



2021  
WINTER STORM  
**CDBG**  
Disaster Recovery  
ACTION PLAN



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## EXECUTIVE SUMMARY

### Overview

Through publication of the Federal Register, Vol. 87, No. 100, Tuesday, May 24, 2022, the U.S. Department of Housing and Urban Development (HUD), Office of the Assistant Secretary for Community Planning and Development announced that the City of Fort Worth will receive \$16,614,000.00 in Community Development Block Grant-Disaster Recovery (CDBG-DR) funding to support long-term recovery efforts following 2021 Winter Storm (FEMA DR-4586). This allocation was made available through the Disaster Relief Supplemental Appropriations Act, 2022 (Pub. L. 117-43) approved September 30, 2021. Subsequent to the initial notice, an additional allocation was made available in the amount of \$10,858,000.00, resulting in a total allocation of \$27,472,000.00. This additional allocation was made available through the Disaster Relief Supplemental Appropriations Act, 2022 (Pub. L. 117-80) approved September 30, 2022. CDBG-DR funding is designed to address needs that remain after all other assistance has been exhausted. The Action Plan details how funds will be allocated to address remaining unmet need in the City of Fort Worth. To meet disaster recovery needs, the statutes making CDBG-DR funds available have imposed additional requirements and authorized HUD to modify the rules that apply to the annual CDBG program to enhance flexibility and allow for a quicker recovery.

### Disaster Specific Overview

In February 2021, severe winter storms plagued the State of Texas for almost a week. The 2021 Winter Storm (Winter Storm Uri or the 2021 Freeze) was a severe weather event in which a record amount of snow and ice impacted the entire State of Texas, including the City of Fort Worth. On February 20, 2021, the President of the United States approved a Texas Disaster Declaration. With the State's power grid unable to produce electricity, an estimated 70% of Texas lost power and almost 50% did not have access to water. The record snow and ice created hazardous traveling conditions, which restricted access to shelters, grocery stores, hospitals, and other services. Because of these conditions, over 200 people perished and the estimated direct and indirect financial loss ranges from \$80 to \$130 billion, with an insured loss estimated at \$10-\$20 billion.

Given the severe conditions, the State of Texas' 87<sup>th</sup> Legislature took actions to mitigate extreme power outages; however, some residents have yet to recover, both physically and financially from the impacts of the 2021 Winter Storm. While many residents have recovered, they may not be prepared for another freeze. With rapid climate change, a freeze may be likely to occur again, and many homes are not weatherized and cannot withstand such extreme temperatures and weather conditions.

On March 22, 2022, HUD allocated nearly \$3 billion in Community Development Block Grant Disaster Recovery (CDBG-DR) funds appropriated through the Disaster Relief Supplemental Appropriations Act, 2022 for major disasters occurring in 2020 and 2021. On May 24, 2022, HUD published a Federal Register notice titled Allocations for Community Development Block Grant Disaster Recovery and Implementation of the CDBG-DR Consolidated Waivers and Alternative

Requirements Notice, 87 Fed. Reg. 100, 31636 (“87 FR 31636”) about the \$2.2 billion in CDBG-DR funds specifically allocated to grantees recovering from qualifying disasters in 2021. This notice, and any subsequent notices, describes grant requirements and procedures applicable to CDBG-DR funds.

These funds have been allocated to help communities with long-term recovery and restoration from disasters and to implement mitigation activities that reduce risks in the most impacted and distressed (MID) areas. This Action Plan provides framework for how CDBG-DR funds will be utilized to achieve these goals. It includes a needs assessment that reviews unmet housing, infrastructure, and economic recovery needs along with the estimated damage and impacts. The needs assessment will guide the development and prioritization of planned recovery activities and mitigation activities.

## **Summary**

Given the disruption and damage caused by the 2021 Winter Storm unmet needs in the City of Fort Worth remain significant. The City is committed to addressing these needs and supporting an equitable disaster recovery process that leverages other resources to support the recovery effort.

The City of Fort Worth is using the best available data and is conducting resident and stakeholder engagement to produce an unmet needs assessment. The resident and stakeholder data engagement will include a public hearing and a 30-day comment period.

The unmet needs assessment and public engagement directly inform the strategies and funding decisions for the City’s Action Plan. Unofficial data shows at least 17,000 households were impacted by the 2021 Winter Storm, and FEMA estimated \$7,971,168.09 in verified residential loss. This number may undercount eligible households who were not aware of how to apply for government assistance or otherwise fear interaction with government authorities.

The City will utilize the best available data, such as but not exclusively the OpenFEMA Dataset, FEMA IA as of September 20, 2022. This raw, unedited data from FEMA’s National Emergency Management Information System (NEMIS) and as such is subject to a small percentage of human error. Any financial information is derived from NEMIS and not FEMA’s official financial systems. Due to differences reporting periods, status of obligations and how business rules are applied, this financial information may differ slightly from official publication on public websites such as [usaspending.gov](https://usaspending.gov); this dataset is not intended to be used for any official federal financial reporting.

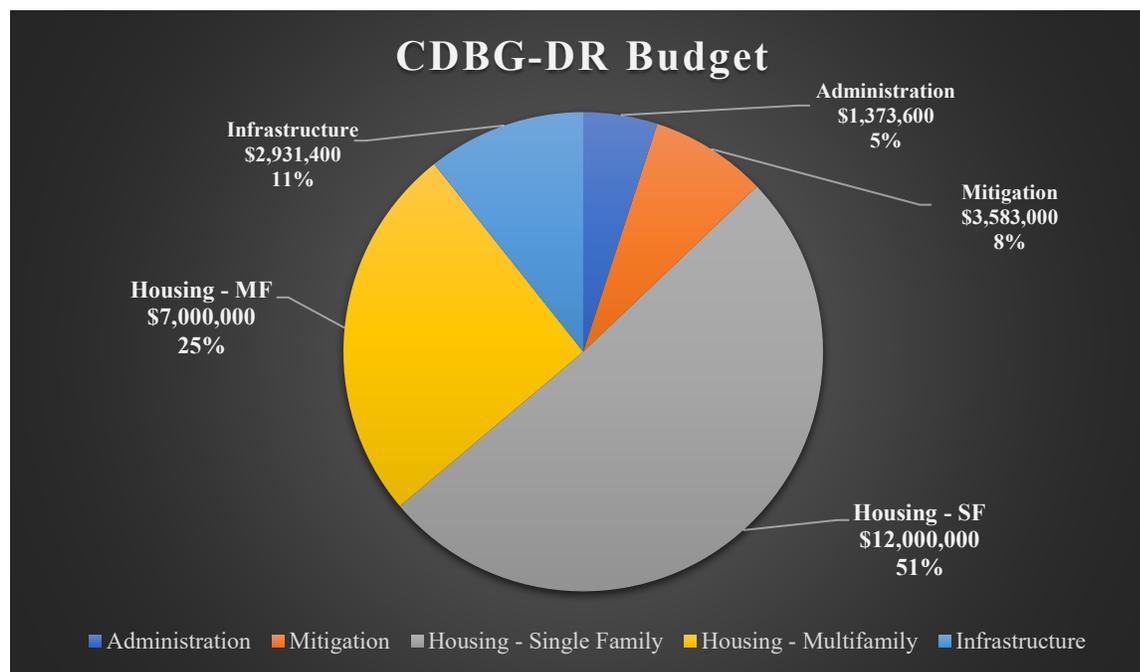
The proposed program allocation is pending from City Departments to identify current needs. City Departments were asked to look for unfunded needs of high importance without identified funding available.

**Table 1: Unmet Need and Proposed Allocation**

Community Development Block Grant – Disaster Recovery (CDBG-DR)	Proposed Budget
<b><u>CDBG-DR – Housing Activities (Single Family):</u></b> Activities that lead to restoring and improving the housing stock, including new construction, rehabilitation, housing counseling, and down payment assistance.	\$12,000,000.00
<b><u>CDBG-DR – Housing Activities (Multifamily):</u></b> Activities that lead to restoring and improving multifamily properties, including new construction and rehabilitation.	\$8,000,000.00
<b><u>CDBG-DR – Infrastructure:</u></b> An activity or group of activities that assists the development and/or repair of physical assets, including city owned buildings, site or other improvements and park lands due to damages caused by the winter storm.	\$2,515,400.00
<b><u>CDBG-DR – Mitigation:</u></b> This project will address those hazards that the city is vulnerable to, states their probability and potential impact based on historical records, and identifies projects to lessen their vulnerability over the life of this plan. (15% maximum allowed = \$3,583,000.00)	\$3,583,000.00
<b><u>CDBG-DR – Administration:</u></b> Provides coordination of budget development, data acquisition, analysis, and creation of action plan(s), implementation plan(s), amendments, citizen participation, reporting, management, general administration, and other activities necessary to enable spending funds pursuant to the law (5% maximum allowed = \$1,373,600.00)	\$1,373,600.00
<b>TOTAL</b>	<b>\$27,472,000.00</b>

UNMET NEEDS ASSESSMENT

**Figure 1: Proposed CDBG-DR Allocation**



**Overview**

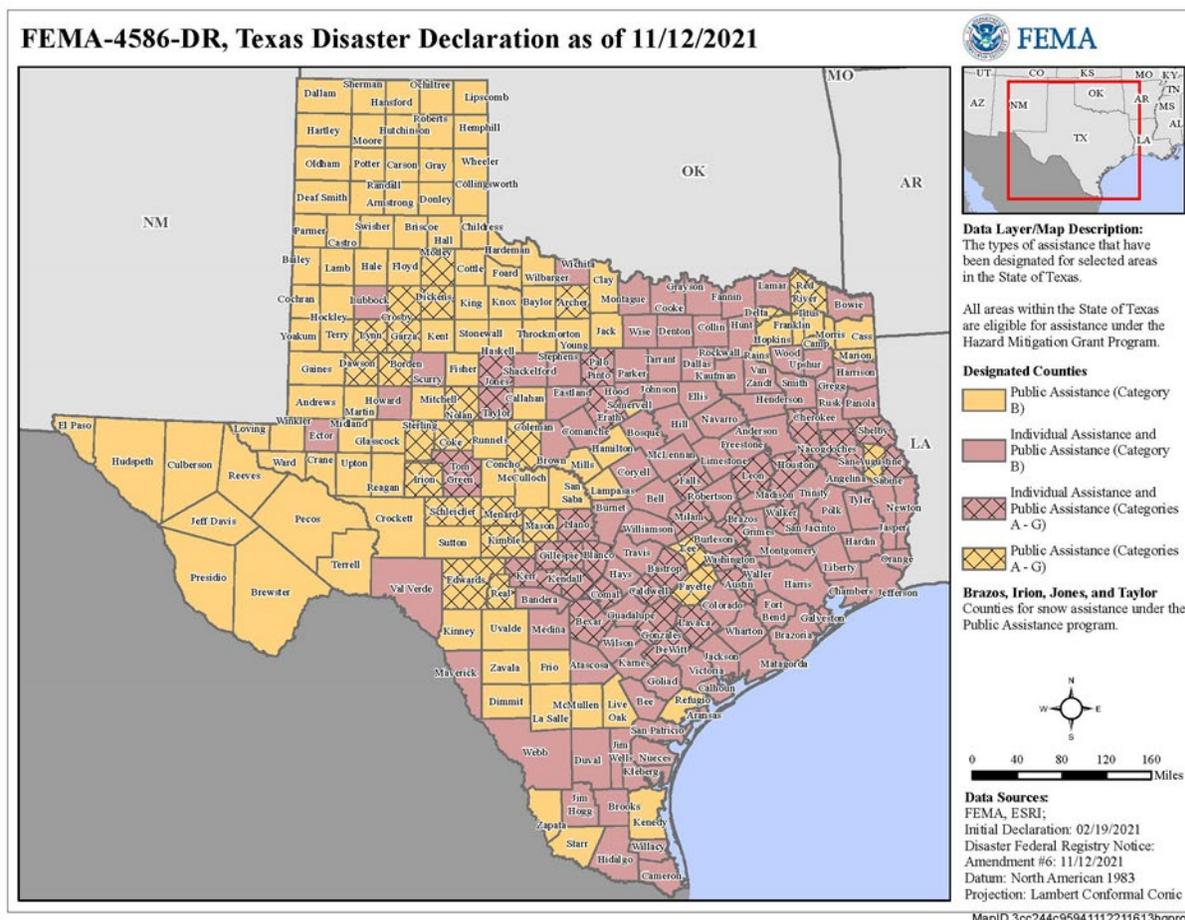
The City has executed data sharing agreements with both FEMA and SBA. The City has utilized the available data to identify the effects, long-term needs and priorities for CDBG-DR funding.

