

DRAFT

**AMENDMENT TO CONSOLIDATED PLAN
2008 ACTION PLAN**

**FOR COMMUNITY DEVELOPMENT BLOCK
GRANT-RECOVERY (CDBG-R) FUNDS**

**COUNTY OF MARIN, CALIFORNIA
MAY 26, 2009**

**CONSOLIDATED PLAN AMENDMENT FOR COMMUNITY DEVELOPMENT
BLOCK GRANT-RECOVERY FUNDS**

From now through June 4, 2009, the Marin County Community Development Agency will receive comments from the public on a proposed amendment to the Consolidated Plan for the use of federal Community Development Block Grant-Recovery funds from the U.S. Department of Housing and Urban Development. You can view the Consolidated Plan amendment on the internet at www.marinCDBG.com, or we will mail you a copy if you call 499-6695. The draft amendment is available for public inspection at the Marin County Community Development Agency, 65 Mitchell Blvd., Room 200-C, San Rafael, between the hours of 9:30 a.m. and 5:00 p.m. To comment, please call Reid Thaler at 499-6695, e-mail us at rthaler@co.marin.ca.us, or write to Reid Thaler, Marin County Community Development Agency, 3501 Civic Center Drive, San Rafael, California 94903. People with impaired speech or hearing using TDD devices may reach us at 499-6172, or through the California Relay Service at 1 (800) 735-2922 (voice) or 1 (800) 735-2929 (TTY and TDD). The California Relay Service can also be reached in Spanish for both TDD and voice at 1 (800) 855-3000. Translation into languages other than English, and interpretation for people with visual impairments are available by calling 499-6695.

DRAFT

**AMENDMENT TO CONSOLIDATED PLAN
2008 ACTION PLAN**

**FOR COMMUNITY DEVELOPMENT BLOCK
GRANT-RECOVERY (CDBG-R) FUNDS**

**COUNTY OF MARIN, CALIFORNIA
MAY 26, 2009**

Application for Federal Assistance SF-424		Version 02
*1. Type of Submission:		*2. Type of Application * If Revision, select appropriate letter(s)
<input type="checkbox"/> Preapplication		<input checked="" type="checkbox"/> New
<input checked="" type="checkbox"/> Application		<input type="checkbox"/> Continuation *Other (Specify)
<input type="checkbox"/> Changed/Corrected Application		<input type="checkbox"/> Revision _____
3. Date Received:	4. Applicant Identifier: CDBG-R FY 2008	
5a. Federal Entity Identifier:		*5b. Federal Award Identifier:
State Use Only:		
6. Date Received by State:		7. State Application Identifier:
8. APPLICANT INFORMATION:		
*a. Legal Name: County of Marin		
*b. Employer/Taxpayer Identification Number (EIN/TIN): 94-6000519		*c. Organizational DUNS: 078787744
d. Address:		
*Street 1:	Marin County Community Development Agency	
Street 2:	3501 Civic Center Drive, Room 308	
*City:	San Rafael	
County:	Marin	
*State:	California	
Province:	_____	
*Country:	USA	
*Zip / Postal Code	94903	
e. Organizational Unit:		
Department Name: Marin County Community Development Agency		Division Name: Federal Grants Division
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: _____	*First Name: Roy _____	
Middle Name: _____		
*Last Name: Bateman		
Suffix: _____		
Title:	Community Development Coordinator	
Organizational Affiliation: Marin County Community Development Agency		
*Telephone Number: (415) 499-6698	Fax Number: (415) 507-4061	
*Email: rbateman@co.marin.ca.us		

CDBG-R

Application for Federal Assistance SF-424

Version 02

***9. Type of Applicant 1: Select Applicant Type:**

B. County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

*Other (Specify)

***10 Name of Federal Agency:**

U.S. Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14.253

CFDA Title:

Community Development Block Grant Program (Community Development Block Grant-Recovery)

***12 Funding Opportunity Number:**

*Title:

13. Competition Identification Number:

Title:


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

Marin County, California

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

Community Development Block Grant Program (CDBG-R)
(funded by the American Recovery and Reinvestment Act of 2009)
Federal Fiscal Year 2008

