

Close the 14-Day Comment Period and Consider Approval of the Amendment to the FY 2007-2012 Community Development Block Grant Consolidated Plan and the FY 2008-2009 Annual Action Plan to Incorporate the Community Development Block Grant - Recovery Act Funds (CDBG-R) in the Amount of \$669,134.00

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DISCUSSION:

The American Recovery and Reinvestment Act of 2009 (Recovery Act) appropriated \$1 billion in Community Development Block Grant (CDBG) funds to states and local governments to carry out, on an expedited basis, eligible activities under the Community Development Block Grant (CDBG) Program.

Pursuant to Recovery Act provisions, HUD is treating CDBG-R funds as a special allocation of CDBG funding. To receive CDBG-R funding, the County must prepare and submit a substantial amendment of its Consolidated Plan FY2007-2012 and Annual Action Plan FY 2008-2009 by June 5, 2009 along with a minimum 7-day public comment period.

Funding available under the Recovery Act has clear purposes – to stimulate the economy through measures that modernize the Nation’s infrastructure, improve energy efficiency, and expand educational opportunities. While a full range of CDBG activities are available to grantees, HUD strongly urges grantees to use CDBG-R funds for hard development costs associated with infrastructure activities that provide basic services to residents or activities that promote energy efficiency and conservation through rehabilitation or retrofitting of existing buildings.

Following the intent of the Recovery Act and HUD’s recommendations, Stanislaus County’s CDBG-R funds will be utilized to modernize and improve energy efficiency and expand educational opportunities within the housing industry. These services will be provided in the form of rehabilitation or the retrofitting of Neighborhood Stabilization Program (NSP) acquired units with solar systems and other related energy efficiency improvements. These improvements will help those impacted by the recession by reducing their energy costs and foster energy independence for first time home buyers.

The program will provide the opportunity to hire a minimum of seven (7) part-time interns to expand their exposure to the community development industry and acquire expertise to become employable within community development, redevelopment, and the related public and private housing sector of the community. The interns will be employees of Project YES. **Interns will assist with the administration of CDBG-R Program activities and other interrelated community development projects and programs.**

The solar system and energy efficiency installations will employ a minimum of **21 displaced construction workers** over the next 24 months. In partnership with the

Alliance WorkNet qualified workers will be retooled with the skills necessary to install solar systems and related energy efficiencies on NSP first time homebuyer ready units.

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Funds will be tracked to ensure that a fair distribution on the energy efficiency improvements will occur within the Consortium as follows:

Area	Admin/Intern	Activity	Total
Stanislaus County	\$48,245.00	\$ 228,845.00	\$ 277,090.00
City of Ceres	\$ 3,613.00	\$ 72,267.00	\$ 75,88.000
City of Newman	\$ 3,312.00	\$ 66,244.00	\$ 69,566.00
City of Oakdale	\$ 2,710.00	\$ 54,199.00	\$ 56,909.00
City of Patterson	\$ 5,420.00	\$ 108,400.00	\$ 113,820.00
City of Waterford	\$ 3,613.00	\$ 72,266.00	\$ 75,879.00
	Admin/Intern	Activity	Total
	\$ 66,913.00	\$ 602,221.00	\$ 669,134.00

In order to implement this program, the County's CDBG Consolidated Plan for FY 2007-2012 and the Annual Action Plan for FY 2008-2009 must be amended to include this new program. The substantial amendment to the Consolidated Plan is provided as Attachment 2.

The preparation of this Consolidated Plan Amendment utilized consultation and coordination among the CDBG Consortium jurisdictions.

Prior to approving the final Consolidated Plan FY 2007-2012 update and amendment to the Annual Action Plan FY 2008-2009, the Board of Supervisors must hold a public meeting to solicit public comment. It is NOT required that this item be a "Public Hearing." However, the Board is being requested to hear this item on June 2, 2009 to close the public comment period and for final review and approval of the amended Consolidated Plan FY 2007-2012 and Annual Action Plan FY 2008-2009.

A final Consolidated Plan and Annual Action Plan must be submitted to HUD by June 5, 2009.

With the Stanislaus County Board of Supervisors' approval, the plan will be forwarded to Housing and Urban Development for review and program approval; 24-month contracts

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will be executed within 30 days of the project-funding award. Funds will then be expended within the 24-month period.

