

RESOLUTION NO. .

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

*** * * * ***

**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH
SOUTHTECH SYSTEMS, INC. (STS) FOR THE LICENSING AND
MAINTENANCE OF "SUMMIT EXAMINER" MIDDLEWARE TO BE
IMPLEMENTED NO LATER THAN JUNE 30, 2017, AT A COST NOT TO
EXCEED \$189,750.**

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

WHEREAS, California's Electronic Recording Delivery Act of 2004 (AB 578 (Leno), Chap. 621, 9/21/04) authorized county recorders to accept electronic records for recordation, subject to regulatory oversight and certification of each electronic recording delivery system (ERDS) by the Attorney General; and

WHEREAS, on June 6, 2006, the Assessor-County Clerk-Recorder was authorized by this Board to enter into the Attorney General's ERDS Program (Reso. No. 068019, 6/6/06) and to collect specified fees from future users of the ERDS system; and;

WHEREAS, on December 15, 2009, the Assessor-County Clerk-Recorder entered into a Memorandum of Understanding (Reso. No. 070556) with Orange County and other co-owners for a five-year term of use of their duly certified "SECURE" electronic recording system, reference to which is hereby made for further particulars, providing for automatic renewal with no other change in terms; and

WHEREAS, on June 16, 2015, this Board ratified an automatic renewal of said Memorandum of Understanding (Reso. No. 073843) to continue performance through December 14, 2019, for a total cost not to exceed \$125,000; and

WHEREAS, this Board has been presented this Board has been presented with an Agreement whereby SouthTech Systems, Inc. will develop, license, implement and maintain proprietary software to integrate with the updated SECURE system; and

WHEREAS, the Board has examined and approved said Agreement as to both form and content and desires to ratify it;

WHEREAS, in 2002 this Board waived the request for proposals process allowing a contract with SouthTech Systems as the only qualified provider (Reso. 065619, 10/22/02, \$652,321) and SouthTech Systems, Inc. has unique knowledge and experience with the software, data, and workflow processes with which this software will be integrated, as a result of which significant savings in project costs will be achieved by continuing to do business with this contractor; and

WHEREAS, in light of the foregoing, this Board has determined that it is in the best interest of the County to waive the Request for Proposals Process.

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that (1) the request for proposals process is hereby waived; and (2) 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; and (3) the Assessor-County Clerk-Recorder or his designee hereby authorized to execute subsequent 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.

* * * * *