FILE NO. 260687 RESOLUTION NO.

[Temporary Shelter and Homeless Services - Behested Payment Waiver]

Resolution authorizing the Department of Homelessness and Supportive Housing's Executive Director, Chief Deputies, Deputy Directors and Program Directors to solicit donations from various private entities and organizations to support the expansion of temporary shelter and other homeless services to support people experiencing homelessness, notwithstanding the Behested Payment Ordinance.

WHEREAS, The Mission of the Department of Homelessness and Supportive Housing ("HSH" or "Department") is to prevent homelessness when possible and make homelessness rare, brief and one-time in the City and County of San Francisco ("the City") through the provision of coordinated, compassionate and high-quality services; and

WHEREAS, With the enactment of Resolution No. 319-18 in October 2018, the Board of Supervisors and Mayor London N. Breed declared a shelter crisis and affirmed San Francisco's commitment to a continuum of shelter and service options for people experiencing homelessness; and

WHEREAS, As of the 2026 Point-in-Time Count, there were approximately 7,973 people experiencing homelessness in San Francisco on any given night, 43% of whom were unsheltered; and

WHEREAS, In April 2023, the City released the five-year strategic plan "Home by the Bay: An Equity-Driven Plan to Prevent and End Homelessness in San Francisco" which calls for resources including 1,075 new shelter beds to meet the goals set out in the plan, including the goal to reduce unsheltered homelessness by 50%; and

WHEREAS, In March 2025, Mayor Daniel Lurie announced his Breaking the Cycle Initiative framework that is supported by philanthropic and private partnerships to more

effectively get people off the street and connected to services, prevent people from becoming unhoused, maintain safety and cleanliness in public spaces, and better manage taxpayer resources; and

WHEREAS, HSH has established successful and innovative public-private partnerships to expand shelter and other services to meet the critical needs of people experiencing unsheltered homelessness; and

WHEREAS, The Mayor's Fund for the Homeless (Administrative Code, Section 10.100-106) was established as a category eight fund to receive all private donations, grants, gifts and bequests of money, to assist people in need finding long-term housing and overcome barriers to employment by supporting outreach services, shelters, navigation centers, flexible housing assistance, housing and other resources; and

WHEREAS, HSH, as the designated administrator of the Mayor's Fund for the Homeless (Administrative Code, Section 10.100-106) is required to report regularly to the Homeless Oversight Commission on deposits and expenditures from the fund, as well as furnish an annual report to the Board of Supervisors showing such gifts received, the nature or amount of said gifts, and the disposition thereof (Administrative Code, Section 10.100); and

WHEREAS, HSH works with philanthropic organizations, private companies, and community stakeholders including homeless service providers, often through grant agreements to support homeless-related initiatives including those under Breaking the Cycle; and

WHEREAS, On October 17, 2023, the Board of Supervisors unanimously approved Resolution No. 483-23 authorizing a waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for the Office of the Mayor and HSH, to the extent that is restricts the Mayor, Executive Director of HSH, and officers and employees of the Office of the Mayor and HSH from soliciting financial support or

in-kind goods or services, from persons or entities that would be considered interested parties, to support expansion of temporary shelter or other homeless services; and

WHEREAS, On March 26, 2024, the Board of Supervisors unanimously approved Resolution No. 125-24 authorizing a six-month waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for the Office of the Mayor and HSH that expired on October 18, 2024; and

WHEREAS, On October 22, 2024, the Board of Supervisors unanimously approved Resolution No. 517-24 authorizing a six-month waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for the Office of the Mayor and HSH that expired on April 17, 2025; and

WHEREAS, On February 11, 2025, the Board of Supervisors unanimously approved Ordinance No. 010-25 authorizing the Office of the Mayor for six months to solicit donations from various private entities and organizations to support the City's work on the Core Initiatives, which include Projects Addressing Homelessness, notwithstanding the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.); and

WHEREAS, On March 25, 2025, the Board of Supervisors approved Resolution No. 126-25 authorizing a waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for HSH's Executive Director and following employees of HSH: Chief Deputies, Deputy Directors, and Program Directors for a period of six months beginning on April 15, 2025; and

WHEREAS, On December 2, 2025, the Board of Supervisors approved Resolution No. 569-25 authorizing a waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for HSH's Executive Director and

following employees of HSH: Chief Deputies, Deputy Directors, and Program Directors for a period of six months beginning December 5, 2025; and

WHEREAS, HSH seeks a new waiver of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Sections 3.600 et seq.) for the Executive Director and the following employees of HSH: Chief Deputies, Deputy Directors, and Program Directors for a period of six months; and

WHEREAS, HSH seek to fundraise or engage in philanthropic partnerships with the entities that may be considered to be interested parties to the department due to existing grant agreements with the Department; and

WHEREAS, The parties receiving this waiver have agreed to report to the Board of Supervisors donations to the City and any third party that were solicited under this waiver; such reports will identify the donor, the amount of the donation, the party that received the donation, and the interested relationship the donor has with the department that solicited the donation; the department or office will submit the reports to the Board within 60 days of the expiration of the six month period authorized by this waiver; now, therefore, be it

RESOLVED, That under Section 3.620(f) of the Campaign and Governmental Conduct Code, the Board of Supervisors hereby waives application of the City's Behested Payment Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for the Executive Director and the following employees of HSH: Chief Deputies, Deputy Directors and Program Directors, so that they may solicit donations from private organizations and philanthropists to support homelessness-related initiatives including those under Breaking the Cycle which may include the expansion of temporary shelter and other homeless services to support people experiencing homelessness for a period of six months, beginning upon the effective date of this Resolution; and, be it

FURTHER RESOLVED, That granting this waiver serves the public interest by supporting HSH to explore innovative opportunities to expand the availability of resources to support people experiencing homelessness, specifically temporary shelter and other homeless services to support bringing more people inside and off the streets; and, be it

FURTHER RESOLVED, That granting this waiver does not create an appearance of impropriety.

Recommended:

_/s/ Shireen McSpadden_____

Shireen McSpadden

Executive Director

Department of Homelessness and Supportive Housing