

RESOLUTION NO. .

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

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RESOLUTION AUTHORIZING THE PRESIDENT OF THE BOARD TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH HINDERLITER, DE LLAMAS & ASSOCIATES (HDL) BY INCREASING THE TOTAL NOT-TO-EXCEED AMOUNT BY \$178,423, FROM \$750,000 TO \$928,423, FOR THE PURPOSE OF COMPENSATING HDL FOR PUBLIC SAFETY HALF-CENT ("PROP. 172") SALES TAX RECOVERIES

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

WHEREAS, the parties entered into an Agreement for sales tax audit, recovery and consulting services on December 13, 2011 for the term January 1, 2012 to December 31, 2014; and

WHEREAS, the parties amended the Agreement on May 8, 2012, to, among other things, include reference to certain provisions of the California Revenue and Taxation Code as required by the State Board of Equalization to insure Contractor's access to confidential sales or transactions and use records; and

WHEREAS, the parties entered into a Second Amendment to the Agreement on October 8, 2013, in order to insure Contractor's access to confidential sales or transactions and use records regarding the State Board of Equalization's sales and use tax data concerning the County's Measure A; and

WHEREAS, the parties entered into a Third Amendment on January 13, 2015 by extending the term of the Agreement an additional two years, through December 31,

2016, and increasing the amount of the Agreement by \$250,000, from \$500,000 to a total not-to-exceed amount of \$750,000; and

WHEREAS, the parties now wish to amend the Agreement in order to increase the total not-to-exceed amount by \$178,423, from \$750,000 to \$928,423, to compensate HdL for its audit and recovery of \$1,189,485 Proposition 172 sales tax proceeds that the State Board of Equalization mistakenly failed to remit to the County; and

WHEREAS, at least 31 other counties constituting the vast majority of HdL's county clients have compensated HdL for the recovery of the under-remitted Prop. 172 funds;

WHEREAS, this Board has been presented with the Fourth Amendment and has examined and approved it as to both form and content and desires to execute the Amendment;

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the President of this Board of Supervisors be, and is hereby, authorized and directed to execute said Amendment for and on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President's signature thereto.

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