

City of Lakewood

DRAFT

FY 2014 Consolidated Annual
Action Plan Third Amendment
and
FY 2013 Consolidated Annual
Action Plan Eighth Amendment



Tacoma-Lakewood
HOME Consortium

February 2016

This document was prepared in accordance with the requirements established by the Department of Housing and Urban Development for local jurisdictions requesting federal housing assistance through provision of the National Affordable Housing Act of 1990, as amended.

Tacoma City Council

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Ryan Mello, Deputy Mayor
Anders Ibsen
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Marty Campbell
Joe Lonergan
Conor McCarthy
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Carey Jenkins, Housing Division Manager
Cathy Morton, Management Analyst
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I. FY 2014 ANNUAL ACTION PLAN THIRD AMENDMENT AND FY 2013 ANNUAL ACTION PLAN EIGHTH AMENDMENT

INTRODUCTION

The FY 2014 Consolidated Annual Action Plan Third Amendment and FY 2013 Consolidated Annual Action Plan Eighth Amendment were prepared in accordance with requirements established by the Department of Housing and Urban Development for local jurisdictions receiving Community Development Block Grant funding through the provisions of the National Affordable Housing Act of 1990, as amended.

PURPOSE

The purpose of this Chapter is to describe the amendment to the FY 2013 and 2014 Consolidated Annual Action Plans for Housing and Community Development.

CITIZEN PARTICIPATION PROCESS

In accordance with Lakewood's Citizens Participation Plan, projects that are substantially changed are reviewed and approved by the Community Services Advisory Board (CSAB) for recommendation to the City Council prior to implementation. On February 24, 2016, the CDBG Citizens Advisory Board approved the amendment to the FY 2013 and FY 2014 Consolidated Annual Action Plans to reprogram the following unexpended funds: FY 2013 PC2 – Project Home Rental Assistance funding in the amount of \$6,161.48; FY 2014 Administration funds in the amount of \$33,938.38, Associated Ministries – Paint Tacoma Pierce Beautiful funds in the amount of \$111.38, SSOS – Financial & Housing Counseling funds in the amount of \$9,500.00, CenterForce – Foodservice Education & Training Program funds in the amount of \$1,339.17, YMCA – Childcare Scholarship funds in the amount of \$5,064.94, and NWBCDC – Veterans Business Development Program funds in the amount of \$45,000.00. All reprogrammed funds will supplement FY 2016 City of Lakewood – 108th Street Roadway Improvements.

Copies of the Plan will be made available at Lakewood City Hall, Lakewood Library, the Tillicum Library, as well as Pierce County, City of Tacoma, and the State of Washington. Notification will provide for a 30-day (April 1 – 30, 2016) citizen comment period. A public hearing will be held by the Lakewood City Council on April 18, 2016 to provide an opportunity for citizens, public agencies and other interested parties to provide public comments on the FY 2016 Annual Action Plan and FY 2013 and 2014 Amended Consolidated Plans.

FY 2013 AND 2014 PROJECT ACTIVITIES AMENDMENT

The amendments to the FY 2013 and 2014 Consolidated Annual Action Plans proposes to reprogram funding as provided:

| REPROGRAM FROM: FY 2013 & FY 2014 Activities | Amount | REPROGRAM TO: FY 2016 Activities | Amount |
|---|---|---|---|
| <ul style="list-style-type: none"> • FY 2013 PC2 – Project Home Rental Assistance (Activity #170) • FY 2014 Administration (Activity #172) • FY 2014 Associated Ministries – Paint Tacoma Pierce Beautiful (Activity #173) • FY 2014 SSOS – Financial & Housing Counseling Program (Activity #177) • FY 2014 CenterForce – Foodservice Education & Training Program (Activity #179) • FY 2014 YMCA – Childcare Scholarships Program (Activity #181) • FY 2014 NWBCDC – Veterans Business Development Program | <p style="text-align: right;">\$6,161.48</p> <p style="text-align: right;">\$33,938.38</p> <p style="text-align: right;">\$111.38</p> <p style="text-align: right;">\$9,500.00</p> <p style="text-align: right;">\$1,339.17</p> <p style="text-align: right;">\$5,064.94</p> <p style="text-align: right;"><u>\$45,000.00</u></p> | <ul style="list-style-type: none"> • FY 2016 City of Lakewood – 108th Street Roadway Improvements <p>Total</p> | <p style="text-align: right;"><u>\$101,115.35</u></p> <p style="text-align: right;">\$101,115.35</p> |
| Total | \$101,115.35 | | |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – Pierce County Coalition for Developmental Disabilities (PC2)

