

AMENDMENT
URBAN COUNTY COOPERATION AGREEMENT FOR
COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIP ACT, AND
EMERGENCY SOLUTIONS GRANT PROGRAMS
FISCAL YEARS 2024 – 2026

The Cooperation Agreement between Contra Costa County and the cities/towns of Brentwood, Clayton, Danville, El Cerrito, Hercules, Lafayette, Martinez, Moraga, Oakley, Orinda, Pinole, Pleasant Hill, Richmond, San Pablo, and San Ramon for Community Development Block Grant (CDBG) Funding, HOME Investment Partnership Act (HOME), and Emergency Solutions Grant (ESG) Funding for Fiscal Years 2024-2026, is hereby amended to include the following provision(s):

Provisions Related to the Formula Allocations under the HOME Program and ESG Program

Compliance: By executing the CDBG/HOME/ESG cooperation agreement, the City/Town understands that it:

1. *May receive a formula allocation under the HOME Program only through the urban county. Thus, even if the urban county does not receive a HOME formula allocation, the City/Town cannot form a HOME consortium with other local governments.*
2. *May receive a formula allocation under the ESG Program only through the urban county.*

Provisions Related to Affirmatively Furthering Fair Housing

Compliance. *The County and the City/Town shall take all actions necessary to assure compliance with the urban county's certification required by the HOME Act and Section 104(b) of Title I of the Housing and Community Development Act of 1974, and the grant will be conducted and administered in conformity with Title VI of the Civil Rights Act of 1964, and the implementing regulations at 24 CFR part 1, and the Fair Housing Act, and the implementing regulations at 24 CFR part 100, Title VIII of the Civil Rights Act of 1968, and other applicable laws, including affirmatively furthering fair housing.*

The County and the City/Town shall take all actions necessary to assure compliance with Section 109 of Title I of the Housing and Community Development Act of 1974, and the implementing regulations at 24 CFR part 6, which incorporates Section 504 of the Rehabilitation Act of 1973, and the implementing regulations at 24 CFR part 8, Title II of the Americans with Disabilities Act, and the implementing regulations at 28 CFR part 35, the Age Discrimination Act of 1975, and the implementing regulation at 24 CFR part 146, and Section 3 of the Housing and Urban Development Act of 1968, and compliance with other applicable laws. With respect to the program within its boundaries, the City/Town shall comply with all requirements of the CDBG Act, the HOME Act, and ESG Act, as well as the regulations, guidelines, bulletins and circulars that are issued pursuant thereto.

It is prohibited for any urban county funding for activities in, or in support of, any cooperating unit of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with the County's fair housing certification. The City/Town shall provide the County with all records, documents, certifications and funding activities in, or in support of, any cooperating units of general local government that does not affirmatively further fair housing within its own jurisdiction or that impedes the County's actions to comply with its fair housing certification. All information is to be submitted in the form prescribed by the County. The City/Town agrees to make available upon request all records concerning the program for inspection by the County or Federal officials during regular business hours.

Pursuant to 24 CFR 570.501(b), the City/Town is subject to the same requirements applicable to subrecipients, including the requirement of a written agreement set forth in 24 CFR 570.503. As the applicant, the County has responsibility for ensuring that CDBG, HOME, and ESG funds are used in accordance with all performance standards established under agreements and procurement contracts, and for taking appropriate action when performance problems arise. Therefore, before disbursing any CDBG, HOME, and ESG funds for projects in the City/Town, the County and the subrecipient shall enter into a written agreement for each individual project.

Effective Date: September 1, 2023

_____ City of Brentwood	_____ City of Clayton	_____ Town of Danville
_____ City of El Cerrito	_____ City of Hercules	_____ City of Lafayette
_____ City of Martinez	_____ Town of Moraga	_____ City of Oakley
_____ City of Orinda	_____ City of Pinole	_____ City of Pleasant Hill
_____ City of Richmond	_____ City of San Pablo	_____ City of San Ramon
_____ Contra Costa County		