The needs assessment will include specific details for housing and infrastructure. Economic revitalization needs have been and/or will be addressed by the City of Fort Worth Economic Development Department and is not included as a part of this plan. It will take into consideration pre-disaster needs in addition to unmet recovery needs resulting from the 2021 Winter Storm. It will analyze assistance that may be available to affected communities and individuals, such as insurance, other federal assistance, or other possible funding sources. As additional data becomes available, minor adjustments or substantial amendments to the Action Plan will be proposed.

**Background**

The following Federal Emergency Management Agency (FEMA) map illustrates the federally declared disaster areas and the type of FEMA funding approved for each impacted county from the 2021 Winter Storm. The entire City of Fort Worth is within counties that FEMA designated for FEMA Individual Assistance (FEMA IA). FEMA IA designation allows the individual and households in these counties to apply for financial and households in these counties to apply for financial and direct services after a federally declared disaster.

**Figure 2: Map of DR-4586 Disaster Declaration**



**HUD Designated Most Impacted and Distressed Areas**

HUD has designated the entire City of Fort Worth as a “Most Impacted and Distressed” area (MID area). The City will spend 100 percent of the CDBG-DR funds in the City of Fort Worth.

**Summary of Disaster Impacts**

In mid-February 2021, a severe winter storm hit Texas leaving millions of people without power. The freezing temperatures caused disruptions in electricity and natural gas services in Texas including the loss of drinking water, chemical exposure coming from inside the home, and damage to buildings, including burst pipes causing additional damage to building interiors and personal property.

The 2021 Winter Storm hit Texas while residents continued to live under pandemic conditions wrought by the COVID-19 pandemic. The impacts from recent disasters have further exacerbated housing affordability in Fort Worth, limiting housing options for low- and moderate-income (LMI) residents.

Overall market conditions in the United States and the world show higher inflation and have limited the availability of building materials further causing housing construction and repair work to continue to increase in price. In addition, these disasters have left many with unrepaired homes or deferred maintenance issues, making them more vulnerable to future disasters.

## **Housing Unmet Need**

### **Disaster Damage and Impacts**

The 2021 Winter Storm has exposed new challenges to the City's approach to preparing for disaster events and reducing risk for all residents.

### **Overview of Data Sources**

This section will examine the best available data available to understand impacts the 2021 Winter Storm had on housing in Fort Worth. Sources will include official data from FEMA Individual Assistance, Small Business Administration (SBA) Disaster Assistance, DHA North Texas, and the Texas Department of Insurance.

### **Limitations of Data**

This section presents an analysis of data to reflect the damage caused by the 2021 Winter Storm in Fort Worth and to demonstrate the ongoing unmet recovery needs of residents impacted by the 2021 Winter Storm. Ultimately, no one data source accurately captures the population impacted by the 2021 Winter Storm. This Action Plan and unmet needs analysis captures a point in time and reflects the best available data at the time of its publication. In addition to using the methodology outlined by HUD to calculating housing unmet needs, other data and information is also used to validate the FEMA IA data and to get a more complete assessment of impacts and unmet needs.

- **FEMA Individual Assistance (IA)** – The Federal Emergency Management Agency (FEMA) Individual Assistance Program is the primary basis for establishing housing unmet recovery need for CDBG-DR grantees. Residents register voluntarily for FEMA IA, and eligible applicants include both renters and owners. FEMA Verified Loss awards only aid with repair and replacement to make the home habitable. Because of this, the full damage and recovery assistance needed for full recovery may not be documented through this program. In addition, there may be a gap between what the FEMA data indicates and the true disaster impacts as it may not capture households that did not register for assistance due to lack of knowledge of the program or certain immigrant resident's fear of applying for government assistance.
- **Small Business Administration-** Similar to FEMA IA, the SBA Disaster Loan Program is a voluntary program that is made available to impacted households. As a loan program, SBA residential loan registrations skew towards homeowners.

However, compared to FEMA Verified Loss inspections, which only cover the cost for repair and replacement, SBA loan amounts are based on an inspection that covers the full cost to restore a home.

- **American Community Survey 2020 (ACS-5 Year) and Decennial Census (DEC2020)** – The American Community Survey (ACS) is updated annually and is based on a sample of United States residents (3.5 million) in the 50 states. The ACS asks more comprehensive questions than the ten-year census with the goal of making this information available to communities each year. The census, on the other hand, is conducted every ten years and counts every person living in the United States. The census asks a shorter set of questions concerning age, sex, race, Hispanic origin, and owner/renter status. The goal of the decennial census is to provide an official count of the population. The relevant ACS and DEC data are used in this report.
- **Center for Disease Control (CDC)/Agency for Toxic Substances and Disease Registry Social Vulnerability Data (ATSDR)** – The CDC/ATSDR Social Vulnerability Index was created as a geographic database to help emergency response planners and public health officials identify and map communities to prepare and respond to disaster events. The index ranks each census tract in the United States (and aggregates into the county level) on 15 social factors, including socioeconomic status – below poverty, unemployment rate, income, no high school diploma, household composition and disability – age 65 or older, age 17 or younger, civilian with a disability, single-parent households, minority status and language – minority and speaks English “less than well,” and housing type and transportation – multi-unit structures, mobile homes, crowding, no vehicle, group quarters. The benefit of this data is that it provides an aggregate score to better understand holistic vulnerabilities compared to similar geographies around the United States. The limitation of this data is that it was last updated in 2018 and, therefore, may be outdated.
- **Homeless Point-In-Time Count** – The Point-In-Time (PIT) Count is an annual count conducted by every Continuum of Care (CoC) in the country throughout a single night in January. It counts the number of people housed in emergency shelter, transitional housing, Safe Havens, and the number of unsheltered people. Because the count only takes place on one day, it is a static count and may not reflect annual numbers. Because point-in-time counts include the number of people sleeping outside and in shelters, they often undercount the “hidden homeless” – people experiencing homelessness who are sleeping in motels, on friends’ couches, in cars, etc. This count often underestimates children and families experiencing homelessness.
- **Low-and Moderate-Income Data** – This data is available on HUD Exchange at the block group, census tract, and county levels. The limitation of this data is that the LMI calculations come from the 2011-2015 ACS data and may be outdated. According to the description of the LMI data provided, the statistical information used in the calculation of estimates identified the data sets comes from two

sources: 1) the 2011-2015 American Community Survey (ACS), and 2) the Income Limits for Metropolitan Areas and Non-Metropolitan Counties. The data necessary to determine an LMI percentage for an area is not published in the ACS data tables. Therefore, the Bureau of Census matches the family size, income, and income limits in special tabulation to produce the estimates.

## Insurance

Insurance is one way that can significantly assist residents after a disaster. However, as described earlier, most homeowners with unmet needs do not have homeowners' insurance. The Texas Department of Insurance summarizes the insurance data for property insurance, automobile insurance, and all other lines of insurance, which make up almost all of the insurance markets in Texas.

As of July 31, 2021, or 170 days after the beginning of the event (February 11), and 162 days after the end of the event (February 19). At that time, most residential property claims were closed, but insurers were still investigating and adjusting commercial property claims and some residential property claims. Paid losses can be expected to increase in future reports. In addition, later data may show an increase in reported claims and incurred losses.

**Table 2: Tarrant County, Insurance Claims, February 2021, Texas Winter Weather**

**Texas Department of Insurance**  
**February 2021 Texas Winter Weather Event**  
 Data as of March 31, 2022 (13 Months after the Event)

County	Reported Claims	Closed with Payment	Closed without Payment	Percent Open	Total Paid Losses (in millions)	Total Case-Incurred Losses (in millions)
Harris	112,052	59.9%	36.1%	4.1%	\$ 1,688.5	\$ 2,018.8
Dallas	48,420	58.3%	37.2%	4.5%	\$ 1,158.1	\$ 1,414.3
Bexar	44,232	55.8%	42.2%	1.9%	\$ 279.8	\$ 355.5
Tarrant	36,357	58.7%	37.4%	3.9%	\$ 705.4	\$ 844.4
Travis	31,823	55.1%	41.7%	3.2%	\$ 640.9	\$ 842.0
Collin	21,715	62.0%	33.7%	4.3%	\$ 569.7	\$ 647.6
Fort Bend	18,909	62.0%	34.8%	3.3%	\$ 282.3	\$ 301.3
Denton	16,155	61.7%	33.9%	4.4%	\$ 405.6	\$ 454.8

## **FEMA Individual Assistance (FEMA IA)**

The Federal Emergency Management Agency (FEMA) Individual Assistance (IA) Program is direct assistance provided through grant payments made directly to the disaster survivor and will supplement disaster damages not covered under insurance. For the 2021 Winter Storm, FEMA IA made several programs available, including

- Other Needs Assistance (ONA) provides financial assistance for expenses related to medical and dental, funeral costs, repair/replacement of personal items, and other expenses
- Housing Assistance provides financial assistance for temporary housing, repair, replacement and semi-permanent or permanent housing construction
- Disaster Unemployment Assistance (DUA) provides unemployment benefits and re-employment services to individuals who have become unemployed because of a major disaster and who are not eligible for regular State unemployment insurance
- Disaster Legal Assistance (DLA) provides legal assistance to low-income individuals who, before or because of the disaster are unable to secure legal services adequate to meet their disaster-related needs
- Other programs like the Crisis Counseling Assistance and Training Program (CCP) and Disaster Case Management (DCM)

FEMA IA is the primary basis for establishing housing unmet recovery need for CDBG-DR grantees. The City has executed a data sharing agreement with FEMA that will provide official IA data which will allow calculation of the unmet need analysis in accordance with the Consolidated Notice. Until that data is available, the City will utilize the OpenFEMA Dataset: Individual and Households Programs – Valid Registrations – v1 to make reasonable estimates when appropriate. Despite the limitations of FEMA IA data, which likely undercounts and undervalues the true impacts of the disaster, the following section provides an overview of the housing impacts for FEMA DR-4586 – Texas Severe Winter Storms.

### **Small Business Administration – Housing**

Eligible FEMA IA applicants that have outstanding repairs or needs can apply through the Small Business Administration (SBA) for a disaster loan. SBA has disbursed loans to applicants, to assist them in the recovery from the 2021 Winter Storm. Once we receive official data from SBA, we will calculate for the City of Fort Worth, the number of applicants for disaster loans, and the number of the applicants approved for assistance. We will include the SBA calculated loss estimates related to real estate repair or reconstruction. SBA provides loan assistance for physical damage, like damage to a home, and for economic injury (working capital), which other financial losses incurred.