CDBG-R

Application for Federal Assistance SF-424		Version 02
16. Congressional Districts Of:		
*a. Applicant: CA-006	*b. Program/Project: CA-006	
17. Proposed Project:		
*a. Start Date: July 1, 2009	*b. End Date: June 30, 2010	
18. Estimated Funding (\$):		
*a. Federal	\$431,056	
*b. Applicant		
*c. State		
*d. Local		
*e. Other		
*f. Program Income		
*g. TOTAL	\$431,056	
*19. Is Application Subject to Review By State Under Executive Order 12372 Process?		
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on _____		
<input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review.		
<input checked="" type="checkbox"/> c. Program is not covered by E. O. 12372		
*20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)		
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> 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) <input checked="" type="checkbox"/> ** 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: <u>Matthew</u>	
Middle Name: _____		
*Last Name: <u>Hymel</u>		
Suffix: _____		
*Title: County Administrator		
*Telephone Number: (415) 499-6358	Fax Number: (415) 507-4104	
* Email: mhymel@co.marin.ca.us		
*Signature of Authorized Representative: 		*Date Signed: May 7, 2009

Application for Federal Assistance SF-424

Version 02

***Applicant Federal Debt Delinquency Explanation**

The following should contain an explanation if the Applicant organization is delinquent of any Federal Debt.

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): County of Marin, California Jurisdiction Web Address: http://www.co.marin.ca.us/depts/CD/main/comdev/FEDERAL/index.cfm can also be accessed via www.marinCDBG.com <i>(URL where CDBG-R Substantial Amendment materials are posted)</i>	CDBG-R Contact Person: Roy Bateman Community Development Coordinator Marin County Community Development Agency 3501 Civic Center Drive, Room 308 San Rafael, California 94903 Telephone: (415) 499-6698 Fax: (415) 507-4061 E-mail: rbateman@co.marin.ca.us
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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>.

CDBG-R

Activity Data Spreadsheet

Jurisdiction/Grantee Name: County of Marin, California		CDBG-R Formula Grant Amount: \$431,056				Date: May 22, 2009	
Activity Name	Activity Description	Eligibility (Regulatory or HCDA Citation)	National Objective Citation	CDBG-R Project Budget (\$)	Additional Recovery Funds (\$)	Other Leveraged Funding (\$)	Total Activity Budget
Bucklew 527 D Street Rehabilitation	Rehabilitation of group home for people with mental illness 527 D Street, San Rafael, California (Project sponsor: Bucklelew Programs)	24 CFR 570.202(a)(1)	24 CFR 570.208(a)(2)(i)(B)	\$ 23,293	\$0	\$166,612	\$189,905
Marin Community Clinic	250 Bon Air Road (at Marin General Hospital), Greenbrae, California; 3110 Kerner Boulevard, San Rafael, California, and 6100 Redwood Boulevard, Novato, California (Project sponsor: Marin Community Clinic)	24 CFR 570.201(e)	24 CFR 570.208(a)(2)(i)(B)	32,658	0	\$1,879,576	1,912,234
Novato Independent Elders Project	Senior services 1560 Hill Road, Novato, California (Project sponsor: City of Novato)	24 CFR 570.201(e)	24 CFR 570.208(a)(2)(i)(A)	32,000	0	\$140,127	172,127
San Rafael Public Facilities Accessibility Improvements	Rehabilitation of sidewalks, public buildings, parks, and other public facilities to improve accessibility for people with disabilities Citywide, San Rafael, California (Project sponsor: City of San Rafael)	24 CFR 570.201(c)	24 CFR 570.208(a)(2)(i)(A)	300,000	0	\$100,000	400,000
CDBG-R Program Administration	County expenses for administration of CDBG-R Program (County of Marin)	24 CFR 570.206	24 CFR 570.208(d)(4)	43,105	0	\$0	43,105
TOTAL				\$431,056	\$0	\$2,286,315	\$2,717,371

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

BUCKELEW 527 D STREET REHABILITATION

- 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.)

Buckelew 527 D Street Rehabilitation

- 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.)

