

ELEVENTH AMENDMENT
TO
AMENDED AND RESTATED MOVING TO WORK AGREEMENT AMENDING
ATTACHMENT A (CALCULATION OF SUBSIDIES) FOR THE
RENTAL ASSISTANCE DEMONSTRATION (RAD)
BETWEEN
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
AND
HOUSING AUTHORITY OF BALTIMORE CITY

This eleventh Amendment to the Moving to Work (“MTW”) Agreement (“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 Baltimore City (“Agency”) and is effective on 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 is amended as follows:

1. The definition of “RAD Adjustment Factor” previously set forth in the ninth Amendment to the Agency’s MTW Agreement is replaced with the following definition intended to clarify the language in the ninth amendment, to be effective as of the effective date of the ninth amendment:

RAD Adjustment Factor: Where noted in Section 1 of this Attachment A, the Agency’s annual subsidy amount will be reduced by application of a RAD Adjustment Factor. The RAD Adjustment Factor is calculated as follows: An amount is calculated for each project converting to RAD by multiplying the Operating Subsidy component of the RAD contract rent calculation (the “RAD Rent Amount”) by the number of units converting to RAD. For projects using an FY 2012 “RAD rent base year” (as described in RAD Notice Rev-2, PIH Notice 2012-32), the RAD Rent Amount is \$609; for projects using an FY 2014 RAD rent base year, the RAD Rent Amount is \$603; for projects converting using any other RAD rent base year, the RAD Rent Amount will be determined by HUD.

For projects using an FY 2012 RAD rent base year, the RAD Rent Amount will be adjusted each year starting in CY 2014 by HUD’s published Operating Cost Adjustment Factor (OCAF). For projects using an FY 2014 RAD rent base year, the RAD Rent Amount will be adjusted by OCAF each year starting in CY 2015. For projects using any other RAD rent base year, the RAD Rent Amount will be adjusted each year by OCAF starting in the year indicated in applicable HUD guidance (*see, e.g.*, Attachment 1C of RAD Notice Rev-4, PIH Notice 2019-23 as it may be amended or superseded). Each year after the initial OCAF adjustment, the previous year’s OCAF-adjusted RAD Rent Amount will be adjusted by the OCAF published for the current operating subsidy year.

The product of the RAD Rent Amount, as adjusted by any applicable OCAF, multiplied by the number of units converting to RAD will be annualized (multiplied by 12 months) to derive the RAD Adjustment Factor. The RAD Adjustment Factor will be calculated each year as part of the annual operating subsidy process.

For example, for a project using an FY 2012 RAD rent base year, in CY 2014 the RAD Rent Amount would be adjusted to \$619.35, calculated as follows: \$609 RAD Rent Amount, multiplied by 1.017 (2014 OCAF). If the project has 50 units converted to RAD, the CY 2014 RAD Adjustment Factor would be \$371,610, calculated as follows: \$619.35 (RAD Rent Amount adjusted by 2014 OCAF), multiplied by 50 units, multiplied by 12 months. The \$371,610 RAD Adjustment Factor for CY 2014 would be subtracted from the CY 2014 sum of the annual calculated Project Expense Level and Utility Expense Level amounts.

To continue that example for CY 2015, the 2015 RAD Adjustment Factor would be \$379,416, calculated as follows: \$632.36 (\$619.35, the RAD Rent amount as adjusted by the 2014 OCAF, multiplied by 1.021, the 2015 OCAF), multiplied by 50 units, multiplied by 12 months. The \$379,416 RAD Adjustment Factor for CY 2015 would be subtracted from the CY 2015 sum of the annual calculated Project Expense Level and Utility Expense Level amounts.

IN WITNESS WHEREOF, the parties have caused this Amendment to Attachment A to be executed by their duly authorized representatives.

HOUSING AUTHORITY OF BALTIMORE CITY

By: 

Name: Janet Abrahams

Its: President/Chief Executive Officer

Date: 10/18/2022

UNITED STATES DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT

By: 

Name: Dominique Blom

Its: GPAS

Date: 10/25/22.