



**LEADERSHIP & IMPACT COMMITTEE MEETING AGENDA**

On September 16, 2021, the Governor signed AB 361, which amended certain provisions of the Ralph M. Brown Act (Government Code section 54950, *et seq.*) to allow for local agency legislative bodies to conduct their meetings remotely either telephonically or by other electronic means under specified circumstances. Thus, pursuant to Government Code section 54953(e), the San Mateo County Child Care Partnership Council Leadership and Impact Committee meeting will be conducted via remote conferencing.

**Monday, March 14, 2022, 2:00 p.m. – 3:30 p.m.**

**Website Link:**

<https://smcoe.zoom.us/j/6648736618>

**Meeting ID: : 664 873 6618**

<b>Call to Order</b>	Michelle Blakely
<b>Adopt a resolution finding that, as a result of continuing COVID-19 pandemic state of emergency, meeting in person for the Child Care Partnership Council’s Leadership and Impact Committee would present imminent risks to the health or safety of attendees</b> <i>ATTACHMENTS 1A AND 1B</i>	Michelle Blakely <b><i>ACTION ITEM</i></b>
<b>Approval of March 14, 2022 Leadership and Impact Committee Meeting Agenda and Meeting Minutes for January 20, 2022</b> <i>ATTACHMENT 2</i>	Michelle Blakely <b><i>ACTION ITEM</i></b>
<b>Item #1: Leadership and Impact Committee Updates and Check-in</b>	Michelle Blakely
<b>Item #2: Review Legislation Tracker</b> <a href="https://docs.google.com/spreadsheets/d/16Ks4rioMXvqXN4nXq8Ss504K63M-n2TJIJRLYHfluCA/edit?usp=sharing">https://docs.google.com/spreadsheets/d/16Ks4rioMXvqXN4nXq8Ss504K63M-n2TJIJRLYHfluCA/edit?usp=sharing</a>	Sarah Kinahan
<b>Item #3: Discuss “The Economic Impacts of Universal Infant-Toddler Care”</b> <a href="https://www.dropbox.com/s/w9tkluqbsw7mfdo/San_Mateo_County_Infant-Toddler_Analysis.pdf?dl=0">https://www.dropbox.com/s/w9tkluqbsw7mfdo/San_Mateo_County_Infant-Toddler_Analysis.pdf?dl=0</a>	Sarah Kinahan
<b>Item #4: Discuss Emerging “Hot Topics”</b>	Michelle Blakely
<b>Adjournment</b>	Michelle Blakely

*The next Leadership and Impact Committee meeting is  
Monday, May 9, 2022: 2:00 to 3:30 p.m.*

**Date:** March 14, 2022

**To:** San Mateo County Child Care Partnership Council Leadership and Impact Committee

**From:** Sarah Kinahan, CCPC Coordinator

**Subject:** Resolution to make findings allowing continued remote meetings under Brown Act

**RECOMMENDATION:**

Adopt a resolution finding that, as a result of the continuing COVID-19 pandemic state of emergency declared by Governor Newsom, meeting in person for the San Mateo County Child Care Partnership Council Leadership and Impact Committee would present imminent risks to the health or safety of attendees.

**BACKGROUND:**

On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which rescinded his prior Executive Order N-29-20 and set a date of October 1, 2021 for public agencies to transition back to public meetings held in full compliance with the Brown Act. The original Executive Order provided that all provisions of the Brown Act that required the physical presence of members or other personnel as a condition of participation or as a quorum for a public meeting were waived for public health reasons. If these waivers had fully sunset on October 1, 2021, legislative bodies subject to the Brown Act would have to contend with a sudden return to full compliance with in-person meeting requirements as they existed prior to March 2020, including the requirement for full physical public access to all teleconference locations from which board members were participating.

