

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF RIVERSIDE, CALIFORNIA, WAIVING THE COMPETITIVE PROCUREMENT REQUIREMENTS OF RESOLUTION NO. 23256 TO ALLOW FOR THE PURCHASE OF GOODS, PRODUCTS AND SERVICES IN CONNECTION WITH THE CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY FUNDING FROM THE STATE OF CALIFORNIA.

WHEREAS, on March 27, 2020, President Donald Trump signed the Coronavirus Aid, Relief, and Economic Security (CARES) Act into law to provide emergency appropriations during the Coronavirus pandemic (COVID-19); and

WHEREAS, the CARES Act provided funding for governments was also included through the creation of the Coronavirus Relief Fund ("CRF"), which allocated \$150 billion to various State, local and Tribal governments; and

WHEREAS, the City of Riverside ("City") was not eligible for any of the CRF and

WHEREAS, the Big City Mayors, of which Mayor Bailey is a member, engaged the State's legislative leaders and California Governor Gavin Newsom to solicit support for the creation of a dedicated funding opportunity for the seven cities, which included Riverside, that did not receive a direct allocation from the CRF; and

WHEREAS, this targeted advocacy effort resulted in the inclusion of a specific \$225 million set-aside for the seven cities as part of the recently approved State budget with Riverside receiving \$27,991,888; and

WHEREAS, Riverside must use the funds to support activities and expenses that promote public health and safety in response to the COVID-19 public health emergency, including, among other things, implementation of social distancing guidelines in public facilities including testing and contact tracing, services for vulnerable populations, including increased caseload, and items permitted pursuant to guidance provided by the United States Treasury Department, as allowable expenditures that support the state's COVID-19 response; and

1 WHEREAS, funding to local governments pursuant to Control Section 11.90 of the  
2 Budget Act of 2020 is contingent on the local jurisdiction's adherence to federal guidance and  
3 the state's stay-at-home requirements and other health requirements as directed in gubernatorial  
4 Executive Order N-33-20, subsequent executive orders or statutes, and all State Department of  
5 Public Health orders, directives, and guidance issued in response to the COVID-19 public health  
6 emergency. Local governments are required to certify compliance to the Department of Finance;  
7 and

8 WHEREAS, cities must use the funds according to federal law and are encouraged to  
9 prioritize these funds to support efforts by counties and Continuums of Care to address the  
10 impact of the COVID-19 pandemic on people experiencing homelessness; and

11 WHEREAS, the funds must be encumbered by September 1, 2020, and if not, the  
12 California Director of Finance may reallocate the funds to any item of appropriate for other  
13 allowable activities; and

14 WHEREAS, the CRF does not require formal procurement or competitive bidding in  
15 order to encumber the funds; and

16 WHEREAS, in order to ensure that the City is able to encumber the funds by September  
17 1, 2020, within the parameters of the allocation, the competitive procurement requirements of the  
18 Purchasing Resolution No. 23256 must be waived.

19 NOW, THEREFORE, IT IS RESOLVED by the City Council of the City of Riverside,  
20 California, as follows:

21 Section 1: On the basis of the foregoing recitals and the staff report accompanying this  
22 Resolution, the competitive procurement requirements of Resolution No. 23256 are hereby  
23 waived for the purposes of obtaining goods, products and services in connection with the  
24 Coronavirus Aid, Relief, and Economic Security Act and the allocation by the State of California  
25 in the Budget Act of 2020 ("Allocation").

26 Section 2: The Purchasing Manager is authorized to issue purchase orders that do not  
27 exceed the total sum of \$27,991,888 for the goods, products and services directly connected to  
28 the Allocation.

Section 3: The City Manager is hereby authorized to execute any and all contracts, documents and agreements that are required in connection with the Allocation, up to a total amount of the Allocation.

ADOPTED by the City Council this 21st day of July, 2020.

WILLIAM R. BAILEY, III  
Mayor of the City of Riverside

Attest:

COLLEEN J. NICOL  
City Clerk of the City of Riverside

I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City at its meeting held on the 21st day of July, 2020, by the following vote, to wit:

Ayes: Councilmembers Edwards, Melendrez, Fierro, Conder, Perry, and Hemenway and Councilwoman Plascencia

Noes:           None

Absent: None

Abstain:       None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of  
the City of Riverside, California, this 22nd day of July, 2020.

COLLEEN J. NICOL  
City Clerk of the City of Riverside

CA 20-0630