Buckelew Programs, a nonprofit organization, provides housing and support services to adults with chronic mental illness. The group home at 527 D Street, San Rafael, owned by Buckelew Programs, has serious structural problems, dry rot, and termite infestation. The proposed funding will enable Buckelew Programs to replace damaged siding and framing, replace the foundation, and accomplish seismic retrofitting. Rehabilitation of the Buckelew 527 D Street group home will (a) create construction jobs, (b) assist the severely disabled residents, (c) protect the house from further termite damage and potential earthquake damage, (d) enable Buckelew Programs to avoid the cost of future repair of catastrophic damage, and (e) make operation of this group home financially viable in the long run for Buckelew Programs and its severely disabled clients, thereby providing long-term economic benefits and minimizing reductions in essential services.

Proposed Objective: Decent Housing--Improve the Quality of Affordable Rental Housing

Proposed Outcome: Rehabilitation of Group Home

Performance Measure: Rehabilitation of 1 Group Home

Proposed Schedule: Rehabilitation is planned to begin in summer 2009.

- 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)).

We anticipate that, as a result of the CDBG-R funding, 8 temporary full-time construction jobs would be created for approximately 2 months.

- 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.)

This group home is centrally located in a “smart growth” location near downtown San Rafael and the County’s major public transit hub. Because of its central location, residents are able to walk to community facilities, stores, and services. Preservation of the existing house is a green alternative to demolition and rebuilding, which would be inevitable if the termite and structural damage are not addressed.

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

Steven Ramsland, Executive Director
Buckelew Programs
914 Mission Avenue
San Rafael, California 94901
phone: (415) 457-6966
fax: (415) 721-0281
e-mail: stever@buckelew.org

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

MARIN COMMUNITY CLINIC

- 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.)

Marin Community Clinic

- 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.)

The Marin Community Clinic provides 50,000 physician visits annually, a dramatic increase from the 4,000 physician visits in 1991. Services include pediatric care, post-natal care, immunizations, annual check-ups, and specialty care. Approximately one-third of its patients qualify for Medi-Cal, and virtually all of the remaining clients are very low-income people with no medical insurance. Its clients include people who have lost their jobs and, as a result, have lost their medical benefits. The Clinic assists those most impacted by the recession. The proposed funding would make it possible to maintain an essential service at a time when demand is increasing and funding is uncertain.

Proposed Objective: Suitable Living Environment--Improve Services for Low-Income People

Proposed Outcome: 300 Persons Receiving Medical Services

Performance Measure: Number of Persons Receiving Medical Services

Proposed Schedule: Program activity is planned to begin in summer 2009.

- 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)).

We anticipate that, as a result of the CDBG-R funding, two permanent part-time physician jobs would be retained for approximately 2 months.

- 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.)

Does not apply.

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

John Shen, DSW, Executive Director
Marin Community Clinic
300 Professional Center Drive, Suite 311
Novato, California 94947
phone: (415) 448-1537
e-mail: jshen@marinclinic.org

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

NOVATO INDEPENDENT ELDERS PROJECT

- 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.)

Novato Independent Elders Project

- 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.)

The Novato Independent Elders Project, sponsored by the City of Novato, provides seniors with a variety of support services, including a Home Delivered Grocery Program, a Seasonal Yard Work Program, a Senior Home Safety Program, multicultural senior programs, a Postal Carrier Alert Program, and a congregate meal site. Because of the recession, the City of Novato is facing a shortfall of tax revenue and must cut its 2009-10 budget by 9%. In order to maintain public safety services, the City budget for other services must be cut by up to 13%. The proposed funding would minimize reductions in essential services for vulnerable low-income seniors.

Proposed Objective: Suitable Living Environment--Improve Services for Seniors

Proposed Outcome: 4,000 Seniors Receiving Support Services

Performance Measure: Number of Seniors Receiving Support Services

Proposed Schedule: Program activity is planned to begin in summer 2009.

- 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)).

We anticipate that, as a result of the CDBG-R funding, one full-time permanent job (the Novato Independent Elders Project Supervisor) will be retained for approximately 4 months.

- 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.)

Does not apply.

