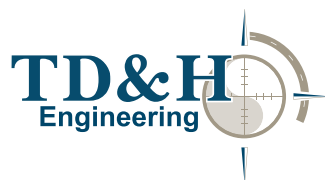




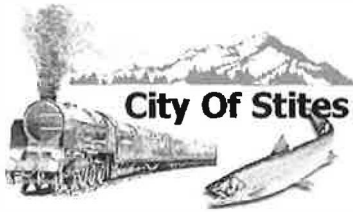
IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION WATER SYSTEM IMPROVEMENTS

CITY OF STITES

November 12, 2019



COPY



P.O. Box 300
Stites, Idaho 83552-0300
208-926-7121

November 13, 2019

Director Tom Kealey
Idaho Department of Commerce
P.O. Box 83720
Boise, ID 83720-0093

Dear Director Kealey:

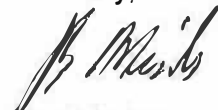
It gives the City of Stites great pleasure to submit our Application not only because with the completion of this project our water system will be compliant and meet regulatory requirements, but because **84.48%** of our citizens passed a bond to pay for the project. Passing the bond with such a high percentage is telling of the support we have for this project since our small community has a high low-to-moderate income of 60.9%.

A Water System Master Plan was completed to evaluate alternatives to bring our system into compliance. The Water System Master Plan was approved by the Department of Environmental Quality and we are ready to take the project to the next step, which is procuring funding to design and construct the project.

We had significant public input for the project. The cost required to bring our system into compliance is not cheap. It is for this reason that we humbly request the award of \$500,000 in CDBG funds, with the remaining committed funds to be paid for by a combination of USDA Rural Development loan and grant funds and a USACE 595 Program grant.

We sincerely appreciate your consideration of our CDBG application.

Sincerely,



Rey Mireles

Mayor

TABLE OF CONTENTS

I.	ICDBG Application Information Form.....	1
II.	Economic Advisory Council Page.....	2
III.	Threshold Factors	3
IV.	Program Income.....	4
V.	General Project Description.....	5
VI.	Budget Narrative	6
VII.	Idaho Community Development Block Grant Budget Form.....	8
VIII.	Detailed Cost Analysis.....	9
IX.	Project Schedule	9
X.	Grantee and Sub-Recipient Financial Profiles	10
XI.	Project Site – Field Notes Review.....	13
XII.	Review & Ranking Narrative – Public Facilities.....	15
	Program Impact.....	15
	LMI Need and Impact	16
	Project Categories	17
XIII.	Certifications.....	21

APPENDICES

- Appendix A: USDA Rural Development Funding Commitment
Bond Election Results Documenting 84.48% Approval
- Appendix B: Low-to-Moderate Income Documentation
- Appendix C: Citizen Participation Plan
Notice of Public Hearing on Proposed Grant Activities
Clearwater Progress Legal Notice of Public Hearing
Public Hearing Meeting Minutes
Public Hearing Sign-In Sheet
Informational Flyers Sent to Residents
- Appendix D: 2018 Audit
- Appendix E: Grant Administrator Procurement Documentation
Engineer Procurement Documentation
Bond Attorney Procurement Documentation
- Appendix F: Fair Housing Resolution
504/ADA Accessibility Documentation
LEP Four Factor Analysis Documentation
- Appendix G: DEQ Final Approval of Water System Master Plan
Water System Master Plan Excerpts and Cost Estimates
- Appendix H: City Ownership Documentation of Reservoir Site
- Appendix I: 2019 Current Water Rate Documentation
2017 Water Rate Documentation
Rural Development Rate Analysis
Sustainable Systems Consulting Water Rate Analysis
2018/2019 Actual Water Revenue and Expenditures
Capital Improvement Water Reserve Documentation
Past Due Customers Documentation
- Appendix J: Environmental Documentation
Archeological and Historic Survey Report
- Appendix K: DEQ Violations and Sanitary Survey

I. ICDBG APPLICATION INFORMATION FORM

Applicant (City/County): City of Stites Chief Elected Official: Rey Mireles
 Address: PO Box 300, Stites, Idaho 83552 Phone: (208) 926-7121
 Email Address: stitesct@gmail.com
 DUNS # 132118097 CAGE Code 30AE4

Sub recipient (if applicable): Not Applicable Chief Elected Official: Not Applicable
 Address: Not Applicable Phone: Not Applicable

Application Prepared by: Michelle Bly, PCED, AICP Phone: (208) 746-0938
 Address: 210 Main Street, Lewiston, Idaho 83501

Architect/Engineer/Planner (Contact Name): Luke Antonich, PE Phone: (208) 746-0938
 Address: TD&H Engineering, 210 Main Street, Lewiston, Idaho 83501

NATIONAL OBJECTIVE (MARK ONE)

LMI Area LMI Clientele Post Disaster
 LMI Jobs Slum & Blight LMI Housing

PROJECT TYPE (MARK ONE)

Public Facility Post Disaster
 Infrastructure for Jobs Senior Center
 Downtown Revitalize Public Park
 Community Center

PROJECT POPULATION TO BENEFIT (PERSONS): (Census/Survey/Jobs)

TOTAL # TO BENEFIT: 230 TOTAL # LMI TO BENEFIT: 140
 % LMI TO BENEFIT: 60.9 %

PROJECT DESCRIPTION: The proposed water system improvements consist of:

1) replacement of reservoir cover and/or new storage tank, 2) replace/relocate meters and meter boxes and upgrade to automatic read meters, 3) replace undersized water main and construct new looping water main, and 4) decommission/repurpose well.

SOURCE	AMOUNT	FUNDS COMMITTED/ CONTRACT AWARD DATE	DOCUMENTATION IN APPENDIX **
ICDBG	500,000.00		
Local Cash	7,439.00		
Local Loan*	500,000.00	Yes!	Appendix A
Local In-Kind**			
USDA-RD Grant	1,000,000.00	Yes!	Appendix A
State Grant			
Foundation Grant			
Private Investment			
Other (identify) – USACE 595 Program	750,000.00	Intent in FY 21-22	Not allowed to provide commitment
TOTAL PROJECT FINANCING	2,757,439.00		

* Identify Loan Source(s) USDA Rural Development Date Bond or Necessary and Ordinary Passed 11/05/19

**Identify which appendix corresponding documentation is in. Documentation should be a letter from the appropriate source.

