

1 [Temporary Shelter and Homeless Services - Behested Payment Waiver]

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3 **Resolution authorizing the Office of the Mayor and the Department of Homelessness**
4 **and Supportive Housing to solicit donations from various private entities and**
5 **organizations to support the expansion of temporary shelter and other homeless**
6 **services to support people experiencing homelessness, notwithstanding the**
7 **Behested Payment Ordinance.**

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

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

17 WHEREAS, As of the 2024 Point-in-Time Count, there were approximately 8,323
18 people experiencing homelessness in San Francisco on any given night, 52% of whom
19 were unsheltered; and

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

24 WHEREAS, As of July 18, 2024, HSH had 3,626 temporary shelter or crisis
25 interventions slots with a 93% occupancy rate; and

1 WHEREAS, While HSH continues to expand shelter, prevention, housing and other
2 resources, we know that more resources need to be made available to address the crisis
3 on our streets; and

4 WHEREAS, HSH and the Office of the Mayor have established successful and
5 innovative public-private partnerships to expand shelter and other services to meet the
6 critical needs of people experiencing unsheltered homelessness; and

7 WHEREAS, The Mayor's Fund for the Homeless (Administrative Code, Section
8 10.100-106) was established as a category eight fund to receive all private donations,
9 grants, gifts and bequests of money, to assist people in need finding long-term housing and
10 overcome barriers to employment by supporting outreach services, shelters, navigation
11 centers, flexible housing assistance, housing and other resources; and

12 WHEREAS, HSH, as the designated administrator of the Mayor's Fund for the
13 Homeless (Administrative Code, Section 10.100-106) is required to report regularly to the
14 Homeless Oversight Commission on deposits and expenditures from the fund, as well as
15 furnish an annual report to the Board of Supervisors showing such gifts received, the
16 nature or amount of said gifts, and the disposition thereof (Administrative Code, Section
17 10.100); and

18 WHEREAS, HSH works with philanthropic organizations, private companies and
19 community stakeholders including homeless service providers, often through grant
20 agreements; and

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

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

3 WHEREAS, On March 26, 2024, the Board of Supervisors unanimously approved
4 Resolution No. 125-24 authorizing a 6-month waiver of the City's Behested Payments
5 Ordinance (Campaign and Governmental Conduct Code, Section 3.600 et seq.) for the
6 Office of the Mayor and HSH that is set to expire on October 18, 2024; and

7 WHEREAS, The Office of the Mayor and HSH seek a new waiver of the City's
8 Behested Payments Ordinance (Campaign and Governmental Conduct Code, Sections
9 3.600 et seq.) for a period of six months beginning on October 17, 2024; and

10 WHEREAS, The Office of the Mayor and HSH seek to fundraise or engage in
11 philanthropic partnerships with the entities listed in the Update on Philanthropic
12 Engagement Memo ("Memo"), as well as other similar entities, yet to be identified, that may
13 be considered to be interested parties to one or more of the departments due to advocacy
14 related to homelessness policy or programs, and a copy of the Memo is on file with the
15 Clerk of the Board of Supervisors in File No.240883; now, therefore, be it

16 RESOLVED, That under Section 3.620(f) of the Campaign and Governmental
17 Conduct Code, the Board of Supervisors hereby waives application of the Behested
18 Payment Ordinance as to the Mayor, Executive Director of HSH and officers and
19 employees of the Office of the Mayor and HSH so that they may solicit donations from
20 private organizations and philanthropists to support the expansion of temporary shelter and
21 other homeless services to support people experiencing homelessness for a period of six
22 months, beginning on October 17, 2024; and, be it

23 FURTHER RESOLVED, That granting this waiver serves the public interest by
24 supporting the Office of the Mayor and HSH to explore innovative opportunities to expand
25 the availability of resources to support people experiencing homelessness, specifically

1 temporary shelter and other homeless services to support bringing more people inside and
2 off the streets; and, be it

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

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7 RECOMMENDED:

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9 _____ /s/
10 Shireen McSpadden
11 Homelessness and Supportive Housing
12 Executive Director
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City and County of San Francisco

Tails
Resolution

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

File Number: 240883

Date Passed: October 22, 2024

Resolution authorizing the Office of the Mayor and the Department of Homelessness and Supportive Housing 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.

October 11, 2024 Government Audit and Oversight Committee - AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE

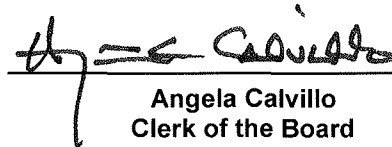
October 11, 2024 Government Audit and Oversight Committee - RECOMMENDED AS AMENDED


October 22, 2024 Board of Supervisors - ADOPTED

Ayes: 11 - Chan, Dorsey, Engardio, Mandelman, Melgar, Peskin, Preston, Ronen, Safai, Stefani and Walton

File No. 240883

I hereby certify that the foregoing Resolution was ADOPTED on 10/22/2024 by the Board of Supervisors of the City and County of San Francisco.


Angela Calvillo
Clerk of the Board


London N. Breed
Mayor

10/24/24
Date Approved