

# **THE CDBG-R SUBSTANTIAL AMENDMENT**

Jurisdiction(s): <b><u>Palm Beach County</u></b>	CDBG-R Contact Person: <b><u>Edward W. Lowery, Director</u></b> Address: <b><u>100 Australian Avenue, Suite 500, West Palm Beach, FL 33406</u></b> Telephone: <b><u>561-233-3602</u></b> Fax: <b><u>561-656-7588</u></b> Email: <b><u>elowery@pbcgov.org</u></b>
Jurisdiction Web Address: <ul style="list-style-type: none"><li>• <i>www.pbcgov.com/hcd</i></li></ul>	

## **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 ATTACHMENT A: CDBG-R ACTIVITY DATA SPREADSHEET**

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

(1) Activity Name:

**Westgate/ Belvedere Homes CRA Infrastructure Improvements**

(2) Activity Narrative:

**The activity entails the replacement/reconstruction of drainage culverts and overlaying roadway in the Westgate/Belvedere Homes CRA district. The project involves increasing the size of the existing culverts thereby alleviating future flooding in the area. The activity will be located under Cherry Road at the L- 3½ (Airport) Canal and will serve CT 30.00; BG 2 which has a total population of 2,023 and a low- and moderate income population of 1,172 persons or 57.9%. The activity will serve the “Activities benefiting low- and moderate-income persons” National Objective per 24 CFR 570.208(a)(1)(i) – Area Benefit.**

**Currently, design for the activity is underway and the established timeline includes advertising the bid by August 2009, awarding the contract by October 2009, and beginning construction by February 2010. This implementation schedule will satisfy Title XII of Division A since the contract will be awarded within 120 days of the execution of the HUD grant agreement with Palm Beach County.**

**CDBG-R funds will maximize job creation and economic benefit by generating new jobs in Palm Beach County and will address the Recovery Act by preserving and creating jobs, promoting economic recovery and providing infrastructure that has long-term economic benefit.**

**The activity will be fully funded with CDBG-R funds in the amount of \$600,000 and will be used solely for hard construction costs.**

(3) Jobs Created:

**It is expected that at least fourteen (14) jobs will be created or retained through the use of these funds.**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Elizee Michele, Executive Director  
Westgate/Belvedere Homes CRA  
100 Australian Avenue, Suite 410  
West Palm Beach, FL 33406**

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

(1) Activity Name:

**South Bay Community Center**

(2) Activity Narrative:

**Palm Beach County Department of Parks and Recreation will undertake the rehabilitation of a building located in the City of South Bay to be used as a community center to serve residents of South Bay and construct an attendant parking lot. The activity is located within CT 83.02; BG 1 which has a total population of 2,722 persons of which 76.2% or 2,073 are low- and moderate income persons.**

**Bid documents are expected to be completed by the end of July 2009 and the activity will go to bid in September 2009. Construction of the project is anticipated to begin by January 2010. This implementation schedule will satisfy Title XII of Division A, since the contract will be awarded within 120 days of the execution of the HUD grant agreement with Palm Beach County.**

**CDBG-R funds will maximize job creation and economic benefit by allowing a project that has stalled due to lack of funding to be completed. The Recovery Act will be addressed by preserving and creating jobs, promoting economic recovery and providing infrastructure that has long-term economic benefit.**

**CDBG-R funds account for 43% of the activity budget and will be used solely for hard construction costs.**

(3) Jobs Created:

**It is expected that at least 23 jobs will be created or retained through the use of these funds.**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Dennis Eshleman, Director  
Palm Beach County Parks & Recreation Department  
2700 Sixth Avenue South  
Lake Worth Florida, 33461**

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

(1) Activity Name:

**City of Greenacres Infrastructure Improvements**

(2) Activity Narrative:

The activity entails drainage improvement to two alleyways on the north side of 10<sup>th</sup> Avenue North (Fleming/Jennings and Jennings/Perry) in the City of Greenacres. Specifically, the activity consists of clearing the alleys, grading, and sodding. The activity will be located in CT 47.04; BG 3 which has a total population of 1,383 persons of which 49.3% or 682 are low- and moderate income persons. The City conducted income surveys for the Jennings Avenue in 2008 and Fleming Avenue in 2009 using HUD's methodology which shows that the area where work will be directly performed is 74% and 94% low-mod respectively.