II. ECONOMIC ADVISORY COUNCIL PAGE (One Page)

The City of Stites owns and operates a municipal water system to serve the community, which consists of 130 service connections of which 124 are identified on the City's water usage records. Stites is located in Idaho County in North Central Idaho along State Highway 13. The City lies in a lower canyon along the South Fork of the Clearwater River with Battle Ridge abutting the eastern City limits.

The City of Stites was first platted in 1899 and it is believed that the public water system was constructed in 1908. The original system included the west storage reservoir, an artesian well, a diverted spring for source supplementation, and distribution piping to the community, including service to the train depot and lumber mill located on the west side of the river and approximately 2 miles north of Stites. In 1977, the City completed a renovation project that included drilling and constructing the Deep Well and also provided new water lines throughout the City on the east side of the river where the majority of the population resided. Water meters were installed on the service lines at that time but not to the homes on the west side of the river. In 2006, the original 2" piping that extended across the bridge was replaced with 6" piping and a fire hydrant was installed on the west side of the river to supply four homes and extended north to the now abandoned lumber mill. Other than this water main extension, the distribution system has had only minor maintenance repairs as needed since 1977. The west tank was not had any significant updates since it was originally constructed.

The current rate per month, per user is \$25.70, plus \$2.00 for every 1,000 gallons of water used. Presuming the rate payer buys 5,000 gallons of water, the total rate becomes \$35.70. The additional rate increase with the Rural Development loan for this project would be an estimated \$16.63 for a total rate of \$52.95 (\$42.95 and \$10.00 for 5,000 gallons of water usage). The City is addressing the increased rate with a planned increase of \$8 in 2020 and a second \$8 increase in 2021. Due to the significant amount the City believes they will save by tightening up their water system and significantly reducing water loss, the City believes they will be able to not only pay for the loan with the planned raises but will also be able to set aside money in a capital improvement water fund for future improvements to maintain and sustain their water system.

The City understands their problem is not out of the ordinary nor is the water rate the residents pay and will pay on the higher end of the rate scale, although it feels like it for the City. Even though the City is 60.9% low-to-moderate income (LMI) persons, **the City overwhelmingly passed their water revenue bond with a 84.48% approval.**

The project will take place on City-owned property and/or within road right-of-way so there will be no property acquisition to slow down the project schedule. The City has completed a Water System Master Plan, which DEQ and USDA have approved. The Plan clearly documents the best course of action for the City. The City selected the improvements in June 2019 and has a solid plan of attack to proceed with the project once the CDBG funds are awarded.

The project in a nutshell consists of: 1) replacement of reservoir cover and/or new storage tank, 2) replacement/relocation of meters and meter boxes and upgrade to automatic read meters, 3) replacement of undersized water main and construction of new looping water main, and 4) decommission/repurposing of well.

The City has diligently sent out flyers in their water bills educating residents on the project and costs, has held four public meetings, and leadership has gone door-to-door to further educate residents and answer any questions or concerns. Stites is absolutely committed to the future of their City and understands by completing the project they are treating their resources with respect for future generations to enjoy. The City is requesting the full \$500,000 block grant to complement the USDA RD grant and loan funds and USACE 595 Program funds to make this project possible.

III. THRESHOLD FACTORS

A. Eligible Applicant:

The applicant is a city The applicant is a county

If the applicant is sponsoring a sub-recipient or this is a joint application, describe the relationship and attach a draft agreement between the parties. **Not applicable.**

B. Eligible Activities:

The CDBG funds will be utilized for: 1) design professional and 2) grant administration services.

C. National Objective: There are six National Objectives listed below. Complete only the National Objective that will be met with the project.

C.1. Low- and Moderate-Income Area Benefit:

Total number of households* in project benefit area 130

*Note: For water and sewer projects, this is the number of households hooked onto the system and any households that will hook onto the system once the project is complete.

(Source: Water System Master Plan Page 25 – Appendix G)

LMI Percentage Determined by: (Check one and complete requested information)

X Census Data – provide supporting documentation in Appendix. **(Appendix B)**

 Income Survey – provide Survey Report in Appendix.

 Census and Survey – provide supporting documentation/report in Appendix.

D. Citizen Participation: *(respond to questions and provide documentation in Appendix)*

ICDBG Citizen Participation Plan adopted? X Yes No **(Appendix C)**

Did you hold a public hearing prior to application?

Date of Notice October 31 & November 07, 2019 Date of Hearing November 12, 2019

E. Administrative Capacity:

1. Applicant Capacity *(1/4 page narrative)*

Karen Braun started her service as Deputy Clerk for the City of Stites in November 2006, became Clerk-Treasurer in February 2007, and continues to serve the City in that capacity.

The City public works staff consists of Paul Jones who has been with the City for nearly four years. Paul does not have an operator license and the City contracts with Larry Annen who is a certified operator and serves in that capacity for the City and has completed these services for the City since 2016.

The City is currently wrapping up an ICDBG-funded wastewater project, with Paul and Karen both being an integral part of the project administration. Karen has administered several other ICDBG funded projects through her tenure as City Clerk-Treasurer.

There were no findings in the City's most recent 2018 audit (see [Appendix D](#)) but it mentions the concern, as with all small communities, to be aware of Segregation of Duties.

2. Grant Administrator. *(1/4 page narrative and documentation in Appendix)*

The City of Stites procured TD&H Engineering and Michelle Bly, PCED, AICP as the Certified Grant Administrator for the project. Michelle has administered a number of Idaho, Montana, and Washington Community Development Block Grants and is very familiar with the Idaho CDBG process and requirements. Please see [Appendix E](#) for the Grant Administrator procurement documentation.

F. Fair Housing: *(Documentation in Appendix)*

See [Appendix F](#) for the City of Stites' Fair Housing Resolution.

G. Anti-Displacement Resolution:

The City of Stites certified to this by signing the Certifications Page on page 21.

IV. PROGRAM INCOME *(1/3 page narrative and documentation in appendix)*

Not applicable.

V. GENERAL PROJECT DESCRIPTION (Include the project description as outlined in the instructions)

A. Project Description: (1/2 page narrative)

The project is necessary to eradicate the City's compliance order with Idaho Department of Environmental Quality (DEQ). The compliance order will be addressed by the proposed project, which will also eliminate significant water loss, improve water quality and pressure, and ensure adequate fire protection. The project will consist of the following: 1) replacement of reservoir cover and/or new storage tank, 2) replacement/relocation of meters and meter boxes and upgrade to automatic read meters, 3) replacement of undersized water main and construction of new looping water main, and 4) decommission well or repurposing of well.

Construction of the project is not anticipated to be phased. Please see Appendix G for excerpts from the Water System Master Plan and schematics illustrating the project site plan and planning area.