CDBG-R grant funds will be monitored under the established Stanislaus County Rehabilitation Program format, which includes quarterly monitoring visits to ensure effective and timely use of funds and utilization in an eligible manner. Utilization of the IDIS system will also provide administrators the ability to monitor grantees on an ongoing basis to ensure timely and accurate use of CDBG-R funds.

STAFFING IMPACT:

The Department of Planning and Community Development will administer this program for the Consortium and all funds must be spent within 24 months. The Department anticipates using existing staff to administer and oversee this and other HUD programs. All staff costs will be borne by the various programs and there will be no net cost to the County General Fund. **Interns will assist with the administration of CDBG-R Program activities and other interrelated community development projects and programs. The interns will have the opportunity to work at each of the Consortium jurisdictions by rotating after a determined time period. Consortium staff will monitor and supervise intern activity.**

POLICY ISSUES:

This program directly reflects the following priorities of the Board of Supervisors:

1. A safe community
2. A healthy community
3. Effective partnerships
4. Efficient delivery of public services
5. A well planned infrastructure

The programs and projects are consistent with the goals and objectives of the Stanislaus County Consolidated Plan, the Stanislaus County General Plan, specifically the Housing Element, the Stanislaus County Redevelopment Plan and the comparable plans of the cities of Ceres, Newman, Oakdale, Patterson, and Waterford. The programs and projects also serve as the chief means to implement those goals, objectives, and plans.

Close the 14-Day Comment Period and Consider Approval of the Amendment to the FY 2007-2012 Community Development Block Grant Consolidated Plan and the FY 2008-2009 Annual Action Plan to Incorporate the Community Development Block Grant - Recovery Act Funds (CDBG-R) in the Amount of \$669,134.00

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ATTACHMENTS:

1. Application for Federal Assistance SF-424
2. Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant – Recovery Act Funds (CDBG – R)
3. CDBG-R Certifications
4. Proposed Activities Spreadsheet
5. FY 2008-2009 Annual Action Plan **(Available from Clerk)**

Application for Federal Assistance SF-424

Version 02

* 1. Type of Submission: <input type="checkbox"/> Preapplication <input type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify) <input type="text"/>
--	--	---

* 3. Date Received: <input type="text"/>	4. Applicant Identifier: <input type="text"/>
--	---

5a. Federal Entity Identifier: <input type="text"/>	* 5b. Federal Award Identifier: <input type="text"/>
---	--

State Use Only:

6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>
--	--

8. APPLICANT INFORMATION:

*** a. Legal Name:**

* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text"/>	* c. Organizational DUNS: <input type="text"/>
--	--

d. Address:

*** Street1:**
Street2:
*** City:**
County:
*** State:**
Province:
*** Country:** USA: UNITED STATES
*** Zip / Postal Code:**

e. Organizational Unit:

Department Name: <input type="text"/>	Division Name: <input type="text"/>
---	---

f. Name and contact information of person to be contacted on matters involving this application:

Prefix: *** First Name:**
Middle Name:
*** Last Name:**
Suffix:

Title:

Organizational Affiliation:

*** Telephone Number:** **Fax Number:**

*** Email:**

Application for Federal Assistance SF-424

Version 02

9. Type of Applicant 1: Select Applicant Type:

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

* Other (specify):

*** 10. Name of Federal Agency:**

11. Catalog of Federal Domestic Assistance Number:

CFDA Title:

*** 12. Funding Opportunity Number:**

* Title:

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

*** 15. Descriptive Title of Applicant's Project:**

Attach supporting documents as specified in agency instructions.

Application for Federal Assistance SF-424

Version 02

16. Congressional Districts Of:

* a. Applicant

* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal

* b. Applicant

* c. State

* d. Local

* e. Other

* f. Program Income

* g. TOTAL

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

a. This application was made available to the State under the Executive Order 12372 Process for review on

b. Program is subject to E.O. 12372 but has not been selected by the State for review.

c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)**

Yes

No

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix:

* First Name:

Middle Name:

* Last Name:

Suffix:

* Title:

* Telephone Number:

Fax Number:

* Email:

* Signature of Authorized Representative:

* Date Signed:

CDBG-R Substantial Amendment Grantee Checklist

For the purposes of expediting review, HUD asks that applicants submit the following checklist along with the CDBG-R Substantial Amendment, Spreadsheet for Reporting Proposed CDBG-R Activities, and SF-424.

