL Vote for One |
| PEDRO NAVA Attorney/Assemblymember |
| ALBERTO TORRICO Workers' Rights Attorney |
| MIKE SCHMIER Employee Rights Attorney |
| TED W. LIEU Military Prosecutor/Lawmaker |
| ROCKY DELGADILLO Attorney at Law |
| CHRIS KELLY Attorney/Businessman |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco |
| |
| INSURANCE COMMISSIONER Vote for One |
| DAVE JONES Member, California State Assembly |
| HECTOR DE LA TORRE California Legislator |
| |

| |
|--|
| 15TH ASSEMBLY DISTRICT Vote for One |
| JOAN BUCHANAN Lawmaker |
| |
| NONPARTISAN |
| JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| JOHN CREIGHTON Deputy District Attorney |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |
| |

CA01-1--00349510410-34D
DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:34

(2V1)

DEMOCRATIC

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District
School District
Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES NO

LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER
Vote for no more than Five

MATTHEW D. BALZARINI
MHCSO Director/Police

SHANE C. NIELSON
Paralegal

BEN FOBÉRT
Vice-Principal/Teacher

DAVID A. POMBO
Farmer/Rancher/Realtor

MICAELA VERGARA
Teacher

JAKE JOHNSON
Business Marketing Manager

ATUL KHANNA
Physician/Board Member

JAMES HIRAMOTO
Director/School Psychologist

NONPARTISAN COUNTY

ASSESSOR
Vote for One

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES NO

Sample Ballot

Sample Ballot

| | | |
|---|---|---|
| RON THOMSEN Incumbent | ← | ■ |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← | ■ |
| PATRICK O'CONNELL Incumbent | ← | ■ |
| DISTRICT ATTORNEY Vote for One | ← | ■ |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| SHERIFF/CORONER Vote for One | ← | ■ |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | ← | ■ |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

DISTRICT

B **BYRON BETHANY IRRIGATION DISTRICT**
BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-V1D
DEMOCRATIC PARTY

VOTE BOTH SIDES

DEMOCRATIC


OFFICIAL BALLOT

GREEN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | COUNTY COMMITTEE | SCHOOL |
|--|---|---|
| STATE | MEMBER, COUNTY COUNCIL - AT LARGE | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| GOVERNOR <small>Vote for One</small> | <small>Vote for no more than Nine</small> | <small>Vote for One</small> |
| LAURA WELLS <small>Financial Systems Consultant</small> | AKIO TANAKA <small>Incumbent</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| S. DEACON ALEXANDER <small>Student</small> | PAMELA R. SPEVACK <small>Senior Housing Coordinator</small> | FAARAX DAHIR SHEIKH-NOOR |
| | KIMBERLY LINDEN <small>Gardener</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| LIEUTENANT GOVERNOR | VICTORIA ASHLEY <small>Member, Green Party, County Council</small> | DIANE A. LENNING <small>Retired Educator</small> |
| <small>Vote for One</small> | JANET S. ARNOLD <small>Incumbent</small> | LARRY ACEVES <small>Retired School Superintendent</small> |
| JAMES "JIMI" CASTILLO <small>Cultural Spiritual Advisor</small> | GREG JAN <small>Historical Researcher</small> | GLORIA ROMERO <small>Educator/Senator</small> |
| | MAXINE DANIEL <small>Incumbent</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| SECRETARY OF STATE | PATTI MARSH <small>Incumbent</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| <small>Vote for One</small> | DONALD L MACLEAY <small>Small Business Owner</small> | LEONARD JAMES MARTIN <small>Retired</small> |
| ANN MENASCHE <small>Civil Rights Attorney</small> | DAVID HELLER <small>Carpenter</small> | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| | | KAREN BLAKE <small>Geologist</small> |
| CONTROLLER | | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| <small>Vote for One</small> | | |
| ROSS D. FRANKEL <small>Accountant</small> | | COUNTY SUPERINTENDENT OF SCHOOLS |
| | | <small>Vote for One</small> |
| TREASURER | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| <small>Vote for One</small> | | |
| CHARLES "KIT" CRITTENDEN <small>Retired Professor</small> | | |

Sample Ballot

| | | | |
|---|---|---|--|
| ATTORNEY GENERAL <small>Vote for One</small> | | | |
| PETER ALLEN <small>Attorney</small> | ← | ▶ | |
| | ← | ▶ | |
| INSURANCE COMMISSIONER <small>Vote for One</small> | | | |
| WILLIAM BALDERSTON <small>Teacher/Union Organizer</small> | ← | ▶ | |
| | ← | ▶ | |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | | | |
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CA01-1--00349510410-34G
 GREEN PARTY

VOTE BOTH SIDES

BT:34 (2L1)

GREEN

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District
School District
Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES NO

LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER
Vote for no more than Five

MATTHEW D. BALZARINI
MHCSO Director/Police

SHANE C. NIELSON
Paralegal

BEN FOBÉRT
Vice-Principal/Teacher

DAVID A. POMBO
Farmer/Rancher/Realtor

MICAELA VERGARA
Teacher

JAKE JOHNSON
Business Marketing Manager

ATUL KHANNA
Physician/Board Member

JAMES HIRAMOTO
Director/School Psychologist

NONPARTISAN COUNTY

ASSESSOR
Vote for One

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

YES NO

Sample Ballot

| | | |
|---|---|---|
| RON THOMSEN Incumbent | ← | ■ |
| | ← | ■ |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← | ■ |
| PATRICK O'CONNELL Incumbent | ← | ■ |
| | ← | ■ |
| DISTRICT ATTORNEY Vote for One | ← | ■ |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| | ← | ■ |
| SHERIFF/CORONER Vote for One | ← | ■ |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | ← | ■ |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |
| | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

DISTRICT

B **BYRON BETHANY IRRIGATION DISTRICT**
BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-L1G

GREEN PARTY

VOTE BOTH SIDES

GREEN


OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | NONPARTISAN | |
|---|---|--|
| STATE | JUDICIAL | |
| GOVERNOR Vote for One | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER Vote for no more than Five |
| DALE F. OGDEN <small>Business Consultant/Actuary</small> | JOHN CREIGHTON <small>Deputy District Attorney</small> | MATTHEW D. BALZARINI <small>MHCSO Director/Police</small> |
| | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | SHANE C. NIELSON <small>Paralegal</small> |
| LIEUTENANT GOVERNOR Vote for One | LOUIS GOODMAN <small>Attorney</small> | BEN FOBERT <small>Vice-Principal/Teacher</small> |
| PAMELA J. BROWN <small>Economics Professor</small> | | DAVID A. POMBO <small>Farmer/Rancher/Realtor</small> |
| | SCHOOL | MICAELA VERGARA <small>Teacher</small> |
| SECRETARY OF STATE Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | JAKE JOHNSON <small>Business Marketing Manager</small> |
| CHRISTINA TOBIN <small>Voting Rights Advocate</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> | ATUL KHANNA <small>Physician/Board Member</small> |
| | FAARAX DAHIR SHEIKH-NOOR | JAMES HIRAMOTO <small>Director/School Psychologist</small> |
| CONTROLLER Vote for One | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | |
| ANDREW "ANDY" FAVOR <small>Certified Public Accountant</small> | DIANE A. LENNING <small>Retired Educator</small> | |
| | LARRY ACEVES <small>Retired School Superintendent</small> | |
| TREASURER Vote for One | GLORIA ROMERO <small>Educator/Senator</small> | |
| EDWARD M. TEYSSIER <small>Business Owner/Attorney</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | NONPARTISAN |
| | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | COUNTY |
| ATTORNEY GENERAL Vote for One | LEONARD JAMES MARTIN <small>Retired</small> | ASSESSOR Vote for One |
| TIMOTHY J. HANNAN <small>Attorney/Arbitrator/Mediator</small> | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | RON THOMSEN <small>Incumbent</small> |
| | | |

Sample Ballot

| | | | | |
|--|---|------------|---|--|
| | KAREN BLAKE Geologist | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| INSURANCE COMMISSIONER Vote for One | DANIEL M. NUSBAUM Public School Teacher | | PATRICK O'CONNELL Incumbent | |
| RICHARD S. BRONSTEIN Licensed Insurance Broker | | | | |
| | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | | DISTRICT ATTORNEY Vote for One | |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | SHEILA JORDAN Alameda County Superintendent of Schools | | NANCY E. O'MALLEY Appointed Incumbent | |
| KENNITA WATSON Retired Quality Engineer | | | | |
| | A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT Lammersville Joint Unified School District Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district? | YES | SHERIFF/CORONER Vote for One | |
| UNITED STATES SENATOR | | NO | GREGORY J. AHERN Sheriff-Coroner | |
| UNITED STATES SENATOR Vote for One | | | | |
| GAIL K. LIGHTFOOT Retired Nurse | | | TREASURER/TAX COLLECTOR Vote for One | |
| | | | DONALD R. WHITE Treasurer-Tax Collector | |
| UNITED STATES REPRESENTATIVE | | | | |
| 11TH CONGRESSIONAL DISTRICT Vote for One | | | | |
| | | | | |
| MEMBER OF THE STATE ASSEMBLY | | | | |
| 15TH ASSEMBLY DISTRICT Vote for One | | | | |
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CA01-1--00349510410-34L

LIBERTARIAN PARTY

VOTE BOTH SIDES

BT:34

(2J1)

LIBERTARIAN

| | |
|--|---|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | |
| WILLIAM R. STEVENS <small>Incumbent</small> | ← |
| SARAH PALMER <small>Incumbent</small> | ← |
| JOHN J GRECI <small>Incumbent</small> | ← |
| VIC MACIAS <small>Training Director/Businessman</small> | ← |
| AJ MACHAEVICH <small>Project Manager</small> | ← |
| | ← |
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| | ← |
| MEASURES SUBMITTED TO THE VOTERS STATE | |
| | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | |
| YES | ← |
| NO | ← |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and**

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| DISTRICT | |
| B BYRON BETHANY IRRIGATION DISTRICT BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000. | |
| YES | ← |
| NO | ← |

Sample Ballot

Sample Ballot

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-J1L

LIBERTARIAN PARTY

VOTE BOTH SIDES

LIBERTARIAN


OFFICIAL BALLOT

PEACE AND FREEDOM PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | NONPARTISAN | |
|---|--|--|
| STATE | JUDICIAL | |
| GOVERNOR Vote for One | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER Vote for no more than Five |
| MOHAMMAD ARIF <small>Businessman</small> ← | JOHN CREIGHTON <small>Deputy District Attorney</small> ← | MATTHEW D. BALZARINI <small>MHCSO Director/Police</small> ← |
| CARLOS ALVAREZ <small>Retail Worker</small> ← | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> ← | SHANE C. NIELSON <small>Paralegal</small> ← |
| STEWART A. ALEXANDER <small>Political Consultant</small> ← | LOUIS GOODMAN <small>Attorney</small> ← | BEN FOBERT <small>Vice-Principal/Teacher</small> ← |
| ← | ← | DAVID A. POMBO <small>Farmer/Rancher/Realtor</small> ← |
| LIEUTENANT GOVERNOR Vote for One | | MICAELA VERGARA <small>Teacher</small> ← |
| C.T. WEBER <small>Retired Government Analyst</small> ← | SCHOOL | JAKE JOHNSON <small>Business Marketing Manager</small> ← |
| ← | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | ATUL KHANNA <small>Physician/Board Member</small> ← |
| SECRETARY OF STATE Vote for One | TOM TORLAKSON <small>Teacher/California Legislator</small> ← | JAMES HIRAMOTO <small>Director/School Psychologist</small> ← |
| MARYLOU CABRAL <small>Community Volunteer</small> ← | FAARAX DAHIR SHEIKH-NOOR ← | ← |
| ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← | ← |
| CONTROLLER Vote for One | DIANE A. LENNING <small>Retired Educator</small> ← | ← |
| KAREN MARTINEZ <small>Retired</small> ← | LARRY ACEVES <small>Retired School Superintendent</small> ← | ← |
| ← | GLORIA ROMERO <small>Educator/Senator</small> ← | ← |
| TREASURER Vote for One | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← | NONPARTISAN |
| DEBRA L. REIGER <small>Retired Technology Manager</small> ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← | COUNTY |
| ← | LEONARD JAMES MARTIN <small>Retired</small> ← | ASSESSOR Vote for One |
| ← | | RON THOMSEN <small>Incumbent</small> ← |

Sample Ballot

| | | | |
|--|---|------------|---|
| ATTORNEY GENERAL Vote for One | GRANT MCMICKEN Mathematics Teacher/Educator | | |
| ROBERT J. EVANS Criminal Defense Lawyer | KAREN BLAKE Geologist | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| | DANIEL M. NUSBAUM Public School Teacher | | PATRICK O'CONNELL Incumbent |
| INSURANCE COMMISSIONER Vote for One | | | |
| DINA JOSEPHINE PADILLA Injured Worker Consultant | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | | DISTRICT ATTORNEY Vote for One |
| | SHEILA JORDAN Alameda County Superintendent of Schools | | NANCY E. O'MALLEY Appointed Incumbent |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | | | |
| SHERILL BORG | A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT | | SHERIFF/CORONER Vote for One |
| | Lammersville Joint Unified School District Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district? | YES | GREGORY J. AHERN Sheriff-Coroner |
| UNITED STATES SENATOR | | NO | |
| UNITED STATES SENATOR Vote for One | | | TREASURER/TAX COLLECTOR Vote for One |
| MARSHA FEINLAND Retired Teacher | | | DONALD R. WHITE Treasurer-Tax Collector |
| | | | |
| UNITED STATES REPRESENTATIVE | | | |
| 11TH CONGRESSIONAL DISTRICT Vote for One | | | |
| | | | |
| MEMBER OF THE STATE ASSEMBLY | | | |
| 15TH ASSEMBLY DISTRICT Vote for One | | | |
| | | | |

CA01-1--00349510410-34P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

BT:34

(2J1)

PEACE AND FREEDOM

| | | | | | |
|--|--|-----|---|----|---|
| FLOOD CONTROL & WATER CONSERVATION DISTRICT | | | | | |
| MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY <small>Vote for no more than Four</small> | | | | | |
| WILLIAM R. STEVENS <small>Incumbent</small> | ← | | | | |
| SARAH PALMER <small>Incumbent</small> | ← | | | | |
| JOHN J GRECI <small>Incumbent</small> | ← | | | | |
| VIC MACIAS <small>Training Director/Businessman</small> | ← | | | | |
| AJ MACHAEVICH <small>Project Manager</small> | ← | | | | |
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| | ← | | | | |
| MEASURES SUBMITTED TO THE VOTERS | | | | | |
| STATE | | | | | |
| | | | | | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | <table border="1"> <tr> <td>YES</td> <td>←</td> </tr> <tr> <td>NO</td> <td>←</td> </tr> </table> | YES | ← | NO | ← |
| YES | ← | | | | |
| NO | ← | | | | |

| | | | | |
|--|-----|---|----|---|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> <table border="1"> <tr> <td>YES</td> <td>←</td> </tr> <tr> <td>NO</td> <td>←</td> </tr> </table> | YES | ← | NO | ← |
| YES | ← | | | |
| NO | ← | | | |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and</p> | | | | |

| | | | | | | | | | |
|---|-----|---|----|---|---|--|---|--|---|
| DISTRICT | | | | | | | | | |
| <p>B BYRON BETHANY IRRIGATION DISTRICT BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.</p> <table border="1"> <tr> <td>YES</td> <td>←</td> </tr> <tr> <td>NO</td> <td>←</td> </tr> </table> | YES | ← | NO | ← | <table border="1"> <tr> <td> </td> <td>←</td> </tr> <tr> <td> </td> <td>←</td> </tr> </table> | | ← | | ← |
| YES | ← | | | | | | | | |
| NO | ← | | | | | | | | |
| | ← | | | | | | | | |
| | ← | | | | | | | | |
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Sample Ballot

| | |
|---|---|
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | <p>local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> <p>YES ← <input type="checkbox"/></p> <p>NO ← <input type="checkbox"/></p> |
| | <p>17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: Probably no significant fiscal effect on state insurance premium tax revenues.</p> <p>YES ← <input type="checkbox"/></p> <p>NO ← <input type="checkbox"/></p> |

CA01-2-J1P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

PEACE AND FREEDOM


OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | INSURANCE COMMISSIONER | SCHOOL |
|-----------------------------------|--|--|
| STATE | Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| Vote for One | | Vote for One |
| GOVERNOR | BRIAN FITZGERALD | TOM TORLAKSON |
| Family Broadcasting Executive | Department's Enforcement Attorney | Teacher/California Legislator |
| DOUGLAS R. HUGHES | MIKE VILLINES | FAARAX DAHIR SHEIKH-NOOR |
| Retired Business Owner | Businessman/State Assemblyman | |
| LAWRENCE "LARRY" NARITELLI | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | HENRY WILLIAMS JR. |
| Accountant/Controller | Vote for One | Adjunct Professor |
| ROBERT C. NEWMAN II | RAE WILLIAMS | DIANE A. LENNING |
| Psychologist/Farmer | Mother | Retired Educator |
| DAVID TULLY-SMITH | KEVIN R. SCOTT | LARRY ACEVES |
| Primary Care Physician | Venture Capitalist | Retired School Superintendent |
| MEG WHITMAN | | GLORIA ROMERO |
| Businesswoman | | Educator/Senator |
| STEVE POIZNER | UNITED STATES SENATOR | LYDIA A. GUTIERREZ |
| Businessman | | Public School Teacher |
| BILL CHAMBERS | UNITED STATES SENATOR | ALEXIA L. DELIGIANNI |
| Railroad Switchman | Vote for One | Governing Board Member, Orange Unified School District |
| | TIM KALEMKARIAN | LEONARD JAMES MARTIN |
| LIEUTENANT GOVERNOR | Business Executive | Retired |
| Vote for One | CARLY FIORINA | GRANT MCMICKEN |
| YVONNE R. GIRARD | Business Executive | Mathematics Teacher/Educator |
| Judicial Assistant | AL RAMIREZ | KAREN BLAKE |
| BERT DAVIS | Businessman | Geologist |
| Businessman | CHUCK DEVORE | DANIEL M. NUSBAUM |
| ABEL MALDONADO | Assemblyman/Military Reservist | Public School Teacher |
| Senator/Businessman/Farmer | TOM CAMPBELL | |
| DAVE HARRIS | Economist/Business Educator | COUNTY SUPERINTENDENT OF SCHOOLS |
| Businessman | | Vote for One |
| SCOTT L. LEVITT | UNITED STATES REPRESENTATIVE | SHEILA JORDAN |
| Attorney | | Alameda County Superintendent of Schools |
| SAM AANESTAD | | |
| Doctor/California Senator | | |

Sample Ballot

| | |
|---|---|
| SECRETARY OF STATE Vote for One | |
| ORLY TAITZ Attorney/Dentist/Businesswoman | ← |
| DAMON DUNN Small Business Owner | ← |
| | ← |
| CONTROLLER Vote for One | |
| TONY STRICKLAND State Senator/Businessman | ← |
| DAVID EVANS CPA/CFO | ← |
| | ← |
| TREASURER Vote for One | |
| MIMI WALTERS Businesswoman/Senator | ← |
| | ← |
| ATTORNEY GENERAL Vote for One | |
| JOHN EASTMAN Constitutional Law Attorney | ← |
| STEVE COOLEY District Attorney | ← |
| TOM HARMAN Attorney/Senator | ← |
| | ← |
| | |

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|---|---|
| 11TH CONGRESSIONAL DISTRICT Vote for One | |
| BRAD GOEHRING Businessman/Grape Grower | ← |
| DAVID HARMER Businessman/Attorney | ← |
| ELIZABETH EMKEN Business Executive/Mother | ← |
| ANTONIO C. "TONY" AMADOR United States Marshal | ← |
| | ← |
| MEMBER OF THE STATE ASSEMBLY | |
| 15TH ASSEMBLY DISTRICT Vote for One | |
| ABRAM WILSON Mayor | ← |
| | ← |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| JOHN CREIGHTON Deputy District Attorney | ← |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| LOUIS GOODMAN Attorney | ← |
| | ← |
| | |

CA01-1--00349510410-34R
REPUBLICAN PARTY

VOTE BOTH SIDES

BT:34

(2L1)

REPUBLICAN

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District
School District
Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES ←
NO ←

LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER
Vote for no more than Five

- MATTHEW D. BALZARINI
MHCSO Director/Police
- SHANE C. NIELSON
Paralegal
- BEN FOBÉRT
Vice-Principal/Teacher
- DAVID A. POMBO
Farmer/Rancher/Realtor
- MICAELA VERGARA
Teacher
- JAKE JOHNSON
Business Marketing Manager
- ATUL KHANNA
Physician/Board Member
- JAMES HIRAMOTO
Director/School Psychologist

←

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NONPARTISAN COUNTY
ASSESSOR
Vote for One

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

- WILLIAM R. STEVENS
Incumbent
- SARAH PALMER
Incumbent
- JOHN J GRECI
Incumbent
- VIC MACIAS
Training Director/Businessman
- AJ MACHAEVICH
Project Manager

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MEASURES SUBMITTED TO THE VOTERS STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES ←
NO ←

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES ←
NO ←

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES ←
NO ←

Sample Ballot

| | | |
|---|---|---|
| RON THOMSEN Incumbent | ← | ■ |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← | ■ |
| PATRICK O'CONNELL Incumbent | ← | ■ |
| DISTRICT ATTORNEY Vote for One | ← | ■ |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| SHERIFF/CORONER Vote for One | ← | ■ |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | ← | ■ |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

DISTRICT

B **BYRON BETHANY IRRIGATION DISTRICT**
BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-L1R
REPUBLICAN PARTY

VOTE BOTH SIDES

REPUBLICAN


OFFICIAL BALLOT

NONPARTISAN

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| | | | |
|---|---|---|---|
| NONPARTISAN | | | LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER |
| JUDICIAL | | | FLOOD CONTROL & WATER CONSERVATION DISTRICT |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | | | MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY Vote for no more than Four |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | ← | ▶ | MATTHEW D. BALZARINI <small>MHCSD Director/Police</small> |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← | ▶ | SHANE C. NIELSON <small>Paralegal</small> |
| LOUIS GOODMAN <small>Attorney</small> | ← | ▶ | BEN FOBERT <small>Vice-Principal/Teacher</small> |
| | ← | ▶ | DAVID A. POMBO <small>Farmer/Rancher/Realtor</small> |
| | ← | ▶ | MICAELA VERGARA <small>Teacher</small> |
| SCHOOL | | | JAKE JOHNSON <small>Business Marketing Manager</small> |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | | | ATUL KHANNA <small>Physician/Board Member</small> |
| TOM TORLAKSON <small>Teacher/California Legislator</small> | ← | ▶ | JAMES HIRAMOTO <small>Director/School Psychologist</small> |
| FAARAX DAHIR SHEIKH-NOOR | ← | ▶ | |
| HENRY WILLIAMS JR. <small>Adjunct Professor</small> | ← | ▶ | |
| DIANE A. LENNING <small>Retired Educator</small> | ← | ▶ | |
| LARRY ACEVES <small>Retired School Superintendent</small> | ← | ▶ | |
| GLORIA ROMERO <small>Educator/Senator</small> | ← | ▶ | |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← | ▶ | |
| ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | ← | ▶ | |
| LEONARD JAMES MARTIN <small>Retired</small> | ← | ▶ | |
| GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | ← | ▶ | |
| | | | NONPARTISAN COUNTY |
| | | | ASSESSOR Vote for One |
| | | | RON THOMSEN <small>Incumbent</small> |
| | | | |
| | | | MEASURES SUBMITTED TO THE VOTERS |
| | | | STATE |
| | | | 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically |

Sample Ballot

KAREN BLAKE
Geologist

DANIEL M. NUSBAUM
Public School Teacher

COUNTY SUPERINTENDENT OF SCHOOLS
Vote for One

SHEILA JORDAN
Alameda County Superintendent of Schools

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES
NO

AUDITOR-CONTROLLER/ CLERK-RECORDER
Vote for One

PATRICK O'CONNELL
Incumbent

DISTRICT ATTORNEY
Vote for One

NANCY E. O'MALLEY
Appointed Incumbent

SHERIFF/CORONER
Vote for One

GREGORY J. AHERN
Sheriff-Coroner

TREASURER/TAX COLLECTOR
Vote for One

DONALD R. WHITE
Treasurer-Tax Collector

retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES
NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES
NO

CA01-1--00349510410-34N

NONPARTISAN

VOTE BOTH SIDES

BT:34

(2J1)

NONPARTISAN

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and**

DISTRICT

B BYRON BETHANY IRRIGATION DISTRICT
 BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

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Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-J1N

NONPARTISAN

VOTE BOTH SIDES

NONPARTISAN


OFFICIAL BALLOT

N-DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

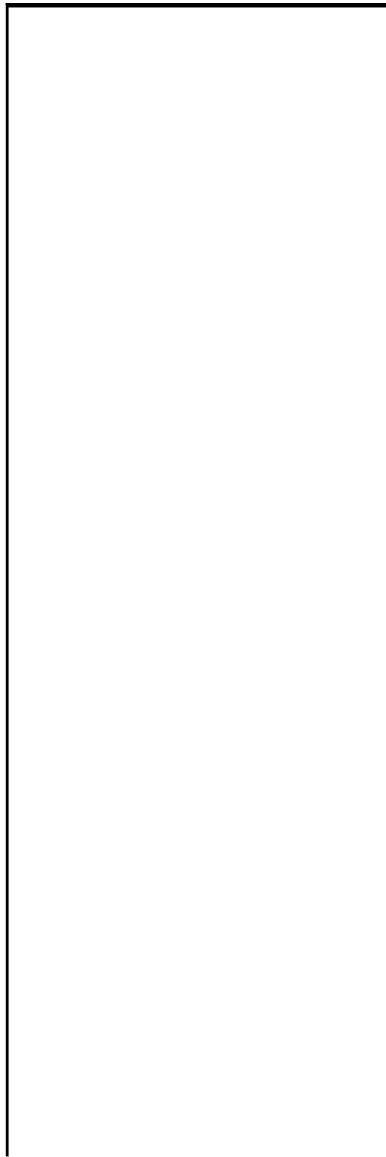
complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|---|--|--|
| STATE | | |
| GOVERNOR Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One |
| EDMUND G. "JERRY" BROWN <small>Attorney General of California</small> | ← | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| JOE SYMMON <small>Non-Profit Organization President</small> | ← | FAARAX DAHIR SHEIKH-NOOR |
| PETER SCHURMAN <small>Non-Profit Organization Consultant</small> | ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| CHARLES "CHUCK" PINEDA, JR. <small>Parole Board Judge</small> | ← | DIANE A. LENNING <small>Retired Educator</small> |
| RICHARD WILLIAM AGUIRRE <small>Businessman</small> | ← | LARRY ACEVES <small>Retired School Superintendent</small> |
| VIBERT GREENE <small>Mechanical Engineer/CEO</small> | ← | GLORIA ROMERO <small>Educator/Senator</small> |
| LOWELL DARLING <small>Independent Artist</small> | ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| | ← | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| LIEUTENANT GOVERNOR Vote for One | | LEONARD JAMES MARTIN <small>Retired</small> |
| JANICE HAHN <small>Los Angeles City Councilwoman</small> | ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| GAVIN NEWSOM <small>Mayor, City and County of San Francisco</small> | ← | KAREN BLAKE <small>Geologist</small> |
| ERIC KOREVAAR <small>Scientist/Father/Businessman</small> | ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| | ← | |
| SECRETARY OF STATE Vote for One | | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| DEBRA BOWEN <small>Secretary of State</small> | ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| | ← | |
| | | |
| | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | |
| | BETTY T. YEE <small>Equalization Board Member</small> | |
| | TED FORD <small>Economist</small> | |
| | G. ALAN MONTGOMERY <small>Broker/Paralegal/Investor</small> | |
| | | |
| | UNITED STATES SENATOR | |
| | UNITED STATES SENATOR Vote for One | |
| | ROBERT M. "MICKEY" KAUS <small>Journalist/Blogger</small> | |
| | BARBARA BOXER <small>United States Senator</small> | |
| | BRIAN QUINTANA <small>Businessman/Educator</small> | |
| | | |
| | UNITED STATES REPRESENTATIVE | |
| | 11TH CONGRESSIONAL DISTRICT Vote for One | |
| | JERRY MCNERNEY <small>United States Congressman</small> | |
| | | |
| | MEMBER OF THE STATE ASSEMBLY | |

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| | ← |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| | ← |
| ATTORNEY GENERAL Vote for One | |
| PEDRO NAVA Attorney/Assemblymember | ← |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| CHRIS KELLY Attorney/Businessman | ← |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| | ← |
| INSURANCE COMMISSIONER Vote for One | |
| DAVE JONES Member, California State Assembly | ← |
| HECTOR DE LA TORRE California Legislator | ← |
| | ← |

| | |
|--|---|
| 15TH ASSEMBLY DISTRICT Vote for One | |
| JOAN BUCHANAN Lawmaker | ← |
| | ← |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| JOHN CREIGHTON Deputy District Attorney | ← |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| LOUIS GOODMAN Attorney | ← |
| | ← |



Sample Ballot

CA01-1--00349510410-348

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:34

(2L1)

NONPARTISAN DEMOCRATIC

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District
School District
Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES NO

LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER
Vote for no more than Five

MATTHEW D. BALZARINI
MHCSO Director/Police

SHANE C. NIELSON
Paralegal

BEN FOBÉRT
Vice-Principal/Teacher

DAVID A. POMBO
Farmer/Rancher/Realtor

MICAELA VERGARA
Teacher

JAKE JOHNSON
Business Marketing Manager

ATUL KHANNA
Physician/Board Member

JAMES HIRAMOTO
Director/School Psychologist

NONPARTISAN COUNTY

ASSESSOR
Vote for One

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES NO

Sample Ballot

Sample Ballot

| | | |
|---|---|---|
| RON THOMSEN Incumbent | ← | ■ |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | ← | ■ |
| PATRICK O'CONNELL Incumbent | ← | ■ |
| DISTRICT ATTORNEY Vote for One | ← | ■ |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| SHERIFF/CORONER Vote for One | ← | ■ |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | ← | ■ |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

DISTRICT

B **BYRON BETHANY IRRIGATION DISTRICT**
BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-L18

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

NONPARTISAN DEMOCRATIC


OFFICIAL BALLOT

N-REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | INSURANCE COMMISSIONER | SCHOOL |
|---|---|--|
| STATE | Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| GOVERNOR | | Vote for One |
| Vote for One | BRIAN FITZGERALD <small>Department's Enforcement Attorney</small> | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| KEN MILLER <small>Family Broadcasting Executive</small> | MIKE VILLINES <small>Businessman/State Assemblyman</small> | FAARAX DAHIR SHEIKH-NOOR |
| DOUGLAS R. HUGHES <small>Retired Business Owner</small> | | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| LAWRENCE "LARRY" NARITELLI <small>Accountant/Controller</small> | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | DIANE A. LENNING <small>Retired Educator</small> |
| ROBERT C. NEWMAN II <small>Psychologist/Farmer</small> | Vote for One | LARRY ACEVES <small>Retired School Superintendent</small> |
| DAVID TULLY-SMITH <small>Primary Care Physician</small> | RAE WILLIAMS <small>Mother</small> | GLORIA ROMERO <small>Educator/Senator</small> |
| MEG WHITMAN <small>Businesswoman</small> | KEVIN R. SCOTT <small>Venture Capitalist</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| STEVE POIZNER <small>Businessman</small> | | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| BILL CHAMBERS <small>Railroad Switchman</small> | UNITED STATES SENATOR | LEONARD JAMES MARTIN <small>Retired</small> |
| | UNITED STATES SENATOR | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| LIEUTENANT GOVERNOR | Vote for One | KAREN BLAKE <small>Geologist</small> |
| Vote for One | TIM KALEMKARIAN | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| YVONNE R. GIRARD <small>Judicial Assistant</small> | CARLY FIORINA <small>Business Executive</small> | |
| BERT DAVIS <small>Businessman</small> | AL RAMIREZ <small>Businessman</small> | COUNTY SUPERINTENDENT OF SCHOOLS |
| ABEL MALDONADO <small>Senator/Businessman/Farmer</small> | CHUCK DEVORE <small>Assemblyman/Military Reservist</small> | Vote for One |
| DAVE HARRIS <small>Businessman</small> | TOM CAMPBELL <small>Economist/Business Educator</small> | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| SCOTT L. LEVITT <small>Attorney</small> | | |
| SAM AANESTAD <small>Doctor/California Senator</small> | UNITED STATES REPRESENTATIVE | |
| | | |

Sample Ballot

| | |
|---|---|
| SECRETARY OF STATE Vote for One | |
| ORLY TAITZ Attorney/Dentist/Businesswoman | ← |
| DAMON DUNN Small Business Owner | ← |
| | ← |
| CONTROLLER Vote for One | |
| TONY STRICKLAND State Senator/Businessman | ← |
| DAVID EVANS CPA/CFO | ← |
| | ← |
| TREASURER Vote for One | |
| MIMI WALTERS Businesswoman/Senator | ← |
| | ← |
| ATTORNEY GENERAL Vote for One | |
| JOHN EASTMAN Constitutional Law Attorney | ← |
| STEVE COOLEY District Attorney | ← |
| TOM HARMAN Attorney/Senator | ← |
| | ← |
| | |

| | |
|---|---|
| 11TH CONGRESSIONAL DISTRICT Vote for One | |
| BRAD GOEHRING Businessman/Grape Grower | ← |
| DAVID HARMER Businessman/Attorney | ← |
| ELIZABETH EMKEN Business Executive/Mother | ← |
| ANTONIO C. "TONY" AMADOR United States Marshal | ← |
| | ← |
| MEMBER OF THE STATE ASSEMBLY | |
| 15TH ASSEMBLY DISTRICT Vote for One | |
| ABRAM WILSON Mayor | ← |
| | ← |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| JOHN CREIGHTON Deputy District Attorney | ← |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| LOUIS GOODMAN Attorney | ← |
| | ← |
| | |

CA01-1--00349510410-349

N-REPUBLICAN PARTY

VOTE BOTH SIDES

BT:34

(2L1)

NONPARTISAN REPUBLICAN

A MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT
Lammersville Joint Unified School District
School District
Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district?

YES NO

LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT GOVERNING BOARD MEMBER
Vote for no more than Five

MATTHEW D. BALZARINI
MHCSO Director/Police

SHANE C. NIELSON
Paralegal

BEN FOBÉRT
Vice-Principal/Teacher

DAVID A. POMBO
Farmer/Rancher/Realtor

MICAELA VERGARA
Teacher

JAKE JOHNSON
Business Marketing Manager

ATUL KHANNA
Physician/Board Member

JAMES HIRAMOTO
Director/School Psychologist

NONPARTISAN COUNTY

ASSESSOR
Vote for One

FLOOD CONTROL & WATER CONSERVATION DISTRICT

MEMBER, BOARD OF DIRECTORS, ZONE 7, ALAMEDA COUNTY
Vote for no more than Four

WILLIAM R. STEVENS
Incumbent

SARAH PALMER
Incumbent

JOHN J GRECI
Incumbent

VIC MACIAS
Training Director/Businessman

AJ MACHAEVICH
Project Manager

MEASURES SUBMITTED TO THE VOTERS

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

YES NO

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years.** These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

YES NO

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

YES NO

Sample Ballot

Sample Ballot

| | | |
|---|---|---|
| RON THOMSEN Incumbent | ← | ■ |
| | ← | ■ |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | | |
| PATRICK O'CONNELL Incumbent | ← | ■ |
| | ← | ■ |
| DISTRICT ATTORNEY Vote for One | | |
| NANCY E. O'MALLEY Appointed Incumbent | ← | ■ |
| | ← | ■ |
| SHERIFF/CORONER Vote for One | | |
| GREGORY J. AHERN Sheriff-Coroner | ← | ■ |
| | ← | ■ |
| TREASURER/TAX COLLECTOR Vote for One | | |
| DONALD R. WHITE Treasurer-Tax Collector | ← | ■ |
| | ← | ■ |

the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 **ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.**
Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

DISTRICT

B **BYRON BETHANY IRRIGATION DISTRICT**
BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-L19
N-REPUBLICAN PARTY

VOTE BOTH SIDES

NONPARTISAN REPUBLICAN


OFFICIAL BALLOT

AMERICAN INDEPENDENT PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | COUNTY |
|---|---|--|
| STATE | | |
| GOVERNOR Vote for One | 16TH ASSEMBLY DISTRICT Vote for One | SUPERVISOR, 3RD DISTRICT Vote for One |
| MARKHAM ROBINSON <small>Software Firm Owner</small> | | BEV JOHNSON <small>Mayor of Alameda</small> |
| CHELENE NIGHTINGALE <small>Business Owner</small> | | WILMA CHAN <small>Educational Healthcare Director</small> |
| | NONPARTISAN JUDICIAL | LOU FILIPOVICH <small>Businessman</small> |
| LIEUTENANT GOVERNOR Vote for One | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | HAROLD LOWE <small>Financial Planner, Parent</small> |
| JIM KING <small>Real Estate Broker</small> | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | |
| | LOUIS GOODMAN <small>Attorney</small> | ASSESSOR Vote for One |
| | JOHN CREIGHTON <small>Deputy District Attorney</small> | RON THOMSEN <small>Incumbent</small> |
| SECRETARY OF STATE Vote for One | | |
| MERTON D. SHORT <small>Aviator</small> | SCHOOL | AUDITOR-CONTROLLER/CLERK-RECORDER Vote for One |
| | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | PATRICK O'CONNELL <small>Incumbent</small> |
| CONTROLLER Vote for One | FAARAX DAHIR SHEIKH-NOOR | |
| NATHAN E. JOHNSON <small>Retired</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | |
| LAWRENCE G. BELIZ <small>Independent Businessman</small> | DIANE A. LENNING <small>Retired Educator</small> | DISTRICT ATTORNEY Vote for One |
| | LARRY ACEVES <small>Retired School Superintendent</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| TREASURER Vote for One | GLORIA ROMERO <small>Educator/Senator</small> | |
| ROBERT LAUTEN | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | SHERIFF/CORONER Vote for One |
| | | |

Sample Ballot

Sample Ballot

| |
|--|
| ATTORNEY GENERAL Vote for One |
| DIANE BEALL TEMPLIN Attorney/RE Broker |
| |
| INSURANCE COMMISSIONER Vote for One |
| CLAY PEDERSEN Retail Manager |
| |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| EDWARD C. NOONAN Computer Store Owner |
| AL SALEHI Entrepreneur/Political Analyst |
| DON J. GRUNDMANN Doctor of Chiropractic |
| |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| |

| |
|---|
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| LEONARD JAMES MARTIN Retired |
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| |

| | | |
|--|-----|----|
| GREGORY J. AHERN Sheriff-Coroner | | |
| | | |
| TREASURER/TAX COLLECTOR Vote for One | | |
| DONALD R. WHITE Treasurer-Tax Collector | | |
| | | |
| MEASURES SUBMITTED TO THE VOTERS | | |
| STATE | | |
| | | |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. | | |
| <table border="1"> <tr> <td>YES</td> </tr> <tr> <td>NO</td> </tr> </table> | YES | NO |
| YES | | |
| NO | | |

CA01-1--0038336900-38A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

BT:38

(2E1)

AMERICAN INDEPENDENT

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←

NO ←

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←

Sample Ballot

candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

CA01-2-E1A

AMERICAN INDEPENDENT PARTY

VOTE BOTH SIDES

AMERICAN INDEPENDENT


OFFICIAL BALLOT

DEMOCRATIC PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | | | SCHOOL | |
|--|---|--|---|---|---|
| STATE | | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| GOVERNOR Vote for One | | | | | |
| JOE SYMMON Non-Profit Organization President | ← | TED FORD Economist | ← | FAARAX DAHIR SHEIKH-NOOR | ← |
| PETER SCHURMAN Non-Profit Organization Consultant | ← | G. ALAN MONTGOMERY Broker/Paralegal/Investor | ← | HENRY WILLIAMS JR. Adjunct Professor | ← |
| CHARLES "CHUCK" PINEDA, JR. Parole Board Judge | ← | BETTY T. YEE Equalization Board Member | ← | DIANE A. LENNING Retired Educator | ← |
| RICHARD WILLIAM AGUIRRE Businessman | ← | | ← | LARRY ACEVES Retired School Superintendent | ← |
| VIBERT GREENE Mechanical Engineer/CEO | ← | UNITED STATES SENATOR | | GLORIA ROMERO Educator/Senator | ← |
| LOWELL DARLING Independent Artist | ← | UNITED STATES SENATOR Vote for One | | LYDIA A. GUTIERREZ Public School Teacher | ← |
| EDMUND G. "JERRY" BROWN Attorney General of California | ← | BARBARA BOXER United States Senator | ← | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | ← |
| | ← | BRIAN QUINTANA Businessman/Educator | ← | LEONARD JAMES MARTIN Retired | ← |
| LIEUTENANT GOVERNOR Vote for One | | ROBERT M. "MICKEY" KAUS Journalist/Blogger | ← | GRANT MCMICKEN Mathematics Teacher/Educator | ← |
| GAVIN NEWSOM Mayor, City and County of San Francisco | ← | | ← | KAREN BLAKE Geologist | ← |
| ERIC KOREVAAR Scientist/Father/Businessman | ← | UNITED STATES REPRESENTATIVE | | DANIEL M. NUSBAUM Public School Teacher | ← |
| JANICE HAHN Los Angeles City Councilwoman | ← | 9TH CONGRESSIONAL DISTRICT Vote for One | | TOM TORLAKSON Teacher/California Legislator | ← |
| | ← | BARBARA LEE Congresswoman | ← | | ← |
| SECRETARY OF STATE Vote for One | | | ← | COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | |
| DEBRA BOWEN Secretary of State | ← | MEMBER OF THE STATE ASSEMBLY | | SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| | ← | | ← | | ← |

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| | ← |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| | ← |
| ATTORNEY GENERAL Vote for One | |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| CHRIS KELLY Attorney/Businessman | ← |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| PEDRO NAVA Attorney/Assemblymember | ← |
| | ← |
| INSURANCE COMMISSIONER Vote for One | |
| HECTOR DE LA TORRE California Legislator | ← |
| DAVE JONES Member, California State Assembly | ← |
| | ← |

| | |
|--|---|
| 16TH ASSEMBLY DISTRICT Vote for One | |
| SANDRÉ R. SWANSON State Assemblymember District 16 | ← |
| | ← |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| LOUIS GOODMAN Attorney | ← |
| JOHN CREIGHTON Deputy District Attorney | ← |
| | ← |

| | |
|---|---|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | |
| JOAQUIN J. RIVERA Teacher | ← |
| LOIS CORRIN Educator | ← |
| | ← |
| COUNTY | |
| SUPERVISOR, 3RD DISTRICT Vote for One | |
| BEV JOHNSON Mayor of Alameda | ← |
| WILMA CHAN Educational Healthcare Director | ← |
| LOU FILIPOVICH Businessman | ← |
| HAROLD LOWE Financial Planner, Parent | ← |
| | ← |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL Incumbent | ← |
| | ← |
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY Appointed Incumbent | ← |
| | ← |

Sample Ballot

CA01-1--0038336900-38D
DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:38 (2X1)

DEMOCRATIC

| | |
|---|----------------------------|
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS | |
| STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

| | |
|---|----------------------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | |
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| YES | ← <input type="checkbox"/> |
| NO | ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A

DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.

Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES



NO



CA01-2-X1D

DEMOCRATIC PARTY

VOTE BOTH SIDES

DEMOCRATIC


OFFICIAL BALLOT

GREEN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | COUNTY COMMITTEE | SCHOOL |
|--|---|---|
| STATE | MEMBER, COUNTY COUNCIL - AT LARGE | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| GOVERNOR <small>Vote for One</small> | <small>Vote for no more than Nine</small> | <small>Vote for One</small> |
| S. DEACON ALEXANDER <small>Student</small> | AKIO TANAKA <small>Incumbent</small> | FAARAX DAHIR SHEIKH-NOOR |
| LAURA WELLS <small>Financial Systems Consultant</small> | PAMELA R. SPEVACK <small>Senior Housing Coordinator</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> |
| | KIMBERLY LINDEN <small>Gardener</small> | DIANE A. LENNING <small>Retired Educator</small> |
| LIEUTENANT GOVERNOR | VICTORIA ASHLEY <small>Member, Green Party, County Council</small> | LARRY ACEVES <small>Retired School Superintendent</small> |
| <small>Vote for One</small> | JANET S. ARNOLD <small>Incumbent</small> | GLORIA ROMERO <small>Educator/Senator</small> |
| JAMES "JIMI" CASTILLO <small>Cultural Spiritual Advisor</small> | GREG JAN <small>Historical Researcher</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> |
| | MAXINE DANIEL <small>Incumbent</small> | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> |
| SECRETARY OF STATE | PATTI MARSH <small>Incumbent</small> | LEONARD JAMES MARTIN <small>Retired</small> |
| <small>Vote for One</small> | DONALD L MACLEAY <small>Small Business Owner</small> | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> |
| ANN MENASCHE <small>Civil Rights Attorney</small> | DAVID HELLER <small>Carpenter</small> | KAREN BLAKE <small>Geologist</small> |
| | | DANIEL M. NUSBAUM <small>Public School Teacher</small> |
| CONTROLLER | | TOM TORLAKSON <small>Teacher/California Legislator</small> |
| <small>Vote for One</small> | | |
| ROSS D. FRANKEL <small>Accountant</small> | | COUNTY SUPERINTENDENT OF SCHOOLS |
| | | <small>Vote for One</small> |
| TREASURER | | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> |
| <small>Vote for One</small> | | |
| CHARLES "KIT" CRITTENDEN <small>Retired Professor</small> | | |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| PETER ALLEN Attorney |
| INSURANCE COMMISSIONER Vote for One |
| WILLIAM BALDERSTON Teacher/Union Organizer |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| DUANE ROBERTS Community Volunteer |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| DAVE HELLER Carpenter |
| MEMBER OF THE STATE ASSEMBLY |
| 16TH ASSEMBLY DISTRICT Vote for One |

| |
|---|
| NONPARTISAN JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge |
| LOUIS GOODMAN Attorney |
| JOHN CREIGHTON Deputy District Attorney |

| |
|---|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| COUNTY |
| SUPERVISOR, 3RD DISTRICT Vote for One |
| BEV JOHNSON Mayor of Alameda |
| WILMA CHAN Educational Healthcare Director |
| LOU FILIPOVICH Businessman |
| HAROLD LOWE Financial Planner, Parent |
| ASSESSOR Vote for One |
| RON THOMSEN Incumbent |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| PATRICK O'CONNELL Incumbent |
| DISTRICT ATTORNEY Vote for One |
| NANCY E. O'MALLEY Appointed Incumbent |

Sample Ballot

CA01-1--0038336900-38G

GREEN PARTY

VOTE BOTH SIDES

BT:38

(2N1)

GREEN

| | |
|---|--------------------------------|
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

| | |
|---|--------------------------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.

Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←



CA01-2-N1G

GREEN PARTY

VOTE BOTH SIDES

GREEN


OFFICIAL BALLOT

LIBERTARIAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | MEMBER OF THE STATE ASSEMBLY | COUNTY |
|---|---|--|
| STATE | | |
| GOVERNOR Vote for One | 16TH ASSEMBLY DISTRICT Vote for One | SUPERVISOR, 3RD DISTRICT Vote for One |
| DALE F. OGDEN <small>Business Consultant/Actuary</small> | LISA D. RINGER <small>Business Finance Developer</small> | BEV JOHNSON <small>Mayor of Alameda</small> |
| | | WILMA CHAN <small>Educational Healthcare Director</small> |
| LIEUTENANT GOVERNOR Vote for One | NONPARTISAN | LOU FILIPOVICH <small>Businessman</small> |
| | JUDICIAL | HAROLD LOWE <small>Financial Planner, Parent</small> |
| PAMELA J. BROWN <small>Economics Professor</small> | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ASSESSOR Vote for One |
| SECRETARY OF STATE Vote for One | LOUIS GOODMAN <small>Attorney</small> | RON THOMSEN <small>Incumbent</small> |
| | JOHN CREIGHTON <small>Deputy District Attorney</small> | |
| CHRISTINA TOBIN <small>Voting Rights Advocate</small> | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| | SCHOOL | PATRICK O'CONNELL <small>Incumbent</small> |
| CONTROLLER Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| | FAARAX DAHIR SHEIKH-NOOR | DISTRICT ATTORNEY Vote for One |
| ANDREW "ANDY" FAVOR <small>Certified Public Accountant</small> | HENRY WILLIAMS JR. <small>Adjunct Professor</small> | NANCY E. O'MALLEY <small>Appointed Incumbent</small> |
| | DIANE A. LENNING <small>Retired Educator</small> | |
| TREASURER Vote for One | LARRY ACEVES <small>Retired School Superintendent</small> | SHERIFF/CORONER Vote for One |
| | GLORIA ROMERO <small>Educator/Senator</small> | |
| EDWARD M. TEYSSIER <small>Business Owner/Attorney</small> | LYDIA A. GUTIERREZ <small>Public School Teacher</small> | |
| | | |
| ATTORNEY GENERAL Vote for One | | |

| |
|--|
| TIMOTHY J. HANNAN Attorney/Arbitrator/Mediator |
| INSURANCE COMMISSIONER Vote for One |
| RICHARD S. BRONSTEIN Licensed Insurance Broker |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| KENNITA WATSON Retired Quality Engineer |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| GAIL K. LIGHTFOOT Retired Nurse |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| JAMES EYER Scientist/Consultant |

| |
|---|
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| LEONARD JAMES MARTIN Retired |
| GRANT MCMICKEN Mathematics Teacher/Educator |
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |

| |
|--|
| GREGORY J. AHERN Sheriff-Coroner |
| TREASURER/TAX COLLECTOR Vote for One |
| DONALD R. WHITE Treasurer-Tax Collector |
| MEASURES SUBMITTED TO THE VOTERS |
| STATE |
| 13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades. |
| YES |
| NO |

Sample Ballot

CA01-1--0038336900-38L
LIBERTARIAN PARTY

VOTE BOTH SIDES

BT:38
(2C1)

LIBERTARIAN

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Sample Ballot

candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-C1L
LIBERTARIAN PARTY

VOTE BOTH SIDES

LIBERTARIAN


OFFICIAL BALLOT

PEACE AND FREEDOM PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | NONPARTISAN | |
|---|--|--|
| STATE | JUDICIAL | |
| GOVERNOR Vote for One | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | ASSESSOR Vote for One |
| CARLOS ALVAREZ <small>Retail Worker</small> ← | VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> ← | RON THOMSEN <small>Incumbent</small> ← |
| STEWART A. ALEXANDER <small>Political Consultant</small> ← | LOUIS GOODMAN <small>Attorney</small> ← | |
| MOHAMMAD ARIF <small>Businessman</small> ← | JOHN CREIGHTON <small>Deputy District Attorney</small> ← | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| | | PATRICK O'CONNELL <small>Incumbent</small> ← |
| LIEUTENANT GOVERNOR Vote for One | SCHOOL | DISTRICT ATTORNEY Vote for One |
| C.T. WEBER <small>Retired Government Analyst</small> ← | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | NANCY E. O'MALLEY <small>Appointed Incumbent</small> ← |
| | FAARAX DAHIR SHEIKH-NOOR ← | |
| SECRETARY OF STATE Vote for One | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← | SHERIFF/CORONER Vote for One |
| MARYLOU CABRAL <small>Community Volunteer</small> ← | DIANE A. LENNING <small>Retired Educator</small> ← | GREGORY J. AHERN <small>Sheriff-Coroner</small> ← |
| | LARRY ACEVES <small>Retired School Superintendent</small> ← | |
| CONTROLLER Vote for One | GLORIA ROMERO <small>Educator/Senator</small> ← | TREASURER/TAX COLLECTOR Vote for One |
| KAREN MARTINEZ <small>Retired</small> ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← | DONALD R. WHITE <small>Treasurer-Tax Collector</small> ← |
| | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← | |
| TREASURER Vote for One | LEONARD JAMES MARTIN <small>Retired</small> ← | |
| DEBRA L. REIGER <small>Retired Technology Manager</small> ← | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← | MEASURES SUBMITTED TO THE VOTERS |
| | | |

| |
|--|
| ATTORNEY GENERAL Vote for One |
| ROBERT J. EVANS Criminal Defense Lawyer |
| INSURANCE COMMISSIONER Vote for One |
| DINA JOSEPHINE PADILLA Injured Worker Consultant |
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One |
| SHERILL BORG |
| UNITED STATES SENATOR |
| UNITED STATES SENATOR Vote for One |
| MARSHA FEINLAND Retired Teacher |
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT Vote for One |
| LARRY ALLEN Retired Computer Programmer |
| MEMBER OF THE STATE ASSEMBLY |
| 16TH ASSEMBLY DISTRICT Vote for One |

| |
|---|
| KAREN BLAKE Geologist |
| DANIEL M. NUSBAUM Public School Teacher |
| TOM TORLAKSON Teacher/California Legislator |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One |
| SHEILA JORDAN Alameda County Superintendent of Schools |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| JOAQUIN J. RIVERA Teacher |
| LOIS CORRIN Educator |
| COUNTY |
| SUPERVISOR, 3RD DISTRICT Vote for One |
| BEV JOHNSON Mayor of Alameda |
| WILMA CHAN Educational Healthcare Director |
| LOU FILIPOVICH Businessman |
| HAROLD LOWE Financial Planner, Parent |

STATE

13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT.
Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: **Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.**

| |
|------------|
| YES |
| NO |

Sample Ballot

CA01-1--0038336900-38P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

BT:38

(2C1)

PEACE AND FREEDOM

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

Sample Ballot

candidates for the 2014 and 2018 elections.

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

CA01-2-C1P

PEACE AND FREEDOM PARTY

VOTE BOTH SIDES

PEACE AND FREEDOM


OFFICIAL BALLOT

REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | | SCHOOL |
|---|---|--|
| STATE | INSURANCE COMMISSIONER <small>Vote for One</small> | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION <small>Vote for One</small> |
| GOVERNOR <small>Vote for One</small> | MIKE VILLINES <small>Businessman/State Assemblyman</small> ← | FAARAX DAHIR SHEIKH-NOOR ← |
| DOUGLAS R. HUGHES <small>Retired Business Owner</small> ← | BRIAN FITZGERALD <small>Department's Enforcement Attorney</small> ← | HENRY WILLIAMS JR. <small>Adjunct Professor</small> ← |
| LAWRENCE "LARRY" NARITELLI <small>Accountant/Controller</small> ← | | DIANE A. LENNING <small>Retired Educator</small> ← |
| ROBERT C. NEWMAN II <small>Psychologist/Farmer</small> ← | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT <small>Vote for One</small> | LARRY ACEVES <small>Retired School Superintendent</small> ← |
| DAVID TULLY-SMITH <small>Primary Care Physician</small> ← | KEVIN R. SCOTT <small>Venture Capitalist</small> ← | GLORIA ROMERO <small>Educator/Senator</small> ← |
| MEG WHITMAN <small>Businesswoman</small> ← | RAE WILLIAMS <small>Mother</small> ← | LYDIA A. GUTIERREZ <small>Public School Teacher</small> ← |
| STEVE POIZNER <small>Businessman</small> ← | | ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> ← |
| BILL CHAMBERS <small>Railroad Switchman</small> ← | | LEONARD JAMES MARTIN <small>Retired</small> ← |
| KEN MILLER <small>Family Broadcasting Executive</small> ← | UNITED STATES SENATOR | GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> ← |
| | UNITED STATES SENATOR <small>Vote for One</small> | KAREN BLAKE <small>Geologist</small> ← |
| LIEUTENANT GOVERNOR <small>Vote for One</small> | CARLY FIORINA <small>Business Executive</small> ← | DANIEL M. NUSBAUM <small>Public School Teacher</small> ← |
| BERT DAVIS <small>Businessman</small> ← | AL RAMIREZ <small>Businessman</small> ← | TOM TORLAKSON <small>Teacher/California Legislator</small> ← |
| ABEL MALDONADO <small>Senator/Businessman/Farmer</small> ← | CHUCK DEVORE <small>Assemblyman/Military Reservist</small> ← | |
| DAVE HARRIS <small>Businessman</small> ← | TOM CAMPBELL <small>Economist/Business Educator</small> ← | COUNTY SUPERINTENDENT OF SCHOOLS <small>Vote for One</small> |
| SCOTT L. LEVITT <small>Attorney</small> ← | TIM KALEMKARIAN ← | SHEILA JORDAN <small>Alameda County Superintendent of Schools</small> ← |
| SAM AANESTAD <small>Doctor/California Senator</small> ← | | |
| YVONNE R. GIRARD <small>Judicial Assistant</small> ← | | |

Sample Ballot

| |
|--|
| SECRETARY OF STATE <i>Vote for One</i> |
| DAMON DUNN <i>Small Business Owner</i> |
| ORLY TAITZ <i>Attorney/Dentist/Businesswoman</i> |
| |
| CONTROLLER <i>Vote for One</i> |
| DAVID EVANS <i>CPA/CFO</i> |
| TONY STRICKLAND <i>State Senator/Businessman</i> |
| |
| TREASURER <i>Vote for One</i> |
| MIMI WALTERS <i>Businesswoman/Senator</i> |
| |
| ATTORNEY GENERAL <i>Vote for One</i> |
| STEVE COOLEY <i>District Attorney</i> |
| TOM HARMAN <i>Attorney/Senator</i> |
| JOHN EASTMAN <i>Constitutional Law Attorney</i> |
| |

| |
|--|
| UNITED STATES REPRESENTATIVE |
| 9TH CONGRESSIONAL DISTRICT <i>Vote for One</i> |
| GERALD HASHIMOTO <i>Candy Maker</i> |
| |
| MEMBER OF THE STATE ASSEMBLY |
| 16TH ASSEMBLY DISTRICT <i>Vote for One</i> |
| JAMES I. "JIM" FAISON <i>Businessman</i> |
| |
| NONPARTISAN |
| JUDICIAL |
| SUPERIOR COURT JUDGE, OFFICE #9 <i>Vote for One</i> |
| VICTORIA S. KOLAKOWSKI <i>Administrative Law Judge</i> |
| LOUIS GOODMAN <i>Attorney</i> |
| JOHN CREIGHTON <i>Deputy District Attorney</i> |
| |

| |
|--|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA <i>Vote for One</i> |
| JOAQUIN J. RIVERA <i>Teacher</i> |
| LOIS CORRIN <i>Educator</i> |
| |
| COUNTY |
| SUPERVISOR, 3RD DISTRICT <i>Vote for One</i> |
| BEV JOHNSON <i>Mayor of Alameda</i> |
| WILMA CHAN <i>Educational Healthcare Director</i> |
| LOU FILIPOVICH <i>Businessman</i> |
| HAROLD LOWE <i>Financial Planner, Parent</i> |
| |
| ASSESSOR <i>Vote for One</i> |
| RON THOMSEN <i>Incumbent</i> |
| |
| AUDITOR-CONTROLLER/ CLERK-RECORDER <i>Vote for One</i> |
| PATRICK O'CONNELL <i>Incumbent</i> |
| |
| DISTRICT ATTORNEY <i>Vote for One</i> |
| NANCY E. O'MALLEY <i>Appointed Incumbent</i> |
| |

VOTE BOTH SIDES

CA01-1--0038336900-38R

REPUBLICAN PARTY

BT:38

(2N1)

REPUBLICAN

| | |
|---|--------------------------------|
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

| | |
|---|--------------------------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.

Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←



CA01-2-N1R

REPUBLICAN PARTY

VOTE BOTH SIDES

REPUBLICAN


OFFICIAL BALLOT

NONPARTISAN

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

| NONPARTISAN | |
|---|---|
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| VICTORIA S. KOLAKOWSKI <small>Administrative Law Judge</small> | ← |
| LOUIS GOODMAN <small>Attorney</small> | ← |
| JOHN CREIGHTON <small>Deputy District Attorney</small> | ← |
| | ← |
| SCHOOL | |
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. <small>Adjunct Professor</small> | ← |
| DIANE A. LENNING <small>Retired Educator</small> | ← |
| LARRY ACEVES <small>Retired School Superintendent</small> | ← |
| GLORIA ROMERO <small>Educator/Senator</small> | ← |
| LYDIA A. GUTIERREZ <small>Public School Teacher</small> | ← |
| ALEXIA L. DELIGIANNI <small>Governing Board Member, Orange Unified School District</small> | ← |
| LEONARD JAMES MARTIN <small>Retired</small> | ← |
| GRANT MCMICKEN <small>Mathematics Teacher/Educator</small> | ← |
| KAREN BLAKE <small>Geologist</small> | ← |

| | |
|---|---|
| ASSESSOR Vote for One | |
| RON THOMSEN <small>Incumbent</small> | ← |
| | ← |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL <small>Incumbent</small> | ← |
| | ← |
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY <small>Appointed Incumbent</small> | ← |
| | ← |
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN <small>Sheriff-Coroner</small> | ← |
| | ← |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE <small>Treasurer-Tax Collector</small> | ← |
| | ← |
| MEASURES SUBMITTED TO THE VOTERS | |

14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.

YES ←
 NO ←

15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support

Sample Ballot

Sample Ballot

| | | | | |
|---|---|--|-----|---|
| | | STATE | | |
| DANIEL M. NUSBAUM Public School Teacher | ← | <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | YES | ← |
| TOM TORLAKSON Teacher/California Legislator | ← | | NO | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | | | | |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← | | | |
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | | | | |
| JOAQUIN J. RIVERA Teacher | ← | | | |
| LOIS CORRIN Educator | ← | | | |
| COUNTY | | | | |
| SUPERVISOR, 3RD DISTRICT Vote for One | | | | |
| BEV JOHNSON Mayor of Alameda | ← | | | |
| WILMA CHAN Educational Healthcare Director | ← | | | |
| LOU FILIPOVICH Businessman | ← | | | |
| HAROLD LOWE Financial Planner, Parent | ← | | | |

would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: **Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million** every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.

| | |
|-----|---|
| YES | ← |
| NO | ← |

CA01-1--0038336900-38N
NONPARTISAN

VOTE BOTH SIDES

BT:38 (2C1)

NONPARTISAN

Sample Ballot

16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: **Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure’s uncertain effects on public electricity providers and on electricity rates.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER’S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE. Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage. Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

| | | |
|-----|---|---|
| YES | ← | ■ |
| NO | ← | ■ |

Sample Ballot

NONPARTISAN


VOTE BOTH SIDES

CA01-2-C1N

NONPARTISAN

OFFICIAL BALLOT
N-DEMOCRATIC PARTY
ALAMEDA COUNTY, CALIFORNIA
JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | |
|--|---|
| STATE | |
| GOVERNOR Vote for One | |
| JOE SYMMON Non-Profit Organization President | ← |
| PETER SCHURMAN Non-Profit Organization Consultant | ← |
| CHARLES "CHUCK" PINEDA, JR. Parole Board Judge | ← |
| RICHARD WILLIAM AGUIRRE Businessman | ← |
| VIBERT GREENE Mechanical Engineer/CEO | ← |
| LOWELL DARLING Independent Artist | ← |
| EDMUND G. "JERRY" BROWN Attorney General of California | ← |
| | ← |
| LIEUTENANT GOVERNOR Vote for One | |
| GAVIN NEWSOM Mayor, City and County of San Francisco | ← |
| ERIC KOREVAAR Scientist/Father/Businessman | ← |
| JANICE HAHN Los Angeles City Councilwoman | ← |
| | ← |
| SECRETARY OF STATE Vote for One | |
| DEBRA BOWEN Secretary of State | ← |
| | ← |

| | |
|--|---|
| MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT Vote for One | |
| TED FORD Economist | ← |
| G. ALAN MONTGOMERY Broker/Paralegal/Investor | ← |
| BETTY T. YEE Equalization Board Member | ← |
| | ← |
| UNITED STATES SENATOR | |
| UNITED STATES SENATOR Vote for One | |
| BARBARA BOXER United States Senator | ← |
| BRIAN QUINTANA Businessman/Educator | ← |
| ROBERT M. "MICKEY" KAUS Journalist/Blogger | ← |
| | ← |
| UNITED STATES REPRESENTATIVE | |
| 9TH CONGRESSIONAL DISTRICT Vote for One | |
| BARBARA LEE Congresswoman | ← |
| | ← |
| MEMBER OF THE STATE ASSEMBLY | |

| SCHOOL | |
|---|---|
| STATE SUPERINTENDENT OF PUBLIC INSTRUCTION Vote for One | |
| FAARAX DAHIR SHEIKH-NOOR | ← |
| HENRY WILLIAMS JR. Adjunct Professor | ← |
| DIANE A. LENNING Retired Educator | ← |
| LARRY ACEVES Retired School Superintendent | ← |
| GLORIA ROMERO Educator/Senator | ← |
| LYDIA A. GUTIERREZ Public School Teacher | ← |
| ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District | ← |
| LEONARD JAMES MARTIN Retired | ← |
| GRANT MCMICKEN Mathematics Teacher/Educator | ← |
| KAREN BLAKE Geologist | ← |
| DANIEL M. NUSBAUM Public School Teacher | ← |
| TOM TORLAKSON Teacher/California Legislator | ← |
| | ← |
| COUNTY SUPERINTENDENT OF SCHOOLS Vote for One | |
| SHEILA JORDAN Alameda County Superintendent of Schools | ← |
| | ← |

Sample Ballot

| | |
|--|---|
| CONTROLLER Vote for One | |
| JOHN CHIANG Controller | ← |
| ← | |
| TREASURER Vote for One | |
| BILL LOCKYER California State Treasurer | ← |
| ← | |
| ATTORNEY GENERAL Vote for One | |
| ALBERTO TORRICO Workers' Rights Attorney | ← |
| MIKE SCHMIER Employee Rights Attorney | ← |
| TED W. LIEU Military Prosecutor/Lawmaker | ← |
| ROCKY DELGADILLO Attorney at Law | ← |
| CHRIS KELLY Attorney/Businessman | ← |
| KAMALA D. HARRIS District Attorney, City and County of San Francisco | ← |
| PEDRO NAVA Attorney/Assemblymember | ← |
| ← | |
| INSURANCE COMMISSIONER Vote for One | |
| HECTOR DE LA TORRE California Legislator | ← |
| DAVE JONES Member, California State Assembly | ← |
| ← | |

| | |
|--|---|
| 16TH ASSEMBLY DISTRICT Vote for One | |
| SANDRÉ R. SWANSON State Assemblymember District 16 | ← |
| ← | |
| NONPARTISAN | |
| JUDICIAL | |
| SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | |
| VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← |
| LOUIS GOODMAN Attorney | ← |
| JOHN CREIGHTON Deputy District Attorney | ← |
| ← | |

| | |
|---|---|
| MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One | |
| JOAQUIN J. RIVERA Teacher | ← |
| LOIS CORRIN Educator | ← |
| ← | |
| COUNTY | |
| SUPERVISOR, 3RD DISTRICT Vote for One | |
| BEV JOHNSON Mayor of Alameda | ← |
| WILMA CHAN Educational Healthcare Director | ← |
| LOU FILIPOVICH Businessman | ← |
| HAROLD LOWE Financial Planner, Parent | ← |
| ← | |
| ASSESSOR Vote for One | |
| RON THOMSEN Incumbent | ← |
| ← | |
| AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One | |
| PATRICK O'CONNELL Incumbent | ← |
| ← | |
| DISTRICT ATTORNEY Vote for One | |
| NANCY E. O'MALLEY Appointed Incumbent | ← |
| ← | |

CA01-1--0038336900-388

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

BT:38

(2N1)

NONPARTISAN DEMOCRATIC

| | |
|---|--------------------------------|
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

| | |
|---|--------------------------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.

Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES



NO



CA01-2-N18

N-DEMOCRATIC PARTY

VOTE BOTH SIDES

NONPARTISAN DEMOCRATIC


OFFICIAL BALLOT

N-REPUBLICAN PARTY

ALAMEDA COUNTY, CALIFORNIA

JUNE 8, 2010 STATEWIDE DIRECT PRIMARY ELECTION

INSTRUCTIONS TO VOTERS: USE BLACK OR BLUE BALLPOINT PEN ONLY. To vote for a candidate of your choice,

complete the arrow  to the right of the candidate's name. To vote for a qualified write-in candidate, PRINT the person's name in the blank space provided and complete the arrow. To vote on any measure, complete the arrow after the word "Yes" or "No."

Sample Ballot

| PARTISAN OFFICES | INSURANCE COMMISSIONER | SCHOOL |
|--|--|---|
| STATE | Vote for One | STATE SUPERINTENDENT OF PUBLIC INSTRUCTION |
| Vote for One | | Vote for One |
| GOVERNOR | MIKE VILLINES Businessman/State Assemblyman | FAARAX DAHIR SHEIKH-NOOR |
| DOUGLAS R. HUGHES Retired Business Owner | BRIAN FITZGERALD Department's Enforcement Attorney | HENRY WILLIAMS JR. Adjunct Professor |
| LAWRENCE "LARRY" NARITELLI Accountant/Controller | | DIANE A. LENNING Retired Educator |
| ROBERT C. NEWMAN II Psychologist/Farmer | MEMBER, STATE BOARD OF EQUALIZATION, 1ST DISTRICT | LARRY ACEVES Retired School Superintendent |
| DAVID TULLY-SMITH Primary Care Physician | Vote for One | GLORIA ROMERO Educator/Senator |
| MEG WHITMAN Businesswoman | KEVIN R. SCOTT Venture Capitalist | LYDIA A. GUTIERREZ Public School Teacher |
| STEVE POIZNER Businessman | RAE WILLIAMS Mother | ALEXIA L. DELIGIANNI Governing Board Member, Orange Unified School District |
| BILL CHAMBERS Railroad Switchman | | LEONARD JAMES MARTIN Retired |
| KEN MILLER Family Broadcasting Executive | UNITED STATES SENATOR | GRANT MCMICKEN Mathematics Teacher/Educator |
| | UNITED STATES SENATOR | KAREN BLAKE Geologist |
| Vote for One | Vote for One | DANIEL M. NUSBAUM Public School Teacher |
| LIEUTENANT GOVERNOR | CARLY FIORINA Business Executive | TOM TORLAKSON Teacher/California Legislator |
| BERT DAVIS Businessman | AL RAMIREZ Businessman | |
| ABEL MALDONADO Senator/Businessman/Farmer | CHUCK DEVORE Assemblyman/Military Reservist | COUNTY SUPERINTENDENT OF SCHOOLS |
| DAVE HARRIS Businessman | TOM CAMPBELL Economist/Business Educator | Vote for One |
| SCOTT L. LEVITT Attorney | TIM KALEMKARIAN | SHEILA JORDAN Alameda County Superintendent of Schools |
| SAM AANESTAD Doctor/California Senator | | |
| YVONNE R. GIRARD Judicial Assistant | | |

Sample Ballot

| | | | | | |
|---|---|---|---|---|---|
| | ← | UNITED STATES REPRESENTATIVE | | | |
| SECRETARY OF STATE Vote for One | ← | 9TH CONGRESSIONAL DISTRICT Vote for One | | | MEMBER, BOARD OF EDUCATION, 1ST TRUSTEE AREA Vote for One |
| DAMON DUNN Small Business Owner | ← | GERALD HASHIMOTO Candy Maker | ← | ← | JOAQUIN J. RIVERA Teacher |
| ORLY TAITZ Attorney/Dentist/Businesswoman | ← | | ← | ← | LOIS CORRIN Educator |
| | ← | MEMBER OF THE STATE ASSEMBLY | | | |
| CONTROLLER Vote for One | ← | 16TH ASSEMBLY DISTRICT Vote for One | | | COUNTY |
| DAVID EVANS CPA/CFO | ← | JAMES I. "JIM" FAISON Businessman | ← | ← | SUPERVISOR, 3RD DISTRICT Vote for One |
| TONY STRICKLAND State Senator/Businessman | ← | | ← | ← | BEV JOHNSON Mayor of Alameda |
| | ← | NONPARTISAN | | | WILMA CHAN Educational Healthcare Director |
| TREASURER Vote for One | ← | JUDICIAL | | | LOU FILIPOVICH Businessman |
| MIMI WALTERS Businesswoman/Senator | ← | SUPERIOR COURT JUDGE, OFFICE #9 Vote for One | | | HAROLD LOWE Financial Planner, Parent |
| | ← | VICTORIA S. KOLAKOWSKI Administrative Law Judge | ← | ← | |
| ATTORNEY GENERAL Vote for One | ← | LOUIS GOODMAN Attorney | ← | ← | ASSESSOR Vote for One |
| STEVE COOLEY District Attorney | ← | JOHN CREIGHTON Deputy District Attorney | ← | ← | RON THOMSEN Incumbent |
| TOM HARMAN Attorney/Senator | ← | | ← | ← | |
| JOHN EASTMAN Constitutional Law Attorney | ← | | | | AUDITOR-CONTROLLER/ CLERK-RECORDER Vote for One |
| | ← | | | | PATRICK O'CONNELL Incumbent |
| | ← | | | | |
| | ← | | | | DISTRICT ATTORNEY Vote for One |
| | ← | | | | NANCY E. O'MALLEY Appointed Incumbent |
| | ← | | | | |

CA01-1--0038336900-389

N-REPUBLICAN PARTY

VOTE BOTH SIDES

BT:38

(2N1)

NONPARTISAN REPUBLICAN

| | |
|---|--------------------------------|
| SHERIFF/CORONER Vote for One | |
| GREGORY J. AHERN Sheriff-Coroner | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| TREASURER/TAX COLLECTOR Vote for One | |
| DONALD R. WHITE Treasurer-Tax Collector | ← <input type="checkbox"/> |
| | ← <input type="checkbox"/> |
| MEASURES SUBMITTED TO THE VOTERS STATE | |
| <p>13 LIMITS ON PROPERTY TAX ASSESSMENT. SEISMIC RETROFITTING OF EXISTING BUILDINGS. LEGISLATIVE CONSTITUTIONAL AMENDMENT. Provides that construction to seismically retrofit buildings will not trigger reassessment of property tax value. Sets statewide standard for seismic retrofit improvements that qualify. Fiscal Impact: Minor reduction in local property tax revenues related to the assessment of earthquake upgrades.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>14 ELECTIONS. INCREASES RIGHT TO PARTICIPATE IN PRIMARY ELECTIONS. Changes the primary election process for congressional, statewide, and legislative races. Allows all voters to choose any candidate regardless of the candidate's or voter's political party preference. Ensures that the two candidates receiving the greatest number of votes will appear on the general election ballot regardless of party preference. Fiscal Impact: No significant net change in state and local government costs to administer elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

| | |
|---|--------------------------------|
| <p>15 CALIFORNIA FAIR ELECTIONS ACT. Repeals ban on public funding of political campaigns. Creates a voluntary system for candidates for Secretary of State to qualify for a public campaign grant if they agree to limitations on spending and private contributions. Each candidate demonstrating enough public support would receive same amount. Participating candidates would be prohibited from raising or spending money beyond the grant. There would be strict enforcement and accountability. Funded by voluntary contributions and a biennial fee on lobbyists, lobbying firms, and lobbyist employers. Fiscal Impact: Increased revenues (mostly from charges related to lobbyists) totaling over \$6 million every four years. These funds would be spent on public financing for campaigns of Secretary of State candidates for the 2014 and 2018 elections.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |
| <p>16 IMPOSES NEW TWO-THIRDS VOTER APPROVAL REQUIREMENT FOR LOCAL PUBLIC ELECTRICITY PROVIDERS. INITIATIVE CONSTITUTIONAL AMENDMENT. Requires two-thirds voter approval before local governments provide electricity service to new customers or establish a community choice electricity program using public funds or bonds. Fiscal Impact: Unknown net impact on state and local government costs and revenues—unlikely to be significant in the short run—due to the measure's uncertain effects on public electricity providers and on electricity rates.</p> | |
| | YES ← <input type="checkbox"/> |
| | NO ← <input type="checkbox"/> |

Sample Ballot

Sample Ballot

17 ALLOWS AUTO INSURANCE COMPANIES TO BASE THEIR PRICES IN PART ON A DRIVER'S HISTORY OF INSURANCE COVERAGE. INITIATIVE STATUTE.

Permits companies to reduce or increase cost of insurance depending on whether driver has a history of continuous insurance coverage.

Fiscal Impact: **Probably no significant fiscal effect on state insurance premium tax revenues.**

YES ←

NO ←



CA01-2-N19

N-REPUBLICAN PARTY

VOTE BOTH SIDES

NONPARTISAN REPUBLICAN

Candidates' Statements
UNITED STATES REPRESENTATIVE
Ninth Congressional

BARBARA LEE

Occupation: Representative to the US House of Representatives
My education and qualifications are: These are difficult times for communities in the East Bay. The economy remains stagnant; too many cannot find a living-wage job; healthcare costs and medical access are a crisis; higher education is beyond reach for many; and, wars in Iraq and Afghanistan divert national resources from urgent needs at home. I am privileged that you have entrusted me to represent you in Washington to fight for new national priorities and I hope to continue to serve you in Congress. I have successfully fought for economic development and health care funds for our district, and for legislation to change our national priorities. From my seat on the House Appropriations Committee I have fought for legislation to fix our health care and education institutions, and to bolster our economy. As your representative in Congress, as a former Chair of the Congressional Progressive Caucus, and as the current Chair of the Congressional Black Caucus, I have worked to create pathways out of poverty and opportunities for all, to ensure a more just and peaceful world, and to build healthy communities. I will continue to fight to grow our economy and put people back to work; to protect the environment and focus on climate change; to ensure that all Americans have access to healthcare; to enact a fair, equitable and comprehensive immigration policy; and, to finally end the wars in Iraq and Afghanistan. I hope I have earned your continued trust and you will elect me to proudly serve you again in Congress.

GERALD HASHIMOTO

Occupation: Candy Maker

Age: 51

My education and qualifications are: a BS degree in Chemistry from UC Berkeley; my senior research paper was on atmospheric kinetics. I have lived in Berkeley since 1976 and am a lifelong Republican. I attended the California Culinary Academy and received the Baking and Pastry certificate. Most of my jobs have been with small, family owned businesses, and I know first hand the destructive effects of government regulation and high business taxes. The United States is the greatest nation on Earth, and I am proud to be an American. We are richer and have more freedom and liberty than any other people in history. I want to go to Washington and shove the federal government back to its Constitutional limits. My top priority: Jobs. That's an easy one: Cut taxes. Cut government spending. Cut the deficit. It is high time to let capitalism and the American economy do their jobs. Our economy will be up and unemployment will be down in no time. It is my honor and privilege to ask for your vote.

Candidates' Statements
UNITED STATES REPRESENTATIVE
Tenth Congressional

BUDDY BURKE

Occupation: Pilot/Entrepreneur/Veteran

Age: 52

My education and qualifications are: I am running for Congress to ensure America's greatness by eliminating excessive regulations and taxes, supporting entrepreneurs, and promoting common-sense practical solutions. To remain the world's superpower and economic leader, we have to get our economy moving again. Growing up on a farm and serving as a pilot in the Air Force and in commercial aviation, I found that an uncomplicated and direct approach to the problem gets the job done right. I have experience working with businesses to seek practical solutions to their problems. The largest problem we have today is the need for jobs, jobs, jobs. We must make every effort to kindle the private sector and spur entrepreneurship, which creates real economic growth. I will focus on eliminating impediments to business expansion and startup ventures. Taxes? Raising taxes stifles growth and weakens the economy. I will oppose efforts to use this short-sided approach. Healthcare? With practical solutions that improve quality and most of all, reduce costs, we will have better healthcare for all in our community. I believe that my diverse careers, education, life experiences, and my commitment to the needs of this district have prepared me for the challenges I will face in Congress. I look forward to receiving your ideas for practical solutions at buddyburke.com!

JOHN GARAMENDI

Occupation: Congressman/Rancher

My education and qualifications are: It is an honor to serve you in Congress, and I thank the voters for their support in the November 2009 special election. As a lifelong rancher, Peace Corps Volunteer in Ethiopia, Senator, Insurance Commissioner, US Interior Department Deputy Secretary, and Lieutenant Governor, I saw difficult times but none worse than today. I conducted eight Congressional town halls and heard from fellow citizens about their deep concerns for America. Our economy has a long way to go, but I believe we are on a path to recovery. During the election I said that my top priority was job creation, then set about regulating Wall Street, protecting Social Security and Medicare, creating affordable universally available healthcare, creating a renewable green energy policy, improving education, fixing our crumbling transportation infrastructure, promoting research and development, reinvigorating a domestic manufacturing base, and supporting our troops. These remain my goals. I voted for comprehensive health insurance reform and improving Medicare benefits. I voted for renewable energy programs, money for transportation networks, reorganizing our intelligence systems, and veterans support. We stopped proposals to privatize Social Security. We passed laws to hold Wall Street accountable and to help homeowners and renters. While jobs remain hard to find, the Recovery Act (stimulus) produced 650,000 jobs. The new Jobs for Main Street Act will add thousands of new infrastructure jobs while supporting schools, firefighters, and police. I humbly ask for your vote. I will continue to fight for jobs and services for the citizens of Alameda County.

GARY CLIFT

Occupation: Businessman/Farmer

Age: 53

My education and qualifications are: The struggling economy, underperforming education system, costly health care, unregulated immigration, terrorism and fiscal crisis are just a few of the challenges our nation faces today. As a Representative in Congress I will represent the citizens of this district and the United States Constitution in resolving these issues. I will oppose all federal government meddling in States' rights issues and will support the principles of self government and local control. The government's reckless borrowing and rapid growth has put our democracy, liberty and the future of our children at risk. We must cut federal spending and reduce federal debt. When it comes to Federal Government and taxes I believe less is better. I will promote and defend the principles of individual liberty, constitutional government, and sound fiscal policy. National security begins at home with an educated population, a balanced budget, energy independence, a modern effective military and a productive economy. I am a University of California, Davis graduate, employed by State, Federal, County, non-profit and private agencies for thirty-five years. I have seen firsthand how government waste and regulations impact small businesses and the United States economy. I spent 26 years in Law Enforcement, over ten years advocating victims' rights, fighting the California State bureaucracy that punishes victims and coddles criminals. I am an Independent Businessman and a third generation California farmer. Six generations of my family have lived in California. I am married with two children who are attending college and would be honored to have your vote. www.cliffforcongress.com

Candidates' Statements
UNITED STATES REPRESENTATIVE
Eleventh Congressional

ANTONIO C. "TONY" AMADOR

Occupation: United States Marshal

My education and qualifications are: I reside in Lodi after 40 years of service to our state and nation. I have served as a Los Angeles Police Officer and as the President of the Los Angeles Police Protective League. I was responsible for the passage of the Police Officers' Bill of Rights. I was appointed by various Governors to key law enforcement positions in state government. Most recently President Bush appointed me as U.S. Marshal for the Eastern District of California. I am a strong supporter of the 2nd Amendment; I am pro-life and support the sanctity of marriage. As an Army veteran, I believe in a strong national defense which begins by securing our borders. I oppose any government takeover of health-care. We desperately need to get people back to work by having government get out of the way of small businesses and cut taxes to allow expansion and growth. We must also guarantee sufficient water for our farms. I am fortunate to have the support of my good friend Tom McClintock, with whom I share the same principles and values. I am proud to stand with Tom McClintock in a pledge to oppose deficit causing earmarks as well as supporting the "no new taxes" pledge. Our district needs someone who will question the leadership of both parties and speak for what is right. Our district needs a "Tough Leader for Tough Times." I am the person who will stand up for you in Congress. www.AmadorForCongress.com

JERRY MCNERNEY

Occupation: Congressman/Small Businessman

My education and qualifications are: For more than 20 years, my wife Mary and I have lived and raised our three children in this area. I've worked here as a small business owner and renewable energy engineer and our children attended local schools. Fighting for veterans is a deep priority of mine. I've written legislation to help improve treatment for severely injured veterans and increase pay for troops serving our country. Here in our community, I'm working to keep the Livermore VA hospital serving veterans and to make sure that our local veterans receive all of the benefits they've earned. As a long time resident of this area I know how important it is that we invest in road and transit projects that will cut commute times, create jobs, and strengthen our community. I've brought back funding for key local projects in Alameda and Contra Costa Counties that will help relieve traffic along I-580 and State Route 4. We also need to do more for our schools. Giving our students the tools to succeed through quality education is a passion of mine, and I am working tirelessly to improve our local schools. As a former small businessman and renewable energy engineer, I'm working to make sure our region leads the way in green job creation. I've written legislation that helps train the next generation for renewable energy jobs and am working to bring those jobs here. I'll continue to be a strong voice for this area and work hard to serve the people I represent.

DAVID HARMER

Occupation: Businessman/Attorney

Age: 47

My education and qualifications are: We Americans have a decision to make. Will we be subjected to bigger government, more regulation, higher taxes, and increasing debt? Or will we renew our commitment to preserving the personal and economic freedoms that have set our nation apart from all others? President Ronald Reagan said, "Government's first duty is to protect the people, not run their lives." I agree, and my votes in Congress will promote individual liberty, not stifle it. I'm a lifelong conservative and Reagan Republican. In fact, my dad served with Governor Reagan as his Lieutenant Governor. I've spent my career fighting for leaner government, lower taxes, balanced budgets, and greater freedom. I'm honored to be endorsed by the Howard Jarvis Taxpayers Association, National Tax Limitation Committee, and conservative Republican leader Dean Andal. I will work to immediately freeze the growth of government spending, balance the budget, and cut taxes and regulations on individuals and small businesses. I will also fight to protect and preserve our water rights, ensuring farms and families come first. At Pacific Legal Foundation, I defended private property and water rights. At the Heritage Foundation, I advocated conservative solutions to social problems. At the Cato Institute, I published groundbreaking work on education reform. I oppose the government healthcare takeover, and I oppose amnesty for illegal immigrants. Instead, I favor secure borders, a strong defense, and fiscal discipline. My philosophy is simple: we need to grow the economy, not the government. Thank you for your consideration. I'd welcome your vote. www.HarmerforCongress.com.

ELIZABETH EMKEN

Occupation: Mother of a special needs child, businesswoman, and non-profit executive

Age: 46

My education and qualifications are: I am a 46 year old mother of a special needs child, a businesswoman, and non-profit executive. When my son, Alex, was diagnosed with autism at age 4, I went to Washington as a citizen, petitioning to help my family. I grew to become an executive at the nation's leading charity confronting my son's ailment. I have learned the need for reducing the size and increasing the effectiveness and accountability of the federal bureaucracy. I want to use that education to improve the lives of all the families and communities of my District. As a formal financial analyst for IBM, I streamlined budgets and identified inefficiencies. I know how to separate what works from what doesn't, and will demand that Congress fulfill its obligation to oversee and reduce federal spending. I have been horrified by the outrageous waste created by the "stimulus" program. I can say, based on my firsthand experience that throwing more money at failed programs only increases the problems we face as a nation. As your representative in Congress I pledge to do everything in my power to stop the flow of red ink from Washington. I have signed the Americans for Tax Reform pledge to oppose any attempt to increase taxes. I hold degrees in Economics and Political Science from UCLA. My husband Craig and I are long-term residents of Danville where we are raising out three children Alex, Hayleigh, and Emmaleigh. This is my first run for public office.

Candidates' Statements
UNITED STATES REPRESENTATIVE
Thirteenth Congressional

FORTNEY PETE STARK

Occupation: U.S. Congressman

My education and qualifications are: I am running for the U.S. House of Representatives to ensure the 13th district has a strong voice in Congress. Before Congress, I founded an independent bank in the East Bay that became an icon for corporate responsibility. In Congress, chairing the Subcommittee on Health, I fight to protect and improve Medicare and provide quality affordable health coverage for all Americans. From creating COBRA, expanding Medicare coverage and combating fraud, I am at the forefront of health reform and am committed to universal coverage. This year, I brought millions of dollars from the stimulus bill into our community to create green jobs, invest in energy efficiency, promote conservation projects and restore the bay. The stimulus also helps fund school districts, police and fire departments so our teachers and first responders don't lose their jobs. In women's rights or civil rights, I do not tolerate inequality or discrimination. I continue to work to end the wars in Iraq and Afghanistan, and lead the congressional campaign for nuclear nonproliferation. My greatest pleasure is helping our neighbors through active constituent services. From finding a lost social security check to helping with veterans' concerns, I care about the strength of our community and do everything in my power to be of assistance. I have a BS from MIT and a MBA from UC Berkeley. I am a veteran of the Air Force. A father of seven and grandfather of eight, I know the joy of family and the importance of a strong community.

LUIS "COACH" GARCIA

My education and qualifications are: As the son of immigrant parents of Latin and Samoan heritage, and as a first generation American raised in the era of Kennedy and King, I have experienced the American Dream. At the same time, I have seen and continue to witness many unintended results of a well-intended but misguided federal government. I am tired of merely observing our Congressmen who focus more on fundraising than on empowering our citizens; on messaging, rather than on enlightened thinking – and most importantly, tangible results. By honoring the Founding Fathers' intent: right-sized government and individual liberty, I offer you a fresh, new perspective on what representing our East Bay community at the federal level can and should be. As a family man, volunteer and professional, I am neither a captain of industry nor an 'absentee' servant of the people – instead, I live, work and volunteer among the people whom I now seek to serve. I have always been based locally, from Silicon Valley to Concord. Additionally, I have traveled extensively, both on behalf of employers and as a private citizen and volunteer – during which I have had the distinct pleasure and great honor of helping to empower people through technology and creative solutions. However, and rather than from any one experience, the most unique and exciting insights come from my combined experience as a husband, father, worker, coach and volunteer. Now, with your help, I will put my energies to work as U.S. Congressman of our 13th District.

**Candidate's Statement
STATE SENATOR
Tenth State Senate District**

ELLEN CORBETT

Occupation: California State Senator. Former Member California State Assembly Community College Professor, Attorney, Former Mayor of San Leandro.

Age: 55

My education and qualifications are: For over 25 years I have fought to uphold Democratic values and improve the quality of life here in the East Bay. As Mayor and City Councilmember in San Leandro, I successfully fought to protect our hillsides from ugly sprawl and to restore critical wetlands along the Bay. As a California State Assemblymember I was named "Champion of Public Education" for my work to better prepare students for the high-tech jobs of the 21st Century. I have also taught at two local community college campuses. I fought for Universal health care, lower prescription drug prices and an end to abusive HMO practices. As your State Senator I fight for the rights of my constituents every day. I have lead efforts to keep San Leandro Hospital open and to stop the closure of the NUMMI plant. I have fought to protect jobs and promote economic development. I helped protect a woman's right to choose and strengthened laws against sexual assault and date rape. I have fought to crack down on corporate polluters and enforce clean air and water standards. I demanded that banks and insurance companies protect the financial privacy of their customers. I have fought against the Governor's draconian cuts to education, healthcare and local government. I am extremely proud to be endorsed by: Senator Barbara Boxer, California Nurses Association, California Teachers Association, Sierra Club of California and California League of Conservation Voters. Our local firefighters, police officers and classroom teachers also support me. I would be honored to have your support as well.