The expected outcomes and benefits from the proposed project are anticipated to include:

OUTCOMES	BENEFITS
<ul style="list-style-type: none"> ▪ Eliminate DEQ compliance order ▪ Complete significant improvements for minimal rate increase with anticipated funding ▪ Eliminate significant water loss and additional cost burden to City because of water loss ▪ Significant piping replacement with proper sizing for servicing City residents 	<ul style="list-style-type: none"> ▪ Remove threat of City-imposed fines ▪ City desire to increase rates for long-term gain ▪ Allow cost savings from decreased water loss to increase water fund savings account ▪ Increase flexibility of system by looping distribution water main, additional valve installation ▪ Increase fire flow and pressure

B. Project Property & Permits: Answer the following questions and attach documentation.

1. Does the applicant have current ownership or title to property applicable to the project? Provide copy of deed in Appendix. Yes No See Appendix H for City lease Agreement
2. Will any property be needed for this project? Yes No
3. Will any easements/or rights-of-way be needed for this project? Yes No
4. Will any lease be needed for this project? Yes No
5. Is anyone living on the land or in the structures at the proposed site? Yes No
6. Is any business being conducted on the land or in the structures at the proposed site? Yes No
7. Are there any businesses, individuals, or farms being displaced as a result of this project? Yes No
8. Are there permits that will be needed for the project (i.e. well permit, water rights, land application, demolition permits, zoning permit, air quality permit, building permit, other)?

A building permit will be needed for this project and will be issued by the City prior to the start of construction. The City also plans to waive the building fee.

9. Describe the ownership or lease arrangements for the property involved in the project.

The City owns the reservoir site property and the rest of the project work will be completed within the road right-of-way.

VI. BUDGET NARRATIVE Describe the source and status of all funding for the project according to the instructions. Provide support documentation in the appendix. (1/2 page narrative)

A. Government

CDBG Dollars:

- Administrative (\$50,000) - prepare all written reports, checklists, or legal notices required, ensuring compliance with federal and state environmental requirements. Establish and maintain project files and prepare all documentation and reports required for administration of the grant. Review all proposed project expenditures to ensure their propriety and proper allocation to the project budget. Participate in the pre-bid and pre-construction conference and periodic construction progress meetings. Serve as the designated Labor Standards Officer and assure compliance with all applicable labor standards requirements. Ensure compliance with all applicable civil rights requirements. Assist in complying with all the requirements of Section 504 of the Rehabilitation Act of 1973. Attend meetings to provide project status reports and represent the project at any other public meetings deemed necessary. Prepare all required performance reports and closeout documents and assist with determination of applicable audit requirements.

$$\begin{aligned}
 &\$500,000 \text{ CDBG} = \\
 &\$ 50,000 + \\
 &\$450,000 + \\
 &\$500,000 =
 \end{aligned}$$

$$\begin{aligned}
 &\text{Administration} = \\
 &\$50,000 / \$500,000 \\
 &= 10\% \text{ Admin. Costs}
 \end{aligned}$$

- Engineering Professional (\$450,000) – plan, design, and engineer construction project. Project design to include all structural, mechanical, electrical, and related systems. Prepare drawings, specifications, and project cost estimates. Update cost estimates as necessary. Prepare bid documents in conformance with applicable federal and state requirements and applicable building codes. Supervise the bid advertising, conduct pre-bid meeting, issue addendum(s), prepare bid tabulation, assist in bid opening, and advise on award of bid. Advise on issuance of Award Notice and Notice to Proceed. Conduct the pre-construction conference and progress meetings. Consult regarding construction progress and quality. Review and approve all contractor requests for payment and submit approved requests. **See Appendix E for signed Professional Services Agreement.**

$$\begin{aligned}
 &\$450,000 \text{ Engineer (of total } \$705,000 \text{ fees)} = \\
 &\$ 41,895 + \text{ Study \& Report Phase} \\
 &\$130,750 + \text{ Preliminary Design Phase} \\
 &\$141,550 + \text{ Final Design Phase} \\
 &\$ 10,000 + \text{ Bidding \& Negotiating Phase} \\
 &\$125,805 + \text{ Construction Phase (including Cultural)} \\
 &\$450,000 =
 \end{aligned}$$

Non-CDBG Dollars (Federal RD Loan and Grant and USACE 595 Program):

- Engineering Professional (\$255,000) – Consult regarding construction progress and quality. Perform onsite supervision of construction work, field staking, and prepare inspection reports. Review and approve all contractor requests for payment and submit approved requests. Conduct final inspection and testing. Provide reproducible plan drawings upon project completion. Submit certified “as-built” drawings to the City and the Idaho Department of Environmental Quality.

$$\begin{aligned}
 &\$255,000 \text{ Engineer} = \\
 &\$ 29,740 + \text{ Construction Phase (including Cultural)} \\
 &\$ 24,000 + \text{ Post Construction Phase} \\
 &\$156,260 + \text{ Resident Project Representative} \\
 &\$ 45,000 + \text{ Additional Services} \\
 &\$255,000 =
 \end{aligned}$$

$$\begin{aligned}
 &\$450,000 + \\
 &\$255,000 + \\
 &\$705,000 =
 \end{aligned}$$

- Construction (\$1,975,439) – construction costs below are taken from approved Water System Master Plan. See **Appendix G** for excerpts from the Plan and the Engineer’s estimates totaling the construction cost of \$1,975,439.

Improvement No.	Description	Construction Cost
1	Decommission the Deep Well (or repurpose)	12,000.00
2	Apply for Water Right Transfer	Completed by City
3	Drill a New Well	Not Included
4	Replace West Storage Tank Lid * (or new storage tank)	135,000.00
5	Construct New Storage Tank	Not included
6a	Replace Mains up to 3"	585,000.00
6b	Replace Mains up to 6"	456,563.00
7	Looping Water Mains	357,775.00
8	Install Additional Valves	33,813.00
9	Replace and Relocate Hydrants and Valves	71,300.00
10	Additional Hydrants	81,988.00
11	Automatic Read Meters	242,000.00
12	Water Loss Evaluation	Completed by City
Construction Total:		1,975,439.00

* Rural Development has stated that if during design it becomes apparent a new storage tank is better for the City instead of just a new storage tank lid, Rural Development will add more grant dollars to complete the new storage tank.

B. Local

As identified on the table above, the City has completed water right transfer and water loss evaluation and is estimated to contribute a small amount of \$5,439, although significant for the City, towards construction.