Priority Need – Benefit Low/moderate income persons

Activity Title – Project Home

Outcome Measure: Affordability for the purpose of providing decent affordable housing.

Outcome Indicator: Number of persons that have affordable housing through development of partnerships with housing providers to provide affordable housing for persons with special needs, homeless persons and people at risk of homelessness.

Expected Units: FY 2013- 6 People

Project Description – Provides short-term (up to 3 months maximum) rental assistance, including utility assistance to prevent cutoff of service, security deposits, and rental payments for households that include a person with a developmental disability in order to secure safe housing and prevent homelessness.

Location – City-wide

| | |
|---|--|
| Objective Number | Project ID FY 2013-03 |
| HUD Matrix Code 05Q Subsistence Payments | CDBG Citation 570.201 (e) Public Services |
| Type of Recipient Non-Profit | CDBG National Objective 570.208 (a) (2) Limited Clientele |
| Start Date 7/1/2013 | Completion Date 6/30/14 |
| Performance Indicator 01 People | Annual Units 6 |
| Local ID FY 2013-03 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|-------------------|
| CDBG | \$8,500.00 |
| | \$2,338.52 |
| ESG | ..... |
| HOME | ..... |
| HOPWA | ..... |
| Total Formula | ..... |
| CDBG Prior Year Funds | ..... |
| Assisted Housing | ..... |
| PHA | ..... |
| Other Funding | ..... |
| Total | \$8,500.00 |
| | \$2,338.52 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – City of Lakewood

Priority Need – Benefit Low/moderate income persons

Activity Title – CDBG Administration

Project Description – Administration cost to support overall program management, coordination, monitoring and evaluation managed by the City of Lakewood Community Development Department.

Location - City-wide

| | |
|--|--|
| Objective Number | Project ID FY 2014-11 Admin |
| HUD Matrix Code 21A | CDBG Citation 570.206 General Program Admin. |
| Type of Recipient Local Government | CDBG National Objective |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator N/A | Annual Units N/A |
| Local ID FY 2014-11 Admin | Units Upon Completion N/A |

| Funding Sources: | Amount |
|-------------------------|--------------------|
| CDBG | \$94,350.40 |
| | \$60,412.02 |
| ESG | |
| HOME | |
| HOPWA | |
| Total Formula | |
| CDBG Prior Year Funds | |
| Assisted Housing | |
| PHA | |
| Other Funding | |
| Total | \$94,350.40 |
| | \$60,412.02 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – Associated Ministries

Priority Need – Benefit Low/moderate income persons

Activity Title – Paint Tacoma-Pierce Beautiful

Outcome Measure: Sustainability for the purpose of providing decent affordable housing.

Outcome Indicator: Number of households that have sustainable affordable housing painted by volunteer work crews due to deferred maintenance for the purpose of providing decent affordable housing.

Expected Units: FY 2014- 10 Housing Units

Project Description – Funding provides for staff persons to coordinate and organize a house painting program utilizing donated materials and volunteer labor to complete the exterior painting of 10 Lakewood low income households, including elderly and/or disabled homeowners.