Candidate's Statement
MEMBER OF THE STATE ASSEMBLY
Fourteenth Assembly District

NANCY SKINNER

Occupation: State Assemblymember

My education and qualifications are: For over 35 years, I have been working to improve the quality of life in the East Bay. I've served our East Bay communities as an educator at UC Berkeley, an environmental activist who organized local responses to the global warming crisis, a City Councilmember who led efforts to preserve critical open space like Eastshore State Park and as an East Bay Regional Park Board member. Since 2008, I have represented you in the California State Assembly. It has been a challenging and yet rewarding time. Clearly, our top priority must be to resolve the state's perpetual budget crisis. I held forums to give residents a voice in how to make tough budgetary decisions. I fought to slam shut a tax loophole that allows out of state corporations to avoid paying their fair share, a share that would avoid millions of dollars of cuts to our schools. I authored a comprehensive energy retrofit program using federal stimulus funds to create jobs bringing older building up to current energy conservation codes. To encourage solar energy, I passed a bill requiring PG&E to credit homeowners and business for the solar energy produced by small solar systems. Children in California's foster care system need our help. That's why I've made it easier for them to afford higher education at California's public colleges. Even in tough economic times, within a state government that often seems incapable of responding to obvious challenges, I believe I am making a difference. I ask for your support for re-election. www.nancyskinnerforassembly.com

Candidate's Statement
MEMBER OF THE STATE ASSEMBLY
Sixteenth Assembly District

SANDRÉ R. SWANSON

Occupation: State Assemblymember District 16

My education and qualifications are: After my service as Congresswoman Barbara Lee's Chief of Staff, it has been my honor to represent you in the California State Assembly. Our state faces an unprecedented economic crisis. The people of California deserve a responsive government that offers solutions that create permanent jobs and protect health care services for seniors and working families, while making the education of our children a real priority. As a Member of the Assembly Budget Committee, I will continue to challenge each attempt to cut funding for our schools and colleges. I have appreciated the letters from parents and students in Oakland, Alameda, and Piedmont demanding an end to education cuts. I am also pleased that my promise to restore democracy and local control to the Oakland Unified School District was accomplished this term with your support. As Chair of the Assembly Labor and Employment Committee, I worked to support well-paying jobs, worker safeguards, whistleblower protections, and the promotion of small businesses by supporting the greening of our economy. I am very proud that our landmark legislation, the Human Trafficking Accountability Act, is being used successfully to rescue and protect our children from human trafficking, a modern day form of slavery. Our new law funds housing, counseling, education, and job training services for our victimized youth and establishes zero tolerance for predators by increasing their penalties. Endorsed by: Congresswoman Barbara Lee, Senator Loni Hancock, Mayor Beverly Johnson and Vice Mayor Jean Quan. Thank you for voting sandreswanson.org

Candidate's Statement
MEMBER OF THE STATE ASSEMBLY
Eighteenth Assembly District

MARY HAYASHI

Occupation: California State Assemblymember

My education and qualifications are: As your elected representative, I have authored legislation to protect seniors and consumers, promote children's health, and support public education. Among the Legislative Scorecards released by leading public health and consumer organizations, I have a perfect score from the California Alliance of Retired Americans, Children's Advocacy Institute, American Cancer Society, Planned Parenthood, and the California Public Interest Research Group (CALPIRG) for outstanding legislative voting record on health and consumer protection legislation. Health care reform is one of my highest priorities. I am proud to have authored legislation that protects consumers by prohibiting insurance companies from cancelling individual health policies during times when they need it most. In addition, I was honored to be named Legislator of the Year by the California Medical Association, as well as by the California Association of Recreation and Park Districts for my support of the Keep Parks Open Coalition and commitment to public recreation and open space. As Chair of the Assembly Select Committee on Community Colleges, I have been a strong advocate for meeting the public's demand for clean energy by investing in our local community colleges, which are training workers to succeed in the rapidly growing field of green technology. I authored legislation that promotes economic development, job growth, and healthier and safer communities through development of transit villages and green building standards. I have been honored to serve you in the State Assembly, and I hope my work has earned your vote for re-election. Thank you.

Candidates' Statements
MEMBER OF THE STATE ASSEMBLY
Twentieth Assembly District

ROBERT A. "BOB" WIECKOWSKI

Occupation: Councilmember/small businessman

Age: 55

My education and qualifications are: Bob Wieckowski is a life-long Democrat, small business owner and City Councilmember with a record of building coalitions and getting results. A local leader, Bob helped create thousands of middle-class jobs, supported our schools, kept neighborhoods safe, protected open space, established parks and recreational opportunities, secured over \$160 million for public transportation projects including a BART extension, led a trade mission to China and attracted high-tech companies to our region. As an expert at balancing budgets and fiscal policy, Bob has enabled small businesses to keep their doors open and helped hundreds of families keep their homes during the financial crisis. Bob knows how to cut government waste, root out fraud and streamline bureaucracy. In the Assembly, Bob will stand up to the special interests and close tax loopholes to make sure corporations and wealthy CEO's pay their fair share. Bob believes that we can no longer balance the state budget by cutting education, healthcare or services for seniors and people with disabilities. By rising above the partisan bickering that is contributing to the gridlock in state government, Bob will bring Democrats and Republicans together to solve the problems facing California. His leadership will create more jobs, expand healthcare, protect the environment and get California back on track by investing in our schools, expanding job training opportunities and making higher education more affordable and accessible. Please join nurses, firefighters, teachers, police officers, environmentalists, small business owners and working families in supporting Bob Wieckowski for State Assembly. www.BobWieckowski.com.

GARRETT YEE

My education and qualifications are: We need better results for our community - we need to change the way Sacramento does business. Two values we need in Sacramento are transparency and accountability. For the past 20 years I have worked to ensure corporations and insurance companies play by the rules, monitoring workplace safety and fair wages, to protect California workers. I know how to serve as a watchdog and will make it a priority to stop state raids on local funding, cut waste and inefficiency, reduce the influence of lobbyists, and hold big business and government accountable. As a local education leader, a Trustee at Ohlone Community College District, and father with children in public schools, I am committed to ensuring California fully funds K-12 and college education, improves student achievement, and expands access to higher education. To get our economy moving again, we must invest in small businesses and ensure our local community colleges offer students and residents training and education for the jobs of the future, including nursing, biotech, and clean energy technology. I am a dedicated public servant, an Iraq War veteran, a practical leader committed to bringing people together to get things done. I understand that we must work together to solve problems, and will lead by example. I'm a defender of civil rights, a pro-choice Democrat. I believe in quality public education, equal opportunity, protecting the environment, and accessible healthcare. I would be proud to represent the people of the 20th Assembly District and to have your vote. Visit www.GarrettYee.com.

**Candidates' Statements
ALAMEDA COUNTY
Superior Court Judge, Office 9**

LOUIS GOODMAN

Occupation: Attorney

My education and qualifications are: Over the past 30 years, I have seen our judicial system from many different perspectives – as an Alameda County Deputy District Attorney, as a private practitioner, and as a Judge Pro Tem. I know the difficult job law enforcement has in protecting the public and I am reminded every day of the importance of safeguarding individual rights. My experience makes me deeply aware of the impact judicial decisions have on individuals, families and businesses. As a judge, I will be both fair and faithful to the law. I will approach every case with an open mind and will decide every case based on the record, according to the rule of law. I am absolutely committed to maintaining the integrity of the court and to ensuring that I provide an impartial forum to all persons whose cases are presented in my courtroom. I seek the honor of being elected to the Alameda County Superior Court. Why do many elected officials, judges, police officers, firefighters, teachers, attorneys, physicians, and community leaders endorse me? They know that my personal and professional experience will enable me to listen, consider and uphold the rule of law. Your vote for judge is important. www.louisgoodman2010.com.

JOHN CREIGHTON

Occupation: Deputy District Attorney

My education and qualifications are: I am committed to serving the public and keeping our diverse community safe. With 25 years of courtroom experience as a lawyer in the District Attorney's Office, I have worked with victims, witnesses, judges, and juries. As a judge, I will ensure that all people in my courtroom are treated with respect and receive a full and fair hearing. My decisions will be based on law and fact, after thorough and open-minded consideration. I am a Vietnam veteran and graduate of UC Berkeley and USF Law School. A 33-year resident of Alameda County, I am married with two children. My community service includes sitting on Planned Parenthood's Board of Directors and the Site Council at my children's public school and volunteering as a youth soccer referee. Working for you, I have handled cases throughout Alameda County, from the prosecution of polluters in the Environmental Protection Division to murder and crimes against women and children. I now work in the Gang Unit, prosecuting violent crimes and working with communities on gang suppression strategies. I have widespread, bipartisan support including the endorsement of the majority of the Superior Court Judges, Sheriff Ahern, law enforcement, organized labor, and community leaders. I respectfully ask for your vote. www.creightonforjudge.com

VICTORIA S. KOLAKOWSKI

Occupation: Administrative Law Judge

Age: 48

My education and qualifications are: For more than 20 years, I've worked as a judge and attorney, protecting the rights of our diverse community. I have the experience, passion for justice, and open, respectful, and deliberative demeanor to serve as a Superior Court Judge for all of us. As an administrative law judge, I've presided over cases where California's strong environmental laws have been reinforced and renewable energy has been increased. As a senior government lawyer, I fought before federal courts to recover money for consumers that had been lost during the California Energy Crisis, and negotiated settlements worth billions of dollars for consumers. My commitment to public service and equal rights leads me to seek election to Judge of Superior Court. Only 29% of the judges currently serving on the Alameda County Superior Court are women, and it is time for another experienced woman to be added to the Court. Please join the Alameda County Labor Council, California Nurses Association, State Board of Equalization Chair Betty Yee, County Supervisor Keith Carson, Oakland City Attorney John Russo, Oakland City Councilmember Rebecca Kaplan, and more in voting for a judge with the experience and temperament to be independent and fair. www.kolakowskiforjudge.com

Candidates' Statements
ALAMEDA COUNTY BOARD OF EDUCATION
Member, 1st Trustee Area

JOAQUIN J. RIVERA

Occupation: Teacher, former School Board Director

Age: 44

My education and qualifications are: Improving our educational system must be a top priority. I bring a strong record of dedication and advocacy for public education, its students and teachers. I served three terms on the Berkeley School Board, and represented Alameda County school districts on the California Schools Board Association Delegate Assembly. I have 20 years experience as a chemistry professor; have been President and Chief Negotiator of the American Federation of Teachers, Local 1493 and Vice-President of the California Federation of Teachers. I know public education and am committed to ensuring students' success by providing quality programs based on rigorous standards and high expectations in a safe environment. I'll be a strong advocate in Sacramento to oppose the budget cuts that threaten our children's future and to secure adequate resources for our schools. As a Board member I'll work to: ensure districts utilize sound fiscal practices; provide coordination and collaboration among school districts on critical education initiatives; expand academic opportunities in county/court schools; and improve academic support, reduce the rates of truancy, and increase the graduation rates for all the students of this county. I've devoted my professional life to serving public education; I will continue these efforts as your Board representative.

LOIS CORRIN

Occupation: Educator

My education and qualifications are: I am prepared to work for the students, faculty, staff and community of Alameda County to continue my lifelong social justice advocacy for comprehensive, high quality public education; particularly for students with fragile academic foundations, learning differences or disabilities. As a trained community mediator familiar with restorative justice, I will advocate for programs that sustain learning environments for success in the county alternative schools. These schools serve youth who have had challenges in the traditional education setting. With a BA in economics and an MA in public administration, I have been a K-12 and university educator for more than a decade. From my work at Northern California Grantmakers and the YMCA of the East Bay, I learned strategic planning, budget management, fundraising and grantmaking. Public service includes Library Commissioner, Community Relations Advisory Committee member and Chair, Voter Service Committee League of Women Voters. I am an active school district volunteer and have raised money for art in schools and for First Place to support emancipated foster youth. I am passionate about education, pledge to keep students as my decision making foundation to make a positive difference. I respectfully ask for your vote.

Candidate's Statement
LAMMERSVILLE JOINT UNIFIED SCHOOL DISTRICT
Governing Board Member

JAMES HIRAMOTO

Occupation: Director/ School Psychologist

Age: 40

My education and qualifications are: I am not a politician. I am an educator. I graduated from UC Berkeley, with a M.A. & Ph.D. in Education. I have advised and or provided trainings for: superintendents, school administrators, teachers, and special education staff. I teach in the areas of: child development, assessment, research, statistics, program evaluation, organization, and consultation. I have been a part of and lead teams locally and internationally, planning for possible and during actual crises in school. While serving Lammersville Elementary District, I am also a full time school psychologist working with children and the educators who support them. In addition, I am a university director and professor of 2 programs: masters in school psychology and doctorate in educational psychology. I have made significant contributions toward our district's goals for: unification, our anticipated high school, and being transparent in our process. Under my watch we have begun developing a comprehensive crisis intervention plan. I provide guidance on special education issues and best practices for all of our students. As unification holds more complex educational issues, I hope to continue to guide the policy for the future. Thank you for your consideration.

**Candidate's Statement
CITY OF HAYWARD
Mayor**

MICHAEL SWEENEY

Occupation: Mayor, City of Hayward

My education and qualifications are: Four years ago I pledged to focus on involving citizens in decision making about the issues that effect our daily lives; making public safety the top priority; "cleaning up and greening up" Hayward. We have begun to see progress in these areas. Hayward's Neighborhood Partnership Program now brings City Hall out into our neighborhoods on a regular basis. We listen and we problem solve with residents who tell us about what works and what doesn't work in their neighborhoods. California can't balance its budget and cut public safety. In Hayward, we balanced our budget, added 9 more police officers, and we are beginning a gang injunction program to break up gangs. We organized the Keep Hayward Clean and Green Task Force. This group of everyday Hayward residents picks up trash, paints out graffiti, and leads by example. Hayward also enacted its first green building ordinance and climate action plan. Working together, we are solving problems that affect the quality of life for everyone who lives and works in Hayward. We're working to protect jobs and businesses, and creating a brighter future. There's more work to be done. I'm Mayor Mike Sweeney. I'd appreciate your support.

Candidates' Statements
CITY OF HAYWARD
Council Member, At Large

RALPH FARIAS JR.

Occupation: Businessman

Age: 28

My education and qualifications are: I have lived in Hayward practically my entire life; I graduated from Hayward High, and attended Tennyson High school, La Vista, and Harder School. As you may see I am as Hayward Home Grown as it gets. Though I may be young in age, I bring a true residents point of view. I understand I am not a career politician but I have seen my City turn into a ghost town with all of the closures of many of the businesses throughout Hayward. If Elected I will strive to bring back business into Hayward. Also I will focus my time on bridging the gap between the city government and the Unified school district. The only way you can fight poverty is with education. During my father's youth there were many leaders in society from Martin Luther King, and JFK, and I feel many people do not want to step up and become a leader, I vow that I will stand up and represent the people and will work hard to keep Hayward the Heart of the bay. I will bring solidarity back to our community. Please Visit www.wewantralph.com and thank you for your time.

MARK SALINAS

Occupation: Educator

Age: 39

My education and qualifications are: I was born, raised and educated in Hayward. My wife and I are proud to call Downtown Hayward our home. A professor at Chabot College, I also serve our community as Executive Director of The Kids' Breakfast Club, a group that has provided over 100,000 free meals to deserving Hayward kids and their families while teaching them about health and nutrition. I helped found Hayward's Latino Business Roundtable to promote and assist local businesses and encourage their involvement in our community. I now serve on the Measure I Bond Oversight Committee, ensuring your tax dollars are spent appropriately. I am concerned about what's happened to Hayward since I was a kid, and have set myself four goals as your Councilmember: Make sure Fire and Police are fully funded – Continue investing in cleaning up our neighborhoods and parks and keeping them safe – Focus on economic development to bring jobs to our city – Build a stronger partnership with our schools and integrate the University into the community. I am proud to have the support of law enforcement, seniors, teachers, students and community leaders, and would be honored to have your vote. Together we can make a difference for Hayward! www.salinasforhayward.com.

SARA LAMNIN

Occupation: Program Director

Age: 39

My education and qualifications are: I have the experience and commitment to provide responsible oversight of our city budget, to ensure efficient, consistent delivery of public safety and services, and to develop innovative solutions for revitalizing our commercial districts. Through chairing Hayward's Citizen's Advisory Commission, leading programs like Hayward Community Action Network and Kinship Services, and founding local efforts like Tools 4 School and South Hayward Stroll, I have developed a deep respect for our city. As a manager, I lead by listening, promote transparency, and consistently involve people in the decisions that affect their lives. My endorsements from Council and School Board members, business owners, and non-profit and faith leaders demonstrate the collaborations I can facilitate as your Councilwoman. I will work to attract employers and prioritize local hiring, ensuring that Hayward dollars stay in Hayward. My vision for Hayward includes government that supports the businesses and families that built this city and establishes policies that are both ecologically responsible and fiscally sound. I will fight for a city in which our children are healthy and successful, where community involvement is the standard, and where people of all ages feel secure and are proud to call Hayward home. Please visit: www.saralamnin.com. Thank You.

MARVIN PEIXOTO

Occupation: Hayward Planning Commissioner

My education and qualifications are: The City of Hayward stands at a crossroads – our safety and quality of life are at stake. I'm running for City Council because I fundamentally believe Hayward can be better. I was born in Hayward. I've lived here for 38 years. I received my Bachelors and Masters Degrees from Cal State Hayward. Community service is important in my life. Currently I serve on the Hayward Planning Commission. I'm a past Chairperson of the Hayward Citizens Advisory Commission, and past Vice President of the Woodland Estates Community Association. I will work for solutions to Hayward's most urgent problems—crime, blight, illegal dumping and littering, struggling neighborhoods, improving our schools, traffic and the need for jobs and economic development to stimulate our local economy. As a former Budget Analyst, I'm deeply concerned that the State continues taking money away from Hayward, which rightfully belongs to our city. I will provide leadership to fight this disturbing trend. Working together we can achieve a safer, cleaner, greener, more prosperous Hayward. I welcome your suggestions. Contact me at 510-538-2516. I will respond. I am endorsed by hundreds of citizens across Hayward. I would appreciate your support on Election Day too. Learn more at www.marvinpeixoto.com. Thank you.

**Candidates' Statements
ALAMEDA COUNTY
Supervisor, 2nd District**

LIZ FIGUEROA

Occupation: Unemployment Caseworker/Educator

Age: 59

My education and qualifications are: Times of crisis require experienced, steady, effective leadership. As a State Senator, Assemblymember and small businesswoman, I proved I can deliver for Alameda County for over 30 years. The closing of NUMMI will have a devastating effect on our economy, job losses are projected at over 24,000. Without a plan, these hard-working families will join thousand of others – unemployed, without health insurance and struggling to survive. I learned in Sacramento what needs to be done to bring jobs to Alameda County. I led the way for improved access to quality healthcare for all Californians. As your Supervisor, I will fight every day to make a difference by: Bringing jobs to Alameda County by recruiting cutting-edge green and bio-technology industries to the region so residents get back to work and our economy thrives again. Preserving and enhancing healthcare options so families don't have to choose between paying their mortgage or paying for healthcare. Sustaining critical public safety resources so everyone feels safe in their homes and neighborhoods. I have a proven record of tackling the tough issues for residents of Newark, Union City, Fremont, Hayward and Sunol. On June 8th I would be honored to have your vote. www.LizFigueroaforSupervisor

NADIA LOCKYER

Occupation: County Manager/Attorney

My education and qualifications are: My promise to you is to be a strong new voice that vigorously represents our community in county government. As County Supervisor, I will help bring more resources to District 2 and ensure that your taxpayer dollars are spent wisely. I am the Executive Director of the Alameda County Family Justice Center, a nationally recognized program that assists crime victims and their families. Everyday I help victims of violence and their families cut through red tape to get the help they need from county government. I can make government work! As a County Manager and attorney, I have helped save Alameda County millions of dollars by creating public-private partnerships to deliver comprehensive services to those in need. In this time of economic turmoil for families, small businesses, and local government, we need someone on the Board of Supervisors who has a track record of delivering government services efficiently while saving taxpayers money. As a 39-year old mother, adult caregiver, and the youngest of seven children, I know the struggles families face in tough economic times. I would be honored to represent you on the Board of Supervisors and ask for your vote on June 8th.

MARK GREEN

Occupation: Mayor of Union City

Age: 57

My education and qualifications are: For nearly 17 years I have served as the mayor of Union City. Throughout my time in office I have strived to make Union City a better place to live. Now I am asking for your vote as I work to make Alameda County a better place to live. The next four years will demand that the Alameda County Board of Supervisors have elected officials with both a firm grasp of issues and a proven record to make difficult decisions. I have demonstrated over my career the ability to face problems and work to a solution regardless of the variable political winds. I am not one who marches to the orders of any special interest group or political party. Alameda County is a vital part of the Bay Area and we will need to work with other counties on a regional basis. I am the current president of the Association of Bay Area Governments and also the chair of the Alameda County Transportation Improvement Authority and Alameda County Congestion Management Agency. I am married to Cora Vicencio Green and we have two sons, Luke and Lance. I am a graduate of the University of California, Berkeley. I respectfully ask for your vote. MRG1953@AOL.COM Mark Green

KEVIN DOWLING

Occupation: Hayward City Councilmember

Age: 47

My education and qualifications are: County government provides vital services: jobs, public safety, healthcare, parks, roads, and more. In tough times, we need a Supervisor with a record of making local government work, here, in our community. I've lived here for 46 years, and attended Moreau Catholic High School and Santa Clara University. In my 11 years on the Hayward City Council, I led the effort to build our first new schools in 45 years, increased neighborhood emergency preparedness, and fought for green and sustainable building practices. Currently, I'm creating the Hayward Youth Master Plan, bringing schools, the county, and non-profits together to prevent school violence, teen alcohol and drug use, and teen pregnancy. For eight years I served on the Hayward Economic Development Committee. I understand our economy, and have brought new businesses and jobs here, while securing fair wages and affordable housing for workers. I've also served as an aide to two County Supervisors for ten years, working directly on the issues facing Alameda County. Please join former County Sheriff Charley Plummer, Hayward Police Officers' Association, Hayward Firefighters, Fremont Vice-Mayor Bob Wieckowski, Union City Councilmember Carol Dutra-Vernanci, and more in supporting the candidate with a record of making local government work. www.dowlingforsupervisor.com

**Candidates' Statements
ALAMEDA COUNTY
Supervisor, 3rd District**

HAROLD LOWE

Occupation: Financial Planner

Age: 41

My education and qualifications are: MA Public Administration; participation in dozens of boards, commissions, and community groups. 20 years of sales, marketing, education and financial services in Alameda County. For 12 years I've interviewed political candidates, including some competitors. Generally, You weren't mentioned; most discussed issues, not people. For decades, these politicians have failed us, leaving California broke and Alameda County broken. They keep selling that we need their experience now more than ever; yet offer no solutions to this crisis. I believe a real citizen, with no political paychecks, paybacks, or lobbyist machine needs to stand up. Here I am. I'm just like you; I'm a native; I'm married, I visit the Coliseum and the Zoo; I work hard and have real world knowledge. I want to give my children a great quality of life, and I expect officials to solve problems and leave gracefully, instead of making elected office their lifetime careers. I have plans to attract jobs, increase entrepreneurs, assist local businesses, improve our infrastructure, empower our most disadvantaged, and to make Alameda County a tourism center in Northern California. Please Vote for Me, even if you think you'll back my competitor in November. Send the message that your vote isn't guaranteed. I'll work for you.

BEV JOHNSON

Occupation: Mayor of Alameda

Age: 51

My education and qualifications are: Hello! I'm Mayor Bev Johnson and I am running for the Alameda County Board of Supervisors. After 12 years on the Alameda City Council — eight as mayor — I'm the best prepared candidate to tackle the complex issues confronting our County. I'm also running because I believe deeply in public service and the concept of giving back to our great community. I am proud to announce that I have been endorsed by Senator Loni Hancock, Assemblyman Sandre Swanson and former state Senate President Don Perata. As your County Supervisor I will:

1. Fight to save San Leandro Hospital and to keep its ER open.
2. Support a countywide Project Labor Agreement Ordinance to put our people back to work.
3. Keep Alameda's Fruitvale, Park and High street bridges open and staffed 24/7.
4. Protect public safety, youth and senior services.
5. Fight against unsupervised state prison inmate dumping.
6. Preserve and protect the community integrity of San Lorenzo.

To learn more about where I stand on these issues and others, please visit www.bevforsupervisor.org. I would be honored to have your vote on June 8. Thank you!

WILMA CHAN

Occupation: Education/Healthcare Advocate

My education and qualifications are: As the former Supervisor representing this area, I know first hand the issues affecting this district. During my six years on the Board of Supervisors I championed protections for seniors and families. My accomplishments include bringing millions of dollars to the County including \$16 million a year for early childhood programs and \$20 million for health-care from suing Big Tobacco. In Alameda, I saved the Courthouse from closure and led the successful effort that allows Alameda citizens, not the state, to control the future of Alameda Point. I formed the Alameda and San Leandro Collaboratives for Youth and Their Families and worked on community school partnerships in Oakland. I received the Champion for Children Award from the Children's Hospital Association and prevented the County hospital from closing. As a State Legislator, I enacted over 55 laws to help middle class families, including the bill that blew the whistle on the recent outrageous premium increases by Anthem Blue Cross. I wrote legislation to prevent hospitals from price gouging and a law to prevent senior financial abuse. With county government facing cutbacks, I will use my 40 years of experience to bring resources to our community and protect taxpayer dollars.

**Candidate's Statement
ALAMEDA COUNTY
District Attorney**

NANCY E. O'MALLEY

Occupation: District Attorney of Alameda County

My education and qualifications are: I am Nancy O'Malley, the District Attorney for Alameda County. I have spent my career fighting for justice. I served as Chief Assistant for 10 of my 25 years in the Office and have successfully prosecuted thousands of cases including: child molests, domestic violence, robberies and murders. My courtroom success led to leadership responsibilities including training and supervising prosecutors, directing felony teams and managing tough budgets. I work tirelessly for victims of crime and have earned national recognition as a victims' rights expert. I created many innovative programs that protect victims including the Alameda County Family Justice Center, a national model for a one-stop center for victims of family violence, sexual assault, elder abuse, child abuse and exploitation of minors. I have built strong coalitions among diverse, multi-disciplined professionals committed to protecting and serving victims and protecting public safety. I am honored to have support from the men and women on the front lines of public safety: DA employees, previous District Attorneys, police officers, police chiefs and sheriff, victims' rights organizations, civic leaders, labor and legislators. I am humbled by strong community support. I commit to keeping our children and communities safe and strong. I respectfully ask for your vote.

Candidate's Statement
ZONE 7 FLOOD CONTROL
Member, Board of Directors

VICTOR M. MACIAS

Occupation: Training Director/Businessman

My education and qualifications are: As your newest member of the Zone 7 Board of Directors, I will ensure Zone 7 projects are well-managed on the public's behalf. I request your vote so I can advocate for a secure water supply and an agency that respects taxpayers' money. With more than 30 years experience as a construction liaison and maintenance manager at the Oakland Coliseum, and six years as the Laborers' Training Director overseeing an \$11 million budget, I am well-skilled at how to manage public works contracts and bid processes. My wife and I have been Dublin homeowners since 1987, where we raised our two sons to adulthood through local schools. I served our country in the Vietnam War as an Air Cavalry helicopter scout and I was honored to earn a Silver Star, a Purple Heart and an Air Medal for Heroism. As a longtime resident of the Tri-Valley Area, I will be accessible to every voter. Please contact me at 925-788-4956 or at vicmaciaszone7@gmail.com with any questions. I am pleased to have the endorsement of Dublin Mayor Tim Sbranti and I want to earn your support also. I ask for your vote to represent you and your voice.

MOUNTAIN HOUSE ELEMENTARY SCHOOL DISTRICT MEASURE A

| | |
|---|------------|
| A Lammersville Joint Unified School District. Shall a portion of Tracy Joint Unified School District and the Lammersville Elementary School District be unified to form the Lammersville Joint Unified School District with a five-member board elected at large while permitting the Mountain House Elementary School District to continue to exist as an independent elementary school district? | YES |
| | NO |

DAVID WOOTEN
San Joaquin County Counsel

By: Jason R. Morrish
Deputy County Counsel

“The above statement is an Impartial Analysis of Measure A. If you desire a copy of Measure A, please call the San Joaquin Registrar of Voters office at (209) 468-2890 or the Alameda County Registrar of Voters office at (510) 272-6973 and a copy will be mailed at no cost to you.”

IMPARTIAL ANALYSIS OF MEASURE A Lammersville Joint Unified School District Prepared by San Joaquin County Counsel

Measure A proposes the unification of a portion of the Tracy Joint Unified School District and the Lammersville Elementary School District to form a new school district to be known as the Lammersville Joint Unified School District within the boundaries of the Lammersville and Mountain House Elementary School Districts. The Mountain House Elementary School District, which would lie within the boundaries of the newly formed district, will continue to exist as an independent elementary school district. Mountain House Elementary School District Students would attend secondary schools within the newly formed district, although those students already attending schools in the Tracy Joint Unified School District would have the right to complete their education there. If Measure A is approved, the unification would be effective July 1, 2011.

The school district unification proposed by Measure A would allow for the property, obligations and bonded indebtedness of the Tracy Joint Unified School District and the Lammersville Elementary School District to be apportioned pursuant to an existing Pre-Unification Agreement between the two districts dated June 23, 2009.

The proposed new unified school district will be governed by a five-member governing board whose members will be elected at the same time as the election on the unification of the school districts. The trustee areas will include the boundaries of the entire new school district as proposed and the members will be elected by the registered voters of the entire new school district as proposed. The three trustee candidates receiving the most votes will serve four-year terms and the two trustee candidates receiving the fourth and fifth most votes will serve two-year terms: thereafter, all governing board members will be elected to four-year terms.

Passage of Measure A requires approval by a majority of the voters voting thereon.

ARGUMENT IN FAVOR OF MEASURE A

The formation of a K-12 school district within a portion of the Tracy Joint Unified School District and the Lamersville Elementary School District will serve the growing population in the City of Mountain House and the city's future students, provide educational program equity, and equal educational opportunity for all affected student populations. The unification is in the best interest of students and families who reside in the proposed area.

The San Joaquin County Committee on School District Organization has determined that all statutory conditions as set forth below, in general and for the proposed reorganization in particular, have been met.

- The new school district will be adequate in terms of the number of students enrolled.
- The districts affected are each organized on the basis of a substantial community identity.
- The reorganization will result in an equitable division of property and facilities of the districts involved.
- The reorganization does not promote racial or ethnic discrimination or segregation.
- The reorganization will not result in any substantial increase in costs to the state.
- The reorganization will not significantly disrupt the educational programs in the affected districts and will continue to promote sound educational performance in those districts.
- The reorganization will not result in a significant increase in school housing costs.
- The reorganization is not designed to result in a significant increase in property values causing financial advantage to property owners because territory was transferred from one school district to an adjoining district.
- The reorganization will not cause a substantial negative effect on the fiscal management or fiscal status of any district affected by the reorganization.

Submitted by:

s/Fredrick A. Wentworth, Ed.D.

County Superintendent/Secretary to the San Joaquin
County Committee on School District Organization

NO ARGUMENT AGAINST MEASURE A WAS SUBMITTED

BYRON BETHANY IRRIGATION DISTRICT MEASURE B

**NO ARGUMENTS FOR OR AGAINST
MEASURE B WERE SUBMITTED**

| | |
|---|------------|
| B BYRON BETHANY IRRIGATION DISTRICT CHANGE IN NUMBER OF DIVISIONS. Shall the number of divisions within the Byron Bethany Irrigation District be changed from nine divisions to seven divisions and thereby also reducing the members of the board of directors? Fiscal Impact: Potential annual savings to Byron Bethany Irrigation District of \$48,000. | YES |
| | NO |

IMPARTIAL ANALYSIS OF MEASURE B Byron Bethany Irrigation District Prepared by the District's General Counsel

Byron Bethany Irrigation District is a California Irrigation District formed under the California Water Code sections 20500 et seq. to provide water service for agricultural and municipal and industrial purposes to lands located within its boundaries. Byron Bethany Irrigation District as originally formed includes lands located in San Joaquin, Contra Costa and Alameda Counties.

On August 12, 2004, Byron Bethany Irrigation District consolidated with the former Plain View Water District, an adjacent district located solely within San Joaquin County. With the consolidation of the two districts into one, nine divisions were formed and the two boards of directors from Byron Bethany Irrigation District and Plain View Water District were merged into nine member board of directors. A separate member of the board of directors represents each of the nine divisions.

This measure would reduce the number of divisions within Byron Bethany Irrigation District to seven. If approved, Byron Bethany Irrigation District would redivide the district into seven divisions and members of the board directors would be elected for each of the newly formed divisions at the general election to be held on November 2, 2010.

This measure would reduce annual expenses to the district by approximately \$48,000.00

s/Sandra K. Dunn,
General Counsel

“The above statement is an Impartial Analysis of Measure B. If you desire a copy of Measure B, please call the Byron Bethany Irrigation District Office at (209) 835-0375 and a copy will be mailed at no cost to you.”

CITY OF BERKELEY MEASURE C

| | |
|--|------------|
| <p style="font-size: 2em; font-weight: bold; margin: 0;">C</p> <p style="margin: 0;">Shall City of Berkeley Community Facilities District No. 2: incur bonded indebtedness not exceeding \$22,500,000 to replace the multiuse indoor Warm Pool, renovate Willard and West Campus pools, construct a multipurpose pool at King; levy a special tax at a rate not exceeding \$0.0258 per square foot of building area to finance that indebtedness and not exceeding \$0.0126, indexed for inflation, to maintain pools and operate aquatics programs; and establish an annual District appropriations limit of \$3,500,000?</p> | YES |
| | NO |

immediate San Francisco Bay Area or *per capita* personal income growth in California.

Appropriations Limit

This measure would establish an appropriations limit of \$3,500,000 for CFD No. 2, to allow the proceeds of the special tax to be spent.

Financial Implications

The year after the first bonds are issued, the tax rate required to meet the estimated debt service and fund aquatic programs and pools operation would be \$0.0297 per square foot. This rate is projected to peak at approximately \$0.0423 in 2040 (bond repayment plus indexed programs and maintenance tax), and average \$0.0369 per square foot during the 30 year issue.

The cost in 2010 dollars for an average size 1,900 square foot home until the bonds are repaid, including the tax for maintenance and aquatic programs, is estimated as follows:

| <u>Square Feet</u> | <u>Annual Tax</u> | |
|---------------------|-------------------|----------|
| | First year | Average |
| (Residential) 1,900 | \$ 56.43 | \$ 70.06 |
| (Commercial) 10,000 | \$297.00 | \$368.76 |

After the bonds are repaid in FY 2040 the tax rate in 2010 dollars for maintenance and aquatic programs would be \$0.0126, subject to an annual inflation adjustment, yielding annual costs in 2010 dollars as shown below:

| <u>Square Feet</u> | <u>Annual Tax</u> |
|---------------------|-------------------|
| (Residential) 1,900 | \$ 24.02 |
| (Commercial) 10,000 | \$126.40 |

CITY ATTORNEY’S IMPARTIAL ANALYSIS OF MEASURE C

This measure would authorize \$22,500,000 in special tax bonds and a special tax to make debt service payments and pay for pool maintenance and aquatics programs, and permit expenditure of those funds.

This measure will pass or fail as a whole.

Bonds

Bond proceeds would be used to: construct a replacement indoor multipurpose warm pool expected to be 2250 square feet and associated facilities and locker rooms, and renovate the existing pool and associated facilities, at West Campus (and possibly consolidate locker rooms); construct an all-purpose, 25-meter size pool with wading area, locker rooms and associated facilities at King School; and renovate the existing outdoor pools, locker rooms and associated facilities at Willard School.

Special Tax

The special tax authorized by this measure would be levied on the square footage of improvements to real property throughout City of Berkeley Community Facilities District No. 2 (Berkeley Pools) (“CFD No. 2”). CFD No. 2 includes the entire City of Berkeley. The tax would have two parts.

Bond Repayment

The first part of the special tax would secure and repay the bonds, and would be levied for a period of 30 years, from fiscal year 2011 through fiscal year 2040. Its maximum rate will be \$0.0258 per square foot of improvements. Once the bond is repaid this part of the tax will terminate.

Aquatic Programs/Pools Operation and Maintenance

The second part of the special tax would pay for the anticipated gap between current funding and the funding necessary to continue to support existing pool maintenance and aquatics programs, and for enhanced aquatics programs. This part of the tax would be levied at an initial rate of \$0.0039 per square foot of improvements in 2010 and 2011, and \$0.0126 in 2012, subject to annual increases by the greater of the increase in the cost of living for the

s/ZACH COWAN
Berkeley City Attorney

“The above statement is an impartial analysis of Measure C. If you desire a copy of the enabling resolutions, please call the City Clerk Department at (510) 981-6900 and copies will be mailed at no cost to you.”

ARGUMENT IN FAVOR OF MEASURE C

Berkeley's municipal swimming pools are a treasure. Countless children, families, the disabled and elderly rely on them for revival and relaxation, exercise and swim instruction.

All four of our municipal pools are deteriorating and near the end of their useful lives. The outdoor pools at King, Willard and West Campus were built in the 1960s. They leak and their pool houses are in disrepair. The indoor Warm Pool must vacate its 81-year-old building at Berkeley High School to make room for new school facilities. If Measure C is not approved, Willard Pool will be closed permanently in July 2010 and the Warm Pool will be lost forever in 2011.

In 2000, Berkeley voters showed their loyalty to the pools, approving a Warm Pool bond measure by a landslide 76 percent. Unfortunately, those funds cannot be spent because they were restricted to the High School site, which was subsequently slated for demolition.

In 2010, there's no more time to lose. Measure C will repair Willard and West Campus pools. King pool will be expanded to accommodate rising demand from the Barracudas youth team, the Masters team, lap swimmers and families; and the Warm Pool will be rebuilt at West Campus. All pools will become more energy efficient. Measure C also provides operating funds to support aquatic hours and programs despite the worsening budget crisis.

In recent decades, Berkeley made far-sighted decisions when it counted—undergrounding BART, saving our waterfront from development, building parks like Ohlone and Cedar Rose, providing emergency services for the disabled, and supporting our schools and libraries. **Measure C will add to that legacy, one in which we, our children, grandchildren and great-grandchildren will take great pride.**

VOTE YES on Measure C, for our seniors, the disabled, our families and our children.

s/Loni Hancock
State Senator

s/Nancy Skinner
California State Assemblymember

s/Dmitri Belser
Disability Advocate; individually and on behalf of,
President, Ed Roberts Campus

s/Tom Bates
Berkeley Mayor

s/Margo Y. Reed
Berkeley PTA Council, President

REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE C

Let's make reasonable choices that benefit everyone, including Berkeley's swimmers.

- Berkeleyans (tots, teens, adults, disabled) can use Cal's pools/programs
- BUSD disabled students use YMCA pools
- **Giving Berkeley's senior and disabled swimmers Cal or YMCA memberships costs only about 1% of this measure's maintenance. These pools meet needs of nearly all warm pool swimmers:** children, adults, pregnant, seniors, obese, arthritic, multiple sclerosis per the Aquatic Exercise Association (AEA).
- **Measure calls for demolition of a National Landmark**
- **NO mention of green technology** to heat or build pools
- **91F pools have limited usability**, not recommended for tots, children, pregnant, arthritic, seniors, obese
- **If a regional hot pool is needed, enlist partnerships like Palo Alto did.** In 2007 Palo Alto received \$5,274,346 from public and private sources, **city taxpayers paid only \$40,356.**

Berkeley faces skyrocketing debt and hundreds of millions in unfunded liabilities. \$22,500,000 for construction and \$3,500,000 annual maintenance — with annual adjustments tied to the highest inflator — is too expensive, especially when Berkeley is cutting essential services

City and BUSD should serve the public better:

- **School districts everywhere open their pools to the community outside school needs, why won't BUSD?**
- In the 70's Berkeley's Measure Y provided for our right to use school facilities, for recreation, outside school needs.
- **Public funding, public use.**
- **This measure needs to be rewritten** to better serve Berkeley's residents.

Keep Berkeley swimming with better, greener, sustainable alternatives, a legacy we can be proud of. VOTE NO.

s/Marie Bowman
individually and on behalf of, Steering Committee Chair, Berkeleyans Against Soaring Taxes (BASTA!); President, Berkeley Alliance of Neighborhood Associations (BANA); Former Chair and Commissioner, City of Berkeley Housing Advisory Commission (HAC); Former President and Board Member, Council of Neighborhood Association, (CNA); Co-block Captain, Blake and California Neighborhood Association; Former Warm Water Pool Swimmer; and Guardian of Berkeley Unified School District (BUSD) Students

s/Henrik Bull
Architect; Participant, Berkeley High School (BHS)/ Berkeley Unified School Dist (BUSD) Charrette on the Original BHS Gym and Warm Water Pool; Parent of BUSD Children

s/Dean Metzger
President of CENA, Claremont Elmwood Neighborhood

Assoc.; Former ZAB Commissioner; Former Transportation Commissioner Chair
s/William D. Hermann
Professor of Economics and North East Berkeley Association (NEBA) Board-Member
s/George S. Oram, Jr.
Founder of Elmwood Realty and Founder of Berkeley Can Do Better; Parent of BUSD Students

ARGUMENT AGAINST MEASURE C

We like to swim. We support both our city and schools, but let's make the choices that benefit everyone in our community, not just a narrow interest group.

Better, greener alternatives exist:

- Berkeley has 15 pools: 9 public, 6 private (3 non-profit).
- **Rehabilitating existing pools can be done at 1/3 the cost!**
- **The greenest facilities are the ones already built; demolition and construction burn fossil fuels, choke landfills and waste resources.**
- **For warm pool needs, giving Berkeley's senior and disabled swimmers passes to YMCA or Cal Stars wouldn't cost millions,** and would help keep those facilities economically viable.
- If a new regional facility is truly needed, Berkeley should pool funding (get it?) from other cities, like we did for Gilman Sports Fields and Palo Alto did for their warm pool.

Our finances are stretched too thin already:

- Unemployment is 11.3%, a ten year high
- Berkeley's municipal debt skyrocketing: \$4 million this year, \$14+ million next year
- \$20 million new taxes added last November
- \$208 million new BUSD bond coming this November
- More taxes and fees issuing from Federal, State, City governments

City and BUSD should rethink their priorities:

- **Maintenance has grown to 380% of original estimates – don't spend money like water!**
- UC and BHS already have competition pools, residents don't need another
- **All other school districts open their pools to the community outside school needs**
- BHS pool should be made available to the community, including Barracudas
- **Recreation Taxes hiked by 38% just for expensive new pools** while Parks and Recreation budget facing 25% cuts in next two years.
- **City still hasn't responsibly prioritized and funded essential services**

Vote for better, greener, sustainable alternatives to keep Berkeley swimming—VOTE NO!

s/Robert Cabrera

individually and on behalf of, President Berkeley Can Do Better (BCDB)

s/Marie Bowman

individually and on behalf of, Steering Committee Chair, Berkeleyans Against Soaring Taxes (BASTA!); Former Chair, Housing Advisory Commission (HAC)

s/Julie Dickinson

individually and on behalf of, Secretary, Council of Neighborhood Associations (CNA)

s/Greg Harper
individually and on behalf of, Treasurer, Berkeley
Alliance of Neighborhood Associations (BANA); For-
mer Chair, Housing Advisory Commission (HAC)
s/Phyllis Carr
Secretary

REBUTTAL TO ARGUMENT AGAINST MEASURE C

Berkeley's "**Party of NO**" is at it again, spreading distortions and falsehoods. They failed in recent elections to stop improvements to our schools, libraries, and fire stations. Now Berkeley's own naysayers want to shut down our beloved community pools. Like the "Party of No" in Washington, they're making wild and false claims.

Corrections are in order:

- Berkeley has 4 municipal pools, not 9.
- **Measure C will LOWER**—not raise—maintenance costs through modernization and energy efficiency.
- Berkeley's debt is NOT skyrocketing. The City Council is making deep and painful cuts to meet budget.
- No adequate alternatives to the Warm Water Pool exist in Berkeley.
- How can we hike a "recreation" tax when we don't even have one?

Our youth swim teams train in overcrowded conditions. The pools and pool houses are overdue for rehabilitation. Our aged Warm Water Pool is scheduled for demolition.

Measure C will:

- **Replace** the indoor Warm Pool for seniors, the disabled, and parents with infants.
- **Repair** Willard, King, and West Campus pools.
- Fund adequate hours and programs to enable all Berkeley children to learn to swim safely, and to provide for our after-school teams.

Measure C puts a **simple question** before voters: Shall we, like citizens before us, care for and maintain our community assets?

The ENTIRE Board of the Berkeley Unified School District, and the ENTIRE Berkeley City Council, support Measure C.

VOTE YES to preserve our legacy, for Berkeley's health, for our kids, for our future.

s/Cathryn A. Campbell
individually and on behalf of, President, Berkeley Federation of Teachers

s/Rod Howard
Partner: Synectic Technologies

s/Winston Burton
Economic Development Director, Building Opportunities for Self-Sufficiency (BOSS)

s/Teresa Price
Parent of five Berkeley Barracuda Swim Team members

s/Linda Maio
Vice Mayor, Berkeley City Council

CITY OF PLEASANTON MEASURE D

| | |
|---|------------|
| D Shall the Development Plan for the Oak Grove property be approved? | YES |
| | NO |

CITY ATTORNEY'S IMPARTIAL ANALYSIS OF MEASURE D

Measure D allows Pleasanton voters to decide whether to adopt or reject a development plan for the Oak Grove property. This development plan, approved by the City Council through its adoption of Ordinance No. 1961, would create 51 lots for custom homes on a 562 acre site at the end of Hearst Drive, subject to conditions of approval.

The environmental impacts that would result from development of this project were analyzed in an Environmental Impact Report (EIR) certified by the City Council. The EIR considered project alternatives, described mitigation measures to eliminate or reduce most of the environmental impacts of the project, and adopted a statement of overriding considerations for what could not be mitigated. These are set forth in Exhibit A of Ordinance No. 1961.

Ordinance No. 1961 establishes Planned Unit Development (PUD) zoning that governs this site and subjects development there to conditions of approval (set forth in Exhibit B of Ordinance No. 1961) regarding site design regulations, grading requirements, air quality restrictions, protection of special status species, hazard abatement, disclosure requirements, construction limits, design guidelines, development standards, engineering requirements, tree preservation and mitigation, fire safety, geotechnical requirements, water quality protection, open space dedication, payment of school impact fees, traffic mitigation (including the payment of traffic related fees), as well as other building permit requirements. The conditions require the property owners to dedicate 496 acres of the site as permanent open space and to construct a regional trail and related improvements within the open space area.

The Oak Grove development plan addresses the creation of lots, and regulates house size and height; it does not approve the design of any particular home. Issues relating to design, siting, and construction of each home would be addressed in the future through the project's design review process. This process consists of City planning staff review, subject to appeal by any interested party, Planning Commissioner or City Council member to be considered at a public hearing before the Planning Commission or City Council.

The plans submitted to the City by the property owners' representatives, PUD zoning, EIR mitigation measures, and conditions of approval imposed by the City, collectively make up the development plan for the Oak Grove property approved by the City Council by its adoption of Ordinance No. 1961.