The City has already begun preparing plans for the activity and anticipates plans will be completed in the near future. The current timeline for the activity includes completing bid documents by June 15, 2009, awarding the contract during August 2009, and commencing construction by December 2009. This implementation schedule will satisfy Title XII of Division A, since the contract will be awarded within 120 days of the execution of the HUD grant agreement with Palm Beach County.

CDBG-R funds will maximize job creation and economic benefit by generating new jobs in Palm Beach County and will address the Recovery Act by preserving and creating jobs, promoting economic recovery and providing infrastructure that has long-term economic benefit.

The activity will be fully funded with CDBG-R funds in the amount of \$73,000 and will be used solely for hard construction costs.

(3) Jobs Created:

It is expected that at least 12 jobs will be created or retained through the use of these funds.

(4) Additional Activity Information:

N/A

(5) Responsible Organization:

**Thomas J. Lanahan, Planning and Engineering Director  
City of Greenacres  
5800 Melaleuca Lane  
Greenacres, FL 33463**

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

(1) Activity Name:

**Canal Point Water Line**

(2) Activity Narrative:

**This activity consists of the replacement of an existing water distribution main located on US 441 (Everglades Street) between Main Street to the north in the Canal Point CDBG Target Area and State Market Road to the south in the City of Pahokee with a new 12” water distribution main (approximately 8,000 linear feet). This project includes the removal and restoration of roadways and driveways along the water main route. This activity will be beneficial for the entire area as it will increase water pressure to residential, commercial and public structures for fire safety and health benefits. The activity will serve CT 80.01; BG 1 which has a total population of 550 persons and a low- and moderate income population of 338 persons or 61.5%. The activity will meet the “Activities benefiting low- and moderate-income persons” National Objective per 24 CFR 570.208(a)(1)(i) – Area Benefit.**

**Bid documents are expected to be completed by the end of June 2009 and the contract is expected to be awarded by the end of August 2009. Construction of the project is anticipated to begin by December. This implementation schedule will satisfy Title XII of Division A, since the contract will be awarded within 120 days of the execution of the HUD grant agreement with Palm Beach County.**

**CDBG-R funds will maximize job creation and economic benefit by allowing a project that has stalled due to lack of funding to be completed. The Recovery Act will be addressed by preserving and creating jobs, promoting economic recovery and providing infrastructure that has long-term economic benefit.**

**CDBG-R funds account for 32% of the activity budget and will be used solely for hard construction costs.**

(3) Jobs Created:

**It is expected that at least 9 jobs will be created or retained through the use of these funds.**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Steve McGrew, Senior Professional Engineer  
Palm Beach County Water Utilities Department  
8100 Forest Hill Blvd  
West Palm Beach, FL 33413**

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

(1) Activity Name:

**Villages of Hope Infrastructure Improvements**

(2) Activity Narrative:

**Villages of Hope is a transitional housing facility providing services to youth who have aged out of the foster care system. The activity entails the installation of on-site infrastructure (water/sewer/storm drainage) and off-site hook up in support of expansion of the facility. The facility is located at 3528 Burma Circle, Lake Park, FL 33403. The activity will meet the “Activities benefiting low- and moderate-income persons” National Objective per 24 CFR 570.208(a)(3) – Housing Activities and will benefit at least 12 young adults who currently reside at the facility.**

**Plat approval and permit approval will be completed by the end of August 2009 and the contract is expected to be awarded by the end of October 2009. Construction of the project is anticipated to begin by March 2010. This implementation schedule will satisfy Title XII of Division A, since the contract will be awarded within 120 days of the execution of the HUD grant agreement with Palm Beach County.**

**CDBG-R funds will maximize job creation and economic benefit by generating new jobs in Palm Beach County and will address the Recovery Act by preserving and creating jobs, promoting economic recovery and providing infrastructure that has long-term economic benefit.**

**CDBG-R funds account for 41% of the activity budget and will be used solely for hard construction costs.**

(3) Jobs Created:

**It is expected that at least 17 jobs will be created or retained through the use of these funds.**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Charles Bender III, Executive Director  
Villages of Hope, Inc.  
3528 Burma Circle  
Lake Park, FL 33403**

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

(1) Activity Name:  
**Palm Beach County Economic Development Office**

(2) Activity Narrative:

**PBC EDO will undertake Special Economic Development activities designed to create new jobs for persons who have recently become unemployed as a result of the economic crisis. In order to achieve this goal, EDO will undertake the following activities: assist businesses through sourcing of finance to be used for working capital and business expansion among others; development of business plans; assistance in sourcing employees; provide technical assistance to ensure effective marketing and financial recordkeeping. The activity will meet the “Activities benefiting low- and moderate-income persons” National Objective per 24 CFR 570.208(a)(4)(i) – Job creation activities. At least 51% of the jobs created will be occupied by low – and moderate-income persons.**

**CDBG-R funds will maximize job creation and economic benefit by generating new jobs in Palm Beach County and longevity of businesses and will address the Recovery Act by preserving and creating jobs and promoting economic recovery and assisting those most impacted by the recession.**

**The activity will be funded with CDBG-R funds in the amount of \$180,000.**

(3) Jobs Created:

**It is expected that at least twelve (12) full-time equivalent jobs will be created through the use of these funds.**

(4) Additional Activity Information:

(5) N/A

(6) Responsible Organization:

**Kevin Johns, Director  
Palm Beach County Economic Development Office  
301 N. Olive Avenue  
West Palm Beach, FL 33401**

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

(1) Activity Name:

**Urban League of Palm Beach County Foreclosure Mitigation Counseling Program**

(2) Activity Narrative:

**Provision of a Foreclosure Mitigation Counseling Program to families at-risk of losing their homes by offering counseling services and engaging in negotiations on behalf of clients in loan modification, special forbearances, refinancing proceedings, among other services. The activity is a public service activity and income documentation and family size will be collected to verify that clients are low and –moderate income persons. The activity will be conducted at the Urban League’s administrative offices located at 1700 North Australian Avenue, West Palm Beach, FL 33407.**

**CDBG-R funds will help retain jobs and will maximize economic benefit by assisting an estimated 400 homeowners/households stay in their homes by offering clients services/programs that will help them recover from situations that have led to the potential loss of their homes. The activity will address the Recovery Act by preserving jobs and promoting economic recovery and assisting those most impacted by the recession.**

**The activity will be funded with CDBG-R funds in the amount of \$95,000.**

(3) Jobs Created:

**CDBG-R funds will retain 7 jobs for persons that provide direct services to clients including 4 housing counselors.**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Ms. Teresa Johnson, VP of Programs  
Urban League of Palm Beach County  
1700 N. Australian Avenue  
West Palm Beach, FL 33407**

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

(1) Activity Name:

**Program Planning and Administration**

(2) Activity Narrative:

**The activity includes the funding of general administration and planning costs. Funds will be used to cover recurrent costs (salaries and benefits) to be incurred by PBC Department of Housing and Community Development associated with the planning and implementation of the County's CDBG-R Program.**

**The allowable 10%, \$184,676, will be used to fund administrative costs.**

(3) Jobs Created:

**N/A**

(4) Additional Activity Information:

**N/A**

(5) Responsible Organization:

**Edward W. Lowery, Director  
Palm Beach County  
Department of Housing and Community Development  
100 Australian Avenue, Suite 500  
West Palm Beach, Florida 33406**

*C. PUBLIC COMMENT*

Provide a summary of public comments received to the proposed CDBG-R Substantial Amendment.

**The public notice advertising the proposed Eleventh Amendment to Palm Beach County's FY 2008-09 Action Plan was published in the Palm Beach Post Newspaper and posted on the HCD website at [www.pbcgov.com/hcd](http://www.pbcgov.com/hcd) on May 25, 2009. The advertisement invited comments from members of the public and interested parties for a period 7 days, which expired on June 1, 2009. HCD required all comments to be submitted in writing and all comments which were received, on or before the expiration of the public comment period, were considered. On June 2, 2009, the amendment was presented to the Board of County Commissioners, at a public meeting, for their approval. This public meeting forum also allowed members of the public to comment on the amendment prior to the BCC's arriving at a decision to approve or to not approve. No public comments were received as a result of the posting of this notice in the newspaper, on the website and at the BCC public meeting.**



**PALM BEACH COUNTY  
DEPARTMENT OF HOUSING &  
COMMUNITY DEVELOPMENT  
COMMUNITY DEVELOPMENT BLOCK  
GRANT RECOVERY PROGRAM  
PUBLIC NOTICE**

