

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE, OR DESIGNEE(S), TO EXECUTE A THIRD AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING WITH THE JUDICIAL COUNCIL OF CALIFORNIA AND THE SUPERIOR COURT OF CALIFORNIA, SAN MATEO COUNTY, TO EXTEND THE SCHEDULED COMPLETION DATE FOR HALL OF JUSTICE TENANT IMPROVEMENTS TO JULY 1, 2026 AND TO INCREASE THE COUNTY'S CONTRIBUTION BY \$2,790,625 TO \$10,689,527

RESOLVED, by the Board of Supervisors of the County of San Mateo that:

WHEREAS, in connection with the County's development of County Office Building 3 (COB3) and related improvements, as well as improvements on the Northern Branch Campus in South San Francisco, the County, the Judicial Council of California (JCC) and the Superior Court of California, San Mateo County (Courts) (collectively, with the County, Parties) negotiated and executed a Memorandum of Understanding for the County's acquisition of the Traffic Court Annex in Redwood City and Courtroom O in the Northern Branch Jail Annex in exchange for 13,112 square feet of space in the Hall of Justice (HOJ) improved with two new courtrooms and an expanded court clerk's office (HOJ Improvements); and

WHEREAS, the Memorandum of Understanding took effect November 6, 2018, and was subsequently amended by the First Amendment to the Memorandum of Understanding, dated April 1, 2019, and Second Amendment to the Memorandum of Understanding dated August 3, 2021 (collectively, the MOU); and

WHEREAS, the Parties determined that, because of cost escalation in the construction market, the cost of the HOJ Improvements are estimated to be \$15,689,527, which exceeds the 2018 cost projections reflected in the MOU; and

WHEREAS, the Parties agree that revisions to the project schedule and the fiscal contributions of the County and the Courts are therefore necessary to effectuate the intent of the Parties in entering the MOU and in the best interest of the Parties; and

WHEREAS, the County agrees to increase its maximum obligation for the HOJ Improvements project by \$2,790,625 to \$10,689,527, including an initial outlay of \$800,000 that will be repaid by the Courts over four years beginning no later than June 30 during the first full fiscal year following the date that the Third Amendment to the MOU goes into effect; and

WHEREAS, the Courts agree to increase its contribution to the HOJ Improvements project to \$5,000,000; and

WHEREAS, the Parties agree to extend the scheduled completion date for the HOJ Improvements until July 1, 2026.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the County Executive, or designee(s), is hereby authorized to execute the Third Amendment to the MOU with the Judicial Council of California and the Superior Court of California, San Mateo County for and on behalf of the County of San Mateo to extend the scheduled completion for the HOJ Improvements to July 1, 2026 and to increase the County's contribution by \$2,790,625 to \$10,689,527.

BE IT FURTHER RESOLVED that the County Executive, or designee(s), is authorized to execute and/or accept on behalf of the County all additional documents necessary and/or appropriate to effectuate the Third Amendment to the MOU.

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