In addition, the City will be spending an estimated \$2,000 for the completion of a water rate study.

C. Private

Not applicable.

If applicable will the city/county/district allow Commerce staff to access RD apply?

Yes No N/A

VII. IDAHO COMMUNITY DEVELOPMENT BLOCK GRANT BUDGET FORM

Applicant: City of Stites

Project Name: Water System Improvements

LINE ITEMS	ICDBG	Cash	City In-Kind	Federal *			Total
				USDA RD Loan	USDA RD Grant	USACE Grant	
Planning (rate study)		2,000					2,000
Facilities Plan							
Administration ** (1)	50,000						50,000
Design Professional	450,000			255,000			705,000
Construction		5,439		220,000	1,000,000	750,000	1,975,439
Financing Expenses							
Legal				25,000			25,000
TOTAL COSTS (2)	500,000	7,439		500,000	1,000,000	750,000	2,757,439

* Identify funding source.

** ICDBG funding for "Administration (1)" cannot exceed 10% of the ICDBG "Total Costs (2)".

VIII. DETAILED COST ANALYSIS

1. Have plans and specs been submitted to regulatory agencies for review? Yes No

If yes, list date submitted: Water System Master Plan Approval August 28, 2018

If no, list expected date to be submitted: PS&E Submittal Expected December 2020

2. Will project include bid alternatives to meet project budget if necessary? Yes No

3. Are Davis Bacon wage rates applicable to the project? Yes No

CDBG funds will be utilized for Grant Administration and Design Professional only, therefore, Davis Bacon wage rates will not be applicable to the project.

4. Design Professional Cost Estimate may be found in [Appendix G](#).

IX. PROJECT SCHEDULE

Project Activity	Date (to be) Completed	Documentation in Appendix
Design Professional Contract Executed	September 2019	Appendix E
Grant Administration Contract Executed	September 2019	Appendix E
Environmental Release	June 2020	
Bid Document Approval	January 2021	
Bid Opening	March 2021	
Construction Contract Executed	April 2021	
Start Construction	May 2021	
Construction 50% Complete	August 2021	
Second Public Hearing	September 2021	
Certificate of Substantial Completion	October 2021	
Furthering Fair Housing Actions	July 2021	Appendix F
504/ADA Accessibility Actions	July 2021	Appendix F
LEP Four Factor Analysis	Completed	Appendix F
Construction 100% Complete	November 2021	
Final Closeout	December 2021	

X. GRANTEE AND SUB-RECIPIENT FINANCIAL PROFILES

Is the Grantee a (circle one) City County

If a sub-recipient, what type of Organization (circle one)

- Water District Sewer District Water Association
 For Profit Company Non Profit Company Recreation District
 Fire District Hospital District Other (explain): _____

Section I. Water System (only) – Input information for the water system (entity) that is expected to utilize the CDBG funds.

Water Source(s): Wells River Lake Springs Purchase Other

Water Treatment Method: Hypochlorination System for Disinfection

Number of people served by the system	<u>230</u>
Number of hook-ups on the system	<u>130</u>
Number of equivalent dwelling units (EDU's) on the system (ACTIVE)	<u>105</u>
Number of SINGLE residential/commercial EDUs	<u>110</u>
Number of MULTI-FAMILY EDUs	<u>14</u>
Number of INDUSTRIAL EDUs	<u>0</u>
Number of ACTIVE & VACANT NON-REVENUE EDUs	<u>6</u>
Are all system users on meters	<u>YES</u>

130 Total Services
110 - Single
14 - Multi-Family
6 - Non-Revenue
130 - Total Services

For residential users, what is the average monthly water rate for 10,000 gallons? \$ 45.70

What will be the new monthly rate after the project is complete based on 10,000 gallons? \$ 62.30

When was the last rate increase? Oct 2019

How much were the rates increased? \$.75

Base rate increased from \$24.95 to \$25.70. \$2.00 per 1,000 gallons cost stayed the same.

Annual water system revenue \$ 46,355.31

Current reserve amount \$ 23,244.64

Total dollar amount owed by customers in arrears \$ 3,355.22

Annual water system expenses \$ 27,465.25

Residential Hook-Up Fee \$ 1,000 + materials & labor

Commercial Hook-up Fee \$ 1,000 + materials & labor

Industrial Hook-Up Fee \$ N/A

Identify outstanding indebtedness:

Years remaining	Annual Payment	Lender
<u>N/A</u>	<u>N/A</u>	<u>N/A</u>

Explain Water Conservation Methods Implemented: fixing leaks as they are discovered

If the project is a water source improvement, has a source water protection plan been conducted? Yes No N/A (Project does not involve a water source improvement)

For this proposed project:

Has the replacement cost of short lived assets (SLA) been determined? Yes No
What is the amount? \$ 750.00
(See Plan Excerpts in Appendix G for SLA determinations & O&M Net Present Worth) \$ 96,000.00
How much annually needs to be reserved for the SLA replacement cost? \$ 2,400.00
Amount is insignificant for SLA replacement cost, therefore, City is basing reserve amount on \$96,000 of O&M Net Present Worth amount)
Will the replacement of the SLA be funded by the most current rates? Yes No
If Yes, what percentage of revenue is being budgeted for replacement of the SLA? 2.7%
If No, explain when and how replacement of SLA will be implemented? Not applicable.

~~Section II. Sewer System (only)~~ Not applicable.

~~Section III. All Applicants except Sewer and Water:~~ Not applicable.

Section IV. All Applicants (City or County)

Furthering Fair Housing

As part of the CDBG program, cities and counties are required to further fair housing within your community. In 2016, Commerce and Idaho Housing and Finance Association conducted an assessment to fair housing. The assessment examined policies and practices among Idaho's cities, counties, and housing industry to determine fair housing issues and contributing factors.

For some of these contributing factors there are steps cities and counties can take to achieve the goal of reducing or mitigating the factors, thereby furthering fair housing.

Contributing Factor #1 - There is the lack of cities and counties providing for the allowance of group homes in designated residential zones or their narrow definitions of the types of group homes allowed (e.g., nursing and rest homes) Why is this a contributing factor? The regulation may treat residents who are disabled, differently. Therefore;

Has the City /County reviewed its zoning codes specific to group homes to ensure that they are in compliance with the Fair Housing Act? (Group homes are allowed in residential zones and that the City /County definition of a group home is not too restrictive) Yes No

Contributing Factor #2 - Idaho's fair housing law does not provide protection based on familial status. Familial status is the presence of one or more children under the age of 18, pregnant woman, or someone in the process of acquiring legal custody of a child. Why is this a contributing factor? Residents who are unfamiliar with fair housing law may believe that they are not protected from housing discrimination based on familial status because Idaho's law does not cover familial status.