Location – 5204 Solberg Dr. SW, Lakewood

| | |
|--|--|
| Objective Number | Project ID FY 2014-06 |
| HUD Matrix Code 14H Rehab Admin | CDBG Citation 570.202 Housing Rehab and Preservation |
| Type of Recipient Non-Profit | CDBG National Objective 570.208(a)(3) Housing Activities |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator 10 Housing Units | Annual Units 10 |
| Local ID FY 2014-06 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|---------------------|
| CDBG | \$21,600.00 |
| | \$21,448.62 |
| ESG | |
| HOME | |
| HOPWA | |
| Total Formula | |
| CDBG Prior Year Funds | |
| Assisted Housing | |
| PHA | |
| Other Funding | \$169,518.00 |
| Total | \$191,118.00 |
| | \$190,966.62 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – South Sound Outreach Services

Priority Need – Benefit Low/moderate income persons

Activity Title – Financial and Housing Counseling Program

Outcome Measure: Accessibility for the purpose of providing decent affordable housing.

Outcome Indicator: Number of households having access to affordable housing through fair housing activities for the purpose of providing decent affordable housing.

Expected Units: FY 2014- 40 Households

Project Description – Provides for housing counseling assistance to low and moderate income persons, including seniors and individuals with disabilities, allowing them to regain and maintain financial and housing stability through targeted workshops and HUD-approved foreclosure intervention and financial counseling.

Location – City-wide

| | |
|--|---|
| Objective Number | Project ID FY 2014-02 |
| HUD Matrix Code 05U Housing Counseling | CDBG Citation 570.201(e) Public Services |
| Type of Recipient Non-Profit | CDBG National Objective 570.208(a)(2) Limited Clientele |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator 04 Households | Annual Units 40 |
| Local ID FY 2014-02 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|-------------------------|
| CDBG | \$9,500.00 |
| | \$0 |
| ESG | ..... |
| HOME | ..... |
| HOPWA | ..... |
| Total Formula | ..... |
| CDBG Prior Year Funds | ..... |
| Assisted Housing | ..... |
| PHA | ..... |
| Other Funding | \$365,878.00 |
| Total | \$375,378.00 |
| | \$365,878.00 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – CenterForce

Priority Need – Benefit Low/moderate income persons

Activity Title – Foodservice Education & Training Program

Outcome Measure: Accessibility for the purpose of creating a suitable living environment.

Outcome Indicator: Number of persons having new access to services for the purpose of providing a suitable living environment.

Expected Units: FY 2014- 6 People

Project Description – Provides training, education, and employment assistance for individuals with developmental disabilities in the food service industry.

Location – City-wide

| | |
|--|---|
| Objective Number | Project ID FY 2014-04 |
| HUD Matrix Code 05B Handicapped Services | CDBG Citation 570.201(e) Public Services |
| Type of Recipient Non-Profit | CDBG National Objective 570.208(a)(2) Limited Clientele |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator 01 People | Annual Units 6 |
| Local ID FY 2014-04 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|---------------------|
| CDBG | \$11,500.00 |
| | \$10,160.83 |
| ESG | |
| HOME | |
| HOPWA | |
| Total Formula | |
| CDBG Prior Year Funds | |
| Assisted Housing | |
| PHA | |
| Other Funding | \$117,500.00 |
| Total | \$129,000.00 |
| | \$127,660.83 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – YMCA

Priority Need – Benefit Low/moderate income persons

Activity Title – Childcare Scholarship Program

Outcome Measure: Accessibility for the purpose of creating a suitable living environment.

Outcome Indicator: Number of persons having new access to services for the purpose of providing a suitable living environment.

Expected Units: FY 2014- 12 People

Project Description – Provides funding for a child care program offering before and after work care to low income youth between the ages of 5 and 12.

