

**SECOND AMENDMENT TO MEMORANDUM OF UNDERSTANDING BETWEEN
CERTNA AND CITY AND COUNTY OF SAN FRANCISCO ASSESSOR-RECORDER FOR
AB 578 ELECTRONIC RECORDATION IMPLEMENTATION**

THIS SECOND AMENDMENT TO MEMORANDUM OF UNDERSTANDING (hereinafter, this "Amendment") is made and executed as of this 10th day of January 2025, by and between the California Electronic Recording Transaction Network Authority, a Joint Powers Authority, hereinafter referred to as "CONTRACTOR", and City and County of San Francisco, a municipal corporation, hereinafter referred to as "COUNTY", acting by and through its Assessor-Recorder.

RECITALS

WHEREAS, CONTRACTOR and COUNTY have entered into Memorandum of Understanding for AB 578 Electronic Recordation Implementation, dated as of January 18, 2017 (the "MOU"); and

WHEREAS, Article II, Section C of the MOU provides that the MOU shall take effect as of January 11, 2016 and shall continue in full force and effect for three years thereafter unless otherwise terminated as provided in the MOU. COUNTY and CONTRACTOR may extend the term of the MOU pursuant to an executed amendment; and

WHEREAS, CONTRACTOR and COUNTY extended the term of the MOU by three years to January 10, 2022 through a First Amendment to the MOU, dated as of August 24, 2018; and

WHEREAS, CONTRACTOR and COUNTY desire to extend the term of the MOU by an additional thirteen (13) years, from a retroactive date of January 11, 2022.

AGREEMENT

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, CONTRACTOR and COUNTY hereby agree as follows:

I. Article II.B of the MOU is hereby amended to read as follows:

“**B. Term of the MOU.** This MOU shall take effect as of January 11, 2016 and shall continue in full force and effect for nineteen (19) years thereafter to January 10, 2035, unless otherwise terminated as provided in this MOU. COUNTY and CERTNA may extend the term of this MOU pursuant to an executed amendment.”

II. **Appendix B** (Tier Pricing Plan) is amended to read as follows:

County's Annual Recording Level	Initial Cost	Annual Cost
>50,001 document titles recorded	\$0	\$0.34 per title
25,001 – 50,000 document titles recorded	\$0	\$0.28 per title
10,001 – 25,000 document titles recorded	\$0	\$0.23 per title
5,001-10,000 document titles recorded	\$0	\$0.15 per title
< 5,001 document titles recorded	\$0	\$0.10 per title

The rates included in this Amendment are subject to change as set forth in Article II, section D. of the MOU.

III. Except as amended hereby, all other terms and conditions of the MOU shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have executed this MOU as of the day and year first above written.

CITY

CONTRACTOR

Approved by:

California Electronic Recording Transaction Network Authority ("CERTNA")

Joaquin Torres
Assessor-Recorder
Office of the Assessor-Recorder
City and County of San Francisco

Richard Sherman
Executive Director
701 Ocean Street, Rm 230
Santa Cruz, CA 95060
City supplier ID: **0000023751**

Approved as to Form:

Approved as to Form:

David Chiu
City Attorney

Nubia I. Goldstein
White Brenner LLP
CERTNA General Counsel

By:

By:

Moe Jamil
Deputy City Attorney

Nubia I. Goldstein
CERTNA General Counsel