By their own terms, Ordinance Nos. 1961 (regarding the Oak Grove development plan) and 1962 (approving a

Development Agreement for the Oak Grove project between the property owners and the City) are linked. Ordinance No. 1962 provides that if Ordinance No. 1961 is set aside by referendum, then Ordinance No. 1962 shall be of no force or effect.

Measure D is before the voters based upon City Council action to place it on the ballot after the City's receipt of a qualified referendum petition.

If voters approve Measure D, the Oak Grove development plan will go into effect.

If voters defeat Measure D, the Oak Grove development plan will be of no force and effect.

Dated: February 26, 2010

s/JONATHAN LOWELL, City Attorney
City of Pleasanton

Arguments in support or opposition of the proposed laws are the opinions of the authors.

ARGUMENT IN FAVOR OF MEASURE D

Vote Yes on Measure D

If approved Oak Grove will provide:

51 lots, all placed below 790-foot elevation, more than 200 feet below the ridgeline. Each home site is designed to fit within the existing trees and topography, shielding most of the homes from view and eliminating the need to remove Oak trees. It is the environmentally preferred alternative.

nearly 500 acres of open, natural, parkland protecting the most visible ridgeline in perpetuity.

one million dollars dedicated to improve traffic congestion, 4 times the required amount.

increased tax revenue to the City.

two million dollars to the school district, more money than the number of students developed homes would actually generate. This is the most conservative estimate.

a minimum of \$200,000 annually from property taxes paid directly to the school district.

The Oak Grove Area is within the Sierra Club sponsored urban growth boundary of Pleasanton and is designated residential in our voter approved General Plan.

Six years ago two councilmembers initiated a collaborative process to design a project for the Oak Grove area. Originally, the General Plan allowed for 98 homes. Both councilmembers knew there must be a better plan.

Discussions occurred between the developer, the neighborhood stakeholders and the city. After nine public workshops and meetings and countless staff hours, a plan was presented to the council.

Public comment indicated that there was true collaboration. The property owners were praised for their part in the process. Comments from the councilmembers expressed pleasure in the open public process employed. The city council voted 4-1 in favor of Oak Grove.

The Oak Grove property will become residential one day. The approved plan creates a smaller, environmentally responsible neighborhood while providing incredible benefits for Pleasanton residents.

Vote yes on Measure D.

s/Cheryl Cook-Kallio
City Councilmember

s/Jerry T. Thorne
Vice Mayor

s/Jennifer Hosterman
Mayor

s/Kurt Kummer
Pleasanton Parks & Recreation Commissioner

s/Tanya L. Ludden
Past President, Peralta Regional PTA District

Arguments in support or opposition of the proposed laws are the opinions of the authors.

REBUTTAL TO ARGUMENT IN FAVOR OF MEASURE D

The Truth:

- Despite developer claims, City public documents reveal that Oak Grove will be locating buildings and access roads “mainly on the ridges” and the subdivision would “cut the top of the main ridge” of our Southeast Hills. Large houses will be visible from all over Pleasanton.
- City documents identify that most of the traffic fees are for one traffic light, signal timing, and “traffic calming” for one neighborhood. This is not congestion relief for impacted Pleasanton streets.
- Pleasanton Unified School District revealed that there is no approved school district fee agreement with this developer. Plus, one-time developer fees do not pay for teachers, counselors, or other operational costs.
- The Oak Grove development plan is so environmentally destructive that the national Sierra Club opposes it.
- What was envisioned as a collaborative process turned into a closed-door negotiation that excluded input from the larger community, disenfranchised the public, and led to a voter referendum of the City Council approval.
- The developer sued our citizens and the city to prevent this public vote. The City website reveals that project supporters contributed thousands of dollars to the Mayor and two City Council members who voted for the project.

If you voted to protect our ridges in the last election, then Vote No on Measure D.

There’s a better way to save open space. We saved Pleasanton Ridge – now let’s save our Southeast Hills.

Vote No on Measure D

s/Matt Sullivan
Pleasanton City Council

s/Valerie Arkin
School Board Trustee

s/Karla Brown-Belcher
Co-Chair Save Pleasanton Hills

s/Steve Brozosky
Pleasanton City Council Member (2002-2006)
Pleasanton School Board Trustee (2007-2008)

s/Ralph Kanz
Conservation Director
Alameda Creek Alliance

Arguments in support or opposition of the proposed laws are the opinions of the authors.

ARGUMENT AGAINST MEASURE D

In November 2008 Pleasanton voters approved new ridge-line protections with Measure PP. Unfortunately, the Oak Grove housing subdivision was not included. Voters must take action again, and vote no on D to stop the developer from building on top of our ridgelines. This is the final step to protect the natural beauty of our hills.

Vote no to protect the natural contours of our scenic ridgelines.

Oak Grove allows 51 houses of up to 12,500 square feet along our ridgelines. Many will be prominently visible. Measure PP prohibits ridgeline development. Let's insist developers comply with current law.

Vote no to prevent massive grading and environmental destruction.

Oak Grove cuts up to 43 feet off the top of ridgelines and dumps 620,000 cubic yards of dirt – equivalent to 62,000 truckloads – destroying critical habitat for sensitive species. Houses will be built on land designated as highly prone to wild fires and susceptible to landslides and erosion.

Vote no to tell developers, "Don't Mess with our Ridges."

Oak Grove tries to justify building on ridgelines through payment of school fees and offering parkland. The developer has stated that they are paying \$2M one-time fees to our schools. The truth is there is no current agreement with the school district. When these fees are determined, individual homeowners pay the fees not the developer. The school fees are for facilities and do not go toward the budget shortfall, nor do they fund any programs, teachers, counselors, etc. The destruction of our scenic hills is not necessary to gain these fees and parkland.

Ask the developer to return with a new plan that protects the ridgelines and the environment while keeping parkland for trails.

Vote no on D

Go to www.SavePleasantonHills.com for more information.

s/Cindy McGovern

Pleasanton City Council

s/Kay Ayala

Pleasanton City Council (1996-2004)

s/Gregory O'Connor

Planning Commissioner

s/Kris Weaver

School Board (1998-2008)

s/Brian Arkin

Sierra Club

Arguments in support or opposition of the proposed laws are the opinions of the authors.

REBUTTAL TO ARGUMENT AGAINST MEASURE D

Vote yes on Measure D

Understand the facts.

The Property has been designated for 98 homes since 1996. The owner agreed to the number proposed by neighbors reducing to just 51.

(General Plan)

No homes have been submitted or approved. Individual plans are subject to design review and can be appealed.

(Conditions of Approval)

The lots are placed to minimize impact on the environment, removing 58 trees. 900 trees will be planted and monitored for five years ensuring viability.

(Conditions of Approval)

\$1,000,000 for road improvements, 4 times the city traffic fees.

School fees of at least \$2,000,000 based on 5000 sq. ft.

If homes are the size those opposed are claiming, fees will be over \$3,000,000

(PUSD fee is \$8.62/sq. ft, capped at 7000 sq. ft. posted on website)

Property taxes and bond payments will generate over \$500,000 per year to the school district and city.

(PUSD student generation rate applied to ADA per-student fees, plus voter approved bond measures; City's share is 25% of property taxes generated.)

Oak Grove is designated as residential. There will be development there. Through collaboration the city will get almost 500 acres of open space parkland, protecting the most visible ridgelines and providing a buffer, stopping development to the southeast forever.

(Development Agreement)

It is the environmentally preferred alternative.

(General Plan and EIR)

Environmental leaders, neighbors, school and business leaders and councilmembers support Oak Grove as the best plan.

Know the facts. The benefits to Pleasanton are huge.

Vote yes on Measure D

s/Cheryl Cook-Kallio

City Councilmember

s/Jerry T. Thorne

Vice Mayor

s/Jennifer Hosterman

Mayor

s/Kurt Kummer

Pleasanton Parks & Recreation Commissioner

s/Tanya Ludden

Past President, Peralta District PTA

**FULL TEXT OF MEASURE D
ORDINANCE NO. 1961**

AN ORDINANCE APPROVING THE APPLICATION OF JAMES TONG, CHARTER PROPERTIES (OAK GROVE DEVELOPMENT), FOR PUD DEVELOPMENT PLAN APPROVAL, AS FILED UNDER CASE PUD-33

WHEREAS, James Tong, Charter Properties, has applied for Planned Unit Development (PUD) development plan approval to create 51 custom home sites and to designate the remaining area for permanent open space, on a 562-acre site located at 1400 Hearst Drive, near the present terminus of Hearst Drive, to the south of the Vintage Hills and the Grey Eagle Estates, and to the east of Kottinger Ranch; and

WHEREAS, zoning for the property is PUD-RDR/OS (Planned Unit Development – Rural Density Residential/Open Space) District; and

WHEREAS, an Environmental Impact Report was prepared for this project, and a resolution certifying the Environmental Impact Report as complete and adequate in compliance with the California Environmental Quality Act was adopted on October 2, 2007; and

WHEREAS, the Environmental Impact Report disclosed several possible significant adverse impacts, most of which could be mitigated, but two adverse impacts which were considered significant and unavoidable; and

WHEREAS, the City Council received the Planning Commission’s decision to decline certification of the Environmental Impact Report and its comments on the project; and

WHEREAS, City staff has recommended that the benefits of the project – social, economic, and environmental/land use – outweigh the few significant adverse environmental impacts, thereby justifying approval of the project; and

WHEREAS, duly noticed public hearings were held on September 4, 2007 and October 2, 2007; and

WHEREAS, the City Council finds that this PUD development plan is consistent with the General Plan land use designation of the site, the General Plan policies of the City of Pleasanton, and the purposes of the PUD ordinance.

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

SECTION 1. The City Council makes the following findings:

1. That all significant adverse effects enumerated in the Environmental Impact Report which can feasibly be avoided have been eliminated or substantially lessened as indicated in the document entitled “Environmental Findings and Statement of Overriding Considerations,” attached hereto as Exhibit A and incorporated herein by this reference; and
2. That those remaining unavoidable significant adverse effects identified in that document have been found acceptable in that the social, eco-

nomical, and environmental/land use benefits to the proposed project as indicated in the Environmental Impact Report, staff reports, and testimony at public hearings outweigh the remaining unavoidable adverse impacts, as indicated in the “Statement of Overriding Considerations” in the document entitled ““Environmental Findings and Statement of Overriding Considerations,” attached hereto as Exhibit A” and incorporated herein by this reference.

SECTION 2. Approves Case PUD-33, the application of James Tong, Charter Properties, for Planned Unit Development (PUD) development plan approval to create 51 custom home sites and to designate the remaining area for permanent open space, on a 562-acre site located at 1400 Hearst Drive, near the present terminus of Hearst Drive, to the south of the Vintage Hills and the Grey Eagle Estates, and to the east of Kottinger Ranch, subject to the conditions shown on Exhibit B, attached here and incorporated herein by this reference.

SECTION 3. The City staff is directed to cause a Notice of Determination to be filed pursuant to Section 5.4(g) of Resolution No. 77-66.

SECTION 4. A summary of this ordinance shall be published once within fifteen (15) days after its adoption in “The Valley Times,” a newspaper of general circulation published in the City of Pleasanton, and the complete ordinance shall be posted for fifteen (15) days in the City Clerk’s office within fifteen (15) days after its adoption.

SECTION 5. This ordinance shall be effective thirty (30) days after its passage and adoption, provided, however, that if Ordinance No. 1962 is set aside by referendum, this ordinance shall be of no force or effect.

ADOPTED at a regular meeting of the City Council of the City of Pleasanton on November 6, 2007.

The foregoing Ordinance was introduced at a regular meeting of the City Council of the City of Pleasanton on October 2, 2007 and was adopted at a regular meeting of the City Council of the City of Pleasanton on November 6, 2007 by the following vote:

Ayes: Councilmember Cook-Kallio, Sullivan, Thorne, Mayor Hosterman
Noes: Councilmember McGovern
Absent: None

s/Jennifer Hosterman, Mayor

ATTEST:
s/Karen Diaz, City Clerk

APPROVED AS TO FORM:
s/Michael H. Roush, City Attorney

EXHIBIT A
ENVIRONMENTAL FINDINGS AND
STATEMENT OF OVERRIDING CONSIDERATIONS
PUD-33, Oak Grove Development/Lin Property

I. INTRODUCTION

The Oak Grove Planned Unit Development – PUD-33 – is a development on a 562-acre site located in southeast Pleasanton including 51 custom homes, a permanent open space component with local and regional trails and a staging area, and ancillary public improvements including public streets, stormwater treatment facilities, a municipal water tank, etc. The City of Pleasanton is the lead agency under the California Environmental Quality Act (CEQA) and has prepared an environmental impact report (EIR) for this project.

Section 15091 of California Code of Regulations, Title 14, Chapter 3 (CEQA Guidelines) and Section 21081 of the Public Resources Code requires the lead agency to adopt findings for each potentially significant environmental impact disclosed in an EIR. Specifically, for each significant impact, the lead agency must make one or more of the following three findings:

- Changes or alterations have been incorporated into the project to avoid or substantially lessen the significant environmental effects identified in the EIR;
- Such changes or alterations are within the responsibility and jurisdiction of another public agency and should be adopted by that agency; or
- Specific economic, social, legal, technological, or other considerations make the mitigation measures or alternatives identified in the EIR infeasible.

In addition to making a finding for each potentially significant impact, if the lead agency approves a project without mitigating all of the significant impacts, it must prepare a statement of overriding considerations in which it balances the benefits of the project against the unavoidable environmental risks. The statement of overriding considerations must explain the social, economic, or other reasons for approving the project despite its environmental impacts (CEQA Guidelines § 15093, Public Resources Code § 21081).

This document contains the findings and statement of overriding considerations for the approval of the Oak Grove Planned Unit Development project and reflects the City of Pleasanton's independent judgment.

This document incorporates by reference the Oak Grove Planned Unit Development EIR. The EIR and other portions of the administrative record are available for review at: Department of Planning and Community Development, 200 Old Bernal Avenue, City of Pleasanton, Pleasanton, CA 94566-0802, Contact: Marion Pavan, Project Planner (925) 931-5610.

II. PROPOSED PROJECT

The EIR analyzes the original project proposal as a residential development of a 98-unit, custom home development (Original Project). The EIR also analyzed four other alternatives for this proposed project, one of which is referred to as “Alternative 4”, a 51-unit development plan.

Through a collaborative process with the neighbors, City staff, and the applicant, an alternative was developed, Alternative 4, reflecting numerous design changes to the original proposal. This development plan is the environmentally superior alternative because the environmental impacts are reduced when compared to the impacts of the originally proposed 98-lot development.

The environmentally superior project consists of 51 home sites for custom homes with all development occurring on approximately 66 acres of the 562 acre site. Residential sites would be located primarily where impacts were found to be less significant and designed to preserve more woodland area by reducing the number of trees that would be impacted (58 mature trees of the 12,000 trees on site), protecting seasonal drainage ways and valley bottoms, which include areas of Federal jurisdiction, and/or supporting important vegetation and wildlife resources. These areas remain mostly free of development and/or development impacts due to the plan revision lessening the number of homesites from 98 to 51.

III. BACKGROUND

The Oak Grove project site, owned by the Lin family, was annexed to the City of Pleasanton on December 31, 1991. The current proposal, a Planned Unit Development for a project called “Oak Grove,” is the second project proposal. The first, “Kottinger Hills,” was proposed in 1992. That project included 122 single family detached “production” homes in a conventional subdivision in the south-central area of the interior of the site, a 266-acre, 18-hole golf course and approximately 237 acres of open space proposed for dedication to the City.

The 1992 Kottinger Hills PUD was approved by the Pleasanton City Council in October 1992, with the housing unit count reduced to 86 homes but with the golf course and open space retained. The approval was rescinded in a referendum election on November 2, 1993.

Public Review Process

The City of Pleasanton prepared and circulated a notice of preparation (NOP) for an environmental impact report (EIR) on December 4, 2003. The NOP provided a brief description of the proposed Plan and a brief summary of potential environmental impacts. The NOP was distributed to agencies, the general public, and other concerned individuals and provided a 30 day period for interested parties to submit comments regarding environmental matters to be addressed in the EIR.

On February 8, 2005, the City convened a public scoping meeting to address the potential impacts on the environment. Comments were received through the combined NOP and public scoping process.

Based partially on the NOP and public scoping process, the City prepared a Draft Environmental Impact Report (DEIR) that was published on June 28, 2006. The CEQA-mandated 45-day public review period began on June 30, 2006 and was to end on August 14, 2006. At the request of the Planning Commission the public review period was extended by 15 days to a total of 60 days, and the comment period ended on August 29, 2006. In addition to the comments received at public hearings conducted by the

City Planning Commission on July 12, 2006 and August 23, 2006, comment letters were submitted by various public agencies and organizations and individuals.

Responses to all comments received were prepared and included in the Final EIR, which was prepared in accordance with CEQA and the guidelines for the implementation of CEQA.

IV. RECORD OF PROCEEDINGS AND CUSTODIAN OF RECORD

The record, upon which all findings and determinations related to the approval of the Environmentally Superior Project are based, includes the following:

1. The EIR and all documents referenced in or relied upon by the EIR.
2. All information, including written evidence and testimony, provided by City staff to the City Council relating to the EIR, the Original Project, and the Environmentally Superior Project represented under PUD-33 including the development plan and design guidelines.
3. All information, including written evidence and testimony, presented to the City Council by the environmental consultant and sub-consultants who prepared the EIR or incorporated into reports presented to the City Council.
4. All information, including written evidence and testimony, presented to the City from other public agencies related to the Original Project, the Environmentally Superior Project, or the EIR.
5. All applications, letters, testimony, and presentations relating to the Project.
6. All information, including written evidence and testimony, presented at any City hearing or City workshop related to the Original Project, the Environmentally Superior Project, and the EIR.
7. All City-adopted or City-prepared land use plans and ordinances, including without limitation, the General Plan, specific plans, and ordinances together with the attending environmental review documents, findings, mitigation monitoring programs, and other documents relevant to planned growth within the area.
8. The Mitigation Monitoring and Implementation Program for the Environmentally Superior Project that is prepared and submitted to the City.
9. All other documents composing the record pursuant to Public Resources Code Section 21167.6(e).

The documents and other referenced materials are located at the City of Pleasanton, 123 Main Street, Pleasanton, California 94566.

Severability

If any term, provision, or portion of these Findings or the application of these Findings to a particular situation is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions of these Findings, or their application to other actions related to the Oak Grove Planned Unit Development, shall continue in full force and effect unless amended or modified by the City.

V. FINDINGS FOR ALTERNATIVES EVALUATED IN THE EIR

During the preparation of the EIR for the Original Project, the City evaluated several alternatives. A description and a finding for each alternative are presented below. As stated above, the City of Pleasanton has elected to approve Alternative 4, the Environmentally Superior Alternative. Following is a discussion of the alternatives considered.

Alternative 1 – Site Plan Alternative #1

Description

Alternative 1 reduces the portion of the site that would be developed while retaining the total of 98 homes. This Alternative would contain 70 lots for custom homes and replace several Original Project lots with seven four-plex structures containing 28 residential units. The Court 5 lots south and southwest of the intersection of Street A with Court 4, together with associated roads and other site improvements, would be eliminated, and the road designed to provide access to the new water tank would be widened and extended along the eastern margin of the property, providing access to five estate lots. One lot would also be added off Court 3 and two locations (Balance Fill Areas) would be established for the placement of excess soils generated from grading the roads and lots.

This alternative is similar to the Original Project in situating 98 homes on the 562-acre site. It differs from the Original Project in the following ways:

- Twenty eight homesites proposed by the Original Project toward the south of the property would be replaced by seven four-plex structures to be located on the Original Project Court 1. Five estate lots would be proposed near the east property line so as to retain a total of 98 units.
- The fill of ephemeral streams is estimated to be reduced, from 2,708 lineal feet for the Original Project to 145 feet for Alternative 1. Disturbance of seeps would also be reduced, from about 2,000 square feet for the Project to less than 1,200 square feet for Alternative 1.
- The total land area to be disturbed by grading under Alternative 1 is 89.5 acres, while in the Original Project this disturbance totals 87 acres.
- One Emergency Vehicle Access (EVA) route, in addition to Hearst Drive access, is proposed versus two under the Original Project. The remaining EVA would be to the north to Grey Eagle Court.
- Neither the proposed 6.5 acre neighborhood park nor the regional trail staging area would be included in Alternative 1.
- Alternative 1 would use two onsite Balance Fill Areas for deposit of excess soils generated from grading the roads and lots.

Finding: Feasible

The DEIR identified several differences in the environmental effects of Alternative 1 as compared with the Original Project, but the EIR did not find that the environmental impacts of Alternative 1 would be significantly different from those of the Original Project. No adverse

impacts were found for Alternative 1 that were not also found for the Original Project.

Alternative 2 – Site Plan Alternative #2

Description

Alternative 2 reduces the portion of the site that would be developed as homesites and reduces the total number of homes from 98 to 80. The four-plexes proposed in Alternative 1 would not be developed under Alternative 2, but in all other respects the arrangement of uses, location of roads and limit of disturbed areas would be the same as in Alternative 1.

This alternative locates 80 homes on a smaller development footprint than proposed by the Original Project. In doing so it is generally identical to Alternative 1.

Finding: Feasible

The DEIR identified the same differences in the environmental effects of Alternative 2 as compared with the Original Project with the exception that, as a result of the reduction in number of homesites, peak-hour trips would be approximately 16 percent to 18 percent less than the Original Project. This reduction would, however, generate the same general impacts and would require the same mitigation measures as the Original Project.

Alternative 3 – Transportation Alternative

Description

Alternative 3 would provide a second public road access in addition to that provided by Hearst Drive into the site. The route would be toward the north through the Berlogar property to a connection with New Vineyard Avenue. The rationale for this alternate access road is that it could reduce project traffic on Bernal Avenue.

This alternative is identical to the Original Project in that it would situate 98 homes on the 562 acre site. It differs from the Original Project only in the provision of this supplemental access route.

Finding: Infeasible

The traffic analysis evaluating this second road access alternative concluded that the alternative would not be successful in diverting enough project traffic to have a substantial effect in reducing future congestion in Pleasanton's road network. Thus, because Alternative 3 would not effectively serve the principal purpose for which it was formulated, it was not subjected to an environmental analysis at the same level of detail as the site plan alternatives. If it had been, it is reasonable to believe that it would be found to have a number of environmental impacts – including impacts on biological resources, hydrology and drainage, geology – the stability of the alternate access route in an area of mapped landslides, and noise that are greater in geographic extent or magnitude than the impacts of the Original Project and the other land use alternatives.

Alternative 4 – Environmentally Superior Alternative

Description

Alternative 4 would reduce the number of lot from 98 to 51. The lots would be situated generally along streets that are generally similar in alignment to Street "A" and Courts "1" through "4" in the Original Project. Lot sizes in Alternative 4 would range from 30,290 square feet to 90,834

square feet, with an overall average of about 48,460 square feet. Two balance fill areas would be established for the placement of excess soils generated from grading the roads and lots.

This alternative is similar to the Original Project but differs from the Original Project in the following ways:

- The Original Project would have 98 lots. Alternative 4 would have 51 lots. The average lot size would nearly double, from 0.60 acres per lot under the Original Project to 1.13 acres under Alternative 4.
- With 51 units, Alternative 4 would not require one court and would substantially shorten the main access street.
- The fill of ephemeral streams is estimated to be reduced from 2,708 lineal feet for the Original Project, to 145 feet for Alternative 4. Disturbance of seeps would also be reduced, from approximately 2,000 square feet for the Original Project to less than 1,200 square feet for Alternative 4.
- The proposed 6.5 acre neighborhood park would not be included in Alternative 4. The staging area will remain, and regional and local trails would be provided in the publicly-owned open space area.
- In case of fire or other emergency, the Project will have three rather than two accesses. One access point will be Hearst Drive, another will be a fire road and the third will be from the north, via the Grey Eagle Estates subdivision. The fire access road would connect from the City's existing water tank on the southwest section of the site to the end of the cul de sac by Lot 51. The other would connect to the existing City public access easement within Grey Eagle Estates and then would head to the north towards Grey Eagle Court. It would be configured as an entrance only route for public safety vehicles from the Grey Eagle Estates subdivision to Oak Grove.
- One of four detention basins required in the Original Project would not be required in Alternative 4.
- The elimination of some development areas and roadways results in a smaller development footprint for this alternative.
- Alternative 4 would use two onsite balance fill areas for deposit of excess soils generated from grading the roads and lots.

Finding: Feasible

The DEIR identified several differences in the environmental effects of Alternative 4 as compared with the Original Project:

- Aesthetics – With larger lots, Alternative 4 could allow larger homes and thus may have a greater visual impact. As conditioned, the building floor area for these lots would be limited to 20 percent of the lot area, and large building setbacks would be established between the structures on adjoining lots. These factors with the design guidelines controlling building architecture, the potential visual

impacts of these homes would be reduced.

- Air Quality – Alternative 4 would have slightly greater impact than the Original Project on dust generation during construction of the individual lots, due to a larger grading footprint. The impact of grading of the overall Environmentally Superior Alternative, however, is reduced due to the reduction of total lots than the Original Project.
- Biological Resources – Alternative 4 improves on the Original Project by greatly reducing the amount of fill placed in drainages and reducing impacts on wetlands and ephemeral streams.
- Geology, Soils, and Seismicity – Some construction in landslide/geologically unstable areas would be reduced by the removal of homesites.
- Traffic – Reducing the number of lots from 98 to 51 units would reduce the number of average daily traffic trips from 938 to 488 or by approximately 48 percent. The result of these reductions would be to reduce the impacts at the East Angela Street/Bernal Avenue intersection from an unacceptable Level of Service (LOS) E to an acceptable LOS D and at the Hearst Drive/Bernal Avenue intersection from LOS F to LOS E.
- Police and Fire Services – The Original Project proposed two EVAs to serve 98 homes while Alternative 4 proposes one fire road and one all surface road (in addition to Hearst Drive itself) to serve 51 homes. With the reduction in number of units the Fire Department finds these provisions to be acceptable.

No adverse impacts were found for Alternative 4 that were not also found for the Original Project. Alternative 4 would provide mitigation of impacts superior to the mitigation provided by the Original Project in the area of Biological Resources because the amount of fill placed in drainages is reduced and thus impacts on wetlands and ephemeral streams are also reduced. Accordingly, it is found to be the Environmentally Superior Alternative.

The No Project Alternative

Description

An EIR is required to consider a “No Project” alternative. In the case of the Oak Grove Planned Unit Development, the no project scenario takes as its starting point the existing planning designation applicable to the site. As described in the DEIR, the 562-acre site carries two designations: On the 489-acres within the Urban Growth Boundary (UGB), the designation is Rural Density Residential (RDR), which allows no more than one dwelling unit per five gross acres, or 98 dwelling units. On the 73 acres outside the UGB, the designation is Public Health and Safety, which allows no development other than a single family dwelling unit on existing private lots of record. (There is no existing lot of record for this area.)

The Oak Grove Planned Unit Development is consistent with the level of development the General Plan contemplates as the Original Project proposes exactly the maximum number of residential units that the General Plan

allows. The No Project Alternative would be a project similarly consistent with the General Plan (i.e., a residential project of 98 units) but possibly configured in a different manner from the Original Project.

A project of 98 units of a different design to the Original project has the theoretical potential of serving as the no project alternative. Such a project, however, could require an extensive road network that, together with water lines, sewer lines, and provisions for drainage, would be not only expensive to the applicant but also undesirable and burdensome to the City as well as involving environmental impacts that could not be mitigated.

Finding: Infeasible

Implementing the No Project Alternative would be inconsistent with the direction of the Pleasanton General Plan, which calls for preserving large blocks of open space land by encouraging the clustering of development (Program 4.4) and for using clustered development as one of a number of site planning and design techniques to minimize impacts to water quality, including minimizing land disturbance, minimizing impervious surfaces, preserving open space, and maintaining riparian areas with buffer zones to reduce runoff into waterways (Program 17.4). Further, with a project of 98 lots, in the potential absence of significant clustering, the environmental impacts of such an alternative could be less susceptible to mitigation. The No Project alternative is, therefore, found to be infeasible.

The No Development Alternative

Description

The Oak Grove Planned Unit Development site in its current condition comprises the no development alternative.

Finding: Infeasible

The Oak Grove site is designated for residential development under the Pleasanton General Plan. As noted above in the discussion of the “no project” scenario, it may reasonably be assumed that, if the current proposal should not be approved, an alternative proposal would be brought forward. No development is, therefore, not a feasible alternative under CEQA.

Alternative Project Site

A custom lot project on vacant land in Pleasanton may be possible at another site, but no site that has the physical, locational, and planning characteristics of the Oak Grove site – its size, its residential/rural density designation, and its location at the City’s rural edge – has been identified. While a 98 unit project could conceivably be built at a site not on the edge of the City, a more centrally-located site is likely designated for higher density than the rural residential density that applies to this site. The combination of the General Plan designation, the size of the site, and the location make this site unusual (possibly unique) among Pleasanton’s current inventory of residential sites.

CEQA does not call for consideration of “an alternative whose effect cannot be reasonably ascertained and whose implementation is remote and speculative” (CEQA Guidelines § 15126.6 (f)(3)). Further, an alternative site would not meet any of the objectives of the project sponsor, pri-

mary among which is the development of this site.

Finding: Infeasible

For the reasons stated above, an alternative site is not considered a feasible alternative.

Summary of Findings Relation to Alternatives

CEQA Guidelines Section 15126(e)(2) requires identification of the environmentally superior alternative.

The EIR consideration of alternatives found that the No Project Alternative, No Development Alternative, and Alternative 3 would be infeasible and, therefore, incapable of mitigating the significant impacts identified for the Project.

The EIR found Alternatives 1, 2 and 4 to be feasible. The array of impacts they would generate is similar in character and extent to those of the Original Project. In particular, the Original Project, and Alternative 1 and 2 would all result in the same significant and unavoidable impact on transportation.

Alternative 4 is environmentally superior to the Original Project and to Alternatives 1 and 2 because its pre-mitigation environmental impacts are of a lesser degree than those of the other site plans. The reduction in impacts is the consequence primarily of the smaller development footprint (66 acres vs. 80 for the project and 58 for Alternatives 1 and 2); the smaller number of housing units (51 for Alternative 4 compared with 98 and 80 for the other site plans) is a secondary source of improvement in the environmental outcome.

The following is a summary of the environmental improvements provided by Alternative 4.

Aesthetics and Visual Resources. Alternative 4 utilizes a smaller part of the site so that the change in what is seen from offsite is diminished. Additionally, because the applicant has committed to the same number of mitigation trees for Alternative 4 as for the Original Project, these plantings can be more concentrated for screening use.

Air Quality. While the Original Project would not result in a significant impact to air quality based upon the air quality impact criteria of the regional air quality management agency, Alternative 4's smaller number of units would contribute a lower volume of regional criteria pollutants.

Biological Resources. Alternative 4 improves on the Original Project by greatly reducing fill of ephemeral streams.

Geology, Soils, and Seismicity. Alternative 4 improves on Alternatives 1 and 2 by eliminating the eastern estate lots, thereby eliminating construction in an area of potential landslides.

Noise. Because Alternative 4 only includes 51 homesites, less noise would be generated following buildout due to a lower volume of traffic, and less noise would be generated during construction due to the construction of fewer individual homes.

Open Space. Alternative 4 provides a greater open space benefit than the Original Project because the land area potentially to be set aside as permanent open space is greater: up to 496 acres as compared with 482 acres for the Original Project.

Police and Fire (Emergency Access). Alternative 4, with

public access via Hearst Drive, an emergency fire road from the existing City water tank to the cul de sac by Lot 51, and an emergency access route from the Grey Eagle Estates subdivision to the Project site would have acceptable access under emergency conditions. Alternatives 1 and 2, with the five eastern estate lots, would not.

Transportation. The analysis of traffic under the Original Project and the alternatives shows that congestion on Pleasanton's road network would exist without the Original Project and, in fact, that the Original Project would have virtually no impact on congestion as measured by intersection levels of service and little discernible effect on congestion as measured by seconds of delay. Nevertheless, the fact that Alternative 4 has a lower number of housing units means that average daily traffic would be substantially reduced as compared with the Original Project, and even the relatively slight traffic effects would be reduced. Impacts on residential streets in the area, not found to be significant for the Original Project, would also be reduced under Alternative 4.

For these reasons, Alternative 4 may be seen as the environmentally superior alternative.

VI. SIGNIFICANT ENVIRONMENTAL IMPACTS IDENTIFIED IN THE EIR

Findings and Recommendations Regarding Significant Project-Level and Cumulative Impacts Which are Avoided or Mitigated to a Less-Than-Significant Level

The discussion of the effects of the mitigation measures recommended to address significant project level and cumulative impacts of the Environmentally Superior Project also includes descriptions of the provisions developed by the City as part of the Environmentally Superior Project's conditions of project approval. These provisions, reflected in the Mitigation Monitoring and Implementation Plan (MMIP), serve to ensure the appropriate implementation of the recommended mitigation measures

Aesthetic and Visual Resources

1. Effect on the existing visual character of the site (*DEIR, pp. 70-71, 75 and 355-356; Conditions 23-25, 30, 33, 34, 36, and 54 of PUD-33; MMIP A1*).

a. **Potential Impact.**

Infrastructure elements on the site (streets and private drives; utility elements, including pumping stations, and water tanks; and other public or quasi-public facilities) may present an unattractive appearance unless adequate screening is provided.

b. **Mitigation Measures.**

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure A1.

c. **Findings.**

Based on the EIR and the entire record before the City, the City finds that:

(i) **Effects of Mitigation.**

The Environmentally Superior Project's potential impacts

related to the visual impact of the construction of infrastructure on views toward the site will be mitigated to less-than-significant levels through the implementation of the mitigation measure discussed above because the measure requires that public use facilities including roads and water tanks be screened from view and integrated into the landscape. The planting of trees and shrubs along roadways and adjacent to the planned water tank will visually integrate newly constructed features with the surrounding landscape.

(ii) Remaining Impacts.

Any remaining impacts related to views of planned infrastructure features will be less than significant.

2. Effect on the existing visual character of the surroundings (*DEIR, pp. 71-73, 75-76 and 356; and Condition 23-25, 30, 33, 34, 36, and 54 of PUD-33; MMIP A2*).

a. Potential Impact.

It is possible that some Oak Grove residences may appear undesirably prominent.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure A2.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

- The Environmentally Superior Project's potential impacts related to the visual impact of new homes built on the site will be mitigated to less-than-significant levels through the implementation of the mitigation measure discussed above as the measure requires that homes on Lots 33 and 34 of the Environmentally Superior Project shall be designated as "High Visibility Lots" in the development's design guidelines. High Visibility Lots are defined in the Mandatory Design Guidelines, and homes on such lots are subject to design measures, such as limiting building size and requiring additional planting.
- The Environmentally Superior Project includes, as conditioned, design guidelines controlling the lot-specific house, site, and landscape designs. The design guidelines are tailored for the Environmentally Superior Project – 51 lots in a hillside setting of topographically varied terrain backed by ridges, swales, and open space land. The guidelines provide comprehensive, detailed landscape and building design standards addressing materials, grading, massing, architecture, planting, etc., to minimize the visual impacts of the homes on these lots. Additionally, the guidelines of the Environmentally Superior Project includes tree reforestation of the open space areas including the areas facing existing developments so that over time the effects of the homes of the Environmentally Superior Project are screened from view.
- As recommended to be conditioned, the Environmen-

tally Superior Alternative would limit the maximum building area on the Oak Grove lots to a floor area ratio of 20 percent of the lot area and would require large separations between the primary and accessory structures on adjoining lots.

(ii) Remaining Impacts.

Any remaining impacts related to views of the development and the new homes will be less than significant.

Air Quality

1. Expose Sensitive Receptors to Substantial Pollutant Concentrations (*DEIR, pp. 88 and 357/358; Condition 8 of PUD-33; MMIP C1*).

a. Potential Impact.

The Environmentally Superior Project could expose sensitive receptors to substantial pollutant concentrations.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure C1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

- Effects of Mitigation.

The Environmentally Superior Project's potential impacts related to the impact of dust on sensitive receptors will be mitigated to less than significant levels through the implementation of the mitigation measure discussed above as the measure requires that all construction contracts for grading and project site preparation and for grading of individual residential building sites require appropriate Bay Area Air Quality Management District dust control measures. These requirements will be monitored during construction.

To address the potential impacts on sensitive receptors to substantial pollutant concentrations due to project grading, the dust control plan and/or procedure shall be submitted to the Planning Director and the City Engineer, City of Pleasanton, for review and approval before the City issues a grading permit. The dust control plan shall state the BAAQMD dust control measures in the grading plans and the construction contracts for grading and project site preparation. These requirements will be monitored during all construction phases by City of Pleasanton Inspectors.

d. Remaining Impacts.

Any remaining impacts related to dust impacts to sensitive receptors will be less than significant.

Biological Resources

Impact on any species identified as a candidate, sensitive, or special status species

1. Loss of California Tiger Salamander (CTS) and its Habitat (*DEIR, pp. 104-105, 111-113 and 359/360; Condition 9a and 9f of PUD-33; MMIP D1-D2*).

a. Potential Impact.

The Original Project's potential impacts related to the disturbance or removal of upland or dispersal habitat of CTS

are discussed in the DEIR at page 105 and the Environmentally Superior Project's impacts are discussed at page 359.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D1 and D2.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation

- The Environmentally Superior Project's potential impacts related to the CTS habitat will be mitigated to less-than-significant levels through the implementation of the mitigation measure discussed above as it requires the preparation of a CTS Mitigation and Monitoring Plan and the acceptance of that plan by the City and United States Fish and Wildlife Service (USFWS) for review and approval prior to the City Council's action on the first Final Subdivision Map. The Mitigation Monitoring and Implementation Program shall be implemented by the City of Pleasanton on all grading plans, improvement plans, and other construction documents for this development.
- The Environmentally Superior Project's potential impacts related to California tiger salamander movements to offsite breeding habitats from direct mortality will be mitigated to less-than-significant levels through the implementation of the Hearst Drive wildlife crossing features described in the EIR.

(ii) Remaining Impacts.

Any remaining impacts related to CTS habitat will be less than significant.

2. Loss of California Red-Legged Frog (CRLF) and its Habitat (*DEIR, pp. 105, 113-114 and 359/360; Condition 9b and 9f of PUD-33; MMIP D2*).

a. Potential Impact.

The Original Project's potential impacts related to the disturbance or removal of upland or dispersal habitat of CRLF are discussed in the DEIR at page 105 and the Environmentally Superior Project's impacts are discussed at page 359.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D2.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts related to the CRLF habitat will be mitigated to less-than-significant levels through the implementation of the miti-

gation measure discussed above as it requires the preparation of a CRLF Mitigation and Monitoring Plan and the acceptance of that plan by the City and United States Fish and Wildlife Service (USFWS) for review and approval prior to the City Council's action on the first Final Subdivision Map. The Mitigation Monitoring and Implementation Program shall be implemented by the City of Pleasanton on all grading plans, improvement plans, and other construction documents for this development.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to CRLF habitat will be less than significant.

3. Potential loss of callippe silverspot butterfly (CSB) habitat due to loss of its host plant (*Viola pedunculata*) or direct loss of butterfly larvae or adults (*DEIR, pp. 105, 114-115 and 359/360; FEIR, Chapter 2, Comment Summaries and Responses, pp. 90-92; Condition 9c of PUD-33; MMIP D4*).

a. Potential Impact.

The Original Project's potential impacts related to the disturbance or removal of CSB habitat and/or direct loss of butterfly larvae or adults are discussed in the DEIR at pages 105, 114-115 as amended by revised Mitigation Measure D3 (FEIR Responses to Comment CC2), and the Environmentally Superior Project's impacts are discussed at page 359-360.

b. Mitigation Measures.

To address the possible significant impact on callippe silverspot butterfly due to loss of habitat of its host plant (*Viola pedunculata*) or direct loss of butterfly larvae or adults, the following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D3.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts related to the CSB habitat will be mitigated to less-than-significant levels through the implementation of the mitigation measure discussed above as it requires the preparation of a CSB Mitigation and Monitoring Plan and the review by the United States Fish and Wildlife Service (USFWS) and acceptance by the City prior to City action on the first Final Subdivision Map. The Mitigation Monitoring and Implementation Program shall be implemented by the City of Pleasanton on all grading plans, improvement plans, and other construction documents for this development.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to CSB and CSB habitat will be less than significant.

4. Loss of Raptors and Their Habitat (*DEIR, pp. 107, 115-116 and 359/360; Condition 10 of PUD-33; MMIP D4*).

a. Potential Impact.

The Original Project's potential impacts on raptors due to disturbance of active raptor nesting and habitat sites are discussed in the DEIR at page 107 and the Environmentally Superior Project's impacts are discussed at page 360.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D4.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

- The Environmentally Superior Project's potential impacts related to the loss of raptors and their habitat will be mitigated to less-than-significant levels through, as conditioned, executing a pre-construction survey 30 days prior to beginning site grading to verify the presence or absence of active raptor nests. Construction shall not take place if it is determined that such construction would disturb an identified active raptor nest.

This condition shall cover the development and/or the individual building sites.

ii) Remaining Impacts.

Any remaining impacts related to impacts to burrowing owl habitat will be less than significant.

5. Loss of Burrowing Owl and Its Habitat (*DEIR, pp. 107, 116-117 and 359/360; Condition 10 of PUD-33; MMIP D5*).

a. Potential Impact.

The Original Project's potential impacts on burrowing owl due to disturbance of potential burrowing owl nesting and habitat sites are discussed in the DEIR at page 107 and the Environmentally Superior Project's impacts are discussed at page 360.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D5.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

- The Environmentally Superior Project's potential impacts related to the loss of burrowing owl and its habitat will be mitigated to less-than-significant levels through the implementation of a pre-construction burrowing owl survey 30 days before site grading begins and the avoidance of all surveyed, active owl burrows to the extent practical. If avoidance is impractical, the creation and preservation of burrowing owl habitat at on- and/or off-site locations will be implemented. Mit-

igation habitat must be in kind to the lost habitat, with no net loss of function, and created at a location approved by the California Department of Fish and Game.

- This condition shall cover the development and/or the individual building sites.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to burrowing owl habitat will be less than significant.

6. Loss of Alameda Whipsnake (*DEIR, pp. 107, 117 and 359/360; FEIR, Responses to Comments, Response N-2; Condition 9d of PUD-33; MMIP D6*).

a. Potential Impact.

The Original Project's potential impacts on Alameda whipsnake due to construction activities are discussed in the DEIR at page 107 and the Environmentally Superior Project's impacts are discussed at page 360.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D6.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

To protect Alameda whipsnake populations from possible impacts during construction of the Environmentally Superior project through direct mortality, the project developer shall install silt-control fencing between the possible whipsnake habitat areas and construction zones where determined by a licensed biologist. The Environmentally Superior Project, as conditioned, includes the requirement that a biologist shall prepare the fence plan in consultation with the USFWS and shall submit the plan to the City of Pleasanton and the USFWS for review and approval prior to the City's action on the first Final Subdivision Map. The fencing shall be installed ten days before grading begins and shall be maintained during all grading activities.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to Alameda whipsnake and its habitat will be less than significant.

Impact on Any Riparian Habitat or Other Sensitive Community.

7. Impact on Wetlands and Waters of the United States and/or the State of California (*DEIR, pp. 108-110, 119-120 and 359/360; Condition 9e of PUD-33; MMIP D8*).

a. Potential Impact.

The Original Project's potential impacts due to proposed filling of 2,004 square feet of Section 404 and isolated wetlands and 2,708 linear feet of waters of the U.S. and California in drainages are discussed in the DEIR at pages 108-110. The Environmentally Superior Project would reduce these impacts to the proposed filling of 1,171 square feet of Section 404 and isolated wetlands and 145

linear feet of waters of the U.S. and California in drainages. These impacts are discussed in the DEIR at page 359.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D8.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

To mitigate the potential significant impact on United States wetlands and waters from the proposed filling of Section 404 and isolated wetlands and drainages associated with the Environmentally Superior Project, the project developer shall mitigate the impacts by creating on-site wetlands at a 2:1 ratio, and new drainages on-site at a 1:1 ratio or shall preserve off-site drainages at a 10:1 ratio.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to wetlands and waters of the U.S. or California will be less than significant.

8. Loss of Blue Oak Woodlands (*DEIR, pp. 108, 117-118 and 359/360; Conditions 9 and 51 through 57 of PUD-33; MMIP D7*).

a. Potential Impact.

The Original Project's potential impacts on blue oak woodlands are discussed in the DEIR at page 108 and the Environmentally Superior Project's impacts are discussed at page 359. The potential cumulative impacts are discussed at page 388.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D7.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential project-level impacts related to the loss of blue oak woodlands and heritage trees from site preparation and development activities, will be mitigated to less-than-significant levels by the preparation of a Blue Oak Woodland Mitigation Plan (BOWMP) as required by the mitigation measure referenced above. The Environmentally Superior Project, as conditioned, requires that the BOWMP shall be prepared by a licensed arborist and shall be submitted to the Planning Director for review and approval before the City's action on the first Final Subdivision Map. The BOWMP shall be based on an updated tree analysis for the development plan and the "Tree Report For The Kottinger Hills Subdivision, Pleasanton, California", prepared by Ralph

Osterling Consultants, Inc., dated October 8, 2003, and shall implement the provisions specified in the City of Pleasanton's Tree Preservation Ordinance and by the PUD development plan approval. Implementation of the approved/accepted plan is required of the project developer and the individual lot developers.

(ii) Remaining Impacts.

Any remaining project-level impacts related to impacts to blue oak woodlands will be less than significant.

9. Impact on the Movement of Any Species (*pp. 110, 120 and 359/360; Condition 9f of PUD-33; MMIP D9*).

a. Potential Impact.

The Original Project's potential impacts on CTS and CRLF movement to offsite breeding habitat from direct mortality are discussed in the DEIR at page 110 and the Environmentally Superior Project's impacts are discussed at page 360.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D9.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts on CTS and CRLF movement to off-site breeding habitat from direct mortality will be mitigated to less-than-significant levels through the implementation of the mitigation measure which requires construction of Hearst Drive wildlife crossing features. These features are described in Mitigation Measures D1 and D2 and, the Environmentally Superior Project, as conditioned, will be required to be submitted to the Planning Director and the City Engineer for review and approval before the City's action on the first final subdivision map.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to CTS and CRLF movement to offsite breeding habitat will be less than significant.