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

Sandy Stohler, Senior Management Analyst
City of Novato
75 Rowland Way, Suite 200
Novato, California 94945
phone: (415) 899-8976
fax: (415) 899-8219
e-mail: [sstohler@ci.novato.ca.us](mailto:ssstohler@ci.novato.ca.us)

B. CDBG-R INFORMATION BY ACTIVITY (COMPLETE FOR EACH ACTIVITY)
SAN RAFAEL PUBLIC FACILITIES ACCESSIBILITY IMPROVEMENTS

- 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.)

San Rafael Public Facilities Accessibility Improvements

- 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.)

The City of San Rafael has committed to a ten-year program to make sidewalks and intersections accessible to wheelchair users, with a goal of completing 800 curb ramps during the course of the ten-year period. The proposed improvements will create construction jobs. This investment in infrastructure will provide long-term economic benefits by enabling people with physical disabilities to have access to, and fully participate in, educational and employment opportunities in the community.

Proposed Objective: Suitable Living Environment--Improve the Quality of Public Improvements for Low-Income People

Proposed Outcome: 20 Public Facilities Improved

Performance Measure: Number of Public Facilities Improved

Proposed Schedule: Construction is planned to begin in summer 2009.

- 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)).

We anticipate that, as a result of the CDBG-R funding, 4 temporary full-time construction jobs would be created for a period of approximately 11 weeks.

- 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.)

Does not apply.

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

Richard Landis, Public Works Administrative Manager
City of San Rafael
111 Morphew Street
P.O. Box 151560
San Rafael, California 94915-1560
phone: (415) 485-3354
fax: (415) 485-3334
e-mail: richard.landis@ci.san-rafael.ca.us

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

- 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.)

CDBG-R Program Administration

- 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.)

CDBG-R program administration supports the other projects listed in this Consolidated Plan Amendment, which meet the listed goals.

- 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)).

The CDBG-R funding will contribute towards the preservation of approximately 25% of a full-time County administrative position.

- 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.)

Does not apply.

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

Roy Bateman, Community Development Coordinator
Marin County Community Development Agency
3501 Civic Center Drive, Room 308
San Rafael, California 94903
phone: (415) 499-6698
fax: (415) 507-4061
e-mail: rbateman@co.marin.ca.us

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:

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

<p>Jurisdiction(s):</p> <p>County of Marin, California</p> <p>Lead Agency:</p> <p>Marin County Community Development Agency 3501 Civic Center Drive, Room 308 San Rafael, California 94903</p> <p>Jurisdiction Web Address:</p> <p>http://www.co.marin.ca.us/depts/CD/main/comdev/FEDERAL/index.cfm</p> <p>can also be accessed via www.marinCDBG.com</p> <p><i>(URL where CDBG-R Substantial Amendment materials are posted)</i></p>	<p>CDBG-R Contact Person:</p> <p>Roy Bateman Community Development Coordinator Marin County Community Development Agency 3501 Civic Center Drive, Room 308 San Rafael, California 94903</p> <p>Telephone: (415) 499-6698 Fax: (415) 507-4061 E-mail: rbateman@co.marin.ca.us</p>
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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 3.

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

Yes No Date Spreadsheet was e-mailed: _____

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 3.
- the Eligibility citation (eligibility regulatory cite or HCDA cite),
Yes No Verification found on page 3.
- the CDBG national objective citation,
Yes No Verification found on page 3.

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 Question 2 on pages 4, 6, 8, 10, and 12.
- projected number of jobs created for each activity,
Yes No Verification found on Question 3 on pages 4, 6, 8, 10, and 12.
- whether an activity will promote energy efficiency and conservation,
Yes No Verification found on Question 4 on pages 5, 7, 9, 11, and 12.
- the name, location, and contact information for the entity that will carry out the activity,
Yes No Verification found on Question 5 on pages 5, 7, 9, 11, and 13.
- evidence that no more than 10% of the grant amount will be spent on administration and planning,
Yes No Verification found on page 3.
- evidence that no more than 15% of the grant amount will be spent on public services,
Yes No Verification found on page 3.
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,
Yes No Verification found on page 3.

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 15.

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

Yes No Verification found on page 14.