Location – Multiple School locations – Custer Elementary, Idlewild Elementary, and Park Lodge Elementary

| | |
|---|---|
| Objective Number | Project ID FY 2014-03 |
| HUD Matrix Code 05L Child Care Services | CDBG Citation 570.201(e) Public Services |
| Type of Recipient Non-Profit | CDBG National Objective 570.208(a)(2) Limited Clientele |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator 01 People | Annual Units 12 |
| Local ID FY 2014-03 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|---------------------|
| CDBG | \$14,000.00 |
| | \$8,935.06 |
| ESG | ..... |
| HOME | ..... |
| HOPWA | ..... |
| Total Formula | ..... |
| CDBG Prior Year Funds | ..... |
| Assisted Housing | ..... |
| PHA | ..... |
| Other Funding | \$334,000.00 |
| Total | \$348,000.00 |
| | \$342,935.06 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – Northwest Business and Community Development Center

Priority Need – Benefit Low/moderate income persons

Activity Title – Veterans Business Program

Outcome Measure: Accessibility for the purpose of creating economic opportunities.

Outcome Indicator: Number of low and moderate income individuals that will have jobs created or retained.

Expected Units: FY 2014- 2 Jobs created or retained

Project Description – Provides a job training and business development counseling program serving veterans. The program will provide counseling for veterans as they develop their business, and assist with loan packaging, marketing, and consulting to ensure the long-term viability of the business.

Location – City-wide

| | |
|--|---|
| Objective Number | Project ID FY 2014-10 |
| HUD Matrix Code 18B Technical Assistance | CDBG Citation 570.201(o) Economic Development |
| Type of Recipient Non-Profit | CDBG National Objective 570.208(a)(4) Job Creation or Retention |
| Start Date 7/1/2014 | Completion Date 6/30/2015 |
| Performance Indicator 13 Jobs | Annual Units 2 |
| Local ID FY 2014-10 | Units Upon Completion |

| Funding Sources: | Amount |
|-------------------------|---------------------|
| CDBG | \$45,000.00 |
| | \$0 |
| ESG | |
| HOME | |
| HOPWA | |
| Total Formula | |
| CDBG Prior Year | |
| Assisted Housing | |
| PHA | |
| Other Funding | \$275,236.00 |
| Total | \$325,236.00 |
| | \$275,236.00 |

U.S. Department of Housing and Urban Development

Consolidated Plan Listing of Projects

Subrecipient or Agency Name – City of Lakewood – 108th Street Roadway Improvements

Priority Need – Benefit Low/moderate income persons

Activity Title – 108th Street Roadway Improvements

Goal: Infrastructure, facilities & economic opportunity

Outcome Indicator: Public Facility of Infrastructure Activities other than Low/Moderate Income Housing Benefit.

Expected Units: FY 2016- 7,185 persons assisted

Project Description – Provides for the construction of roadway, sidewalk, and signal upgrades to make necessary ADA improvements to 108th St. SW.

Location – 108th St. SW between Main St. SW and Bridgeport Way

| | |
|--|---|
| Objective Number | Project ID FY 2016-01 |
| Goal Number 1 - Public Facilities or Infrastructure other than Low/Mod Housing | CDBG Citation 570.201(c) Public Facilities & Improvements |
| Type of Recipient Local Government | CDBG National Obj. 570.208(a)(1) Low/Mod Area Benefit |
| Start Date 7/1/2016 | Completion Date 6/30/2017 |
| Performance Indicator Persons Assisted | Annual Units 7,185 |
| Local ID FY 2016-01 | Units Upon Completion |

Funding Sources:

| | Amount |
|------------------|---------------------------|
| CDBG | \$198,884.65 |
| ESG | ..... |
| HOME | ..... |
| HOPWA | ..... |
| Total Formula | ..... |
| CDBG Prior Year | \$101,115.35 |
| Assisted Housing | ..... |
| PHA | ..... |
| Other Funding | ..... |
| Total | \$300,000.00 |

