

MEMORANDUM OF UNDERSTANDING

**RE: Community Development Block Grant - Administration
Gila County - Town of Hayden
FY- 2013 CDBG Application - Housing Rehab, Activity #2**

This Memorandum of Understanding (MOU) is written in compliance with the Intergovernmental Agreement (IGA) between the County of Gila (County) and the Town of Hayden (Town) dated the 16th day of July 2013, and recorded in Docket 2013008382, pages 1-5.

The Town has applied for Community Development Block Grant (CDBG) funds for housing rehabilitation within the Town. A copy of said grant application with supporting documents is attached hereto and by reference made a part hereof as Exhibit "A". Said documents include the following: grant cover sheet, summary sheet, activity budget sheets, activity description, census information, maps, application certifications, and resolutions of the Town of Hayden. The County, through its Community Services Division, has participated in the preparation of said documents and it is prepared to assist the Town in the administration of the grant to comply with all obligations imposed upon the Town when grant funds are received, all in conformance with the IGA which is fully incorporated herein. The Town will receive and disburse funds from the grant pursuant to an IGA with the Arizona Department of Housing and will be required to comply with rules and regulations with regard to the receipt, disbursement, and close-out of said funding program.

- A) Pursuant to all the provisions of the IGA, the Town will:
1. Complete and file service area Environmental Review Report (ERR).
 2. Market grant funds by notifying the public of the grant's purpose and availability.
 3. Disburse funds in compliance with the grant obligation.
 4. Provide services for grant close-out.
- B) Pursuant to the IGA, the County, through the Office of Community Services, will provide professional and technical assistance, as well as inspections for rehabilitation services anticipated under the grant. The County will also:
1. Provide assistance in administration and keep the Town staff informed of all requirements regarding receipt and maintenance of grant funds.
 2. Be responsible for intake, ERR for each specific structure, specifications and bids, rehabilitation, and approval of all project related costs prior to payment by the Town.
 3. Provide final inspection and approval for approximately two (2) housing rehabilitation projects anticipated under the grant funds.
 4. Review and comply with all provisions of any rules or regulations of the Arizona Department of Housing or the IGA as they relate to the CDBG funds received.

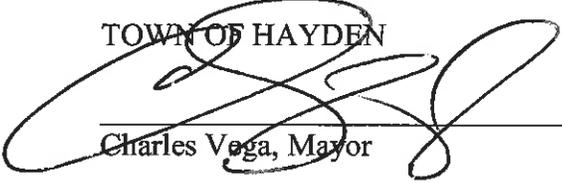
5. Notify the Town of any need to take action pursuant to the Town's obligations under any written agreement with the Arizona Department of Housing or applicable rules or regulations.
6. Administer the grant project to insure compliance with all CDBG and Arizona Department of Housing requirements.
7. Keep a copy of all warranty information in a project file for each approved and completed project.

As full and complete compensation, the County shall be paid \$14,000.00 for administration of the grant, \$68,576.00 for construction work, and \$17,000.00 for rehabilitation services provided pursuant to this Agreement. The County shall be paid in installments upon billing and approval by the Town Financial Advisor, based on a percentage of completion of the services provided in compliance with CDBG requirements.

The remaining obligations of the County and Town shall be as provided in the IGA of July 16, 2013, which is fully incorporated herein.

APPROVED this 1st day of October 2013.

TOWN OF HAYDEN

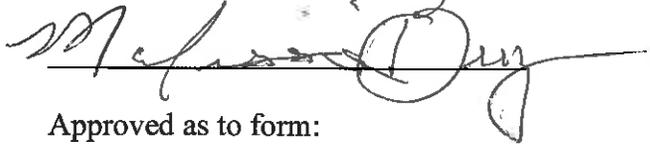


Charles Vega, Mayor

GILA COUNTY

Michael A. Pastor, Chairman
Board of Supervisors

Malissa Buzan, Director
Community Services Division



Approved as to form:

Bryan Chambers,
Deputy Attorney Principal

Attest:

Marian Sheppard, Clerk of the Board



FORM 1
FY 13 COMMUNITY DEVELOPMENT BLOCK GRANT
APPLICATION COVER SHEET
CDBG CONTRACT NO.

<input checked="" type="checkbox"/> A. Regional Account (RA) COG: CAG	<input checked="" type="checkbox"/> B. State Special Project (SSP)
<input type="checkbox"/> C. Colonias	<input type="checkbox"/> D. NRS: Date approved: / / Approval on page:

1. Applicant and DUNS Number Town of Hayden #0839930570 / TIN 86-6008224	2. Legislative/ Congressional Districts: 23/1
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3. Address (with complete nine-digit zip code): 520 Velasco Ave,
 Hayden, AZ 85235-0167
Name of County Applicant Located In: Gila

4. Contact Person/Title (Grantee) Bill Leister, Manager	5. Contact Person/Title (COG/Other): Malissa Buzan, Housing Services Manager
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Phone/Fax/Email: 520-356-7801 520-356-6334 bleister@townofhayden.net	Phone/Fax/Email: 928-425-7631
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6. Complete the following information for the activities for which you are requesting funds in a single contract (maximum of 2 including Administration). Complete an additional Form 1 for each additional activity included in the application. Item d: Fund types are (1) Leverage, (2) Program Income, or (3) Other.

a. Activity Name	b. CDBG Funds	c. Non-CDBG Funds	d. Fund Type	e. Total Funds
1. Administration	18,700			18,700
2. OOHHR	\$85,576			\$85,576
Total CDBG Funds Requested for this Project (Activities #1 and #2):				\$ 104,276

8. List all other activities applied for this fiscal year. Indicate by which application includes the required general information (Public Participation documents, Certifications, Disclosure Report, etc.). (Note that there will be a separate contract for each activity and its administrative funds.)