## Housing Unmet Needs

The Federal Register outlines the following damage categories by owner-occupied and rental units.

### FEMA Inspected Owner Units

- **Minor-Low:** Less than \$3,000 of FEMA inspected real property damage.
- **Minor-High:** \$3,000 to \$7,999 of FEMA inspected real property damage.
- **Major-Low:** \$8,000 to \$14,999 of FEMA inspected real property damage and/or 1 to 3.9 feet of flooding on the first floor.
- **Major-High:** \$15,000 to \$28,800 of FEMA inspected real property damage and/or 4 to 5.9 feet of flooding on the first floor.
- **Severe:** Greater than \$28,800 of FEMA inspected real property damage or determined destroyed and/or 6 or more feet of flooding on the first floor.

### FEMA Inspected Owner Units – Personal Property

- **Minor-Low:** Less than \$2,500 of FEMA inspected personal property damage.
- **Minor-High:** \$2,500 to \$3,499 of FEMA inspected personal property damage.
- **Major-Low:** \$3,500 to \$4,999 of FEMA inspected personal property damage or 1 to 3.9 feet of flooding on the first floor.
- **Major-High:** \$5,000 to \$9,000 of FEMA inspected personal property damage or 4 to 5.9 feet of flooding on the first floor.
- **Severe:** Greater than \$9,000 of FEMA inspected personal property damage or determined destroyed and/or 6 or more feet of flooding on the first floor.

### FEMA Inspected Rental Units

- **Minor-Low:** Less than \$1,000 of FEMA inspected personal property damage.
- **Minor-High:** \$1,000 to \$1,999 of FEMA inspected personal property damage or determination of “Moderate” damage by the FEMA inspector.
- **Major-Low:** \$2,000 to \$3,499 of FEMA inspected personal property damage or 1 to 3.9 feet of flooding on the first floor or determination of “Major” damage by the FEMA inspector.
- **Major-High:** \$3,500 to \$7,500 of FEMA inspected personal property damage or 4 to 5.9 feet of flooding on the first floor.
- **Severe:** Greater than \$7,500 of FEMA inspected personal property damage or determined destroyed and/or 6 or more feet of flooding on the first floor or determination of “Destroyed” by the FEMA inspector.

According to HUD, only the most impacted homes are to be included in calculations for unmet housing needs. Owner-occupied homes are determined to be most impacted if they have real property damage of \$8,000 or more. Rental homes are determined to be most impacted if they have personal property damage of \$2,000 or more.

To calculate the unmet housing need, the number of housing units determined as the most impacted are multiplied by the multiplier amount corresponding to that category. These multipliers will be determined by using SBA estimated median repair costs in each

of the Major-Low, Major-High, and Severe categories subtracting out the assumed assistance from FEMA and SBA.

The City anticipates receiving additional FEMA IA data soon to calculate the unmet housing need.

Information about impacts to single-family, multifamily, owner, and renter homes will be provided once information from HUD has been received.

The City of Fort Worth has adopted for use the HUD recognized definitions of Affordable Rents, Income Limits for Tenants, and Minimum Affordability Periods Public Housing and Affordable Housing.

The following table will be used to show the HUD multifamily assisted properties in the City of Fort Worth. The City is working with Fort Worth Housing Solutions (FWHS) and the Apartment Association of Tarrant County (AATC) to update the table below. Information may include, but not be limited to, properties funded with Federal Housing Administration (FHA) mortgage insurance, Section 202 Supportive Housing for the Elderly, and Section 811 Supportive Housing for Persons with Disabilities.

**Single Family v. Multi-Family Needs; Owner Occupied v. Tenant.**

The City of Fort Worth has adopted for use the HUD recognized definition of Affordable Rents, Income Limits for Tenants, and Minimum Affordability Periods for Public Housing and Affordable Housing.

A total of 17,307 applicants registered for FEMA IA assistance in Fort Worth, including 5,819 homeowner applicants and 11,488 renter applicants. After FEMA inspections occurred, 4,382 were determined to have loss that could be verified due to the 2021 Winter Storm making them eligible for disaster assistance. This is known as FEMA Verified Loss. The total FEMA verified loss in Fort Worth is \$7,971,168.09.

**Table 3: Total FEMA IA Applications in the City of Fort Worth**

Occupancy Type	Total Applications	FEMA Verified Loss Over \$0
Owner	5,819	\$3,790,786.21
Renter	11,488	\$4,180,381.88
Total	17,307	\$7,971,168.09

The City has included in our analysis the number of applicants and applicant income categories by percentage distinguished by owner or renter. We acknowledge the assumption that lower-income applicants are presumed to have fewer resources to recover from a disaster, and therefore, government assistance may be critical for the recovery.

**Public Housing and Affordable Housing**

**Table 4: Multifamily Assisted Housing**

Type of Damage	# of Properties	# of Units	# of Units Assisted	# of Units Waiting Assistance	Remaining Unmet Need
Minor-Low	0.00	0.00	0.00	0.00	\$0.00
Minor-High	0.00	0.00	0.00	0.00	\$0.00
Major-Low	0.00	0.00	0.00	0.00	\$0.00
Major-High	0.00	0.00	0.00	0.00	\$0.00
Severe	0.00	0.00	0.00	0.00	\$0.00
<b>Total</b>					

Data Source(s): Fort Worth Housing Solutions

FEMA does not inspect rental units for real property damage so personal property damage is used as a proxy for unit damage. The monetary thresholds are defined in Appendix D.

**Table 5: Public Housing Authorities Damaged**

County/Municipality	Total # PHAs	Total PHAs Damaged	# of Units Damaged	Remaining Unmet Need
Tarrant County/Fort Worth	1.00	0.00	0.00	\$0.00
<b>Total</b>	<b>1.00</b>			

Data Source(s): Fort Worth Housing Solutions

**Fair Housing, Civil Rights Data and Advancing Equity.**

**Social Equity, Fair Housing and Civil Rights**

Disaster related risk often corresponds with a high level of social vulnerability, compounding the impact of disaster events with the challenges of poverty for many affected residents. The following section will review the City’s general demographics and disaster impacts related to the 2021 Winter Storm. HUD defines vulnerable populations as a group or community whose circumstances present barriers to obtaining or understanding information or accessing resources. This will include reviewing social vulnerability and the state of different groups of Fort Worth residents including protected

classes and individuals experiencing homelessness, which may be considered vulnerable populations.

### **Social Vulnerability**

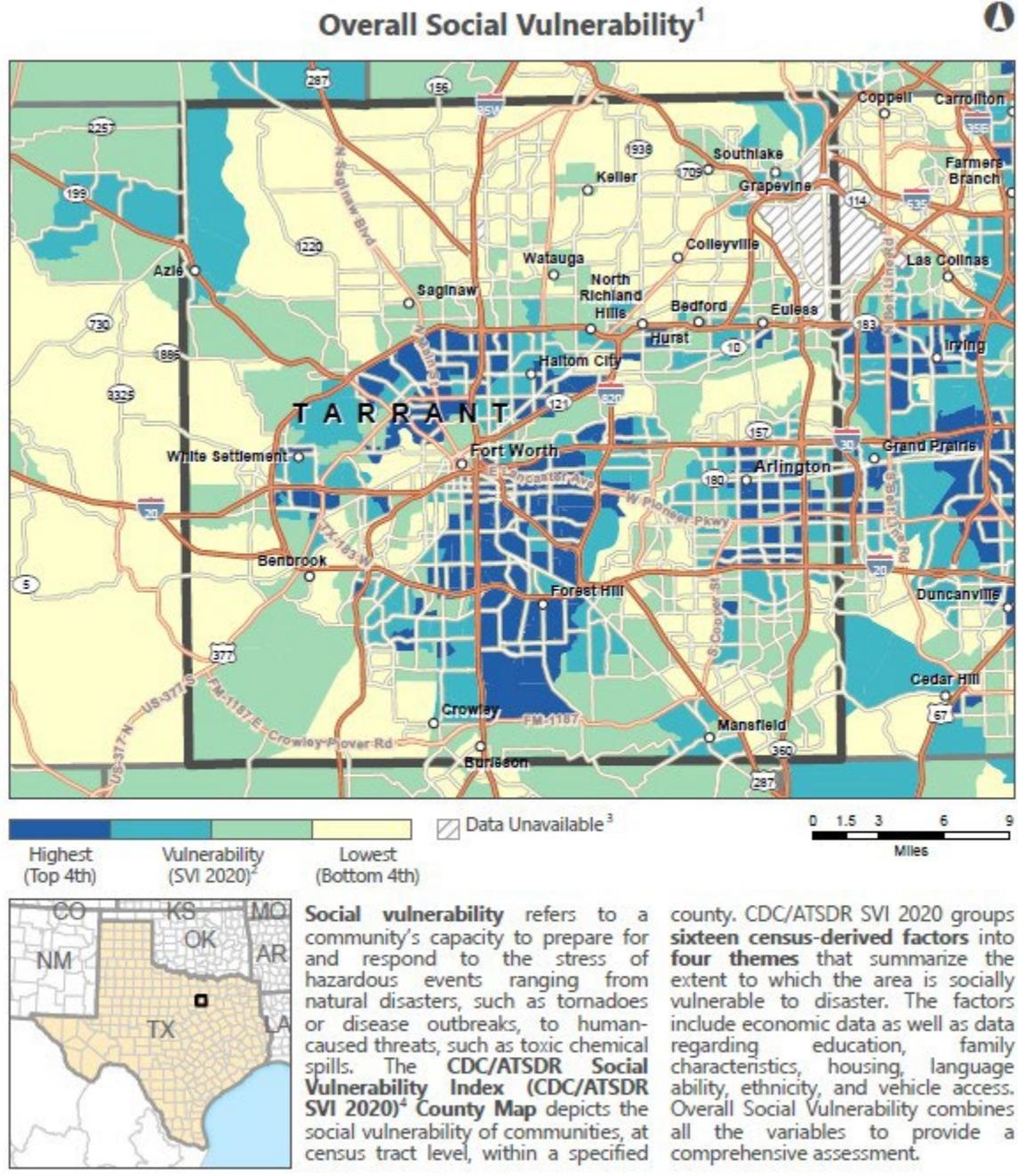
According to the Centers for Disease Control and Prevention (CDC, “social vulnerability refers to the resilience of communities when confronted by external stresses on human health, stresses such as natural or human-caused disasters, or disease outbreaks. Reducing social vulnerability can decrease both human suffering and economic loss.” The CDC’s Social vulnerability Index (SVI) uses 15 U.S. census variables at the tract level to help local officials and the City of Fort Worth Neighborhood Services Department.

The Social Vulnerability Index themes include socioeconomic status, household composition, language, and transportation/housing status. It is important to note that this index does not include environmental hazards or possible environmental hazards in an area. The following CDC Social Vulnerability Index 2018 shows the overall Social Vulnerability Index for Tarrant County, including race/ethnicity, percentage of families in poverty, homeownership rate, population over age 65, and overall socioeconomic vulnerability.

**Figure 3: Map of Social Vulnerability in Fort Worth**

**CDC/ATSDR Social Vulnerability Index 2020**

TARRANT COUNTY, TEXAS



## Race and Ethnicity

The Fair Housing Act prohibits discrimination by race, color, and national origin. Information collected by the U.S. Census does not specifically address the protected class of color. Instead, data and information based on race and ethnicity, and sometimes national origin, can serve as a proxy for color. When determining impacts on the basis of color, race information will be used to also describe color.

