

RESOLUTION NO.

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

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RESOLUTION: A) APPROVING AN ADDITIONAL ALLOCATION OF \$2,000,000 IN CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (“CARES”) ACT FUNDS TO THE SAN MATEO COUNTY CHILDCARE RELIEF FUND FOR GRANTS TO SAN MATEO COUNTY CHILD CARE CENTERS AND FAMILY CHILD CARE HOMES THAT HAVE BEEN DIRECTLY AND ADVERSELY IMPACTED BY COVID-19 PUBLIC HEALTH EMERGENCY;

AND

B) AUTHORIZING THE COUNTY MANAGER, OR DESIGNEE, TO AMEND AN AGREEMENT WITH THE COMMUNITY EQUITY COLLABORATIVE AND THE SMCU COMMUNITY FUND FOR THE DISTRIBUTION AND ADMINISTRATION OF AN ADDITIONAL ALLOCATION OF \$2,000,000 IN CARES ACT FUNDS TO THE SAN MATEO COUNTY CHILDCARE RELIEF FUND FOR GRANTS TO SAN MATEO COUNTY CHILD CARE CENTERS AND FAMILY CHILD CARE HOMES THAT HAVE BEEN DIRECTLY AND ADVERSELY IMPACTED BY COVID-19 PUBLIC HEALTH EMERGENCY, EXTENDING THE TERM THROUGH DECEMBER 30, 2020, INCREASING THE TOTAL ADMINISTRATION FEE TO AN AMOUNT NOT TO EXCEED \$20,000, AND AUTHORIZING THE COUNTY MANAGER TO REDIRECT ANY UNDISTRIBUTED FUNDS TO OTHER CARES ACT ELIGIBLE PROGRAMS ESTABLISHED BY THE COUNTY; AND

C) AUTHORIZING THE COUNTY MANAGER, OR DESIGNEE, UPON DETERMINATION BY THE COUNTY MANAGER, TO REDIRECT ANY UNDISTRIBUTED AMOUNTS OF THE ADDITIONAL \$2,000,000 ALLOCATED TO SAN MATEO COUNTY CHILDCARE RELIEF FUND TO ANOTHER PROGRAM OR PROGRAMS ESTABLISHED BY THE COUNTY FOR THE DISTRIBUTION OF CARES ACT FUNDS THAT HAVE BEEN AUTHORIZED BY THIS BOARD

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

WHEREAS, on March 3, 2020, and pursuant to Section 101080 of the California Health and Safety Code, the San Mateo County Health Officer (the “Health Officer”) declared a local health emergency throughout San Mateo County related to the novel coronavirus (“COVID-19”) and the Board of Supervisors has ratified and extended this

local health emergency, which remains in effect throughout San Mateo County; and

WHEREAS, on March 3, 2020, and pursuant to Section 8630 of the California Government Code and Chapter 2.46 of the San Mateo County Ordinance Code, the San Mateo County Director of Emergency Services proclaimed a local emergency throughout San Mateo County related to COVID-19 and the Board has ratified and extended the proclamation of a local emergency (“Local Emergency”), which remains in effect; and

WHEREAS, on March 4, 2020, Governor Newsom issued a Proclamation of State of Emergency related to COVID-19 (“State of Emergency”), effective throughout the State of California; and

WHEREAS, on March 14, 2020, the Health Officer prohibited all public or private gatherings of 50 or more people and urged the cancelation of all gatherings of 10 or more people in a single confined space; and

WHEREAS, on March 16, 2020, the Health Officer issued an order that, among other things, directed all individuals living within San Mateo County to shelter in their place of residence (“Original Shelter-in-Place Order”), and authorized individuals to leave their residences only for certain “Essential Activities,” “Essential Governmental Functions,” or to operate “Essential Businesses,” all as defined in the Original Shelter-in Place-Order; and

WHEREAS, several times since March 16, 2020, and most recently, on June 4, 2020, the Health Officer issued revised Shelter-in-Place Orders extending the Original Shelter-in-Place Order due to evidence of continued significant community transmission of COVID-19 within the County and throughout the Bay Area; and

WHEREAS, on March 19, 2020, Governor Newsom issued Executive Order N-33-20, which, imposed a Statewide Shelter-In-Place Order requiring individuals to remain in their places of residence except as needed to maintain continuity of operations of critical infrastructure, access necessities such as food, prescriptions and healthcare, or engage in other authorized activities; and

WHEREAS, on May 8, 2020, Governor Newsom announced a plan to allow the limited reopening of some businesses beyond those in the category of essential critical infrastructure, which is part of the "Resilience Roadmap" for California, the multiphase plan to modify the Statewide Shelter-In-Place Order; and

WHEREAS, on June 16, 2020, the State approved the County's request for a variance allowing the County to align with the Resilience Roadmap for California; and

WHEREAS, on June 17, 2020, the Health Officer rescinded the June 4, 2020 revised Shelter-in-Place Order and replaced it, effective immediately, with a new order aligning the County with the Statewide Shelter-in-Place Order/Resilience Roadmap, emphasizing individual behavior and the practices that businesses must follow as they resume operations, including limiting gatherings to no more than 50 people, outlining social distancing and face covering requirements, allowing for social bubbles, and requiring businesses to implement a social distancing protocol and written health and safety plans, based on evidence of continued significant community transmission of COVID-19 within the County and throughout the Bay Area and the Health Officer will continue to update San Mateo County orders to align with State guidelines; and

WHEREAS, as the State and County continue with reopening, the number of identified COVID-19 cases continues to grow; in fact, as of November 4, 2020, there

were 950,176 confirmed positive COVID-19 cases in California and 11,564 confirmed positive COVID-19 cases in the County, as well as 161 deaths in the County; and

