

1 [Apply for, Accept, and Expend Grant - United States Department of Housing and Urban
2 Development - Housing Opportunities for Persons with AIDS Coronavirus (HOPWA-CV)
3 Program - \$1,028,483]

4 **Resolution approving the CARES Act Housing Opportunities for Persons with AIDS**
5 **Coronavirus (HOPWA-CV) Program; and authorizing the Mayor, on behalf of the City**
6 **and County of San Francisco, to apply for, accept, and expend the City’s CARES Act**
7 **HOPWA-CV Program entitlement from the United States Department of Housing and**
8 **Urban Development in the amount of \$1,028,483 for the period of July 1, 2020, through**
9 **June 30, 2023.**

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11 WHEREAS, Under the AIDS Housing Opportunity Act, Subtitle D of Title VIII of the
12 National Affordable Housing Act of 1990, Public Law Number 101-625, the City and County of
13 San Francisco is eligible to apply for and receive funds from the Housing Opportunities for
14 Persons with AIDS (HOPWA) Program; and,

15 WHEREAS, The Coronavirus Aid, Relief, and Economic Security Act (CARES Act),
16 Public Law 116-136, was signed into law on March 27, 2020, to respond to the effects of the
17 public health crisis caused by the COVID-19 pandemic; and

18 WHEREAS, The CARES Act allocated \$65 million in HOPWA-CV funds to be used to
19 prevent, prepare for, and respond to COVID-19, of which \$53.7 million shall be allocated
20 based on fiscal year 2020 HOPWA formula; and

21 WHEREAS, San Francisco’s received an award letter for a HOPWA-CV allocation
22 based on the fiscal year 2020 HOPWA formula for \$1,028,483; and

23 WHEREAS, HOPWA-CV eligible uses include maintaining operations for rental
24 assistance, supportive services, and other necessary actions, to prepare, prevent, and
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1 respond to coronavirus, including reimbursement for the costs of eligible activities incurred
2 during the pandemic regardless of date; and

3 WHEREAS, The CARES Act authorizes the Secretary to grant waivers and alternative
4 requirements of statutes and regulations to expedite and facilitate the use of funds to prepare
5 for and respond to COVID-19, including the following flexibilities: may deviate from applicable
6 procurement standards when using these funds to procure goods and services; and, the
7 availability of a 5-day public comment period for amendments to the Consolidated Plan/Action
8 Plan to prevent, prepare for, and respond to coronavirus; and

9 WHEREAS, The HOPWA-CV Expenditure Plan was posted on Mayor's Office of
10 Housing and Community Development's (MOHCD) website on June 8, 2020, and will be open
11 for public comment for five days, a copy of which is incorporated in File No. _____; and

12 WHEREAS, The City and County of San Francisco is responsible for distributing a
13 portion of the HOPWA funds to the County of San Mateo as the lead agency for the San
14 Francisco Eligible Metropolitan Statistical Area (EMSA); and,

15 WHEREAS, MOHCD has prepared programs and a proposed Expenditure Schedule
16 for HOPWA-CV funding, including the distributions to the County of San Mateo, a copy of
17 which is located in Clerk of the Board of Supervisors File No. _____ (the "Expenditure
18 Schedule"); and,

19 WHEREAS, The proposed grant does not require an Annual Salary Ordinance
20 amendment; and,

21 WHEREAS, HUD does not allow use of grant on indirect costs; now, therefore, be it

22 RESOLVED, That the Mayor of the City and County of San Francisco is hereby
23 authorized to apply for, accept, and expend the City's HOPWA-CV Program entitlement grant
24 from HUD, all in accordance with the purposes and goals for the funding as generally set forth
25 in the 2020-2024 Five Year Consolidated Plan and the Expenditure Schedule; and, be it

1 FURTHER RESOLVED, That the Board of Supervisors does hereby approve the
2 purposes and goals for HOPWA-CV Program funding as set forth in the Expenditure Schedule
3 for recipient agencies and departments; and, be it

4 FURTHER RESOLVED, That the Board of Supervisors hereby waives inclusion of
5 indirect costs in the grant budget; and, be it

6 FURTHER RESOLVED, That the Mayor is hereby authorized to enter into and execute
7 agreements between the City and County of San Francisco and the various agencies
8 consistent with the HOPWA-CV Program and the Expenditure Schedule; and, be it

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

21 FURTHER RESOLVED, That all actions heretofore taken by the officers of the City
22 with respect to the application for, or the acceptance or expenditure of, HOPWA-CV funds as
23 consistent with the documents herein and this Resolution, are hereby approved, confirmed
24 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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