

1 [Accept and Expend Grant - Retroactive - U.S. Department of the Treasury - Emergency  
2 Rental Assistance Program - \$26,209,982.70]

3 **Resolution retroactively authorizing the Mayor, on behalf of the City and County of San**  
4 **Francisco, to accept and expend the City’s Emergency Rental Assistance funding from**  
5 **the U.S. Department of the Treasury, in the amount of \$26,209,982.70 for a period**  
6 **beginning January 8, 2021, through December 31, 2021.**

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8 WHEREAS, The Consolidated Appropriations Act, 2021, Public Law 116-260 (“Section  
9 501”), was signed into law on December 27, 2020, and Division N, Section 501(a) of the Act  
10 provides \$25 billion to the U.S. Department of the Treasury for the Emergency Rental  
11 Assistance program (ERA); and

12 WHEREAS, The ERA program provides funding to eligible grantees to assist  
13 households that are unable to pay rent and utilities due to the COVID-19 pandemic, and the  
14 funding amount is determined by the eligible grantee’s U.S Census Bureau population data;  
15 and

16 WHEREAS, Eligible grantees include States, U.S. territories, local governments with  
17 more than 200,000 residents, the Department of Hawaiian Homelands, and Indian tribes or  
18 the tribally designated housing entity of an Indian tribe; and

19 WHEREAS, San Francisco is an eligible grantee and received an award for an  
20 allocation of \$26,209,982.70 in ERA funds; and

21 WHEREAS, ERA funds are required to serve eligible households, with no less than  
22 ninety percent for financial assistance such as rent, rental arrears, utilities and home energy  
23 costs, utility and home energy cost arrears, and other expenses related to housing, and no  
24 more than ten percent housing stability services, including case management, other services  
25 intended to keep households stably housed, and administrative costs; and

1           WHEREAS, The proposed grant does not allow use of grant on indirect costs; and

2           WHEREAS, The proposed grant does not require an Annual Salary Ordinance  
3 amendment; now, therefore, be it

4           RESOLVED, That the Mayor of the City and County of San Francisco is hereby  
5 authorized to retroactively accept and expend the ERA funding from Treasury in accordance  
6 with the purposes and goals for the funding; and, be it

7           FURTHER RESOLVED, That the Board of Supervisors does hereby approve the  
8 purposes and goals for ERA Program funding as set forth in the Expenditure Schedule for  
9 recipient agencies and departments; and, be it

10          FURTHER RESOLVED, That the Mayor is hereby authorized to enter into and execute  
11 agreements between the City and County of San Francisco and various agencies consistent  
12 with the ERA Program and the Expenditure Schedule; and, be it

13          FURTHER RESOLVED, That the Mayor is hereby authorized to submit documentation  
14 and certifications as may be requested or required by Treasury, and to take such additional  
15 actions as may be required to accept and expend the ERA funds consistent with this  
16 Resolution and the goals of the ERA Program and all applicable legal requirements, and any  
17 such actions are solely intended to further the purposes of this Resolution, and are subject in  
18 all respect to the terms of this Resolution, and any such action cannot increase the risk to the  
19 City, or require the City to expend any resources, and that the Mayor shall consult with the  
20 City Attorney prior to execution and provided that within 30 days of the agreements approved  
21 by this Resolution being executed by all parties, such final documents (showing marked  
22 changes, if any) shall be provided to the Clerk of the Board, for inclusion in the official file,  
23 together with a brief explanation of any actions from the date of the adoption of this  
24 Resolution; and, be it

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1           FURTHER RESOLVED, That the Board of Supervisors requests a monthly written  
2 report from the Mayor’s Office of Housing and Community Development to the Clerk of the  
3 Board on the amount of federal rent relief funds received by each landlord in San Francisco,  
4 until all funds have been distributed; and, be it

5           FURTHER RESOLVED, That all actions heretofore taken by the officers of the City  
6 with respect to the application for or the acceptance or expenditure of ERA funds, as  
7 consistent with the documents herein and this Resolution, are hereby approved, confirmed  
8 and ratified.

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1 Recommended:

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3 /s/  
Eric D. Shaw, Director

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5 Approved:

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7 /s/  
London N. Breed, Mayor

/s/  
Ben Rosenfield, Controller

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