

RESOLUTION NO. .

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

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RESOLUTION (A) APPROVING AN ALLOCATION OF \$998,000 IN CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FUNDS TO SMCU COMMUNITY FUND FOR ADMINISTRATION AND DISTRIBUTION TO BENEFIT SAN MATEO COUNTY NON-PROFIT ORGANIZATIONS THAT HAVE BEEN DIRECTLY AND ADVERSELY IMPACTED BY THE COVID-19 PUBLIC HEALTH EMERGENCY; AND (B) AUTHORIZING AND DIRECTING THE COUNTY MANAGER, OR DESIGNEE, TO NEGOTIATE AND ENTER INTO, ON BEHALF OF THE COUNTY, AN AGREEMENT WITH THE SMCU COMMUNITY FUND FOR THE ADMINISTRATION AND DISTRIBUTION OF \$998,000 IN CARES ACT FUNDS TO BENEFIT SAN MATEO COUNTY NON-PROFIT ORGANIZATIONS DIRECTLY AND ADVERSELY IMPACTED BY THE COVID-19 PUBLIC HEALTH EMERGENCY AND PROVIDING FOR A FEE TO THE SMCU COMMUNITY FUND NOT TO EXCEED \$75,000 FOR ADMINISTRATION AND EXPENSES RELATED TO THE GRANT PROGRAM, FOR A TERM OF NOVEMBER 10, 2020 THROUGH DECEMBER 30, 2020

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 940,1010 positive COVID-19 cases in California, as well as 17,752 people in the State who have died of COVID-19 causes, as well as 11,546 COVID-19 cases and 161 deaths in San Mateo County and, as COVID-19 cases continue to increase, the Governor has ordered the closure of some businesses that had been permitted to reopen; and

WHEREAS, while the long-term societal and economic impacts of COVID-19 will not be known for some time, the continuing direct impacts to the local San Mateo County community have already been substantial, as residents throughout the County are confronting continuing and substantial income loss due to business and school closures, corresponding layoffs or loss of work hours and wages, and extraordinary out-of-pocket medical expenses; and

WHEREAS, residents throughout the County are confronting sudden and substantial economic hardship directly caused by the COVID-19 public health emergency, non-profit organizations are seeing increased demand for services during a time of reduced donations; and

WHEREAS, numerous non-profit organizations are providing critical services in the County and need financial assistance to meet growing client needs and address the challenges of providing services during the COVID-19 pandemic; and

WHEREAS, on March 25, 2020 the Board approved the allocation of \$3,000,000 to seed the “San Mateo County Strong Fund” (“SMC Strong”), directed that \$1,000,000 of the SMC Strong funds would be used to assist non-profit organizations in the County, and entered into an agreement with the Silicon Valley Community Foundation to administer the program and distribute the funds; and

WHEREAS, SMC Strong received \$1,000,000 in additional donations to assist County non-profit organizations, and on April 28, 2020, the Board approved a program to distribute these additional funds in the form of grants to County non-profit organizations affected by COVID-19, prioritizing organizations that were providing critical services and needed financial assistance to meet increased needs caused by the COVID-19 emergency; and

WHEREAS, approximately 25 percent of the 213 non-profit organizations that applied in May 2020 for an SMC Strong grant received funding, and certain organizations that applied but received less assistance than they requested and other organizations that applied but did not receive assistance continue to need financial assistance today and the County has identified 11 non-profit organizations that received funding through

the SMC Strong grant program that will receive additional funding through this CARES Act funding program and 62 non-profit organizations that did not receive funding through the SMC Strong grant program that will receive funding through this CARES Act funding program; and

WHEREAS, the San Mateo Credit Union established the SMCU Community Fund, which is a legal entity and non-profit public benefit corporation created to, among other things, assist in responding to the COVID-19 crisis, and the SMCU Community Fund has already administered and distributed the SMC Strong Small Business Grants and the Child Care Grant Fund; and

WHEREAS, the SMCU Community Fund is willing and able to assist the County by administering a non-profit organization grant program paid for with CARES ACT funds; and

WHEREAS, the Board finds that assisting non-profit organizations providing critical services to County residents is a necessary and appropriate response to the COVID-19 public health emergency, and the Board has identified up to Nine Hundred and Ninety Eight Thousand Dollars (\$998,000) in CARES Act funds that may be used for this purpose, subject to CARES Act requirements; and

WHEREAS, this Board desires to authorize an agreement with SMCU Community Fund for administration and distribution of these CARES Act funds, in the form of grants not to exceed \$20,000, to eligible non-profit organizations that provide critical services to residents within the County and were not funded in the initial round of grants; and

WHEREAS, in light of the foregoing, this Board finds it appropriate for the County to enter into an agreement with the SMCU Community Fund under which the County will

direct \$998,000 in available CARES Act funds and other funds that may be identified from time to time to the SMCU Community Fund to establish and administer the above described non-profit organization grant program; and

WHEREAS, this Board deems it appropriate for the SMCU Community Fund to be paid a fee for program administration and expenses not to exceed Seventy-Five Thousand Dollars (\$75,000), and this fee shall be to compensate the SMCU Community Fund for its administrative overhead costs related to the program, as well as the cost of staff and subcontractors retained to administration of the program and to assist in providing the services contemplated for the non-profit organization grant program, and the County Manager is directed to identify appropriate sources of funds, to include CARES Act funds, and to pay the SMCU Community Fund such fees, provided that such fee paid to the SMCU Community Fund shall not exceed \$75,000.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that the County Manager, or the County Manager's designee, is authorized and directed to execute an Agreement with the SMCU Community Fund for and on behalf of the County of San Mateo that provides for the distribution of the \$998,000 in CARES Act funds referenced above, and other funds that may be identified from time to time; that calls for the administration and distribution of these funds as grants to be made available for eligible non-profit organizations as set forth in this resolution, including that SMCU Community Fund shall distribute grants to non-profit organizations that that have been directly and adversely impacted by the COVID-19 emergency; and that provides for the

SMCU Community Fund to receive a fee for program administration and expenses not to exceed \$75,000.

BE IT FURTHER RESOLVED that this Board authorizes the County Manager, or the County Manager's designee, to contribute or cause to be contributed Nine Hundred and Ninety Eight Thousand Dollars (\$998,000) in CARES Act funds, and other funds that may be identified from time to time, to the SMCU Community Fund for distribution to San Mateo County non-profit organizations in accordance with the terms and intent of this resolution and to pay SMCU Community Fund a fee for program administration and expenses not to exceed \$75,000.

BE IT FURTHER RESOLVED that owing to the limited timeframe for expenditure of CARES Act funds, the County Manager, or the County's Manager's designee, shall, upon determination by the County Manager, be redirected 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 is authorized to execute contract amendments which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate) and/or modify the contract term and/or services so long as the modified term or services is/are within the current or revised fiscal provisions.

BE IT FURTHER RESOLVED that the County Manager, or designee, shall periodically report back to this Board regarding the status of the efforts called for by this resolution.

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