Activity Name	Amount (CDBG \$ only)	CDBG USE ONLY - Contract No.
<input type="checkbox"/> a.		
<input type="checkbox"/> b.		
<input type="checkbox"/> c.		
<input type="checkbox"/> d.		

9. Total CDBG Funds Requested (all activities applied for this fiscal year, including administration): \$

10. Certification: To the best of my knowledge and belief, data in this application are true and correct, the document has been duly authorized by the governing body of the applicant and the applicant will comply with the attached Certifications if the assistance is approved.

Signature of the Chief Elected Official: *Monica C. Badillo* Date: *9-4-12*

Name (typed): Monica Badillo Title: Mayor



FORM 2
COMMUNITY DEVELOPMENT BLOCK GRANT
GENERAL ADMINISTRATION SUMMARY

1. Applicant: Town of Hayden

ITEM		a. CDBG \$	b. Non-CDBG \$*	c. Total
2. TAAP. Total costs for COG Technical Assistance and Application Preparation, as per local government/COG Agreement		\$4,000.00		\$4,000.00
3. Salaries, Wages, Fringe Benefits	% or Hours			
3.1 Position #1 Title:				
3.2 Position #2 Title:				
3.3 Position #3 Title:				
3.4 Position #4 Title:				
4. Professional Services (Contractual)				
4.1 For: Gila County		\$14,000		\$14,000
4.2 For:				
4.3 For:				
5. Travel		\$100.00		\$100.00
6. Office Supplies and Equipment		\$100.00		\$100.00
7. Advertising/Publications		\$500.00		\$500.00
8. Indirect Costs (% documented by cost allocation plan)				
9. Other Operating Expenses (specify)				
9.1 Item 1:				
9.2 Item 2:				
9.3 Item 3:				
9.4 Other (Fair Housing, Section 504, etc.)				
10. TOTALS		18,700		18,700

* Indicate in parentheses if the amount is Leverage (L), Program Income (PI), or Other (O). If the amount is a mixture of different types of funds, indicate the amount for each type.

11. a. Indicate who will be in charge of the financial record keeping (give name and title):
 Alexis Rivera, Accountant

b. Provide the street address for the location of the financial records:
 520 Velasco Ave, Hayden AZ 85235-0167



FORM 3 COMMUNITY DEVELOPMENT BLOCK GRANT ACTIVITY BUDGET

1. Applicant: Town of Hayden	2. Activity Name: OOHR		
	a. CDBG \$	b. Non-CDBG \$	c. TOTAL \$
3. Environmental Review Record Check box if included in Administration <input checked="" type="checkbox"/>			
4. Design/Engineering/Inspection (or other Professional Services related to project) Previously Procured <input type="checkbox"/> Procure <input type="checkbox"/> In-House <input type="checkbox"/>			
5. Construction Contract Work (include materials and DB wage rates)	68,576		68,576
6. Fixed Asset Equipment			
7. Land Acquisition (includes easements) (must comply with the Uniform Relocation Act)			
8. Rehabilitation Services (if this exceeds 20% of total activity costs, attach a rationale) Procure <input type="checkbox"/> In-House <input checked="" type="checkbox"/>	17,000		17,000
9. Other (specify or attached as page): 			
10. For City/Town, County or Other Construction			
10.1 Purchase of materials			
10.2.a Employees (documentation attached as page regarding number of employees, wages, number of hours, etc.)			
10.2.b Offenders			
10.2.c Volunteers			
10.3 Equipment (Use vs. Purchase) (documentation attached regarding rental rates, number of hours to be used, type of equipment, etc.)			
10.4 Other (attached as page)			
11. TOTALS	85,576		85,576

6. For construction or acquisition or conversion of property, complete the following:

a. Is the site properly zoned? Yes No If no, when will the zoning issue be resolved?

b. Are all utilities presently available to the site? Yes No If no, which utilities must be brought to the site?

Who has the responsibility for bringing utilities to the site?

c. Provide copy of deed of ownership as page NA

7. WHY ARE YOU GOING TO DO IT?

Describe the problems and conditions or other factors that indicate a need for the activity.

Visual observations and input from local elected officials, code enforcement officials, human service agencies, and area residents indicated that many homes located in Hayden are in various stages of disrepair and deterioration. These problems are evidenced by conditions such as deferred maintenance, leaking roofs, peeling paint, inadequate heating and cooling systems, and various structural deficiencies. Input provided as part of the State of Arizona Consolidated Plan process has also consistently identified housing rehab as a high priority need throughout the area.

8. Indicate:

a. Total Number of People to be Served: 5

d. Total Number of Units: 2

b. Total Low Moderate People: 5

e. Total Low Moderate Units: 2

c. LM Percentage: 100

f. Source of Information as page:

9. Will there be program income generated from the activity? Yes No

If yes, describe the program income source and estimated amount. If a DPL is required, this must be completed and RLF procedures developed and submitted for approval to CDBG.

10. Describe the income qualification process to be used. Include the name, title, and phone number of the persons responsible for the process and indicate the date the information was obtained.

Gila County Division of Housing, 928-425-7631, will oversee the income qualification process. Determinations will be based on review of the paycheck stubs, tax forms, bank statements, VOE, public assistance documents and other applicable documents. Income guidelines will be based on the most current HUD LM Income Limits distributed by AZ Department of Housing. Income is verified upon receipt of an application from a client and is verified every six months.

