

**RESOLUTION NO. .**

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

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**RESOLUTION AUTHORIZING AN AMENDMENT TO THE MARCH 15, 2016  
AGREEMENT WITH THE CITY OF HALF MOON BAY TO DEFER THE CITY'S  
REPAYMENT OF FUNDS FOR HALF MOON BAY LIBRARY FOR ONE YEAR**

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

**WHEREAS**, the City of Half Moon Bay (“City”) and the County of San Mateo (“County”) are parties to a Library Joint Powers Agreement, pursuant to Government Code §6500 et seq., for the purpose, among others, of jointly exercising their authority to provide library services so that City may provide services to City and County residents; and

**WHEREAS**, in 2004, the County entered into the First Restated Joint Power Agreement relating to Library Services (the “JPA Agreement”), which provided that in the event that the City of Half Moon Bay (the “City”) decided to replace or significantly remodel and expand the Half Moon Bay Library (the “Library”), the County would contribute 50% of the costs associated with any such replacement or remodeling in recognition that approximately 50% of the population served by the Library comes from unincorporated areas; and

**WHEREAS**, in December 2015, the City and County already entered into an agreement (“Library Funding Agreement”) under which the County agreed to contribute

up to one half of the construction costs to remodel and/or expand the Half Moon Library (the “Library Project”); and

**WHEREAS**, in March 2016, in order to ensure timely completion of the Library Project, County agreed to advance and make available County funds in an amount not to exceed \$6,000,000 to assist the City in ensuring prompt completion of the Library Project, which funds shall be repaid to County by City as provided therein (“Advance Agreement”); and

**WHEREAS**, the Library Project was completed, and the new Half Moon Bay Library began operation in August 2018, enabling the library to expand programming and services to City and County residents, including library collections, literacy services, job training, wellness workshops, cutting-edge technology, and the building has been recognized for its environmentally sustainable design and function; and

**WHEREAS**, pursuant to the Advance Agreement, the County advanced the City a total of \$5,726,855, and pursuant to Section 4 of the Advance Agreement, repayment of the advance was to occur through the automatic deduction of \$286,342.75 from each of the City’s property tax apportionments in December and April of each fiscal year beginning with FY 2019-20 and the City has made its first two repayment installments in December 2019 and April 2020, respectively, totaling \$572,685.50 in FY 2019-20; and

**WHEREAS**, since March 2020, the City has incurred substantial increased costs to respond to the ongoing COVID-19 emergency, to protect public health and safety and to provide essential services while its revenues have declined due to the emergency. This has constrained its budget and resources available to fully fund all City operations, including those relating to the Half Moon Bay Library; and,

**WHEREAS**, the City and the County desire to amend the Advance Agreement to relieve fiscal pressure on the City in the short term, and to ensure that appropriate levels of library services and facility uses for library patrons, including residents of the unincorporated areas of the County, are maintained, while continuing to ensure that the County's advance of funds is repaid in a timely manner; and

**WHEREAS**, there has been presented to this Board for its consideration and acceptance an "Amendment to Agreement Between City of Half Moon Bay and County of San Mateo to Provide for an Advance of Funds to City by County for Construction of Half Moon Bay Library" (the "Amendment"), reference to which is hereby made for further particulars, whereby the City's repayments scheduled for the 2020-21 fiscal year shall be deferred for one year, as set forth therein; and

**WHEREAS**, this Board has been presented with said Amendment and has examined and approved same as to both form and content and desires to enter into same.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that the President of the Board is hereby authorized and directed to execute said Amendment for and on behalf of the County of San Mateo, and the Clerk of this Board shall attest the President's signature thereto.

**IT IS FURTHER DETERMINED AND ORDERED** that the County Manager or designee is hereby authorized to accept or execute, on behalf of the County, any and all notices, options and documents associated with the Amendment under the terms set forth therein.

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