10. Conflict with the Protection of Biological Resources (*pp. 111, 120-121 and 359/360; Conditions 51-57 of PUD-33; MMIP D10*).

a. Potential Impact.

The Original Project's potential impacts due to the removal of up to 90 Heritage trees and impacts on an additional 44 Heritage trees are discussed in the DEIR at page 111 and the Environmentally Superior Project's impacts on 32 Heritage Trees are discussed at page 360.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D10.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential project-level and cumulative impacts related to the loss of heritage trees from site preparation and development activities, will be mitigated to less-than-significant levels by the preparation of a Heritage Tree Mitigation Plan (HTMP) as required by the mitigation measure referenced above. The Environmentally Superior Project, as conditioned, requires that the HTMP shall be prepared by a licensed arborist and shall be submitted to the Planning Director for review and approval before the City's action on the first Final Subdivision Map. The HTMP shall be based on an updated tree analysis for the development plan and the "Tree Report For The Kottinger Hills Subdivision, Pleasanton, California", prepared by Ralph Osterling Consultants, Inc., dated October 8, 2003, and shall implement the provisions specified in the City of Pleasanton's Tree Preservation Ordinance and by the PUD development plan approval. Implementation of the approved/accepted plan is required of the project developer and the individual lot developers therefore mitigating these impacts to less-than-significant levels.

(ii) Remaining Impacts.

Any remaining impacts related to impacts to Heritage Trees will be less than significant.

Cultural Resources

11. Loss of archeological resources (*pp. 129-130 and 362/363; Condition 21 of PUD 33; MMIP E1*).

a. Potential Impact.

Previously undiscovered cultural resources may be disturbed in the course of Environmentally Superior Project development.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure E1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

Previously undiscovered cultural resources may be disturbed in the course of project development subsequent to the adoption of the proposed project. In the event that cultural resources, or possible cultural resources, are uncovered during construction, the Environmentally Superior Project includes, as conditioned, requirements that all grading activities shall immediately cease and the City shall be immediately notified. Also that the project developer shall retain a licensed archeologist to evaluate the resources and shall then propose mitigation measures if warranted. A similar note shall appear on the site plans, grading plans, and improvement plans of the overall

development and the subsequent lot developments. The potential impacts on previously undiscovered cultural resources will be mitigated to less-than-significant levels through the implementation of these measures.

(ii) Remaining Impacts.

Any remaining impacts related to previously undiscovered archeological resources will be less than significant.

12. Impact on buried human remains (*pp. 129-130 and 362/363; Condition 22 of PUD-33; MMIP E2*).

a. Potential Impact.

Previously undiscovered human remains may be disturbed in the course of Environmentally Superior Project development.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure E2.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

Previously undiscovered human remains may be disturbed in the course of project development subsequent to the adoption of the proposed project. In the event that human remains, or possible human remains, are uncovered during grading, all grading activities shall immediately cease and the City, county coroner, and the Native American Heritage Commission shall be immediately notified. The project developer or lot specific developer is required to implement the measures defined under §7050.5(b) of the California Health and Safety Code, §5097.98 and §5097.99 of the Public Resources Code, and §15064.5(e) of the California Environmental Quality Act). These code sections set forth the requirements for protection and ultimate disposal of such human remains. This condition shall apply to the overall development and the subsequent lot developments. The potential impacts on previously undiscovered human remains will be mitigated to less-than-significant levels through the implementation of Mitigation Measure E2 and the code sections referenced herein.

(ii) Remaining Impacts.

Any remaining impacts related to previously undiscovered human remains will be less than significant.

Geology, Soils and Seismicity

1. Seismic shaking (*pp. 146/148 and 363/364; Condition 64-66 of PUD-33; MMIP F1*).

a. Potential Impact.

Seismically-induced ground shaking could cause injuries and/or fatalities and structural and non-structural damage to buildings.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development

(PUD-33) Mitigation Measure F1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

To mitigate the potential effects of seismically induced ground shaking at the project site, the design and construction of all structures on the lots of the Environmentally Superior Project – primary structures, accessory structures, second units, etc. – and the City water tank and restroom building shall conform to the current standards defined in the most recently adopted California Building Code and shall implement the recommendations of the preliminary geotechnical investigation report and the design-level geotechnical report to be submitted with the tentative subdivision map.

(ii) Remaining Impacts.

Any remaining impacts related to previously undiscovered archeological resources will be less than significant.

2. Slope instability (*pp. 146-147, 148-150 and 363-365; Condition 64-70 of PUD-33; MMIP F2a, F2b, and F2c*).

a. Potential Impact.

Construction of infrastructure and homes in areas of known or potential slope instability and/or unstable soils could result in significant damage to existing improvements or proposed development.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures F2a, F2b and F2c.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to slope instability will be mitigated to less-than-significant levels as the Environmentally Superior Project includes, as conditioned, requirements that Mitigation Measure F2a, F2b and F2c be implemented and through the implementation of the following specific actions:

- The project developer shall undertake a detailed, design-level geotechnical in-visit and, based upon this investigation, shall submit a design-level report with the tentative subdivision map that incorporates and further develops the conclusions and recommendations of the existing planning/development level geotechnical report and the comments and recommendations provided by the City's peer review geologist/geotechnical engineer. The report shall be subject to the review and approval by the City Engineer before the Planning Commission's action on the tentative subdivision map.
- To ensure that existing landslides are properly identified, repaired, and areas of unstable soils are stabilized,

the report shall evaluate each lot for geotechnical suitability. If unstable soils and/or slopes could affect areas within designated lot boundaries, these areas shall be clearly demarcated on an engineering geologic map and repaired prior to issuance of building permits.

- The project developer shall arrange and pay for a geotechnical engineer to inspect and approve all subdivision improvements including, but not limited to, retaining walls, drainage improvements, geotechnical mitigations, etc., during construction to ensure that the recommendations have been properly incorporated into the development. The geotechnical engineer shall be present on site during grading and excavation operations. The results of the inspections and the as-built conditions of the project shall be certified in writing by the geotechnical consultant for conformance to the approved plans and geotechnical report and shall be submitted to the City Engineer for review and approval prior to the sale of the lots.
- The lot-specific building developer shall arrange and pay for a geotechnical engineer to inspect and approve all building site improvements including, but not limited to, foundations, retaining walls, drainage improvements, geotechnical mitigations, etc., during construction to ensure that the recommendations have been properly incorporated into the development. The geotechnical engineer shall be present on site during grading, excavation, and construction operations. The results of the inspections and the as-built conditions of the project shall be certified in writing by the geotechnical consultant for conformance to the approved plans and geotechnical report and shall be submitted to the Chief Building Official for review and approval prior to the inspection. This statement shall appear in the design guidelines.
- The project developer shall create a Geologic Hazard Abatement District (GHAD) for the development covered by this approval. The project developer shall be responsible for preparing all necessary documentation to create the GHAD, including any expenses incurred by the geotechnical engineer for the preparation of the GHAD. The developed project site – privately-owned and City-owned – shall be maintained through an ongoing Slope Management Program (SMP) and a Plan of Control (POC), administered by the GHAD. The project developer shall submit the SMP and POC, prepared by an approved geotechnical consulting, to the City Engineer for review and approval prior to approval of the first final subdivision map for this development.

(ii) Remaining Impacts.

Any remaining impacts related to potential slope instability and/or unstable soils will be less than significant.

3. Unstable soil conditions – expansive and/or corrosive soils (*pp. 147-148, 150-151 and 363-365; Condition 64-70 of PUD-33; MMIP F3a and F3b*).

a. Potential Impact.

Expansive and/or corrosive soils could adversely affect structures or property.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures F3a and F3b.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to slope instability will be mitigated to less-than-significant levels as the Environmentally Superior Project includes, as conditioned, requirements that Mitigation Measure F3a and F3b be implemented and through the implementation of the following specific actions:

- The project developer shall undertake a detailed, design-level geotechnical investigation and, based upon this investigation, shall submit a design-level report with the tentative subdivision map that incorporates and further develops the conclusions and recommendations of the existing planning/development level geotechnical report and the comments and recommendations provided by the City's peer review geologist/geotechnical engineer. The report shall be subject to the review and approval by the City Engineer before the Planning Commission's action on the tentative subdivision map.
- To ensure that structures or property is not adversely affected by expansive and/or corrosive soils, the report shall include design standards for the design of the proposed building foundations and improvements, including sidewalks, parking lots, and subsurface utilities, shall incorporate measures to ensure that potential damage due to the shrink/swell potential of the site's soils is minimized.
- Site soils be tested and evaluated for corrosivity. If corrosive soil conditions are present, the report shall identify the appropriate measures to mitigate these conditions that shall be incorporated into the design of project improvements that may come into contact with site soils. Wherever corrosive soils are found in sufficient concentrations, recommendations shall be made to protect iron, steel, metal, and concrete from long-term deterioration caused by contact with corrosive onsite soils.

(ii) Remaining Impacts.

Any remaining impacts related to potential unstable expansive and/or corrosive soils soil conditions will be less than significant.

4. Unstable soil conditions – potential differential settlement (*pp. 148, 151 and 363-365; Condition 64-70 of PUD-33; MMIP F4a and F4b*).

a. Potential Impact.

Differential settlement at the site could result in damage to buildings and other improvements.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures F4a and F4b.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to slope instability will be mitigated to less-than-significant levels as the Environmentally Superior Project includes, as conditioned, requirements that Mitigation Measure F4a and F4b be implemented and through the implementation of the following specific actions:

- The project developer shall undertake a detailed, design-level geotechnical investigation and, based upon this investigation, shall submit a design-level report with the tentative subdivision map that incorporates and further develops the conclusions and recommendations of the existing planning/development level geotechnical report and the comments and recommendations provided by the City's peer review geologist/geotechnical engineer. The report shall be subject to the review and approval by the City Engineer before the Planning Commission's action on the tentative subdivision map.
- To ensure that buildings and other subdivision improvements are not damaged by differential settlement at the project site, the report shall include specific recommendations for mitigating potential settlement associated with native soil/fill boundaries and areas of different fill thickness, including recommendations to the City Engineer for dealing with differential cut and fill that would affect building pads, streets, and utilities.
- All investigative trenches and test pits not fully excavated during the course of normal site grading and site preparation shall be specifically excavated and brought to grade with properly compacted fill to the satisfaction of the City Engineer.

(ii) Remaining Impacts.

Any remaining impacts related to differential settlement will be less than significant.

Hazards and Hazardous Materials

1. Hazardous materials use during construction (*pp. 163, 164 and 366-367; Condition 80d, 80f, 83c, 88, and 94 of PUD-33; MMIP G1*).

a. Potential Impact.

Improper use, storage, or disposal of hazardous materials during construction activities could result in releases affecting construction workers, the public, and the environment.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure G1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project’s potential impacts due to the improper use, storage, or disposal of hazardous materials during construction activities affecting construction workers, the public, and the environment will be mitigated to less-than-significant levels through the preparation and submittal of a Stormwater Pollution Prevention Plan (SWPPP) for review and approval by the City Engineer prior to the issuance of grading permits for the subdivision and then the building/grading permits for the individual lots. Implementation of the SWPPP by the project developer and future building developers and homeowners before/after construction is required. Failure to comply with the approved construction SWPPP may result in the issuance of correction notices, citations or stop work order.

(ii) Remaining Impacts.

Any remaining impacts related to the improper use, storage, or disposal of hazardous materials during construction activities will be less than significant.

2. Wildland fire hazards (*pp. 163, 164-165 and 366-367; Condition 58a-58e, 59, and 60-63 of PUD-33; MMIP G2*).

a. Potential Impact.

Development of the project could expose people or structures to a risk of loss, injury, or death involving wildland fires.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure G2.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project is located in the “Special Fire Protection Area” noted in the Pleasanton General Plan; is located outside the five-minute response time standard; and is located in a high wildland fire hazard area. To mitigate the possible impacts due to the exposure of people or structures to a risk of loss, injury, or death involving wildland fires, to a less-than-significant level the Environmentally Superior Project includes, as conditioned, contains requirements that Mitigation Measure G2 be implemented and the project developer and/or future building developers shall complete the specific actions:

- All residential structures, detached garages, cabanas, secondary dwelling units, etc., will be equipped with automatic fire sprinkler protection subject to the review and approval of the Pleasanton Building and

Inspection Division and the Livermore-Pleasanton Fire Department

- Prior to the issuance of a building permit for any new residence, fire protection facilities shall be provided including, but not limited to, surface roads, an emergency vehicle access to Grey Eagle Court (lots 8-51), fire hydrants, a completed water supply system including the new City water tank (lots 8-51), and a water flow of 2,000 g.p.m. at 20 lbs. per square inch pressure to each lot able to suppress a major fire.
- An Urban/Wildland Interface Fire Management Plan (UWIFMP) including a wildland/urban interface risk assessment prepared by a licensed consultant covering the private lot landscape and building designs and open space area shall be submitted with the tentative subdivision map application for review/approval by the Fire Marshall and the Planning Director. Measures identified in the UWIFMP covering private lot development shall be incorporated into the development’s design guidelines. Measures covering the open space area will be incorporated into the City’s management/maintenance plan of this area.
- The project developer shall purchase, or provide the funding for, a new Type 3, four-wheel drive, four-door fire truck for the Livermore-Pleasanton Fire Department.

(ii) Remaining Impacts.

Any remaining impacts related to the risk of wildland fire will be less than significant.

Hydrology and Water Quality

1. Flooding and hydromodification (*pp. 174-176, 177-178 and 367-368; Condition 4-5, 71, 80-81, and 83 of PUD-33; MMIP H1a and H1b*).

a. Potential Impact.

Development of the Environmentally Superior Project could increase the amount of run-off, potentially exacerbating existing downstream flooding problems and/ or causing hydromodification impacts.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures H1a and H1b.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project’s potential impacts due to the possible increase in the amount of run-off will be mitigated to less-than-significant levels through the implementation of the mitigation measures discussed above because the measures require the demonstration, through detailed hydraulic analysis, that implementation of the proposed drainage plans will not impact flooding conditions or create potential hydromodification impacts downstream. Further, the Environmentally Superior Pro-

ject, as conditioned, contains requirements that the project developer and/or future building developers shall complete the specific actions:

- To address the potential degradation of water quality in nearby surface water bodies by urban stormwater runoff from construction activities and post-construction land uses, the project developer, future building developers, and homeowners shall comply with the Alameda Countywide NPDES C.3 Permit #CA50029831 with respect to the treatment of runoff water, a copy of which is available at the City offices. In addition to the Standard Urban Stormwater Runoff Requirements for compliance with the Alameda County NPDES Permit, the project shall comply with the Permit's Hydro Modification requirements as approved by the Regional Water Quality Control Board (RWQCB) for Alameda County.
- To mitigate the creation of new impervious surfaces that would increase the amount of runoff, potentially exacerbating existing downstream flooding problems and/or causing hydro modification impacts, the project developer and/or building developer, shall pay the applicable regional drainage fees on behalf of the Alameda Water Quality and Flood Management District and Zone 7 with each building permit.
- Compliance shall be demonstrated through detailed hydraulic analysis presented in a design-level drainage plan. The drainage plan shall also to be designed in compliance with City standards and shall be approved by the City Engineer and the RWQCB prior to the City's approval of the first final subdivision map. The drainage plan shall include a self-perpetuating drainage system maintenance program that includes annual inspections of detention basins, sedimentation basins, drainage ditches, and drainage inlets. The lot-specific design guideline shall include limitations on rear lot landscape irrigation and to require that most drainage is to be collected and discharged to storm drains under project streets.

(ii) Remaining Impacts.

Any remaining impacts related to the possible increase in the amount of run-off will be less than significant.

2. Water quality degradation (*pp. 176-177, 178-181 and 367-368; Condition 4-5, 71, 80-81, and 83 of PUD-33; MMIP H2a, H2b, and H2c*).

a. Potential Impact.

Development of the Environmentally Superior Project could result in degradation of water quality in nearby surface water bodies by adversely affecting the quality of stormwater runoff.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures H2a, H2b and H2c.

c. Findings.

Based on the EIR and the entire record before the City, the

City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to the possible increase in the amount of run-off degradation of water quality in nearby surface water bodies will be mitigated to less-than-significant levels through the implementation of the mitigation measures discussed above because prior to the issuance of a grading permit for site development the measures require the preparation of a SWPPP designed to reduce potential impacts on surface water quality through the construction period of the project. Further, the Environmentally Superior Project includes, as conditioned, contains requirements that the project developer and/or future building developers shall complete the specific actions:

- To address the potential degradation of water quality in nearby surface water bodies by urban stormwater runoff from construction activities and post-construction land uses, the project developer and future building developers and homeowners shall submit a Stormwater Pollution Prevention Plan (SWPPP) for review and approval by the City Engineer prior to issuance of grading permits for the subdivision and then building/grading permits for the individual lots. Failure to comply with the approved construction SWPPP may result in the issuance of correction notices, citations or stop work order.
- During all construction phases of the project and the lots covered by this approval, the project developer, building developer on private lot construction, and then the homeowner after building occupancy is responsible for implementing the construction Best Management Practices (BMPs) including, but not limited to, specifying erosion control/storm water quality measures on grading plans, revegetating graded lots, gathering construction debris, removing dirt and refuse from the street pavement and storm drains, installing filter materials at storm drains, contained storage sites for materials, cleaning machinery, and discharging concrete/gunite and washwater, etc.
- Comply with the specific requirements and intent of the County NPDES C.3 permit requirements with respect to runoff water treatment.

(ii) Remaining Impacts.

Any remaining impacts related to the risk of degradation of water quality in nearby surface water bodies will be less than significant.

Noise

1. Construction period: effect of the project on the setting (*pp. 206-208, 208-209 and 370-372; Condition 19-20 of PUD-33; MMIP J1*).

a. Potential Impact.

Development of the Environmentally Superior Project could temporarily increase noise levels and could be annoying at times.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation

Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure J1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to construction noise will be mitigated to less-than-significant levels through the implementation of the mitigation measures discussed above because the measure requires the PUD Development Plan conditions to incorporate noise reduction requirements, including limits on the hours of construction activity and best management practices for construction noise. Further, the Environmentally Superior Project includes, as conditioned, contains requirements that the project developer and/or future building developers shall complete the specific actions:

- All subdivision improvements and site improvements and house construction activities shall be limited to the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday. The Planning Director may authorize on a case-by-case basis alternate construction hours for specific activities including concrete work, asphalt work, etc.
- To mitigate construction impacts to the surrounding properties adjoining the north and west sides of the Oak Grove property, the project developer shall prepare a Construction Best Management Plan (CBMP) for the review and approval by the City before the City's action on the first Final Subdivision Map. The CBMP shall include, but is not limited, limits on equipment noise levels, equipment equipped with intake/exhaust mufflers, locations for stationary noise generating equipment, "quiet" air compressors and other stationary noise sources, radios, etc.
- A Construction Disturbance Coordinator (CDC) shall be designated who will be responsible for responding to ant local complaints regarding construction activities and noise. The DC will determine the cause of the complaint, e.g., starting too early, bad muffler, etc., and will implement reasonable measures to correct the problem. The DC's telephone number on the site shall be conspicuously posted and shall be provided in a notice sent to the neighbors with the construction schedule.

(ii) Remaining Impacts.

Any remaining impacts related to the temporary increase in noise levels will be less than significant.

Public Services: Fire Protection

1. Impact on adopted emergency response plan or emergency evacuation plan (*pp. 230, 230-231 and 375; Condition 58a-58e, 59, and 63 of PUD-33; MMIP M2-1, M2-2, and M2-3*).

a. Potential Impact.

The proposed residences lie beyond the Fire Department's five-minute response time, which could affect emergency access to the site.

b. Mitigation Measures.

The following mitigation measures are hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measures M2-1, M2-2 and M2-3.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to the location of the site in an area at high risk for wildland fires and the location of the proposed residences of proposed residences beyond the Fire Department's five-minute response time will be mitigated to less-than-significant levels through the implementation of the mitigation measures discussed above because the measures require that the approved plan ensure adequate emergency access to the site, that buildings be designed to include fire safety provisions and that it requires the preparation and implementation of a project-specific Wildland/Urban Interface Plan in accordance with the provisions of the City's Wildland/Urban Interface Ordinance.

Environmentally Superior Project, as conditioned, contains the requirement that the project applicant shall provide funding for the Fire Department to purchase an all-wheel drive fire engine.

(ii) Remaining Impacts.

Any remaining impacts related to the location of the site in an area at high risk for wildland fires and the location of proposed residences beyond the Fire Department's five-minute response time will be less than significant.

Public Services: Schools

1. Increase in student enrollment (*pp. 239, 240 and 375-376; Condition 77 of PUD 33; MMIP M3-1*).

a. Potential Impact.

Development of the Environmentally Superior Project would bring new residents to the area thus increasing the demand for school facilities.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure M3-1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts due to the demands on school facilities will be mitigated to less-than-significant levels through the implementation of the mitigation measure discussed above because the measure requires that the project developer and, subsequently, the lot-specific building developers shall pay the applicable school impact fees to the Pleasanton Unified School District to support the provision of school facilities.

(ii) Remaining Impacts.

Any remaining impacts related to the demand for new school facilities will be less than significant.

Traffic and Circulation

1. Increase in traffic levels at City streets and intersections (*DEIR pp. 262-265 and 377-379; Condition 78 of PUD-33; MMIP O1*).

a. Potential Impact.

Development of the Environmentally Superior Project would cause an increase in traffic that would contribute to unsatisfactory levels of service at eight intersections. Six of these intersections will be mitigated to acceptable levels of service by the City or by the project developer through the payment of the local and regional traffic impact fees or by the construction of a new traffic signal. However, as discussed under Section VII., Findings and Statement of Overriding Consideration, two of these intersections will retain levels of service that do not meet General Plan standards and would require mitigation exceeding the applicant's capabilities.

b. Mitigation Measures.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program:

- Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure MO1.

c. Findings.

Based on the EIR and the entire record before the City, the City finds that:

(i) Effects of Mitigation.

The Environmentally Superior Project's potential impacts to six of the eight City intersections evaluated in the EIR will be mitigated to less-than-significant levels through the developer's payment of regional/local traffic impact fees or the construction of a traffic signal.

(ii) Remaining Impacts.

Remaining impacts related to two intersections are discussed below.

Findings and Recommendations Regarding Significant and Unavoidable Impacts

Blue Oak Woodlands (pp. 98, 108, 117-118 and 359/360).

The Original Project's potential impacts on blue oak woodlands are discussed in the DEIR at page 108 and the Environmentally Superior Project's impacts are discussed at page 359. The potential cumulative impacts are discussed at page 388 and in response to comment BB3. The EIR finds blue oak woodland is the dominant plant community within canyons and swales on the project site and is considered a sensitive plant community.

The following mitigation measure is hereby adopted and will be implemented as provided for in the Mitigation Monitoring and Implementation Program: Implement Oak Grove Planned Unit Development (PUD-33) Mitigation Measure D7. The Environmentally Superior Project's potential cumulative impacts related to the loss of blue oak woodlands and heritage trees from site preparation and development activities, a Blue Oak Woodland Mitigation Plan (BOWMP) shall be prepared by a qualified oak

restoration specialist and shall be submitted to the Planning Director for review and approval before the City's action on the first Final Subdivision Map. The BOWMP shall be based on an updated tree analysis for the development plan and the "Tree Report For The Kottinger Hills Subdivision, Pleasanton, California", prepared by Ralph Osterling Consultants, Inc., dated October 8, 2003, and shall implement the provisions specified in the City of Pleasanton's Tree Preservation Ordinance and by the PUD development plan approval. Implementation of the approved/accepted plan is required of the project developer and the individual lot developers.

No further feasible mitigation is available to reduce this cumulative blue oak woodland impact to a less-than-significant level.

Effects of Impact.

The Environmentally Superior Project, by removing trees within the project development area, would disturb the existing distribution of trees contributing to the blue oak woodland plant community on the site, and potentially interrupt the connectivity of this community on the site and relation to neighboring off-site areas.

Remaining Impacts.

Implementation of Mitigation Measure D7 would provide for replacement of oak trees removed or otherwise lost as a result of the project's development, and where possible, oak woodland would be created in locations that are contiguous to existing oak woodlands.

Overriding Considerations.

As explained in greater detail in the Statement of Overriding Considerations below, the environmental, economic, social and other benefits of the Environmentally Superior Project override any remaining significant adverse impacts of the project resulting from cumulative blue oak woodland impacts.

Transportation

Impact of increase in traffic levels as measured by intersection Levels of Service following completion of project construction and occupancy.

The Environmentally Superior Project will cause an increase in traffic which would contribute to unsatisfactory levels of service at eight intersections under the CUMULATIVE + PROJECT scenario. At six of these intersections, the mitigations described in the DEIR (pg. 395-396) would reduce the impact to a less-than-significant level. At one intersection, Bernal Avenue at the I-680 Southbound on-ramp, a new traffic signal is to be installed and the on-ramp widened to accept a double westbound left turn lane. Even after application of this mitigation measure the impacts of unsatisfactory intersection operations at the Bernal Avenue/I-680 on-ramp and at the Santa Rita Road/Valley Avenue intersection would remain significant-and-unavoidable.

No further feasible mitigation is available to reduce this transportation impact to a less-than-significant level.

Effects of Impact.

Traffic improvements identified for the Bernal Avenue/I-680 SB on-ramp and for the Santa Rita Road/Valley

Avenue intersections under the CUMULATIVE scenario with the Environmentally Superior Project would not be sufficient to mitigate this intersection to a level that would meet Pleasanton's Level of Service standard.

Remaining Impacts.

The AM Level of Service would be D for all movements except for the Bernal Avenue/I-680 on-ramp and at the Santa Rita Road/Valley Avenue intersection right turn movement which would remain significant-and-unavoidable. Capacity for that movement would act as a constrained gateway. This is a cumulative impact condition which also exists in the EXISTING + APPROVED PROJECTS scenario without the Environmentally Superior project.

Overriding Considerations.

As explained in greater detail in the Statement of Overriding Considerations below, the environmental, economic, social and other benefits of the Environmentally Superior Project override any remaining significant adverse impacts of the project resulting from cumulative traffic impacts.

VII. Findings and Statement of Overriding Consideration

Pursuant to Public Resources Code section 21081 and CEQA Guidelines Section 15093, this City adopts and makes the following Statement of Overriding Considerations regarding: (1) the significant and unavoidable impacts from the cumulative increase in traffic under the Environmentally Superior Project which would contribute to unsatisfactory levels of service at the Bernal Avenue/I-680 South Bound on-ramp and at the Santa Rita Road/Valley Avenue intersection; and (2) the significant and unavoidable impact from the cumulative loss of blue oak woodlands under the Environmentally Superior Project which would contribute to loss in the spatial continuity of the plant community.

The City finds and determines that all but two of the significant impacts of the Environmentally Superior Project will be reduced to acceptable levels by the mitigation measures recommended in these Findings. However, as set forth above, the City's approval of the Environmentally Superior Project as proposed will result in two significant adverse environmental cumulative traffic effects that cannot be avoided even with the incorporation of all feasible mitigation. The City chooses to approve the Environmentally Superior Project because, in its view, the benefits resulting from the Environmentally Superior Project will render the significant effects acceptable.

The following statement identifies the reasons why, in the City's judgment, the benefits of the Environmentally Superior Project outweigh the two significant and unavoidable impacts. The substantial evidence supporting the enumerated benefits of the Environmentally Superior Project can be found in these findings, in the Environmentally Superior Project itself, and in the record of proceedings. Each of the overriding considerations set forth below constitute a separate and independent ground for findings that the benefits of the Environmentally Superior Project outweigh its two significant adverse environmental effects and is an overriding consideration warranting approval.

The City finds that the Environmentally Superior Project, as approved, would have the following benefits:

1. Require the dedication of four hundred ninety-seven (497) acres as permanent open space for community benefit;
2. Provide an opportunity for an open space trail linking Oak Grove open space with a planned regional trail, to Vineyard Avenue, and to the existing Shadow Cliffs Park;
3. Preserve and protect biological resources and leave undisturbed nearly all of the 12,000 mature trees in the open space lands, the project removing only 58;
4. Provide an additional 47 affordable housing units or provide funds in furtherance of affordable housing opportunities;
5. Project design assures that the development of homes at Oak Grove will be of high quality and will meet high design standards through the implementation of effective design guidelines;
6. Provide for development that is harmonious with existing adjacent custom home neighborhoods;
7. Result in the opportunity to mitigate and fund traffic calming measures in Kottinger Ranch, critical citywide traffic facility improvements, and other needed infrastructure improvements;
8. Provide for a system of trails in the Oak Grove open space for use by Oak Grove and Kottinger Ranch owners.

VIII. Absence of Significant New Information

In accordance with CEQA:

- The City Council recognizes that the Final EIR (FEIR) incorporates information obtained and produced after the Draft EIR was completed, and that the FEIR contains additions, clarifications, and modifications.
- The City Council has reviewed and considered the Final EIR and all of this information.
- The Final EIR does not add significant new information to the Draft EIR that would require recirculation of the EIR under CEQA.
- The new information added to the EIR does not involve a new significant environmental impact, a substantial increase in the severity of an environmental impact, or a feasible mitigation measure or alternative considerably different from others previously analyzed that the project applicant declines to adopt and that would clearly lessen the significant environmental impacts of the Environmentally Superior Project.
- No information indicates that the Draft EIR was inadequate or conclusory or that the public was deprived of a meaningful opportunity to review and comment on the Draft EIR.

Therefore, the City Council finds that the changes and modifications made to the EIR after the Draft EIR was circulated for public review and comment do not individually or collectively constitute significant new information within the meaning of Public Resources Code Section 21092.1 or the CEQA Guidelines Section 15088.5.

IX. Consideration and Certification of the EIR

For the reasons set forth herein,

- The City Council certifies that the EIR has been completed in compliance with CEQA.
- The City Council has independently reviewed the record and the EIR prior to certifying the EIR and approving the Environmentally Superior Project.
- By these findings, the City Council confirms, ratifies, and adopts the findings and conclusions of the EIR as supplemented and modified by these findings.
- The EIR and these findings represent the independent judgment and analysis of the City and the City Council.
- The City Council reviewed the entirety of the EIR and bases its determination on the substance of the information it contains.
- The City Council certifies that the EIR is adequate to support the approval of the action that is the subject of the staff report to which these CEQA findings are attached.

Therefore, the City Council certifies that the EIR is adequate to support approval of Alternative 4, the Environmentally Superior Project and any minor modifications thereto.

Exhibit B

Final Conditions of Approval

PUD-33, Oak Grove Development/Lin Property

Project Specific Conditions:

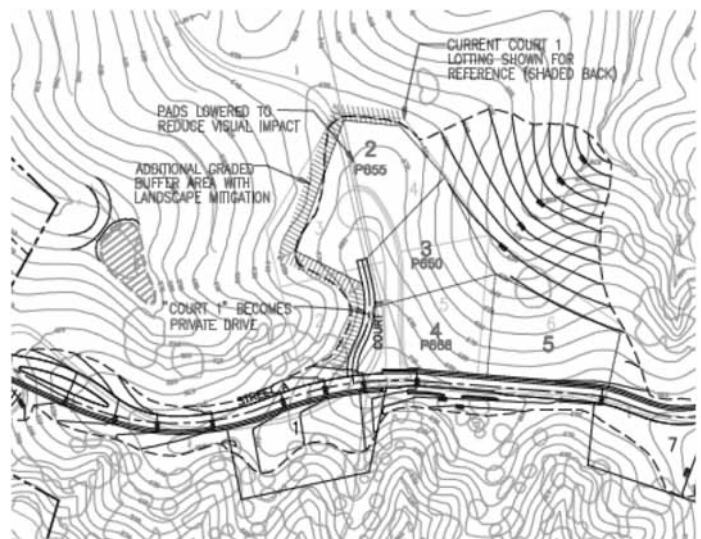
1. All aspects of the proposed residential/open space development covered by these approvals shall conform to the development agreement titled, "Development Agreement by and between City of Pleasanton and Jennifer Lin," attached as Exhibit "D", and herein referred to as the Development Agreement. If there are any conflicts or inconsistencies between these conditions of approval and the terms of the Development Agreement, the conditions shall be subordinate to the Development Agreement.
2. The 51-unit subdivision including open space, public improvements, landscaping, buildings, etc., covered by this approval shall be constructed/installed substantially as shown on the development plans, Exhibit "A", dated "Received, August 24, 2007" on file with the Planning Department, except as modified by the following conditions. Exhibit "A" is comprised of the development plan, the Final Environmental Impact Report, Oak Grove Design Guidelines (includes Oak Grove Residence Lot Design Guidelines and Oak Grove Open Space and Common Area Design Guidelines), Planning/Development-Level Geologic and Geotechnical Investigations, Tree Report of the Kottinger Hills Subdivision, dated October 8, 2003. Minor changes to the development plans may be allowed on a case-by-case basis subject to the review and approval of the Planning Director if the Planning Director finds the changes to be in substantial conformance to the approved exhibits referenced by the following conditions.
3. All aspects of the proposed development including subsequent approvals by the City shall conform to the Mitigation, Monitoring, and Implementation Plan (MMIP), Exhibit B-5. The applicant shall update the MMIP with the tentative subdivision map application and thereafter with each final subdivision map application, for review and approval by the Planning Director.
4. The project developer shall obtain all agency environmental permits, i.e., 404 permit, 401 certification, Section 7 biological opinion, and a 1602 agreement, prior to the recordation of the first final subdivision map or prior to the issuance of a grading permit and shall obtain any other applicable City permits prior to the commencement of any construction, or as reviewed and approved by the Planning Director and City Engineer.
5. The project developer shall pay any and all fees to which the property covered by this PUD development plan approval is subject to as provided in these conditions of approval, the development agreement, or prior to issuance of any City construction permits. Owners of residential lots shall

pay all applicable building permit fees for the individual lots at the time of issuance of building permit(s). The type and amount of the fees shall be those set forth in these conditions, in the development agreement, or in effect at the time the fees are otherwise paid.

6. All conditions of approval for this development plan shall be reprinted and included as a plan sheet(s) with the improvement plan check sets including grading, construction, and landscaping plans, which shall be kept on the project site at all times. The applicant may request these conditions of approval be attached to the plan set as a separate document which he/she is responsible for obtaining and ensuring the conditions are securely attached. Prior approval from the Planning Director is required before any changes are constituted in site design, grading, etc. It is the responsibility of the project developer to ensure that the project contractors are aware of, and abide by, the approved plans and all conditions of approval.
7. This development plan shall be of no further validity and the project developer shall be required to submit the same or new development plan for City approval prior to development of the site in the event that the project developer fails to record a final subdivision map within five years of PUD approval.

Site Design

8. The project developer shall modify the design of Court 1 as shown below.



The applicant shall show on the tentative map the relocation of former Lot 2, which must occur on a area of the site covered by the EIR. Lots 2, 3, and 4 shall be limited to a one-story building not to exceed 25 feet in height as defined in the Design Guidelines. These changes shall be shown on the tentative subdivision map to the satisfaction of the Planning Director.

Air Quality

9. To address the potential impacts on sensitive receptors to pollutant concentrations resulting

from grading, a dust control plan or procedure shall be submitted by the project developer with the subdivision's improvement plans before recordation of the final subdivision map and by the lot owner/contractor with the grading plans for the individual home sites. The dust control plan shall include the applicable conditions of this approval, the appropriate dust control measures of the Bay Area Air Quality Management District (BAAQMD), and shall be subject to the review and approval by the Planning Director and the City Engineer. These conditions and measures shall be reflected in the construction contracts issued for the grading and site preparation. A modified form of this statement shall appear in the design guidelines. (Mitigation Measure C-1 of the FEIR.)

Biological Mitigation Measures

10. The project developer shall retain qualified biologists to prepare and submit the following biological reports/analyses and/or plans before the first final subdivision map application for review and approval by the Planning Director and by the United States Fish and Wildlife Service (USFWS), prior to the City Council's action on the first final subdivision map:

- a. To address the potential significant impact on California tiger salamander populations due to the disturbance or removal of their upland or dispersal habitat area, a California Tiger Salamander (CTS) Mitigation and Monitoring Plan shall be prepared in consultation with the USFWS. (Mitigation Measure D-1 of the FEIR.)
- b. To address the possible significant impact on California red-legged frog species due to disturbance or removal of upland or dispersal habitat, a California Red-Legged Frog (CLRF) Mitigation and Monitoring Plan shall be prepared in consultation with the USFWS. (Mitigation Measure D-2 of the FEIR.)
- c. Based on the surveys conducted on the site to date, it has been determined that the project site contains *Viola pedunculata*, the larval host plant for the Callippe silverspot butterfly (*Speyeria callippe callippe*) and other subspecies of the species *Speyeria callippe*, and that butterflies which need this plant for part of their life cycles may occur on various portions of the project site. Based on these initial observations, it may be that *Speyeria callippe callippe* occurs on the site, but due to the similarities between *Speyeria callippe callippe* and other subspecies or hybrids, a positive identification has not been made. The project developer shall conduct a Callippe Silverspot Butterfly survey and shall submit the survey to the USFWS to render a decision regarding the presence/absence of *Speyeria callippe callippe* and, if present, shall prepare a Callippe Silverspot Butterfly Mitiga-

tion and Monitoring Plan. (Mitigation Measure D-3 of the FEIR.)

- d. To protect Alameda whipsnake populations from possible impacts during construction through direct mortality, a silt-control fence plan shall be prepared in consultation with the USFWS and, if required, shall be installed to the satisfaction of the Planning Director and City Engineer 10 days before grading begins and shall be maintained in place until grading is completed. (Mitigation Measure D-6 of the FEIR.)
- e. To mitigate the potential significant impact on United States wetlands and waters from the proposed filling of 0.03 acres of Section 404 and isolated wetlands and 145 linear feet – 0.003 acres – of United States waters in drainages, the project developer shall mitigate the wetland impacts in the form of creating on-site wetlands at a 2:1 ratio, and shall mitigate the stream impacts by creating new drainages on-site at a 1:1 ratio, or preserve off-site drainages at a 10:1 ratio. (Mitigation Measure D-8 of the FEIR.)
- f. To mitigate the potential significant impact on California tiger salamander and California red-legged frog movements to off-site breeding habitats from direct mortality, the project developer shall implement the Hearst Drive wildlife crossing features described in Mitigation Measures D-1 and D-2 of the FEIR.

At the discretion of the Planning Director, the above-described information may be combined on a single drawing or combination of drawings or by other means, provided that the information is clear, legible, and able to be used by the reviewing authority in course of rendering its decision.

11. To meet the Mitigation Monitoring and Implementation Measures D-4 and D-5 of the FEIR, the project developer shall perform the following:

- If grading is scheduled to begin during raptor breeding season as defined by the California Department of Fish and Game, a qualified biologist shall conduct a pre-construction survey 30 days prior to the beginning of grading to verify the presence/absence of active raptor nests. The project developer shall implement the discussion points stated in the Oak Grove Draft Environmental Impact Report.
- The project developer shall retain a qualified biologist to conduct a pre-construction survey 30 days prior to the beginning of site grading to verify the presence or absence of burrowing owl nesting sites. The project developer shall implement the discussion points stated in the Oak Grove Draft Environmental Impact Report.

Construction shall not take place if it is determined by the biologists that such construction would disturb an identified active raptor nest and/or burrowing owl nest or burrow. These statements shall be

added to all site plans, grading plans, and/or improvement plans covering this development and/or the individual building sites. These same requirements shall apply to the individual home building sites and shall be added to the design guidelines covering this development.

Homeowners Association and Geologic Hazard Abatement District

12. A Homeowners Association (HOA) and/or a Geologic Hazard Abatement District (GHAD) shall be responsible for the maintenance of the wildland fire and buffer areas on designated sections of the open space area, bio-detention ponds, landscape buffer and tree reforestation areas on the north and west sides of the development. The HOA and/or GHAD responsibilities shall be determined with the first final subdivision map and shall be carried through to all subsequent final map approvals. The HOA's maintenance responsibilities shall be described in the CC&R's.
13. The open space area may be dedicated to the GHAD, in which the Pleasanton City Council is the Board of Directors, in lieu of the City. If that occurs, in addition to the above responsibilities, the GHAD shall be also be responsible for the grazing management plan and the mitigation and monitoring plan for the open space area.

CC&R and Disclosure Requirements

14. The project developer shall record CC&R's at the time of recordation of the final subdivision map, which shall create a Homeowners Association for the development. The CC&R's shall be subject to the review and approval of the City Attorney prior to recordation of the final map.
15. The CC&R's for the project shall prohibit the parking of boats, campers, and trailers on Lots 1 through 51.
16. The recorded deed of sale for all lots covered by this PUD Development Plan approval shall include the following:
 - a. The following disclosure in the CC&R's and in the notice to prospective lot purchasers stating that the City of Pleasanton intends to develop and operate a public trail staging area and a series of Class "A" Regional Trails and Class "C" Local Trails for pedestrians/bicyclists/equestrians in the open space area surrounding Lots 1 through 51 covered by this approval:

"You are hereby advised that this property is surrounded by open space land zoned and/or used for the day-time activity relating to local and regional public trails and park/trail staging areas. Some of the impacts associated with these uses include, but are not limited to, noise, odor, dust, refuse, and bicyclist/pedestrian/equestrian traffic. These pursuits conducted in accordance with good practice and reasonable care, are not deemed by the City of Pleasanton to be a nuisance."

- b. A disclosure stating that the City of Pleasanton or the GHAD owns the open space area surrounding Lots 1 through 51, that the open space area will be used by the public, and that the buyer recognizes that the activities that take place in the open space area may result in noise, odors, dust, or other conditions that may affect the lots covered by this PUD Development Plan.
- c. A disclosure indicating the presence of the subdrains and cleanouts and that it is the responsibility of the homeowner to relocate the subdrains if encountered during the excavation of a pool or other subsurface structure. Any relocated subdrains shall be mapped and submitted to the City for review and approval prior to relocation to determine the effect, if any, on site stability. The City may also refer such request to the GHAD for review and approval.
- d. A disclosure indicating that the sanitary sewer gravity main, the sanitary force main, and pump stations, if required, serving Lots 27 through 36 will be private utilities and maintained by the individual property owners or the HOA
- e. A disclosure that the individual sanitary sewer ejector pumps and force mains serving Lots 10, 26 and 51 are private and shall be maintained by the individual property owners. Other lots may be required by the City Engineer to provide such infrastructure and shall be added to the disclosure should it be discovered through engineering design.
- f. A disclosure that the storm drain system not located within a public street is private and maintained by an HOA or, where applicable, by the private lot owner.
- g. The following statement, to be included in the CC&R's and in the notice to prospective lot purchasers, that:

"You are hereby advised that this property is surrounded by land zoned and/or used for the day and night-time activity relating to the grazing and keeping of livestock. Some of the impacts associated with this use include, but are not limited to, noise, odor, dust, chemicals, refuse, waste, unsightliness, use of agricultural equipment, and traffic. Permitted agricultural pursuits conducted in accordance with good practice and maintenance are not deemed by the City of Pleasanton to be a nuisance."
- h. The following statement, to be included in the CC&R's and in the notice to prospective lot purchasers that:

"You are hereby advised that this property is surrounded by open space land zoned and/or used for the day-time activity relating to local and regional public trails and park/trail staging areas. Some of the impacts associated with these uses include, but are not limited

to, noise, odor, dust, refuse, and bicyclist/pedestrian/equestrian traffic. These pursuits conducted in accordance with good practice and reasonable care, are not deemed by the City of Pleasanton to be a nuisance.”

- i. A disclosure stating that there are flights to and from the Livermore Airport, and that the buyer recognizes that the flights may result in noise and vibration that may affect the lots covered by this PUD Development Plan.
 - j. A disclosure stating that none of the properties of the Oak Grove development are covered by solar access easements for photovoltaic panels and/or similar equipment, and that the proposed location/existence of photovoltaic panels, etc., on adjacent properties shall not be factored into the City’s review/approval of primary and accessory structures including height and location or new/existing landscaping including plant species, height, and location.
17. Wording for these disclosures and statements shall be submitted to the City Attorney for review and approval prior to final subdivision map approval by the City Council.
 18. Nothing shall prohibit the inclusion of other lot numbers not described above due to the development of engineered construction drawings.
 19. A copy of the CC&R’s shall be maintained along with the development plan and the conditions of approval at the future model home/sales trailer.

Construction Mitigation Measures

20. All subdivision improvements and site improvements and house construction activities, including the delivery of construction materials, labor, heavy equipment, supplies, etc. and shall be limited to the hours from 8:00 a.m. to 5:00 p.m., Monday through Friday. The Planning Director may authorize on a case-by-case basis alternate construction hours for specific activities including concrete work, framing, asphalt work, etc. The developer shall provide notice 24 hours in advance of modified construction times to the neighbors as determined by the Planning Director. A modified version of this condition shall appear in the design guidelines. (Mitigation Measure J-1 of the FEIR.)
21. During the construction of the subdivision improvements, the project developer shall fund the cost of providing a crossing guard at the intersection of Hearst Drive and Concord Street during the regular times that children are walking to and from school.
22. To mitigate the potential construction noise impacts to the surrounding properties adjoining the north and west sides of the Oak Grove property, the project developer shall prepare a Construction Best Management Plan (CBMP) for the review and approval by the City before approval of the first final Subdivision Map thereby meeting Mitigation Measure J-1 of the FEIR. The CBMP shall include,

but is not limited, to the following:

- a. No individual piece of construction equipment shall produce a noise level exceeding 83 dBA at a 25-foot distance from the Lin property boundary.
- b. All internal combustion-engine driven equipment shall be equipped with exhaust mufflers maintained in good condition and appropriate for the equipment.
- c. Stationary noise generating equipment shall be located as far as possible from sensitive receptors adjoining or located near the construction area.
- d. Air compressors and other stationary noise sources shall be as quiet as the technology allows.
- e. Radios shall be controlled so as not to be audible outside of the project area, as much as possible.
- f. A detailed construction plan identifying the schedule for major noise-generating construction/grading activities. The construction plan shall identify the procedures to coordinate the construction schedules with the adjacent noise sensitive facilities to minimize noise disturbances as determined to be feasible by the Planning Director. The construction plan and schedule shall be provided in a notice sent to the neighbors 30 days before construction begins and shall be periodically updated to the satisfaction of the Planning Director.
- g. Except for security trailers staffed by licensed security personnel, at no time shall campers, trailers, motor homes, or any other vehicle be used as living or sleeping quarters on the construction site. All such vehicles shall be removed from the site at the end of each workday. A construction trailer shall be allowed to be placed on the project site for daily administration/coordination purposes during the construction period.
- h. Portable toilets used during construction shall be kept as far as possible from existing residences and shall be emptied on a regular basis as necessary to prevent odor.