Fort Worth is a majority-minority city with approximately 55% of its population identifying as minority including approximately 35% of Fort Worth residents identifying as Hispanic/Latino of any race. All disaster programs implemented by the City of Fort Worth must evaluate equity and the impact on protected classes, including vulnerable people and consider their needs during the planning process.

**Table 6: Fort Worth Population by Race and Ethnicity**

	Label	Fort Worth, Texas
	Total:	918,915
	Population of one race:	779,963
	White alone	412,158
	Black or African American alone	180,439
	American Indian and Alaska Native alone	7,881
	Asian alone	47,716
	Native Hawaiian and Other Pacific Islander alone	1,175
	Some Other Race alone	130,594
	Population of two or more races:	138,952
	Population of two races:	133,318
	White; Black or African American	8,870
	White; American Indian and Alaska Native	9,870
	White; Asian	6,087
	White; Native Hawaiian and Other Pacific Islander	461
	White; Some Other Race	100,812
	Alaska Native	1,390
	Black or African American; Asian	795
	Other Pacific Islander	98
	Black or African American; Some Other Race	2,405
	American Indian and Alaska Native; Asian	110
	Hawaiian and Other Pacific Islander	18
	American Indian and Alaska Native; Some Other Race	1,501
	Asian; Native Hawaiian and Other Pacific Islander	292
	Asian; Some Other Race	520
	Native Hawaiian and Other Pacific Islander; Some Other Race	89

[data.census.gov](https://data.census.gov) | Measuring America's People, Places, and Economy

**CITY OF FORT WORTH NEIGHBORHOOD SERVICES DEPARTMENT**

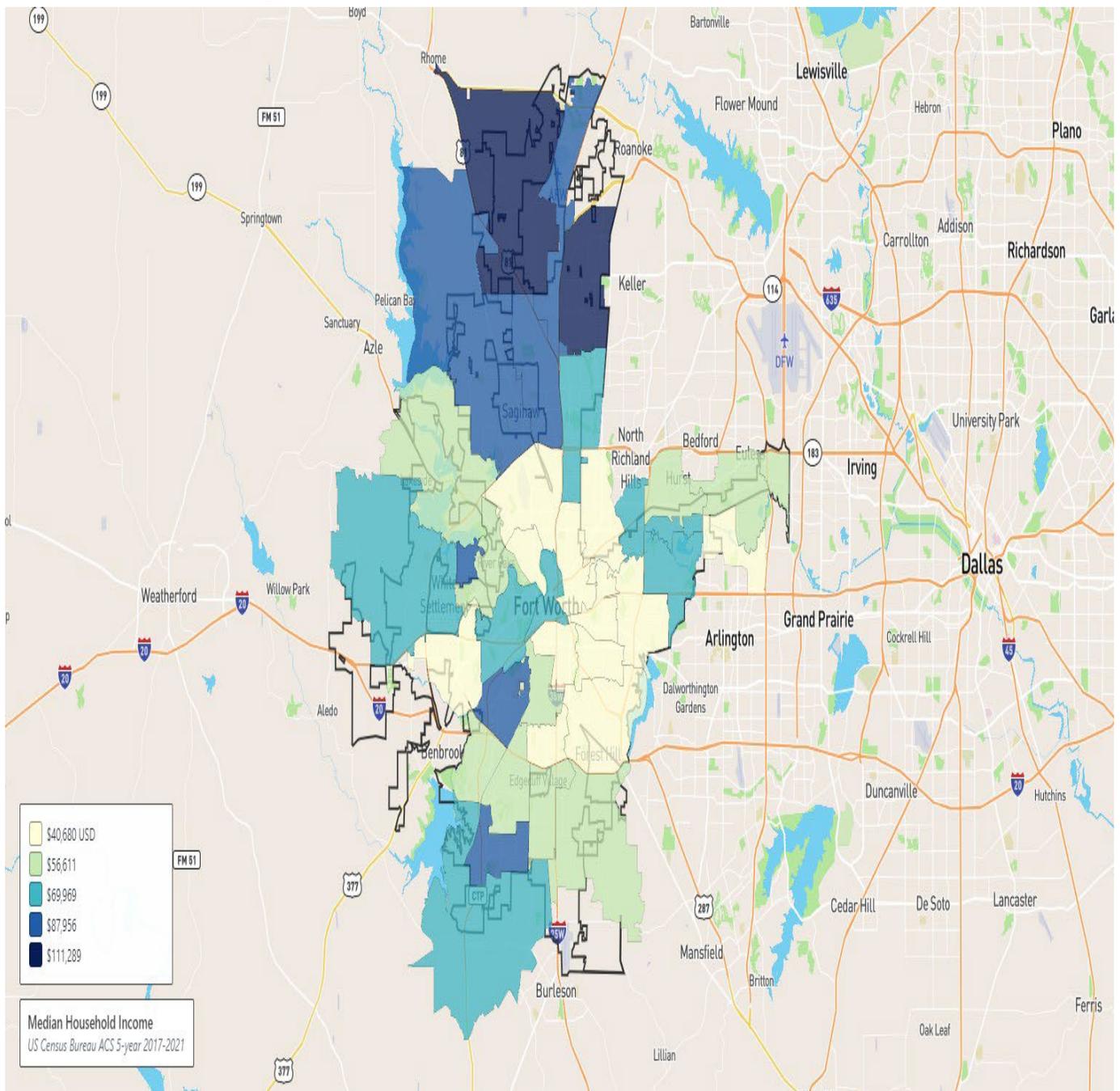
Fort Worth has many neighborhoods in which residents are more affected by multiple housing problems than the general population. Lower-income households, female-headed households, rent-burdened and overcrowded households, and those households living in older sectors of the city (with older housing stock) are more affected by multiple housing problems.

Historically and persistently, these populations are largely African American and Hispanic households in southeast and north Fort Worth neighborhoods. Areas with a concentration of low-income families are defined as census tracts in which 50 percent or more of the families residing in the tract have annual incomes below 80 percent of the Fort Worth-Arlington Area Median Income (Fort Worth, TX HUD Metro FMR Area MFI is \$80,800 for FY2021; 80% is \$64,640). The chart below shows Fort Worth average and median household income by zip code with the primary areas of low-income families in the south, southeast, and north. The maximum median income of \$118,864 is in Zip Code 76052 while the minimum median income of \$35,193 is in Zip Code 76104.

**Table 7: Fort Worth-Arlington Area Median Income by Zip Code**

ZipCode	Population	Number of Households	Median Income	Average Income
76020	30,487	10,767	\$77,359.00	\$91,329.00
76036	27,835	8,872	\$78,485.00	\$92,698.00
76052	23,080	7,057	\$118,864.00	\$143,572.00
76102	10,632	3,795	\$73,563.00	\$100,760.00
76103	16,848	5,268	\$46,196.00	\$63,292.00
76104	17,653	6,693	\$35,193.00	\$51,706.00
76105	22,922	6,637	\$38,436.00	\$49,077.00
76106	38,906	10,848	\$44,384.00	\$53,002.00
76107	29,377	14,592	\$67,844.00	\$115,668.00
76108	42,902	15,347	\$70,450.00	\$91,645.00
76109	23,725	9,288	\$83,203.00	\$138,081.00
76110	33,720	11,134	\$56,389.00	\$77,577.00
76111	22,567	6,966	\$51,742.00	\$61,898.00
76112	42,218	16,697	\$46,009.00	\$62,639.00
76114	27,151	9,281	\$55,090.00	\$66,374.00
76115	21,907	6,142	\$39,225.00	\$49,002.00
76116	50,371	22,025	\$49,174.00	\$71,739.00
76118	16,594	5,480	\$73,542.00	\$93,938.00
76119	52,279	14,780	\$39,129.00	\$47,642.00
76120	19,941	7,362	\$66,786.00	\$80,813.00
76135	20,233	7,748	\$66,283.00	\$89,784.00
76137	59,983	20,835	\$77,961.00	\$88,529.00
76123	37,075	11,462	\$84,147.00	\$96,270.00
76126	23,844	8,455	\$93,125.00	\$124,043.00
76127	2,038	51	\$88,750.00	\$84,231.00
76129	1,616	0	\$0.00	\$0.00
76131	47,377	15,265	\$92,830.00	\$104,731.00
76132	26,265	12,523	\$55,330.00	\$89,915.00
76133	53,694	18,593	\$62,207.00	\$79,592.00
76134	28,852	9,347	\$54,835.00	\$70,007.00
76140	30,930	9,603	\$56,419.00	\$67,849.00
76148	23,679	7,684	\$75,926.00	\$82,787.00
76155	6,329	3,239	\$62,875.00	\$70,165.00
76164	13,628	4,022	\$44,257.00	\$50,420.00
76177	10,814	3,818	\$99,018.00	\$108,188.00
76179	69,066	23,296	\$92,773.00	\$103,148.00

**Figure 4: Map of Area Median Income by Zip Code**



The above map highlighting the area median income by zip code indicates that the following zip codes have an area median income below 80%:

\$40,680 Median Household Income: 76006, 76103, 76104, 76105, 76106, 76110, 76111, 76112, 76117, 76119, 76164

\$56,611 Median Household Income: 76040, 76053, 76114, 76132, 76133, 76134, 76140

**Table 8: Grantee Demographics and Disaster Impacted Populations**

Demographic	Area-Wide Estimates	Area-Wide Percent	Disaster Declaration Estimate	Disaster Declaration Percent	MID Estimates	MID Percent
Total Population	918,915.00	100.00%	0.00	0.00%	0.00	0.00%
Under 5 years	0.00	0.00%	0.00	0.00%	0.00	0.00%
65 years and over	0.00	0.00%	0.00	0.00%	0.00	0.00%
Population with a Disability	0.00	0.00%	0.00	0.00%	0.00	0.00%
White or Caucasian	412,158.00	44.85%	0.00	0.00%	0.00	0.00%
Black or African American	180,439.00	19.64%	0.00	0.00%	0.00	0.00%
American Indian and Alaska Native	7,881.00	0.86%	0.00	0.00%	0.00	0.00%
Asian	47,716.00	5.19%	0.00	0.00%	0.00	0.00%
Native Hawaiian and Other Pacific Islander	1,175.00	0.13%	0.00	0.00%	0.00	0.00%
Other	269,546.00	29.33%	0.00	0.00%	0.00	0.00%

Data Source(s): Data.Census.gov

**Table 9: Income Demographics**

Income/Economic Demographics	Statewide	Areas Impacted by Disaster	HUD MIDs
Median Household Income	\$67,321.00	\$67,927.00	\$67,927.00
Per Capita Income	\$34,255.00	\$32,569.00	\$32,569.00

Data Source(s): U.S. Census Bureau

<https://www.census.gov/quickfacts/fact/table/TX/BZA210220>

**Table 10: Income Demographics - Low Income**

Income/Economic Demographics	Statewide	Areas Impacted by Disaster	HUD MIDs
Income in the past 12 months below poverty level	3,965,117.00	119,348.00	119,348.00

Data Source(s): 2016-2020 ACS S1701

**Table 11: LMI Analysis - Overall**

Category	Total LMI Persons	Total Population	Percent LMI
Area wide	505,403.00	918,915.00	5,500.00%

Data Source(s): SLFRF-LMI-tool (Treasury)

**Table 12: LMI Analysis - Federally Declared Disaster Areas**

County/Municipality	Non-MID-Total LMI Persons	Non-MID-Total Population	Non-MID-Percentage LMI	MID-Total LMI Persons	MID-Total Population	MID-Percentage LMI
Fort Worth	413,512.00	918,915.00	45.00%	505,403.00	918,915.00	55.00%
<b>Total</b>	<b>413,512.00</b>	<b>918,915.00</b>	<b>45.00%</b>	<b>505,403.00</b>	<b>918,915.00</b>	<b>55.00%</b>

Data Source(s): 2016-2020 ACS S1701 U.S. Treasury SLFRF LMI Tool

**Table 13: Manufactured Housing Units Impacted by Disaster**

County/Municipality	Number of Units	% of Total Units in County/Municipality	Remaining Unmet Need
Tarrant/Fort Worth	277.00	4.00%	\$49,007.00
<b>Total</b>	<b>277.00</b>	<b>4.00%</b>	<b>\$49,007.00</b>

Data Source(s): 2016-2020 ACS DP04 FEMA IA \*Remaining unmet need is calculated as FEMA verified loss of manufactured homes less FEMA IA assistance disbursed for repair or replacement.

