

RESOLUTION NO. .

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

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RESOLUTION: A) APPROVING AN ALLOCATION OF \$750,000 IN AMERICAN RESCUE PLAN ACT FUNDS TO PROVIDE EMERGENCY RE-HOUSING AND SUPPORTIVE SERVICES FOR FARMWORKER HOUSEHOLDS DISPLACED BY THE MASS SHOOTING EVENT IN HALF MOON BAY; AND B) AUTHORIZING AND DIRECTING THE COUNTY EXECUTIVE, OR DESIGNEE(S), ACTING IN CONSULTATION WITH THE COUNTY ATTORNEY'S OFFICE, TO NEGOTIATE AND ENTER INTO AN AGREEMENT WITH A SERVICE PROVIDER, OR PROVIDERS, TO PROVIDE EMERGENCY RE-HOUSING AND SUPPORTIVE SERVICES FOR FARMWORKER HOUSEHOLDS DISPLACED BY THE MASS SHOOTING EVENT IN HALF MOON BAY FOR A TERM ENDING MARCH 31, 2024 IN AN AMOUNT NOT TO EXCEED \$1,500,000, TO BE FUNDED BY A COMBINATION OF \$750,000 IN ALLOCATED AMERICAN RESCUE PLAN ACT FUNDS AND THIRD-PARTY CONTRIBUTIONS

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

WHEREAS, since its emergence in early 2020, the COVID-19 pandemic has negatively impacted public health and the economy on a global scale, in the country and in San Mateo County; and

WHEREAS, the COVID-19 public health emergency has both caused and magnified negative impacts on residents of San Mateo County, including with regard to public health; mental health and emotional development; food and housing insecurity; economic dislocation and small business viability; and

WHEREAS, the County has taken extensive steps to prevent the spread of the pandemic and to mitigate its impact, including funding, supporting, and coordinating testing, contact tracing, isolation, quarantine and treatment for infected individuals, public health and safety communications and interventions, issuance and enforcement of health orders, health system response and vaccination programs; and

WHEREAS, the state and local health orders taken to respond to the pandemic and to prevent and mitigate its spread also restricted certain types of economic activity which impacted the economy in the County, with revenue losses hitting certain economic sectors and demographic groups particularly hard, including, without limitation, farmworkers and their families; and

WHEREAS, according to the Department of Housing and Community Development, California farmworkers earn, on average, approximately \$20,000 a year, which is less than 20% of San Mateo County's area median income, making farmworkers and their families among the most economically vulnerable members of our community; and

WHEREAS, farmworkers and their families have been particularly impacted by the negative economic and health impacts of the COVID-19 pandemic, as many farmworkers have faced reduced work hours and/or reduced wages, lack access to reliable health care services, and have had to care for themselves and relatives with COVID-19; and

WHEREAS, the pandemic continues to pose risks to public health and continues to cause negative impacts for our communities and there remains the need to respond to those risks and impacts and to undertake measures to assist in recovery from the negative public health and economic impacts of the pandemic continues; and

WHEREAS, over the past nearly three years, the Board has taken extensive steps to assist households that have been impacted by the COVID-19 public health emergency and its negative economic consequences; and

WHEREAS, on January 23, 2023, seven farmworkers were murdered in a mass shooting event at two farms in San Mateo County, and survivors of that horrific tragedy who lived at the farms, already dealing with unimaginable trauma, also lost their homes,

which were red tagged after follow-up investigations revealed unsafe and substandard living conditions; and

WHEREAS, in response to this sudden and tragic dislocation, the Board desires to allocate \$750,000 in American Rescue Plan Act (“ARPA”) funds to provide emergency re-housing and supportive services to the 19 displaced farmworker households displaced by the mass shooting event, which allocation County staff intends to leverage with additional contributions from stakeholders, nonprofits, charitable organizations, and donors, in addition to the owners of the two farms, that would supplement the County’s contribution; and

WHEREAS, the Board also desires to enter into an agreement with a qualified service provider, or providers, to provide emergency re-housing and supportive services to the 19 impacted farmworker households for a term ending March, 31, 2024 and an amount not to exceed \$1,500,000 (“Agreement”), which Agreement will include, among other things, the following services:

- Housing identification and location in or around the City of Half Moon Bay;
- Rental and move-in assistance, including payment of security deposits, utilities, and furnishings; and
- On-going case management services to help the displaced households, once stably housed, meet their basic needs, increase their resources (employment, public assistance programs, etc.) and connect with applicable resources.

