

RESOLUTION NO. .

BOARD OF SUPERVISORS, SAN MATEO COUNTY, STATE OF CALIFORNIA

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RESOLUTION AUTHORIZING:

**A) WAIVING THE REQUEST FOR PROPOSALS (RFP) PROCESS; AND
B) AN AGREEMENT WITH KOFILE TECHNOLOGIES, INC. FOR THE
IMPLEMENTATION OF THE AB 1466 RESTRICTIVE COVENANT MODIFICATION
PROGRAM, ARCHIVE RESTORATION, PRESERVATION AND DATA CONVERSION
SERVICES, FOR THE TERM OF JULY 1, 2024 THROUGH JUNE 30, 2025, IN AN
AMOUNT NOT TO EXCEED \$1,500,000; AND
C) AUTHORIZING THE ASSESSOR-COUNTY
CLERK-RECORDER OR HIS DESIGNEE TO EXECUTE CONTRACT AMENDMENTS
AND MINOR MODIFICATIONS NOT TO EXCEED \$25,000 (IN AGGREGATE),
AND/OR MODIFY THE CONTRACT TERM AND/OR SERVICES WITHIN THE
CURRENT OR REVISED FISCAL PROVISIONS**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, Government Code Section 12956.1, et seq., mandates the County Recorder establish a Restrictive Covenant Modification program to assist in the redaction of restrictive covenants from historic deeds and land records; and,

WHEREAS, the objectives of the County’s Restrictive Covenant Modification program are to: identify unlawfully restrictive covenants recorded in County land records; redact unlawfully restricted covenants; provide indexing of the modified covenants and establish timelines for redacting restrictive covenants from historic deeds.

WHEREAS, the County Recorder's responsibilities also include the preservation in perpetuity of certain original archives of official records and other historical material dating as far back as the founding of this county, which archives possess unique and historical value; and

WHEREAS, said archives have deteriorated with age, acidification and normal usage, and are at risk of being lost if proper restoration and preservation measures are not taken soon; and

WHEREAS, a waiver of the Request for Proposals process is appropriate because Kofile has participated in the California Department of General Services' competitive process and was awarded California Multiple Award Schedule Contract Number GS-35F-275AA; and

WHEREAS, there has been presented to this Board for its consideration and acceptance an Agreement, reference to which is hereby made for further particulars, whereby Kofile Technologies shall undertake a project to implement the state mandated AB 1466 Restrictive Covenant Modification Program, to identify, redact and index unlawfully restrictive covenants and to provide restoration, preservation and data conversion services at a cost of not more than One Million Five Hundred Thousand (\$1,500,000) during the period of July 1, 2024, through June 30, 2025; and

WHEREAS, the Board has examined and approved said Agreement as to

both form and content and desires to approve it.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that

(1) the President of the Board of Supervisors is hereby authorized and directed to execute the Agreement for and on behalf of the County of San Mateo; (2) The Request for Proposal process is hereby waived, and (3) the Assessor-County Clerk-Recorder or his designee is hereby authorized to execute subsequent contract amendments and minor modifications not to exceed \$25,000 (in the aggregate) and/or modify the contract term and/or services within the current or revised fiscal provisions; and (4) the Clerk of this Board shall attest the signature thereto.

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