11. If applicable, it is assumed that the activity will use federal Housing Quality Standards (HQS) as the housing rehabilitation standard. If HQS or a more stringent state or local code will not be adhered to, describe the code or standard that will be used and provide a rationale for the proposed standard. This cannot be "NA." *Please specify the specific code that will be followed in your rehab program, which at a minimum must be HQS.*

Gila County and the Town of Hayden will use AZ Rehab Standards, UBC, NEC, UMC, UPC and UHC as the minimum housing rehab standards.

12. For housing acquisition, conversion, or new construction projects and programs, indicate the entities that will act as the owner, developer, and manager, including a name, title, address and phone number of a responsible official for each entity (if available).

NA

13. a. For housing acquisition, construction, or conversion projects, attach documentation verifying a commitment to finance the project and make the dwellings available to low and moderate income households as page NA.

b. Proforma attached as page

14. For all rental housing projects and programs:

a. attach a listing of the rents to be charged after rehabilitation (which must be affordable);

b. a definition of affordable;

c. a method whereby such were made public; and

d. if available, submit a copy of the draft agreement with the landlord that includes the process to be used to solicit tenants (see page)

6

15. For homeownership assistance, include the following:

a. Indicate if potential homeowners will seek their own financing. If a particular financing entity has been identified, provide the name, address and contact person for that entity.

NA

b. Name, address, and phone number of the entity that will provide housing support services:

NA

16. Ensure that any permanent relocation or displacement impacts of the project have been considered. This could potentially occur with the removal of low income housing stock from the market through demolition, acquisition, or conversion of dwellings. Contact the Council of Governments or CDBG Program staff for details.

Permanent Relocation/displacement anticipated? Yes (Describe plans or see page) No

17. If assistance to an eligible non-profit organization is proposed, supplemental information must be provided with your application. This information must include:

a. Copy of articles of incorporation attached as page NA

b. By-laws attached as page NA

c. Tax exempt status attached as page NA

d. Current board of directors attached as page NA

b. Most recent audit and financial report attached as page NA

c. Civil Rights Certification attached as page NA

d. Financial Management Certification attached as page NA

h. Statement from the Corporation Commission that the corporation has not been dissolved and is currently in good standing, attached as page NA.

7



FORM 12
COMMUNITY DEVELOPMENT BLOCK GRANT
NATIONAL OBJECTIVE COMPLIANCE
DEMOGRAPHIC/RACIAL DATA

1. Applicant Name	Town of Hayden	2. Project Name	OOHR
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This form should be used to capture demographic/racial data for CDBG-funded projects.

3. Demographic/Ethnicity Data

- a) Source of Racial/Demographic Data: 2010 Census, American Fact Finder
- b) See page(s): *9-10*

Demographic Category	Number/ # 4a)	Percentage/ % 4b)	Hispanic/Latino Ethnicity/# 5a)	Percentage/ % 5b)
Single Race Categories				
White	2	100	1	100
Black/African American				
Asian				
American Indian/Alaskan Native				
Native Hawaiian/Other Pacific Islander				
Multi-Race Categories:				
American Indian/Alaskan Native & White				
Asian & White				
Black/African American & White				
American Indian/Alaskan Native & Black/African American				
Other Multi-Racial				
Non-Hispanic/Latino Ethnicity				
TOTAL 6)	2	100	1	100

Total Hispanic/Latino Ethnicity 7)			1	
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For reporting purposes, Hispanic is no longer classified as a race, but as an ethnic category. Thus, those collecting data on race must also ask the individual if he/she considers his/herself to be of Hispanic ethnicity. The Hispanic ethnicity has the potential to span across all races. Those who are White, Black, Asian, Pacific Islanders, American Indian, or Other Multi-Racial may also be counted as being Hispanic.

8



QT-P6

Race Alone or in Combination and Hispanic or Latino: 2010

2010 Census Summary File 1

NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>.

Geography: Hayden town, Arizona

Subject	Number	Percent
Total population (all races)	662	100.0
WHITE		
White alone or in combination [1]	433	65.4
Hispanic or Latino	230	34.6
White alone	423	63.9
Hispanic or Latino	1	0.2
BLACK OR AFRICAN AMERICAN		
Black or African American alone or in combination [1]	1	0.2
Hispanic or Latino	0	0.0
Black or African American alone	0	0.0
Hispanic or Latino	0	0.0
AMERICAN INDIAN AND ALASKA NATIVE		
American Indian and Alaska Native alone or in combination [1]	3	0.5
Hispanic or Latino	1	0.2
American Indian and Alaska Native alone	1	0.2
Hispanic or Latino	1	0.2
ASIAN		
Asian alone or in combination [1]	6	1.2
Hispanic or Latino	2	0.3
Asian alone	2	0.3
Hispanic or Latino	0	0.0
NATIVE HAWAIIAN AND OTHER PACIFIC ISLANDER		
Native Hawaiian and Other Pacific Islander alone or in combination [1]	0	0.0
Hispanic or Latino	0	0.0
Native Hawaiian and Other Pacific Islander alone	0	0.0
Hispanic or Latino	0	0.0
SOME OTHER RACE		
Some Other Race alone or in combination [1]	227	34.3
Hispanic or Latino	225	34.0
Some Other Race alone	2	0.3
Hispanic or Latino	225	34.0

X Not applicable.