The American Recovery and Reinvestment Act of 2009 (ARRA) signed by the President of the United States on February 17, 2009 is intended to provide a stimulus to the U.S. economy in the wake of the current economic downturn. A component of the ARRA is the Community Development Block Grant Recovery (CDBG-R) Program which designated \$1 billion for the economic revitalization and growth of communities. The CDBG-R Program is governed by the regular CDBG Program regulations at 24 CFR Part 570, with some waivers and revisions. Eligible activities include all activities eligible for funding under the regular CDBG Program. The HUD Notice which advised of the availability of CDBG-R funds, the application process, terms and conditions of the award, and program design and implementation, was published on May 5, 2009. Palm Beach County was allocated \$1,846,758 in CDBG-R funding. In order to access these funds Palm Beach County is required to amend its FY 2008-09 Action Plan and submit the amendment to HUD on or before June 5, 2009.

**Proposed Eleventh (11<sup>th</sup>) Amendment to the FY 2008-09 Action Plan**

The total amount of CDBG-R funds available to Palm Beach County for FY 2008-09 is \$1,846,758. The proposed Eleventh (11<sup>th</sup>) Amendment to the FY 2008-09 Action Plan entails the addition of eight (8) CDBG-R funded activities as follows:

**Westgate/Belvedere Homes CRA Infrastructure Improvements:** Reconstruction of the Cherry Road bridge over the Airport Canal to improve drainage in the CRA district. The activity includes increasing the size of the existing culverts thereby alleviating future flooding in the area. The proposed CDBG-R funding for this activity is \$600,000.

**South Bay Community Center:** Complete the rehabilitation of a 4,000 square foot building located on US 27, to be used as a community center by the residents of the City of South Bay. The proposed CDBG-R funding for this activity is \$300,000.

**City of Greenacres Infrastructure Improvements:** Drainage improvements to 2 alleyways between Fleming, Jennings, and Perry Avenues consisting of clearing the alleys, draining, and sodding. The proposed CDBG-R funding for this activity is \$73,000.

**Canal Point Water Line:** Replacement of an existing water distribution main located on US 441 (Everglades Street) between Main Street to the north in the Canal Point CDBG Target Area and State Market Road to the south in the City of Pahokee with a new 12" water distribution main (approximately 8,000 linear feet). The activity will increase water pressure to residential, commercial and public structures for fire safety and health benefits. The proposed CDBG-R funding for this activity is \$231,000.

**Villages of Hope Infrastructure Improvements:** Infrastructure improvements consisting of roadway, drainage, and sanitary sewer installation in support of an expansion of a transitional housing facility serving former foster youth. The activity will be located at 3528 Irma Circle, Lake Park, FL 33403. The proposed CDBG-R funding for this activity is \$183,082.

**Palm Beach County Economic Development Office:** Provision of direct assistance to businesses designed to create new jobs for persons who have recently become unemployed as a result of the economic crisis. This is a countywide activity. The proposed CDBG-R funding for this activity is \$180,000.

**Urban League of Palm Beach County:** Provision of a foreclosure Mitigation Counseling Program to families at-risk of losing their homes by offering counseling services and engaging in negotiations on behalf of clients in loan modification and refinancing proceedings, among other services. The activity will be conducted at the Urban League's administrative offices located at 700 North Australian Avenue, West Palm Beach, FL 33407. The proposed CDBG-R funding for this activity is \$95,000.

**Program Administration:** The allowable 10% for administration will be used to fund administrative costs which are expected to be incurred by Palm Beach County Department of Housing and Community Development. The CDBG-R funding for this activity is \$184,676.

Written comments on the proposed Amendment will be accepted by HCD at 160 Australian Avenue, Suite 500, West Palm Beach, FL 33406, until June 1, 2009.

