

1 [Board Response - Civil Grand Jury Report - A Progress Report about the San Francisco
2 Department of Homelessness and Supportive Housing]

3 **Resolution responding to the Presiding Judge of the Superior Court on the findings**
4 **and recommendations contained in the 2021-2022 Civil Grand Jury Report, entitled “A**
5 **Progress Report about the San Francisco Department of Homelessness and Supportive**
6 **Housing;” and urging the Mayor to cause the implementation of accepted findings and**
7 **recommendations through her department heads and through the development of the**
8 **annual budget.**

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10 WHEREAS, Under California Penal Code, Section 933 et seq., the Board of
11 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
12 Court on the findings and recommendations contained in Civil Grand Jury Reports; and

13 WHEREAS, In accordance with California Penal Code, Section 933.05(c), if a finding or
14 recommendation of the Civil Grand Jury addresses budgetary or personnel matters of a
15 county agency or a department headed by an elected officer, the agency or department head
16 and the Board of Supervisors shall respond if requested by the Civil Grand Jury, but the
17 response of the Board of Supervisors shall address only budgetary or personnel matters over
18 which it has some decision making authority; and

19 WHEREAS, Under San Francisco Administrative Code, Section 2.10(a), the Board of
20 Supervisors must conduct a public hearing by a committee to consider a final report of the
21 findings and recommendations submitted, and notify the current foreperson and immediate
22 past foreperson of the Civil Grand Jury when such hearing is scheduled; and

23 WHEREAS, In accordance with San Francisco Administrative Code, Section 2.10(b),
24 the Controller must report to the Board of Supervisors on the implementation of
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1 recommendations that pertain to fiscal matters that were considered at a public hearing held
2 by a Board of Supervisors Committee; and

3 WHEREAS, The 2021-2022 Civil Grand Jury Report, entitled “A Progress Report about
4 the San Francisco Department of Homelessness and Supportive Housing” (“Report”) is on file
5 with the Clerk of the Board of Supervisors in File No. 220724, which is hereby declared to be
6 a part of this Resolution as if set forth fully herein; and

7 WHEREAS, The Civil Grand Jury has requested that the Board of Supervisors respond
8 to Finding No. F4a and F4b, as well as Recommendation No. R4, contained in the subject
9 Report; and

10 WHEREAS, Finding No. F4a states: “As the 8th largest Department in City government,
11 HSH lacks independent oversight, unlike at least 50 other City departments, oversight which
12 can help assure greater transparency, accountability, and public input into its decision
13 making;” and

14 WHEREAS, Finding No. F4b states: “The current configuration of multiple,
15 uncoordinated, advisory groups empowered only to ‘review, recommend, and comment’ is
16 inefficient and ineffective;” and

17 WHEREAS, Recommendation No. R4 states: “The jury recommends that by October
18 15, 2022, the Board of Supervisors consider establishing a Commission for the Department of
19 Homelessness and Supportive Housing;” and

20 WHEREAS, In accordance with California Penal Code, Section 933.05(c), the Board of
21 Supervisors must respond, within 90 days of receipt, to the Presiding Judge of the Superior
22 Court on Finding Nos. F4a and F4b, as well as Recommendation No. R4, contained in the
23 subject Report; now, therefore, be it

24 RESOLVED, That the Board of Supervisors reports to the Presiding Judge of the
25 Superior Court that they agree with Finding No. F4a for reason as follows: the Department of

1 Homelessness and Supportive Housing (HSH) does not currently have an oversight
2 commission or body that oversees HSH's entire portfolio; and, be it

3 FURTHER RESOLVED, That the Board of Supervisors reports to the Presiding Judge
4 of the Superior Court that they disagree partially with Finding No. F4b for reason as follows:
5 while there are multiple advisory groups empowered only to "review, recommend, and
6 comment" on certain matters concerning HSH which could arguably be coordinated in a more
7 efficient way, the advisory bodies have done important work which has informed and
8 sometimes guided HSH's work; and, be it

9 FURTHER RESOLVED, That the Board of Supervisors reports that Recommendation
10 No. R4 has already been implemented, as the Board of Supervisors considered and
11 unanimously voted on July 19, 2022, to place the issue on the November 2022 ballot; and, be
12 it

13 FURTHER RESOLVED, That the Board of Supervisors urges the Mayor to cause the
14 implementation of the accepted findings and recommendations through her department heads
15 and through the development of the annual budget.