[1] The race concept "alone or in combination" includes people who reported a single race alone (e.g., Asian) and people who reported that race in combination with one or more of the other race groups (i.e., White, Black or African American, American Indian and Alaska Native, Native Hawaiian and Other Pacific Islander, and Some Other Race). The "alone or in combination" concept, therefore, represents the maximum number of people who reported as that race group, either alone, or in combination with another race(s). The sum of the six individual race "alone or in combination" categories may add to more than the total population because people who reported more than one race are tallied in each race category.

Source: U.S. Census Bureau, 2010 Census.
Summary File 1, Tables P5 and P7.

U.S. Census Bureau

AMERICAN
FactFinder



QT-P4

Race, Combinations of Two Races, and Not Hispanic or Latino: 2010

2010 Census Summary File 1

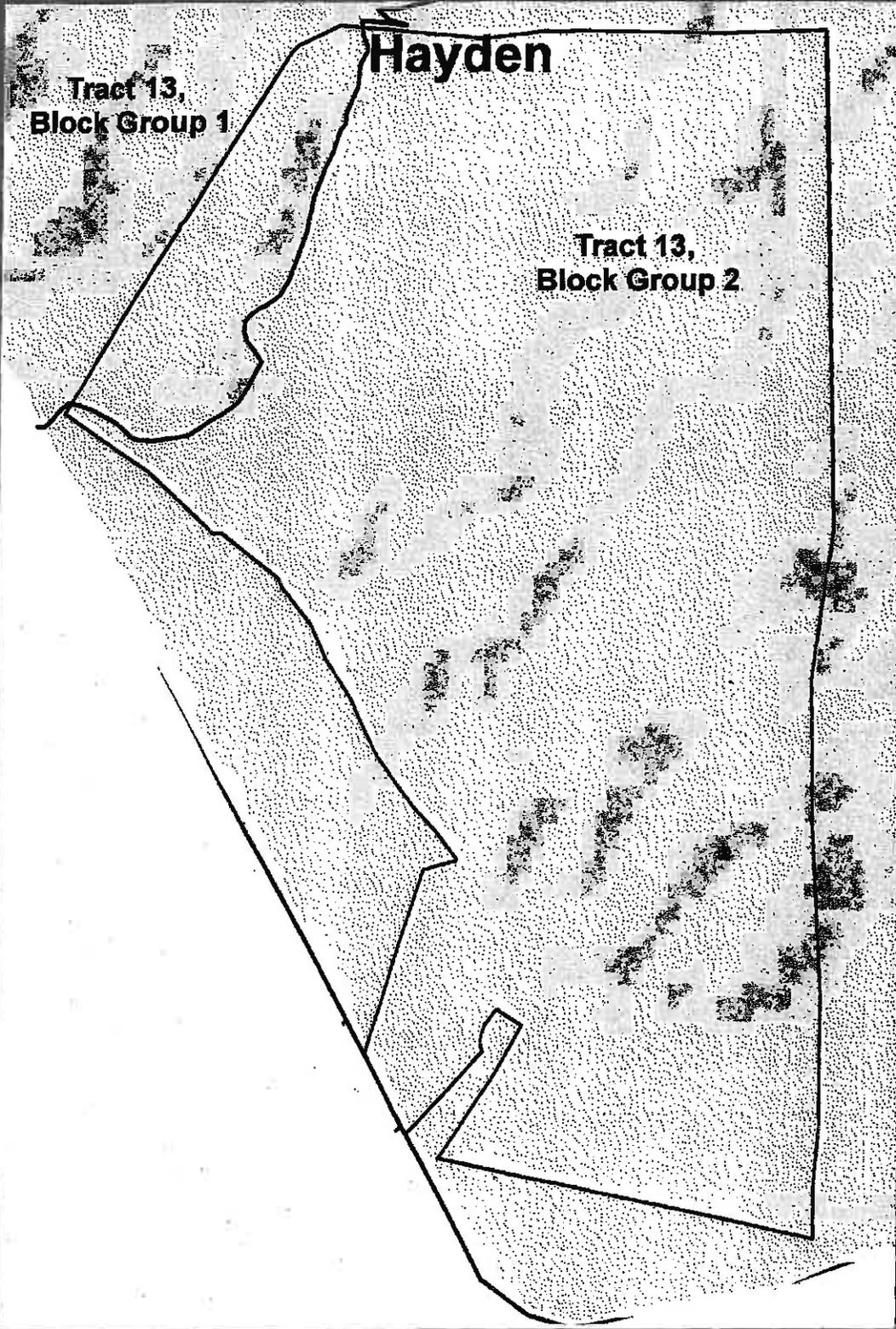
NOTE: For information on confidentiality protection, nonsampling error, and definitions, see <http://www.census.gov/prod/cen2010/doc/sf1.pdf>.

Geography: Hayden town, Arizona

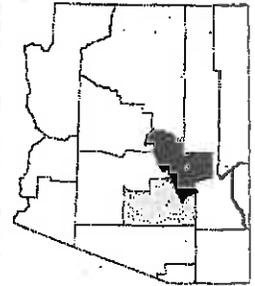
Race	Total		Hispanic or Latino	
	Number	Percentage	Number	Percentage
Total population	662	100.0	103	100.0
White	423	63.9	100	97.1
American Indian and Alaska Native	1	0.2	0	0.0
Native Hawaiian and Other Pacific Islander	0	0.0	0	0.0
Two or More Races	11	1.7	3	2.9
White; Black or African American	0	0.0	0	0.0
White; Asian	7	1.1	1	1.0
White; Some Other Race	1	0.2	0	0.0
Black or African American; Asian	0	0.0	0	0.0
Black or African American; Some Other Race	1	0.2	0	0.0
American Indian and Alaska Native; Native Hawaiian and Other Pacific Islander	0	0.0	0	0.0
Asian; Native Hawaiian and Other Pacific Islander	0	0.0	0	0.0
Native Hawaiian and Other Pacific Islander; Some Other Race	0	0.0	0	0.0

X Not applicable.

