



**MEMORANDUM
OFFICE OF THE
PLACER COUNTY CLERK-RECORDER-
REGISTRAR OF VOTERS**

TO: Honorable Board of Supervisors
FROM: Jim McCauley, County Clerk-Recorder-Registrar of Voters *Jim McCauley*
Ryan Ronco, Assistant Recorder-Registrar of Voters
DATE: March 27, 2012
SUBJECT: Approve Assignments of Voting Systems Maintenance and Licensing Agreements to Election Systems & Software (ES&S)

RECOMMENDATION

Authorize the County Clerk-Recorder-Registrar of Voters to execute assignments of Placer County's two existing agreements for voting systems maintenance and licensing from Diebold Election Systems, Inc. to Election Systems & Software (ES&S), subject to review and approval by County Counsel

BACKGROUND

In October 2001, Placer County purchased the majority of its current AccuVote optical scan voting equipment and the GEMS ballot layout and tabulation system from Global Election Systems, Inc. In January 2002, Global was purchased by Diebold, Inc. All terms and conditions of the County's contract, including ongoing equipment and software maintenance and licensing, remained in place with the Diebold purchase.

In September 2006, Placer County purchased its present touch screen voting equipment, including ongoing equipment and software maintenance and licensing from Diebold Election Systems, Inc. In August 2007, Diebold realigned its U.S. elections systems as an independent entity and renamed the company, Premier Election Solutions. In Sept. 2009, Premier was sold to Election Systems & Software (ES&S). As with the voting systems contract referenced above, there were no changes to the terms and conditions of the County's contract with the Diebold sale to ES&S.

The October 2001 contract with Global Election Systems, Inc. was approved and executed by the Board of Supervisors, and as a result, the required assignment to ES&S should be executed by your Board or alternately, authority to approve the contract assignment may be delegated to the Clerk-Recorder-Registrar of Voters.

Approval for negotiating and executing the October 2006 contract with Diebold Election Systems, Inc. was delegated to the Clerk-Recorder-Registrar of Voters, subject to Counsel approval. Accordingly, your Board may delegate approval of the requested contract assignment to ES&S for this latter contract to the Clerk-Recorder-Registrar of Voters, as well.

The requested assignments of the County's voting systems contracts to ES&S will allow Placer County to continue to receive maintenance and licensing services for its voting equipment and software maintenance and licensing, both of which are essential for successful election operations, including for the upcoming statewide June Primary Election.

FISCAL IMPACT

There is no fiscal impact to authorizing the County Clerk-Recorder-Registrar of Voters to execute assignment agreements for voting systems maintenance and licensing from Diebold Election Systems, Inc. to Election Systems & Software (ES&S) because there are no changes in costs or any other contract terms as a result of the requested agreement assignments.

