

RESOLUTION NO. _____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA AUTHORIZING THE CITY MANAGER TO
ENTER INTO AGREEMENTS WITH SOUTH BAY
COMMUNITY SERVICES, ELITE ATHLETE SERVICES, AND
LIVING COAST DISCOVERY CENTER, FOR ALLOCATIONS
OF STATE CARES ACT CORONAVIRUS RELIEF FUNDS

WHEREAS, in January 2020, as a result of the COVID-19 virus, the World Health Organization (“WHO”) declared a Public Health Emergency of International Concern and the United States Secretary of Health and Human Services declared a Public Health Emergency; and

WHEREAS, on February 14, 2020, the San Diego County Health Officer declared a Local Health Emergency as a result of the COVID-19 virus, which was subsequently ratified by the Board of Supervisors on February 19, 2020; and

WHEREAS, on March 4, 2020, as the number of confirmed cases and deaths related to COVID-19 continued to rise, California Governor Gavin Newsom declared a State of Emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for a broader spread of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency as a result of the COVID-19 virus; and

WHEREAS, on March 13, 2020, due to the escalating number of COVID-19 virus cases nationwide and within California, the City of Chula Vista Director of Emergency Services issued a Proclamation declaring a Local Emergency, as authorized by Government Code section 8630 and Chula Vista Municipal Code section 2.14.080(a), which was subsequently ratified and adopted by the Chula Vista City Council on March 17, 2020; and

WHEREAS, the Centers for Disease Control and Prevention, the California Department of Public Health, and the San Diego County Department of Public Health have all issued recommendations and orders, including, but not limited to, social distancing, staying home if sick, canceling or postponing large group events, working from home, and other precautions to protect public health and prevent transmission of this communicable virus; and

WHEREAS, pursuant to California Health and Safety Code sections 101040, 120175, and 120175.5 (b) the Health Officer of the County of San Diego (“Health Officer”) has issued multiple Orders of the Health Officer and Emergency Regulations (the “County Orders”) mandating and prohibiting certain activities, including the following, with certain limited exceptions: the requirement that all persons stay at home; the prohibition of all public and private “gatherings” of more than one person; the closure of all non-essential businesses; the cessation of classes and other school activities; cloth face covering requirements; and social distancing protocols; and

WHEREAS, on March 27, 2020 the President of the United States signed into law the Coronavirus Aid Relief and Economic Security Act, more commonly known as the CARES Act, which authorizes \$2.1 trillion in federal relief; and

WHEREAS, included in the CARES Act is the Coronavirus Relief Fund (CRF) that provided \$150 billion to states and those local municipalities with populations greater than 500,000 based on a specific formula; and

WHEREAS, on June 29, 2020, the State of California's Fiscal Year 2020-21 Budget was signed by the Governor, which included provisions to allocate CARES Act CRF funds to cities that did not receive a direct allocation from the federal government; and

WHEREAS, on August 25, 2020, the City Council of the City of Chula Vista pursuant to Resolution Number 2020-204 accepted a CARES Act CRF allocation of \$3,360,914 from the State of California ("State CRF Allocation"); authorized the City Manager to complete all documents required to obtain the State CRF Grant; and authorized the appropriations in the General Fund in fiscal year 20/21; and

WHEREAS, the City's use of these State CRF Allocation funds must comply with CARES Act CRF grant requirements, which mandate that all expenditures be directly related to the public health emergency caused by COVID-19; and

WHEREAS, State CRF Allocation funds may only be used for costs that were not accounted for in the budget most recently approved as of March 27, 2020 and are incurred between March 1, 2020 and December 30, 2020; and

WHEREAS, a portion of the State CRF Allocation funds will be allocated to reimburse the City for costs incurred by the City as a result of the COVID-19 public health emergency; and

WHEREAS, on August 25, 2020, the City Council of Chula Vista pursuant to Resolution Number 2020-205 authorized the City Manager to enter into a Contract/Service Provider Services Agreement with South Bay Community Services, using a portion of the State CRF Allocation funds, for tenant-based rental assistance, victims of domestic violence, and childcare.

WHEREAS, the City Manager is authorized to make modifications that may be necessary or appropriate to assure the expenditure of all available funds in a qualified and timely manner.

WHEREAS, a portion of the State CRF Allocation funds will be additionally allocated to expand a Food Distribution social service program that aims to assist residents affected by COVID-19 as follows:

Agency	Program	Funding Source	Initial Allocation	Not to Exceed
South Bay Community Services	Food Distribution Program	State CARES	\$100,000	\$200,000

WHEREAS, State CRF Allocation funds in an amount not to exceed \$200,000 will be allocated to Elite Athlete Service to cover the costs of past and future business interruptions due to COVID-19 related impacts, including but not limited to cancelled reservations as a result of foreign and domestic teams’ inability to travel, the cost of athlete quarantine protocols, changes to dining hall operations, and additional cleaning and disinfecting supplies and protocols; and

WHEREAS, a portion of the State CRF Allocation funds in the amount of \$100,000.00 was previously approved by City Council on August 25, 2020 and allocated to the Living Coast Discovery Center to keep the facility operational until spring of 2021; and

WHEREAS, following City’s allocation of \$100,000.00 to the Living Coast Discovery Center, the Living Coast Discovery Center received notice from another partner that such partner was withdrawing their commitment, compromising the Living Coast Discovery Center’s ability to remain operational through spring of 2021; and

WHEREAS, an additional portion of the State CRF Allocation fund in an amount not to exceed \$75,000 will be allocated to the Living Coast Discovery Center, for a total allocation amount not to exceed \$175,000, to keep the facility operational through spring of 2021;

WHEREAS, in order for an outside agency to receive and operate a grant funded activity, they must formally enter into an agreement with the City of Chula Vista in order to formalize and specify the requirements and conditions under which the State CRF Allocation funds are being provided to the outside agencies, including a requirement that such agencies have the burden to demonstrate to City that they have expended allocation amounts in compliance with CARES Act Coronavirus Relief Fund requirements; and

WHEREAS, staff intends to utilize City’s standard template, the City of Chula Vista Contractor/Service Provider Services Agreement, to contract with the outside entities; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Chula Vista that it approves the City of Chula Vista Contractor/Service Provider Services Agreement(s) between City and South Bay Community Services in accordance with the general terms and conditions as outlined in the agenda statement, in a not to exceed amount of \$200,000, on a form approved by the City Attorney, and authorizes the City Manager to execute same, a copy of which shall be kept on file in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it authorizes the City Manager to enter into an agreement between City and Elite Athlete Services to ensure compliance with the CARES Act CRF requirements and in accordance with the general terms and conditions as outlined in the agenda statement, in a not to exceed allocation amount of \$200,000, on a form approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the City Council of the City of Chula Vista that it authorizes the City Manager to enter into an agreement between City and Living Coast Discovery Center to ensure compliance with the CARES Act CRF requirements and in accordance with the general terms and conditions as outlined in the agenda statement, in an additional allocation amount not to exceed amount of \$75,000, on a form approved by the City Attorney, a copy of which shall be kept on file in the Office of the City Clerk.

Presented by

Approved as to form by

MARIA V. KACHADOORIAN
City Manager

GLEN R. GOOGINS
City Attorney