Source: U.S. Census Bureau, 2010 Census.
Summary File 1, Tables P8 and P8.

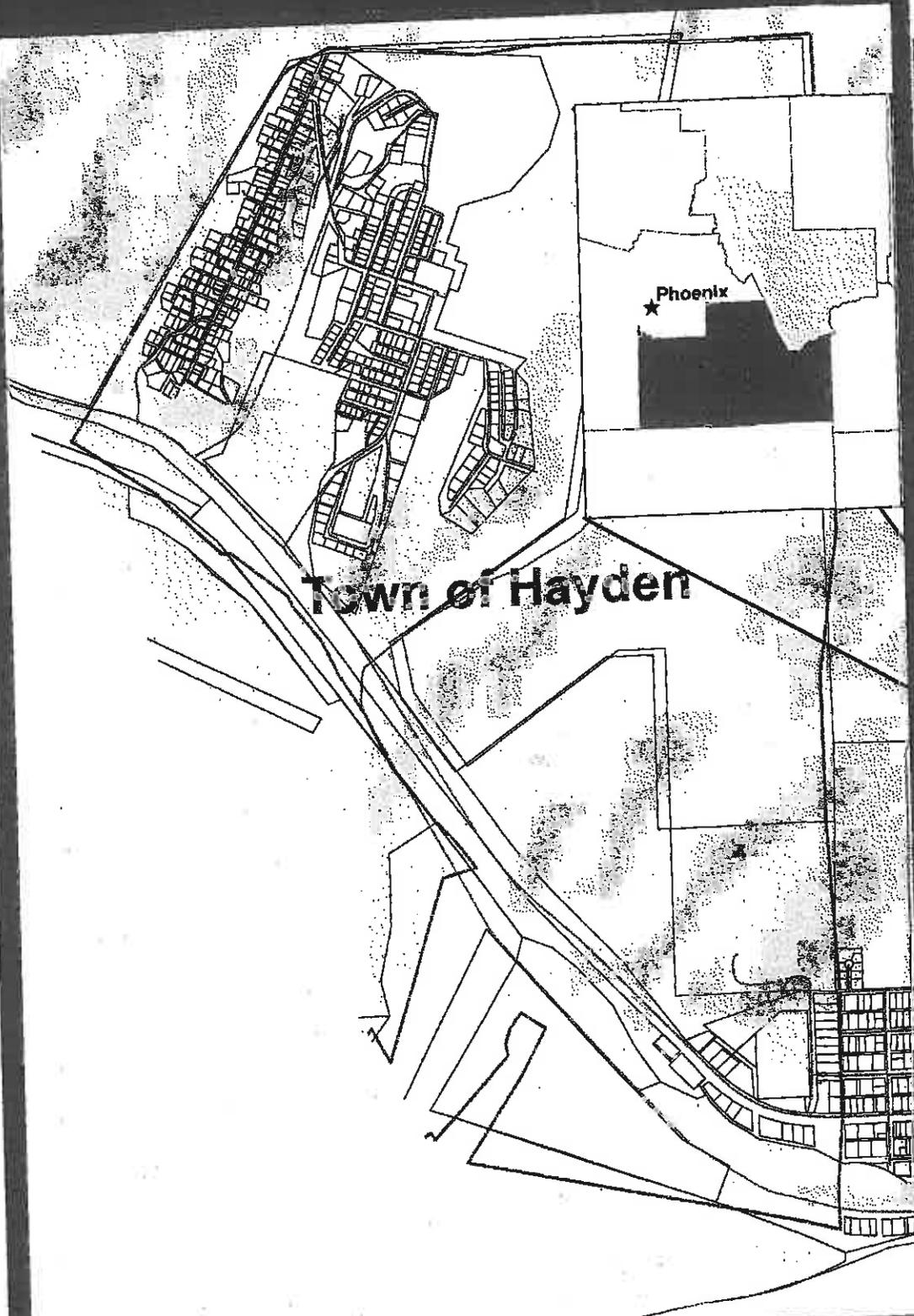


-  Block Groups
-  Hayden Town Limits
-  Streets



Disclaimer: This map does not represent a legal survey. It is intended for general purpose only.