A Construction Disturbance Coordinator (CDC) shall be designated who will be responsible for responding to any local complaints regarding construction activities and noise. The CDC will determine the cause of the complaint, e.g., starting too early, bad muffler, etc., and will implement reasonable measures to correct the problem. The CDC’s telephone number on the site shall be conspicuously posted and shall be provided in a notice sent to the neighbors with the construction schedule.

These above requirements shall apply to the individual building sites and shall be added to the design guidelines covering this development.

23. Previously undiscovered cultural resources may be disturbed in the course of the project’s development

and the development of the individual home sites. In the event that possible cultural resources are uncovered during construction, all grading activities shall immediately cease and the City shall be immediately notified. The project developer shall retain a qualified archeologist to evaluate the resources and shall then propose mitigation measures, if warranted. A similar note shall appear on the site plans, grading plans, and improvement plans of the overall development and the individual lot developments. (Mitigation Measure E-1 of the FEIR.)

24. Previously undiscovered human remains may be disturbed in the course of the project's development and the development of the individual home sites. In the event that possible human remains are uncovered during grading, all grading activities shall immediately cease and the City, county corner, and the Native American Heritage Commission shall be immediately notified. The project developer shall implement the measures defined under §7050.5(b) of the California Health and Safety Code, §5097.98 and §5097.99 of the Public Resources Code, and §15064.5(e) of the California Environmental Quality Act. A similar note shall appear on the site plans, grading plans, and improvement plans of the overall development and the subsequent lot developments. (Mitigation Measure E-2 of the FEIR.)

Design Guidelines

25. The *Residence Lot Design Guidelines* shall be amended to reflect the mitigation measures found within the FEIR to reduce an impact to less than significant. The following are conditions of approval as well as statements to be added to the Design Guidelines:
- “Prior to any construction framing, the lot owner/contractor shall provide adequate fire protection facilities to the construction site(s), including, but not limited to a water supply and water flow in conformance to the City's Fire Department Standards able to suppress a major fire.”
 - The lot owner/contractor shall submit a list of all green building measures used in the homes' design to the Planning Director for the review and approval with the application for design review approval. The homes shall be designed to include a minimum of 50 points using the ACWMA's Green Points rating system with a minimum of ten points in each category (Resources, Energy, and IAQ/Health).
 - The lot owner/contractor shall submit a waste management plan to the Building and Safety Division prior to issuance of building or demolition permits. The plan shall include the estimated composition and quantities of waste to be generated and how the project developer intends to recycle at least 50 percent of the total job site

construction and demolition waste measured by weight or volume. Proof of compliance shall be provided to the Chief Building and Safety Official prior to the issuance of a final building/occupancy permit. During demolition and construction, the lot owner/ contractor shall mark all trash disposal bins "trash materials only" and all recycling bins "recycling materials only." The lot owner/contractor shall contact Pleasanton Garbage Service for the disposal of all waste (including all recycling materials) from the site. This condition shall appear in the design guidelines.

- Modify Statement G-2, Height and Maximum House Size, to state:
The maximum building height for Lots 1 through 51 shall be 30 feet unless the lot is designated for a single-story structure where the maximum building height shall be 25 feet.
- Modify Statement G-3, FAR Maximum Area, to state:
Maximum Building Floor Area (FAR) shall be 20 percent of the lot area except for Lots 1, 6, 7, 10, 11, 12, 32, 33, and 34 which shall be limited to a maximum floor area of 9,175 square feet, and Lots 26, 45, and 51 which shall be limited to a maximum floor area of 12,500 square feet. Up to 800 square feet of garage floor area – for attached and detached garages – is exempt from the maximum allowable building floor area. Garage floor area over 800 square feet shall be subtracted from the maximum allowable primary building floor area. Building floor area will include all enclosed accessory structures, but does not include the area of an open structure including trellises, arbors, patios, open patio covers, swimming/lap pools, and spas.
- The tentative map and the Design Guidelines shall include a table including every lot in the development, its lot number, lot area, and maximum house size based on 20 percent FAR or as may be further limited by the applicable square footage cap stated above.
- Modify Statement G-5.1, Maximum Graded Slope, to state:
Grading for the individual lot designs shall not exceed a slope of 3:1 unless located underneath a building and, where day-lighted, is treated with architectural and landscape features to hide the steeper slope or as reviewed and approved by the Planning Director and City Engineer.
- Modify Statement G-6.2, Façade Elements With Depth And Shadow, to state:
To enhance the articulation and depth of the architecture, elements including, but not limited to, covered porches at entries and patios, entry alcoves, bay windows, entry and parking courts, connective breezeways, etc., shall be used.
- Modify the first sentence of Statement G-8.2,

Side Drive, to state:

The drive is placed within the side yard setback within a minimum 23 feet of the side property line.

- Lots 1 through 12, 17, 18, 21, and 29 through 34 shall be defined as High Visibility Lots and shall be governed by the High Visibility Lot standards of the residential design guidelines. This condition shall appear in the design guidelines.
- With the tentative subdivision map, staff and the applicant shall review the Oak Grove development and design guidelines with reference to the refined grading/engineering analysis and plans, building façade articulation guidelines, tree analysis, planting plan, and related information submitted with the tentative map. The purpose shall be to determine whether an additional requirement of a single story height limitation for high visibility lots (#1-10, 17, 18, 21, 33 and 34) would have the effect of reducing visual impacts without causing additional grading and impact to trees and topography. Furthermore, this limitation shall be considered with respect to whether or not one-story houses would have a clear benefit with respect to visual impact from off-site views when compared to the existing guidelines.

The *Residence Lot Design Guidelines* shall be implemented by the individual lot owner and their designees as conditions to the subject property.

26. The review and approval of the Oak Grove homes shall conform to the design review procedures set forth by Section 18.20, Design Review, of the Pleasanton Municipal Code with the following exceptions:

- Computer generated and professionally rendered view analyses shall be submitted with the design application for the review and approval of the Zoning Administrator. The view analyses shall minimally include one front and one rear view of the home. The zoning administrator may require additional views based upon the site's location, surroundings, and terrain.
- Noticing for the future design applications shall include the neighborhoods adjoining the Oak Grove development's north and west property lines to a distance of 1,000 feet from the Lin property boundary.
- With the notification of the Zoning Administrator's action sent to the Planning Commission, staff will provide to the Planning Commission copies of the Zoning Administrator's approval letter, conditions of approval, visual analyses of the proposed house, and reduced copies of the plan set of the proposed home including colored building perspectives and building elevations, floor plans, landscape plans, grading plans, and any other design details considered by the Zoning Administrator to be pertinent to the pro-

posed design.

27. The project developer shall work with staff to further refine the building design guidelines including the recommended architectural styles specified under Statement G-12, Architectural Style. The revised guidelines shall be subject to review and approval by the Planning Director. The approved Design Guidelines shall then be considered as part of the Exhibit "A" of this development plan approval.
28. All residences in the PUD shall allow for the future installation of a Photo Voltaic (PV) system. Making the home photovoltaic ready shall require the following measures to be implemented with the design and construction of the structures covered:
 - a) Electrical conduit and cable pull strings shall be installed from the roof/attic area to the buildings' main electrical panels.
 - b) Roof trusses shall be engineered to handle an additional load of five (5) pounds per square foot beyond that of the anticipated load for the roofing material.
 - c) An area shall be provided near the electrical panel for the "inverter" required to convert the direct current output from the photovoltaic panels to alternating current.
 - d) The home design and siting on the lot shall maximize the structure's solar exposure with broad sloping roof surfaces facing a southeast to southwest.

These measures shall be shown on the building permit plan set submitted to the Planning Director for review and approval before issuance of the building permit. The project developer shall provide the future homeowners the necessary information delineating the means by which photovoltaic panels can be applied to the roofs of the structures covered by this approval.

29. Trellis-covered arbors and/or porches up to a height of 15 feet supporting photovoltaic panels shall be exempt from the City's Administrative Design Review procedures. Design review at the Planning staff level and building/ electrical permits would still be required.
30. The lot owner/contractor shall include in the garage a "roughed-in" location including conduit and pull-strings and connections for a charging station for electrical vehicles.
31. Only natural gas burning fireplaces and/or USEPA-approved wood/pellet stoves shall be permitted in the proposed homes. This condition shall not apply to outdoor barbecues or outdoor fire pits.
32. Prior approval from the developer's architectural review committee and Planning Department must be received before any changes are constituted in site design, grading, building design, building colors or materials, landscape material, etc. All recommendations of the architectural review committee

shall be subject to the final review and approval by the Zoning Administrator. A copy of this condition shall be stated in the design guidelines.

33. The approved building materials and colors for each home shall be stated on the building permit plans to the satisfaction of the Planning Director. Substitutions shall not be allowed unless otherwise approved by the Planning Director. This condition shall appear in the design guidelines.

34. The electrical plans for these homes shall provide telecommunications infrastructure consistent with state-of-the-art methods, e.g., cabling for DSL, broadband, or wireless service, wiring for total room access, etc., in effect at the time that building permit(s) are issued. The plan shall be part of the building permit plan set.

35. The *Oak Grove Open Space & Common Area Design Guidelines* shall be amended to reflect the mitigation measures found within the FEIR to reduce an impact to less than significant. The following are conditions of approval as well as statements to be added to the Design Guidelines:

- The lot owner/contractor shall provide root control barriers and four inch perforated pipes for parking lot trees, street trees, and trees in planting areas less than ten-feet in width, as determined necessary by the Planning Director at the time of review of the final landscape plans.
- Landscaping installation time requirements:
 - o Within 90 days of occupancy, all front and side yard area landscaping shall be installed.
 - o Within 1 year of occupancy, all rear area landscaping shall be installed.

A cash deposit, in the amount of 25 percent of the estimated installation cost for the rear yard landscaping shall be submitted to the Planning Department at the time of building final which shall be returned to the owner after site inspection determines the yard landscaping has been completed. This condition shall appear in the design guidelines.

The *Oak Grove Open Space & Common Area Design Guidelines* shall be implemented by the project developer as conditions to the subject property.

36. The project developer shall work with staff to further refine the landscape design guidelines. The revised guidelines shall be subject to review and approval by the Planning Director.

Development Standards

37. Only the following structures, uses, and activities shall be allowed in the open space areas of the development covered by this approval:

- a. Only the grazing of cattle, sheep, and goats shall be allowed on the open space areas surrounding the 51 lots of this development. The grazing activity, animal density, and supervision shall be

subject to a grazing management plan which shall be based on a combination of factors including, but not limited to, the type of grazing (free-range and/or supplemented with feed), the type of animal, the age of the animals, proximity to environmentally sensitive areas, etc. The grazing management plan shall be prepared by the applicant, submitted with the first final subdivision map, approved by the Planning Director, and updated biannually by the City subject to an environmental evaluation of the open space areas. As determined by the Planning Director with the grazing management plan, the grazing areas shall be fenced to prevent livestock from entering private lots, public streets, private driveways, etc.

- b. Local and regional public trails' locations shall avoid the environmentally sensitive areas designated on the approved mitigation monitoring plans.
- c. One public trail staging area, to be determined by the City, generally located in the area by the proposed City water tank limited to a single facility with 11 parking spaces, a public restroom, a horse trough, and a drinking fountain. The project developer shall work with the Director of Parks and Community Services to institute measures to discourage inappropriate behavior in the staging area.
- d. Wildland fire management conducted by a GHAD or by the Homeowners Association in the open space area and the public streets and private driveways serving the project.
- e. Urban stormwater runoff and treatment areas including detention ponds.
- f. Maintenance of designated wildlife habitat areas by the City, the GHAD or its designees on an as-needed basis subject to the requirements of the wildlife management plan approved for this development. These areas may be fenced as-needed based upon the mitigation monitoring plans.
- g. City water tank and attendant facilities.

Unless included in the above list, all other types of structures, uses, and activities shall be considered prohibited.

38. Lots 1 through 51 of the development covered by this approval shall be subject to the following uses and site development standards:

- a. Permitted and conditional uses of the R-1 (One Family Residential) District as described under Chapter 18.32 of the Pleasanton Municipal Code.
- b. Development Standards:
 - The building setbacks and building heights for primary structures and enclosed accessory structures including second units on Lots 1 through 51 shall conform to the primary

structure standards stated in Exhibit “E-1”, “*Oak Grove Residence Lot Design Guidelines*” dated March, 2007 prepared by Berger, Detmer, Ennis Architects and M. D. Fotheringham, Landscape Architects, Inc., except that the maximum building height shall be 30 feet, unless the lot is designated for a single-story structure where the maximum building height shall be 25 feet.

- Maximum Building Floor Area – 20 percent of the lot area except for Lots 1, 6, 7, 10, 11, 12, 32, 33, and 34 which shall be limited to a maximum floor area of 9,175 square feet and Lots 26, 45, and 51 which shall be limited to a maximum floor area of 12,500 square feet. Up to 800 square feet of garage floor area – for attached and detached garages – is exempt from the maximum allowable building floor area. Garage floor area over 800 square feet shall be subtracted from the maximum allowable primary building floor area. Building floor area will include all enclosed accessory structures, but does not include the area of an open structure including trellises, arbors, patios, open patio covers, swimming/lap pools, and spas.
 - Square footage for a second unit shall be included in the total floor area calculations noted above and shall be attached to the primary residence, and shall not exceed 20 percent of the primary structure’s floor area. A second unit shall have architecture that matches the primary unit in all aspects as to style, color, materials, fenestration, doors, and detailing. Second units shall be entitled on all lots and shall not be required to return for a modification of the approved PUD or its development standards.
 - Open accessory structures including swimming pools and spas and decks, and including gazebos, trellises, built-in barbeque chimneys, patio covers, arbors free-standing or attached to a primary structure may project up to 15 feet or 15 percent, whichever is less, into no more than one primary structure setback area. The design for any accessory structure shall be subject to the review and approval of the OGRB and the Pleasanton Planning Department before installation/construction.
- c. Landscape Development Standards:
- The private front, side, and rear yard landscape and irrigation designs for the lots covered by this approval shall conform to Exhibit “E-2”, “*Oak Grove Open Space & Common Area Design Guidelines*” dated March, 2007 prepared by Berger, Detmer, Ennis Architects and M. D. Fotheringham, Landscape Architects, Inc.

- d. The building and landscape design review procedures for Lots 1 through 51 shall conform to the procedures defined in Exhibit “E-1”, “*Oak Grove Residence Lot Design Guidelines*” dated March, 2007 prepared by Berger, Detmer, Ennis Architects and M. D. Fotheringham, Landscape Architects, Inc.
- e. All lots shall be designed and graded with balanced cut and fill in order to prevent the off-haul of graded material beyond the limits of this development. The Planning Director and the City Engineer may, based upon a comprehensive grading plan, permit a private lot developer to export/import graded material to/from another lot in the development. If no opportunity is present, the lot developer may be allowed to import/export material beyond the limits of this development with the approval of a modification of the PUD development plan including an environmental determination.

Engineering Requirements

- 39. The sanitary sewer gravity main and the sanitary force main and pump stations serving Lots 30 through 32 are private and shall be maintained by the individual property owners or the Homeowners Association, as determined in the CC&R’s.
- 40. Lots 10, 26, and 51 require individual, sanitary-sewer ejector pumps and force mains. The ejector pumps and force mains for these lots shall be provided by the individual lot owners, are private, and shall be maintained by the individual property owners. Other lots may be required to provide such infrastructure and shall be determined through engineering design and shall be shown on the grading/utility plans of the building permit plans for these lots to the satisfaction of the Chief Building and Safety Official.
- 41. The project developer shall show to the satisfaction of the City Engineer the following changes on the tentative subdivision map and/or the grading/utility plans submitted with the tentative map:
 - a. The sanitary sewer line within the access road to the water reservoir/staging area and restroom shall be eight inches in diameter unless otherwise approved by the City Engineer.
 - b. The sanitary sewer mains and laterals within the street rights-of-way shall be PVC SDR 26 unless otherwise approved by the City Engineer. There shall be a two-way cleanout on the gravity sanitary sewer lateral for each lot, located at the back of the curb.
 - c. All water lines with internal pressures of 120 p.s.i. or greater, which occurs while the reservoir is being filled with water, shall be constructed of ductile iron pipe.
 - d. All individual water laterals to the homes on these lots shall have a minimum diameter of two inches from the water main to water meter. All water laterals with a static water pressure of 80

- p.s.i. or greater shall have individual pressure reducing valves located on the service end. A note shall be placed on the improvement plans submitted with the final subdivision map indicating which lots will require the valve.
- e. Lots 1 through 7 shall be served from the Kottinger Ranch "A" Zone reservoir. All other lots shall be served from the proposed "B" Zone reservoir.
 - f. The lots above a 780-foot elevation shall have individual booster pumps on the water service. The booster pumps are private and shall be provided and maintained by the individual property owners. The pump locations shall be shown on the individual homes' grading/utility plans submitted with the building permit plans to the satisfaction of the Chief Building and Safety Official.
 - g. Install a pressure reducing station at the tie-in to the Bonde II reservoir. Additionally, a connection for a temporary emergency booster pump shall be installed on the "B" Zone side ahead of the new pressure reducing station unless otherwise approved by the City Engineer.
 - h. An access road shall be provided to the detention ponds and the storm drain outfalls from the public streets. The developer's geotechnical engineer shall work with the Planning Director and the City Engineer to determine the width, slope, and composition of the roads in the context of the approved mitigation monitoring plans.
 - i. Unless otherwise approved by the City Engineer, a drainpipe shall be located within the tank access road, Court 4, and "A" Street for the purpose of draining the "B" Zone reservoir. This pipe shall be independent of the storm drain system for the lots and streets and shall discharge into a detention pond as approved by the City Engineer. The design shall ensure that discharge from the "B" Zone Reservoir – either overflow or planned flushing – will not impact the natural drainage courses.
 - j. The typical section showing the lot drainage shall be revised as follow:
 - The storm drain pipe shall be located in the centerline of the street to provide required clearance between the water line(s) and the sanitary sewer line.
 - There shall be a manhole or curb inlet structure at the connection of the lot drainage lateral and the storm drain pipe within the street unless otherwise approved by the City Engineer.
 - k. The typical street section for the extension from Hearst Drive and cul-de-sac shall be revised as follows:
 - The Public Service Easement (PSE) shall be 8-feet in width measured from the property line (back-of-curb where no sidewalk is to be constructed; back of sidewalk where there is to be a sidewalk). Unless otherwise approved by the City Engineer, the first 5-feet of the easement shall be graded at 2 percent towards the street.
 - The planter strip shall be a minimum width of 6 feet measured from the face-of-curb to the edge-of-sidewalk. If the planter strip is to be used as a bioswale, the width of the planter may have to be widened as directed by the City Engineer. The project developer's engineer shall submit preliminary calculations for the bioswale to the City Engineer for review and approval.
 - l. The typical street section for the shared private drive shall be revised as follows:
 - The water and gravity sanitary sewer mains, except the sewer line in the private street serving Lots 30 through Lot 32, shall be public and shall be maintained by the City. There shall be an individual sanitary sewer and water lateral to each dwelling unit. The storm drain system for Lots 30 through 32 shall be private and maintained by the individual property owners or the Homeowners Association.
 - There shall be a Public Service Easement (PSE) extending over the entire private street and eight feet behind the back of curb.
 - m. Except as otherwise provided by these conditions, the water, gravity sanitary sewer mains, and storm drain system are public and shall be maintained by the City.
 - n. The typical street section for the reservoir access drive shall be similar to the emergency vehicle access/shared private driveway except that the roadway and utilities within the roadway will be public and maintained by the City.
 - o. The proposed median island on Street "A" near Hearst Drive shall be reviewed and approved by the City Engineer.
 - p. Except for the gates provided to secure the water tank, trail staging area, and emergency vehicle access to the Grey Eagle Estates development, no access, security, or entry gates are allowed to be provided with this development. The exception to this condition is the private driveways for Lots 10, 26, and 54, which are estate lots, and may be gated.
 - q. Redesign the private road serving Lots 27, 28, 29, 33, 34, and 35 as a 28-foot wide public street and providing emergency vehicle access to the Grey Eagle Estates subdivision with a 45-foot radius knuckle designed at the intersection of the EVA and Lots 29 and 30. The plans shall be revised to eliminate the cul-de-sac at Lots 27, 35, and 36.

- r. Redesign the private road serving Lots 30 through 32 as a 20-foot wide shared, private driveway with no sidewalk.
- s. A combination of “V”-ditches with benches or “J”-ditches without benches shall be installed on the new slope banks and shall be located every 35 vertical feet for any slope bank greater than 30 feet in height. This standard can be modified by the City Engineer based on the slope stability and the preservation of trees and habitat areas.
- t. Except for the trail staging area or a private driveway serving an individual lot, which may be gated, at no time shall this development become a gated community.

These items shall be reviewed in conjunction with the approved mitigation monitoring plans and, where applicable, shall be modified to conform to these plans.

- 42. The storm drainage from each lot shall be directed to the street or an approved storm drain system in accordance with Sections 2907(b)(5) and 7012(d) of the 1988 Uniform Building Code unless otherwise approved by the Chief Building and Safety Official and the City Engineer.
- 43. The design for any retaining wall or combination of retaining walls to be constructed with this development including the private lots shall be first submitted to the Planning Director for review and approval. All retaining walls higher than four-feet from the top of the wall to the bottom of the footing shall be reviewed by a registered civil engineer. Once approved by the Planning Director, a detailed design/engineering plan and calculations prepared by a registered civil engineer for the retaining wall shall be submitted to the Building and Safety Division for review and approval before the issuance of a building permit. This statement shall be added to the design guidelines.
- 44. The storm drain system not within a public street shall be private and shall be maintained by an HOA or GHAD. Prior to the approval of the final subdivision map, the project developer shall submit a maintenance plan for the storm drain system to the City Engineer for review and approval. The HOA or GHAD shall submit annual reports every spring to the City Engineer prepared by a licensed Civil Engineer registered in the State of California regarding the status of the storm drain system including a maintenance plan for the summer identifying any deficiencies. The storm drain systems on the individual lots shall be maintained by the lot owner.
- 45. Unless otherwise approved by the City Engineer, all fill and cut slopes shall be graded at a 3:1 (horizontal-to-vertical) slope. For slopes between lots, there shall be a minimum, 2-foot wide “overbuild” area between the lot line(s) and the slope’s hinge point. This change shall be shown on the tentative

subdivision map and/or grading plan to the satisfaction of the City Engineer and shall be subject to review/ approval by the Planning Commission.

- 46. The project developer shall post with the City prior to approval of final subdivision map an adequate performance bond for all subdivision improvements both public and private.
- 47. Unless otherwise permitted by the City Engineer, all roof leaders shall be connected to the storm drain system. This statement shall be added to the development’s design guidelines.
- 48. All subdrains installed by the project developer with the subdivision improvements shall have a cleanout installed at the beginning of the pipe. The bottom of the pipe shall terminate in a storm drain pipe or other storm drain outfall, subject to the approval of the City Engineer. The project developer’s civil engineer shall submit a final subdrain location map to the City Engineer for review and acceptance prior to the City Engineer’s acceptance of the public improvements. The locations of the lot’s subdrains shall be attached to the property deed. It shall be the responsibility of the homeowner to relocate the subdrains if, during the excavation of a pool or other subsurface structure, the subdrains are encountered.
- 49. The perimeter of all building and retaining wall foundations shall be designed with subdrains unless otherwise approved by the City Engineer. The subdrains shall be connected to the storm drain pipe or other storm drain outfall acceptable to the City Engineer. This statement shall be added to the development’s design guidelines.
- 50. The project developer shall be responsible for the installation of the street lighting system serving this development. The design and location of the streetlights shall be shown on the improvement plans to the satisfaction of the City Engineer and the Planning Director before recordation of the first final subdivision map. The streetlights shall be designed, located, and maintained to minimize their visibility from the adjoining developments and to minimize night-sky pollution to the greatest extent possible.
- 51. In order to provide water service to the development, the project developer shall either reconstruct the City's existing Grey Eagle hydro-pneumatic pump station to a conventional water booster pump station, or design and install an entirely new water booster pumping station either in the vicinity of the existing Grey Eagle Pump Station or on "A" street in the general vicinity of Lots 1 and 7. The pump station shall meet the demands of the new project and adjacent pressure zones and shall comply with City standards including telemetry, an appropriately sized emergency electrical generator and automatic transfer switch, etc. If the new water booster pump station for the new "B" Zone reservoir is located in the general vicinity of the Grey Eagle pump station, the City Engineer may require the

installation of a pipe between Court 1 of this development and the Grey Eagle pump station. The determination will be made with the tentative subdivision map.

52. The project developer shall pay a pro-rata share of the cost of up-sizing the Kottinger Ranch "A" Zone reservoir as determined by the City Engineer for all lots within the new development being served from Zone "A". Said payment shall be paid prior to the approval for the first final map, and shall be based on the pro-rata share currently at \$4,314.83 per unit, including a forthcoming adjustment in August, 2007.

Existing Trees

53. To mitigate the potential significant impacts on the blue oak woodland community and heritage trees from the site preparation and development activities, the project developer shall prepare and submit the following to the Planning Director for review and approval before the City Council's action on the Tentative Subdivision Map:

- a. A Blue Oak Woodland Mitigation Plan (BOWMP) meeting Mitigation Measure D-7 of the FEIR.
- b. A Heritage Tree Mitigation Plan (HTMP) meeting Mitigation Measure D-10 of the FEIR.

The BOWMP and the HTMP shall include an updated tree analysis based on the "Tree Report For The Kottinger Hills Subdivision, Pleasanton, California", prepared by Ralph Osterling Consultants, Inc., dated October 8, 2003, shall implement the applicable provisions specified in the City of Pleasanton's Tree Preservation Ordinance, and shall include, but is not limited to, the following:

- c. A map based upon the final subdivision design showing the tree locations superimposed over the lotting plan and grading plan including all cut/fill areas showing the trees to remain, to be removed, and the trees that may be impacted by grading.
- d. A listing of every tree covered in the above-stated map stating its species, caliper, health, significance, and valuation.
- e. The 10-foot grading setback lines from the canopy areas of the trees to be preserved and the trees that may be impacted from development that will also function as the location for fence lines to protect these trees.
- f. The type of fencing that will be used to fence the trees.
- g. The following statements addressing tree protection:
 - Prior to the commencement of construction including any alteration of existing topography, a sturdy chain-link fence shall be installed a minimum of 10 feet beyond the tree driplines shown on the HTMP. No material storage, vehicle parking, etc., may occur

inside the fence. The dripline shall not be altered in any way so as to increase the encroachment for construction.

- No excavation, grading, drainage, and leveling shall occur within the dripline of any preserved tree unless approved by the Planning Director, the City Engineer, and the consulting arborist.
 - No disposal or depositing of oil, gasoline, chemicals, or other harmful materials is allowed within the root protection zone of the preserved trees or in drainage channels, swales, or areas that may lead to the dripline.
 - No wires, signs, or ropes may be attached to any tree that is part of this development including the permanent open space area.
54. At the discretion of the Planning Director, the information contained in the above-described BOWMP and HTMP plans may be combined provided that the information is clear and legible.
55. The project developer shall post cash, letter of credit, or other security satisfactory to the Planning Director in the amount of the valuation of each tree identified in the HTMP should any work, utilities or otherwise, be conducted within an area in which potential impacts may be anticipated. This cash bond or security shall be retained for two years following acceptance of public improvements or completion of construction, whichever is later, and shall be forfeited if the trees are destroyed or substantially damaged. In the event any trees are destroyed or substantially damaged, an arborists' assessment, at the developer's expense, shall be required to determine the value of the damage or loss and the resultant sum paid to the City's Urban Forestry Fund or used for the suitable mitigation by planting specimen trees on-site, as determined by the Planning Director.
56. A final landscape plan and temporary irrigation plan for the open space areas surrounding the 51 lots covered by this development shall be submitted to and approved by the City's Landscape Architect and the Planning Director as part of the improvement plans prior to recordation of the final subdivision map. The landscape plan shall be consistent with the "*Oak Grove Open Space & Common Area Design Guidelines*", HTMP, and the BOWMP, plus the following conditions:
- a. To compensate for the habitat values lost from the removal of blue oak woodland, heritage-size, and non-heritage size trees due to the project's development, the project developer shall replace these trees removed with development, with a combination of "TreePot", 5-gallon, 15-gallon, and 24-inch box-size native specimen trees at a ratio to be determined by the Planning Director and the City Landscape Architect. The project developer shall plant the replacement trees in the development's open space

areas with the first phase of subdivision construction, and shall maintain, replace, and irrigate the replacement trees by a temporary irrigation system as determined by the City Landscape Architect for five years after installation and until the planting is accepted by the Director of Parks and Community Services. (Mitigation Measure D-10 of the FEIR.)

- b. The project developer shall install the temporary irrigation system after grading is completed and with the first phase of the subdivision's construction. The project developer shall maintain and repair the irrigation system for the five-year time-period until the tree planting is accepted by the City when the irrigation lines shall be abandoned and the water meters removed. The irrigation systems shall be supervised by separate water meters, their locations shown on the improvement plans to the satisfaction of the City Engineer before the approval of the final subdivision map.

The plans shall be detailed in terms of species, location, size, quantities, and spacing. The Planning Director may modify the final locations of the replacement trees to screen the lots from off-site views. The final tree locations shall be shown on a revised plan before planting.

- 57. Utility services and irrigation lines shall be located outside of the root protection zones of the trees to be preserved. (Mitigation Measure D-10 of the FEIR.)
- 58. The project developer shall retain the services of a certified consulting arborist to monitor the project site and the health of the trees to be preserved during construction and grading activity. A modified form of this condition applicable to the developer of individual lots shall appear in the design guidelines. (Mitigation Measure D-10 of the FEIR.)
- 59. The Planning Director and the City Engineer shall be notified by the consulting arborist on-site of any damage that occurs to an existing tree designated to be preserved during construction so that proper treatment and/or replacement may be administered. Replacement shall be based on the tree's valuation set forth in the HTMP and shall be administered as replacement trees or payment of funds to the City's Urban Forestry Fund, or both. A modified form of this condition shall appear in the design guidelines to address the existing trees on private lots. (Mitigation Measure D-10 of the FEIR)

Fire Safety and Mitigation Measures

- 60. The Oak Grove development is located in the "Special Fire Protection Area" noted in the Pleasanton General Plan; is located outside the five-minute response time standard; and is located in a high wildland fire hazard area. For this reason, the project developer and/or future lot owner/contractors shall be subject to the following requirements as

reviewed and approved by the Fire Marshall:

- a. All residential structures, detached garages, cabanas, secondary dwelling units, etc., on the development covered by this and future approvals shall be equipped with automatic fire sprinkler protection. Plans and specifications for the automatic fire sprinkler system(s) including the alarm system, waterflow and valve tamper, etc., shall be submitted to the Building and Safety Division for distribution to the Livermore-Pleasanton Fire Department for review and approval prior to installation. All required inspections and witnessing of tests shall be completed prior to final inspection and occupancy of the building(s). (Mitigation Measure M-2-2 of the FEIR.)
- b. If the project is phased, Lots 1 through 7 may be developed without the new water tank, without the construction of the fire access road to/from the water tank within the Kottinger Ranch property and without the construction of the public access easement from Grey Eagle Court to the northern property line of the Project site. The remaining lots, Lots 8-51, may be developed only with the new water tank operational, the fire access road constructed or under construction, and the public access easement constructed or under construction due to the waterline loop required to service the new water tank. Prior to the issuance of a building permit for a new residence on any lot covered by this approval, the project developer shall provide adequate fire protection facilities, including but not limited to surfaced roads, fire hydrants, a completed water supply system, and water flow in conformance to the Livermore-Pleasanton Fire Department Standards able to suppress a major fire. (Mitigation Measure M-2-2 of the FEIR.)
- c. The project developer shall construct the fire access routes to the proposed development:
 - The first route shall be a 20-foot wide fire access road capable of supporting a Type 3 fire vehicle and forming a loop continuing the driveway from "A" Street past Lot 51 to connect to the existing tank access road within Kottinger Ranch. This EVA will function as a fire access road and will be constructed of decomposed granite or similar material to blend with surrounding terrain.
 - The second route shall connect to the City's existing access easement (as said easement may be relocated) within the Grey Eagle Estates (GES) subdivision. This fire access road shall involve improving an existing access and public service easement and will connect the cul-de-sac of Grey Eagle Court to the north project property line as follows:
 - o From the GES cul-de-sac, the existing improvements (which extend about 130

feet) shall remain as constructed; from the end of those improvements, the easement may be relocated to accommodate a proposed driveway and residence on the Roberts' property. This relocated easement shall serve, in part, as a driveway to the proposed Roberts' residence. This portion of the easement, the location of which must be acceptable to the City of Pleasanton and to Roberts, shall be 20 feet wide and shall be an all weather surface to the extent that it serves as a driveway. The project developer shall bear the incremental cost to increase the width of the driveway from 14 feet to 20 feet.

- o The remaining portion of the easement (about 120 feet in length) that connects the easement/driveway to the north project property line shall be in a location acceptable to the City of Pleasanton and Roberts, shall be 12 feet in width, and shall be improved with a surface material acceptable to the City of Pleasanton and Roberts. The project developer shall bear the incremental cost to increase the structural integrity of this portion of the easement to accommodate the weight of a Type 3 fire vehicle.
 - o In the event that the City of Pleasanton and Roberts are unable to agree on the relocation of the existing easement, its width(s), or the surface materials thereof, then the project developer shall improve the existing easement to the satisfaction of the City of Pleasanton. The project developer shall also construct an electronically controlled gate, as approved by the City of Pleasanton, at or near the common property line between the project site and the Grey Eagle Estates subdivision to prevent the egress of persons and vehicles from the project site to that subdivision. That portion of the fire access road from Court 3 to the Grey Eagle Estates property line shall be crushed granite or similar material.
- d. The project developer shall submit with the first final subdivision map an Urban/Wildland Interface Fire Management Plan (UWIFMP) including a wildland/urban interface risk assessment prepared by a qualified forester covering the private lot landscape and building designs and open space area for review and approval by the Fire Marshall. The UWIFMP shall include the following:
- Define on a lot by lot basis the construction methodology to protect the exposure on all sides of a home that would be exposed to a wildland fire including, but not limited to,

fire-safe exterior building and roof materials, buffer setbacks from natural grass areas, and the measures adopted under the City's Wildland/Urban Interface Ordinance.

- The buffer setback shall be measured from the property lines for each lot and from the public streets, private streets, and private driveways. Buffer areas projected onto the publicly owned open space areas shall be covered by an easement shown on the final subdivision maps worded to the satisfaction of the City Attorney before the final map approval. The project developer shall maintain the buffer areas until the maintenance is assumed by the HOA or by the GHAD on public land or by the lot owner on the private lots.
- Define the types of landscaping types, green belts, non-combustible deck construction and/or limitations on combustible deck construction, and other unique requirements that will enhance the fire protection and defensible space around the home.
- Define the measures required to protect the existing neighborhoods on the north and west sides of the development covered by this approval from wildland fires.
- Define the measures required to protect the future trails' system in the open space areas.

The measures covering private lot development shall be incorporated into the development's design guidelines. The measures covering the open space area will be incorporated into the City's management/maintenance plan of the open space area. (Mitigation Measures M-2-3 and G-2 of the EIR.)

- e. The fire access road and the emergency vehicle access within the project site shall be designed with turning radii that conform to City standards where it is connected to the private road. (Mitigation Measure M-2-1 of the EIR.)
- f. Emergency vehicle turnarounds shall be provided at every lot served from a 20-foot wide access road/driveway – Lots 10, 26, 32, and 45. The turnarounds can be provided as part of the driveway aprons for these lots. A single turnaround can be provided with the overall road layout in lieu of the separate turnarounds. (Mitigation Measure M-2-1 of the EIR.)

These items, with the exception of subsection "e", which shall be shown on the development plans for Lots 10, 26, 32, and 45, will be shown on the improvement plans submitted with the tentative subdivision map application.

- 61. A minimum fire flow of 2,000 g.p.m. at 20 lbs. per square inch pressure shall be provided to each lot. This is an increase of 500 g.p.m. over the minimum residential development standards due to the potential fire flow demands required in the event of a wildland fire threatening structures or the EVA

escape route. (Mitigation Measure M-2-3 of the FEIR.)

62. With recordation of the first final subdivision map, the project developer shall purchase or pay for a new Type 3, four-wheel drive, four-door fire truck for the Livermore-Pleasanton Fire Department. The design and purchase specifications shall include all of the necessary equipment including radios, rescue equipment, hose, ladders, etc. The Fire Department will provide details and specifications for this truck necessary for the truck to be capable of providing structure protection in the event of a wildland fire and/or exposure protection in the event of a building fire. The project developer will be eligible for reimbursement from other developments determined by the Fire Chief to benefit from this equipment. (Mitigation Measure M-2-3 of the FEIR.)
63. Except for the private driveway aprons, all public and private roads/driveways shall be designed to carry a minimum H-20 road load rating under all weather conditions.
64. All public and private roads/driveways shall be designed with grades generally conforming to the 2001 California Fire Code maximum of 12 percent. The Fire Marshall may accept road grades greater than 12 percent including the public safety access easement from Grey Eagle Court to the northern boundary of the Project site.
65. All public/private streets and driveways designated as fire lanes by the Fire Chief shall be maintained in accordance with Articles 9 and 10 of the Uniform Fire Code, which permits the towing of vehicles illegally parked on the fire lanes. Fire lane curbs shall be painted red with "No Parking, Fire Lane, Tow Away Zone" or "No Parking, Fire Lane, Tow Away Zone" signs shall be installed as required by the Vehicle Code.

Geotechnical Requirements and Mitigations

66. To mitigate the potential effects of seismically induced ground shaking at the project site, the design and construction of all structures on the lots covered by this approval shall conform to the current standards defined in the most recently adopted California Building Code and shall implement the recommendations of the preliminary geotechnical investigation report and the design-level geotechnical report to be submitted with the improvement plans. This statement shall appear in the residential design guidelines. (Mitigation Measure F-1 of the FEIR.)
67. The project developer shall undertake a detailed, design-level geotechnical investigation and, based upon this investigation, shall submit a design-level report with the improvement plans and the first final subdivision map that incorporates and further develops the conclusions and recommendations of the existing Planning/Development Level Geotechnical Report, "*Planning/ Development-Level Geologic and Geotechnical Investigation, Kottinger*

Hills, Pleasanton, California", prepared for Ms. Jennifer Lin by Berlogar Geotechnical Consultants, dated November 14, 2003, and shall include the comments and recommendations provided by the City's peer review geologist/geotechnical engineer, Cotton Shires and Associates). The design-level report shall address the following impacts and mitigation measures:

- a. To ensure that existing landslides are properly identified, repaired, and areas of unstable soils are stabilized, the report shall evaluate each proposed lot for geotechnical suitability. If unstable soils and/or slopes could affect areas within designated lot boundaries, these areas shall be clearly demarcated on an engineering geologic map and repaired prior to issuance of the building permit. (Mitigation Measure F-2-a of the FEIR)
- b. To ensure that structures or property are not adversely affected by expansive and/or corrosive soils, the report shall include design standards for the proposed building foundations and improvements, including sidewalks, parking lots, and subsurface utilities, and shall incorporate measures to ensure that potential damage due to the shrink/swell potential of the site's soils is minimized. The preliminary geotechnical report indicates that expansion could be on the order of several inches and that additional laboratory testing and analysis during a design-level geotechnical investigation is required. This additional testing and analysis shall be conducted and the results incorporated into the recommendations of the design-level geotechnical investigation. (Mitigation Measure F-3-a of the FEIR)
- c. Site soils are to be tested and evaluated for corrosivity. If corrosive soil conditions are present, the report shall identify the appropriate measures to mitigate these conditions that shall be incorporated into the design of project improvements that may come into contact with site soils. Wherever corrosive soils are found in sufficient concentrations, recommendations shall be made to protect iron, steel, metal, and concrete from long-term deterioration caused by contact with corrosive onsite soils. (Mitigation Measure F-3-a of the FEIR)
- d. To ensure that buildings and other subdivision improvements are not damaged by differential settlement at the project site, the report shall include specific recommendations for mitigating potential settlement associated with native soil/fill boundaries and areas of different fill thickness, including recommendations for dealing with differential cut and fill that would affect building pads, streets, and utilities. (Mitigation Measure F-4-a of the FEIR)
- e. The design-level geotechnical report shall

include a review of proposed storm water drainage improvements including outfalls and water quality features. A percolation test of each detention basin shall be provided to demonstrate drain-down in three days.

The report shall be subject to the review and approval by the City Engineer and will require a review and approval by a geotechnical peer review consultant selected by the City. The recommendations specified in the report and by the peer review geotechnical consultant shall be incorporated into the development's grading and improvement plans for review and approval by the City Engineer before the City approves the first final subdivision map.

68. All investigative trenches and test pits not fully removed by excavation during the course of normal site grading and site preparation shall be specifically excavated and brought to grade with properly compacted fill to the satisfaction of the City Engineer. (Mitigation Measure F-4-b of the FEIR)
69. The project developer shall arrange and pay for a geotechnical engineer to inspect and approve all subdivision improvements including, but not limited to, retaining walls, drainage improvements, NPDES measures, geotechnical mitigations, etc., during construction to ensure that the recommendations have been properly incorporated into the development. The geotechnical engineer shall be on-site to monitor all grading and excavation operations. The results of the inspections and the as-built conditions of the project shall be inspected and certified in writing by the geotechnical engineer for conformance to the approved plans and geotechnical report and shall be submitted to the City Engineer for review and approval prior to the issuance of the first building permit for a home. (Mitigation Measure F-2-b of the FEIR)
70. The lot owner/contractor for each custom home site shall arrange and pay for a geotechnical engineer to inspect and approve all building site improvements including, but not limited to, foundations, retaining walls, drainage improvements, NPDES measures to the extent practical, geotechnical mitigations, etc., during construction to ensure that the recommendations have been properly incorporated into the development. The geotechnical engineer or his/her designee shall be on call and shall monitor grading, excavation, and home construction operations. The results of the inspections and the as-built conditions of the project shall be inspected and certified in writing by the geotechnical consultant for conformance to the approved plans and geotechnical report and shall be submitted to the Chief Building and Safety Official for review and approval prior to final inspection. This statement shall appear in the design guidelines. (Mitigation Measure F-2-b of the FEIR)
71. The project developer shall create a Geologic Hazard Abatement District (GHAD) for the development

covered by this approval. The project developer shall be responsible for preparing all necessary documentation to create the GHAD, including any expenses incurred by the geotechnical engineer for the preparation of the GHAD. The project developer shall be responsible for paying seed money to establish a reserve fund for the GHAD prior to the approval of the final subdivision map, the exact amount of which shall be determined by the City Engineer and City Attorney. Upon recording the final subdivision map for the entire development, or with each phased final subdivision map, the project developer and/or owners of Lots 1 through 51 shall be responsible for paying the future annual GHAD assessments for the development. (Mitigation Measure F-2-c of the FEIR)

72. The developed project site – privately-owned and publicly-owned – shall be maintained through an ongoing Slope Management Program (SMP) and a Plan of Control (POC), administered by the Geologic Hazard Abatement District (GHAD). The project developer shall submit the SMP and POC, prepared by an approved geotechnical consulting firm with budgets and assessments funding the GHAD to the City Engineer for review and approval prior to approval of the final subdivision map for this development. (Mitigation Measure F-2-c of the FEIR)

Hydrology and Water Quality

73. To mitigate the creation of new impervious surfaces that would increase the amount and/or the intensity of runoff, potentially exacerbating existing downstream flooding problems and/or causing hydro modification impacts, the project developer (for the infrastructure) and/or lot owner/contractor (for the individual lots) shall pay the applicable regional drainage fees to the Alameda Water Quality and Flood Control District, Zone 7, at the final map for impervious road surfaces (project developer) and with each building permit for lot development (lot owner/contractor). (Mitigation Measure H-1-b of the FEIR.)

Open Space Area

74. The property owner shall dedicate in fee title to the City of Pleasanton or to another public entity selected by the City the open space area surrounding Lots 1 through 51 with recordation of the first final subdivision map. The open space area shall be subject to an open space/conservation easement granted to the Tri-Valley Conservancy or other organization authorized to hold open space/conservation easements, and shall be in accordance with the requirements of the Development Agreement. Funding for the conservation easement, including maintenance, will be resolved with the final map. The developer and/or other source shall contribute the funding; the City will not be required to contribute.
75. Before the sale of the fifth lot, the project developer

shall install local and regional public trails in the open space area generally following the alignments shown in Exhibit I, dated March 2007 in accordance with the requirements of the Development Agreement. The location of the trails shall be subject to the review and approval of the Parks and Recreation Commission and Trails Ad-Hoc Committee. The trails' locations shall avoid the environmentally sensitive areas designated on the approved mitigation monitoring plans.

76. Before the sale of the fifth lot, the project developer shall install a public trail staging area in the open space area, generally located in the area by the proposed City water tank, in accordance with the requirements of the Development Agreement. The design and operation of the staging area shall include measures to secure the area from sundown to sunrise. The design, operation, and location of the trail staging area, including design features to discourage the use of the area after dusk, shall be subject to the review and approval of the Parks and Recreation Commission and Trails Ad-Hoc Committee.

Phasing

77. The project shall be allowed to be phased by the processing of phased final maps. Any proposed phasing of this development shall be depicted on the tentative subdivision map and shall include narrative explaining the proposed phasing. Unless a phasing plan for improvements is approved by the Planning Director and the City Engineer, the project developer shall complete all of the on-site improvements at one time. The project developer shall submit improvement plans clearly depicting proposed phasing for review and approval by the City Engineer. All rough-graded areas shall be seeded and kept in a neat and weed-free manner at all times.
78. If the project is phased, a sign shall be placed at the end of the portion of the project that is phased, notifying residents that the road will be extended. The developer shall submit details of the signage for review and approval prior to installation.