On September 16, 2021, the Governor signed AB 361, a bill that formalizes and modifies the teleconference procedures implemented by California public agencies in response to the Governor's Executive Orders addressing Brown Act compliance during shelter-in-place periods. AB 361 allows a legislative body to continue to use teleconferencing under the same basic rules as provided in the Executive Orders when certain circumstances occur or when certain findings have been made and adopted by the legislative body.

AB 361 provides that Brown Act legislative bodies must return to in-person meetings on October 1, 2021, unless they choose to continue with fully teleconferenced meetings because a specific declaration of a state or local health emergency is appropriately made. AB 361 allows legislative bodies to continue to conduct virtual meetings as long as there is a gubernatorially-proclaimed public emergency in combination with (1) local health official recommendations for social distancing or (2) adopted findings that meeting in person would present an imminent risk to health or safety of attendees. AB 361 became effective on October 1, 2021 and will sunset on January 1, 2024.

AB 361 also requires that, if the state of emergency remains active for more than 30 days, the legislative body must make findings by majority vote every 30 days to continue using the bill's exemption to the Brown Act teleconferencing rules. The findings demonstrate the need for teleconferencing persists due to the nature of the ongoing public health emergency. Effectively, this means that legislative bodies must either agendaize a Brown Act meeting once every thirty days to make these findings, or, if a legislative body has not made such findings within the prior 30 days, the legislative body must re-adopt the initial findings if it wishes to conduct a remote meeting.

**DISCUSSION:**

California Department of Public Health and the federal Centers for Disease Control and Prevention ("CDC") caution that the Delta variant of COVID-19, currently the dominant strain of COVID-19 in the country, is more transmissible than prior variants of the virus, may cause more severe illness, and that even fully vaccinated individuals can spread the virus to others resulting in rapid and alarming rates of COVID-19 cases and hospitalizations (<https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html>).

On September 28, 2021, in the interest of public health and safety, as affected by the state of emergency caused by the spread of COVID-19, the Board of Supervisors issued a finding that meeting in person would present imminent risks to the health or safety of attendees, and decided to invoke the provisions of AB 361 related to teleconferencing for Board meetings. The Board also strongly encouraged other County legislative bodies to make a similar finding and continue meeting remotely through teleconferencing; and

Accordingly, we recommend that the San Mateo County Child Care Partnership Council Leadership and Impact Committee avail itself of the provisions of AB 361 allowing continuation of online meetings by adopting findings to the effect that conducting in-person meetings would present an imminent risk to the health and safety of attendees. A resolution to that effect and directing staff to take such other necessary or appropriate actions to implement the intent and purposes of the resolution, is attached hereto.

**FISCAL IMPACT:**

None

**RESOLUTION FINDING THAT, AS A RESULT OF THE CONTINUING COVID-19 PANDEMIC STATE OF EMERGENCY DECLARED BY GOVERNOR NEWSOM, MEETING IN PERSON FOR THE SAN MATEO COUNTY CHILD CARE PARTNERSHIP COUNCIL LEADERSHIP AND IMPACT COMMITTEE WOULD PRESENT IMMINENT RISKS TO THE HEALTH OR SAFETY OF ATTENDEES**

**WHEREAS**, on March 4, 2020, pursuant to Government Code section 8550, et seq., Governor Newsom proclaimed a state of emergency related to the COVID-19 novel coronavirus, and subsequently, the San Mateo County Board of Supervisors (“Board”) declared a local emergency related to COVID-19, and the proclamation by the Governor and declaration by the Board remain in effect;

**WHEREAS**, on March 17, 2020, Governor Newsom issued Executive Order N- 29-20, which suspended certain provisions in the California Open Meeting law, Government Code section 54950, et seq. (the “Brown Act”), related to teleconferencing by legislative bodies, provided certain requirements were met and followed; and

**WHEREAS**, on June 11, 2021, the Governor issued Executive Order N-08-21, which extended provisions of Executive Order N-29-20 that waive otherwise-applicable Brown Act requirements related to remote/teleconference meetings by legislative bodies through September 30, 2021; and