Autor: Brent McFaran
Map Date: July 6, 2012



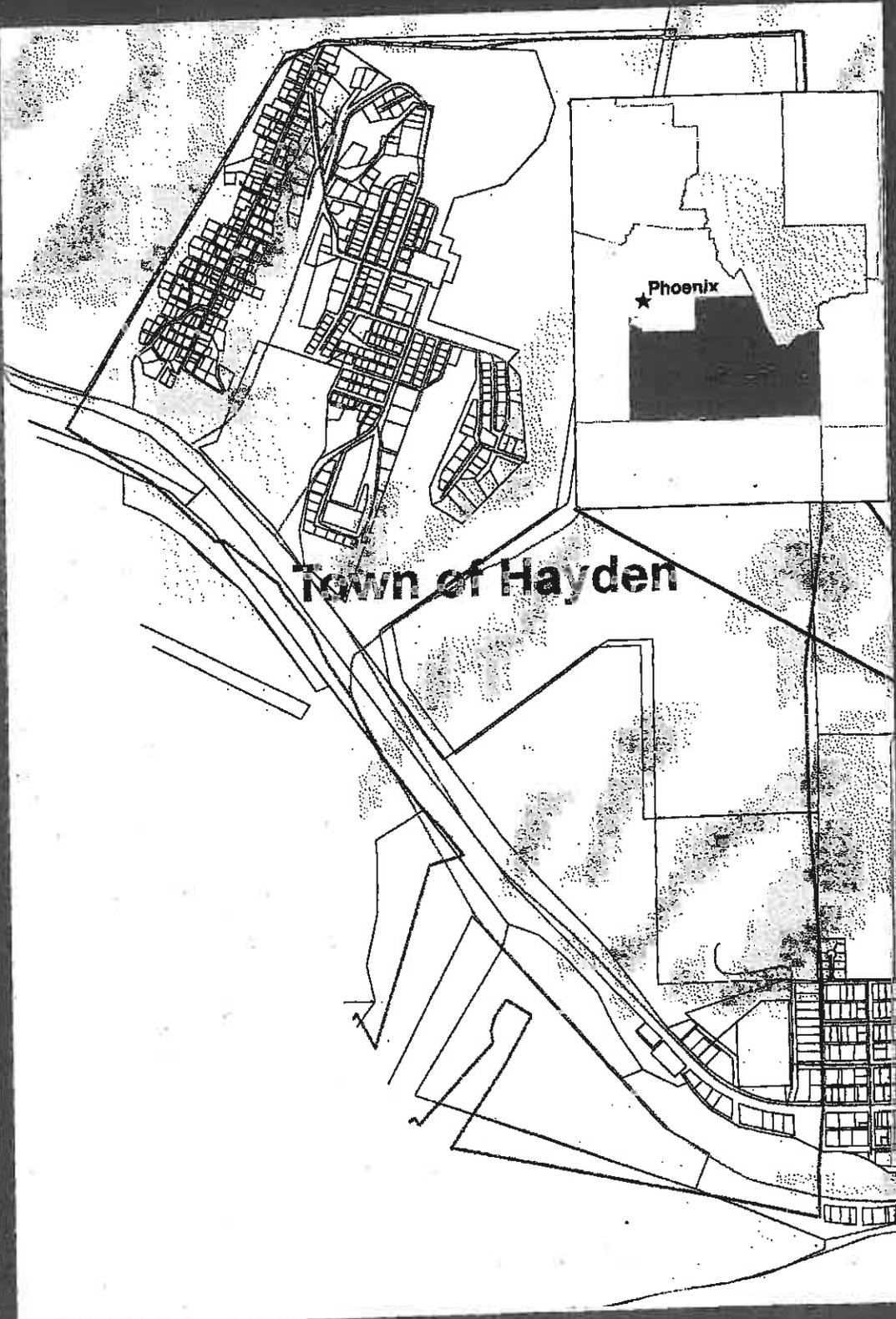
□ Planning Boundary

— Streets



Disclaimer: This map does not represent a legal
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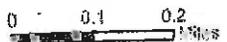
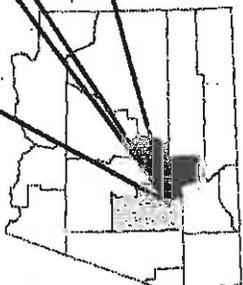
Author: Brent McFarren
Map Date: July 6, 2012



□ Planning Boundary

— Streets

★ Phoenix



Disclaimer: This map does not represent a legal act. It is intended for general purposes only.

Author: Brent McFarren
Map Date: July 6, 2012

**AUTHORIZATION TO SUBMIT APPLICATIONS
AND IMPLEMENT CDBG PROJECTS**

RESOLUTION NO. 848

A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HAYDEN, ARIZONA AUTHORIZING THE SUBMISSION OF AN APPLICATION(S) FOR FY 2012 REGIONAL ACCOUNT ARIZONA STATE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS, CERTIFYING THAT SAID APPLICATION(S) MEETS THE COMMUNITY'S PREVIOUSLY IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE CDBG PROGRAM, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION.

WHEREAS, the Town of Hayden is desirous of undertaking community development activities; and

WHEREAS, the State of Arizona is administering the Community Development Block Grant Program; and

WHEREAS, the State CDBG Program requires that CDBG funds requested address one of the three Congressional mandated National Objectives; and

WHEREAS, the activities within this/these application(s) address the community's identified housing and community development needs, including the needs of low and moderate income persons; and

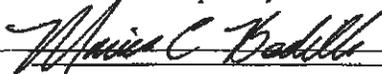
WHEREAS, an Applicant of State CDBG funds is required to comply with the program guidelines and Federal Statutes and regulations.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor and Town Council of the Town of Hayden authorize application to be made to the State of Arizona, Department of Housing for FY 2012 Regional Account CDBG funds, and authorize the Mayor to sign application and contract or grant documents for receipt and use of these funds for Housing Rehabilitation, and authorize the Mayor to take all actions necessary to implement and complete the activities submitted in said application(s); and

THAT this application for FY 2012 Regional Account CDBG funds meets the requirements of low- and moderate-income benefit for activities justified as benefiting low- and moderate-income persons, aids in the prevention or elimination of slum and blight or addresses an urgent need which poses a threat to health; and

THAT, the Town of Hayden will comply with all State CDBG Program guidelines, Federal Statutes and regulations applicable to the State CDBG Program and the certifications contained in the(these) application(s).