WHEREAS, the selected provider(s) under the Agreement will be subject to ARPA-compliant monitoring, reporting, auditing, and certification requirements, and the

Agreement will be reviewed and approved by the County Attorney's Office and Risk Management; and

WHEREAS, the Agreement will be funded through a combination of the \$750,000 ARPA allocation, plus additional third-party contributions received; and

WHEREAS, the Board finds that the displacement of these uniquely vulnerable 19 farmworker households was "a sudden, unexpected occurrence posing a clear and imminent danger that will not permit delay that might result from a competitive procurement but requires immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services" and, as such, the need for emergency re-housing and supportive services under the Agreement qualifies as an emergency for the purpose of waiving the County's competitive procurement requirements pursuant to Administrative Memorandum B-1, § IV.A; and

WHEREAS, the Board finds that, because the \$750,000 ARPA allocation and Agreement are necessary to provide emergency re-housing and critical supportive services to 19 uniquely vulnerable and impacted households, the exigency/emergency exception to federal procurement requirements apply for the following reasons:

- "[A] threat to life, public health or safety, or improved property requires immediate action to alleviate the threat" and/or the County would be harmed if such immediate action is not taken to ensure stable housing and critical supportive services for these uniquely vulnerable survivors of the mass shooting.
- Conducting a formal procurement for the services would likely take 60-90 days, during which time the impacted households would lack access to stable housing and critical supportive services at their time of most need,

exacerbating both their housing insecurity and trauma arising from the sudden tragic displacement.

- A 13-month term under the Agreement is essential to provide continuing, stable housing and supportive services, the benefits of which could be jeopardized by potentially shifting the nature of such services so close in time to the mass shooting event.
- Research conducted by staff has determined there are limited qualified resources available that could meet the necessary material provisions of the Agreement.
- Finally, pandemic impacts combined with the sudden displacement and trauma due to the mass shooting event warrants immediate action to provide stable re-housing and supportive services, as unguaranteed short-term, unsupportive housing will be detrimental to the impacted farmworker families and the public interest.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED that, in order to assist farmworker households negatively impacted by the COVID-19 pandemic and the Half Moon Bay mass shooting event, the Board allocates \$750,000 in ARPA funds to provide emergency re-housing and supportive services for farmworker households displaced by the mass shooting event in Half Moon Bay.

IT IS FURTHER DETERMINED AND ORDERED that the County Executive, or designee, acting in consultation with the County Attorney's Office, is authorized and directed to negotiate and enter into the Agreement with a service provider, or providers, to provide emergency re-housing and supportive services for the 19 farmworker households displaced by the mass shooting event in Half Moon Bay for a term ending March 31, 2024 in an amount not to exceed \$1,500,000, to be funded by a combination of the \$750,000

ARPA allocation and third-party contributions, consistent with the Board's intent and findings set forth in this resolution.

BE IT FURTHER RESOLVED that the County Executive, or designee(s), shall report back to the Board regarding the amount of third-party contributions received for the Agreement and, if necessary, additional potential County funding.

BE IT FURTHER RESOLVED that the County Executive, or designee(s), is authorized to execute amendments to the Agreement 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 Executive, or designee(s), is authorized to apply any local, state, and/or federal funds, to include those ARPA funds appropriated by the Board in this resolution, that may be made available for all or a portion of the monies expended for the Agreement either in connection with the County's response to the COVID-19 pandemic or to other applicable conditions.

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