



COMMUNITY DEVELOPMENT DEPARTMENT

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CITY OF CUPERTINO 2023-2024 ANNUAL ACTION PLAN SUBSTANTIAL AMENDMENT CDBG CAPITAL PROJECT SENIOR CENTER FIRE ALARM UPGRADE

Introduction

The Community Development Block Grant (CDBG) Program provides annual grants on a formula basis to states, cities, and counties to develop viable urban communities by providing decent housing and a suitable living environment, and by expanding economic opportunities, principally for low- and moderate-income persons. The program is authorized under Title 1 of the Housing and Community Development Act of 1974, Public Law 93-383, as amended 42 U.S.C. 5301 et seq. The program was designed to reinforce several important values and principles of community development.

CDBG funding is governed through HUD, therefore the City of Cupertino, as an entitlement city, must comply with HUD prescribed statutes and regulations. Per HUD 24 CFR 24 Part 91.505, the jurisdiction, in this case the City of Cupertino, shall amend the approved plan whenever it makes one of the following decisions:

1. To make a substantial change (e.g., 50% or more) in its allocation priorities or a substantial change in the method of distribution of funds;
2. To carry out an activity, using funds from any program covered by the consolidated plan (including program income, reimbursements, repayment, recaptures, or reallocations from HUD), not previously described in the action plan; or
3. To substantially change the purpose, scope, location, or beneficiaries of an activity.

Additionally, the substantial amendment criteria utilized by the City of Cupertino as established by the City's Citizen Participation Plan is defined as:

1. Changes in the use of CDBG funds from one eligible activity to another;
2. Changes in the method of distribution of such funds;
3. Changes in policy or goals and objectives; and
4. Other similar changes.

Proposed Amendment to the FY 2023-2024 Annual Action Plan

An estimated total of \$460,487.38 was made available in the FY 2023-24 Notice of Funding Availability (NOFA) / Request for Proposals (RFP) to be used for eligible CDBG capital housing projects. Although City staff conducted extensive outreach in the affordable housing and non-profit community, only one application was received in this category, totaling \$92,536.00. The City did not receive applications for the excess \$367,951.38 in funds. City staff actively sought out eligible opportunities to expend the excess funding, and an appropriate activity has been identified. This Substantial Amendment to the FY 23-24 Annual Action Plan effectively allocates the funding to a new project. The proposed project and funding allocation is listed in the table below.

PROPOSED FY 2023-2024 SUBSTANTIAL AMENDMENT CDBG BUDGET	
Capital Housing Projects	Proposed Funding
Senior Center Fire Alarm Upgrade	\$367,951.38
TOTAL	\$367,951.38

A description of the activities for the fiscal year are as follows:

- Capital Housing Projects
 - Senior Center Fire Alarm Upgrade
 - Replace the existing fire alarm system with a complete, sitewide, fully addressable fire alarm system.

The above activity and funding amount will be revised in the 2023-2024 Annual Action Plan.

HUD requires that entitlement communities provide the public with a 30-day comment period to provide residents and other interested parties an opportunity to provide input on the proposed Amendment. This public comment period will run from August 15, 2023, to September 14, 2023.

Public Comments

The City will incorporate any comments received during the public comment period.