

# **THE CDBG-R SUBSTANTIAL AMENDMENT**

Jurisdiction(s): City of San Jose	CDBG-R Contact Person: Sandra Murillo Address: 200 E. Santa Clara St., 12 <sup>th</sup> Floor Telephone: (408) 975-4415
Jurisdiction Web Address: <a href="http://www.sjhousing.org">http://www.sjhousing.org</a>	Fax: (408) 920-7061 Email: <a href="mailto:sandra.murillo@sanjoseca.gov">sandra.murillo@sanjoseca.gov</a>

## **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>.

See Attached.

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

**Activity #1: Clean Tech Careers Fund**

Activity Narrative: Proposed Award: \$1,200,000

The proposed project will provide a funding mechanism for capital equipment costs to green technology companies expanding or relocating to San Jose. The City of San Jose's Office of Economic Development has actively promoted green technology and has built relationships with companies new to San Jose and those currently in San Jose that are converting to green technology. This project will provide funding to 3 (three) companies that meet the intent of ARRA by creating jobs and promoting economic recovery in the city of San Jose. The project will open opportunities to individuals most impacted by the recession due job loss, provide investment capital necessary to increase economic and energy efficiency by creating or implementing new and emerging technology which will result in long-term economic benefit to the company, the City and the new or retained employees.

Jobs Created: 60 FTEs

Additional Activity Information: The proposed capital investments include:

- 1) The establishment of a safe, local and environmentally clean facility for processing green and clean wood products. Through the use of an advanced chipping process, the materials will convert into usable bio-fuel for local power plants. The project will also provide a disposal site for these materials, which by federal law cannot be brought to local landfills after 2010.
- 2) Purchase of additional equipment for the expansion of a solar panel manufacturing company.
- 3) Installation of energy efficient equipment in a San Jose-based data center to reduce the high level of energy consumption typical of data centers.

Responsible Organization:

Office of Economic Development  
200 E. Santa Clara St., 17<sup>th</sup> Floor  
San Jose, CA 95113  
Nanci Klein  
(408) 535-8100  
nancy.klein@sanjoseca.gov

**Activity #2: Moffat-Liberty Storm Drain Improvement, Alviso**

Activity Narrative: Proposed Award: \$350,000

The proposed project consists of the installation of new storm drain laterals, inlets, ADA standard curb cuts, driveways, and approximately 1,300 linear feet of sidewalk, curb and gutter within a low-moderate income area. Alviso, located in the outer-northern boundaries of the City, is an old fishing community adjacent to the lower part of the San Francisco Bay. This community has long been without updated sewer systems, streets and sidewalks. This

investment, along with Activity #4 below, will bring much needed improvements to the long-neglected infrastructure within this community and will provide long-term economic benefit minimizing sewer back-ups, improve the path of travel, provide easy and safer sidewalk access to the elderly and disabled residents, and ultimately improve the environment for the residents. These improvements will also provide environmental protection to the Bay by increasing the efficiency of water run-off.

Jobs Created: 4.25 FTE's for one year

Additional Activity Information: The proposed improvements will provide improved access to an existing community health care facility from the surrounding neighborhoods. The proposed improvements will also improve the storm water quality by eliminating the silts, trash and debris that flow into the storm sewers via the existing drainage swale at the existing edge of the roadway. The swale will be replaced with concrete curb and gutter.

Responsible Organization:

Department of Public Works  
200 E. Santa Clara St., 5<sup>th</sup> Floor  
San Jose, CA 95113  
Timm Borden  
(408) 535-8300  
timm.borden@sanjoseca.gov

**Activity #3: North First Street-Grand Boulevard Storm Drain Improvement, Alviso**

Activity Narrative: Proposed Award: \$485,000

The proposed project consists of the installation of new storm drain laterals, inlets, ADA standard curb cuts, driveways, and approximately 2,750 linear feet of sidewalk, curb and gutter within a low-moderate income area. Alviso, located in the outer-northern boundaries of the City, is an old fishing community adjacent to the lower part of the San Francisco Bay. This community has long been without updated sewer systems, streets, and sidewalks. This investment along with Activity #3 above, will bring much needed improvements to the long-neglected infrastructure within this community and will provide long-term economic benefit by minimizing sewer back-ups, improve the path of travel and provide easy and safer sidewalk access to the elderly and disabled residents, and ultimately improve the environment for the residents. These improvements will also provide environmental protection to the Bay by increasing the efficiency of water run-off.

