



RESOLUTION No. _____

OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEVADA

RESOLUTION AUTHORIZING THE DONATION OF AN OPEX OINATION 2100 ENVELOPE OPENER AND THE ELECTION SYSTEMS AND SOFTWARE (ES&S) MAIL BALLOT VERIFIER (MBV) FROM NEVADA COUNTY REGISTRAR OF VOTERS TO MERCED COUNTY REGISTRAR OF VOTERS.

WHEREAS, on September 27, 2011, Nevada County Registrar of Voters purchased an OPEX Oination 2100 Envelope Opener for \$3,656.42 and entered into a contract with OPEX Corporation for maintance of the equipment; and

WHEREAS, on September 27, 2016, the Board of Supervisors authorized the purchase of the ES&S MBV, per Resolution 16-474, for \$69,969; and

WHEREAS, on February 28, 2023, the Board of Supervisors authorized the purchase of a new mail sorting machine, per Resolution 23-079, and, therefore, made the use of both the OPEX Oination 2100 Envelope Opener and the ES&S MBV obsolete; and

WHEREAS, Nevada County Registrar of Voters was informed of Merced County Registrar of Voters need for both pieces of elections equipment. Nevada County Registrar of Voters moved forward with the donation of both the OPEX Oination 2100 Envelope Opener and the ES&S MBV to Merced County Registrar of Voters completed on June 19, 2023; and

WHEREAS, Nevada County Registrar of Voters collaborated with ES&S throughout the whole process to ensure the secure transfer of software and equipment to Merced County Registrar of Voters.

WHEREAS, Nevada County registrar of Voters is now seeking approval of the surplus donation of the equipment pursuant to Nevada County Administrative Code Section A-IV 1.3(B); and

WHEREAS, the County's Purchasing Ordinance authorizes the Purchasing Agent to sell, lease, trade or otherwise dispose of personal property that has been found not to be required for public use in accordance with state law; and

WHEREAS, Government Code section 26227 authorizes the Board of Supervisors to contract with other public agencies to operate programs Board of Supervisors determines will serve public purposes. In the furtherance of those programs, the Board may finance or assist in the financing of the acquisition of furnishings to be owned or operated by any public agency to carry out the programs without complying with any other provisions of state law relating to acquiring, improving, leasing, or granting the use of or otherwise disposing of County property; and

WHEREAS, the conduct of elections by California counties serves multiple public purposes, such as access to voting information and polling centers, and processing of mail and electronic ballots; and

WHEREAS, the proposed donation of the OPEX Envelope Opener and the ES&S MBV ballot scanning/signature verification machine will facilitate these important public purposes.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of Supervisors, of the County of Nevada, State of California, approves the donation agreement between Nevada County Registrar of Voters and Merced County Registrar of Voters for the transfer of the OPEX Omaton 2100 Envelope Opener and the ES&S MBV.