**WHEREAS**, on September 16, 2021, Governor Newsom signed AB 361 into law, and AB 361 provides that a legislative body subject to the Brown Act may continue to meet without complying with the otherwise-applicable requirements in the Brown Act related to remote/teleconference meetings by legislative bodies, provided that a state of emergency has been declared and the legislative body determines that meeting in person would present imminent risks to the health or safety of attendees, and provided that the legislative body makes such finding at least every thirty (30) days during the term of the declared state of emergency; and bodies, provided that a state of emergency has been declared and the legislative body determines that meeting in person would present imminent risks to the health or safety of attendees, and provided that the legislative body makes such finding at least every thirty (30) days during the term of the declared state of emergency; and

**WHEREAS**, California Department of Public Health and the federal Centers for Disease Control and Prevention (“CDC”) caution that the Delta variant of COVID-19, currently the

dominant strain of COVID-19 in the country, is more transmissible than prior variants of the virus, may cause more severe illness, and that even fully vaccinated individuals can spread the virus to others resulting in rapid and alarming rates of COVID-19 cases and hospitalizations (<https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html>); and

**WHEREAS**, on September 28, 2021, in the interest of public health and safety, as affected by the state of emergency caused by the spread of COVID-19, the Board issued a finding that meeting in person would present imminent risks to the health or safety of attendees, and decided to invoke the provisions of AB 361 related to teleconferencing for meetings of the Board; and

**WHEREAS**, the Board also strongly encouraged other County legislative bodies to make a similar finding and continue meeting remotely through teleconferencing; and

**WHEREAS**, the San Mateo County Child Care Partnership Council Leadership and Impact Committee has an important governmental interest in protecting the health, safety and welfare of those who participate in its meetings; and

**WHEREAS**, in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, the San Mateo County Child Care Partnership Council Leadership and Impact Committee finds that meeting in person would present imminent risks to the health or safety of attendees, and the San Mateo County Child Care Partnership Council Leadership and Impact Committee will therefore invoke the provisions of AB 361 related to teleconferencing for meetings of the San Mateo County Child Care Partnership Council.

**NOW, THEREFORE, IT IS HEREBY DETERMINED AND ORDERED** that

1. The recitals set forth above are true and correct.
2. The San Mateo County Child Care Partnership Council Leadership and Impact Committee finds that meeting in person would present imminent risks to the health or safety of attendees.
3. Staff is directed to take such other necessary or appropriate actions to implement the intent and purposes of this resolution.

**San Mateo County Child Care Partnership Council**  
**Leadership and Impact Committee**  
**Meeting Minutes**  
**Thursday, January 20, 2022**  
**Virtual Meeting via Zoom**

**CCPC Members Present:** Michelle Blakely, Julie Cates, Heather Cleary, David Fleishman, Heather Hopkins, Jennifer Pifeleti, Liz Scully, Tal Tamir, Christine Thorsteinson, Guillermo Vasquez

**Members of the Public:** Meg Aminto, Kristen Anderson, Angel Barrios, Dayna Chung, Stephanie Coy, Sean Gallagher, Margot Grant Gould, Diana Harlick, Susan Jeong, JoJo Rubio, Lisa Shaanan, Alyson Suzuki, Randy Torrijos, Linda Wolin

**Staff/Minutes:** Sarah Kinahan

**1. Call to Order**

Michelle Blakely called the meeting to order at 1:04 pm.

**2. Action to adopt a resolution finding that, as a result of continuing COVID-19 pandemic state of emergency, meeting in person for the Child Care Partnership Council’s Leadership and Impact Committee would present imminent risks to the health or safety of attendees (Attachments #1A and #1B)**

- Moved by: Heather Hopkins      Seconded by: Julie Cates
- Vote: All voted in favor

**3. Approval of Leadership-Impact Committee Meeting Minutes from November 15, 2021, and Agenda for January 20, 2022 Meeting**

- Moved by: Jennifer Pifeleti      Seconded by: Julie Cates
- Vote: All voted in favor

**4. Leadership and Impact Committee Updates and Check-in (Michelle Blakely)**

Michelle had everyone introduce themselves because many new people were able to attend the committee due to meeting at a new time.

