



Northern Virginia Regional Commission

RESOLUTION

Resolution No. 09-15

PATRON: G. Mark Gibb
Executive Director
DATE: February 26, 2009

**AUTHORIZATION TO RECEIVE AND SUBCONTRACT
2009-2010 PART B (formerly Title II) FUNDS FOR SERVICES
UNDER THE RYAN WHITE HIV/AIDS TREATMENT MODERNIZATION ACT OF 2006**

WHEREAS, since the enactment by Congress of the Ryan White HIV/AIDS Treatment Modernization Act (Treatment Modernization Act) of 2006 and its predecessor legislation the Ryan White Comprehensive AIDS Resources Emergency (CARE) Act of 1990, as amended, the Northern Virginia Regional Commission (NVRC) has demonstrated its commitment to facilitating the availability of services to persons living with the human immunodeficiency virus (HIV) and acquired immune deficiency syndrome (AIDS); and

WHEREAS, the Virginia Department of Health (VDH) has transmitted notice of intent to award Part B funds for the 2009-2010 Grant Year 19 to NVRC, in its role as administrative agent for the Northern Virginia HIV Consortium (the Consortium), the body that serves as the Part B Consortium in Northern Virginia; and

WHEREAS, since 1991, NVRC has administered Part B funding under the CARE Act and its successor legislation, through a contract with VDH; and

WHEREAS, the Consortium desires to continue providing services to low-income and indigent persons with HIV disease utilizing Part B funds made available to the region through VDH; and

WHEREAS, the Consortium relies on NVRC to continue as its administrative agent for these funds; and

WHEREAS, the Consortium has assessed the needs of HIV positive persons in the area and developed service priorities and allocations to address identified service needs; and

WHEREAS, these service priorities and planned allocations guide distribution of Part B funds to Northern Virginia subcontract service providers;

WHEREAS, VDH defines Northern Virginia for Treatment Modernization Act Part B funds to match current NVRC boundaries;

THEREFORE BE IT RESOLVED, that NVRC authorizes the Executive Director to execute such agreements and amendments with VDH as may be necessary to accomplish the role of administrative agent for Part B in Northern Virginia for Year 19;

BE IT FURTHER RESOLVED, that following the completion of agreements between VDH and NVRC, the Executive Director is authorized to execute agreements and amendments with subgrantees that reflect conformity with allocation plans of the Northern Virginia HIV Consortium as well as with all applicable state and federal rules and laws;

BE IT FURTHER RESOLVED, that the Executive Director or his designee is to report the resulting award amounts by subgrantee and service category to the Commission no less than five days prior to notice of said awards to subgrantees;

BE IT FURTHER RESOLVED, that should the Commission's five day review period conclude after the beginning of the Year 19 grant period (April 1, 2009) that the Executive Director is authorized to issue general "intent to subcontract" letters to organizations contained within the Executive Director's report of awards so as to protect service continuity;

BE IT FINALLY RESOLVED, that the Northern Virginia Regional Commission authorizes the Executive Director to amend the Commission's Work Plan accordingly.

The undersigned certifies that the foregoing is a true and correct copy of a resolution adopted at a legally convened meeting of the Northern Virginia Regional Commission on February 26, 2009.

G. Mark Gibb, Certifying Officer