Does the City / County have an ordinance, resolution, or proclamation that prohibits discrimination against individuals based on their familial status? Note: this is not the same as the Fair Housing Resolution. Yes No

Explain.

The City does not have any ordinance, resolution, or proclamation, other than their Fair Housing Resolution, that prohibits discrimination against individuals based on their familial status. The City is very amenable to incorporating such document into their policies.

Contributing Factor #3 – Lack of public transportation in rural areas. Also, insufficient transportation services to support independent and integrated community living for seniors and persons with disabilities.

In accordance with Idaho's Local Land Use Planning Act, has the City or County completed their Comprehensive Plan? **Currently in process** Yes No

If Yes, when was the Plan last updated? CEDA is currently working with the City to complete
a Comprehensive Plan. Completion is expected in 2020.

Under the transportation component of the Plan has the City / County evaluated:

- Existing (or feasibility of) public transportation options such as – bus or van? Yes No
- Bicycle paths? Yes No

Contributing Factor #4 – Low wages in economically disadvantaged rural areas due to limited economic growth and growth in low wage industries (e.g. service jobs)

Does the City or County belong to an economic development organization whose objective is to advance job growth or training opportunities in the area? If yes, identify the organization(s)
Yes, the City is a member of Clearwater Economic Development Association (CEDA).

Contributing Factor #5 – Housing in rural areas developed without visitable / accessible features due to limited development in some rural areas and when housing was developed.

What is the most current edition of the International Building Code the City / County has adopted?
The City, Ordinance 131, adopted Uniform Building Code, 1973 Edition.

What is the most current edition of the International Residential Code the City / County has adopted?
Idaho County has subdivision ordinances in place, which the City would utilize if the need ever arose for residential development/growth in the City. The City did pass an Ordinance, Ordinance 170, Installation of Mobile Homes or Manufactured Homes, in March 12, 2007.

In addition to the International Residential Code, has the City / County adopted a building standard or ordinance that requires or encourages visit ability in single family housing? (basic requirement: one zero-step entrance, doors with 32 inches of clear passage space, and one bathroom on the main floor you can get into in a wheelchair) Yes No

XI. PROJECT SITE – FIELD NOTES REVIEW

The purpose of this review is to identify potential environmental related issues that could delay, hamper or derail the proposed project. The information will assist in understanding what studies, documentation, and mitigation measures could be applicable in order to commence project construction.

1. Limitations on Activities

Is the Grantee planning or in the process of acquiring property for this proposed project?

Yes No

2. Historic Preservation

Has the SHPO or THPO been notified of the project?

Yes No

Have tribes with possible cultural and religious sites been notified of the project?

Yes No

An Archeological and Historic Survey Report was completed for the City's 2014 emergency water system improvements, which covered the same project area as the proposed project area. See Appendix J for the Environmental Documentation.

3. Floodplain

Is the project located within a floodway or floodplain designated on a current FEMA map?

Check website: www.store.msc.fema.gov

Yes No

If yes what is the floodplain map number? 1602130635B, Effective Date: September 27, 1991

If the project is located in a floodway or floodplain, is the community where the project is taking place a participant in the National Flood Insurance Program.

Yes No

Check website: www.idwr.idaho.gov/water/flood

4. Wetlands

Are there ponds, marshes, bogs, swamps, drainage ways, streams, rivers, or other wetlands on or near the site?

Yes No

If yes, has the Army Corps of Engineers (Corps) been notified?

Yes No

The Corp is a funding partner with this project so they are very aware of the project. See Appendix J for Environmental documentation showing wetlands location.

Has the Corps indicated what permit level will be required?

Yes No

Since the project will not be working within the river, a Joint Aquatic Resource Permit Application (JARPA) is not anticipated to be required.

5. Asbestos and/or Lead Based Paint

For building renovations, remodeling or demolition, has an asbestos analysis been planned for or conducted?

Yes No N/A

For housing rehabilitation, has a lead based paint assessment been planned for or conducted?

Yes No N/A

6. Noise Sensitive Use

Is the project new construction or rehabilitation of noise sensitive use (i.e., housing, mobile home parks, nursing homes, hospitals, and other uses where quiet is integral to the project functions)?

Yes No

7. Explosive and Flammable Operations

Is the physical structure (not necessarily infrastructure) intended for residential, institutional, recreational, commercial or industrial use?

Yes No

8. Site or Soil Contamination

Are there any known hazardous materials, contamination, chemicals, gases, and radioactive substance on or near the site? Yes No Unknown at this time

During the visual inspection of the site, are there signs of distressed vegetation, vents or fill pipes, storage/oil tanks, stained soil, dumped material, questionable containers, foul or noxious odors, etc. Yes No

At this time, are the site's previous uses known to have been gasoline stations, train depots, dry cleaners, agricultural operations, repair shops, landfill, etc.? Yes No

Are other funding agencies requiring the Grantee to perform an American Society for Testing Materials (ASTM) environmental assessment? ASTM assessment involves analysis of site uses and ownership, inspection of site, and possible testing. Yes No

9. Other Agency Environmental Reviews

Have facilities studies or other environmentally related site reviews been conducted or in the process of being conducted? Yes No

If yes, identify who is conducting the review.

An Archeological and Historic Survey Report was completed for the City's 2014 emergency water system improvements, which covered the same project area as the proposed project area. In addition, DEQ completed a review of the Environmental Information Document for the City of Stites Water System Improvements Project, which included replacing the existing storage tank lid, and issued a Categorical Exclusion determination. See Appendix J for the Environmental Documentation.

10. Information Letters

The advanced mailing of environmental information letters is sought in an effort to minimize the project's timeline in waiting for necessary documentation or information. It will assist in earlier responses to required mitigation measures should the proposed project receive grant funding. Check the agencies that have been mailed an environmental information letter.

Note: If other funding agencies have sought comment, in writing, from the agencies listed below for the same project, you may not need to send an information letter. Contact your Specialist if other environmental information or scoping letters have been sent.

Since the previous water project in 2014 and the Environmental Information Document as part of the Water System Master Plan identified only portions of scope of work is included in this water project, additional comment letters will be sent out to the following entities to ensure entities understand the inclusion of all of the distribution system improvements into the scope of the project.

