RESOLUTION NO. 42-2004

Adopted April 20, 2004

AUTHORIZING A FIRST AMENDMENT
TO THE 2003-2004 FISCAL AGENT AGREEMENT WITH
THE COUNTY OF MARIN IN AN AMOUNT NOT TO EXCEED $60,000,
FOR A TOTAL AGGREGATE AMOUNT OF $528,000; HOUSING
OPPORTUNITIES FOR PERSONS WITH AIDS PROGRAM

BASIS FOR RESOLUTION

1. The Redevelopment Agency of the City and County of San Francisco ("Agency") administers the U.S. Department of Housing and Urban Development ("HUD") program known as the Housing Opportunities for Persons with AIDS program ("HOPWA") for the City and County of San Francisco.

2. The Agency serves as lead administrator of HOPWA funds allocated to the San Francisco Eligible Metropolitan Statistical Area ("EMSA") that is comprised of Marin, San Francisco, and San Mateo counties. As lead administrator, the Agency serves as a fiscal agent for the allocation of the HOPWA funds to the three counties. The Agency is responsible to ensure maximum and appropriate use and timely disbursement of HOPWA funds for the EMSA.

3. Since HUD released HOPWA funds to the San Francisco EMSA in 1992, the Agency has based distribution of those funds to Marin and San Mateo counties on the formula allocation used for federal Ryan White CARE funds (the "Care Fund Allocation"), which is the state reported number of living persons with AIDS in each EMSA county.

4. On June 10, 2003, the Agency approved a 2003-2004 Fiscal Agent Agreement ("Agreement") with the County of Marin for an aggregate total of $468,000. Any remaining funds at the end of the contract term, June 30, 2004, are to be returned to the EMSA.

5. The County of Marin has requested additional HOPWA funds in an amount not to exceed $60,000 to maintain its rental assistance program through the end of the contract year, June 30, 2004.

6. The funds for this request will be taken from $300,000 designated as rental assistance reserve funds originally approved by the Agency on November 15, 2001 for each county’s program.

7. The Agency approves this request to increase the total aggregate Agreement amount to $528,000. Any funds provided by this Amendment not spent by June 30, 2004, the term of the amended Agreement, will be returned to the County of Marin.
Marin’s rental assistance reserve.

8. The HOPWA funds to be allocated to the County of Marin are for eligible expenses pursuant to the HOPWA program regulations at 24 CFR Part 574 et seq.

RESOLUTION

ACCORDINGLY, IT IS RESOLVED by the Redevelopment Agency of the City and County of San Francisco that the Executive Director is authorized to execute a First Amendment to the 2003-2004 Fiscal Agent Agreement with the County of Marin in an amount not to exceed $60,000, for a total aggregate amount not to exceed $528,000, as part of the Housing Opportunities for Persons with AIDS Program, substantially in the form lodged with the Agency General Counsel.

APPROVED AS TO FORM:

[Signature]

James B. Morales
Agency General Counsel