**Table 14: Limited English Proficiency Breakdown of Disaster-Related Areas**

County/Municipality	Estimate Speak English Less than 'Very Well'	Percent Speak English Less than 'Very Well'
City of Fort Worth	25,000.00	25.00%
<b>Total</b>	<b>25,000.00</b>	

Data Source(s): ACS Data

**Table 15: Point-in-Time Count - Type of Shelter**

Geography	Emergency Shelter	Transitional Housing	Unsheltered Homeless	Total Known Homeless
Area wide	672.00	83.00	479.00	1,234.00
FEMA Declared	0.00	0.00	0.00	0.00
MID	0.00	0.00	0.00	0.00

Data Source(s): Tarrant County Homeless Coalition, 2021 State of the Homeless Report

**Table 16: Point-in-Time Count - Impacted by Disaster**

Geography	Emergency Shelter	Transitional Housing	Unsheltered Homeless	Total Known Homeless
Area wide	0.00	0.00	479.00	1,234.00
FEMA Declared	0.00	0.00	0.00	0.00
MID	0.00	0.00	0.00	0.00

Data Source(s): Tarrant County Homeless Coalition, 2021 State of the Homeless Report

**Table 17: Assisted Housing Impacted by the Disaster**

County/Municipality	Total Housing Choice Vouchers	Total Impacted Housing Choice Voucher Units	Total LIHTC Units	Total Impacted LIHTC units	Total Public Housing Dwelling Units	Total Impacted Public Housing Dwelling Units	Remaining Unmet Need
Tarrant/Fort Worth	0.00	0.00	0.00	0.00	0.00	0.00	\$0.00
<b>Total</b>							

Data Source(s): Fort Worth Housing Solutions Fort Worth Housing Finance Corporation

**Infrastructure Unmet Need**

**Disaster Damage and Impacts - Infrastructure**

Different from previous disasters, 2021 Winter Storm’s electricity loss led to much of the subsequent damage or infrastructure systems failures. The City’s preparation and post-disaster assistance for any disaster heavily relies on electricity that is subject to outages during a disaster. The loss of power can potentially leave residents stranded or in unsafe conditions in their home, but it can also impact emergency responders’ and the City’s ability to provide critical safety services and other general services that are necessary before, during, and after a disaster. During the 2021 Winter Storm, the critical infrastructure across the City experienced challenges in power generation reliability like the residents of the City.

**FEMA Public Assistance**

Initially, FEMA approved only assistance for emergency protective measures (Category B) in all 254 Texas counties. The City of Fort Worth has information for FEMA Public Assistance Category B, which are actions taken by the City before, during, and after a disaster to save lives, protect public health and safety, prevent damage to improved public health and safety, and prevent damage to improved public and private property. Generally, these are actions taken by the community to warn residents, reduce the disaster damages, ensure the continuation of essential public services, and protect lives and public health or safety. The total cost is being retrieved by the Risk Management Office and will be updated in future amendments to the Plan.

**Disaster Damage and Impacts - Infrastructure.**

Unlike previous disasters, the 2021 Winter Storm's electricity loss led to much of the subsequent damage or infrastructure systems failures. The City's preparation and post-disaster assistance for any disaster relies heavily on electricity that is subject to outages during a disaster. The loss of power can potentially leave residents stranded or in unsafe conditions in their home, but it can also impact emergency responders' and the City's ability to provide critical safety services and other general services that are necessary before, during, and after a disaster. During the 2021 Winter Storm, the critical infrastructure across the City experienced challenges in power generation reliability like the residents of the City.

In addition to electrical systems failures, the City experienced unprecedented loss of each of its four water treatment facilities. Each of the facilities that went down were in different parts of the city, connected to different parts of the power system with two different power feeds. As a result of these revealed weaknesses, the City made changes to prevent multiple water treatment plans from failing at the same time. Fort Worth bought generators to keep pipes from freezing during outages and began creating a plan to improve critical infrastructure including the following:

- Reduce the amount of cast iron pipe used in the city
- Make replacements to critical replacements
- Reduce dependence on third parties for supplies (chemicals, etc.) by increasing storage
- Enclose outdoor pump stations
- Purchase propane and diesel heaters
- Prep for high voltage service to Eagle Mountain Water Treatment Plan

**Table 18: Total Cost and Need by PA Category**

PA Category	Estimated PA Cost	Local Match	Resiliency	Total Need (Match + Resiliency)
A - Debris	\$0.00	\$0.00	\$0.00	\$0.00
B - Emergency Measures	\$0.00	\$0.00	\$0.00	\$0.00
C - Roads and Bridges	\$0.00	\$0.00	\$0.00	\$0.00
D - Water Control Facilities	\$0.00	\$0.00	\$0.00	\$0.00
E - Building and Equipment	\$0.00	\$0.00	\$0.00	\$0.00
F - Utilities	\$0.00	\$0.00	\$0.00	\$0.00
G - Other	\$0.00	\$0.00	\$0.00	\$0.00
<b>Total</b>				

Data Source(s): City of Fort Worth Risk Management Office (TBD)

**Table 19: Hazard Mitigation Needs per County or Known Project**

Project	Cost	Funding Source	Unmet Need
N/A	\$0.00	N/A	\$0.00
<b>Total</b>			

Data Source(s): N/A

**Economic Revitalization Unmet Need**

**Disaster Damage and Impacts - Economic Revitalization**

The Small Business Administration offers Business Physical Disaster Loans and Economic Injury Disaster Loans (EIDL) to businesses to repair or replace disaster damaged property, including real estate, inventories, supplies, machinery, equipment and working capital until normal operations resume. Businesses of all sizes as well as private, nonprofit organizations are eligible for SBA business disaster loans.

HUD estimates unmet need for small business by multiplying the median damage estimates for Categories 3-5 by the number of small businesses denied an SBA loan.

- Category 1: Real estate + content loss = below \$12,000
- Category 2: Real estate + content loss = \$12,000-\$29,999
- Category 3: Real estate + content loss = \$30,000-\$64,999
- Category 4: Real estate + content loss = \$65,000-\$149,999
- Category 5: Real estate + content loss = \$150,000 and above

This estimate assumes that damage among those denied at pre-inspection have the same distribution of damage as those denied after inspection. Any assistance requested for economic revitalization will be referred to the City of Fort Worth Economic Development Department.

**Mitigation Only Activities.**

Mitigation activities are defined as those that increase resilience to disasters and reduce or eliminate the long-term risk of loss of life, injury, damage to and loss of property, and suffering and hardship, by lessening the impact of future disasters. The mitigation funding set aside within the CDBG-DR grant for the 2021 Winter Storm represents an opportunity to build on current strategic efforts and mitigation activities underway in the Property Management, Water and Fire Departments.

The CDBG-DR funding from the 2021 Winter Storm presents an opportunity to address the existing need to better prepare the City's residents and infrastructure against extreme weather - cold, heat, storm, or flooding - through efforts in weatherization and

infrastructure fortification. Extended exposure to cold is a risk the City intends to mitigate with weatherization and adapting critical infrastructure and community resources to maintain more reliable energy capabilities.

The City of Fort Worth does not plan to undertake any mitigation-only activity that is not connected to an otherwise eligible CDBG-DR activity that would be responding to a remaining unmet recovery need.

## **GENERAL REQUIREMENTS**

### **Citizen Participation**

#### **Outreach and Engagement**

In the development of this disaster recovery action plan, City of Fort Worth consulted with disaster-affected citizens, stakeholders, local governments, public housing authorities, and other affected parties in the surrounding geographic area to ensure consistency of disaster impacts identified in the plan, and that the plan and planning process was comprehensive and inclusive. This included the following:

- *Fort Worth Housing Solutions*
- *Tarrant County Homeless Coalition*
- *Community Development Council*
- *Community Action Partners Council*

City of Fort Worth recognizes that affected stakeholders are the center of, and partners in, the development and implementation of this plan. Opportunities for citizen input were provided throughout the planning process through public meetings, emails/electronic notifications, and publications/postings.

In addition to the activities above, City of Fort Worth has published this action plan on <https://www.fortworthtexas.gov/departments/neighborhoods/services/grants> for a 30-day public comment period. Citizens were notified through a Public Notice in the Fort Worth Star-Telegram and La Vida News. City of Fort Worth will ensure that all citizens have equal access to information, including persons with disabilities (vision and hearing impaired) and limited English proficiency (LEP).

A summary of citizen comments on this action plan, along with City of Fort Worth responses, is in the Appendix of this document.

For more information, citizens can refer to City of Fort Worth citizen participation plan that can be found at <https://www.fortworthtexas.gov/departments/neighborhoods/services/grants>

## Public hearings

CDBG-DR21 grantees are required to convene at least one public hearing on the proposed action plan after it has published on its website to solicit public comment and before submittal of the action plan to HUD. The City hosted two Public Hearings - August 31, 2022 and December 28, 2022.

The public hearings were advertised in a number of ways including Public Notices, City of Fort Worth Neighborhood Services Department website, outreach to advisory boards, notices at community centers, and social media. Public notices were published in the Fort Worth Star-Telegram in English and Spanish.

During the term of the CDBG-DR21 grant, the City will provide residents and other interested parties with reasonable and timely access to information and records relating to this plan and the use of grant funds. This Action Plan and associated amendments and performance reports will be made available on the website, and upon request, from the Department. In addition, these documents are available in a form accessible to persons with disabilities and those with limited English proficiency, upon request.

## Complaints

Complaints alleging violation of fair housing laws will be directed to HUD for immediate review. Complaints regarding fraud, waste, or abuse of funds will be forwarded to the HUD OIG Fraud Hotline (phone: 1-800-347-3735 or email: [hotline@hudoig.gov](mailto:hotline@hudoig.gov)). City of Fort Worth will make available to HUD detailed Fraud, Waste, and Abuse Policies and Procedures on

<https://www.fortworthtexas.gov/departments/neighborhoods/services/grants>

to demonstrate adequate procedures are in place to prevent fraud, waste, and abuse.

A complaint is a communication from a member of the public to a City official or employee which includes a concern or grievance regarding the operations of the City or any party acting on behalf of the City. There are two types of complaints, informal and formal. An informal complaint is done through verbal discussion (either through telephone calls or in-person) and are intended to resolve concerns at the earliest stage possible. Formal complaints are any written statement of grievance - including emails, faxes, or letters that provide contact information with which staff can communicate the results of an investigation or request additional information. Formal complaints are also those that were not able to be resolved informally and need an additional level of review.

