

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE (1) ACCEPTING \$140,108 IN HOUSING OPPORTUNITIES FOR PERSONS WITH AIDS PERMANENT SUPPORTIVE HOUSING (“HOPWA-PSH”) SUPPLEMENTAL FUNDING MADE AVAILABLE BY THE CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (“CARES ACT”) AS ADMINISTERED BY THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR COVID-RELATED USES; (2) AWARD THE HOPWA-PSH CARES ACT SUPPLEMENTAL FUNDING TO THE HEALTH TRUST, ADDING \$140,108 TO ITS CURRENT CONTRACT OF \$1,222,902 TO PROVIDE PERMANENT SUPPORTIVE HOUSING ASSISTANCE AND SUPPORTIVE SERVICES TO SAN JOSE RESIDENTS LIVING WITH HIV/AIDS, FOR A TOTAL CONTRACT AWARD NOT TO EXCEED \$1,363,010; AND (3) AUTHORIZE THE DIRECTOR OF HOUSING TO NEGOTIATE AND EXECUTE A FIRST AMENDMENT TO THE HEALTH TRUST CONTRACT DATED MARCH 3, 2020, RELATING TO THIS ADDITIONAL FUNDING;**

**WHEREAS**, the Housing Opportunities for Persons with AIDS Permanent Supportive Housing (“HOPWA-PSH”) Program (“Program”) supports specialized models in outreach and service delivery including efforts that target help to persons who have been homeless or are at extreme risk of becoming homeless; and

**WHEREAS**, the primary purpose of the Program is to provide permanent supportive housing to participants and their families who are affected by human immunodeficiency virus (“HIV”) or acquired immunodeficiency syndrome (“AIDS”), and the Program provides resources and incentives to devise long-term comprehensive strategies for meeting the needs of the Program participants and their families; and

**WHEREAS**, eligible Program activities include ongoing rent subsidies and case management supportive services to help clients secure and maintain housing, and

supportive services include assistance with housing search, advocacy, housing placement, developing activities of daily living, unit maintenance, resources, referrals, medical case management, and nurse case management ; and

**WHEREAS**, the U.S. Department of Housing and Urban Development (“HUD”) makes HOPWA-PSH funding available every three years on a competitive basis, to which the City applies with a partner agency; and

**WHEREAS**, given that HOPWA-PSH funds are awarded competitively, their programming occurs outside of the City’s Annual Action Plan; and

**WHEREAS**, The Health Trust has collaborated closely with City staff for over six years to administer the HOPWA-PSH program; and

**WHEREAS**, in July 2019, the City of San José (“City”) and its project sponsor, The Health Trust, applied for renewal of HOPWA-PSH funding to continue to support these vulnerable San José residents with permanent housing and supportive services for another three years; and

**WHEREAS**, on August 6, 2019, HUD awarded a HOPWA-PSH renewal grant of \$1,256,461 with a start date of December 1, 2019, with permission from HUD to use the funding starting November 16, 2019; and

**WHEREAS**, on March 3, 2020, the City Council approved the acceptance of the renewal HOPWA-PSH grant and authorized the Director of Housing to negotiate a new three-year contract with The Health Trust; and

**WHEREAS**, on March 16, 2020, the Health Officer of the County of Santa Clara ordered a shelter-in-place for all residents due to COVID-19, and the effects of COVID-19 and

the shelter-in-place have led to residents facing numerous challenges and emergencies; and

**WHEREAS**, on March 27, 2020, HUD notified federal grant jurisdictions of supplemental HOPWA-PSH allocations authorized by the CARES Act, Public Law 116-136, to respond to the impacts of COVID-19; and

**WHEREAS**, given the integral role of The Health Trust in administering the Program and its ongoing ability to find homes and provide services for individuals living with HIV/AIDS, staff recommends amending the current contract with The Health Trust to utilize HOPWA-PSH CARES supplemental funding; and

**WHEREAS**, the supplemental funding of \$140,108 will provide permanent supportive housing assistance and supportive services to people living with HIV/AIDS, supporting these vulnerable clients who may be facing rents but unable to pay due to loss of income, and these funds will provide supplemental services for existing clients facing challenges due to COVID-19; and

**WHEREAS**, to expedite the delivery of services with these funds, staff requests that the Director of Housing be granted authority to amend The Health Trust's existing three-year HOPWA-PSH grant agreement by \$140,108, for a total contract amount of \$1,396,569, retroactive to the first day of shelter-in-place, March 16, 2020, as ordered by Santa Clara County's Health Officer; and

**WHEREAS**, the City desires to (1) accept \$140,108 in HOPWA-PSH supplemental funding made available by the CARES Act as administered by HUD for COVID-19 related uses; (2) award the HOPWA-PSH CARES Act supplemental funding to The Health Trust, adding \$140,108 to its current contract of \$1,222,902 to provide permanent supportive housing assistance and supportive services to San José

residents living with HIV/AIDS, for a total contract award not to exceed \$1,363,010; and  
(3) authorize the Director of Housing to negotiate and execute a first amendment to the Health Trust contract dated March 3, 2020, relating to this additional funding, as set forth in the memorandum from Housing and Budget departments dated May 8, 2020.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SAN JOSE THAT:**

1. Supplemental funding in the amount of \$140,108 in Housing Opportunities for Persons with AIDS Permanent Supportive Housing (“HOPWA-PSH”) made available by Coronavirus Aid, Relief, and Economic Security Act (CARES Act) as administered by the U.S. Department of Housing and Urban Development for COVID-19 related uses is hereby accepted; and
2. The HOPWA-PSH CARES Act supplemental funding is hereby awarded to The Health Trust, adding \$140,108 to its current contract of \$1,222,902 to provide permanent supportive housing assistance and supportive services to San José residents living with HIV/AIDS, for a total contract award not to exceed \$1,363,010; and
3. The Director of Housing is hereby authorized to negotiate and execute a first amendment to the Health Trust contract dated March 3, 2020, relating to this additional funding.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2020, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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SAM LICCARDO  
Mayor

ATTEST:

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TONI J. TABER, CMC  
City Clerk