

RESOLUTION NO. .

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

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RESOLUTION TEMPORARILY SUSPENDING CERTAIN COUNTY ORDINANCES, RULES, REGULATIONS, OR POLICIES RELATING TO THE PROCUREMENT OF GOODS AND SERVICES DURING THE PERIOD OF THE NOVEL CORONAVIRUS (COVID-19) LOCAL EMERGENCY

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

WHEREAS, on March 3, 2020, the County's Health Officer issued a "Declaration of Local Health Emergency Regarding Novel Coronavirus 2019" and the County Manager, as the County's Director of Emergency Services (the "Director"), issued a proclamation of local emergency pursuant to Government Code section 8630 and Chapter 2.46 of the County's Ordinance Code, which proclamation was ratified by this Board on March 10, 2020, pursuant to Government Code section 8630 (the "COVID-19 Local Emergency"); and

WHEREAS, for the immediate preservation of order and of public health, the Director and the Director's designee, the Incident Commander at the EOC, have made many requests for services, supplies, and equipment, which expenses have been made through County department appropriations as well as through agreements executed by the Director or the EOC Incident Commander from March 3, 2020, to the present; and

WHEREAS, pursuant to Government Code section 25502.7, the Board desires to authorize the County Manager, as the County's purchasing agent and Director of Emergency Services, or the Director's designee, to engage independent contractors to

perform services related to the COVID-19 Local Emergency for the County up to and including \$500,000; and

WHEREAS, the Board desires to temporarily suspend the enforcement of any County ordinance, rule, regulation, or policy, including those relating to the procurement of goods or services and any associated competitive bidding requirements and/or administrative processes if the Director, or the Director's designee, determines and declares that strict compliance with that ordinance, rule, regulation, or policy during the period of the COVID-19 Local Emergency would prevent, hinder, or delay the response to the local emergency provided that any such agreements must be approved as to form and legality by the Office of the County Counsel; and

WHEREAS, Section 2.46.060(b) of the County's Ordinance Code authorizes the Director to obtain vital supplies, equipment, and such other properties found lacking and needed for the protection of life and property and to bind the County for the fair value thereof; and

WHEREAS, pursuant to Government Code section 53021, the Board desires to authorize and direct payment in connection with any agreements related to the COVID-19 Local Emergency that were executed by the Director, or the Director's designee from the issuance of the proclamation of local emergency (March 3, 2020) prior to the date of this resolution, provided that this Board ratifies such agreements within thirty days of the agreements' execution;

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the County Manager, as the County's purchasing agent and Director of Emergency Services, or the Director's designee, is hereby authorized to procure goods or engage

independent contractors to perform services related to the COVID-19 Local Emergency for the County up to and including \$500,000; and

BE IT FURTHER RESOLVED THAT the enforcement of any County ordinance, rule, regulation, or policy, including those relating to the procurement of goods or services and any associated competitive bidding requirements and/or administrative processes is hereby temporarily suspended if the Director, or the Director's designee, determines and declares that strict compliance with that ordinance, rule, regulation, or policy during the period of the COVID-19 Local Emergency would prevent, hinder, or delay the response to the local emergency provided that any such agreements must be approved as to form and legality by the Office of the County Counsel; and

BE IT FURTHER RESOLVED THAT pursuant to Government Code section 53021, any agreements that were executed by the Director, or the Director's designee for the rendering of services performed or expenditures made in connection with the COVID-19 Local Emergency and which were entered into from the issuance of the proclamation of local emergency (March 3, 2020) prior to the date of this resolution are hereby directed to be paid provided that this Board ratifies such agreements within thirty days of the agreements' execution.

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