



CARES ACT SUBSTANTIAL AMENDMENT TO ANNUAL ACTION PLAN 2019-2020

**PREPARED BY THE
DEPARTMENT OF PUBLIC WORKS AND PLANNING
COMMUNITY DEVELOPMENT DIVISION**

FRESNO COUNTY BOARD OF SUPERVISORS

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County Administrative Officer

STEVEN E. WHITE, Director
Department of Public Works and Planning

GLENN ALLEN, Manager
Community Development Division

Executive Summary

AP-05 Executive Summary - 24 CFR 91.200(c), 91.220(b)

1. Introduction

CARES Act, CDBG-CV Substantial Amendment

The Coronavirus Aid, Relief and Economic Security Act (CARES Act) was passed to address issues related to the COVID-19 pandemic, with the intent to prevent and respond to the spread of the coronavirus. This substantial amendment identifies the planned use of the supplemental CARES Act funding for the Community Development Block Grant program (CDBG-CV funds).

4. Summary of Citizen Participation Process and consultation process

CARES Act, CDBG-CV Substantial Amendment

The County consulted with the six cities participating in its Urban County CDBG program, to identify projects to be funded with CDBG-CV funds. The substantial amendment was also reviewed by the County's Housing and Community Development Citizens Advisory Committee.

The Board of Supervisors held a noticed public hearing on the adoption of the substantial amendment, during which public comment on the substantial amendment was accepted.

Pursuant to HUD-approved waivers of standard CDBG requirements, the public comment period and public notice of the Board of Supervisors' hearing were reduced to five days.

The substantial amendment was made available for public review and comment to the general public on the County's website at www.fresncountyca.gov/grants.

5. Summary of public comments

CARES Act, CDBG-CV Substantial Amendment

Feedback from the public at public meetings and hearings are incorporated into the Action Plan. The County will make every effort to address all written comments regarding its substantial amendment prior to submittal to HUD.

6. Summary of comments or views not accepted and the reasons for not accepting them

CARES Act, CDBG-CV Substantial Amendment

The County will make every effort to address all written comments regarding the published Action Plan.

7. Summary

CARES Act, CDBG-CV Substantial Amendment

The County identified projects to receive CDBG-CV funding. Although some of the projects identified are similar to existing projects in the Action Plan, for clarity, the substantial amendment includes new CDBG-CV priority needs, goals and projects.

AP-12 Participation – 91.105, 91.200(c)

1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting

CARES Act, CDBG-CV Substantial Amendment

On May 20, 2020, the Board-appointed Housing and Community Development Citizens Advisory Committee met to review the substantial amendment. The Citizens Advisory Committee recommended approval of the substantial amendment.

On May 26, 2020, the Fresno County Board of Supervisors held a noticed public hearing to accept public comment and approve the substantial amendment.

Pursuant to HUD-approved waivers of standard CDBG requirements, the public comment period and public notice of the Board of Supervisors' hearing were reduced to five days.

The substantial amendment was made available for public review and comment to the general public on the County's website at www.fresncountyca.gov/grants.

Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (if applicable)
1	Public Meeting	Non-targeted/broad community Housing and Community Development Citizens Advisory Committee	To be updated after meeting	To be updated after meeting	To be updated after meeting	
2	Public Hearing	Non-targeted/broad community Board of Supervisors	To be updated after hearing	To be updated after hearing	To be updated after hearing	

Table 1 – Citizen Participation Outreach

Expected Resources

AP-15 Expected Resources – 91.220(c)(1,2)

Introduction

CARES Act, CDBG-CV Substantial Amendment

Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
Other: CDBG-CV	public - federal	Admin and Planning Public Improvements Public Services	1,635,038	0	0	1,635,038	0	CDBG-CV funds will be used for fire protection equipment, homeless shelter and other public services, as well as CDBG-CV administration.