Idaho Department of Water Resources
 Tribal Historic Preservation Officer or Tribal Office
 Army Corps of Engineers (if wetlands are applicable)
 U.S. Fish and Wildlife

NOAA Fisheries
 Idaho Fish & Game
 Idaho DEQ
 Local Gov't – Planning Dept.

XII. REVIEW AND RANKING NARRATIVE

- I. Program Impact (300 points):** Comparison of funding requested, beneficiaries and match.
- A. Percentage of Idaho Community Development Block Grant money in the total project (30/20/10/0 points): Projects with the lowest percentage of grant dollars in their project total will receive more points.
 - B. Percentage of Local Matching Funds compared to ICDBG grant funds (60/40/20/0 points): Projects with the highest percentage of local match will receive more points.
 - C. Grant dollars per person (50/30/15/0 points): Projects with the lowest amount of grant money per person will receive higher points.
 - D. Local matching funds per person (60/40/20/0 points): Projects with the highest amount of local match per person will receive higher points.
- A-D, no information required. Commerce will complete the calculations.**
- E. Eligible activity priority ranking (100 points): Identify which eligible activity or activities ICDBG funds are planned to be expended on.

Eligible Activity	Points Possible	Check if ICDBG will be spent on this activity	Percentage of ICDBG Budget Spent on Activity
Acquisition of Real Property	75		
Acquisition of Real Property for Housing Projects	50		
Public Facilities and Infrastructure Improvements	100		
Engineering-Architectural	100	X	90%
Code Enforcement	50		
Clearance and Demolition	50		
Removal of Architectural Barriers	100		
Rental Income Payments	0		
Disposition of Property	10		
Public Services	0		
Relocation Payments	25		
Planning Activities	0		
Administration Activities	100	X	10%
Grants to Nonprofit Community Organizations	0		
Grants to Nonprofit Community Organizations for Housing Projects	75		
Energy Planning	0		
Housing Rehabilitation	75		

- II. LMI Need and Impact (240 points):** In the national objectives category, points are assigned based on the percentage of low- and moderate-income individuals benefitting from the project. Information regarding how a project meets the national objective is available in Chapter 2 – Eligibility.

Note: Additional scoring criterions are utilized for fire station/truck or housing projects.

- A. Low- and Moderate-Income Percentage Points (100 points):** Points will be assigned according to the percentage of low- and moderate-income persons that live within the project area.

51.00%	to	60.00%	=	20 points
61.01%	to	70.00%	=	40 points
70.01%	to	80.00%	=	60 points
80.01%	to	90.00%	=	80 points
90.01%	to	100.00%	=	100 points

- B. Need (80/60/40/20 points):** Points will be assigned based on the narrative and documentation provided to substantiate the degree of need as defined below. In addition to describing the criticalness of the need, the narrative must address the regulation that is being violated and how the condition came about. *(1/3 page narrative)*
- **Critical need (80 points):** Critical need is defined as an existing, officially identified violation of federal or state health or safety regulations. If the community has critical need, the regulations being violated must be documented (i.e., compliance order, consent order, or notice of violation –with exception of violation related to the failure to report or fire flow issues).
 - **Moderate need (60 points):** Moderate need is an officially identified problem related to health and safety regulations, but the community is not in violation of any regulation (i.e., notice of violation, warning letter, not meeting fire flows).
 - **Potential need (40 points):** In order to be considered a potential need, a community must illustrate that the current situation would become a violation if it is left uncorrected.
 - **Community need (20 points):** Community need is a general improvement not related to health and safety, but is a major improvement in community services and infrastructure.

The City of Stites has several needs the proposed project will address:

Critical need: the City needs to replace their tank lid cover and decommission and/or repurpose their Deep Well, which DEQ has identified as official violations. See Appendix K for documentation.

Moderate need: the City has several undersized water main piping installed with the 1977 improvement project. The pipe has been found to be in poor condition and contributes to excessive leakage (per Water System Master Plan, year 2015 was 85% water loss). There are several locations throughout the City where additional valves would provide better control in isolating lines. There is not a means to flush dead-end water mains and water mains need to be looped to provide a redundant source for fire protection and for public safety.

Community need: the City, as part of the proposed project, will invest in automatic read meters in order to resolve usage errors that are associated with old meters that are under-reading and errors from estimating water usage during the winter months when meters are not read.

C. Impact: (60/40/20/0 points): Answer the following question.

What will be the project's permanent impacts and benefits to the community or residents (e.g., reasonable rates, reliable infrastructure, meeting a compliance or consent order, energy conservation, improved environmental health, clean drinking water, etc.)?

The main benefit and permanent impact to all Stites residents, including the low-to-moderate income residents, is eradicating the DEQ violations and removing the potential payment of fines for the incurred violations. Another permanent impact is combining other system alternatives into a larger project to create an economy of scale. If the City were to complete construction to remove the violations, the City would need to raise their rates an estimated \$8 per user. If, however, the City packaged other necessary project alternatives together, the rate increase is an estimated \$16 per user. The rates would then be similar to adjacent communities' rates and similar system costs. By adding the distribution system improvements to the project, the City will permanently reduce significant water loss and will be able to permanently provide flexibility to their system by adding valves for better control in isolating water main as well as looping water mains to provide a redundant source for fire protection and for public safety.

Finally, the City will permanently impact and benefit the community by investing in automatic read meters in order to resolve usage errors that are associated with old meters, which are under-reading and errors from estimating water usage during the winter months when meters are not read. Based on residents' feedback, this has been a major issue.

III. Project Categories (260 points): This section examines preparedness of a community to undertake the proposed project. There must be documentation that the appropriate personnel, planning, site review, agency viability, site control, funding commitments, and cost estimates to initiate and complete the project are identified and completed.

A. Planning, previous actions and schedule (220 points). Using the categories below, the applicant must describe and document the process used to plan and implement the project and describe the components of the project. The more complete the categories and project components will earn the application more points.

1. **Design Professional (20 points):** To receive points the applicant must have issued a request for proposals and completed the design professional selection process using ICDBG procurement requirements as described in the most recent grant administration manual. A copy of the request for proposals, solicitation process, and completed summary evaluation rating sheet must be submitted to receive full points. ***Note** - Even if local dollars are used to pay for these services, the ICDBG procurement process must be followed to receive points.

TD&H Engineering has been procured for the planning, design, and construction management of the proposed project. Please see [Appendix E](#) for the Engineer procurement documentation.