Contents of a CDBG-R Action Plan Substantial Amendment

Jurisdiction(s): Stanislaus County Consortium Jurisdiction Web Address: <ul style="list-style-type: none"> • http://www.stancounty.com/planning/cdbg/cdbg.shtm 	CDBG-R Contact Person: Aaron Farnon Address: 1010 10 th Street, Suite 3400 Telephone: (209) 525-5923 Fax: (209) 525-5911 Email: farnona@stancounty.com
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The elements in the substantial amendment required for the CDBG recovery funds are:

A. SPREADSHEET FOR REPORTING PROPOSED CDBG-R ACTIVITIES

Does the submission contain a paper copy of the Spreadsheet for Reporting Proposed CDBG-R Activities?

Yes No Verification found on page **Attachment 4**

Does the submission include an electronic version of the Spreadsheet for Reporting Proposed CDBG-R Activities sent to the email box CDBG-R@hud.gov?

Yes No Date Spreadsheet was emailed: **6/3/2009**

Does the Spreadsheet for Reporting Proposed CDBG-R Activities include, for each activity:

- amount of funds budgeted for each activity, including CDBG-R funds, any additional Recovery Funds used and total activity budget,
Yes No Verification found on page(s) **Attachment 4**
- the Eligibility citation (eligibility regulatory cite or HCDA cite),
Yes No Verification found on page(s) **Attachment 4**
- the CDBG national objective citation,
Yes No Verification found on page(s) **Attachment 4**

B. CDBG-R INFORMATION BY ACTIVITY

Does the submission contain information by activity describing how the grantee will use the funds, including:

- a narrative for each activity describing how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit,
Yes No Verification found on page(s) 3-5
- projected number of jobs created for each activity,
Yes No Verification found on page(s) 5
- whether an activity will promote energy efficiency and conservation,
Yes No Verification found on page(s) 5
- the name, location, and contact information for the entity that will carry out the activity,
Yes No Verification found on page(s) 5
- evidence that no more than 10% of the grant amount will be spent on administration and planning,
Yes No Verification found on page (s) 3
- evidence that no more than 15% of the grant amount will be spent on public services,
Yes No Verification found on page (s) N/A
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,
Yes No Verification found on page (s) 4

C. PUBLIC COMMENT PERIOD

Was the proposed action plan amendment published via the jurisdiction's usual methods and on the Internet for no less than 7 calendar days of public comment?

Yes No . Verification found on page(s) 6

Is there a summary of citizen comments included in the final amendment?

Yes No Verification found on page(s) 6 – No Comments Received

D. CERTIFICATIONS

The following certifications are complete and accurate:

- | | | |
|---|---|-----------------------------|
| (1) Affirmatively furthering fair housing | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (2) Anti-displacement and relocation plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (3) Drug-free Workplace | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (4) Anti-lobbying | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (5) Authority of jurisdiction | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (6) Consistency with plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (7) Section 3 | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (8) Community development plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (9) Following a plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (10) Use of Funds | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (11) Excessive Force | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (12) Compliance with anti-discrimination laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |

- | | | |
|--|---|-----------------------------|
| (13) Lead-based paint procedures | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (14) Compliance with laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (15) Compliance with ARRA | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (16) Project selection | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (17) Timeliness of infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (18) Buy American provision | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (19) Appropriate use of funds for infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (20) 70% of CDBG-R for LMI | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |

Optional Certification

- | | | |
|------------------|---|-----------------------------|
| (21) Urgent Need | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
|------------------|---|-----------------------------|

D. STATE CERTIFICATIONS

The following certifications are complete and accurate:

- | | | |
|--|------------------------------|--|
| (1) Affirmatively furthering fair housing | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (2) Anti-displacement and relocation plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (3) Drug-free Workplace | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (4) Anti-lobbying | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (5) Authority of State | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (6) Consistency with plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (7) Section 3 | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (8) Community development plan | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (9) Consultation with Local Governments | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (10) Use of Funds | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (11) Excessive Force | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (12) Compliance with anti-discrimination laws | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (13) Compliance with laws | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (14) Compliance with ARRA | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (15) Project selection | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (16) Timeliness of infrastructure investments | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (17) Buy American provision | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (18) Appropriate use of funds for infrastructure investments | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| (19) 70% of CDBG-R for LMI | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |

Optional Certification

- | | | |
|------------------|------------------------------|--|
| (20) Urgent Need | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
|------------------|------------------------------|--|

CDBG-R SUBMISSION TEMPLATE

& CHECKLIST

The American Recovery and Reinvestment Act of 2009 ("Recovery Act") was signed into law by President Obama on February 17, 2009. The Recovery Act awards \$1 billion in CDBG Recovery (CDBG-R) funds to be distributed to cities, counties, insular areas and states, of which \$10 million has been reserved by HUD for its administrative costs and \$10 million of which will be awarded to Indian tribes. Recipients of the remaining \$980 million of CDBG-R funds will be the approximately 1,200 jurisdictions that received CDBG funding in Fiscal Year 2008. This template sets forth the suggested format for grantees receiving funds from CDBG-R. A complete submission contains the information requested below, including:

- (1) The CDBG-R Substantial Amendment (template attached below)
- (2) Spreadsheet for Reporting Proposed CDBG-R Activities (see <http://www.hud.gov/recovery>)
- (3) Signed and Dated Certifications (see <http://www.hud.gov/recovery>)
- (4) Signed and Dated [SF-424](#).

Grantees should also attach a completed CDBG-R Substantial Amendment Checklist to ensure completeness and efficiency of review (attached below).

THE CDBG-R SUBSTANTIAL AMENDMENT

Jurisdiction(s): Stanislaus County Consortium	CDBG-R Contact Person: Aaron Farnon
Jurisdiction Web Address: <ul style="list-style-type: none">• http://www.stancounty.com/planning/cdbg/cdbg.shtm	Address: 1010 10 th Street, Suite 3400
	Telephone: (209) 525-5923
	Fax: (209) 525-5911
	Email: farnona@stancounty.com

ENSURING RESPONSIBLE SPENDING OF RECOVERY ACT FUNDS

Funding available under the Recovery Act has clear purposes – to stimulate the economy through measures that modernize the Nation’s infrastructure, improve energy efficiency, and expand educational opportunities and access to health care. HUD strongly urges grantees to use CDBG-R funds for hard development costs associated with infrastructure activities that provide basic services to residents or activities that promote energy efficiency and conservation through rehabilitation or retrofitting of existing buildings. While the full range of CDBG activities is available to grantees, the Department strongly suggests that grantees incorporate consideration of the public perception of the intent of the Recovery Act in identifying and selecting projects for CDBG-R funding.

A. SPREADSHEET FOR REPORTING PROPOSED CDBG-R ACTIVITIES

Grantees must provide information concerning CDBG-R assisted activities in an electronic spreadsheet provided by HUD. The information that must be reported in the spreadsheet includes activity name, activity description, CDBG-R dollar amount budgeted, eligibility category, national objective citation, additional Recovery Act funds for the activity received from other programs, and total activity budget. An electronic copy of the spreadsheet and the format is available on HUD’s recovery website at <http://www.hud.gov/recovery>.

RESPONSE:

A copy of the spreadsheet is included as Attachment 4.

B. CDBG-R INFORMATION BY ACTIVITY (COMPLETE FOR EACH ACTIVITY)

- (1) Activity Name: (Grantees should follow the same order that activities are listed in the Spreadsheet for Reporting Proposed CDBG-R Activities – this will allow HUD to easily match activity narratives with the information provided in the spreadsheet.)

RESPONSE:

Activity Names:

SC-CDBG-R-09-01-Administration

SC-CDBG-R-09-02-Energy Efficiency

- (2) Activity Narrative:

In addition to the Spreadsheet for Reporting Proposed CDBG-R Activities, grantees must provide a narrative for each activity describing how the use of the grantee's CDBG-R funds will **meet the requirements of Title XII of Division A and Section 1602 of ARRA**. The grantee's **narrative must also state how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit in relation to the CDBG-R funds obligated, and will address the Recovery Act, by:**

- Preserving and creating jobs and promoting economic recovery;
- Assisting those most impacted by the recession;
- Providing investment needed to increase economic efficiency;
- Investing in transportation, environmental protection, or other infrastructure that will provide long-term economic benefits;
- Minimizing or avoiding reductions in essential services; or
- Fostering energy independence.