Written complaints from the public related to this Action Plan (or its amendments), QPRs, or the City's activities or programs funded with CDBG-DR21, will receive careful consideration and will be answered in writing, or other effective method of communication, within 15 business days, where practicable.

Written complaints should be sent to:

Sharon A. Burkley  
Community Development Planning Manager  
City of Fort Worth Neighborhood Services Department  
[Sharon.Burkley@fortworthtexas.gov](mailto:Sharon.Burkley@fortworthtexas.gov)

Complaints regarding fraud, waste, or abuse of government funds will be forwarded to the City of Fort Worth Law Department or the U.S. Department of Housing and Urban Development Office of Inspector General.

### **Public Website**

City of Fort Worth will maintain a public website that provides information accounting for how all grant funds are used, managed, and administered, including links to all disaster recovery action plans, action plan amendments, program policies and procedures, performance reports, citizen participation requirements, and activity and program information described in this plan, and details of all contracts and ongoing procurement processes.

These items are made available through  
[www.fortworthtexas.gov/departments/neighborhoods/services/cdbg-disaster](http://www.fortworthtexas.gov/departments/neighborhoods/services/cdbg-disaster)

Specifically, City of Fort Worth will make the following items available: the action plan created using DRGR (including all amendments); each QPR (as created using the DRGR system); citizen participation plan; procurement policies and procedures; all executed contracts that will be paid with CDBG-DR funds as defined in 2 CFR 200.22 (including subrecipients' contracts); and a summary including the description and status of services or goods currently being procured by the grantee or the subrecipient (e.g., phase of the procurement, requirements for proposals, etc.). Contracts and procurement actions that do not exceed the micro-purchase threshold, as defined in 2 CFR 200.67, are not required to be posted to a grantee's website.

In addition, City of Fort Worth will maintain a comprehensive website regarding all disaster recovery activities assisted with these funds.

The website will be updated in a timely manner to reflect the most up-to date information about the use of funds and any changes in policies and procedures, as necessary. At a minimum, updates will be made monthly.

### **Amendments**

Over time, recovery needs will change. Thus, City of Fort Worth will amend the disaster recovery action plan as often as necessary to best address our long-term recovery needs and goals. This plan describes proposed programs and activities. As programs and

activities develop overtime an amendment may not be triggered if the program or activity is consistent with the descriptions provided in this plan.

Amendments to this Action Plan are divided into two categories: Substantial amendments and non-substantial Amendments. As amendments occur, both types of amendments are numbered sequentially and posted on NSD's Disaster Recovery webpage, <https://fortworthtexas.gov/departments/neighborhoods/services/cdbg-disaster>. Copies of amendments are available upon request to: Sharon.Burkley@fortworthtexas.gov. Changes in amendments will be identified at the beginning of each amendment. The most current version of entire Action Plan will be accessible for viewing as a single document. Each amendment will have highlighted changes, and the beginning of amendments will include:

- Section identifying exactly what content is added, deleted, or changed
- Revised budget allocation table that reflects all funds and illustrates where funds are coming from and moving to, as amended and applicable
- Description of how amendment is consistent with the mitigation needs assessment

### **Substantial Amendment**

A change to this action plan is considered to be a substantial amendment if it meets the following criteria:

- A change in program benefit or eligibility criteria,
- The addition or deletion of an activity, or
- The allocation or reallocation of 25% of the original budget allocation amount.

When City of Fort Worth pursues the substantial amendment process, the amendment will be posted here at [www.fortworthtexas.gov/departments/neighborhoods/services/cdbg-disaster](http://www.fortworthtexas.gov/departments/neighborhoods/services/cdbg-disaster) for a 30-day public comment period. The amendment will be posted in adherence with ADA and LEP requirements. City of Fort Worth will review and respond to all public comments received and submit to HUD for approval.

### **Non-Substantial Amendment**

A non-substantial amendment is an amendment to the plan that includes technical corrections and clarifications and budget changes that do not meet the monetary threshold for substantial amendments to the plan and does not require posting for public comment. City of Fort Worth will notify HUD five (5) business days before the change is effective.

All amendments will be numbered sequentially and posted to the website into one final, consolidated plan.

## **Displacement of Persons and Other Entities**

To minimize the displacement of persons and other entities that may be affected by the activities outlined in this action plan, City of Fort Worth will coordinate with all agencies and entities necessary to ensure that all programs are administered in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act (URA) of 1970, as amended (49 CFR Part 24) and Section 104(d) of the Housing and Community Development Act of 1974, as amended, and the implementing regulations at 24 CFR Part 570.496(a) to minimize displacement. Should any proposed projects or activities cause the displacement of people, the following policy has been adopted to ensure the requirements of Uniform Relocation Assistance and Real Property Acquisition Act of 1970 (URA), as amended are met.

The City of Fort Worth does not plan to administer activities that will cause a direct or indirect displacement of persons or entities. Should any proposed projects or activities cause the displacement of persons or entities, the City of Fort Worth will ensure the requirements of URA are met. Relocation activities will be budgeted within the applicable CDBG-DR program. CDBG-DR funds may not be used to support any federal, state, or local projects that seek to use the power of eminent domain, unless eminent domain is employed only for a public use. None of the currently planned projects under this Action Plan anticipate the use of eminent domain.

## **Protection of People and Property**

The City of Fort Worth will promote high quality, durable, energy efficient, sustainable, and mold resistant construction methods for residents impacted by the disaster. All newly constructed buildings must meet all locally adopted building codes, standards, and ordinances.

## **Elevation standards**

For new construction, repair of substantially damaged, or substantial improvement structures principally for residential use and located in the 1 percent annual (or 100-year) floodplain must be elevated with the lowest flood, including the basement, at least two feet above the 1 percent annual floodplain elevation.

Mixed-use structures with no dwelling units and no residents must be elevated or floodproofed up to at least two feet above base flood elevation.

If a structure is located in a 500-year floodplain, the structure must be elevated three feet above the 100-year floodplain.

At a minimum, the City will adhere to the advanced elevation requirements established in section II.B.2.c of the Federal Register "Elevation standards for new construction, reconstruction, and rehabilitation of substantial damage, or rehabilitation resulting in substantial improvements." The average cost to elevate a home can vary significantly and

is dependent upon the number of feet it must be elevated, the location of the home, and the square footage of the home. Program guidelines will determine the most cost reasonable method to adhere to elevation standards, particularly for elevating standards related to rehabilitation of substantial damage or rehabilitation resulting in substantial improvements. For housing rehabilitation programs, the maximum amount of assistance does not include additional allocations. The City of Fort Worth will ensure that all rehabilitation of substantial damage will meet the HUD-required elevation standards through the construction requirements of all CDBG-DR housing programs.

### **Flood Insurance Requirements**

Assisted property owners must comply with all flood insurance requirements. HUD-assisted homeowners for a property located in a Special Flood Hazard Area must obtain and maintain flood insurance in the amount and duration prescribed by FEMA's National Flood Insurance Program (NFIP). City of Fort Worth may not provide disaster assistance for the repair, replacement or restoration of a property to a person who has received Federal flood disaster assistance that was conditioned on obtaining flood insurance and then that person failed to obtain or allowed their flood insurance to lapse for the property. City of Fort Worth is prohibited by HUD from providing CDBG-DR assistance for the rehabilitation or reconstruction of a house if:

- The combined household income is greater than 120% AMI or the national median,
- The property was located in a floodplain at the time of the disaster, and
- The property owner did not maintain flood insurance on the damaged property.

To ensure adequate recovery resources are available to LMI homeowners who reside in a floodplain but who are unlikely to be able to afford flood insurance may receive CDBG-DR assistance if:

- The homeowner had flood insurance at the time of the qualifying disaster and still has unmet recovery needs, or
- The household earns less than 120% AMI or the national median and has unmet recovery needs.

The 2021 Winter Storm was not a flooding event; however, the City of Fort Worth is committed to ensuring that homeowners are protected from future flooding disasters.

### **Construction Standards**

City of Fort Worth will require quality inspections and code compliance inspections on all projects and places an emphasis on high-quality, durable, sustainable, and energy efficient construction methods and materials. Site inspections will be required on all projects to ensure quality and compliance with building codes.

All rehabilitation, reconstruction, or new construction must meet an industry-recognized standard that has achieved certification under at least one of the following programs:

- Energy STAR (Certified Homes or Multifamily High Risk)
- Enterprise Green Communities

- LEED (New Construction, Homes, Midrise, Existing Building Operations and Maintenance or Neighborhood Development)
- ICC- 700 National Green Building Standards
- EPA Indoor AirPlus
- Any other equivalent comprehensive green building standard program acceptable to HUD

The City of Fort Worth will use the most updated local building and construction standards, including accessibility standards, for the proposed programs or activities.

For rehabilitation of non-substantially damaged residential buildings, the City of Fort Worth will follow the guidelines to the extent applicable as specified in the [HUD CPD Green Building Retrofit Checklist](#). When older or obsolete products are replaced as part of rehabilitation work, the rehabilitation is required to use ENERGY STAR-labeled, WaterSense-labeled, or Federal Energy Management Program (FEMP)-designed products and appliances.

For infrastructure projects, the City of Fort Worth will encourage, to the extent practicable, implementation of sustainable planning and design methods that promote adaptation and resilience.

All projects will be subject to cost reasonableness standards as outlined in the policies and procedures of the applicable programs specific to the applicable activity.

A substantially damaged structure means the damage sustained by a structure for which the cost of repair or restoration of the structure to its before-damaged condition would equal or exceed 50 percent of the market value of the structure. For this definition, the market value refers to the value of the structure immediately prior to the damage.

### **Contractors Standards**

Contractors selected under the City of Fort Worth will make every effort to provide opportunities to low and very-low income persons by providing resources and information to notify Section 3 individuals and businesses of opportunities in the community. The City of Fort Worth will undertake the following efforts to help meet its Section 3 goals:

- Ensure Section 3 requirements are in all applicable contracts and subrecipient (if applicable) agreements
- Build the capacity of stakeholders, including subrecipients (if applicable) and contractors, to meet Section 3 standards through technical assistance and guidance
- Conduct outreach to certify Section 3 businesses

The City of Fort Worth will report Section 3 accomplishments in the Disaster Recovery Grant Reporting (DRGR) system.

Recovery programs implemented by NSD, and its partners, will incorporate uniform best practices of construction standards for all construction contractors performing work in all

relevant jurisdictions. Construction contractors will be required to carry the required licenses and insurance coverage(s) for all work performed and may be required to provide a warranty period for all work performed.

Contractor standards and warranty periods will be detailed in the respective guidelines, policies, and procedures documents and will pertain to the scale and type of work being performed, including the controls for ensuring that construction costs are reasonable and consistent with market costs at the time and place of construction. Rehabilitation contract work provided through a program administered by NSD included in this Action Plan may be appealed by homeowners whose property was repaired by contractors.

As included in the City's certifications, NSD is committed to meeting full and open competition requirements, which will help ensure that construction costs are reasonable and consistent with market costs at the time and place of construction.

The process for homeowners to submit appeals and complaints for rehabilitation work completed with CDBG-DR21 funds will be detailed within each respective set of program guidelines and on the CDBG-DR21 webpage.

### **Preparedness, Mitigation and Resiliency**

Resilience is defined as a community's ability to minimize damage and recover quickly from extreme events and changing conditions, including natural hazard risks.