Jobs Created: 6.25FTE for one year

Additional Activity Information: North First Street is the major arterial serving Alviso. The proposed project will improve pedestrian and cyclist access to this arterial by completing the storm sewer system and eliminating a drainage ditch. The proposed improvements will also improve the storm water quality by eliminating the silts, trash and debris that flow into the storm sewers via the drainage ditch

Responsible Organization:

Department of Public Works  
200 E. Santa Clara St., 5<sup>th</sup> Floor

San Jose, CA 95113  
Timm Borden  
(408) 535-8300  
timm.borden@sanjoseca.gov

**Activity #4: Project HOPE**

Activity Narrative: Proposed Award \$400,000

This two-year public service project will provide job training and employment services to 70 individuals, including 28 non-violent ex-offenders, 30 homeless persons, and 12 youth recently emancipated from the foster care system. Through the provision of job training and placement in concert with supportive service from local homeless service providers, Project HOPE will foster the ability of participating individuals to become self-sufficient, gainfully employed and ultimately stabilized in permanent housing. This project will address the intent of the Recovery Act by developing trained and employable individuals and supporting their personal economic recovery. These additional funds will increase the number of clients assisted and will minimize reductions in these essential services that promote self-sufficiency.

Jobs Created: Case Managers - 2 FTE

Additional Activity Information: This project is being implemented in collaboration with other programs funded by Workforce Investment Act, Emergency Shelter Grant program funds, and recently allocated Homeless Prevention and Rapid Re-Housing program.

Responsible Organization:

Housing Department  
200 E. Santa Clara St., 12<sup>th</sup> Floor  
San Jose, CA 95113  
Jessica Scheiner  
(408) 975-4417  
jessica.scheiner@sanjoseca.gov

**Activity #5: Streetlight Conversion**

Activity Narrative: Proposed Award: \$215,463

This project will convert approximately 300 low-pressure sodium streetlights to adaptive LED streetlights. This project supports the City's Green Vision goal to reduce street light energy consumption. It will also address the Recovery Act by providing investment necessary to increase economic efficiency, investing in environmental protection and infrastructure projects that will provide long-term economic benefits, and minimize or avoid reductions in essential service

Jobs Created: 1 FTE

Additional Activity Information: Through the use of energy efficient LED technology, the City of San Jose will conserve energy and reduce ongoing operating costs.

Responsible Organization:

Department of Transportation  
200 E. Santa Clara St., 8<sup>th</sup> Floor  
San Jose, CA 95113  
Amy Olay  
(408) 535-3850  
amy.olay@sanjoseca.gov

**Activity #6: Program Administration**

Activity Narrative: Proposed Award: \$50,000

The proposed funding will support administration of the CDBG-R program.

Jobs Created: N/A

Additional Activity Information: N/A

Responsible Organization:

Department of Housing  
200 E. Santa Clara St., 12<sup>th</sup> Floor  
San Jose, CA 95113  
Sandra Murillo  
(408) 975-4415  
sandra.murillo@sanjoseca.gov

***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:

The Proposed CDBG-R Substantial Amendment was posted on the City of San Jose Housing Department website and placed in community centers and libraries. The notice was translated into Spanish, Vietnamese and Chinese. Lastly, the public had an opportunity to comment at a City Council meeting. No public comments were received.

