



## Legislation Text

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**File #:** 19-1441, **Version:** 1

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Recorder-Clerk recommending the Board authorize the Chair to sign perpetual Memorandum of Understanding 3376 (384-M0610) Amendment XIV with the California Department of Justice in the amount of \$1,195 for Fiscal Year 2019-2020 for continued Electronic Recording Delivery System (ERDS) oversight of regulations, which allows the Recorder-Clerk continued secure use of electronic recording.

**FUNDING:** ERDS Special Revenue Fund.

### **DISCUSSION / BACKGROUND**

This perpetual Memorandum of Understanding #3376 with the California Department of Justice for continued Electronic Recording Delivery System (ERDS) oversight of regulations will replace prior perpetual agreement 384-M0610, which has been used by the County since 2005. County participation continues annually until either party (DOJ or the County) does not wish to continue the agreement. Fees are a pro-rata share of cost based upon the number of documents recorded annually. El Dorado County currently has an estimated 400 active submitters with a combination of title companies and lenders and many that have not yet been activated. Currently more than 60% of all recordings are completed through the electronic recording system.

Electronic recording has been implemented in many counties and El Dorado County began to E-record in June of 2013. Continuing the MOU with the Department of Justice will keep electronic recording safe and secure.

According to Procurement Policy 4.5 Departments must obtain authorization from the Board of Supervisors initially, and on an annual basis, to utilize any contract that does not have a stated contract term.

### **ALTERNATIVES**

If the County would like to continue electronic recording this payment is necessary to allow the California Department of Justice to provide oversight of electronic recording regulations.

### **PRIOR BOARD ACTION**

September 25, 2018 - Legistar 18-1391

### **OTHER DEPARTMENT / AGENCY INVOLVEMENT**

County Counsel

### **CAO RECOMMENDATION / COMMENTS**

It is recommended that the Board approve this item.

### **FINANCIAL IMPACT**

There is no Net County Cost associated with this item. The funds are included in the Fiscal Year 2019-20 Budget and funded from the ERDS Special Revenue Fund.

**CLERK OF THE BOARD FOLLOW UP ACTIONS**

Clerk of the Board to provide an original to the department for processing.

**STRATEGIC PLAN COMPONENT**

N/A

**CONTACT**

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