

1 [Apply for, Accept, and Expend Grant - U.S. Department of Housing and Urban Development  
2 Emergency Solutions Grants Program - \$43,605,003 - ESG-CV Round 2 Entitlement Grant -  
3 Amend Expenditure Schedule \$3,250,000 - ESG-CV Round 1 Entitlement Grant]

4 **Resolution approving the CARES Act Emergency Solutions Grants Coronavirus**  
5 **(ESG-CV) Program; authorizing the Mayor, on behalf of the City and County of San**  
6 **Francisco, to apply for, accept, and expend the City’s CARES Act ESG Program**  
7 **Round 2 entitlement from the U.S. Department of Housing and Urban Development**  
8 **(HUD), in the amount of \$43,605,003 for period beginning July 1, 2020, through**  
9 **June 30, 2023; and amending the ESG Program Round 1 Entitlement Expenditure Plan**  
10 **in the amount of \$3,250,000.**

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

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

19 WHEREAS, The CARES Act allocated \$4 billion in Emergency Solutions Grant  
20 Coronavirus (ESG-CV) funds to be used to prevent, prepare for, and respond to COVID-19, of  
21 which \$1 billion shall be allocated based on FY2020 ESG formula and \$3 billion shall be  
22 allocated to states and units of local government based on a separate formula to be  
23 developed by the Secretary of HUD; and

1           WHEREAS, San Francisco's received an award letter for a ESG-CV allocation based  
2 on the FY2020 ESG formula for \$5,501,459 (Round 1 Entitlement) and an additional  
3 allocation based on a new needs-based formula for \$43,605,003 (Round 2 Entitlement); and

4           WHEREAS, San Francisco enacted Ordinance 301-20 (File 200617) on July 20, 2020,  
5 authorizing the Mayor to apply for, accept, and expend ESG-CV Round 1 Entitlement  
6 according to the ESG-CV Round 1 Expenditure Plan; and

7           WHEREAS, ESG-CV eligible uses include the rehabilitation or conversion of buildings  
8 for use as emergency shelters for the homeless, payment of certain operating and social  
9 service expenses in connection with emergency shelters and for homeless prevention  
10 activities, and other flexible uses for low and moderate-income individuals, including  
11 reimbursement for the costs of eligible activities incurred during the pandemic regardless of  
12 date; and

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

20           WHEREAS, The ESG-CV Round 1 Entitlement Expenditure Plan was posted on  
21 Mayor's Office of Housing and Community Development's (MOHCD) website on June 8, 2020  
22 and was open for public comment for five days, and a proposed amendment to the Round 1  
23 Entitlement Expenditure Plan (Amended Round 1 Expenditure Plan) was posted on MOHCD's  
24 website on August 3, 2020, and was open for public comment for five days, a copy of which is  
25 incorporated in File No. 200851; and

1           WHEREAS, The ESG-CV Round 2 Entitlement Expenditure Plan was posted on  
2 MOHCD's website on August 3, 2020, and was open for public comment for five days, a copy  
3 of which is incorporated in File No. 200851; and

4           WHEREAS, The proposed grant does not require an Annual Salary Ordinance  
5 amendment; and

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

7           RESOLVED, That the Mayor of the City and County of San Francisco is hereby  
8 authorized to apply for, accept, and expend the ESG-CV Round 2 Entitlement from HUD in  
9 accordance with the purposes and goals for the funding as generally set forth in  
10 the 2020-2024 Five-Year Consolidated Plan and the ESG-CV Round 2 Expenditure Plan; and,  
11 be it

12           FURTHER RESOLVED, That Mayor of the City and County of San Francisco is hereby  
13 authorized to amend the ESG-CV Round 1 Expenditure Plan in the amount of \$3,250,000 for  
14 the period beginning July 1, 2020, through June 30, 2023; and

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

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

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

23           FURTHER RESOLVED, That the Mayor is hereby authorized to submit documentation  
24 and certifications as may be requested or required by HUD, and to take such additional  
25 actions as may be required to apply for, accept and expend the ESG funds consistent with

1 this Resolution and the goals of the ESG-CV Program and all applicable legal requirements,  
2 and any such actions are solely intended to further the purposes of this Resolution, and are  
3 subject in all respect to the terms of this Resolution, and any such action cannot increase the  
4 risk to the City, or require the City to expend any resources, and that the Mayor shall consult  
5 with the City Attorney prior to execution and provided that within 30 days of the agreements  
6 approved by this Resolution being executed by all parties, such final documents (showing  
7 marked changes, if any) shall be provided to the Clerk of the Board, for inclusion in the official  
8 file, together with a brief explanation of any actions from the date of the adoption of this  
9 Resolution; and, be it

10 FURTHER RESOLVED, That all actions heretofore taken by the officers of the City  
11 with respect to the application for, or the acceptance or expenditure of, ESG-CV funds, as  
12 consistent with the documents herein and this Resolution, are hereby approved, confirmed  
13 and ratified.

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15 Recommended:

16  
17 /s/  
Eric D. Shaw, Director

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19 Approved:

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21 /s/  
London N. Breed, Mayor

/s/  
Ben Rosenfield, Controller

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