# 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): City of San Jose  Jurisdiction Web Address: <a href="http://www.sjhousing.org">http://www.sjhousing.org</a>	CDBG-R Contact Person: Sandra Murillo Address: 200 E. Santa Clara St., 12 <sup>th</sup> Floor Telephone: (408) 975-4415 Fax: (408) 920-7061 Email: sandra.murillo@sanjoseca.gov
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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 **See Attached**

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: **June 4, 2009 (Amended 06-29-09)**

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 **1**
- the Eligibility citation (eligibility regulatory cite or HCDA cite),  
 Yes  No  Verification found on page **1**
- the CDBG national objective citation,  
 Yes  No  Verification found on page **1**

**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) 2 - 5
- projected number of jobs created for each activity,  
Yes  No  Verification found on page(s) 2 - 5
- whether an activity will promote energy efficiency and conservation,  
Yes  No  Verification found on page(s) 2 - 5
- the name, location, and contact information for the entity that will carry out the activity,  
Yes  No  Verification found on page(s) 2 - 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) 5-6
- evidence that no more than 15% of the grant amount will be spent on public services,  
Yes  No  Verification found on page 5
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,  
Yes  No  Verification found on page (s) 2-5

**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) 5

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

Yes  No  Verification found on page(s) 5

**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"/> |
| <br>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 type="checkbox"/> |
| (2) Anti-displacement and relocation plan                    | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (3) Drug-free Workplace                                      | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (4) Anti-lobbying  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (5) Authority of State                                       | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (6) Consistency with plan                                    | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (7) Section 3  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (8) Community development plan                               | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (9) Consultation with Local Governments                      | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (10) Use of Funds  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (11) Excessive Force   | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (12) Compliance with anti-discrimination laws                | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (13) Compliance with laws                                    | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (14) Compliance with ARRA                                    | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (15) Project selection                                       | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (16) Timeliness of infrastructure investments                | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (17) Buy American provision                                  | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (18) Appropriate use of funds for infrastructure investments | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| (19) 70% of CDBG-R for LMI                                   | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| <br>Optional Certification                                   |                              |                             |
| (20) Urgent Need   | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

CDBG-R  
Amended Activity Spreadsheet

Jurisdiction/Grantee Name: City of San Jose		CDBG-R Formula Grant Amount: \$2,700,463				Date: June 29, 2009	
<b>Activity Name</b>	<b>Activity Description</b>	<b>Eligibility (Regulatory or HCDA Citation)</b>	<b>National Objective Citation</b>	<b>CDBG-R Project Budget (\$)</b>	<b>Additional Recovery Funds (\$)</b>	<b>Other Leveraged Funding (\$)</b>	<b>Total Activity Budget</b>
Clean Tech Careers Fund	The proposed program would provide grants for the reimbursement of capital equipment costs to clean tech companies that are trying to locate or expand in San Jose and have significant job creation potential. Prior to the allocation of funds, companies would be required to provide evidence of equipment purchase and fulfillment of projected job creation targets The funds will assist 3-5 clean tech manufacturing companies and create a minimum of 60 jobs over the next twelve months.	570.203b	LMJ	1,200,000	0	0	\$1,200,000
Moffat-Liberty Storm Drain Improvement	The project will consist of the installation of new storm laterals, inlets, wheelchair ramps, driveways, and approximately 1,300 linear feet of sidewalk and curb and gutter within a low moderate income area.	570.201c	LMA	350,000	0	0	\$350,000
North First Street-Grand Boulevard Storm Drain Improvement	The project will consist of the installation of storm laterals, inlets, wheelchair ramps, driveways, and approximately 2,750 linear feet of new sidewalk and curb and gutter within a low moderate income area.	570.201c	LMA	485,000	0	0	\$485,000
Streetlight Conversion	Project will convert approximately 300 low pressure sodium streetlights to adaptive LED streetlights. Supports the City's Green Vision goal to reduce street light energy.	570.201c	LMA	215,463	0	0	\$215,463
Project HOPE	A two-year job training and employment assistance program providing assistance to 70 individuals including 28 non-violent ex-offenders, 30 homeless persons, and 12 youth recently emancipated from the foster care system.	570.201e	LMC	400,000	0	600,000	\$1,000,000
Project Administration	The proposed funding will support administration of the CDBG-R program.	570.206	N/A	50,000	0	0	\$50,000
				\$2,700,463		\$600,000	3,300,463