To integrate hazard mitigation and resilience planning with recovery efforts, NSD will continue to promote sound, sustainable, long-term recovery planning informed by post-disaster evaluation of hazard risk, including climate-related hazards, and the creation of resilience performance metrics.

### **Protect People and Property from Harm**

The CDBG-DR21 activities will include measures that will increase resilience to disasters and reduce or eliminate the long-term risk of life, injury, damage to and loss of property, and suffering and hardship by lessening the impact of future disasters. Hardships include, but are not limited to, financial hardship and hardship caused by future disasters and climate change. NSD will document how programs and activities protect people and property from hardship within program and/or applicant files.

### **Emphasize Quality, Durability, Energy Efficiency, Sustainability, and Mold Resistance**

NSD's construction related activities include construction standards incorporating resilience and hazard mitigation measures, as feasible. This Action Plan aligns with the City's existing hazard mitigation plan. In addition, mitigation measures will be incorporated when carrying out activities to construct, reconstruct, or rehabilitate residential or non-residential structures with CDBG-DR funds.

For construction activities related to residential or non-residential structures, NSD will establish resilience performance metrics for the activity including:

- An estimate of the projected risk to the completed activity from natural hazards, including those hazards that are influenced by climate change.
- Identification of the mitigation measures that will address the projected risks.
- An assessment of the benefit of the grantee's measures through verifiable data.

### **Support Adoption and Enforcement of Modern and/or Resilient Building Codes and the Mitigation of Natural Hazards**

NSD is supporting the modernization efforts for building codes to help make Fort Worth a more resilient city for its residents. NSD will work closely with other city departments to review and recommend updates to the code.

### **Establish and Support Recovery Efforts by Funding Feasible, Cost-Effective Measures That Will Make Communities More Resilient Against Future Disaster**

The City of Fort Worth shall use funds in a way that addresses:

- The risks to public health, safety, and well-being without the project or program
- The costs against the anticipated value of the risk reduction in both direct damages and subsequent negative impacts to the area if future disasters were to occur
- The contribution of the activity to a long-term solution to the problem it is intending to address
- How the activity will protect the functionality of the project for its useful life and/or create management future maintenance and modification options

### **Make Land Use Decisions that Reflect Responsible and Safe Standards to Reduce Future Natural Hazard Risks**

The City of Fort Worth has zoning and other building requirements that help reduce risks of impact and damage due to future hazards and disasters.

### **Increase Awareness of the Hazards in Communities Including Underserved Communities, Through Outreach in the MID Areas**

As a MID area, the City shares information with residents and businesses through local, trusted partners to effectively increase the awareness of community hazards. The Office of Emergency Management (OEM) regularly communicates directly with the public and through non-profit organizations, including before, during, and after disasters. OEM has free materials and actively makes presentations to the public about disaster preparedness.

## **Promote Sound, Sustainable Long-Term Recovery Planning Informed by a Post-Disaster Evaluation of Natural Hazard Risks**

The City of Fort Worth is allocating the CDBG-DR21 mitigation set-aside funding to \$3,583,000.00.

### **FEMA-Approved Hazard Mitigation Plan**

Fort Worth's Office of Emergency Management is the lead agency for developing the City's FEMA-approved Hazard Mitigation Plan. The City's Hazard Mitigation Plan informs the larger landscape of disaster recovery planning. This Action Plan utilizes the City's Hazard Mitigation Plan to inform its mitigation needs assessment.

**Broadband Infrastructure in Housing.** Any substantial rehabilitation or new construction of a building with more than four (4) rental units will include installation of broadband infrastructure, except when:

- The location of the new construction or substantial rehabilitation makes the broadband infrastructure infeasible,
- The cost of installing broadband infrastructure would result in a fundamental alteration in the nature of its program or activity or in an undue financial burden, or
- The structure of the housing to be substantially rehabilitated makes installation of broadband infrastructure infeasible.

### **Cost-Effectiveness**

NSD will establish policies and procedures to assess the cost-effectiveness of each proposed program or activity to assist a household under any residential rehabilitation or reconstruction program or activity funded with CDBG-DR funds. Policies and procedures also will establish the criteria for determining when the cost of the rehabilitation or reconstruction of the unit will not be cost-effective relative to other means of assisting the property owner.

NSD will define "demonstrable hardship" in its policies and procedures before carrying out activities that may be subject to the one-for-one replacement housing requirements.

NSD will define a residential property as "not suitable for rehabilitation" in its policies and procedures before carrying out activities that may be subject to the one-for-one replacement housing requirements.

Exceptions to award maximums on a case-by-case basis may apply as outlined in program guidelines. If applicable, program guidelines will describe the circumstances in which an exception is needed and will be reviewed and the amount of assistance necessary and reasonable. Exceptions defined in the guidelines could include items such as neighborhood or environmental conditions. NSD may make exceptions to the maximum award, when necessary, to comply with federal accessibility standards or to

reasonably accommodate a person with disabilities. All exceptions to award limitations are subject to grant fund availability.

### **Duplication of Benefits**

Section 312 of the Stafford Act, as amended, generally prohibits any person, business concern, or other entity from receiving financial assistance with respect to any part of a loss resulting from a major disaster for which such person, business concern, or other entity has received financial assistance under any other program or from insurance or any other source. A duplication of benefits occurs when an impacted homeowner or community receives financial assistance from multiple sources, such as FEMA, insurance, etc. for a cumulative amount that exceeds the total need for a particular unmet need or mitigation purpose. Through its guidelines, policies and procedures, City of Fort Worth, and any subrecipients as applicable, will determine an applicant's unmet need to ensure that each activity aids a person or entity only to the extent that the person or entity has a disaster recovery need that has not been fully met. Further requirements of duplication of benefits are outlined in 84 FR28836 and 84 FR 28848, published June 20, 2019, and other applicable notices.

All agreements between NSD and beneficiaries (and subrecipients, if applicable) require all sources of possible duplicative assistance to be disclosed. Additionally, a subrogation clause contained in these agreements requires any person who receives further assistance to repay that assistance, if the amount of assistance exceeds the funding required for the project.

## **GRANTEE PROPOSED USE OF FUNDS**

### **Overview**

The City of Fort Worth is the lead agency and responsible entity for administering Disaster Relief Supplemental Appropriations Act, 2022 (PL 117-43) and the Continuing Appropriations Act, 2023 (PL\$2117-180) in CDBG-DR funds allocated for disaster recovery. These programs included Single Family Home Repair/New Construction, Multifamily Home Repair/New Construction, Infrastructure Improvement, Mitigation, and Administration.

Based on the preliminary unmet needs assessment using currently available data and input from impacted communities and stakeholders in Fort Worth, the City of Fort Worth has prioritized activities that will assist in meeting the short- and long-term recovery needs of its residents and communities and increase resilience against climate impacts. The initial analysis indicates unmet need in two core recovery categories defined by HUD: housing and infrastructure. The largest recovery need is housing.

The City of Fort Worth intends to utilize CDBG-DR funding to support multiple recovery programs that complement each other. Further, by implementing resilience measures across programs, the City aims to facilitate an equitable recovery that results in not only

repairing impact from the 2021 Winter Storm but fund a recovery leading to a community that can better withstand the impacts of future disasters.

Based on the unmet need assessment and input from impacted communities and stakeholders in Fort Worth, the City of Fort Worth has prioritized activities that will assist in meeting the short-and long-term recovery needs of its residents and communities and increase resilience against climate impacts. The initial analysis indicates unmet need in two core recovery categories defined by HUD: housing and infrastructure. The largest recovery need is housing.

Reflecting these findings, the City of Fort Worth intends to utilize CDBG-DR funding to support multiple recovery programs that complement each other. Further, by implementing resilience measures across programs, the City aims to facilitate an equitable recovery that results in not only repairing impact from the 2021 Winter Storm Uri but fund a recovery leading to a community that can better withstand the impacts of future disasters.

**Table 20: 2021 CDBG-DR Proposed Program Budget**

Program Category	Program	Budget	HUD identified MID Budget	Grantee identified MID Budget	% of Allocation	Maximum Award
Housing	Rehab	\$10,000,000.00	\$10,000,000.00	\$10,000,000.00	36.40%	\$0.00
	Buyout	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	New Construction	\$10,000,000.00	\$10,000,000.00	\$10,000,000.00	36.40%	\$0.00
	Other	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Economic Revitalization	Workforce Training	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Business Grants	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Other	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Infrastructure	Water/ Sewer Improvements	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Health Facilities	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Other	\$2,515,400.00	\$2,515,400.00	\$2,515,400.00	9.16%	\$0.00
Public Services	Legal Services	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Housing Counseling	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
	Other	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
Mitigation	Mitigation	\$3,583,000.00	\$3,583,000.00	\$3,583,000.00	13.04%	\$0.00
Admin	Admin	\$1,373,600.00	\$1,373,600.00	\$1,373,600.00	5.00%	\$0.00
Planning	Planning	\$0.00	\$0.00	\$0.00	0.00%	\$0.00
<b>Total</b>		<b>\$27,472,000.00</b>	<b>\$27,472,000.00</b>	<b>\$27,472,000.00</b>	<b>100.00%</b>	

Data Source(s): City of Fort Worth Neighborhood Services Department

## Connection to Unmet Needs

As required by the 87 FR 31636, the City of Fort Worth will allocate at least 80 percent of the funds to address unmet needs with HUD-identified “most impacted and distressed” areas. The remaining 20 percent of the allocation may be used to address unmet needs that received a DR-4586 presidential major disaster declaration. NSD will allocate 100% of the CDBG-DR21 funds to address unmet needs within the HUD-identified "most impacted and distressed" (MID) areas. HUD designated the entire City of Fort Worth as a MID area.

This action plan primarily considers and addresses unmet needs of residents, including homeowners and renters, through housing and infrastructure unmet recovery and mitigation needs, along with public services and planning that support housing and residents finding and maintaining housing.

At least 70 percent of all program funds will benefit LMI persons or households. All of the programs funded with CDBG-DR21 are limited to benefitting low- and moderate-income persons or have allocated only a portion of program funds to serve residents earning above 80% of the area median income. The Winter Storm New Single and Multi-unit Home Construction activities will serve households through the urgent need national objective. NSD will meet HUD's requirement of at least 70% of all program funds expended to benefit LMI persons or households. NSD will monitor the impact of its programs on impacted LMI persons, including vulnerable populations, protected classes, and members of underserved communities.

Maximum Award: annually per subrecipient; \$TBD for individual household awards.  
Eligible Applicants: Subrecipients may include units of general local government, nonprofits, housing authorities, or urban renewal authorities with experience in affordable housing development, an existing network, and capacity.

Targeted Beneficiaries: Households impacted by the Storm with priority given to households directly impacted and to persons with disabilities, seniors, and those who resided in damaged or destroyed modular homes or MHUs. Household income must be at or below 120% AMI for at least 75% of beneficiaries served. National Objective: Low- and Moderate-Income Housing and Urgent Need Multifamily Rental Housing Construction and Repair.

The multifamily housing construction program will include new construction and land acquisition, for townhomes, duplexes, and properties with more than eight units for rental purposes in order to replace units lost from the affordable housing stock due to the storm. Program funds may be used in proportion to the number of affordable units in the development. Subgrantees will have policies and procedures to ensure leasing at proper rent levels and to income-eligible applicants.

The Federal Register Notice requires that 15 percent of the total estimate for unmet needs allocated to this disaster is set-aside for the City to carry out mitigation activities.