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 No

RESOLUTION NO. 2009-35
RESOLUTION OF THE MARIN COUNTY BOARD OF SUPERVISORS
AUTHORIZING SUBMISSION OF AMENDMENTS TO THE CONSOLIDATED PLAN
FOR THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM,
HOME INVESTMENT PARTNERSHIPS PROGRAM, AND
HOMELESSNESS PREVENTION AND RAPID RE-HOUSING PROGRAM FUNDS

WHEREAS, the Board of Supervisors of the County of Marin, in cooperation with eleven cities in the County, has adopted a community development strategy establishing six interjurisdictional Community Development Block Grant (CDBG) citizen participation/planning areas, allocating a portion of Program Year 35 (2009-10) CDBG funding to the planning areas and establishing a countywide allocation of a portion of its CDBG funds for housing; and

WHEREAS, one informational workshop was held, and eight local public hearings were held to elicit public response and program ideas; and

WHEREAS, the Countywide Priority Setting Committee, the countywide citizen participation body for the CDBG Program and the HOME Investment Partnerships Program (HOME), conducted a public hearing on March 31, 2009 to solicit public testimony on community development objectives and the projected use of CDBG and HOME funds, and to make funding recommendations to be forwarded to the Board of Supervisors of the County of Marin; and

WHEREAS, a notice of availability of the draft Consolidated Plan Amendments, including the proposed CDBG, HOME, and Homelessness Prevention and Rapid Re-Housing Program (HPRP) Fiscal Year 2009 and supplemental Fiscal Year 2008 budgets, has been published in the Marin Independent Journal, a newspaper of general circulation; and

WHEREAS, the Board of Supervisors of the County of Marin conducted a public hearing on May 5, 2009, to hear public testimony and consider in full the draft Consolidated Plan Amendments and associated documents; and

WHEREAS, the Board of Supervisors of the County of Marin has certified that the Community Development Program has been developed with citizen input and gives maximum feasible priority to activities which will principally benefit low or moderate income persons;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of the County of Marin hereby authorizes County staff to sign and submit the Consolidated Plan Amendments, including the required Certifications and associated documents, to the United States Department of Housing and Urban Development, and authorizes staff to act in connection with the submission of the Consolidated Plan Amendments and to provide such additional information as may be required.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Marin held on this 5th day of May, 2009, by the following vote:

AYES: SUPERVISORS Susan L. Adams, Steve Kinsey, Charles McGlashan,
Judy Arnold, Harold C. Brown, Jr.

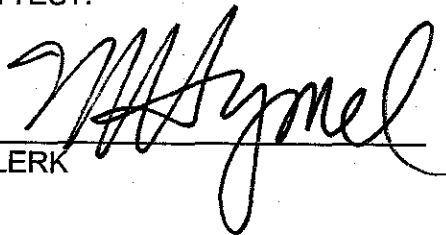
NOES: NONE

ABSENT: NONE



PRESIDENT, BOARD OF SUPERVISORS

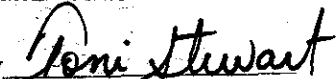
ATTEST:



CLERK

The foregoing instrument is a correct copy of the original on record in this office.

MATTHEW H. HYMEL, Clerk
of the Board of Supervisors
of the County of Marin
State of California

By 
Deputy Clerk

CERTIFICATIONS

(1) **Affirmatively furthering fair housing.** The jurisdiction will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard.

(2) **Anti-displacement and relocation plan.** The jurisdiction will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended (42 U.S.C. 4601), and implementing regulations at 49 CFR part 24; and it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104(d) of the housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under CDBG-R.

(3) **Drug Free Workplace.** The jurisdiction will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about –
 - (a) The dangers of drug abuse in the workplace;
 - (b) The grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
 - (a) Abide by the terms of the statement; and
 - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted:
 - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(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

Matthew H. Hymel
County Administrator, County of Marin

Title

May 26, 2009

Date

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING AND DRUG-FREE WORKPLACE REQUIREMENTS:

A. Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

B. Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)
3501 Civic Center Drive, San Rafael, California 94903

65 Mitchell Boulevard, San Rafael, California 94903

Check ___ if there are workplaces on file that are not identified here.

The certification with regard to the drug-free workplace is required by 24 CFR part 24, subpart F.

- 7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

"Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

"Conviction" means a finding of guilt (including a plea of nolo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

"Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including: (i) All "direct charge" employees; (ii) all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and (iii) temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).