School Impacts

79. The project developer shall work with the Pleasanton Unified School District and the City Planning Director to develop a program, in addition to the school impact fees required by State law and local ordinance, to off-set this project's long-term effect on school facility needs in Pleasanton. This program shall be designed to fund school facilities necessary to off-set this project's reasonably related effect on the long-term need for expanded school facilities to serve new development in Pleasanton. The method and manner for the provision of these funds and/or facilities shall be approved by the City and in place prior to issuance of building permits. In no event shall construction commence unless the above method and manner for the provision of these funds and/or facilities has been approved by

the City.

Traffic Mitigation Measures

80. The project developer shall implement the following measures to mitigate the development's traffic impacts to the City streets and intersections (Mitigation Measure O-1):
- a. Pay \$1,000,000 to the City of Pleasanton with the first subdivision map that will be applied to the following:
 - The City's traffic impact fees (TIF) for the 51 units at the rates in effect when the subdivision map is approved by City Council.
 - Construction of traffic calming measures on Hearst Drive which will be determined by the City's Traffic Engineer with input from representatives of the Kottinger Ranch Homeowners Association.
 - Installation of a traffic signal at the Bernal Avenue/Kottinger Street intersection as determined by the City Engineer. The installation of this signal shall be subject to the review and approval by the City Council.
 - Coordination of the signal phasing of the Bernal Avenue/Independence Drive intersection signal to provide for adequate gap time for left-turn movements to/from between Bernal Avenue and Hearst Drive. Installation plans for the signal shall be submitted to the City Engineer for review and approval before recordation of the final subdivision map.
 - b. The project developer shall pay the regional traffic fees (Tri-Valley Transportation Development Fees) for the 51 units at the rates in effect when the subdivision map is approved by City Council.

Urban Stormwater Design Requirements Including Integrated Pest Management

81. The project developer shall submit an Integrated Pest Management Plan (IPMP) to the Planning Director for review and approval to action on the first final subdivision map. The IPMP shall include, but not be limited to the following: (Mitigation Measure H-2-c of the FEIR.)
- a. The IPMP shall be prepared by a qualified professional approved by the Planning Director.
 - b. The IPMP shall address and recommend methods of pest prevention and landscape management that use pesticides as a last resort in pest control. Pesticides shall be used only in response to a persistent pest problem.
 - c. Types and rates of fertilizer and pesticide application shall be specified.
 - d. Special attention in the IPMP shall be directed toward avoiding runoff of pesticides and nitrates into drainages.
 - e. Cultural and biological approaches to pest control shall be more fully integrated into the IPMP

with an emphasis toward reducing pesticide application. Preventative chemical use shall not be employed.

- f. The IPMP shall include a component that provides educational materials and resources to individual property owners so that the IPMP principles can be applied to private landscapes and gardens.

The IPMP shall be implemented by the City in its management of the City-owned open space areas and by the homeowners in the landscape maintenance of the individual lots covered by this approval.

82. The following requirements shall be incorporated into the project's design, construction, and management including individual lots: (Mitigation Measure H-2-b of the FEIR.)

- a. The project developer shall submit a final grading and drainage plan prepared by a licensed civil engineer depicting all final grades and on-site drainage control measures including bio-swales and detention ponds. Irrigated bio-swales and detention ponds shall be designed as needed to the satisfaction of the City Engineer to optimize the amount of the storm water running off the paved surface that enters the bio-swale at its most upstream end. This plan shall be subject to the review and approval of the City Engineer prior to the issuance of the first grading permit for the development covered by this approval.
- b. The project developer shall submit sizing design criteria to treat stormwater runoff at the time of the grading plan submittal.
- c. Public and private landscaping shall be designed to minimize irrigation and runoff, promote surface infiltration where appropriate, and minimize the use of fertilizers and pesticides that can contribute to stormwater pollution.
- Structures shall be designed to discourage the occurrence and entry of pests into buildings, thus minimizing the need for pesticides.
 - Private and common area landscaping shall be designed, planted, and maintained in conformance to the "*Oak Grove Open Space & Common Area Design Guidelines*" dated March, 2007 prepared by Berger, Detmer, Ennis Architects and M. D. Fotheringham, Landscape Architects, Inc., and shall treat stormwater runoff wherever feasible. The plants used in the stormwater runoff detention ponds in the open space areas shall be tolerant of saturated soil conditions and prolonged water exposure. Soil shall be amended as required.
 - Plant materials selected shall be appropriate to site specific characteristics such as soil type, topography, climate, amount and tim-

ing of sunlight, prevailing winds, rainfall, air movement, patterns of land use, ecological consistency and plant interactions to ensure successful establishment.

- Landscaping shall also comply with City of Pleasanton ordinances and policies regarding water conservation.

The CC&Rs covering Lots 1 through 51 shall include the above statements.

- d. Bulk construction materials stored outdoors that may contribute to the pollution of storm water runoff shall be covered as deemed appropriate by the City Engineer and/or the Chief Building and Safety Official as applicable. The CC&Rs covering Lots 1 through 51 shall include this statement.
- e. Prior to grading permit issuance the project developer shall submit a copy of the State Water Resources Control Board Notice of Intent (NOI) for coverage under the State Construction Storm Water General Permit for projects with clearing, grading and excavation exceeding the current thresholds.
- f. All metal roofs shall be finished with rust-inhibitive paint. The CC&Rs covering Lots 1 through 51 shall include this statement.
- g. Unless otherwise approved by the City Engineer, the roof drains for all existing and future primary and accessory structures on Lots 1 through 51 shall be connected to the development's storm drain system. The CC&Rs covering Lots 1 through 51 shall include this statement.

Urban Stormwater Construction Requirements

83. To address the potential degradation of water quality in nearby surface water bodies by urban stormwater runoff from construction activities and post-construction land uses, the project developer and future lot owners/contractors shall submit a Stormwater Pollution Prevention Plan (SWPPP) for review and approval by the City Engineer prior to issuance of grading permits for the subdivision and then building/grading permits for the individual lots. Failure to comply with the approved construction SWPPP may result in the issuance of correction notices, citations or stop work order. The following construction Best Management Practices (BMPs), as well as any other applicable measure, shall be included in the SWPPP and implemented as approved by the City Engineer. (Mitigation Measures H-2-a and G-1 of the FEIR.)
84. The project developer for the construction of the subdivision, the lot owner/contractor for the construction of homes on the individual lots, and then the homeowner after building occupancy are responsible for implementing the following measures during all construction phases of the project and the lots covered by this approval: (Mitigation Measures H-2-a and G-1 of the FEIR.)

- a. Include erosion control/storm water quality measures on the final grading plan which shall specifically address measures to prevent soil, dirt, and debris from entering the storm drain system. Such measures may include, but are not limited to, hydroseeding, hay bales, sandbags, and siltation fences and are subject to the review and approval of the City Engineer and/or the Chief Building and Safety Official as applicable. The project developer and the lot owner/contractor are responsible for ensuring that their contractors and sub-contractors are aware of and implement these measures.
- b. All graded lots shall be revegetated and stabilized after completion of grading, but in no case later than October 15th. The hydroseed mixture shall consist of the following species and rate-of-cover: crimson clover (20.0 lbs/acre), California poppy (3.0 lbs/acre), valley lupine (5.0 lbs/acre), farewell-to-spring (2.0 lbs/acre), and African daisy (2.0 lbs/acre). The hydroseed mixture shall be specified on the subdivision's grading plans and the building permit plans for review and approval by the Planning Director.
The hydroseeding shall be accomplished before September 15th and irrigated with a temporary irrigation system to ensure that the grasses are established before October 15th. No grading shall occur between October 15th and April 15th unless approved erosion control/storm water quality measures are in place, subject to the approval of City Engineer and/or the Chief Building and Safety Official as applicable. Such measures shall be maintained on each individual lots until permitted to be removed by the Planning Director and the Chief Building and Safety Official.
- c. Gather all construction debris on a regular basis and place it in a dumpster or other container which is emptied or removed on a weekly basis. When appropriate, use tarps on the ground to collect fallen debris or splatters that could contribute to storm water runoff pollution.
- d. Remove all dirt, gravel, rubbish, refuse, and green waste from the street pavement and storm drains adjoining the site. Limit construction access routes onto the site and place gravel on them. Do not drive vehicles and equipment off paved or graveled areas during wet weather. Broom sweep the street pavement adjoining the project site on a daily basis. Scrape caked-on mud and dirt from these areas before sweeping.
- e. Install filter materials (such as sandbags, filter fabric, etc.) at the storm drain inlet nearest the downstream side of the project site in order to retain any debris or dirt flowing in the storm drain system. Maintain and/or replace filter materials to ensure effectiveness and to prevent street flooding.

- f. Create a contained and covered area on the site for the storage of bags, cement, paints, oils, fertilizers, pesticides, or other materials used on the site that have the potential of being discharged into the storm drain system through being windblown or in the event of a material spill.
- g. Never clean machinery, equipment, tools, brushes, or rinse containers into a street, gutter, or storm drain.
- h. Ensure that concrete/gunite supply trucks or concrete/plaster operations do not discharge wash water into street, gutters, or storm drains. Provide a designated area for the rinsing/cleaning of concrete/gunite trucks and equipment.

The CC&Rs covering Lots 1 through 51 shall include the above statements.

Urban Stormwater Operation Requirements

85. All projects, unless otherwise determined by the City Engineer or the Chief Building and Safety Official, shall enter into a recorded Stormwater Treatment Measures Inspection and Maintenance Agreement (STMIMA) for ongoing maintenance and reporting of required stormwater measures. These measures may include, but are not limited to:
 - a. An HOA or GHAD shall be responsible for maintaining all bio-swales and detention ponds to be located in the open space areas and any other stormwater treatment measures determined to be required by the City Engineer. The association shall be composed of Lots 1 through 51. These maintenance responsibilities shall include implementing the maintenance plan, which is attached to the Stormwater Treatment Measures Inspection and Maintenance Agreement. This document shall be reviewed by the City Attorney's Office and shall be recorded with the final map.
 - b. All storm drain inlets shall be clearly marked and maintained with the words "No Dumping – Drains to Bay."
 - c. Ensure wastewater from vehicle and equipment washing operations is not discharged to the storm drain system.
 - d. The CC&Rs covering Lots 1 through 51 shall include these statements:
 - No person shall dispose of, nor permit the disposal, directly or indirectly, of vehicle fluids, hazardous materials or rinsewater from cleaning tools, equipment or parts into the private, on-site storm drains.
 - All private on-site storm drains shall be cleaned by the property owner at least twice a year with one cleaning immediately prior to the rainy season.
 - e. Vegetated bio-swales shall be irrigated and mowed with the clippings removed on a regular basis by the homeowners association.

Standard Conditions:

86. Conditions 86 through 115 shall be copied to the building and landscape design guidelines to the satisfaction of the Planning Director before their approval.

Subdivision Sales/Model Home Complex

87. A subdivision sales office/model home complex shall be allowed. The location shall be such that it will minimize the impact on adjoining occupied dwellings, and shall not be located closer to the westerly project boundary line than Lot 1 of the subdivision. The sales office shall be required to provide either a paved or all weather surface as reviewed and approved by the Planning Director and the City Engineer. Parking shall be provided on site if there is inadequate street parking available. In all cases, provision for a paved handicap space shall be required in accordance with all federal and local ADA requirements. The design plan shall be reviewed and approved by the Planning Director before installation. The sales office/model home shall provide utilities, irrigation, and landscaping.

Building Conditions

88. The owner/contractor shall obtain a building permit from the Division of Building and Safety and any other applicable City permits for the lot development prior to the commencement of any construction including grading.

89. The owner/contractor shall pay any and all fees to which the property may be subject prior to issuance of a building permit. The type and amount of the fees shall be those in effect at the time the building permit is issued.

90. The building permit plan check materials for the individual homes will be accepted for submittal only after the design review approval for the residence becomes effective, unless the owner/contractor submits a signed statement acknowledging that the plan check fees may be forfeited in the event that the ordinance is overturned or that the design is significantly changed. In no case will a building permit be issued prior to the effective date of the ordinance.

91. All structures covered by this approval shall be constructed to:

- Meet Title 24 state energy requirements, and
- Comply with all codes and ordinances in effect before the Building and Safety Division will issue permits.

92. The owner/contractor shall submit two copies of the site soils report to the Chief Building and Safety Official for third party peer review and shall pay for such review at the time specified by the Building and Safety Official, but in all cases before the issuance of a grading permit.

93. The owner of a residential lot who, whether on his/her own or through a contractor (hereafter, "owner/contractor"), obtains a building permit shall

show the proposed green building checklist on one of the first two pages of the plans submitted for the issuance of a building permit. The sheet number(s) where each checklist item is addressed in the plan set shall be noted on the checklist. All proposed green building measures shall be shown throughout the plan set, as appropriate, as determined by the Planning Director and the Chief Building and Safety Official. A special inspection by a representative from the Planning Department shall be coordinated with regards to landscaping, irrigation, and exterior materials. All of the green building measures indicated on the approved checklist shall be inspected and approved by either the City of Pleasanton, a qualified specialist, or the applicant shall provide written verification by the project engineer, architect, landscape architect, or designer. This condition shall appear in the design guidelines.

94. Prior to final building permit inspection and occupancy, a final inspection and approval by the Planning Department is required in order to confirm that all conditions of approval prior to occupancy have been satisfied.

95. Prior to the first framing inspection, the height of the primary structure shall be surveyed and verified as being in conformance to the approved building heights shown on the building permit plan sets. Said verification is the owner's/contractor's responsibility and shall:

- Be performed by a licensed land surveyor or civil engineer.
- Be completed and provided to the Planning Department.
- Reviewed and determined to be correct by the Planning Department.

Fire Department Requirements

96. The project developer and the owner/contractor shall meet all requirements of the Pleasanton Fire Code (Pleasanton Municipal Code, Chapter 20.24) and this PUD approval for the subdivision/lots.

97. The owner/contractor shall keep the construction site free of fire hazards from the start of lumber construction until the final inspection.

98. The Fire Chief and the City Engineer shall approve the number, type, and location of all public fire hydrants and the Fire Chief and the Chief Building and Safety Official of all private fire hydrants.

99. All curbs located with a seven-foot, six-inch radius of a public/private fire hydrant shall be painted red, unless, modified by the Fire Chief. Blue street "hydrant markers" shall be installed for all fire hydrants per City of Pleasanton Standard Specifications.

Engineering Requirements

100. The project developer shall install street frontage improvements per Chapter 19.40.010 of the Pleasanton Municipal Code and to the satisfaction of the City Engineer. These improvements may

include, but are not necessarily limited to, grading, curb and gutter, sidewalk, paving, storm drain, sanitary sewer, water facilities, street lighting, underground utilities, traffic control devices, landscaping, and automatic irrigation systems.

101. All utilities required to serve the development covered by this approval shall be installed underground.
102. The paving sections for the private drive areas shall be designed on the basis of an R-Value test and a traffic index to carry the anticipated traffic loads.
103. The project developer and/or owner/contractor shall submit a refundable cash bond for hazard and erosion control prior to issuance of an Engineering permit. The amount of this bond will be determined by the City Engineer.
104. The project developer shall dedicate to the City for street right-of-way purposes those parcels of land intended to be public streets.
105. The project developer shall grant an easement to the City over those parcels needed for public service easements (P.S.E.) and which are approved by the City Engineer or other easements, which may be designated by the City Engineer.
106. The design for the line, grade, and structural sections for the streets serving this development shall be subject to final review and approval by the City Engineer.
107. The haul route for all materials to and from this development and the individual lots shall be approved by the City Engineer prior to the issuance of an encroachment permit.
108. Storm drainage swales, gutters, inlets, outfalls, and channels not within the area of a dedicated public street or public service easement approved by the City Engineer shall be privately maintained by an HOA or GHAD to the satisfaction of the City.
109. The design of the water supply and sanitary sewer systems shall be subject to the review and approval of the City Engineer.
110. Approval of the storm drainage system shall be subject to the review and approval of the City Engineer and Zone 7, where applicable. The storm drainage system shall connect to an approved point of discharge and shall meet any and all applicable requirements of the Alameda County Flood Control District – Zone 7, the Federal Emergency Management Flood Hazard Program, the California Department of Fish and Game, and the requirements of this development.
111. Electric power distribution, gas distribution, communication service, cable television, and any required alarm systems shall be installed underground in a joint utility trench approved by the City Engineer.
112. Any damage to existing street improvements during construction on the subject property including the individual lots shall be repaired to the satisfaction of

the City Engineer at full expense to the project developer. This shall include slurry seal, overlay, or street reconstruction if deemed warranted by the City Engineer.

113. The project developer's contractor(s) shall obtain an encroachment permit from the City Engineer prior to moving any construction equipment onto the site.

**DEVELOPMENT AGREEMENT
BY AND BETWEEN
CITY OF PLEASANTON
AND
JENNIFER LIN AND FREDERIC LIN
DEVELOPMENT AGREEMENT**

THIS DEVELOPMENT AGREEMENT (the "Agreement") is entered into as of _____, 2007 by and between Jennifer Lin and Frederic Lin ("Developer"), and the City of Pleasanton ("City"), pursuant to California Government Code § 65864 *et seq.*

RECITALS

A. To strengthen the public planning process, encourage private participation in comprehensive planning and reduce the economic risk of development, the Legislature of the State of California enacted California Government Code § 65864 *et seq.* (the "Development Agreement Statute"), which authorizes City to enter into an agreement with any person having a legal or equitable interest in real property regarding the development of such property.

B. This Development Agreement has been processed, considered and executed in accordance with such procedures and requirements of California Government Code § 65864 *et seq.*

C. Developer has a legal interest in certain real property consisting of approximately 562 acres located within the City immediately east of Kottinger Ranch and south of the Grey Eagle Estates and Vintage Hills II neighborhoods, as more particularly described in Exhibit A-1 attached hereto, and as diagrammed in Exhibit A-2 attached hereto (the "Project Site").

D. Developer intends to develop the Project Site as a residential community of 51 dwelling units, together with other uses and including 497 acres of permanent open space and a regional trail (the "Project") as more particularly described in Exhibit A-3 attached hereto, ("Oak Grove Planned Unit Development Plan")

E. This Agreement is based upon and was written to achieve two basic purposes: First, that the City will be kept and/or made whole by Developer with respect to all aspects (e.g., fiscal impacts, etc.) of the planning, development, maintenance and operation of the Project including, among other things, the costs to the City of providing the Project with public services and facilities and mitigating the Project's environmental impacts; and second, that Developer will have a full and vested right to develop, use and operate the Project and the Project Site as set forth herein. The rights and obligations of the parties to the Agreement shall be construed and interpreted in such a manner as shall give full effect to each of these purposes.

F. City has taken several actions to review and plan for the future development of the Project. These include, without limitation, the following:

1. Environmental Impact Report. The environmental impacts of the Project, including the Project Approvals and the Subsequent Approvals, and numerous alternatives to the Project and its location, have properly

been reviewed and assessed by City pursuant to the California Environmental Quality Act, Public Resources Code Section 21000 *et seq.*; California Code of Regulations Title 14, Section 15000 *et seq.* (the "CEQA Guidelines"); and City's local guidelines promulgated thereunder (hereinafter collectively referred to as "CEQA"). On October 2, 2007 pursuant to CEQA the City Council certified a final environmental impact report covering the Project (the "EIR"). As required by CEQA, the City adopted written findings and a mitigation monitoring program (the "Mitigation, Monitoring and Implementation Plan") prior to approving the Project Approvals.

2. PUD Development Plan. On November 6, 2007, the City adopted Ordinance No. 1961 approving a Planned Unit Development ("PUD") Development Plan pursuant to Chapter 18.68 of the City of Pleasanton Municipal Code covering the entire Project Site.

The approvals and development policies described in this Recital F are collectively referred to herein as the "Project Approvals."

G. City has determined that the Project presents certain public benefits and opportunities which are advanced by City and Developer entering into this Agreement. This Agreement will, among other things, (1) reduce uncertainties in planning and provide for the orderly development of the Project; (2) mitigate many significant environmental impacts; (3) provide public infrastructure; (4) strengthen the City's economic base with a variety of short term construction jobs; (5) provide for and generate substantial revenues for the City in the form of one time and annual fees and exactions and other fiscal benefits; (6) provide a variety of needed housing, including funds in furtherance of affordable housing opportunities; (7) result in the voluntary donation or funding of critical citywide facilities and other infrastructure improvements; (8) require the dedication of four hundred ninety-seven (497) acres as permanent open space; and (9) otherwise achieve the goals and purposes for which the Development Agreement Statute was enacted.

H. In exchange for the benefits to City described in the preceding Recital, together with the other public benefits that will result from the development of the Project, Developer will receive by this Agreement assurance that it may proceed with the Project in accordance with the "Applicable Law" (defined below), and therefore desires to enter into this Agreement.

I. The City Council, after conducting a duly noticed public hearing, has found that this Agreement is consistent with the General Plan and the City's Zoning Code and has conducted all necessary proceedings in accordance with the City's rules and regulations for the approval of this Agreement.

J. Following City Council certification of the EIR and PUD Development Plan, the City Council at a duly noticed public hearing introduced Ordinance No. 1962, approving and authorizing the execution of this Agreement, and then on November 6, 2007 adopted Ordinance No. 1962.

AGREEMENT

NOW, THEREFORE, in consideration of the premises, covenants and provisions set forth herein, the receipt and adequacy of which is hereby acknowledged, the parties agree as follows:

ARTICLE 1. DEFINITIONS

“Administrative Agreement Amendment” shall have that meaning set forth in Section 7.02 of this Agreement.

“Agreement” shall have that meaning set forth in the Recitals of this Agreement.

“Applicable Law” shall have that meaning set forth in Section 6.03 of this Agreement.

“Changes in the Law” shall have that meaning set forth in Section 6.09 of this Agreement.

“City” shall have that meaning set forth in the Recitals of this Agreement.

“City Law” shall have that meaning set forth in Section 6.05 of this Agreement.

“Default Notice” shall have that meaning set forth in Section 10.01 of this Agreement.

“Deficiencies” shall have that meaning set forth in Section 9.02 of this Agreement.

“Developer” shall have that meaning set forth in the introductory paragraph of this Agreement.

“Development Agreement Statute” shall have that meaning set forth in Recital A of this Agreement.

“Effective Date” shall have that meaning set forth in Section 2.01 of this Agreement.

“Exempt Permits” shall have that meaning set forth in Section 4.07 of this Agreement.

“Judgment” shall have that meaning set forth in Section 9.02 of this Agreement.

“Mitigation, Monitoring and Implementation Plan” shall have that meaning set forth in Recital F of this Agreement.

“Mortgagee” shall have that meaning set forth in Section 8.02 of this Agreement.

“Non-Assuming Transferee” shall have that meaning set forth in Section 8.03 of this Agreement.

“Notice of Compliance” shall have that meaning set forth in Section 8.04 of this Agreement.

“Periodic Review” shall have that meaning set forth in Section 10.03 of this Agreement.

“Project” shall have that meaning set forth in Recital D of this Agreement.

“Project Approvals” shall have that meaning set forth in Recital F of this Agreement.

“Project Site” shall have that meaning set forth in Recital C of this Agreement.

“Subsequent Approvals” shall mean those certain other land use approvals, entitlements, and permits other than the Project Approvals that are necessary or desirable for the Project. In particular, as addressed in the EIR, the parties contemplate that Developer will seek approvals for vesting maps and amendments to this Agreement. The

Subsequent Approvals may also include, without limitation, the following: amendments of the Project Approvals, design review approvals, improvement agreements, use permits, grading permits, building permits, lot line adjustments, sewer and water connection permits, certificates of occupancy, subdivision maps, rezonings, development agreements, permits, resubdivisions, and any amendments to, or repealing of, any of the foregoing.

“Term” shall have that meaning set forth in Section 2.02 of this Agreement.

“Transfer Agreement” shall have that meaning set forth in Section 8.02 of this Agreement.

ARTICLE 2. EFFECTIVE DATE AND TERM

Section 2.01. Effective Date. This Agreement shall become effective upon the date the ordinance approving this Agreement becomes effective (the “Effective Date”).

Section 2.02. Term. The term of this Agreement (the “Term”) shall commence upon the Effective Date and continue for a period of ten (10) years.

ARTICLE 3. OBLIGATIONS OF DEVELOPER

Section 3.01. Obligations of Developer Generally. The parties acknowledge and agree that the City’s agreement to perform and abide by the covenants and obligations of City set forth in this Agreement is a material consideration for Developer’s agreement to perform and abide by its long term covenants and obligations, as set forth herein. The parties acknowledge that many of Developer’s long term obligations set forth in this Agreement are in addition to Developer’s agreement to perform all the mitigation measures identified in the Mitigation Monitoring Program.

Section 3.02. One-Time Fee Paid by Developer.

The following fee will be paid by the Developer in addition to those fees which will be paid at the time a building permit is obtained for the construction of dwellings unit on individual lots:

Traffic Mitigation Fees: Developer shall pay the City one million dollars (\$1,000,000) into an account for traffic facilities/traffic calming devices, which shall satisfy Developer’s obligation for all city traffic mitigation fees in effect on the Effective Date. Such payment shall be made at the time the City approves the first final map for the Project. As a condition of approval of the Project, the City shall require Developer to install a traffic signal at the intersection of Kottinger Drive and Bernal Avenue. The installation of this traffic signal shall be funded from the one million dollars (\$1,000,000). Any remaining funds will be applied first to traffic calming measures on Hearst Drive (subject to the City’s approval) and, if there are any remaining funds, they shall be paid into the City’s TIF program. During construction of the subdivision improvements, Developer shall also fund the cost of providing a crossing guard at the intersection of Hearst Drive and Concord Street during the regular times that

children are walking to and from school.

Section 3.03. Affordable Housing. Of the forty-seven (47) Exempt Permits available to the Developer pursuant to Section 4.07 of this Agreement, twenty (20) shall be used by the Developer to construct affordable housing units and the balance may be used by the Developer, in its sole discretion, for affordable or market-rate units. The twenty (20) affordable units shall consist of five (5) units affordable to Moderate Income Households, ten (10) units affordable to Low Income Households and five (5) units affordable to Very Low Income Households, as those terms are defined in Chapter 17.44 of the Municipal Code as of the Effective Date. The twenty (20) affordable units represent approximately twenty percent (20) of the maximum density (ninety-eight (98) units) allowed on the Project Site under the General Plan as of the Effective Date. In the event all or some portion of the twenty (20) affordable units required under this Agreement have not been constructed within five (5) years of date that the first final map for the Project records, the Developer shall pay to City the City's "Lower Income Housing Fee" (or "LIHF") for 51 units in the amount then in effect.

Section 3.04. Dedications and Improvements by Developer

- (a) With the recordation of the first final map for the Project, Developer shall dedicate to the City or to a Geologic Hazard Abatement District ("GHAD"), the Board of Directors of which shall be the Pleasanton City Council, and City/GHAD shall accept, in perpetuity four hundred ninety-seven (497) acres of the Project Site (the "Open Space"), as shown on the Oak Grove Planned Unit Development Plan. With the recordation of the first final map for the Project, City shall grant an easement over the Open Space to the Tri Valley Conservancy or other entity reasonably acceptable to the City to protect the Open Space as permanent open space.
- (b) Prior to the sale of the fifth lot, Developer shall construct within the Open Space (a) a regional trail along the entire eastern boundary of the Project Site, as shown on the Oak Grove Planned Unit Development Plan (the "Regional Trail"), (b) class A and class C trails as shown on the City's Master Trails Plan ("the Local Trails"), and (c) a staging area for the Regional Trail and the Local Trails, which staging area shall include a restroom, potable water and water trough, and an area for parking eleven vehicles, as shown on the City's Master Trails Plan ("the Staging Area"). The precise location of the Regional Trail, the Local Trails, and the Staging Area shall be determined by the City prior to recordation of the first final map for the Project.
- (c) Developer shall dedicate land for, and construct,

fire access roads, as shown on the Oak Grove Planning Unit Development Plan, or in such other location (or locations) as reasonably acceptable to the City. The dedication shall occur with the recordation of the first final map for the Project. One fire access road will form a loop continuing the driveway from "A" Street past Lot 51 to connect to the existing water tank access road within the Kottinger Ranch subdivision, will be 20 feet in width and will be composed of crushed granite or other similar materials capable of supporting a type 3 fire vehicle. The other fire access road will connect to the City's existing access easement (as said easement may be relocated) within the Grey Eagle Estates subdivision. This latter fire access road will involve improving an existing access and public service easement (granted to the City) and will connect the cul de sac of Grey Eagle Court to the Project property line as follows: From the cul de sac, the existing improvements (which extend about 130 feet) shall remain as constructed; from the end of those improvements, the easement may be relocated to accommodate a proposed driveway and residence on the Roberts' property. This easement (if so relocated) shall serve, in part, as a driveway to the proposed Roberts' residence. This portion of the easement, the location of which must be acceptable to the City and Roberts, shall be 20 feet wide and be an all weather surface to the extent it serves as a driveway. Developer shall bear the incremental cost to increase the width of the driveway from 14 feet to 20 feet. The remaining portion of the easement (about 120 feet in length) that connects the easement/driveway to the Project property line shall be in a location acceptable to the City and Roberts, shall be 12 feet in width and shall be improved with a surface material acceptable to City and Roberts. Developer shall bear the incremental cost to increase the structural integrity of this portion of the easement to accommodate the weight of a Type 3 fire vehicle rather than a Type 4 fire vehicle. If City and Roberts are unable to agree on the relocation of the existing easement, its width(s) or the surface materials thereof, the Developer shall improve the existing easement to the satisfaction of the City. Developer shall also construct an electronically controlled gate, as approved by the City, at or near the common property line between the Project site and the Grey Eagle Estates subdivision to prevent the egress of persons and vehicles from the Project site to that subdivision. That portion of the fire access road from Court 3 to the Grey Eagle Estates property line shall be crushed granite or similar material. For any fire access road that is located outside the Project boundaries that the Developer must construct, to the extent that

Developer needs temporary construction (or other type) easements to construct such road but is unable to acquire such easements on its own and the City must use its power of eminent domain to acquire such easements, Developer shall be responsible for all costs associated with such acquisition including, but not limited to, appraisals, attorneys fees, the fair market value of the land to be taken (including severance damages if any), litigation expenses (including the property owner's attorneys fees if awarded by the court). If the Developer does not need to construct a fire access road that is located outside the Project boundaries because such road has already been constructed, Developer shall have the responsibility for certain incremental costs associated with such construction as provided herein. If the Developer constructs a fire access road that is located outside the Project boundaries that benefits other property owners, Developer and City shall enter into a reimbursement agreement to permit Developer to recover from those benefited those costs associated with the construction that the benefited property owners would have been obligated to construct. If the Project is phased, Lots 8-51 shall only be developed with the fire access roads described herein constructed or under construction. Developer shall include in the CC&R's a provision that the Oak Grove Homeowners Association will defend and indemnify the Grey Eagle Estates Homeowners Association, the Kottinger Ranch Homeowners Association and/or individual property owners within those subdivisions for claims arising out of the public's use of the fire access roads. If the City enters into a separate agreement with the Grey Eagle Estates Homeowners Association, the Kottinger Ranch Homeowners Association, and/or individual property owners within those subdivisions concerning defense and indemnification for claims arising out of the public's use of the fire access roads, Developer shall include in the CC&R's a provision that the Oak Grove Homeowners Association will defend and indemnify the City for such claims.

ARTICLE 4. OBLIGATIONS OF CITY

Section 4.01. Obligations of City Generally. The parties acknowledge and agree that Developer's agreement to perform and abide by its covenants and obligations set forth in this Agreement, including Developer's decision to process the siting of the Project in the City, is a material consideration for City's agreement to perform and abide by the long term covenants and obligations of City, as set forth herein.

Section 4.02. Protection of Vested Rights. To the maximum extent permitted by law, City shall take any and all actions as may be necessary or appropriate to ensure that the vested rights provided by this

Agreement can be enjoyed by Developer and to prevent any City Law, as defined below, from invalidating or prevailing over all or any part of this Agreement. City shall cooperate with Developer and shall undertake such actions as may be necessary to ensure this Agreement remains in full force and effect. Except as otherwise provided herein, City shall not support, adopt, or enact any City Law, or take any other action which would violate the express provisions or intent of the Project Approvals or the Subsequent Approvals.

Section 4.03. Availability of Public Services. To the maximum extent permitted by law and consistent with its authority, City shall assist Developer in reserving such capacity for sewer and water services as may be necessary to serve the Project. This capacity shall be assured for the Term at a cost to be applied uniformly without discrimination as to user or use.

Section 4.04. Developer's Right to Rebuild. City agrees that Developer may renovate or rebuild the Project within the Term of this Agreement should it become necessary due to natural disaster, changes in seismic requirements, or should the buildings located within the Project become functionally outdated, within Developer's sole discretion, due to changes in technology. Any such renovation or rebuilding shall be subject to the square footage and height limitations vested by this Agreement, and shall comply with the Project Approvals, the building codes existing at the time of such rebuilding or reconstruction, and the requirements of CEQA.

Section 4.05. Issuance of Building Permits. City agrees that the number of building permits available to be issued for the Project shall not be subject to the annual limitations set forth in Chapter 17.36 of the City of Pleasanton Municipal Code, but the Project shall be subject to the annual building permit limitations set forth in the City's General Plan.

Section 4.06. City's Waiver of In Lieu Park Dedication Fees. City waives Developer's in lieu park dedication fee obligations pursuant to Chapter 19.44 of the City's Municipal Code in recognition of Developer's dedication of the Open Space as permanent open space and dedication of an easement for a regional trail along the eastern boundary of the Project Site. City acknowledges that such dedications by Developer constitute full and complete mitigation of all park-related impacts of the Project.

Section 4.07. Density Transfer. The Developer shall have the right to request from City and be issued forty-seven (47) residential building permits for an offsite project or projects as determined by the Developer (each such project, an "Off-Site Project"). The City's issuance of such building permits shall not be subject to the annual limitations set forth in Chapter 17.36 of the City of Pleasanton Municipal Code ("Exempt Permits") but shall be subject to the annual building permit limitations set

forth in the City's General Plan. The Developer may only request and receive Exempt Permits for an Off-Site Project or Off-Site Projects for which it otherwise has received approval to construct residential units and the number of Exempt Permits available for any Off-Site Project shall be equal to the number of units approved for such Off-Site Project. The forty-seven (47) Exempt Permits available to the Developer is based upon Developer's agreement herein to construct less than all of the maximum density (ninety-eight (98) units) on the Project Site under the General Plan. Any Exempt Permits not requested by the Developer within five (5) years from the recording of the first final map for the Project shall be forfeited by Developer. Subject to Section 3.03, Developer may use Exempt Permits to construct for-sale or for-rent units, or any combination thereof.

ARTICLE 5. COOPERATION - IMPLEMENTATION

Section 5.01. Processing Application for Subsequent Approvals. By approving the PUD Development Plan, City has made a final policy decision that the Project is in the best interests of the public health, safety and general welfare. Accordingly, City shall not use its discretionary authority in considering any application for a Subsequent Approval to change the policy decisions reflected by the Project Approvals or otherwise to prevent or delay development of the Project as set forth in the Project Approvals. Instead, the Subsequent Approvals shall be deemed to be tools to implement those final policy decisions and shall be issued by City so long as they comply with this Agreement and Applicable Law and are not inconsistent with the Project Approvals as set forth above.

Section 5.02. Timely Submittals By Developer. Developer acknowledges that City cannot expedite processing Subsequent Approvals until Developer submits complete applications on a timely basis. Developer shall use its best efforts to (i) provide to City in a timely manner any and all documents, applications, plans, and other information necessary for City to carry out its obligations hereunder; and (ii) cause Developer's planners, engineers, and all other consultants to provide to City in a timely manner all such documents, applications, plans and other necessary required materials as set forth in the Applicable Law. It is the express intent of Developer and City to cooperate and diligently work to obtain any and all Subsequent Approvals.

Section 5.03. Timely Processing By City. Upon submission by Developer of all appropriate applications and processing fees for any Subsequent Approval, City shall promptly and diligently commence and complete all steps necessary to act on the Subsequent Approval application including, without limitation, (i) providing at Developer's expense and subject to Developer's request and

prior approval, reasonable overtime staff assistance and/or staff consultants for planning and processing of each Subsequent Approval application; (ii) if legally required, providing notice and holding public hearings; and (iii) acting on any such Subsequent Approval application. City shall ensure that adequate staff is available, and shall authorize overtime staff assistance as may be necessary, to timely process such Subsequent Approval application.

Section 5.04. Review of Subsequent Approvals. Subject to this Agreement, City shall be entitled to exercise its discretion with respect to Subsequent Approvals by assessing whether an application for a Subsequent Approval is consistent with the Project Approvals and any prior Subsequent Approvals. City may deny an application for a Subsequent Approval only if such application is not in substantial conformance with this Agreement or Applicable Law, defined below, or does not substantially comply with the Project Approvals (provided, however, that inconsistency with the Project Approvals shall not constitute grounds for denial of a Subsequent Approval which is requested by Developer as an amendment to that Project Approval). City may approve an application for such a Subsequent Approval subject to any conditions necessary to bring the Subsequent Approval into compliance with this Agreement or Applicable Law, or is necessary to make this Subsequent Approval consistent with the Project Approvals. If City denies any application for a Subsequent Approval, City must specify in writing the reasons for such denial and may suggest a modification which would be approved. Any such specified modifications must be consistent with this Agreement, Applicable Law and the Project Approvals, and City shall approve the application if it is subsequently resubmitted for City review and addresses the reason for the denial in a manner that is consistent with this Agreement, Applicable Law and the Project Approvals.

Section 5.05. Specific Subsequent Approvals. In addition to the other general covenants concerning processing of Subsequent Approvals set forth in this Agreement, upon the filing of any application for a Subsequent Approvals, City shall, to the maximum extent permitted by law, promptly and diligently commence and complete all steps (including noticing and public hearings) necessary to act on such contemplated Subsequent Approval application. City shall, to the maximum extent permitted by law, not use its discretionary authority in considering these Subsequent Approval applications to revisit or frustrate the policy decisions or material terms reflected by the Project Approvals.

Section 5.06. Other Government Permits. At Developer's sole discretion and in accordance with Developer's construction schedule, Developer shall apply for such other permits and approvals as may be required by other governmental or quasi-govern-

mental entities in connection with the development of, or the provision of services to, the Project. City shall cooperate with Developer in its efforts to obtain such permits and approvals and shall, from time to time at the request of Developer, use its best efforts to enter into binding agreements with any such entity as may be necessary to ensure the timely availability of such permits and approvals.

Section 5.07. Assessment Districts or Other Funding Mechanisms.

- (a) The parties understand and agree that as of the Effective Date there are no assessment districts that may affect the Project Site. City is unaware of any pending efforts to initiate, or consider applications for new or increased assessments covering the Project Site, or any portion thereof (except for the geological hazard abatement district contemplated to fund certain aspects of the management of open space and certain private utilities within the Project Site).
- (b) City understands that long term assurances by City concerning fees, taxes and assessments were a material consideration for Developer agreeing to process the siting of the Project in its present location and to pay long term fees, taxes and assessments described in this Agreement. City shall retain the ability to initiate or process applications for the formation of new assessment districts covering all or any portion of the Project site. Notwithstanding the foregoing, Developer retains all its rights to oppose the formation or proposed assessment of any new assessment district or increased assessment. In the event as assessment district is lawfully formed to provide funding for services, improvements, maintenance or facilities which are substantially the same as those services, improvements, maintenance or facilities being funded by the fees or assessments to be paid by Developer under the Project Approvals or this Agreement, such fees or assessments to be paid by Developer shall be subject to reduction/credit in an amount equal to Developer's new or increased assessment under the assessment district. Alternatively, the new assessment district shall reduce/credit Developer's new assessment in an amount equal to such fees or assessments to be paid by Developer under the Project Approvals or this Agreement.
- (c) At the request of Developer, City shall cooperate in the formation of assessment districts, community facilities districts, tax-exempt financing mechanisms, or other funding mechanisms related to traffic, sewer, water or other infrastructure improvements (including, without limitation, design, acquisition and construction costs) within the Project Site. City shall diligently and expeditiously process applications by Developer necessary to establish funding mechanisms so long as (i) the application complies with law, (ii) is

consistent with City's standards, and (iii) provides for a lien to value ratio and other financial terms that are reasonably acceptable to City, and which will result in no commitment of City funds. City shall diligently seek to sell any bonds to be issued and secured by such assessments upon the best terms reasonably available in the marketplace. Developer may initiate improvement and assessment proceedings utilizing assessment mechanisms authorized under the law of the State of California where the property subject to assessment (the "Assessed Property") provides primary security for payment of the assessments. Developer may initiate such assessment proceedings with respect to a portion of the Assessed Property to provide financing for design or construction of improvements for such portion. City shall allocate shortfalls or cost overruns in the same manner as the special taxes or assessments for construction of improvements (as opposed to assessments for maintenance) are allocated in the community facilities district or other financing mechanism so that each lot and/or parcel within the benefited area shall bear its appropriate share of the burden thereof as determined by City and construction or acquisition of needed improvements shall not be prevented or delayed. Developer shall, prior to the sale of any individual Assessed Property, pay off any then outstanding assessments against that Property.

ARTICLE 6. STANDARDS, LAWS AND PROCEDURES GOVERNING THE PROJECT

Section 6.01. Vested Right to Develop. Developer shall have a vested right to develop the Project on the Project Site in accordance with the terms and conditions of this Agreement. Nothing in this section shall be deemed to eliminate or diminish the requirement of Developer to obtain any required Subsequent Approvals.

Section 6.02. Permitted Uses Vested by This Agreement. The permitted uses of the Project Site; the density and intensity of use of the Project Site; the maximum height, bulk and size of proposed buildings; provisions for reservation or dedication of land for public purposes and the location of public improvements; the general location of public utilities; and other terms and conditions of development applicable to the Project, shall be as set forth in the Project Approvals and, as and when they are issued (but not in limitation of any right to develop as set forth in the Project Approvals), the Subsequent Approvals. Permitted uses shall include, without limitation, all uses listed in Section 18.32.030 of the Ordinance Code of the City of Pleasanton.

Section 6.03. Applicable Law. The rules, regulations, official policies, standards and specifications applicable to the Project (the "Applicable Law")

shall be those set forth in this Agreement and the Project Approvals, and, with respect to matters not addressed by this Agreement or the Project Approvals, those rules, regulations, official policies, standards and specifications (including City ordinances and resolutions) governing permitted uses, building locations, timing of construction, densities, design, heights, fees, exactions, and taxes in force and effect on the Effective Date of this Agreement.

Section 6.04. Uniform Codes. City may apply to the Project Site, at any time during the Term, then current Uniform Building Code and other uniform construction codes, and City's then current design and construction standards for road and storm drain facilities, provided any such uniform code or standard has been adopted and uniformly applied by City on a citywide basis and provided that no such code or standard is adopted for the purpose of preventing or otherwise limiting construction of all or any part of the Project.

Section 6.05. No Conflicting Enactments. City shall not impose on the Project (whether by action of the City Council or by initiative, referendum or other means) any ordinance, resolution, rule, regulation, standard, directive, condition or other measure (each individually, a "City Law") that is in conflict with Applicable Law or this Agreement or that reduces the development rights or assurances provided by this Agreement. Without limiting the generality of the foregoing, any City Law shall be deemed to conflict with Applicable Law or this Agreement or reduce the development rights provided hereby if it would accomplish any of the following results, either by specific reference to the Project or as part of a general enactment which applies to or affects the Project:

- (a) Change any land use designation or permitted use of the Project Site;
- (b) Limit or control the availability of public utilities, services or facilities or any privileges or rights to public utilities, services, or facilities (for example, water rights, water connections or sewage capacity rights, sewer connections, etc.) for the Project;
- (c) Limit or control the location of buildings, structures, grading, or other improvements of the Project in a manner that is inconsistent with or more restrictive than the limitations included in the Project Approvals or the Subsequent Approvals (as and when they are issued);
- (d) Limit or control the rate, timing, phasing or sequencing of the approval, development or construction of all or any part of the Project in any manner;
- (e) Apply to the Project any City Law otherwise allowed by this Agreement that is not uniformly applied on a City-wide basis to all substantially similar types of development projects and

project sites;

- (f) Result in Developer having to substantially delay construction of the Project or require the issuance of additional permits or approvals by the City other than those required by Applicable Law;
- (g) Substantially increase the cost of constructing or developing the Project or any portion thereof;
- (h) Establish, enact, increase, or impose against the Project or Project Site any fees, taxes (including without limitation general, special and excise taxes), assessments, liens or other monetary obligations (including generating demolition permit fees, encroachment permit and grading permit fees) other than those specifically permitted by this Agreement or other connection fees imposed by third party utilities;
- (i) Impose against the Project any condition, dedication or other exaction not specifically authorized by Applicable Law; or
- (j) Limit the processing or procuring of applications and approvals of Subsequent Approvals.

Section 6.06. Initiatives and Referenda.

- (a) If any City Law is enacted or imposed by initiative or referendum, or by the City Council directly or indirectly in connection with any proposed initiative or referendum, which City Law would conflict with Applicable Law or this Agreement or reduce the development rights provided by this Agreement, such Law shall not apply to the Project.
- (b) Without limiting the generality of any of the foregoing, no moratorium or other limitation (whether relating to the rate, timing, phasing or sequencing of development) affecting subdivision maps, building permits or other entitlements to use that are approved or to be approved, issued or granted within the City, or portions of the City, shall apply to the Project.
- (c) To the maximum extent permitted by law, City shall prevent any City Law from invalidating or prevailing over all or any part of this Agreement, and City shall cooperate with Developer and shall undertake such actions as may be necessary to ensure this Agreement remains in full force and effect.
- (d) City shall not support, adopt or enact any City Law, or take any other action which would violate the express provisions or spirit and intent of this Agreement, the Project Approvals or the Subsequent Approvals.
- (e) Developer reserves the right to challenge in court any City Law that would conflict with Applicable Law or this Agreement or reduce the development rights provided by this Agreement.