Palm Beach County's Board of County Commissioners (BCC) will discuss the CDBG-R Program and consider this Amendment for approval at a regular meeting to be held June 2, 2009. All interested parties are invited to attend. The BCC meeting is to be held as follows:

**Location:** Palm Beach County Governmental Center  
BCC Chambers (6<sup>th</sup> Floor)  
301 North Olive Avenue  
West Palm Beach, FL 33401

**Time:** No time certain (BCC meetings begin at 9:30a.m.)

**Date:** Tuesday, June 2, 2009

IN ACCORDANCE WITH THE PROVISIONS OF THE ADA, THIS AD CAN BE REQUESTED IN ALTERNATE FORMAT. AUXILIARY AIDS OR SERVICES WILL BE PROVIDED UPON REQUEST WITH AT LEAST THREE DAYS NOTICE (CONTACT HCD AT (561) 233-3616).

**PUBLISH:** May 25, 2009

## 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): <b><u>Palm Beach County</u></b>  Jurisdiction Web Address: <ul style="list-style-type: none"> <li>• <a href="http://www.pbcgov.com/hcd">www.pbcgov.com/hcd</a></li> </ul>	CDBG-R Contact Person: <b><u>Edward W. Lowery, Director</u></b> Address: <b><u>160 Australian Avenue, St. 500, West Palm Beach, FL 33406</u></b> Telephone: <b><u>561-233-3602</u></b> Fax: <b><u>561-656-7588</u></b> Email: <b><u>elowery@pbcgov.org</u></b>
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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 **19**

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

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(s) **19**
- the Eligibility citation (eligibility regulatory cite or HCDA cite),  
 Yes  No  Verification found on page(s) **19**
- the CDBG national objective citation,  
 Yes  No  Verification found on page(s) **19**

***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) 2-9
- projected number of jobs created for each activity,  
Yes  No  Verification found on page(s) 2-9
- whether an activity will promote energy efficiency and conservation,  
Yes  No  Verification found on page(s) 2-9
- the name, location, and contact information for the entity that will carry out the activity,  
Yes  No  Verification found on page(s) 2-9
- evidence that no more than 10% of the grant amount will be spent on administration and planning,  
Yes  No  Verification found on page (s) 9
- evidence that no more than 15% of the grant amount will be spent on public services,  
Yes  No  Verification found on page (s) 8
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,  
Yes  No  Verification found on page (s) 2-9

**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) 10-11

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

Yes  No  Verification found on page(s) 10

**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"/> |

Optional Certification

- |                  |                              |  |
|------------------|------------------------------|--|
| (21) Urgent Need | Yes <input type="checkbox"/> | No <input checked="" 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"/> |

Optional Certification

- |                  |                              |                             |
|------------------|------------------------------|-----------------------------|
| (20) Urgent Need | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
|------------------|------------------------------|-----------------------------|

# CERTIFICATIONS

(1) **Affirmatively furthering fair housing.** The jurisdiction will affirmatively further fair housing, which means that it will conduct an analysis to identify impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in this regard.

(2) **Anti-displacement and relocation plan.** The jurisdiction 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), and implementing regulations at 49 CFR part 24; and it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104(d) of the housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under CDBG-R.

(3) **Drug Free Workplace.** The jurisdiction will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about –
  - (a) The dangers of drug abuse in the workplace;
  - (b) The grantee's policy of maintaining a drug-free workplace;
  - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
  - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
  - (a) Abide by the terms of the statement; and
  - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted:
  - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

(4) **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.

(5) **Authority of Jurisdiction.** The jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.

(6) **Consistency with Plan.** The housing activities to be undertaken with CDBG-R funds are consistent with its consolidated plan.

(7) **Section 3.** The jurisdiction 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.

(8) **Community development plan.** The jurisdiction certifies that the consolidated housing and community development plan identifies housing and community development needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the statute authorizing the CDBG program.

(9) **Following a plan.** The jurisdiction is following a current consolidated plan that has been approved by HUD.

(10) **Use of funds.** The jurisdiction has developed activities so as to give the maximum feasible priority to activities that will benefit low- and moderate-income families or aid in the prevention of slums or blight. Additional activities may be included that 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 where other financial resources are not available to meet such needs. It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG-R funds, it certifies that 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 activities which the grantee certifies are designed to meet other community development needs having a 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);

2. **Special Assessments.** The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R 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-R funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with CDBG-R 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-R funds. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R funds, unless CDBG-R funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds if the jurisdiction certifies that it lacks CDBG-R or CDBG funds to cover the assessment.

(11) **Excessive Force.** The jurisdiction certifies that 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 that is the subject of such non-violent civil rights demonstrations within its jurisdiction.