RESPONSE:

SC-CDBG-R-09-01-ADMINISTRATION: \$66,913

Activity Narrative:

Administration funds in an amount not to exceed 10% of the grant amount will be used to administer the CDBG-R program activities in accordance with CDBG regulations found in 24 CFR Part 570 and in accordance with CDBG-R requirements detailed in the Federal Register Docket No. FR-5309-N-01. Administrative activities to include the preparation and submission of required contracts with HUD, submission of all reporting requirements, provision of individual project oversight, monitoring of all project implementation and completion, and fiscal management and oversight.

Complying with Title XII of Division A and Section 1602 of ARRA:

With HUD approval of the substantial amendment, Stanislaus County will obligate funds for administration thereby complying with the 120 calendar day requirement to obligate funds.

Maximizing Job Creation and Economic Benefit:

CDBG-R funds will be used in a manner that maximizes job creation and economic benefit in relation to the CDBG-R funds obligated, and will address some or all of the Recovery Act objectives specifically by:

- **Preserving and creating jobs and promoting economic recovery:**

With the use of CDBG-R funds for administration the County will indirectly address the components of the Recovery Act by providing oversight for activities that will preserve and/or create jobs, assist those most impacted by the recession, provide investment needed to increase economic efficiency which will result in economic benefits to those assisted, protect the environment, and foster energy independence.

The CDBG-R Program will provide the opportunity to hire a minimum of seven (7) part time interns to expand their exposure to the community development industry and acquire expertise to become employable within community development, redevelopment, and the related public and private housing sector. Interns will have an opportunity to gain experience working in government through programs that assist low and moderate income families, and have a better understanding about housing, community development, economic development, and redevelopment projects and/or programs. At the end of the program staff hopes the economy will be on a road to recovery that will allow the interns an opportunity to pursue full-time work in the field they have gained expertise in locally.

The CDBG-R Program will also help preserve at least 1 permanent full time administrative job that may otherwise be lost due to loss of local general fund revenues.

SC-CDBG-R-09-02-ENERGY EFFICIENCY: \$602,221

Activity Narrative:

CDBG-R funds will be used to retrofit a minimum of twenty (20) first time home buyer units with solar panels and energy efficiencies to offset the inflation of energy costs. These units will be sold to first-time home buyers who will benefit from reduced energy costs and foster energy independence. **All 20 units will be made available to low and moderate income households.** These improvements will be another means, by which the new homeowner can offset other inflationary related homeowner costs, through savings on their utility bills.

Complying with Title XII of Division A and Section 1602 of ARRA:

The County will be able to obligate funds within 120 calendar days from the date HUD signs the agreement with the County. All funds will be expended within a 24-month period.

Maximizing Job Creation and Economic Benefit:

CDBG-R funds will be used in a manner that maximizes job creation and economic benefit in relation to the CDBG-R funds obligated, and will address some or all of the Recovery Act objectives specifically by:

- **Preserving and creating jobs and promoting economic recovery:**

The solar system and energy efficiency installations to first time home buyer units will **employ a minimum of 21 displaced construction workers** over the 24 month period. As a

result, it is estimated that each contractor will be able to retool their employees with a skillset that enables them to retrofit units with solar improvements and other related efficiencies.

- **Assisting those most impacted by the recession:**

The recession has caused the reduction in construction activity thereby resulting in a loss of jobs in the construction industry. The solar system and energy efficiency installations to first time home buyer units will **employ a minimum 21 displaced construction workers** over the 24 month period.

- **Providing investment needed to increase economic efficiency**

All manufactured goods used in the retrofitting housing units with solar panels and energy efficiencies shall be produced in the United States. Local contractors and suppliers will be utilized to guarantee local economic benefit.

- **Investing in environmental protection that will provide long-term economic benefits:**

The retrofitting of housing units through installation of solar panels and energy efficiencies will provide long-term economic benefits to first time home buyer families who will see reduced energy costs each month on their energy bills allowing for an inflationary offset. These savings will improve the family's long term economic situation. The local and greater economy will also benefit as these families will be able to use their savings to invest or purchase other goods.

- **Fostering energy independence:**

Housing units will be retrofitted through the installation of solar panels and other energy efficient materials. As a result, first time home buyer families will become more energy independent and less reliant on traditional means of energy. These improvements may even provide an energy surplus for that unit that will be returned to the respective community's energy grid.