II. NOTICE OF PUBLICATION

PUBLIC NOTICE HUD ANNUAL ACTION PLAN FOR 2016-2017 TACOMA - LAKEWOOD HOME CONSORTIUM

Tacoma and Lakewood plan to adopt a 2016-2017 Consolidated Annual Action Plan (AAP) for Housing and Community Development providing a framework to address needs in both cities. As the lead entity of the HOME consortium, the Tacoma City Council will approve HOME funded activities for both jurisdictions. CITY OF TACOMA - Proposed use of funds recommended for Tacoma City Council approval is based upon federal funding that includes \$2,247,997 in CDBG monies and \$784,257 of the Tacoma portion of the Tacoma-Lakewood HOME Consortium monies as well as \$201,163 in new Emergency Solutions Grant (ESG) monies and a reallocation of \$8,969 in previous years' ESG funds from 2014. Recommended activities will be implemented as part of the AAP beginning July 2016. CITY OF LAKEWOOD - Proposed use of funds recommended for Lakewood City Council approval is based upon federal funding that includes \$621,165.35 (\$467,050 in new allocation, \$53,000 in program income and \$101,115.35 in reprogrammed funds) in CDBG monies, \$208,473 of the Lakewood portion of the Tacoma-Lakewood HOME Consortium monies, and \$141,500 in Section 108 Loan Guarantee assistance funding. Recommended FY 2016 activities will be implemented as part of the AAP beginning July 2016. **CITIZEN REVIEW COMMENTS** - The recommended 2016-2017 Annual Action Plan for each jurisdiction will be available for public review for a period of 30 days from April 1, 2016 to April 30, 2016. Copies of these documents are available for review at: **City of Tacoma**, 747 Market Street, Community & Economic Development Department (9th Floor), General Services Department (2nd Floor) as well as at Tacoma public libraries. The document will also be available on the City's website at www.cityoftacoma.org/conplan. A public hearing by the Tacoma City Council is scheduled for April 12, 2016, with final adoption by the City Council on May 3, 2016. Special arrangements for disabled persons can be made 72 hours in advance by calling (253) 591-5365. **City of Lakewood**, Community Development Department, (2nd Floor) 6000 Main Street SW, Lakewood Library, 6300 Wildaire Road SW, and Tillicum Library, 14916 Washington Ave. SW, Lakewood, WA. The document is also available on the City's website at www.cityoflakewood.us. A public hearing by the Lakewood City Council is scheduled for April 18, 2016, 7:00 p.m., Lakewood City Hall, with final adoption by the City Council on May 2, 2016. Special arrangements for disabled persons can be made 72 hours in advance by calling (253) 589-2489. The Annual Action Plan will then be submitted to the Department of Housing and Urban Development for their review and approval. Any citizen who wishes to submit written comments regarding the document may do so up to April 30, 2016. Comments can be mailed to: Ricardo Noguera, Director, Community & Economic Development Department, City of Tacoma 747 Market St., Room 900 Tacoma, WA 98402 and Dave Bugher, Asst. City Mgr. for Development, City of Lakewood 6000 Main St. SW, Lakewood, WA 98499

Ad published in the News Tribune on April 1, 2016

CERTIFICATIONS

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

Affirmatively Further Fair Housing -- The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of 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 that analysis and actions in this regard.

Anti-displacement and Relocation Plan -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement 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 the CDBG or HOME programs.

Anti-Lobbying -- To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly.

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

Consistency with plan -- The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

Section 3 -- It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

Signature/Authorized Official

Date

Title

Specific CDBG Certifications

The Entitlement Community certifies that:

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

Community Development Plan -- Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570)

Following a Plan -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

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

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it 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. Overall Benefit. The aggregate use of CDBG funds including section 108 guaranteed loans during program year 2016, shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG 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 funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its

jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and

2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

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

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

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

Signature/Authorized Official

Date

Title

APPENDIX TO CERTIFICATIONS

INSTRUCTIONS CONCERNING LOBBYING:

A. Lobbying Certification

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.