(12) **Compliance with anti-discrimination laws.** The CDBG-R grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601-3619), and implementing regulations.

(13) **Compliance with lead-based paint procedures.** The activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.

(14) **Compliance with laws.** The jurisdiction will comply with applicable laws.

(15) **Compliance with ARRA.** The jurisdiction will comply with Title XII of Division A of the American Recovery and Reinvestment Act of 2009.

(16) **Project selection.** The jurisdiction will select projects to be funded, by giving priority to projects that can award contracts based on bids within 120 days from the date the funds are made available to the recipient, and that will ensure maximum job creation and economic benefit.

(17) **Timeliness of infrastructure investments.** When the jurisdiction uses CDBG-R funds for infrastructure investments, the grantee will give preference to quick-start and finish activities, including a goal to use at least 50 percent of the funds for activities within 120 days of enactment of the Recovery Act.

(18) **Buy American provision.** The jurisdiction will ensure that all iron, steel and manufactured goods used in construction, alteration, repair, or maintenance of a public building or public work project assisted with CDBG-R funds under the Recovery Act must be produced in the United States unless the Secretary finds that: (1) the requirement is inconsistent with public interest; (2) those goods are not reasonably available or produced in sufficient quantity in the U.S.; (3) or the use of the goods will increase the project cost by more than 25 percent.

(19) **Appropriate use of funds for infrastructure investments.** The Governor, mayor, or other chief executive, as appropriate certifies, that any infrastructure investments have received the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars. Alternatively, a grantee’s chief elected official certifies that infrastructure investments will receive the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars.

(20) **70% of CDBG-R for LMI.** The aggregate use of CDBG-R funds shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the grant is expended for activities that benefit such persons over the life of the CDBG-R grant.

\_\_\_\_\_  
Signature/Authorized Official

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title

CDBG-R  
ACTIVITY DATA SPREADSHEET

Jurisdiction/Grantee Name: <b>Palm Beach County</b>		CDBG-R Fomula Grant Amount: <b>\$1,846,758</b>				Date: <b>June 5, 2009</b>	
<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>
Westgate/Belvedere Homes CRA	Replacement of culverts under Cherry Road at the L- 3 ½ (Airport) Canal.	24 CFR 570.201(c)	24 CFR 570.208 (a)(1)(i)	\$600,000	\$0	\$0	\$600,000
South Bay Community Center	Rehabilitation of a building to be used as a community center, and construction of an attendant parking lot.	24 CFR 570.201(c)	24 CFR 570.208 (a)(1)(i)	\$300,000	\$0	\$400,000	\$700,000
City of Greenacres Infrastructure Improvements	Drainage improvements on two (2) alleyways on the north side of 10th Avenue North	24 CFR 570.201(c)	24 CFR 570.208 (a)(1)(i)	\$73,000	\$0	\$0	\$73,000
Canal Point Water Line	Installation of a 12" water distribution main under US 441 between the City of Pahokee and Canal Point	24 CFR 570.201(c)	24 CFR 570.208 (a)(1)(i)	\$231,000	\$0	\$489,000	\$720,000
Villages of Hope Infrastructure Improvements	Installation of on-site infrastructure (water/sewer/storm drainage) and off-site hook-up for a transtional housing facility	24 CFR 570.202(a)(1)	24 CFR 570.208 (a)(3)	\$183,082	\$0	\$267,000	\$450,082
Palm Beach County Economic Development Office	Assistance to businesses to create new jobs for persons recently unemployed	24 CFR 570.203 (c)	24 CFR 570.208 (a)(4)(i)	\$180,000	\$0	\$0	\$180,000
Urban League of Palm Beach County	Provision of foreclosure mitigation counseling to individuals at risk of losing their homes.	24 CFR 570.201(e)	24 CFR 570.208 (a)(2)(i)(B)	\$95,000	\$0	\$0	\$95,000
Program Planning & Administration	Planning and administration expenses incurred in performing, planning, coordinating, and monitoring the CDBG-R Program.	24 CFR 570.206(a)(1)	N/A	\$184,676	\$0	\$0	\$184,676
				<b><u>\$1,846,758</u></b>	<b><u>\$0</u></b>	<b><u>\$1,156,000</u></b>	<b><u>\$3,002,758</u></b>