2. **Grant Administration (20 points):** To receive points the applicant must have issued a request for proposals and completed the grant writing and administrator selection process using ICDBG procurement requirements as described in the most recent grant administration manual. A copy of the request for proposals, solicitation process, and completed summary evaluation rating sheet must be submitted in order to receive full points. ***Note** - Even if local dollars are used to pay for these services, the ICDBG procurement process must be followed to receive points.

TD&H Engineering has been procured for the grant administration of the proposed project. Please see [Appendix E](#) for the Grant Administration procurement documentation.

3. **Plans and studies (30 points):** The applicant must complete a preliminary engineering report, facility plan study, preliminary architectural report, or transportation study of the system, building, or facility. The report or study should be completed by a design or public works professional.
***Note** - The length and depth of plan and study should be related to project complexity, scale, and size.

The City of Stites has completed a Water System Master Plan, which has been approved DEQ. Please see [Appendix G](#) for excerpts from the Plan. Excerpts from the Plan include:

- DEQ approval
 - Plan cover
 - Certification by Engineer
 - Table of Contents to show complexity and depth of coverage in Plan
 - Introduction
 - Project location
 - EDU breakdown
 - Proposed project alternatives with O&M costs, short-lived assets, and associated maps
 - Engineer cost estimates of project alternatives
- a. Identify the review status of the facilities plan or study by the applicable regulatory agency and applicable funding agency (such as DEQ, USDA-RD or ITD). *Check one*
- Currently Underway
 - Completed but not approved
 - Completed and approved

Please see [Appendix G](#) for DEQ's approval letter of the Water System Master Plan.

- b. If an environmental review is required what is the status of the Environmental Information Document or Review? *Check one*
- Currently Underway
 - Completed but not approved
 - Completed and approved

Please see [Appendix J](#) for the completed and approved EID for the water tank lid. In addition, an Archaeological and Historic Survey Report was completed for a previous project, which covered the same project area as the proposed project. Please see [Appendix J](#) for the completed Archaeological and Historic Survey Report.

4. **Project Site – Field Notes Review (10 points):** Maximum points will be awarded if the applicant has completed the field notes review and mailed out environmental information request letters before submission of application.

Environmental information request letters were submitted as part of the approved and completed EID process for the water tank lid. Additional request letters will be submitted to agencies during the CDBG environmental process for the proposed project.

5. Agency viability (35 points):

For water and sewer projects:

- a. Utility rate reviewed by one of the following – Rural Community Assistance Corporation (RCAC) or Idaho Rural Water Association. - Or analysis or pro-forma from the lending agency, such as USDA-RD, DEQ, or bank.

Please see [Appendix I](#) for a Rate Study completed by Diane Sauer with Sustainable Systems Consulting.

- b. Completion of ICDBG financial profile worksheet – located in Chapter 5 – General Application.

The ICDBG Financial Profile Worksheet is complete.

6. Property acquisition (30 points):

Points are based on, if the applicant or sub-recipient has ownership of the property including easements or rights-of-way permits or has an option to purchase pending completion of environmental release. If property, including land, building, rights-of-way and easements is not secured but is identified on a plat map, 5 points will be awarded.

Not applicable. There is no property acquisition with this project.

7. **Funding commitments (45 points):** Full points will be awarded if 100 percent of match funds are committed to the project. A commitment letter must be provided in the appendix. A support letter does not qualify as a commitment. If local match is a bond, the applicant must provide documentation that the bond has passed and who will buy it.

Please see [Appendix A](#) for the funding commitment from USDA Rural Development as well as the bond election results documenting the 84.48% approval.

8. **Schedule (5 points):** Points will be awarded based on the project schedule completed in the general application.

The completed project schedule is located on page 9.

9. **Administrative capacity (25 points):** Points will be awarded based on:

- a. Capacity to manage. (5 points).

Administrative capacity has been addressed in the General Application.

- b. Has the applicant completed a Section 504 Americans with Disabilities Act Self-Assessment and Transition Plan (5 points)? ***Note:** Applicants may be required to submit the self-assessment, the transition plan and the name of the ADA coordinator to certify which elements have been completed.

Yes No

The City is nearing completion on their wastewater system improvements project. As part of the wastewater project, the City completed updates to their Section 504 ADA Self-Assessment and Transition Plan. Please see [Appendix F](#) for the documentation.

c. Affirmatively Furthering Fair Housing (15 points):

The Fair Housing questions were completed in the General Application.

10. **Cost analysis (40 points):** The detailed cost analysis sheet should be completed and dated/signed by Design Professional within four weeks of submission of general application.

Detailed cost estimates have been completed as part of the Water System Master Plan, which are included in the Plan excerpts in [Appendix G](#).

XIII. CERTIFICATIONS

I certify the data in this application is true and correct, that this document has been duly authorized by the governing body of City of Stites and we will comply with the following laws and regulations if this application is approved and selected for funding.

Specific CDBG Provisions:

Section 110 of the Housing and Community Development Act of 1974, as amended, by the Housing and Urban-Rural Recovery Act of 1983 and the Housing and Community Development Act of 1987, 24 CFR 570.603, and State regulations regarding the administration and enforcement of labor standards;

It will comply with all parts of Title I of the Housing and Community Development Act of 1974, as amended, which have not been cited previously as well as with other applicable laws;

Conduct and administer its program in conformance with Title VI and Title VIII, and affirmatively further fair housing;

Provide opportunities for citizen participation comparable to the state's requirements (those described in Section 104(a) of the Act, as amended);

Not use assessments or fees to recover the capital costs of CDBG funded public improvements from low and moderate income owner occupants;

Minimize displacement as a result of activities assisted with CDBG funds by following the Idaho Department of Commerce's anti-displacement and relocation assistance plan and the Uniform Relocation Assistance and Real Property Acquisition Act of 1970, as amended (49 CFR Part 24).

Policy on the Prohibition of the Use of Excessive Force:

It hereby prohibits any law enforcement agency operating within its jurisdiction from using excessive force against any individuals engaged in nonviolent civil rights demonstrations. In addition, it hereby agrees to enforce any applicable state or local laws against physically barring entrances or exits from a facility or location that is the subject of a non-violent protest demonstration.

It further pledges enforcement of this policy within its jurisdiction and encourages any individual or group who feels that it has not complied with this policy to file a complaint.

