

RESOLUTION NO. .

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

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RESOLUTION: A) APPROVING AN ALLOCATION OF \$2,000,000 IN CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY (CARES) ACT FUNDS TO SECOND HARVEST OF SILICON VALLEY TO SUPPORT THE EXPANSION OF FOOD ASSISTANCE FOR VULNERABLE POPULATIONS IN SAN MATEO COUNTY TO RESPOND TO THE INCREASED NEED FOR FOOD ASSISTANCE AND INCREASED COSTS IN THE DISTRIBUTION OF FOOD ASSISTANCE DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY; AND
B) AUTHORIZING AND DIRECTING THE COUNTY MANAGER, OR DESIGNEE, TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH SECOND HARVEST OF SILICON VALLEY TO SUPPORT THE EXPANSION OF FOOD ASSISTANCE FOR VULNERABLE POPULATIONS IN SAN MATEO COUNTY TO RESPOND TO THE INCREASED NEED FOR FOOD ASSISTANCE AND INCREASED COSTS IN THE DISTRIBUTION OF FOOD ASSISTANCE DUE TO THE COVID-19 PUBLIC HEALTH EMERGENCY, FOR A TOTAL AMOUNT NOT TO EXCEED \$2,000,000 FOR A TERM OF OCTOBER 20, 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 October 13, 2020, there were 855,072 positive COVID-19 cases in California, as well as 16,639 people in the State who have died of COVID-19 causes, as well as 10,622 COVID-19 cases and 155 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, these continuing adverse impacts of COVID-19 have pushed many families deeper into poverty and caused others to seek food assistance for the first time; and

WHEREAS, Second Harvest of Silicon Valley (“Second Harvest”) is a food bank dedicated to ensuring that anyone in Silicon Valley who needs a healthy meal gets one; and

WHEREAS, since February 2020, an average of five hundred thousand (500,000) people per month have received food from Second Harvest – double the number of people that Second Harvest served before the COVID-19 pandemic; and

WHEREAS, in March 2020, as a result of the pandemic, Second Harvest began experiencing increased demand for food assistance in San Mateo County, and the need for food assistance has steadily risen since then, and now stands at more than double the February 2020 service levels, based on pounds of food distributed; and

WHEREAS, additionally, costs to provide food assistance have increased due to increased demand as well as implementation of safety protocols to ensure COVID-safe distribution of the food assistance; and

WHEREAS, the federal Coronavirus Aid, Relief, and Economic Security Act (“CARES”) Act was signed into law on March 27, 2020 and, among other things, it established the Coronavirus Relief Fund which provides payments to state, local and tribal governments to cover certain costs incurred due to the COVID-19 pandemic (“CARES Act funds”); and

WHEREAS, the CARES Act permits local governments to use these CARES Act funds to cover costs that are necessary expenditures due to the COVID-19 public health emergency, that were not accounted for in the government’s most recently approved budget as of March 27, 2020 and that are incurred during the period from March 1, 2020 through December 30, 2020, which include, among other expenditures, expenses for food delivery to residents, including, for example, senior citizens and other vulnerable populations, to enable compliance with COVID-19 public health precautions and the provision of economic support in connection with the COVID-19 public health emergency; and

WHEREAS, the Board of Supervisors desires to allocate up to \$2,000,000 in CARES Act funds to assist Second Harvest in meeting the increased need for food assistance in the County following the COVID-19 public health emergency and covering increased costs associated with implementing COVID-19 safety protocols for food distribution to vulnerable populations in the County, such as pre-boxing food for distribution and providing home delivery of groceries to clients unable to attend distribution events due to increased risk of transmission of COVID-19; and

WHEREAS, the CARES Act funds from the County would help Second Harvest cover the costs of providing grants to local community based organizations to expand capacity to assist in food distribution, providing additional staffing in warehouse, transportation and distribution operations as well as procuring trucks and other infrastructure necessary to meet the increased demand for food assistance and ensure COVID-19 safe distribution of the food assistance; and

WHEREAS, the Board of Supervisors recognizes that, because supporting efforts to address food insecurity in the County during the pandemic is critical and because expenses for use of CARES Act funds must be incurred by December 30, 2020, time is of the essence, and, therefore, granting the County Manager, or designee, the authority to negotiate and execute an agreement with Second Harvest will allow the work necessary to expand food assistance for vulnerable populations in San Mateo County to begin immediately.

NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED THAT the Board of Supervisors allocates \$2,000,000 in Coronavirus Aid, Relief, and Economic Security (CARES) Act funds to Second Harvest of Silicon Valley to support the expansion of food assistance for vulnerable populations in San Mateo County to respond to the

increased need for food assistance and increased costs in the distribution of food assistance due to the COVID-19 public health emergency.

BE IT FURTHER RESOLVED that the County Manager, or designee, is authorized and directed to negotiate and execute an agreement with Second Harvest of Silicon Valley to support the expansion of food assistance for vulnerable populations in San Mateo County to respond to the increased need for food assistance and increased costs in the distribution of food assistance due to the COVID-19 public health emergency, for a total amount not to exceed \$2,000,000 for a term of October 20, 2020 through December 30, 2020.

BE IT FURTHER RESOLVED that the County Manager, or designee, is hereby authorized to execute amendments to the agreement referenced above which modify the County's maximum fiscal obligation by no more than \$25,000 (in aggregate) for the agreement, 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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