WHEREAS, some experts have predicted a possible spike in COVID-19 cases in the coming months; and

WHEREAS, according to the Center for American Progress, the child care industry has been among the hardest hit, and least supported, during the COVID-19 pandemic and the cost of center-based child care that meets enhanced health and safety requirements is, on average, 47% higher than the cost of meeting pre-pandemic requirements, which has resulted in an insufficient supply of child care in many communities, especially lower-income neighborhoods; and

WHEREAS, on July 21, 2020, the Board adopted a resolution approving a \$2,000,000 allocation of CARES Act funds for the purposes of seeding the Child Care Relief Fund (“Fund”), a COVID-19 recovery fund to benefit child care programs adversely impacted by COVID-19, and directing the County Manager, or designee, to negotiate an agreement with the Community Equity Collaborative (“Collaborative”) and the SMCU Community Fund (“Community Fund”) to administer and distribute grants from the Fund; and

WHEREAS, the purpose of the Fund is to ensure the health, welfare, diversity, and long-term sustainability of communities throughout the County by supporting the continued viability and availability of high-quality Child Care Centers and Family Child Care Homes in the County that have been adversely impacted by COVID-19, with a particular focus on those establishments that: (1) provide child care services to the County’s most vulnerable residents; (2) are located in Priority One Zip Codes (i.e., zip

codes identified by the San Mateo County Child Care Partnership Council Child Care and Early Learning Needs Assessment as having the highest need for such services); (3) have demonstrated fiscal sustainability; and (4) have participated in other existing County initiatives, such as the Big Lift and Quality Counts (“Fund Purpose”); and

WHEREAS, to qualify for a grant from the Fund, a Child Care Center or a Family Child Care Home (as those terms are defined in Title 22 of the California Code of Regulations) was required to establish that they have been adversely impacted by COVID-19 and are appropriately licensed by the State of California or exempt from such licensing requirements; and

WHEREAS, the Board directed that the Fund be disbursed as individual grants to cover one month of operating expenses not to exceed \$55,000 for Child Care Centers and \$10,000 for Family Child Care Homes; and

WHEREAS, on August 4, 2020, the Board approved an agreement with the Community Fund and the Collaborative to administer and distribute the Fund consistent with the Fund Purpose, eligibility requirements, and grant amounts established by the Board (“Agreement”); and

WHEREAS, under the Agreement, which expired October 31, 2020, the Community Fund and the Collaborative each received an administrative fee of \$5,000 (\$10,000 combined); and

WHEREAS, applications for the Child Care Grant Program opened on August 24, 2020 and closed on September 5, 2020, and, during that time, a total of 354 applications requesting \$6,824,000 in grant funds were submitted; and

WHEREAS, the entire \$2,000,000 Fund was awarded through 102 grants, 29 to

Child Care Centers and 73 to Family Child Care Homes, which, combined, serve 3,345 children in the County; and

WHEREAS, the \$2,000,000 in grants disbursed only provided relief to less than one-third of both the Child Care Grant Program applicants (354) and total grant funds requested (\$6,824,000); and

WHEREAS, to assist more of the eligible applicants, the Collaborative and other child care advocates in the County obtained \$483,500 in additional contributions to the Fund, but, even with these additional contributions, there remains a significant amount of unfunded grant requests; and

WHEREAS, given the need to support child care providers throughout the County, the Board desires to allocate an additional \$2,000,000 in CARES Act funds to provide grants to additional eligible Child Care Grant Program applicants; and

WHEREAS, the Board further desires to amend the Agreement to increase the Fund by the additional \$2,000,000; to extend the term of the Agreement through December 30, 2020; to increase the administrative fee for each the Community Fund and the Collaborative by \$5,000 from \$5,000 to an amount not to exceed \$10,000 (\$20,000 combined) in light of the additional work associated with administering and distributing the increased Fund amount; and to provide that, upon request by the County Manager, any undistributed funds would be returned to the County for possible redirection to other CARES Act eligible programs established by the County; and

WHEREAS, the Fund Purpose, eligibility requirements, and grant amounts previously established by the Board would remain unchanged; and

WHEREAS, the Board recognizes that the term of the Agreement expired

October 31, 2020 and, under the amended Agreement, the term will retroactively be extended through December 30, 2020, and the Board hereby ratifies all acts taken under the Agreement between October 31, 2020 and the date the amended Agreement is executed.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED THAT the Board allocates an additional \$2,000,000 in CARES Act funds to the San Mateo County Childcare Relief Fund for grants to San Mateo County Child Care Centers and Family Child Care Homes that have been directly and adversely impacted by COVID-19 public health emergency, in accordance with the terms and intent of this resolution.

BE IT FURTHER RESOLVED THAT the County Manager, or designee(s), is authorized and directed to amend the Agreement to increase the Fund by the additional \$2,000,000 in CARES Act funds; to extend the term of the Agreement through December 30, 2020; to increase the administrative fee for each the Community Fund and the Collaborative by \$5,000 to an amount not to exceed \$10,000 (\$20,000 combined); and to provide that, upon request by the County Manager, any undistributed funds would be returned to the County for possible redirection to other CARES Act eligible programs established by the County.

BE IT FURTHER RESOLVED that, owing to the limited timeframe for the expenditure of CARES Act funds, the County Manager, or designee, shall, upon determination by the County Manager, have the authority to redirect any undistributed amounts of the additional \$2,000,000 allocated to the San Mateo County Childcare Relief Fund pursuant to this resolution to another program or programs established by the County for the distribution of CARES Act funds that have been authorized by this Board.

BE IT FURTHER RESOLVED THAT the County Manager, or designee(s), is hereby authorized to execute further amendments to the Agreement which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate), and/or modify the Agreement term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

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