

1 [Grant Amendment - Eviction Defense Collaborative, Inc. - Not to Exceed \$6,280,000 for an
2 Aggregate Amount of \$11,391,504]

3 **Resolution approving and authorizing the Mayor and the Director of the Mayor’s Office**
4 **of Housing and Community Development (“MOHCD”) to execute an amendment to a**
5 **grant agreement with Eviction Defense Collaborative, Inc., to increase the grant amount**
6 **by an amount not to exceed \$4,400,000 for a Grant Agreement total in the amount of**
7 **\$6,280,000 and aggregate grant amount of \$11,391,504 related to the provision of**
8 **eviction-related legal assistance through MOHCD’s Tenant Right to Counsel Program**
9 **to eligible San Francisco tenants effective upon approval of this Resolution, with no**
10 **changes to the term of January 1, 2023, through June 30, 2024; approving the form of**
11 **and authorizing the execution of the grant agreement; and granting general authority to**
12 **City officials to take actions necessary to implement this Resolution, as defined herein.**

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14 WHEREAS, San Francisco voters passed the No Eviction Without Representation Act
15 of 2018 (Proposition F) on June 5, 2018 establishing a policy that tenants facing eviction shall
16 have a right to legal representation in eviction proceedings and the City and County of San
17 Francisco shall provide such legal representation to tenants to assist in the fair administration
18 of justice; and

19 WHEREAS, MOHCD administers a variety of eviction and displacement prevention
20 programs that provide legal assistance, education, outreach, tenant-landlord mediation,
21 technical assistance to housing providers, and emergency rental assistance and tenant-based
22 subsidies; and

23 WHEREAS, The City and County of San Francisco, acting through the Mayor’s Office
24 of Housing and Community Development (“MOHCD”), administers the Tenant Right to
25

1 Counsel Program in collaboration with eight legal services organizations that provide legal
2 services to San Francisco tenants; and

3 WHEREAS, One of these legal services organizations, Eviction Defense Collaborative,
4 Inc., serves as the Tenant Right to Counsel Program’s lead partner and manages its referral
5 process; and

6 WHEREAS, MOHCD issued a Request for Proposals dated August 26, 2019, for San
7 Francisco legal services organizations to provide Tenant Right to Counsel Program services
8 (“RFP”); and

9 WHEREAS, Eviction Defense Collaborative, Inc. (“Grantee”) was selected by MOHCD
10 under the RFP to provide legal services to San Francisco tenants and coordinate the referral
11 process among legal service providers; and

12 WHEREAS, San Francisco voters passed Proposition C on November 6, 2018 that
13 imposed additional business taxes to establish a dedicated fund (Our City, Our Home Fund)
14 to provide services for people experiencing homelessness and to prevent homelessness; and

15 WHEREAS, Up to fifteen percent of the Our City, Our Home Fund could be allocated to
16 homelessness prevention programs, including the Tenant Right to Counsel Program; and

17 WHEREAS, the Department of Homelessness and Supportive Housing (“HSH”) has
18 allocated funds from the Our City, Our Home Fund (“OCOH Fund”) to MOHCD for this
19 purpose; and

20 WHEREAS, During fiscal year 2023-2024, MOHCD has provided two grants to the
21 Grantee to provide Tenant Right to Counsel Program services to tenants and subcontracts
22 with legal services organizations AIDS Legal Referral Panel of the SF Bay Area and Open
23 Door Legal, as follows: 1) a Grant Agreement dated August 7, 2023, in an amount not to
24 exceed \$5,111,504 using various fund sources (“General Grant Agreement”), and 2) a Grant
25 Agreement dated January 1, 2023 in an amount not to exceed \$1,880,000 using funds from

1 the OCOH Fund (“OCOH Grant Agreement”), and the General Grant Agreement and the
2 OCOH Grant Agreement are on file with the Clerk of the Board in File No. 231201; and

3 WHEREAS, MOHCD desires to increase the grant amount under the OCOH Grant
4 Agreement in an amount not to exceed \$4,400,000 for a total grant amount of \$6,280,000
5 pursuant to an Amendment to Grant Agreement in substantially the form on file with the Clerk
6 of the Board in File No. 231201, and in such final form as approved by the Director of MOHCD
7 and the City Attorney (“EDC Amendment”); and

8 WHEREAS, The aggregate amount of grant funds to the Grantee under the General
9 Grant Agreement and the OCOH Grant Agreement, as amended by the EDC Amendment, for
10 fiscal year 2023-2024 will equal \$11,391,504; now, therefore, be it

11 RESOLVED, That the Board of Supervisors hereby approves the OCOH Grant
12 Agreement as amended by the EDC Amendment, and authorizes the Mayor and the Director
13 of MOHCD or the Director’s designee to enter into the EDC Amendment for the provision of
14 Tenant Right to Counsel Program services (including, without limitation, modifications of the
15 OCOH Grant Agreement, and preparation and attachment of, or changes to, any of all of the
16 exhibits and ancillary agreements) and any other documents or instruments necessary in
17 connection therewith, that the Director determines, in consultation with the City Attorney, are
18 in the best interest of the City, do not materially increase the obligations or liabilities for the
19 City or materially diminish the benefits of the City, or are necessary or advisable to effectuate
20 the purposes and intent of this Resolution and are in compliance with all applicable laws,
21 including the City Charter; and, be it

22 FURTHER RESOLVED, That all actions authorized and directed by this Resolution and
23 heretofore taken are hereby ratified, approved and confirmed by this Board of Supervisors;
24 and be it

25 FURTHER RESOLVED, That within thirty (30) days of the EDC Amendment being fully

1 executed by all parties, MOHCD shall provide each fully executed EDC Amendment to Clerk
2 of the Board for inclusion into the official file.

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