

SECOND AMENDMENT TO
MOVING TO WORK AGREEMENT
BETWEEN
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
AND
HOUSING AUTHORITY OF PORTLAND

This Second Amendment to the Amended and Restated Moving to Work (“MTW”) Agreement dated March 5, 2009 (“Agreement”) is entered into by and between the United States of America through the U.S. Department of Housing and Urban Development (“HUD”) and the Housing Authority of Portland (“Agency”) and is effective as of the date of execution by HUD. Unless otherwise defined herein, all capitalized terms used herein shall have the same meanings ascribed to them in the Agreement.

Attachment A of the Agreement is amended as follows:

Repeal of Amendment 1 of Attachment A:

On January 13, 1999, HUD and the Agency executed an MTW Agreement, including an Attachment A, titled “Calculation of Subsidies.” On March 28, 2003, HUD and the Agency executed an MTW Amendment (Amendment No. 1) which amended Section 3 of Attachment A. This Second Amendment repeals Section 3 (pages 4 and 5) of Attachment A as amended and in its entirety and the following is substituted in lieu thereof.

Attachment A – Calculation of Subsidies

Section 3, pages 4 and 5, Section 8 Tenant Based Assistance

3. Section 8 Tenant Based Assistance

Units Eligible for Inclusion in Flexible Block Grant

- a) Incremental voucher funding placed under ACC on or after April 1, 2002 will be incorporated into HAP's MTW unless such use violates the terms of the appropriation. Previously excluded special purpose voucher increments expiring on or after April 1, 2002, and special purpose voucher increments placed under ACC on or after April 1, 2002, may convert to MTW upon expiration of the initial funding period if no violation of appropriations requirements will result.

Calculation of Subsidies for Reinstatement of MTW Flexible Block Grant

- a) **Initial funding for calendar year 2010 MTW Flexible Block Grant will be calculated according to the following criteria:**

1. The housing assistance baseline was calculated pursuant to the 2004 Appropriations Act using verified leasing cost data and adjusted by the Annual Adjustment Factors (AAF) as published by HUD for the Housing Choice Voucher (HCV) program.
2. The baseline was adjusted by HUD for incremental vouchers issued from January 1, 2004 through December 31, 2009.
3. 2009 Housing Assistance Payment (HAP) eligibility baseline to be used for future funding eligibility calculations was calculated by HUD, and agreed to by the Housing Authority of Portland, to be \$53,343,882. (See Appendix A)
4. For 2010 and future years, HAP eligibility will be based on the 2009 eligibility amount in #3 above, adjusted by the annual published renewal funding AAF and subject to applicable prorations.
5. First time renewal of new voucher increments – Funding will be provided for the first time renewal of new voucher increments, based on the then-current MTW per unit cost. Funding will also be added to the base for prior year first time renewals not represented in the base for 12 months.

HOUSING AUTHORITY OF PORTLAND

By _____
Chair of the HAP Board

Date of Execution by Agency _____

UNITED STATES DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT

By _____

Its _____

Date of Execution by HUD _____

Appendix A

OR002 - 2009		2009										
PROG	FI # **	UNITS	EXP DTE	END OF PROGRAM (EOP) *	RENEW AS	2009 AAF =	HAP PUC	VASH PUC	MONTHS TO 12-31-09 OR EOP OR MONTHS TO BE FUNDED	2009 HAP BA ELIGIBILITY	2009 HAP BA PRORATED - 99.1%	TOTAL UNIT MONTHS (COLUMN C - TIMES COLUMN M)
VO	VO0090	7476	12/31/2008	3/31/2009	MTW	1.070	585.14		12	52,747,835		89,712
VO	VO0093	38	4/30/2009	3/31/2009	MTW	1.070	585.14		8	177,883		304
VO	VO0094	60	6/30/2009	3/31/2009	MTW	1.070	585.14		6	210,650		360
VO	VO0095	60	9/30/2009	3/31/2009	MTW	1.070	585.14		3	105,325		180
TOTAL		7704								53,241,693	52,762,518	90,556
Fair Market Rent Area: Portland-Vancouver-Beaverton. OR-WA MSA												
Renewal funding is based on FFY 2008 validated VMS data for all vouchers:												
Total HAP 49,297,042												
Total Unit Months Leased 90,145												
PUC: \$546.86												
Total Unit Months Available 90,556												
* = program extension in negotiation												
** Per MTW agreement - funding calculated as for Vouchers												
AAF applied is higher than published rate due to FFY 2008 base period												
CY 2009 HAP BA Eligibility												
PROJECTED HAP USING CY 2009 PUC AS BASELINE												
DIFFERENCE												

HA Number: OR002							
HA Name: Portland Housing Authority							
CY 2008 Funding Increment Inventory:							
Funding Increment Number	Effective Date	Expiration Date	Number of Units	Program	New Units in CY 2008?	Note	Actions Requested
OR002VO0093	5/1/2008	4/30/2009	38	VO	Yes	Demo/Disp - Scattered Sites	Renew as MTW
OR002VO0094	7/1/2008	6/30/2009	60	VO	Yes	Demo/Disp - Scattered Sites	Renew as MTW
OR002VO0095	10/1/2008	9/30/2009	60	VO	Yes	Demo/Disp - Scattered Sites	Renew as MTW
OR002VA0001	5/1/2008	4/30/2009	70	VA	Yes	VASH	
OR002VOW084	1/1/2008	2/29/2008	7,476	VO - MTW	No	Renewal of W083, VO90 & VO91	
OR002VOW085	3/1/2008	3/31/2008	7,476	VO - MTW	No	Renewal of W084	
OR002VOW086	4/1/2008	4/30/2008	7,476	VO - MTW	No	Renewal of W085	
OR002VOW087	5/1/2008	9/30/2008	7,476	VO - MTW	No	Renewal of W086	
OR002VOW088	10/1/2008	10/31/2008	7,476	VO - MTW	No	Renewal of W087	
OR002VOW089	11/1/2008	11/30/2008	7,476	VO - MTW	No	Renewal of W088	
OR002VOW090	12/1/2008	12/31/2008	7,476	VO - MTW	No	Renewal of W089	
All MTW units funded under Voucher rules							
Summary of Units - 12/31/08							
Component	Units						
MTW	7,476						
Vouchers	158						
VASH	70						
Total	7,704						