



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, November 15, 2021, 09:00 a.m. – 10:15 a.m.

Website Link:

<https://smcgov.zoom.us/j/92379820659>

Meeting ID: 923 7982 0659 Passcode: 004877

Call to Order	Michelle Blakely
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 <i>ATTACHMENTS 1A AND 1B</i>	Michelle Blakely <i>ACTION ITEM</i>
Approval of November 15, 2021 Leadership and Impact Committee Meeting Agenda and Meeting Minutes for September 20, 2021 <i>ATTACHMENT 2</i>	Michelle Blakely <i>ACTION ITEM</i>
Item #1: Leadership and Impact Committee Updates and Check-in	Michelle Blakely
Item #2: Review CCPC 2020-21 Legislation Tracker and Discuss Priorities for 2022	Michelle Blakely
Item #3: Discuss Development of a CCPC Event Focused on Addressing Institutional Racial Inequities	Michelle Blakely
Item #4: Discuss Emerging “Hot Topics”	Michelle Blakely
Adjournment	Michelle Blakely

*The next Leadership and Impact Committee meeting is
Monday, January 24, 2022: 9:00 a.m. to 10:15 a.m.*

Date: November 15, 2021

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On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which rescinded his prior Executive Order N-29-20 and set a date of October 1, 2021 for public agencies to transition back to public meetings held in full compliance with the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
Monday, September 20, 2021, 9:00am
Virtual Meeting via Zoom

CCPC Members Present: Michelle Blakely, Julie Cates, David Fleishman, Heather Hopkins, Jennifer Pifeleti, Guillermo Vasquez

Members of the Public: Kristen Anderson, Diana Harlick, Randy Torrijos

Minutes: Michelle Blakely

1. Call to Order

Michelle Blakely called the meeting to order at 9:04am.

2. Approval of Leadership-Impact Committee Meeting Minutes from June 21, 2021, and Agenda for September 20, 2021 Meeting

- Moved by: Julie Cates Seconded by: David Fleishman
- Vote: All voted in favor

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

Michelle Blakely gave an update on the CCRT (Child Care Response Team). The CCRT launched as a response to COVID and the recovery with no intention of continuing in perpetuity. The initial purpose of the CCRT was to coordinate communications regarding health guidance and distribution of PPE supplies (4Cs and F5). Several CCPC members are on the CCRT. CCRT envisions transitioning some of the work to the LPC and had planned to stop convening in September. However, with the Delta Variant and the continued concerns for mask mandates and healthy guidance, the CCRT decided to keep meeting. The suggestion was made that the CCRT set a date to wrap-up and transition to other working groups.

Next Steps: Provide an update on the CCRT at the next CCPC meeting.

4. Brainstorm for possible Racial Equity Panel (Michelle Blakely)

The group discussed the idea of having a panel of Equity Officers present to the CCPC. One purpose would be to hear about San Mateo County's Diversity-Equity-Inclusion (DEI) framework and recently launched efforts. This work is aligned with the County's Pandemic Recovery Equity workgroup and the County's years of participating in GARE (Government Alliance on Race and Equity). Could be an avenue for CCPC members to become more involved considering child care is a high need priority across multiple sectors. Another purpose of the panel presentation could be to engage in discussion on applying a DEI framework within the child care community. The group welcomed the idea for the panel and affirmed the importance of the topic. Suggestions for the panel included:

- Provide 2- 3 questions to the panelists prior and orient to the context of the child care community

- Acknowledge that many of us are in meetings, participating in discussions, and working on DEI locally, regionally and statewide. A need to define CCPC's role in elevating and communicating our efforts.
- Panel should focus on Diversity, Equity, Race, and Inclusion. Affirmation that the subject of DEI is layered and important.
- Include discussion of how racism and bias impact outcomes.

Next Steps: Michelle and Sarah Kinahan will connect and plan.

5. Review State Budget and Legislation (All)

The group reviewed the Budget update included in the CCPC Coordinator's report for September 20. Key Discussion Topics:

- Planning for TK needs to happen soon; group is unclear on what planning is already taking place.
- The state has been providing updates on facilities grants. The group raised concerns that San Mateo County may not have enough "perceived" need for new facilities and or FCC homes to receive or make SMC competitive for funding. Details of priority areas and requirements for the facility grants have not been finalized. Build Up and partners will advocate where possible.
- Discussion and wondering about Basic Aid Districts' funding. The group had questions about which districts in SMC fit into this category and if these districts receive extra funding per child. The group would like more information on this funding to understand if there are opportunities for early learning and care.

6. Update on the Child Care Response Team (Michelle Blakely)

See notes for Item # 3 above.

7. Discuss Emerging Hot Topics (All)

- The Big Lift is seeing low enrollment. The group discussed possible reasons related to COVID, health concerns and child care arrangements since many are still working from home. Santa Clara has a communications campaign to increase enrollment that may be something we could replicate in SMC.
- Workforce scarcity/shortage: many vacant teacher openings.
- The group discussed the uncertainty about whether these trends in enrollment and workforce shortage would continue long-term.
- Looking forward to the CCPC's Needs Assessment in 2022.
- Julie Cates shared a slide deck with an update on the spending timelines for federal relief funds.
- Julie also provided an update on a statewide meeting on shared services that she attended.

Next Steps: CCPC will look into partnering on a communications campaign to address low enrollment and health and safety concerns about attending early learning and care programs.

8. Adjournment

Michelle Blakely adjourned the meeting at 10:15am.