- **Activity Provider:**

Housing Authority of Stanislaus County
Attn: Don Borgwardt
1701 Robertson Road
P.O. Box 581918
Modesto, CA 95358

- (3) Jobs Created: (Report the number of full- and part-time jobs estimated to be created and retained by the activity (including permanent, construction, and temporary jobs)).

SC-CDBG-R-09-01-Adminstration: 1 job retained, 7 part time intern jobs created.

SC-CDBG-R-09-02-Energy Efficiency: 21 full time jobs created/retained.

- (4) Additional Activity Information: (A description of how the activity will promote energy conservation, smart growth, green building technologies, or reduced pollution emissions, if applicable.)

Housing units will be retrofitted through the installation of solar panels and other energy efficient materials. As a result, first time home buyer families will become more energy independent and less

reliant on traditional means of energy. These improvements may even provide an energy surplus for that unit that will be returned to the respective community's energy grid.

- (5) **Responsible Organization:** (Contact information for the organization that will implement the CDBG-R activity, including its name, location, and administrator contact information)

RESPONSE:

CDBG-R Contact Person (person to answer questions about this amendment and CDBG-R)	Aaron Farnon
Title	Community Development Manager
Address Line 1	1010 10 th Street, Suite 3400
Address Line 2	
City, State, Zip Code	Modesto, CA 95354
Telephone	(209)525-5923
Fax	(209)525-5911
Email Address	farnona@stancounty.com

C. PUBLIC COMMENT

Provide a summary of public comments received to the proposed CDBG-R Substantial Amendment.

Note: A Proposed CDBG-R Substantial Amendment must be published via the usual methods and posted on the jurisdiction's website for no less than 7 calendar days for public comment.

RESPONSE:

Staff also provided the public with a notice and subsequent presentation to the Stanislaus County Board of Supervisors and reported out any additional written comments that were received during a 14-day public comment period. The Action Plan amendment was published via the jurisdiction's usual methods and on the Internet for no less than 7 calendar days of public comment.

The CDBG-R Public Comment period began on May 19, 2009 and ended on June 2, 2009, giving the public 14 days to comment.

The Consortium did not receive any public comments.

**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
Community Development Block Grant –Recovery Act Funds (CDBG-R)**

A complete submission contains the following three documents:

- 1) A signed and dated SF-424,
- 2) A completed Substantial Action Plan Amendment (this form),
- 3) Proposed Activities Spreadsheet,
- 4) Signed and dated General Consolidated Plan and FY 2008 / 2009 Annual Action Plan

**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
Community Development Block Grant –Recovery Act Funds (CDBG-R)**

A. General Information

Grantee Name	Stanislaus County
Name of Entity or Department Administering Funds	Stanislaus County Planning and Community Development
CDBG-R Contact Person (person to answer questions about this amendment and CDBG-R)	Aaron Farnon
Title	Community Development Manager
Address Line 1	1010 10 th Street, Suite 3400
Address Line 2	
City, State, Zip Code	Modesto, CA 95354
Telephone	(209)525-5923
Fax	(209)525-5911
Email Address	farnona@stancounty.com
Authorized Official (if different from Contact Person)	Kirk Ford
Title	Executive Director
Address Line 1	1010 10 th Street, Suite 3400
Address Line 2	
City, State, Zip Code	Modesto, CA 95354
Telephone	(209)525-6330
Fax	(209)525-5911
Email Address	
Web Address where this Form is Posted	http://www.stancounty.com/planning/cdbg/cdbg.shtm

Amount Grantee is Eligible to Receive	\$ 669,134.00
Amount Grantee is Requesting	\$ 669,134.00

Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant –Recovery Act Funds (CDBG-R)

B. Citizen Participation and Public Comment

Staff requested input on program guidelines and procedures related to successful implementation and expenditure of program funds by requesting citizen comments over a 14-day comment period (exceeding the 7-day expedited requirement) from May 19, 2009 to June 2, 2009. Staff also provided the public with a notice and subsequent presentation to the Stanislaus County Board of Supervisors on June 2nd, 2009, provided the substantial amendment for review/comment and posted related materials on the County's CDBG website, as well as public libraries and government building postings.

Provide the appropriate response regarding this substantial amendment by checking one of the following options:

Grantee did not receive public comments.

Provide a summary of the public comments regarding this substantial amendment. Include a summary of any comments or views not accepted and the reasons for non-acceptance.