Table 2 - Expected Resources – Priority Table

Annual Goals and Objectives

AP-20 Annual Goals and Objectives

CARES Act, CDBG-CV Substantial Amendment

Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
10	CDBG-CV: Homeless Shelter	2019	2019	Homeless		CDBG-CV: Homeless Shelter	CDBG-CV: \$400,000	Homelessness prevention: 40 Persons Assisted
11	CDBG-CV: Other Public Services	2019	2019	Non-Homeless Special Needs		CDBG-CV: Other Public Services	CDBG-CV: \$808,030	Public service activities other than Low/Moderate Income Housing Benefit: 300 Persons Assisted
12	CDBG-CV: Fire Protection Equipment	2019	2019	Non-Housing Community Development		CDBG-CV: Fire Protection Equipment	CDBG-CV: \$100,000	Public facility or infrastructure activities other than low/moderate-income housing benefit: 6,000 Persons Assisted

Table 3 – Goals Summary

Goal Descriptions

10	Goal Name	CDBG-CV: Homeless Shelter
	Goal Description	Temporary shelter to homeless persons, including temporary trailers for the isolation of homeless persons testing positive for coronavirus, and wrap-around services.
11	Goal Name	CDBG-CV: Other Public Services
	Goal Description	Public service activities related to the coronavirus, which may include emergency assistance grants, food assistance and/or delivery, health services, education and outreach, broadband/internet connectivity, homeless activities, and business loans or grants.
12	Goal Name	CDBG-CV: Fire Protection Equipment
	Goal Description	Provide funds for personal protective equipment and other supplies for agencies providing fire protection services.

Projects

AP-35 Projects – 91.220(d)

CARES Act, CDBG-CV Substantial Amendment

Projects

#	Project Name
11	CDBG-CV: Homeless Shelter
12	CDBG-CV: Other Public Services
13	CDBG-CV: Fire Protection Equipment
14	CDBG-CV: Administration

Table 4 - Project Information

AP-38 Project Summary
Project Summary Information

11	Project Name	CDBG-CV: Homeless Shelter
	Target Area	
	Goals Supported	CDBG-CV: Homeless Shelter
	Needs Addressed	CDBG-CV: Homeless Shelter
	Funding	CDBG: \$400,000
	Description	Temporary shelter to homeless persons, including temporary trailers for the isolation of homeless persons testing positive for coronavirus, and wrap-around services.
	Target Date	06/30/2021
	Estimate the number and type of families that will benefit from the proposed activities	40 homeless persons assisted, presumed to be low income.
	Location Description	Selma and the surrounding unincorporated areas, with the potential to serve homeless persons from other cities including Fowler, Kingsburg, and Reedley.
Planned Activities	Temporary shelter to homeless persons, including temporary trailers for the isolation of homeless persons testing positive for coronavirus, and wrap-around services.	
12	Project Name	CDBG-CV: Other Public Services
	Target Area	
	Goals Supported	CDBG-CV: Other Public Services
	Needs Addressed	CDBG-CV: Other Public Services
	Funding	CDBG: \$808,030
	Description	Public service activities related to the coronavirus, which may include emergency assistance grants, food assistance and/or delivery, health services, education and outreach, broadband/internet connectivity, homeless activities, and business loans or grants.
	Target Date	06/30/2021
	Estimate the number and type of families that will benefit from the proposed activities	300 persons living in low- and moderate-income areas, or verified as being low- or moderate-income households.

	Location Description	Participating cities and unincorporated communities in Fresno County. Specific locations to be determined.
	Planned Activities	Activities to be determined.
13	Project Name	CDBG-CV: Fire Protection Equipment
	Target Area	
	Goals Supported	CDBG-CV: Fire Protection Equipment
	Needs Addressed	CDBG-CV: Fire Protection Equipment
	Funding	CDBG: \$100,000
	Description	Provide funds for personal protective equipment and other supplies for agencies providing fire protection services.
	Target Date	06/30/2021
	Estimate the number and type of families that will benefit from the proposed activities	6,000 persons living in low- and moderate-income areas.
	Location Description	Unincorporated areas in Fresno County.
	Planned Activities	Activities to be determined.
14	Project Name	CDBG-CV: Administration
	Target Area	
	Goals Supported	
	Needs Addressed	
	Funding	CDBG: \$327,008
	Description	Administration of the CDBG-CV program.
	Target Date	06/30/2021
	Estimate the number and type of families that will benefit from the proposed activities	N/A. Program administration.
	Location Description	N/A. Program administration.
	Planned Activities	Administration of the CDBG-CV program.

AP-65 Homeless and Other Special Needs Activities – 91.220(i)

Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including

Addressing the emergency shelter and transitional housing needs of homeless persons

CARES Act, CDBG-CV Substantial Amendment

The County will provide shelter due to the state and local shelter in place order to prevent the spread of COVID-19 to homeless persons in Selma and the surrounding unincorporated areas, with the potential to serve homeless persons from other cities including Fowler, Kingsburg, and Reedley. The County would contract with the Super 8 Hotel in Selma to provide rooms, including handicapped accessible rooms if needed.

Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again

CARES Act, CDBG-CV Substantial Amendment

The County intends to seek permanent housing for the homeless persons receiving temporary shelter under the CDBG-CV program, using other services and/or funding sources.

Application for Federal Assistance SF-424

* 1. Type of Submission:

- Preapplication
- Application
- Changed/Corrected Application

* 2. Type of Application:

- New
- Continuation
- Revision

* If Revision, select appropriate letter(s):

* Other (Specify):

* 3. Date Received:

4. Applicant Identifier:

5a. Federal Entity Identifier:

5b. Federal Award Identifier:

B-20-UC-06-0003

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

* a. Legal Name:

County of Fresno

* b. Employer/Taxpayer Identification Number (EIN/TIN):

* c. Organizational DUNS:

8289278760000

d. Address:

* Street1:

2220 Tulare Street

Street2:

8th Floor

* City:

Fresno

County/Parish:

* State:

CA: California

Province:

* Country:

USA: UNITED STATES

* Zip / Postal Code:

93721-2126

e. Organizational Unit:

Department Name:

Public Works & Planning

Division Name:

Community Development

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

Ms.

* First Name:

Kristi

Middle Name:

* Last Name:

Johnson

Suffix:

Title:

Principal Staff Analyst

Organizational Affiliation:

* Telephone Number:

559-600-4292

Fax Number:

559-600-4573

* Email:

kgjohnson@fresnocountyca.gov

Application for Federal Assistance SF-424

*** 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:

14-218

CFDA Title:

Community Development Block Grants/Entitlement Grants

*** 12. Funding Opportunity Number:**

B-20-UC-06-0003

* Title:

Community Development Block Grant - CARES Act (CDBG-CV)

13. Competition Identification Number:

Title:

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

SF-424-14-Areas.docx

Add Attachment

Delete Attachment

View Attachment

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

General Management, Oversight & Coordination; Emergency Homeless Shelter; Public Services; Fire Protection Equipment

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant

* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="1,635,038.00"/>
* b. Applicant	<input type="text" value=""/>
* c. State	<input type="text" value=""/>
* d. Local	<input type="text" value=""/>
* e. Other	<input type="text" value=""/>
* f. Program Income	<input type="text" value=""/>
* g. TOTAL	<input type="text" value="1,635,038.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

a. This application was made available to the State under the Executive Order 12372 Process for review on .

b. Program is subject to E.O. 12372 but has not been selected by the State for review.

c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

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)**

** 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:

Middle Name:

* Last Name:

Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative:

* Date Signed:

Fresno County

SF-424

Additional Information for Selected Questions

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

The unincorporated portion of Fresno County and the participating cities of Fowler, Kerman, Kingsburg, Mendota, Reedley and Selma.

Fresno County

SF-424

Additional Information for Selected Questions

16. Congressional Districts - Additional list of Program/Project Congressional Districts:

CA-004

CA-016

CA-022

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009
Expiration Date: 01/31/2019

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.



PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Director of Public Works and Planning
APPLICANT ORGANIZATION County of Fresno	DATE SUBMITTED 

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing.

Anti-displacement and Relocation Plan -- It 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. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.

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.

Authority of Jurisdiction -- The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan -- The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons with AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

Section 3 -- It 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.

Signature/Authorized Official

Date

Steven E. White
Printed Name

Director, Dept. of Public Works & Planning
Title

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

Following a Plan -- It is following a current consolidated plan that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

1. Maximum Feasible Priority - With respect to activities expected to be assisted with CDBG funds, 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 CDBG-assisted activities which the grantee certifies 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, and other financial resources are not available (see Optional CDBG Certification).
2. Overall Benefit - The aggregate use of CDBG funds including section 108 guaranteed loans, during program year 2020 (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
3. Special Assessments - It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed 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 funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG 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 funds.

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- 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 which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Compliance With Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, subparts A, B, J, K and R;

Compliance with Laws -- It will comply with applicable laws.

Signature/Authorized Official

Date

Steven E. White

Printed Name

Director, Dept. of Public Works & Planning

Title

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:

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.