Passed and adopted by the Town Council of Hayden this 4th day of September, 2012.



Monica Badillo, Mayor

ATTEST:


Laura Romero, Clerk

APPROVED AS TO FORM:


Stephen C. Cooper, Town Attorney

RELOCATION ASSISTANCE PLAN
as required under Section 104(d) of the
Housing and Community Development Act of 1974 as amended

RESOLUTION NO. 814

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HAYDEN ADOPTING A RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN FOR FY2009, AS REQUIRED UNDER SECTION 104(d) OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED.

WHEREAS, Section 104(d) of the Housing and Community Development Act of 1974, as amended, and implementing regulations require that each applicant for Community Development Block Grant funds must adopt, make public and certify that it is following a residential antidisplacement and relocation assistance plan; and

WHEREAS, the Town of Hayden is submitting an application to the Arizona Department of Housing for Community Development Block Grant funds.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Hayden, do hereby adopt the residential antidisplacement and relocation assistance plan as described below.

RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN

The Town of Hayden will replace all occupied and vacant occupiable low/moderate income dwelling units demolished or converted to a use other than as low/moderate income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974 as amended.

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion.

Before obligating or expending funds that will directly result in such demolition or conversion, the Town of Hayden will make public and submit to the ADOH CDBG Program the following information in writing:

1. A description of the proposed activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as LM dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and

- 6. The basis for concluding that each replacement dwelling unit will remain a LM dwelling unit for at least 10 years from the date of initial occupancy.
- 7. Information demonstrating that any proposed replacement of housing units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom units), or any proposed replacement of efficiency or single-room occupancy (SRO) units with units of a different size, is appropriate and consistent with the housing needs and priorities identified in the State of Arizona's approved Consolidated Plan (CP).

The Town of Hayden will provide relocation assistance, as described in the ACT and implementing regulations, to each LM household displaced by demolition of housing or by the conversion of a LM dwelling unit to another use as a direct result of assisted activities.

Consistent with the goals and objectives of activities assisted under the ACT, the Town of Hayden will take the following steps to minimize displacement of persons from their homes:

- 1. Coordinate code enforcement with rehabilitation and housing assistance programs.
- 2. Evaluate housing codes and rehabilitation standards in reinvestment areas to prevent undue financial burden on established owners and tenants.
- 3. Stage rehabilitation of apartment units to allow tenants to remain in the building/complex during and after the rehabilitation, working with empty units first.
- 4. Arrange for facilities to house persons who must be relocated temporarily during rehabilitation.
- 5. Adopt policies to identify and mitigate displacement resulting from intensive public investment neighborhoods.
- 6. Adopt policies which provide reasonable protections for tenants faced with conversion to a condominium or cooperative.
- 7. Adopt tax assessment policies, such as deferred tax payment plans, to reduce impact of increasing property tax assessments on lower income owner-occupants or tenants in revitalizing areas.
- 8. Establish counseling centers to provide homeowners and tenants with information on assistance available to help them remain in their neighborhood in the face of revitalization pressures.

Passed and adopted by the Town Council of the Town of Hayden this 15 day of June, 2009.

Marianne C. Bedells
Mayor

ATTEST:
Paula E. Raus
Town Clerk

APPROVED AS TO FORM:

Stephen R. Cooper
Town Attorney

CERTIFICATIONS

APPLICANT CERTIFICATIONS FOR FY2012

The applicant hereby assures and certifies that:

1. It possesses legal authority to apply for Community Development Block Grant funds, and to execute the proposed program.
2. Prior to the submission of the application, the applicant's governing body has duly adopted or passed as an official act a resolution authorizing the submission of the application, including all understandings, assurances, statutes, regulations and orders contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information as may be required.
3. Its chief executive officer or other officer of the applicant approved by the State:
 - a. Consents to assume the status of a responsible Federal official under the National Environmental Policy Act of 1969 (NEPA) 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 this program.
 - b. Is authorized and consents on behalf of the applicant and him(her)self to accept the jurisdiction of the federal and State courts for the purpose of enforcement of his/her responsibilities as such an official.
4. It will comply with the provisions of Executive Order 11990, relating to evaluation of flood hazards and Executive Order 11288 relating to the prevention, control and abatement of water pollution.
5. It will, 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 Archeological and Historical Data Act of 1966, P.L. 93-291 (16 U.S.C. 469a-1, et.seq.).
6. It will administer and enforce the labor standard requirements of the Davis Bacon Act, as amended at 40 U.S.C. 276a-276a-5, and the Contract Work Hours and Safety Standards Act at 40 U.S.C. 327-333.
7. It will comply with the provisions of 24 CFR Part 24 relating to the employment, engagement of services, awarding of contracts or funding of any contractors or subcontractors during any period of debarment, suspension or placement in ineligibility status.
8. It shall comply with the requirements of the 1992 Lead Based Paint Poisoning Prevention Act of 42 U.S.C. 4821-4846 (also Title X of the Housing and Community Development Act of 1992) and implementing regulations at 24 CFR Part 35.
9. It will comply with the provisions of 24 CFR part 58 "Uniform Grant Administrative Requirements" and OMB Circular A-87.
10. It will comply with the American Disabilities Act and Section 504 of the Rehabilitation Act, as amended.
11. It will comply with
 - a. Title VI of the Civil Rights Act of 1964 (Pub. L. 88- 352), and the regulations issued pursuant thereto (24 CFR Part 1).
 - b. Title VIII of the Civil Rights Act of 1968 (Pub. L. 90- 284), as amended.
 - c. Section 109 of the Housing and Community Development Act of 1974.
 - d. Executive Order 11063 pertaining to equal opportunity in housing and nondiscrimination in the sale or rental of housing built with Federal assistance.
 - e. Executive Order 11246, and the regulations issued pursuant thereto (24 CFR Part 130 and 41 CFR Chapter 60).
 - f. Section 3 of the Housing and Urban Development Act of 1968, as amended.
 - g. Federal Fair Housing Act of 1988, P.L. 100-430.
 - h. The prohibitions against discrimination on the basis of age under the Age Discrimination Act of 1973, 42. U.S.C. 6101-07, and the prohibitions against discrimination against persons with handicaps under