Response:

Staff also provided the public with a notice and subsequent presentation to the Stanislaus County Board of Supervisors and reported out any additional written comments that were received during a 14-day public comment period. The Action Plan amendment was published via the jurisdiction's usual methods and on the Internet for no less than 7 calendar days of public comment.

The Consortuim did not receive any public comments.

C. Distribution and Administration of Funds

CDBG-R funds will be distributed to expand the existing Neighborhood Stabilization Program (NSP), in the form of a programmatic agreement between the Housing Authority of Stanislaus County in partnership with the following Consortia members: Stanislaus County, and the cities of Ceres, Newman, Oakdale, Patterson, and Waterford.

These funds will be utilized to modernize and improve energy efficiency, and expand educational opportunities within the housing industry. These services will be provided in the form of rehabilitation or the retrofitting of Neighborhood Stabilization Program (NSP) acquired units with solar systems and other related energy efficiency related improvements. These improvements will help those impacted by the recession by reducing their energy costs and foster energy independence for first time homebuyers.

The program will provide the opportunity to hire a minimum of seven (7) part-time interns to expand their exposure to the community development industry and acquire expertise to become employable within the community development, redevelopment, and the related public and private housing sector of the community. The interns will be employees of the Project YES program.

Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant –Recovery Act Funds (CDBG-R)

The solar system and energy efficiency installations will employ a **minimum 21 displaced construction workers** over the next 24 months.

Funds will be tracked to ensure that a fair distribution on the energy efficiency improvements will occur within the Consortium as follows:

Area	Admin*/Intern	Activity	Total
Stanislaus County	\$48,245.00	\$ 228,845.00	\$ 277,090.00
City of Ceres	\$ 3,613.00	\$ 72,267.00	\$ 75,88.000
City of Newman	\$ 3,312.00	\$ 66,244.00	\$ 69,566.00
City of Oakdale	\$ 2,710.00	\$ 54,199.00	\$ 56,909.00
City of Patterson	\$ 5,420.00	\$ 108,400.00	\$ 113,820.00
City of Waterford	\$ 3,613.00	\$ 72,266.00	\$ 75,879.00
	Admin*/Intern	Activity	Total
	\$ 66,913.00	\$ 602,221.00	\$ 669,134.00

* **Admin includes but is not limited to costs related to publications, outreach, submission of all reporting requirements, provision of project oversight, monitoring of project implementation and completion, and fiscal management and oversight.**

** **Activity: The overall Activity amount is a benchmark amount. Adjustments may need to be made depending on actual material costs.**

Stanislaus County Staff will administer the CDBG-R Program on behalf of the Consortium. Consortium cities have also been directly allocated a portion of CDBG-R administration funds to pay for publications, outreach, training, and other administrative related activities.

With the Stanislaus County Board of Supervisors’ approval, the plan will be forwarded to Housing and Urban Development for review and program approval; 24-month contracts will be executed within 30 days of the project-funding award. Funds will then be expended within the 24-month period.

CDBG-R grant funds will be monitored under the established Stanislaus County Rehabilitation Program format, which includes quarterly monitoring visits to ensure effective and timely use of funds and utilization in an eligible manner. Utilization of the IDIS system will also provide administrators the ability to monitor grantees on an ongoing basis to ensure timely and accurate use of CDBG-R funds.

D. Collaboration

Staff will provide informational updates to the Stanislaus Housing and Support Services Continuum of Care Collaborative to ensure eligible first time homebuyer applicants have an opportunity to participate in the program. The Housing Authority (H.A.) continually solicits updates of their qualified contractors list to ensure contractors that may be currently unemployed or displaced have an opportunity to participate in the program.

Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant –Recovery Act Funds (CDBG-R)

CDBG-R funds will be used in a manner that is consistent with the Consolidated Plan, specifically by providing funds for the rehabilitation or the retrofitting of NSP acquired housing units with solar systems and other related energy efficiency improvements.

E. Estimated Budget Summary

HUD requires the grantee to complete the following table so that participants in the citizen participation process may see the grantee’s preliminary estimated amounts for various

CDBG-R activities. The grantee will be required to report actual amounts in subsequent reporting.

