

RESOLUTION NO. 2018- 8365

A RESOLUTION AUTHORIZING THE PLUMAS COUNTY CLERK-RECORDER TO PARTICIPATE IN THE ELECTRONIC RECORDING DELIVERY SYSTEM (ERDS), WITH THE STATE OF CALIFORNIA, DEPARTMENT OF JUSTICE AND THE CALIFORNIA ELECTRONIC RECORDING NETWORK AUTHORITY (CERTNA); AND; COLLECT A FEE IN THE AMOUNT OF ONE DOLLAR (\$1.00) FOR EACH REAL PROPERTY INSTRUMENT RECORDED, PURSUANT TO GOVERNMENT CODE SECTION 27397 TO BE USED SOLEY FOR SUPPORTING THE ELECTRONIC RECORDING DELIVERY ACT.

WHEREAS, California Government Code section 27390 et seq authorizes a County Recorder to establish an Electronic Recording Delivery System for the recording of specified digitized electronic records; and

WHEREAS, Government Code section 27391 authorizes the County Recorder to collect a fee in an amount up to and including one dollar (\$1.00) for each real property instrument that is recorded. Funds collected pursuant to said legislation may only be used for the sole purpose of supporting the Electronic Recording Delivery Act; and

WHEREAS, it is a requirement that the Board of Supervisors approve the participation in electronic recording via the CERTNA ERDS pursuant to the Act, and

WHEREAS, the State of California Department of Justice's Electronic Recording Delivery System Program has established regulations and has delegated the authority for system certification, regulations and oversight of Electronic Recording Delivery Systems and the County Recorder shall comply with established regulation; and

NOW THEREFORE BE IT RESOLVED that the Plumas County Board of Supervisors:

1. Authorizes County participation in the Electronic Recording Delivery System as set forth in Government Code section 27390 et seq, and in electronic recording via the CERTNA ERDS JPA pursuant to the Act,
2. Appoints the County Clerk-Recorder as agent to conduct all negotiations and execute and submit all documents which may be necessary for the completion of the aforementioned project and enter into a standard agreement.
3. Authorizes the County Clerk-Recorder as agent to collect an additional recording fee of one dollar (\$1.00) for recording the first page of every instrument, paper or notice required or permitted by law to be recorded, effective January 1, 2019; to be used solely for the implementation and ongoing operation of the Electronic Recording Delivery Act.

BE IT FURTHER RESOLVED, that the Plumas County Board of Supervisors hereby authorizes an interest bearing designated fund account for fees collected relative to the Electronic Recording Delivery Act; and

BE IT FURTHER RESOLVED, that the Plumas County Auditor-Controller is hereby directed to establish an interest bearing designated account for fees collected and deposited into the Electronic Recording Delivery System account pursuant to Government Code section 27390.

The foregoing Resolution was duly passed and adopted by the Board of Supervisors of the County of Plumas, State of California, at a regular meeting of said Board held on December 11, 2018, by the following vote:

AYES: SUPERVISORS SIMPSON, THRALL, GOSS, SANCHEZ, ENGEL

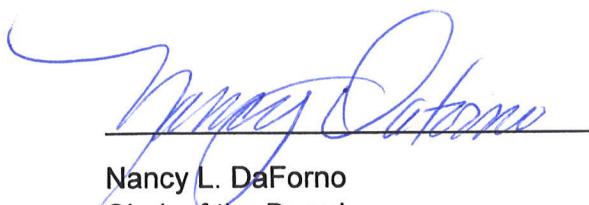
NOES: ~~1~~ NONE

ABSENT: NONE



Chair, Board of Supervisors

ATTEST:



Nancy L. DaForno
Clerk of the Board