Section 504 of the Rehabilitation Act of 1973, (P.L. 93-112), as amended, and the regulations at 24 CFR Part 8.

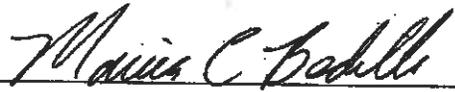
- i. The requirements of the Architectural Barriers Act of 1966 at 42 U.S.C. 4151-415.
12. It will comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 and implementing regulations.
13. The Applicant certifies that there was no participation in any aspect or manner of the due diligence, compilation, preparation, or submission process relating to this Application, or the project that is the subject of this Application, by any person(s) or entity(ies) in violation of applicable State of Arizona (such as those found at A.R.S. §§ 38-501 - 38-511) or federal (such as those found at 24 CFR 92.365 relating to the administration of HOME funds or 24 CFR 570.611 relating to the administration of CDBG funds) conflict of interest laws. Should ADOH determine that such a conflict exists; the Application will be discontinued from consideration of the award at issue. Further, violations of any other applicable state or federal law will similarly result in disqualification of the Application from consideration of said award. Applicant further certifies It will comply with applicable conflict of interest provisions, incorporate such in all contracts and 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.
14. It will comply with the provisions of the Hatch Act that limits the political activity of employees.
15. It will give representatives of the State, the Secretary of HUD, the Inspector General, and the General Accounting Office access to all books, accounts, records, reports, files and other papers, things, or property belonging to it or in use by it pertaining to the administration of State CDBG assistance.
16. It will ensure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the program are not listed on the Environmental Protection Agency's (EPA) list of violating facilities and that it will notify the State of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
17. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Pub.L. 93-234, 87 Stat., 975, approved December 31, 1973. Section 103 (a) required, on and after March 2, 1974.
18. It has AND WILL COMPLY WITH THE PROVISIONS OF THE STATE OF ARIZONA CITIZEN AND PUBLIC PARTICIPATION PLAN FOR THE STATE OF ARIZONA CDBG PROGRAM.
19. It has developed plans to minimize displacement of persons as a result of activities assisted in whole or in part with CDBG funds and to assist persons actually displaced as a result of such activities, and has provided information about such plans to the public.
20. It will not recover any capital costs of public improvements assisted in whole or in part with CDBG 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 **unless**:
 - a. the CDBG funds are used to pay the proportion of the fee or assessment that is financed from other revenue sources, or:
 - b. it will certify to the State in writing that it lacks sufficient CDBG funds to comply with (a) but that it will not assess properties owned by very low-income persons.
21. It will provide all other funds/resources identified in the application, or any additional funds/resources necessary to complete the project as described in the application as submitted, or as may be later amended.
22. It will comply with the requirements of the Single Audit Act of 1996 and OMB Circular A-133; and if the grant is closed out prior to all funds having been audited, it shall refund to ADOH any costs disallowed as a result of any audit conducted after the date of grant closeout.
23. It hereby adopts and will enforce a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations;

- and will enforce applicable state and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstrations within its jurisdiction.
24. It will ensure that, to the best of the knowledge and belief of the undersigned:
- 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 agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in the 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;
 - 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, and officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form - LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
 - the undersigned 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 sub-recipients 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, 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."

25. It shall comply with the provisions of Section 102 of the HUD Reform Act of 1989.
26. It shall ensure that efforts are made to recruit minority, disabled and woman owned businesses for its vendor/supplier lists.

CERTIFIED BY:


Signature of Mayor or Chair of County Board

Date 9-4-12

Monica Badillo
Typed Name of Mayor

NOTE: The Attorney General has ruled that these Certifications must have an original signature when submitted to the CDBG Program. If an applicant submits more than one application, the Certifications should be included in the application that includes administration funds and other general items such as public participation, resolutions, etc.

Applicant: Town of Hayden

CDBG Contract No. (if known): _____ RA for FFY 2012 SSP for FFY _____



CDBG DISCLOSURE REPORT
FEDERAL FISCAL YEAR
10/1/2011 - 9/30/2012

This form must be completed and submitted with each application for CDBG funds.

PART I - APPLICANT INFORMATION

1. Applicant, Complete Address with 9-digit zip code, Phone Number:
Town of Hayden, 520 Velasco Ave, Hayden, AZ 85235-0167

2. Federal Employer Identification Number: 86-0728443

3. Indicate whether this is: Initial Report Update Report # _____

4. Amount of this CDBG Grant Applied for: \$104,276.00

PART II - THRESHOLD DETERMINATION

1. Is the amount listed in 4(above) more than \$500,000? Yes No

2. Have you received, can reasonably expect to receive, or applied for other HUD assistance (through programs listed in Appendix A of the Instructions) during the current federal fiscal year, which when added to 4. (above) amounts to more than \$500,000? Yes No