Section 6.07. Environmental Mitigation. The parties understand that the EIR was intended to be used in connection with each of the Project Approvals and Subsequent Approvals needed for the Project. Con-

sistent with the CEQA policies and requirements applicable to the EIR, City agrees to use the EIR in connection with the processing of any Subsequent Approval to the maximum extent allowed by law and not to impose on the Project any mitigation measures or other conditions of approval other than those specifically imposed by the Project Approvals and the Mitigation, Monitoring and Implementation Plan or specifically required by Applicable law.

Section 6.08. Life of Subdivision Maps, Development Approvals, and Permits. The term of any subdivision map or any other map, permit, rezoning or other land use entitlement approved as a Project Approval or Subsequent Approval shall automatically be extended for the longer of the duration of this Agreement (including any extensions) or the term otherwise applicable to such Project Approval or Subsequent Approval if this Agreement is no longer in effect. The term of this Agreement and any subdivision map or other Project Approval or Subsequent Approval shall not include any period of time during which a development moratorium (including, but not limited to, a water or sewer moratorium or water and sewer moratorium) or the actions of other public agencies that regulate land use, development or the provision of services to the land, prevents, prohibits or delays the construction of the Project or a lawsuit involving any such development approvals or permits is pending.

Section 6.09. State and Federal Law. As provided in California Government Code § 65869.5, this Agreement shall not preclude the application to the Project of changes in laws, regulations, plans or policies, to the extent that such changes are specifically mandated and required by changes in state or federal laws or regulations ("Changes in the Law"). In the event Changes in the Law prevent or preclude compliance with one or more provisions of this Agreement, such provisions of the Agreement shall be modified or suspended, or performance thereof delayed, as may be necessary to comply with Changes in the Law, and City and Developer shall take such action as may be required pursuant to this Agreement including, without limitation, Article 5 (Cooperation-Implementation) and Section 10.05 (Excusable Delays; Extension of Time of Performance). Not in limitation of the foregoing, nothing in this Agreement shall preclude City from imposing on Developer any fee specifically mandated and required by state or federal laws and regulations.

Section 6.10. Timing of Project Construction and Completion.

(a) City and Developer expressly agree that there is no requirement that Developer initiate or complete development of the Project or any particular phase of the Project within any particular period of time, and City shall not impose such a requirement on any Project Approval. The par-

ties acknowledge that Developer cannot at this time predict when or the rate at which or the order in which phases will be developed. Such decisions depend upon numerous factors which are not within the control of Developer, such as market orientation and demand, interest rates, competition and other similar factors.

(b) In light of the foregoing and except as set forth in subsection (c) below, the parties agree that Developer shall be able to develop in accordance with Developer's own time schedule as such schedule may exist from time to time, and Developer shall determine which part of the Project Site to develop first, and at Developer's chosen schedule. In particular, and not in limitation of any of the foregoing, since the California Supreme Court held in *Pardee Construction Co. v. City of Camarillo*, 37 Cal.3d 465 (1984), that the failure of the parties therein to consider and expressly provide for the timing of development resulted in a later-adopted initiative restricting the timing of development to prevail over such parties' agreement, it is the parties' desire to avoid that result by acknowledging that Developer shall have the right to develop the Project in such order and at such rate and at such times as Developer deems appropriate within the exercise of its subjective business judgment.

(c) Nothing in this Agreement shall exempt Developer from completing work required by a subdivision agreement, road improvement agreement or similar agreement in accordance with the terms thereof.

Section 6.11. Exempting Fees Imposed by Outside Agencies. The City agrees to exclude Developer from any and all collection agreements regarding fees, including, but not limited to, development impact fees, which other public agencies request the City to impose at City's discretion on the Project or the Project Site after the Effective Date through the Term of this Agreement. This section shall not prohibit the City from imposing on Developer any fee or obligation that is imposed by a regional agency in accordance with state or federal obligations and implemented by the City in cooperation with such regional agency.

Section 6.12. Fee Reductions or Credits. The parties intent that the fees described in Section 3.02 will be in lieu of any exactions, taxes or assessments generally intended to address similar uses or purposes, and that Developer shall not be required to pay two times for any such exaction, fee or assessment. Accordingly, the fees described in Section 3.02 shall be subject to reductions/credits in an amount equal to Developer's actual cost of complying with any such lawfully imposed exaction, tax, or assessment generally intended to address similar uses or purposes, whether imposed on the Project, the Project Site, the Project Approvals or the Subsequent

Approvals. Notwithstanding the foregoing, no such reduction/credit shall be provided as a result of any assessment that arises from an assessment district requested by Developer under Section 5.07.

ARTICLE 7. AMENDMENT

Section 7.01. To the extent permitted by state and federal law, any Project Approval or Subsequent Approval may, from time to time, be amended or modified in the following manner:

- (a) Administrative Project Amendments. Upon the written request of Developer for an amendment or modification to a Project Approval or Subsequent Approval, the Director of Planning and Community Development or his/her designee shall determine: (i) whether the requested amendment or modification is minor when considered in light of the Project as a whole; and (ii) whether the requested amendment or modification is consistent with this Agreement and Applicable Law. If the Director of Planning and Community Development or his/her designee finds that the proposed amendment or modification is minor, consistent with this Agreement and Applicable Law, and will result in no new significant impacts not addressed and mitigated in the EIR, the amendment shall be determined to be an “Administrative Project Amendment” and the Director of Planning and Community Development or his/her designee may, except to the extent otherwise required by law, approve the Administrative Project Amendment without notice and public hearing. Without limiting the generality of the foregoing, lot line adjustments, reductions in the density, intensity, scale or scope of the Project, minor alterations in vehicle circulation patterns or vehicle access points, changes in trail alignments, substitutions of comparable landscaping for any landscaping shown on any final development plan or landscape plan, variations in the location of structures that do not substantially alter the design concepts of the Project, variations in the location or installation of utilities and other infrastructure connections or facilities that do not substantially alter the design concepts of the Project, minor revisions to the Project due to the requirements of permits received from state or federal agencies, and minor adjustments to the Project Site diagram or Project Site legal description shall be treated as Administrative Project Amendments.
- (b) Non-Administrative Project Amendments. Any request of Developer for an amendment or modification to a Project Approval or Subsequent Approval which is determined not to be an Administrative Project Amendment as set forth above shall be subject to review, consideration and action pursuant to the Applicable Law and this Agreement.

Section 7.02. Amendment of This Agreement. This Agreement may be amended from time to time, in whole or in part, by mutual written consent of the parties hereto or their successors in interest, as follows:

- (a) Administrative Agreement Amendments. Any amendment to this Agreement which does not substantially affect (i) the Term of this Agreement, (ii) permitted uses of the Project Site, (iii) provisions for the reservation or dedication of land, (iv) conditions, terms, restrictions or requirements for subsequent discretionary actions, (v) the density or intensity of use of the Project Site or the maximum height or size of proposed buildings or (vi) monetary contributions by Developer, shall not, except to the extent otherwise required by law, require notice or public hearing before the parties may execute an amendment hereto. Such amendment may be approved by City resolution.
- (b) Amendment Exemptions. No amendment of a Project Approval or Subsequent Approval, or a Subsequent Approval shall require an amendment to this Agreement. Instead, any such matter automatically shall be deemed to be incorporated into the Project and vested under this Agreement.

ARTICLE 8. ASSIGNMENT, TRANSFER AND NOTICE

Section 8.01. Assignment of Interests, Rights and Obligations. Developer may transfer or assign all or any portion of its interests, rights or obligations under this Agreement, the Project Approvals or Subsequent Approvals to third parties acquiring an interest or estate in the Project or any portion thereof including, without limitation, purchasers or ground lessees of lots, parcels or facilities.

Section 8.02. Transfer Agreements.

- (a) In connection with the transfer or assignment by Developer of all or any portion of the Project (other than a transfer or assignment by Developer to an affiliated party, a “Mortgagee” or a “Non-Assuming Transferee” (as defined in Section 8.03), Developer and the transferee shall enter into a written agreement (a “Transfer Agreement”) regarding the respective interests, rights and obligations of Developer and the transferee in and under the Agreement, the Project Approvals, and the Subsequent Approvals. Such Transfer Agreement may (i) release Developer from obligations under the Agreement, the Project Approvals, or the Subsequent Approvals that pertain to that portion of the Project being transferred, as described in the Transfer Agreement, provided that the transferee expressly assumes such obligations, (ii) transfer to the transferee vested rights to improve that portion of the Project being transferred and (iii) address any other matter deemed by Developer to be

necessary or appropriate in connection with the transfer or assignment.

- (b) Developer shall seek City's prior written consent to any Transfer Agreement, which consent shall not be unreasonably withheld or delayed. Failure by City to respond within forty-five (45) days to any request made by Developer for such consent shall be deemed to be City's approval of the Transfer Agreement in question. City may refuse to give its consent only if, in light of the proposed transferee's reputation and financial resources, such transferee would not in City's reasonable opinion be able to perform the obligations proposed to be assumed by such transferee. Such determination shall be made by the Director of Planning and Community Development, and is appealable by Developer to the City Council.
- (c) Any Transfer Agreement shall be binding on Developer, City and the transferee. Upon recordation of any Transfer Agreement in the Official Records of Alameda County, Developer shall automatically be released from those obligations assumed by the transferee therein.
- (d) Developer shall be free from any and all liabilities accruing on or after the date of any assignment or transfer with respect to those obligations assumed by a transferee pursuant to a Transfer Agreement. No breach or default hereunder by any person succeeding to any portion of Developer's obligations under this Agreement shall be attributed to Developer, nor may Developer's rights hereunder be canceled or diminished in any way by any breach or default by any such person.

Section 8.03. Non-Assuming Transferees. Except as otherwise required by Developer in Developer's sole discretion, the burdens, obligations and duties of Developer under this Agreement shall terminate with respect to, and neither a Transfer Agreement nor City's consent shall be required in connection with (i) any single residential parcel conveyed to a purchaser at issuance of a certificate of occupancy, or (ii) any property that has been established as one or more separate legal parcels for office, commercial, industrial, open space, park, school or other nonresidential uses. The transferee in such a transaction and its successors ("Non-Assuming Transferees") shall be deemed to have no obligations under this Agreement, but shall continue to benefit from the vested rights provided by this Agreement for the duration of the Term. Nothing in this section shall exempt any property transferred to a Non-Assuming Transferee from payment of applicable fees and assessments or compliance with applicable conditions of approval.

Section 8.04. Notice of Compliance Generally. Within thirty (30) days following any written request which Developer may make from time to time, City

shall execute and deliver to Developer (or to any party requested by Developer) a written "Notice of Compliance," in recordable form, duly executed and acknowledged by City, that certifies:

- (a) This Agreement is unmodified and in full force and effect, or if there have been modifications hereto, that this Agreement is in full force and effect as modified and stating the date and nature of such modifications;
- (b) There are no current uncured defaults under this Agreement or specifying the dates and nature of any such default;
- (c) Any other information reasonably requested by Developer. The failure to deliver such a statement within such time shall constitute a conclusive presumption against City that this Agreement is in full force and effect without modification except as may be represented by the Developer and that there are no uncured defaults in the performance of the Developer, except as may be represented by the Developer. Developer shall have the right at Developer's sole discretion, to record the Notice of Compliance.

ARTICLE 9. COOPERATION IN THE EVENT OF LEGAL CHALLENGE

Section 9.01. Cooperation.

- (a) In the event of any administrative, legal or equitable action or other proceeding instituted by any person not a party to this Agreement challenging the validity of any provision of the Agreement or any Project Approval or Subsequent Approval, the parties shall cooperate in defending such action or proceeding. The parties shall use best efforts to select mutually agreeable legal counsel to defend such action, and Developer shall pay compensation for such legal counsel; provided, however, that such compensation shall include only compensation paid to counsel not otherwise employed as City staff and shall exclude, without limitation, City Attorney time and overhead costs and other City staff overhead costs and normal day-to-day business expenses incurred by City. Developer's obligation to pay for legal counsel shall not extend to fees incurred on appeal unless otherwise authorized by Developer. In the event City and Developer are unable to select mutually agreeable legal counsel to defend such action or proceeding, each party may select its own legal counsel at its own expense.
- (b) The parties agree that this Section 9.01 shall constitute a separate agreement entered into concurrently, and that if any other provision of this Agreement, or the Agreement as a whole, is invalidated, rendered null, or set aside by a court of competent jurisdiction, the parties agree to be bound by the terms of this section, which shall survive such invalidation, nullification or setting aside.

Section 9.02. Cure; Reapproval.

(a) If, as a result of any administrative, legal or equitable action or other proceeding as described in Section 10.06, all or any portion of this Agreement, Project Approvals, or Subsequent Approvals are set aside or otherwise made ineffective by any judgment (a "Judgment") in such action or proceeding (based on procedural, substantive or other deficiencies, hereinafter "Deficiencies"), the parties agree to use their respective best efforts to sustain and reenact or readopt this Agreement, Project Approvals, and/or Subsequent Approvals that the Deficiencies related to, as follows, unless the Parties mutually agree in writing to act otherwise:

(i) If any Judgment requires reconsideration or consideration by City of this Agreement, Project Approval, or Subsequent Approval, then the City shall consider or reconsider that matter in a manner consistent with the intent of this Agreement. If any such Judgment invalidates or otherwise makes ineffective all or any portion of this Agreement, Project Approval, or Subsequent Approval, then the Parties shall cooperate and shall cure any Deficiencies identified in the Judgment or upon which the Judgment is based in a manner consistent with the intent of this Agreement. City shall then readopt or reenact this Agreement, Project Approval, Subsequent Approval, or any portion thereof, to which the Deficiencies related.

(ii) Acting in a manner consistent with the intent of this Agreement includes, but is not limited to, recognizing that the Parties intend that Developer may develop the Project, and adopting such ordinances, resolutions, and other enactments, including but not limited to a PUD Development Plan, as are necessary to readopt or reenact all or any portion of this Agreement, Project Approvals, and/or Subsequent Approvals without contravening the Judgment.

(b) The parties agree that this Section 9.02 shall constitute a separate agreement entered into concurrently, and that if any other provision of this Agreement, or the Agreement as a whole, is invalidated, rendered null, or set aside by a court of competent jurisdiction, the parties agree to be bound by the terms of this section, which shall survive such invalidation, nullification or setting aside.

ARTICLE 10. DEFAULT; REMEDIES; TERMINATION

Section 10.01. Defaults. Any failure by either party to perform any term or provision of this Agreement, which failure continues uncured for a period of thirty (30) days following written notice of such failure from the other party (unless such period is extended

by mutual written consent), shall constitute a default under this Agreement. Any notice given pursuant to the preceding sentence ("Default Notice") shall specify the nature of the alleged failure and, where appropriate, the manner in which said failure satisfactorily may be cured. If the nature of the alleged failure is such that it cannot reasonably be cured within such 30-day period, then the commencement of the cure within such time period, and the diligent prosecution to completion of the cure thereafter, shall be deemed to be a cure within such 30-day period. Upon the occurrence of a default under this Agreement, the non-defaulting party may institute legal proceedings to enforce the terms of this Agreement or, in the event of a material default, terminate this Agreement. If the default is cured, then no default shall exist and the noticing party shall take no further action.

Section 10.02. Termination. If City elects to consider terminating this Agreement due to a material default of Developer, then City shall give a notice of intent to terminate this Agreement and the matter shall be scheduled for consideration and review by the City Council at a duly noticed and conducted public hearing. Developer shall have the right to offer written and oral evidence prior to or at the time of said public hearings. If the City Council determines that a material default has occurred and is continuing, and elects to terminate this Agreement, City shall give written notice of termination of this Agreement to Developer by certified mail and this Agreement shall thereby be terminated sixty (60) days thereafter; provided, however, that if Developer files an action to challenge City's termination of this Agreement within such sixty-day period, then this Agreement shall remain in full force and effect until a trial court has affirmed City's termination of this Agreement and all appeals have been exhausted (or the time for requesting any and all appellate review has expired). Periodic Review.

(a) Conducting the Periodic Review. Throughout the Term of this Agreement, at least once every twelve (12) months following the execution of this Agreement, City shall review the extent of good-faith compliance by Developer with the terms of this Agreement. This review (the "Periodic Review") shall be conducted by the Director of Planning and Community Development or his/her designee and shall be limited in scope to compliance with the terms of this Agreement pursuant to California Government Code Section 65865.1.

(b) Notice. At least ten (10) days prior to the Periodic Review, and in the manner prescribed in Article 10 of this Agreement, City shall deposit in the mail to Developer a copy of any staff reports and documents to be used or relied upon in conducting the review and, to the extent practical, related exhibits concerning Developer's

performance hereunder. Developer shall be permitted an opportunity to respond to City's evaluation of Developer's performance, either orally at a public hearing or in a written statement, at Developer's election. Such response shall be made to the Director of Planning and Community Development.

- (c) Good Faith Compliance. During the Periodic Review, the Director of Planning and Community Development shall review Developer's good-faith compliance with the terms of this Agreement. At the conclusion of the Periodic Review, the Director of Planning and Community Development shall make written findings and determinations, on the basis of substantial evidence, as to whether or not Developer has complied in good faith with the terms and conditions of this Agreement. The decision of the Director of Planning and Community Development shall be appealable to the City Council. If the Director of Planning and Community Development finds and determines that Developer has not complied with such terms and conditions, the Director of Planning and Community Development may recommend to the City Council that it terminate or modify this Agreement by giving notice of its intention to do so, in the manner set forth in California Government Code Sections 65867 and 65868. The costs incurred by City in connection with the Periodic Review process described herein shall be shared equally by Developer and City.
- (d) Failure to Properly Conduct Periodic Review. If City fails, during any calendar year, to either (i) conduct the Periodic Review or (ii) notify Developer in writing of City's determination, pursuant to a Periodic Review, as to Developer's compliance with the terms of this Agreement and such failure remains uncured as of December 31 of any year during the term of this Agreement, such failure shall be conclusively deemed an approval by City of Developer's compliance with the terms of this Agreement.
- (e) Written Notice of Compliance. With respect to any year for which Developer has been determined or deemed to have complied with this Agreement, City shall, within thirty (30) days following request by Developer, provide Developer with a written notice of compliance, in recordable form, duly executed and acknowledged by City. Developer shall have the right, in Developer's sole discretion, to record such notice of compliance.

Section 10.03. Default by City or Developer. In the event City or Developer defaults under the terms of this Agreement, City or Developer shall have all rights and remedies provided herein or under law.

Section 10.04. Enforced Delay; Extension of Time of Performance. In addition to specific provisions of

this Agreement, neither party shall be deemed to be in default where delays in performance or failures to perform are due to, and a necessary outcome of, war, insurrection, strikes or other labor disturbances, walk-outs, riots, floods, earthquakes, fires, casualties, acts of God, restrictions imposed or mandated by other governmental entities (including new or supplemental environmental regulations), enactment of conflicting state or federal laws or regulations, judicial decisions, or similar basis for excused performance which is not within the reasonable control of the party to be excused. Litigation attacking the validity of this Agreement or any of the Project Approvals or Subsequent Approvals, or any permit, ordinance, entitlement or other action of a governmental agency other than City necessary for the development of the Project pursuant to this Agreement, or Developer's inability to obtain materials, power or public facilities (such as water or sewer service) to the Project, shall be deemed to create an excusable delay as to Developer. Upon the request of either party hereto, an extension of time for the performance of any obligation whose performance has been so prevented or delayed will be memorialized in writing. The term of any such extension shall be equal to the period of the excusable delay, or longer, as may be mutually agreed upon.

Section 10.05. Legal Action. Either party may, in addition to any other rights or remedies, institute legal action to cure, correct, or remedy any default, enforce any covenant or agreement herein, enjoin any threatened or attempted violation thereof, recover damages for any default, enforce by specific performance the obligations and rights of the parties hereto, or to obtain any remedies consistent with the purpose of this Agreement.

Section 10.06. California Law. This Agreement shall be construed and enforced in accordance with the laws of the State of California.

Section 10.07. Resolution of Disputes. With regard to any dispute involving development of the Project, the resolution of which is not provided for by this Agreement or Applicable Law, Developer shall, at City's request, meet with City. The parties to any such meetings shall attempt in good faith to resolve any such disputes. Nothing in this Section 10.08 shall in any way be interpreted as requiring that Developer and City and/or City's designee reach agreement with regard to those matters being addressed, nor shall the outcome of these meetings be binding in any way on City or Developer unless expressly agreed to by the parties to such meetings.

Section 10.08. Attorneys' Fees. In any legal action or other proceeding brought by either party to enforce or interpret a provision of this Agreement, the prevailing party is entitled to reasonable attorneys' fees and any other costs incurred in that proceeding in addition to any other relief to which it is entitled.

Section 10.09. Hold Harmless. Developer shall hold City and its elected and appointed officers, agents, employees, and representatives harmless from claims, costs, and liabilities for any personal injury, death, or property damage which is a result of the construction of the Project, or of operations performed under this Agreement by Developer or by Developer's contractors, subcontractors, agents or employees, whether such operations were performed by Developer or any of Developer's contractors, subcontractors, agents or employees. Nothing in this section shall be construed to mean that Developer shall hold City harmless from any claims of personal injury, death or property damage arising from, or alleged to arise from, any act, failure to act, on the part of City, its elected and appointed representatives, offices, agents and employees.

ARTICLE 11. NO AGENCY, JOINT VENTURE OR PARTNERSHIP

It is specifically understood and agreed to by and between the parties hereto that: (i) the subject development is a private development; (ii) City has no interest or responsibilities for, or duty to, third parties concerning any improvements until such time, and only until such time, that City accepts the same pursuant to the provisions of this Agreement or in connection with the various Project Approvals or Subsequent Approvals; (iii) Developer shall have full power over and exclusive control of the Project herein described, subject only to the limitations and obligations of Developer under this Agreement, the Project Approvals, Subsequent Approvals, and Applicable Law; and (iv) City and Developer hereby renounce the existence of any form of agency relationship, joint venture or partnership between City and Developer and agree that nothing contained herein or in any document executed in connection herewith shall be construed as creating any such relationship between City and Developer.

ARTICLE 12. MISCELLANEOUS

Section 12.01. Incorporation of Recitals and Introductory Paragraph. The Recitals contained in this Agreement, and the introductory paragraph preceding the Recitals, are hereby incorporated into this Agreement as if fully set forth herein.

Section 12.02. Enforceability. City and Developer agree that unless this Agreement is amended or terminated pursuant to the provisions of this Agreement, this Agreement shall be enforceable by any party hereto notwithstanding any change hereafter enacted or adopted (whether by ordinance, resolution, initiative, or any other means) in any applicable general plan, specific plan, zoning ordinance, subdivision ordinance, or any other land use ordinance or building ordinance, resolution or other rule, regulation or policy adopted by City that changes, alters or amends the rules, regulations and policies applicable to the development of the Project Site at the time of the approval of this Agree-

ment as provided by California Government Code Section 65866.

Section 12.03. Findings. City hereby finds and determines that execution of this Agreement furthers public health, safety and general welfare and that the provisions of this Agreement are consistent with the General Plan.

Section 12.04. Severability. If any term or provision of this Agreement, or the application of any term or provision of this Agreement to a particular situation, is held by a court of competent jurisdiction to be invalid, void or unenforceable, the remaining terms and provisions of this Agreement, or the application of this Agreement to other situations, shall continue in full force and effect unless amended or modified by mutual consent of the parties. Notwithstanding the foregoing, if any material provision of this Agreement, or the application of such provision to a particular situation, is held to be invalid, void or unenforceable, either City or Developer may (in their sole and absolute discretion) terminate this Agreement by providing written notice of such termination to the other party.

Section 12.05. Other Necessary Acts. Each party shall execute and deliver to the other all such other further instruments and documents as may be reasonably necessary to carry out the Project Approvals, Subsequent Approvals and this Agreement and to provide and secure to the other party the full and complete enjoyment of its rights and privileges hereunder.

Section 12.06. Construction. Each reference in this Agreement to this Agreement or any of the Project Approvals or Subsequent Approvals shall be deemed to refer to the Agreement, Project Approval or Subsequent Approval as it may be amended from time to time, whether or not the particular reference refers to such possible amendment. This Agreement has been reviewed and revised by legal counsel for both City and Developer, and no presumption or rule that ambiguities shall be construed against the drafting party shall apply to the interpretation or enforcement of this Agreement.

Section 12.07. Other Miscellaneous Terms. The singular shall include the plural; the masculine gender shall include the feminine; "shall" is mandatory; "may" is permissive. If there is more than one signer of this Agreement, the signer obligations are joint and several.

Section 12.08. Covenants Running with the Land. All of the provisions contained in this Agreement shall be binding upon the parties and their respective heirs, successors and assigns, representatives, lessees, and all other persons acquiring all or a portion of the Project, or any interest therein, whether by operation of law or in any manner whatsoever. All of the provisions contained in this Agreement shall be enforceable as equitable servitudes and shall constitute covenants running with the land pur-

suant to California law including, without limitation, Civil Code Section 1468. Each covenant herein to act or refrain from acting is for the benefit of or a burden upon the Project, as appropriate, runs with the Project Site and is binding upon the owner of all or a portion of the Project Site and each successive owner during its ownership of such property.

Section 12.09. Notices. Any notice or communication required hereunder between City or Developer must be in writing, and may be given either personally, by telefacsimile (with original forwarded by regular U.S. Mail) by registered or certified mail (return receipt requested), or by Federal or other similar courier promising overnight delivery. If personally delivered, a notice shall be deemed to have been given when delivered to the party to whom it is addressed. If given by facsimile transmission, a notice or communication shall be deemed to have been given and received upon actual physical receipt of the entire document by the receiving party's facsimile machine. Notices transmitted by facsimile after 5:00 p.m. on a normal business day or on a Saturday, Sunday or holiday shall be deemed to have been given and received on the next normal business day. If given by registered or certified mail, such notice or communication shall be deemed to have been given and received on the first to occur of (i) actual receipt by any of the addressees designated below as the party to whom notices are to be sent, or (ii) five (5) days after a registered or certified letter containing such notice, properly addressed, with postage prepaid, is deposited in the United States mail. If given by Federal Express or similar courier, a notice or communication shall be deemed to have been given and received on the date delivered as shown on a receipt issued by the courier. Any party hereto may at any time, by giving ten (10) days written notice to the other party hereto, designate any other address in substitution of the address to which such notice or communication shall be given. Such notices or communications shall be given to the parties at their addresses set forth below:

If to City, to: City Manager
123 Main Street
P.O. Box 520
Pleasanton, CA 94566
Phone: (925) 931-5002
Fax: (925) 931-5482

With Copies to: Planning Director
200 Old Bernal Avenue
P.O. Box 520
Pleasanton, CA 94566
Phone: (925) 931-5600
Fax: (925)931-5483

If to Developer, to: Martin Inderbitzen
P.O. Box 1537
Pleasanton, CA 94566
Phone: (925) 485-1060

Fax: (925) 485-1061
and
James Tong
Charter Properties
4690 Chabot Drive, Suite 100
Pleasanton, CA 94588

With Copies to: R. Clark Morrison
Cox Castle & Nicholson
555 Montgomery Street, 15th Floor
San Francisco, CA 94111
Phone: (415) 392-4000
Fax: (415) 392-4250

Section 12.10 Conditions of Project Approval. The Conditions of Project Approval are attached hereto as Exhibit B and incorporated herein by reference. If there are any conflicts or inconsistencies between the terms of this Agreement and the conditions of Project Approval, the terms of this Agreement shall prevail.

Section 12.11 Entire Agreement, Counterparts And Exhibits. This Agreement is executed in two (2) duplicate counterparts, each of which is deemed to be an original. This Agreement consists of pages and 4 exhibits which constitute in full, the final and exclusive understanding and agreement of the parties and supersedes all negotiations or previous agreements of the parties with respect to all or any part of the subject matter hereof. All waivers of the provisions of this Agreement shall be in writing and signed by the appropriate authorities of City and the Developer. The following exhibits are attached to this Agreement and incorporated herein for all purposes: A-1, A-2, A-3 and B.

Section 12.12 Recordation Of Development Agreement. Pursuant to California Government Code § 65868.5, no later than ten (10) days after City enters into this Agreement, the City Clerk shall record an executed copy of this Agreement in the Official Records of the County of Alameda.

IN WITNESS WHEREOF, this Agreement has been entered into by and between Developer and City as of the day and year first above written.

City:
By: _____
Name: Nelson Fialho
Its: City Manager

Developer:
By: _____
Jennifer Lin
By: _____
Frederic Lin

Attest:

Karen Diaz, City Clerk
Approved as to form:

Michael H. Roush, City Attorney

LEGAL DESCRIPTION

REAL PROPERTY in the Township of Pleasanton, County of Alameda, State of California, described as follows:

PARCEL 1:

Beginning at the common corner of Plots 3, 40 and 42 of the partition of the Rancho El Valle de San Jose, as shown and delineated upon the Map accompanying the report of the referees in partition in the action of Augustine Bernal, et al., vs Juan Pablo Bernal, et al., in the District Court of the Third Judicial District of the State of California, in and for the County of Alameda; running thence along the division line dividing said Plot 3, from said Plot 40 and Plot 39, of said partition of the Rancho El Valle de San Jose south $52^{\circ} 24'$ east 149.26 chains to the southwestern corner of that certain 1423.42 acre tract first described in that certain Deed from Mary Refugio Bernal de Kottinger to T. W. Harris, bearing date April 28, 1895 and of record in the office of the County Recorder of the said County of Alameda, in Book 572 of Deed, Page 197; thence along the westerly boundary line of said 1423.42 acre tract, north 109.91 chains to the northwesterly corner of said 1423.42 acre tract in the division line between said Plot 3 and Plot 4 of said partition of the Rancho El Valle de San Jose; thence along the said division line between said Plots 3 and 4 of said partition of the Rancho El Valle de San Jose, west 109.56 chains to the southwesterly corner of said Plot 4 of said partition of the Rancho El Valle de San Jose; thence along the division line between said Plots 3 and 4 of said partition of the Rancho El Valle de San Jose, north 23.22 chains to the southeasterly corner of Plot No. 7 of Pleasanton Homesteads, according to a Map entitled, "Map of Pleasanton Homesteads, surveyed Jan. 1884 for J. W. Kottinger, Esq., by Louis Castro, C. E.", of record in the office of the County Recorder of said County of Alameda, in Book 6 of Maps, page 30; thence in a northwesterly direction along the southerly line of said Plot 7 of Pleasanton Homesteads, 8.12 chains to the southwesterly corner of said Plot 7, and the southeasterly corner of Plot 8 of said Pleasanton Homesteads; thence in a northwesterly direction along the southerly line of said Plot 8 of said Pleasanton Homesteads, 2.48 chains to a point in the said southerly line of said Plot 8; thence in a northwesterly direction along the southerly line of said Plot 8, of said Pleasanton Homesteads 2.41 chains to the southwesterly corner of said Plot 8 and the southeasterly corner of Plot 9 of said Pleasanton Homesteads; thence in a northwesterly direction along the southerly line of said Plot 9 of said Pleasanton Homesteads, 4.76 chains to the southwesterly corner of said Plot 9 and the southeasterly corner of Plot 10 of said Pleasanton Homesteads; thence in a northwesterly direction along the southerly line of said Plot 10 of said Pleasanton Homesteads, 5.84 chains to the southwesterly corner of said Plot 10 and the southeasterly corner of Plot 11 of said Pleasanton Homesteads; thence in a northwesterly direction along the southerly line of said Plot 11 of said Pleasanton Homesteads, 5.84 chains to the common corner of said Plot 11 and Plot 12 of said Pleasanton Homesteads; thence in a southwesterly direction along the southeasterly line of said Plot 12 of said Pleasanton Homesteads, 2.73 chains to the most southerly corner of

said Plot 12 and the most easterly corner of Plot 16 of said Pleasanton Homesteads; thence in a southwesterly direction along the most easterly line of said Plot 16 of said Pleasanton Homesteads, 2.08 chains to the northeasterly corner of Plot 17 of said Pleasanton Homesteads; thence along the easterly line of said Plot 17 of said Pleasanton Homesteads, south $32-1/4^{\circ}$ west 11.76 chains to the division line between said Plot 3 and Plot 42 of said partition of the Rancho El Valle de San Jose; thence along the last mentioned division line between said Plots 3 and 42 of said partition of the Rancho El Valle de San Jose south $70-1/2^{\circ}$ east 20.50 chains to a point in said last mentioned division line; thence still along the said last mentioned division line between said Plots 3 and 42 of said partition of the Rancho El Valle de San Jose, south $71^{\circ} 10'$ east 6.54 chains to the northeastern corner of said Plot 42 of said partition of the Rancho El Valle de San Jose; thence along the easterly line of said Plot 42 which line is also the division line between said Plots 42 and 3, of said partition of the Rancho El Valle de San Jose, south 31.14 chains to the point of beginning.

PARCEL TWO:

Being a portion of Plot 4 of the Rancho El Valle de San Jose, as shown upon the Map accompanying the Referee's Report in partition in the Case of Augustus Bernal, et al., vs Juan Pablo Bernal, et al., in the District Court of the Third Judicial District of the State of California, in and for the County of Alameda, and commencing at the southwest corner of said Plot 4 and running thence north 778 feet; thence southeasterly 1242 feet to a point in the south line of said Plot 4, distant thereon 820 feet easterly from the southwest corner of said Plot 4; thence westerly along said last named line, 820 feet to the point of commencement. Excepting from Parcels One and Two above the following:

- 1) Those portions thereof lying within the parcel of land described in the Deed from Ann Marie Mix and Howard C. Hansen to Land Development 6 Investment Co., recorded April 2, 1963, Series No. AU/55416.
- 2) All that certain real property, situate in the County of Alameda, State of California, being a portion of Plot 3 and a portion of Plot 4 at the Bernal Portion of the Rancho el Valle de San Jose, described as follows:

Beginning at the northeast corner of Plot 42 of said Bernal Portion, corner being also the northeast corner of lands shown and delineated on the Record of Survey map filed October 10, 1963 in Book 5 of Record of Surveys at Page 15; thence south $71^{\circ} 10'$ east along the southeasterly extension of the northeastern line of said Plot 42 a distance of 993.42 feet to a point on the southwestern line of Lot 2, as said lot is shown on the Map of the Property of J.A. Rose filed in Book 7 at Page 50, Alameda County Records, point being on the southwestern line of lands shown and delineated on Record of Survey No. 235 filed July 21, 1965 in Book 5 of Record of Surveys at Page 72; thence south $43^{\circ} 44'$ east along said southwestern line of distance of 684.03 feet to the southern line of said Plot 4; thence south $89^{\circ} 43'$ east along said southern line a distance of 2070.00 feet; thence leaving said southern line south $24^{\circ} 00'$ east, 400.00 feet; thence south $46^{\circ} 00'$ east,

355.00 feet; thence south 29° 00' west, 525.00 feet; thence south 61° 00' east, 294.00 feet; thence south 16° 30' west, 720.00 feet; thence south 22° 00' east, 235.00 feet; thence south 17° 30' west, 875.00 feet; thence south 70° 00' west, 570.00 feet; thence south 44° 00' west, 302.8 feet, more or less, to the southwestern line of said Plot 3; thence along said southwestern line north 52° 24' west, 3508.1 feet and north 0° 02' 05" east, 2054.01 feet to the point of beginning.

3) Those portions thereof contained in the Quitclaim Deed from Jennifer Lin and Frederic Lin to Westbrook Housing Group, recorded November 14, 1989, Series No. 89-307274, Official Records, described as follows:

A) All that land lying north of the northerly boundary of Tract 5721 "Kottinger Ranch Unit No. 1". City of Pleasanton, Alameda County, State of California, as recorded in Book 179, Pages 75-80 of Maps, Official Records of Alameda County, and north of the easterly extension of the northerly boundary of Tract 5721 and lying south of the southerly boundaries of Tract 2629 as recorded in Book 49, Pages 16-22 of Maps, Official Records, Alameda County, Tract 3098 as recorded in Book 71, Pages 59-63 of Maps, Official Records of Alameda County and Tract 3329 as recorded in Book 71, Pages 82-86 of Maps, Official Records of Alameda County, and bounded on the east by the southerly extension of the easterly line of Lot 51, Tract 3329.

B) All that land lying north of the easterly extension of the northerly boundary of Tract 5721 "Kottinger Ranch Unit No. 1", City of Pleasanton, Alameda County, State of California, as recorded in Book 179, Pages 75-80 of Maps, Official Records of Alameda County, and south of the southerly boundary of Parcel A, Tract 4771 as shown on amended map filed February 27, 1985, in Book 150 of Maps, Page 63, Official Records of Alameda County and bounded on the west by the southerly extension of the easterly line of Lot 51, Tract 3329 as recorded in Book 71, Pages 82-88 of Maps, Official Records of Alameda County and bounded on the east by the northerly extension of the easterly boundary of lands of Westbrook Housing Group, a portion of Plot 3 and Plot 4 of the Bernal Portion of Rancho El Valle De San Jose, and described in a deed recorded June 16, 1988, Recorder's Series No. 88-144738, Official Records of Alameda County.

4) That portion thereof conveyed to the City of Pleasanton by Deed recorded July 22, 1991, Series No. 91-188542, Official Records.

PARCEL THREE:

All that portion of the land described as Parcel 2 in deed recorded May 27, 1971, in Reel 2860, Image 184, Alameda County Records, which lies southerly of the southerly lines of Tract 3098, filed November 18, 1971 in Book 71 of Maps, page 59, and Tract 3329, filed December 18, 1971 in Book 71 of Maps, page 82, both Alameda County Records.

PARCEL FOUR:

All that portion of the land described in deed recorded July

5, 1979 as Series No. 79-130597, Alameda County Records, which lies southerly of the southerly line of Tract 4771, as shown on Amended Map filed February 27, 1985 in Book 150 of Maps, Page 63, Alameda County Records. Being a portion of A. P. No. 946-2300-2-6

ASSESSOR'S MAP 946

Code Area Nos. 15-046 75-004
15-048

2300

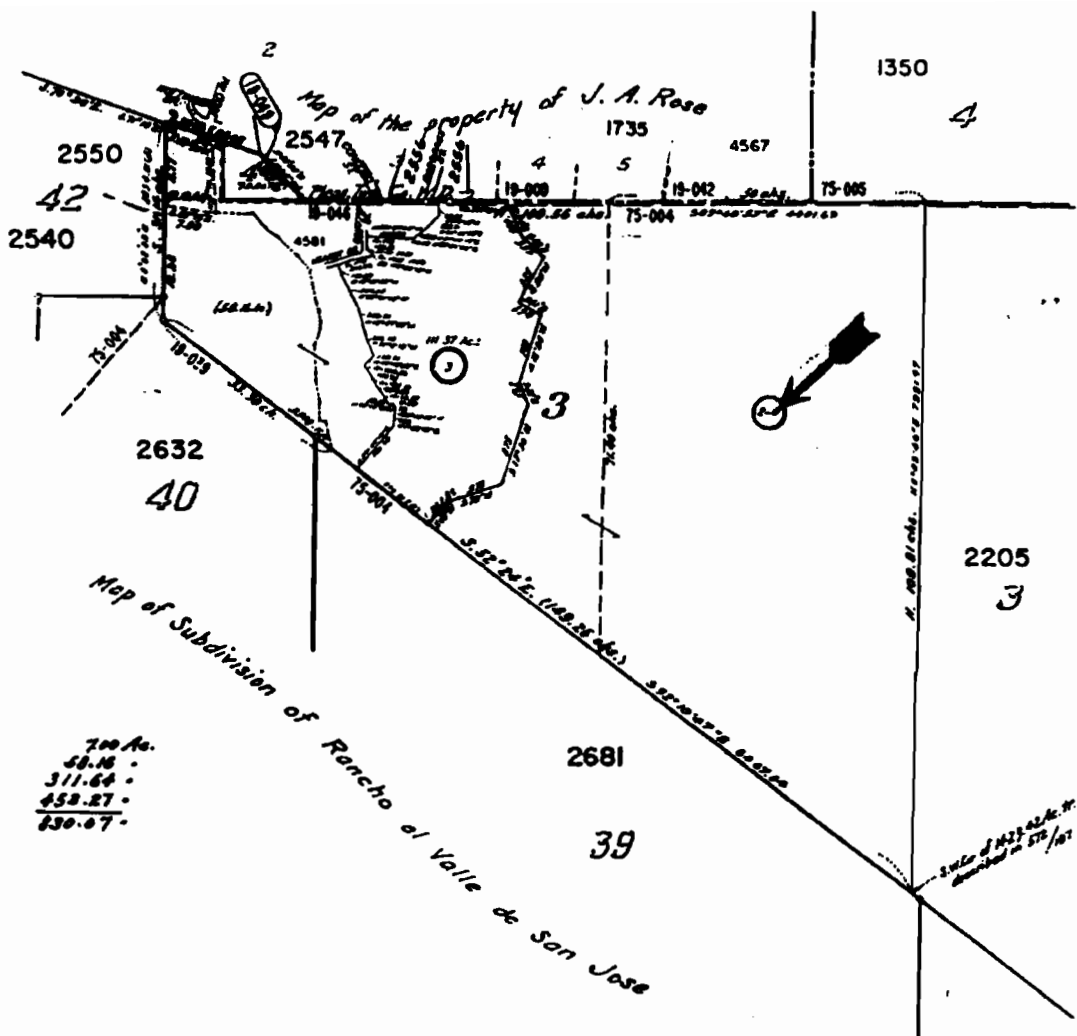
MAP OF SUBDV. OF RANCHO EL VALLE DE SAN JOSE (Bk. 40 D. Pg. 345)

Scale: 1" = 15 Chs.
0-15-18-21-24
1-25-28-31
2-32-35-38
3-39-42-45
4-46-49-51
5-52-55-58
6-59-62-65
7-66-69-72
8-73-76-79
9-80-83-86
10-87-90-93
11-94-97-100

NOTICE

THIS MAP MAY OR MAY NOT BE A SURVEY OF THE LAND DEPICTED HEREON. IT IS NOT TO BE RELIED UPON FOR ANY PURPOSE OTHER THAN ORIENTING ONE'S SELF AS TO THE GENERAL LOCATION OF THE PARCELS OR PARCELS OF INTEREST. WEST AMERICAN TITLE COMPANY ASSUMES NO LIABILITY FOR LOSS OR DAMAGE RESULTING FROM RELIANCE THEREON.

Family Blk. 440



700 Ac.
58.16
311.64
458.27
230.07

Scale of 1/2" = 100' Ac. 30' Amendment of 5/15/87

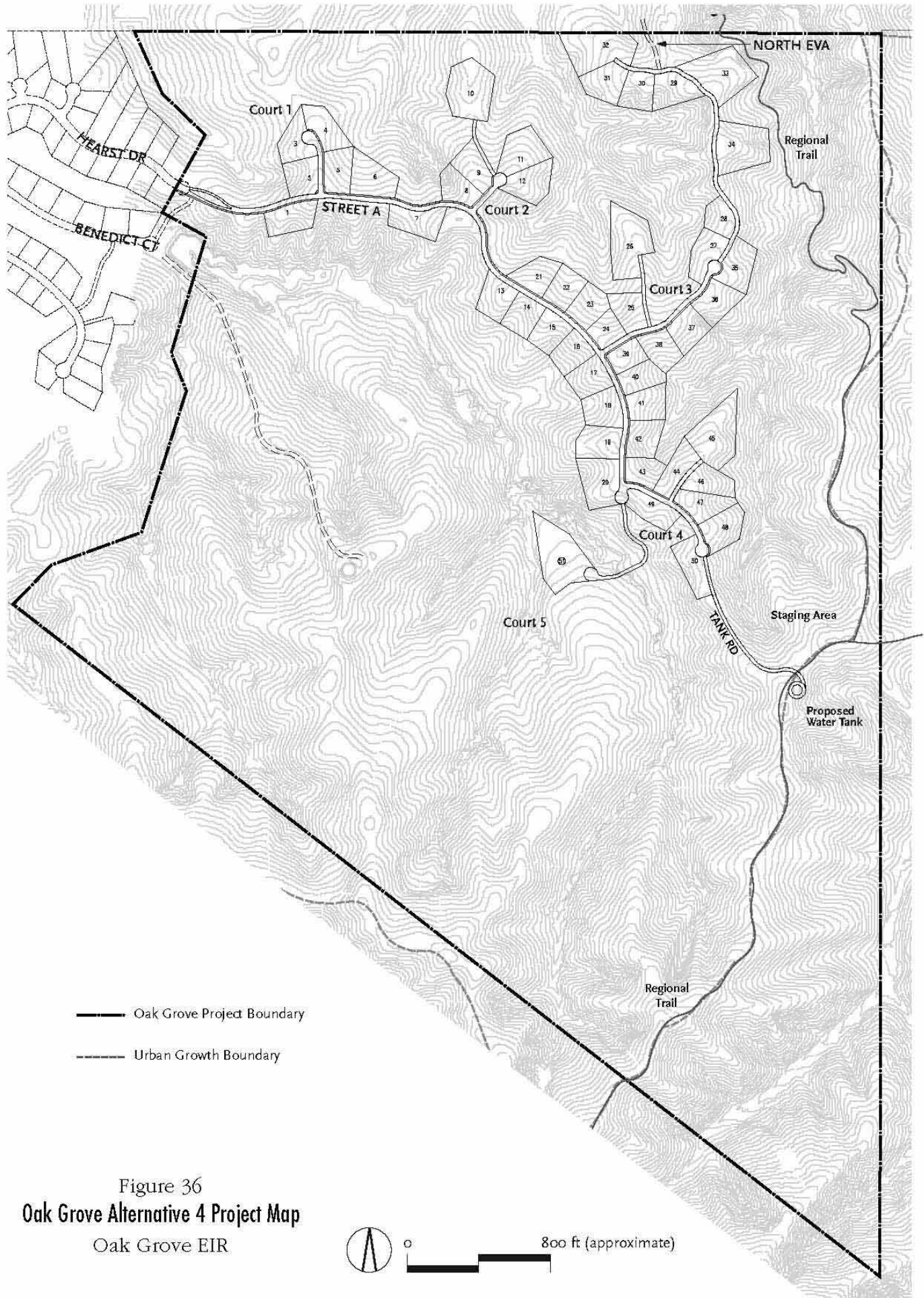


Figure 36
Oak Grove Alternative 4 Project Map
 Oak Grove EIR