Civil Rights and Equal Opportunity Provisions:

Title VI of the Civil Rights Act of 1964 (Public Law 88-352), and the regulations issued pursuant thereto (24 CFR Part 1), which provides that no person in the United State shall on the grounds of race, color, or national origin, be excluded from participation in, be denied the benefits of, or be otherwise subject to discrimination under any program or activity for which the applicant received Federal financial assistance and will immediately take any measures necessary to effectuate this assurance. If any real property or structure thereon is provided or improved with the aid of Federal financial assistance extended to the applicant, this assurance shall obligate the applicant, or in the case of any transfer of such property, any transferee, for the period during which the real property or structure is used for a purpose for which Federal financial assistance is extended, or for another purpose involving the provision of similar services or benefits;

The Fair Housing Act (previously known as Title VIII of the Civil Rights Act of 1968) (Public Law 90-284), as amended, administering all programs and activities relating to housing and community development in a manner to affirmatively further fair housing in the sale or rental of housing, the financing of housing, and the provision of brokerage services;

Section 109 of Title I of the Housing and Community Development Act of 1987, as amended, and the regulations issued pursuant thereto (24 CFR 570.602), which provides that no person in the United States shall, on the grounds of race, color, national origin, religion, or sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination on the basis of age under the Age Discrimination Act of 1975 or with respect to otherwise qualified handicapped individuals as provided in Section 504 of the Rehabilitation Act of 1973 shall also apply to any such program activity;

Executive Order 11063, as amended by Executive Order 12259 on equal opportunity in housing and non-discrimination in the sale or rental of housing built with Federal assistance, and requiring that programs and activities relating to housing and urban development be administered in a manner affirmatively to further the goals of Title VIII of the Civil Rights Act of 1968;

Executive Order 11246 as amended by Executive Order 11375 and 12086, and the regulations issued pursuant hereto (24 CFR Chapter 60), which provides that no person shall be discriminated against on the basis of race, color, religion, sex or national origin in all phases of employment during the performance of Federal or federally assisted construction contracts. Contractors and subcontracts on Federal and federally assisted construction contracts shall take affirmative action to insure fair treatment in employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation and selection for training and apprenticeship;

It will comply with Section 3 of the Housing and Urban Development Act of 1968, as amended, requiring that to the greatest extent feasible opportunities for training and employment be given to lower income residents of the project area and contracts for work in connection with the project be awarded to eligible business concerns which are located in, or owned in substantial part by, persons residing within the unit of local government;

Property Acquisition Provision:

It will comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and Federal implementing regulation at 49 CFR Part 24, and the requirements of section 570.496a and it is following a residential anti-displacement and relocation assistance plan under section 104(d) of Title I of the Housing & Community Development Act of 1974, as amended;

Environmental Standards and Provisions:

Its chief executive official:

- 1) Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 (NEPA) (42 U.S.C. S 4321 et seq.) and other provisions of Federal law, as specified at 24 CFR 58.1 (a) (3) and (a) (4), which further the purposes of NEPA insofar as the provisions of such Federal law apply to the Idaho Community Development Block Grant Program; and
- 2) Is authorized and consents on behalf of the applicant and himself/herself to accept the jurisdiction of the Federal courts for the purpose of enforcement of his/her responsibilities as such an official.

It will comply with:

- 1) The National Environmental Policy Act of 1969 (42 U.S.C. S 4321 et seq.) and 24 CFR Part 58, and in connection with its performance of environmental assessments under the National Environmental Policy Act of 1969, comply with Section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. 470), Executive Order 11593, and the Preservation of Archaeological and Historical Data Act of 1966 (U.S.C. 469a-1, et seq.) by:
 - a) Consulting with the State Historic Preservation Officer to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the proposed activity; and
 - b) Complying with all requirements established by the State and to avoid or mitigate adverse effects upon such properties.
- 2) Executive Order 11988, Floodplain Management;
- 3) Executive Order 11990, Protection of Wetlands;
- 4) Endangered Species Act of 1973, as amended, (16 U.S.C. Section 1531 et seq.);
- 5) The Fish and Wildlife Coordination Act of 1958, as amended, (16 U.S.C. Section 661 et seq.);
- 6) The Wild and Scenic Rivers Act of 1968, as amended, (16 U.S.C. Section 1271);
- 7) The Safe Drinking Water Act of 1974, as amended, (42 U.S.C. Section 300f et seq.);
- 8) Section 401(f) of the Lead-Based Paint Poisoning Prevention Act, as amended, (42 U.S.C. Section 4831 (b));
- 9) The Clean Air Act of 1970, as amended, (42 U.S.C. Section 7401 et seq.);
- 10) The Federal Water Pollution Control Act of 1972, as amended, (33 U.S.C. Section 1251 et seq.);
- 11) The Clean Water Act of 1977 (Public Law 95-217); and
- 12) The Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. Section 6901 et. seq.);
- 13) Section 202(a) of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4106) as it relates to the mandatory purchase of flood insurance for special flood hazard areas.

Labor Standards and Provisions:

The provisions of the Davis-Bacon Act (46 U.S.C. S 276a-5) with respect to prevailing wage rates (except for projects for rehabilitation of residential properties of fewer than eight units);

Contract Work Hours and Safety Standards Act of 1962, 40 U.S.C. 327-332, requiring that mechanics and laborers (including watchmen and guards) employed on federally assisted contracts be paid wages of not less than one and one-half times their basic wage rates for all hours worked in excess of forty in a work-week;

Federal Fair Labor Standards Act, 29 U.S.C. S 102 et seq., requiring that covered employees be paid at least the minimum prescribed wage, and also that they be paid one and one-half times their basic wage rate for all hours worked in excess of the prescribed work-week;

Anti-kickback (Copeland) Act of 1934, 18 U.S.C. S 874 and 40 U.S.C. S 276c, which outlaws and prescribes penalties for "kickbacks" of wages in federally financed or assisted construction activities;

Anti-Lobbying Certification:

No federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any federal agency, a member of, employee of a member of, officer of or employee of Congress in connection with the awarding of any federal contract, the making of any federal grant or loan, the entering into any

cooperative agreement and the extension, renewal, modification or amendment of any federal contract, grant, loan or cooperative agreement.

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 federal agency, a member of, employee of a member of, officer of or employee of Congress in connection with this federal grant, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.

The applicant shall require that the language of this 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. 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, US 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.

Administrative and Financial Provisions:

2 CFR Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards

Miscellaneous:

It will establish safeguards to prohibit employees from using positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business or other ties;

It will comply with the provisions of the Hatch Act, which limits the political activity of employees;

It will give State, HUD and the Comptroller General through any authorized representatives, access to and the right to examine all records, books, papers, or documents related to the grant; and

The local government hereby certifies that it will comply with the above stated assurances.


Signed by Chief Elected Official

November 12, 2019
Date

Rey Mireles, Mayor
Printed Name