

## RESOLUTION No. 2023-05

### A RESOLUTION OF THE BOARD OF DIRECTORS OF MARIN CLEAN ENERGY ACCEPTING COMMUNITY PROJECT FUNDING FROM THE CONGRESSIONAL GRANTS DIVISION OF THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

**WHEREAS**, Marin Clean Energy (“MCE”) is a joint powers authority established on December 19, 2008, and organized under the Joint Exercise of Powers Act (Government Code Section 6500 et seq.); and

**WHEREAS**, MCE members include the following communities: the County of Marin, the County of Contra Costa, the County of Napa, the County of Solano, the City of American Canyon, the City of Belvedere, the City of Benicia, the City of Calistoga, the City of Concord, the Town of Corte Madera, the Town of Danville, the City of El Cerrito, the Town of Fairfax, the City of Fairfield, the City of Lafayette, the City of Larkspur, the City of Martinez, the City of Mill Valley, the Town of Moraga, the City of Napa, the City of Novato, the City of Oakley, the City of Pinole, the City of Pittsburg, the City of Pleasant Hill, the City of San Ramon, the City of Richmond, the Town of Ross, the Town of San Anselmo, the City of San Pablo, the City of San Rafael, the City of Sausalito, the City of St. Helena, the Town of Tiburon, the City of Vallejo, the City of Walnut Creek, and the Town of Yountville; and

**WHEREAS**, The Consolidated Appropriations Act 2023 (Public Law 117-328) (“FY2023 Act”) contains \$2,982,285,641 in Economic Development Initiative funding for the purpose of making community project funding/congressionally-directed grants (also commonly referred to as Federal Earmarks). These Fiscal Year 2023 Community Project Funding grants (“CPF Grants”) will be administered by the Congressional Grants Division of the U.S. Department of Housing and Urban Development (“HUD”); and

**WHEREAS**, MCE submitted project proposals that support existing MCE customer programs to its congressional representatives for the CPF Grants. Representative John Garamendi and Representative Jared Huffman selected the MCE Healthy Homes Expansion project and the MCEv Program Expansion project, respectively, to move through the Appropriations Committee pursuant to the FY2023 Act;

**WHEREAS**, MCE has been awarded two CPF grants by HUD to fund: 1) the MCE Healthy Homes Expansion, and 2) the MCEv Program Expansion; (collectively referred to as the “MCE Awarded Funds”); and

**WHEREAS**, HUD may approve funding allocations for the MCE Awarded Funds, subject to the terms and conditions of the FY2023 Act requirements, the Grant Agreements, and the CPF Grant Guide between HUD and MCE.

**NOW, THEREFORE, BE IT RESOLVED**, by the MCE Board of Directors:

1. If MCE receives the MCE Awarded Funds from HUD pursuant to the above referenced FY2023 Act, it represents and certifies that it will use all such funds in a manner consistent and in compliance with all applicable state and

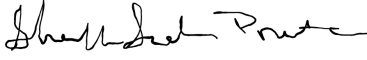
federal statutes, rules, regulations, and laws, including without limitation all rules and laws regarding the FY2023 Act, as well as the Grant Agreements, and the CPF Grant Guide between HUD and MCE.

2. The Chief Executive Officer of MCE (“CEO”) is hereby authorized and directed to receive the MCE Awarded Funds, in an amount not to exceed \$750,000 for the MCE Healthy Homes Expansion and \$2,000,000 for the MCEv Program Expansion, in accordance with all applicable rules and laws.
3. The CEO hereby agrees to use the MCE Awarded Funds for eligible activities as approved by HUD and in accordance with all program requirements, and other rules and laws, as well as in a manner consistent and in compliance with the Grant Agreements and other HUD CPF Grant requirements.
4. The CEO is authorized to execute the Grant Agreements and any subsequent or modifications thereto, as well as any other documents which are related to the MCE Awarded Funds, as HUD may deem appropriate.


**PASSED AND ADOPTED** at a regular meeting of the MCE Board of Directors on this 20th day of April, 2023, by the following vote:

	<b>AYES</b>	<b>NOES</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
County of Marin	X			
Contra Costa County	X			
County of Napa	X			
County of Solano				X
City of American Canyon	X			
City of Belvedere	X			
City of Benicia				X
City of Calistoga	X			
City of Concord				X
Town of Corte Madera	X			
Town of Danville	X			
City of El Cerrito	X			
Town of Fairfax	X			
City of Fairfield	X			
City of Lafayette	X			
City of Larkspur				X
City of Martinez				X
City of Mill Valley	X			
Town of Moraga	X			
City of Napa	X			

City of Novato	X			
City of Oakley	X			
City of Pinole	X			
City of Pittsburg	X			
City of Pleasant Hill	X			
City of San Ramon	X			
City of Richmond	X			
Town of Ross	X			
Town of San Anselmo	X			
City of San Pablo				X
City of San Rafael				X
City of Sausalito				X
City of St. Helena	X			
Town of Tiburon				X
City of Vallejo	X			
City of Walnut Creek	X			
Town of Yountville	X			

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CHAIR, MCE

**Attest:**

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SECRETARY, MCE