**5. COVID-19 Updates (Michelle Blakely)**

The *Child Care Response Team* (CCRT) wound down in December 2021 with the expectation that COVID-19 response efforts would transition to the Child Care Partnership Council and other standing collaboratives. Sarah shared a slideshow recapping the work of the CCRT between March 2020 and December 2021.

Alyson and David shared updates on the approach the getting *rapid antigen tests* to child care providers. Alyson shared that the San Mateo County Office of Education is getting an allotment of kits from County Health that are intended for low-income families and the staff working in child care programs serving this population. Kits will

be distributed to all Title V and Head Start centers, as well as providers serving children ages 0-5 and being paid through 4Cs subsidy vouchers. David shared that 4Cs put in a request to the State for test kits and masks, but does not yet know when those supplies will arrive. These supplies are intended for the whole child care community.

Margot presented an overview of the *County's pandemic response and recovery efforts*, highlighting how the County has allocated federal relief funds. In total, the County will receive \$84.5 million from the *American Rescue Plan Act (ARPA)*. The Board of Supervisors (BOS) will soon be considering recommendations for how to allocate the remaining ARPA funds that have not yet been allocated. \$10 million from the first tranche of ARPA is still available; on February 8, the BOS will hear a recommendation to use \$900,000 for Build Up family child care expansion grants paired with \$100,000 for a facilities consultant. Support for summer learning, \$3 million, is also being recommended for tranche 1. From the second tranche, it is being recommended that 16% of the funds be directed to a "Children" portfolio of child care and extended learning (\$13.5 million). In addition, the recommendation is to allocate 8% to Workforce Development that will include careers in child care and extended learning. Of the funding being recommended for child care, \$6 million would go toward operating support grants to support the recovery of our existing child care providers. Margot reviewed and took feedback on the framework for these grants. Some of the feedback included: 1) keep grants simple; 2) base grant size on licensed capacity, not current enrollment; 3) set an eligibility date that allows for programs that have opened since start of pandemic to be eligible. The group emphasized the need to support the early learning and care workforce as much as possible. The BOS will hear recommendations for tranche 2 in the Spring.

#### **6. Governor's January Budget Proposal (Sarah Kinahan)**

Sarah presented an overview of the Governor's January Budget Proposal for 2022-23. Sarah praised the emphasis on child and family supports in the budget, but suggested that we still need further investments in child care specifically. We will be tracking the evolution of the federal "Build Back Better" plan – this is seen as having significant potential to support shortfalls in child care.

Providers reported that they are starting to see the impact of the rate reform that was implemented in January 2022. Heather reported that Peninsula Family Service has been able to use the new funds to raise wages. Continuing rate reform in 22-23 and including a 5.33% COLA are greatly appreciated.

The group brainstormed recommendations for advocacy around what is missing from the budget:

- Include a Hold harmless for 22-23
- Add more CSPP funds for community-based providers, not just LEAs
- Consider supporting bill being developed by Senator Becker to support child nutrition in child care programs
- Address the shortage of qualified early childhood mental health consultants and home visitors
- Include additional funding for facilities

#### **7. Prepare for New Legislative Session (Sarah Kinahan)**

Sarah is starting to prepare our 2022 legislation tracker. We will review bills at our next meeting.

### **8. Discuss Emerging Hot Topics (Michelle Blakely)**

Liz shared the need for a specific pathway for family child care providers pursuing higher education at the San Mateo County Community College District.

Michelle shared that we will be changing the time of the Leadership and Impact Committee moving forward to allow for greater participation.

### **9. Adjournment**

Michelle Blakely adjourned the meeting at 2:30 pm.