

## RESOLUTION NO. 117-2009

*Adopted November 3, 2009*

**AUTHORIZING A FIRST AMENDMENT TO A HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS SUPPORTIVE SERVICES AGREEMENT WITH LARKIN STREET SERVICES, INC., A CALIFORNIA NONPROFIT PUBLIC BENEFIT CORPORATION, IN AN AMOUNT NOT TO EXCEED \$148,713, FOR A TOTAL AGGREGATE AMOUNT NOT TO EXCEED \$1,193,145, FOR JULY 1, 2007 TO JUNE 30, 2010, FOR ITS ASSISTED CARE FACILITY AT 129 HYDE STREET TO PROVIDE PROGRAM OPERATING AND SERVICE COSTS FOR YOUTHS LIVING WITH HIV/AIDS; 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 program known as the Housing Opportunities for Persons with AIDS ("HOPWA") for San Francisco.
2. Larkin Street Services, Inc., a California nonprofit public benefit corporation, commonly known as Larkin Street Youth Services ("LSYS"), received a HOPWA Special Project of National Significance award of \$1,925,000 in 1994 to develop and open a 12-bed Residential Care Facility for the Chronically Ill in conjunction with an onsite clinic and expanded aftercare program at 129 Hyde Street targeted toward 18-25 year old youths with HIV/AIDS. LSYS's Assisted Care Facility ("Assisted Care Facility") provides 24-hour care and supervision, including nursing and attendant care, case management, and an on-site food program with nutritional consultation.
3. Since 1995, the Agency Commission has approved three HOPWA Capital Agreements with Larkin Street Services, Inc., totaling \$1,749,937 for acquisition and rehabilitation of 129 Hyde Street.
4. Since 1997, the Agency Commission has also approved nine HOPWA Supportive Services Agreements with LSYS, totaling \$4,389,890, to provide nursing attendant care, an on-site food program, and other operating costs for the project.
5. On June 19, 2007, the Agency Commission approved the current three-year HOPWA Supportive Services Agreement ("Agreement") in an amount not to exceed ONE MILLION FORTY FOUR THOUSAND FOUR HUNDRED THIRTY TWO AND No/100 DOLLARS (\$1,044,432.00) for operating and service costs at the Assisted Care Facility for July 1, 2007 to June 30, 2010.
6. The Assisted Care Facility has multiple funding sources including an annual allocation from the State of California's Residential AIDS Licensed Facility ("RALF") Program. Due to the State's budget crisis, the RALF Program has been

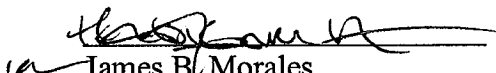
discontinued, as of June 30, 2009, and no longer provides funds to the Assisted Care Facility.

7. LSYS requested assistance from the Agency to complete a Physical Needs Assessment ("PNA") of the building as it had been in operation for 10 years. LSYS had performed routine maintenance and repairs, but due to the high usage of the site, there were several repair and maintenance items that exceeded LSYS' ability to pay out of the regular operating budget. Also, LSYS staff wanted to establish a plan to address the on-going building needs. The Agency agreed to pay for the PNA through a technical assistance contract with the Corporation for Supportive Housing.
8. LSYS has requested a First Amendment to the Agreement ("First Amendment") to add ONE HUNDRED FORTY EIGHT THOUSAND SEVEN HUNDRED THIRTEEN and No/100 DOLLARS (\$148,713), for a total aggregate amount not to exceed ONE MILLION ONE HUNDRED NINETY THREE THOUSAND ONE HUNDRED FORTY FIVE and no/100 DOLLARS (\$1,193,145), to fund supportive services and operating costs previously funded by the RALF Program and repair and maintenance items identified by the PNA but not funded by LSYS.
9. The expenses requested by LSYS are eligible expenses under the federal regulations governing the HOPWA Program at 24 CFR 574 et seq., and the Agency desires to provide the funds through the First Amendment.
10. Approval of the First Amendment is not a project as defined by the California Environmental Quality Act ("CEQA") Guidelines Section 15378(b)(4), because funding of program operating and services costs for the HOPWA Program is an Agency fiscal activity that will not independently result in a physical change in the environment and is not subject to environmental review under CEQA.

## 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 a Housing Opportunities for Persons with AIDS Supportive Services Agreement with Larkin Street Services, Inc., a California nonprofit public benefit corporation, in an amount not to exceed \$148,713, for a total aggregate amount not to exceed \$1,193,145, to provide program operating and service costs for youths living with HIV/AIDS, substantially in the form lodged with the Agency General Counsel.

**APPROVED AS TO FORM:**

  
James B. Morales  
Agency General Counsel