

1 [Apply for, Accept, and Expend Grant - United States Department of Housing and Urban  
2 Development Emergency Solutions Grants Coronavirus (ESG-CV) Program - \$5,501,459]

3 **Resolution approving the CARES Act Emergency Solutions Grants Coronavirus (ESG-**  
4 **CV) Program; and authorizing the Mayor, on behalf of the City and County of San**  
5 **Francisco, to apply for, accept, and expend the City’s CARES Act ESG-CV Program**  
6 **entitlement from the United States Department of Housing and Urban Development, in**  
7 **the amount of \$5,501,459 for period beginning July 1, 2020, through June 30, 2023.**

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9 WHEREAS, Under the Stewart B. McKinney Homeless Assistance Act and Cranston  
10 Gonzalez National Affordable Housing Act of 1990, the Secretary of the U.S. Department of  
11 Housing and Urban Development (HUD) is authorized to make a grant to the City and County  
12 of San Francisco under the Emergency Solutions Grants Program (ESG); and,

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

16 WHEREAS, The CARES Act allocated \$4 billion in Emergency Solutions Grant  
17 Coronavirus (ESG-CV) funds to be used to prevent, prepare for, and respond to COVID-19, of  
18 which \$1 billion shall be allocated based on fiscal year 2020 ESG formula and \$3 billion shall  
19 be allocated to states and units of local government based on a separate formula to be  
20 developed by the Secretary of HUD; and

21 WHEREAS, San Francisco’s received an award letter for a ESG-CV allocation based  
22 on the fiscal year 2020 ESG formula for \$5,501,459; and

23 WHEREAS, ESG-CV eligible uses include the rehabilitation or conversion of buildings  
24 for use as emergency shelters for the homeless, payment of certain operating and social  
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1 service expenses in connection with emergency shelters and for homeless prevention  
2 activities, and other flexible uses for low and moderate-income individuals, including  
3 reimbursement for the costs of eligible activities incurred during the pandemic regardless of  
4 date; and

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

12 WHEREAS, The ESG-CV Expenditure Plan was posted on Mayor’s Office of Housing  
13 and Community Development’s website on June 8, 2020, and will be open for public comment  
14 for five days, a copy of which is incorporated in File No. \_\_\_\_\_; and

15 WHEREAS, The proposed grant does not require an Annual Salary Ordinance  
16 amendment; and

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

18 RESOLVED, That the Mayor of the City and County of San Francisco is hereby  
19 authorized to apply for, accept, and expend the ESG-CV entitlement from HUD in accordance  
20 with the purposes and goals for the funding as generally set forth in the 2020-24 Five-Year  
21 Consolidated Plan and the Expenditure Schedule; and, be it

22 FURTHER RESOLVED, That the Board of Supervisors does hereby approve the  
23 purposes and goals for ESG-CV Program funding as set forth in the Expenditure Schedule for  
24 recipient agencies and departments; and, be it

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

3           FURTHER RESOLVED, That the Mayor is hereby authorized to enter into and execute  
4 agreements between the City and County of San Francisco and various agencies consistent  
5 with the ESG Program and the Expenditure Schedule; and, be it

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

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