CDBG-R Funds will be distributed among the Consortium jurisdictions as follows:

Area	Admin*/Intern	Activity**	Total
Stanislaus County	\$48,245.00	\$ 228,845.00	\$ 277,090.00
City of Ceres	\$ 3,613.00	\$ 72,267.00	\$ 75,88.000
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*** Admin includes but is not limited to costs related to publications, outreach, submission of all reporting requirements, provision of project oversight, monitoring of project implementation and completion, and fiscal management and oversight.**

**** Activity: The overall Activity amount is a benchmark amount. Adjustments may need to be made depending on actual material costs.**

F. Authorized Signature

By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete, and accurate to the best of my knowledge. I also provide the required assurances and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)

Signature/Authorized Official

Date

Name: Patricia Hill Thomas

Title: Assistant Executive Officer

(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

(4) **Anti-lobbying.** To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

(5) **Authority of Jurisdiction.** The jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.

(6) **Consistency with Plan.** The housing activities to be undertaken with CDBG-R funds are consistent with its consolidated plan.

(7) **Section 3.** The jurisdiction will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u), and implementing regulations at 24 CFR part 135.

(8) **Community development plan.** The jurisdiction certifies that the consolidated housing and community development plan identifies housing and community development needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the statute authorizing the CDBG program.

(9) **Following a plan.** The jurisdiction is following a current consolidated plan that has been approved by HUD.

(10) **Use of funds.** The jurisdiction has developed activities so as to give the maximum feasible priority to activities that will benefit low- and moderate-income families or aid in the prevention of slums or blight. Additional activities may be included that are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community where other financial resources are not available to meet such needs. It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG-R funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);

2. **Special Assessments.** The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R funds by assessing any amount against properties owned and occupied by persons of low- and moderate-income, including any fee charged or assessment made as a condition of obtaining access to such public improvements. However, if CDBG-R funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with CDBG-R funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R funds, unless CDBG-R funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds if the jurisdiction certifies that it lacks CDBG-R or CDBG funds to cover the assessment.

(11) **Excessive Force.** The jurisdiction certifies that it has adopted and is enforcing: (1) a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and (2) a policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location that is the subject of such non-violent civil rights demonstrations within its jurisdiction.

(12) **Compliance with anti-discrimination laws.** The CDBG-R grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.

(13) **Compliance with lead-based paint procedures.** The activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.

(14) **Compliance with laws.** The jurisdiction will comply with applicable laws.

(15) **Compliance with ARRA.** The jurisdiction will comply with Title XII of Division A of the American Recovery and Reinvestment Act of 2009.

(16) **Project selection.** The jurisdiction will select projects to be funded, by giving priority to projects that can award contracts based on bids within 120 days from the date the funds are made available to the recipient, and that will ensure maximum job creation and economic benefit.

(17) **Timeliness of infrastructure investments.** When the jurisdiction uses CDBG-R funds for infrastructure investments, the grantee will give preference to quick-start and finish activities, including a goal to use at least 50 percent of the funds for activities within 120 days of enactment of the Recovery Act.

(18) **Buy American provision.** The jurisdiction will ensure that all iron, steel and manufactured goods used in construction, alteration, repair, or maintenance of a public building or public work project assisted with CDBG-R funds under the Recovery Act must be produced in the United States unless the Secretary finds that: (1) the requirement is inconsistent with public interest; (2) those goods are not reasonably available or produced in sufficient quantity in the U.S.; (3) or the use of the goods will increase the project cost by more than 25 percent.

(19) **Appropriate use of funds for infrastructure investments.** The Governor, mayor, or other chief executive, as appropriate certifies, that any infrastructure investments have received the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars. Alternatively, a grantee's chief elected official certifies that infrastructure investments will receive the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars.

(20) **70% of CDBG-R for LMI.** The aggregate use of CDBG-R funds shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the grant is expended for activities that benefit such persons over the life of the CDBG-R grant.

Signature/Authorized Official

Date

Patricia Hill Thomas
Name

Assistant Executive Officer
Title

OPTIONAL CERTIFICATION

CDBG-R

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

Where the urgent need is the current economic conditions, the grantee certifies that the activity is alleviating current economic conditions which pose a threat to the economic welfare of the community in which the activity is being carried out, the recipient is unable to finance the activity on its own, and other sources of funding are not available.

Signature/Authorized Official

Date

Patricia Hill Thomas
Name

Assistant Executive Officer
Title