- Mitigation activities are those that increase resilience to future disasters and reduce or eliminate the long-term risk of loss of life, injury, damage to and loss of property, and suffering and hardship. Proactively addressing the impacts of climate change and natural disasters is critical to building long-term community resilience.

Proposed mitigation activities utilizing the set-aside must:

- Identify how the proposed use meets the definition of mitigation activities: The installation of generators will make sure facilities backup power in order to continue serving the community during and after a disaster.
- Address the current and future risks identified in Fort Worth mitigation needs assessment: The loss of energy and power can impact multiple other lifelines after a disaster, including food, water, and shelter. According to the mitigation needs assessment, energy is highly vulnerable to multiple types of risks, including winter storm, flood, hurricane, extreme heat, thunderstorm, lightening, tornado, and drought.
- Ensure proposed activities are CDBG eligible or eligible under waivers or alternative requirements in the Federal Register Notice: The proposed activity is CDBG eligible.

The majority of the CDBG-DR21 funding is allocated for housing assisting low- and moderate-income Fort Worthians. As illustrated in the allocation of the CDBG-DR21 funds, NSD has made it a priority to direct the majority of the funding for housing programs to assist residents impacted by the 2021 Winter Storm.

### **Leveraging Funds**

The City of Fort Worth anticipates leveraging CDBG-DR funds with funding provided by other federal, state, local and nonprofit sources to fully utilize the limited CDBG-DR funds to generate a more effective and comprehensive recovery. As applicable, leveraging requirements may be added to program guidelines, applications, or NOFA/RFPs.

### **Program Partners**

NSD may engage program partners through formal agreements such as subrecipient agreements and interagency agreements and through informal partnerships. NSD engages with program partners so that programs are more accessible, understandable, and tailored to equitably meet the unmet needs of the disaster-impacted residents and communities. When formally engaging through agreements, NSD will ensure that subrecipients and other partners have the capacity and will provide technical assistance and training to partners on program requirements, applicable federal cross-cutting requirements, and reporting and performance requirements.

### **Distribution of Funds**

It is a requirement of State Grantees to describe how they will distribute grant funds to local governments and Indian tribes. This section does not apply to the City of Fort Worth.

## **Program Income**

NSD may implement programs or activities that generate income as described in 87 FR 31636. Any program income will be retained by NSD to fund additional CDBG-DR activities or to fund the repair, operation, or maintenance of existing CDBG-DR activities. NSD will comply with all HUD requirements and the program income waiver and alternative requirement in 87 FR 31636 and subsequent notices, including tracking program income in the Disaster Recovery Grants Reporting (DRGR) system and using program income before drawing additional grant funds. Specifically, the City will adhere to the program income policies and procedures as stated in the City's financial certifications.

## **Resale or Recapture.**

NSD will use recapture requirements in its Priority Repair Program. Program guidelines will provide additional details on the terms of the recapture and specific circumstance under which recapture will be used. NSD will not use resale provisions for any of the CDBG-DR21 funded programs.

## **Program Details**

The following provides details about the activities and programs NSD will implement using CDBG-DR21 funds to address impacts from the 2021 Winter Storm and increase resilience in Fort Worth.

## **Administration**

NSD will use administration funds for necessary general administration costs related to CDBG-DR grant, including but not limited to staff time administering programs, compliance, and monitoring of the City's subrecipients, vendors, and other recipients of funding; and other costs specified as eligible administrative expenses in 2 CFR 570.206. Up to 5% of the overall grant and any program income may be used for administration of the grant.

## **Total Budget: \$1,373,600.00**

**Eligible and Ineligible Activities:** Eligible expenses are Administration Costs, as defined at 24 CFR 570.205 and 24 CFR 570.206 and any applicable waivers or alternative requirements.

**Timeframe:** The City will begin the program after the grant is awarded and is prepared to complete the program within the period of performance. The program will end when all funds have been expended and program activities have completed closeout or six years after execution of the grant agreement with HUD.

## Mitigation Activities

Mitigation activities that increase resilience to future disasters and reduce or eliminate the long-term risk of loss of life, injury, damage to and loss of property, and suffering and hardship; proactively addressing the impacts of climate change and natural disasters is critical to building long-term community resilience

National Objective: LMI Benefit; Urgent Need

Selection Criteria/Award Methodology: The City will identify eligible activities and make improvements directly or through use of approved contractors. Awards will be made subject to local procurement policy in compliance with federal law including but not limited to 2 CFR 200: Uniform Grant Guidance

**Total Budget: \$3,583,000.00**

## Housing Activities

Single Family and Multifamily Housing activities that lead to restoring and improving the housing stock, including new construction, rehabilitation, and down payment assistance. Resilience measures such as power generation and/or storage enhancements will be incorporated when feasible. The City may administer this program directly or offer this program through subrecipients or other program partners. The total budget includes activity delivery expenses.

**Total Budget: \$20,000,000.00**

National Objective: LMI Benefit; Urgent Need

Compliance Period: TBD

Selection Criteria/Award Methodology: Applications for assistance will be open to all interested parties at the same time in Neighborly Software. Based on a yet to be determined priority rating, applicants will be assessed for eligibility and assistance.

Eligible Activities: Housing activities allowed under CDBG-DR; HCDA Section 105(a)(1), 105(a)(3-4), 105(a)(11), 105(a)(18), and 105(a)(26), 24 CFR 570.201(g) including but are not limited to: a. New construction of single-family and multifamily housing, b. Single-family, owner-occupied reimbursement, rehabilitation, and reconstruction, c. Hazard mitigation, d. Mobility (ADA) measures, e. Relocation assistance, f. Other activities associated with the recovery of impacted single family housing stock

Ineligible Activities: a. Incentive payments to households that move to disaster-impacted floodplains, b. Properties that served as second homes during or following the disaster, are not eligible for rehabilitation assistance, c. Properties located in the floodway, d. Properties where the following are applicable: i. the combined household income is

greater than 120% AMI or the national median, and ii. the property is in a 100-year floodplain at the time of the disaster, and iii. the property owner did not maintain flood insurance on the damaged property, even when the property owner was not required to obtain and maintain such insurance

Eligibility Criteria: a. Property - i. not located in a floodway, ii. sustained damage from 2021 Winter Storm Uri, iii. Environmentally cleared, iv. Costs for rehabilitation, reconstruction, and new construction are reasonable and consistent with market costs at the time and place of construction, v. Substantially damaged/substantially improved properties in the 100- or 500-year flood plain must be elevated, vi. Property taxes are current, on an approved payment plan or have an exemption under current laws, vii. Must be current on mortgage or be on a payment plan, viii. No liens on property at the time the award is distributed. b. Applicant - i. must own the property, ii. must be the owner's primary residence at the time of the storm and at the time the award is distributed, iii. All household members 18 and older must be current on child support payments or on an approved payment plan, iv. Applicant(s) cannot have abstract judgments at the time the award is distributed, v. Applicants(s) must agree to a limited subrogation of any future awards related to 2021 Winter Storm Uri to ensure duplication of benefits compliance

Timeframe: The City is prepared to complete the program within the established period of performance allowable under this grant.

### **Infrastructure Activities: Repair to City-owned Buildings and Park Lands**

The City will repair city-owned buildings and park lands from damages caused by the winter storm. The City may administer this program directly or offer this program through subrecipients or other program partners. The total budget includes activity delivery expenses.

**Total Budget: \$2,515,400.00**

National Objective: LMI Benefit

Selection Criteria/Award Methodology: The City will identify eligible improvements and make repairs directly or through use of approved contractors. Awards will be made subject to local procurement policy in compliance with federal law including but not limited to 2 CFR 200: Uniform Grant Guidance

SF-424, Page 1

OMB Number: 4040-0004  
 Expiration Date: 12/31/2022

Application for Federal Assistance SF-424		
* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify): <input type="text"/>
* 3. Date Received: <input type="text"/>	4. Applicant Identifier: <input type="text"/>	
5a. Federal Entity Identifier: <input type="text"/>	5b. Federal Award Identifier: B-21-MF-48-0004	
State Use Only:		
6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>	
<b>8. APPLICANT INFORMATION:</b>		
* a. Legal Name: <input type="text" value="City of Fort Worth"/>		
* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="75-6000528"/>	* c. UEI: <input type="text" value="073170458000"/>	
d. Address:		
* Street1: <input type="text" value="200 Texas Street"/>	Street2: <input type="text"/>	
* City: <input type="text" value="Fort Worth"/>	County/Parish: <input type="text" value="Tarrant"/>	
* State: <input type="text" value="TX: Texas"/>	Province: <input type="text"/>	
* Country: <input type="text" value="USA: UNITED STATES"/>	* Zip / Postal Code: <input type="text" value="76102-6311"/>	
e. Organizational Unit:		
Department Name: <input type="text" value="Neighborhood Services"/>	Division Name: <input type="text" value="Planning"/>	
f. Name and contact information of person to be contacted on matters involving this application:		
Prefix: <input type="text" value="MR."/>	* First Name: <input type="text" value="Victor"/>	
Middle Name: <input type="text" value="T."/>	* Last Name: <input type="text" value="Turner"/>	
Suffix: <input type="text"/>	Title: <input type="text" value="Director"/>	
Organizational Affiliation: <input type="text" value="City of Fort Worth"/>		
* Telephone Number: <input type="text" value="817-392-7540"/>	Fax Number: <input type="text" value="817-392-7428"/>	
* Email: <input type="text" value="Victor.Turner@fortworthtexas.gov"/>		

Application for Federal Assistance SF-424	
<b>* 9. Type of Applicant 1: Select Applicant Type:</b> <input type="text" value="C: City or Township Government"/> <b>Type of Applicant 2: Select Applicant Type:</b> <input type="text"/> <b>Type of Applicant 3: Select Applicant Type:</b> <input type="text"/> <b>* Other (specify):</b> <input type="text"/>	
<b>* 10. Name of Federal Agency:</b> <input type="text" value="United States Department of Housing and Urban Development"/>	
<b>11. Catalog of Federal Domestic Assistance Number:</b> <input type="text" value="14.218"/> <b>CFDA Title:</b> <input type="text" value="Community Development Block Grant"/>	
<b>* 12. Funding Opportunity Number:</b> <input style="background-color: yellow; border: 2px solid red;" type="text"/> <b>* Title:</b> <input style="background-color: yellow; border: 2px solid red;" type="text"/>	
<b>13. Competition Identification Number:</b> <input type="text"/> <b>Title:</b> <input type="text"/>	
<b>14. Areas Affected by Project (Cities, Counties, States, etc.):</b> <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>* 15. Descriptive Title of Applicant's Project:</b> <input type="text" value="Community Development Block Grant - Disaster Recovery (2021-2022 Program Year)"/>	
Attach supporting documents as specified in agency instructions. <input type="button" value="Add Attachments"/> <input type="button" value="Delete Attachments"/> <input type="button" value="View Attachments"/>	

SF-424, Page 3

Application for Federal Assistance SF-424	
<b>16. Congressional Districts Of:</b>	
* a. Applicant	12th * b. Program/Project 12th
Attach an additional list of Program/Project Congressional Districts if needed.	
<input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>17. Proposed Project:</b>	
* a. Start Date:	12/01/2022 * b. End Date: 11/30/2028
<b>18. Estimated Funding (\$):</b>	
* a. Federal	27,622,000.00
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	100,000.00
* g. TOTAL	27,722,000.00
<b>* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?</b>	
<input type="checkbox"/> a. This application was made available to the State under the Executive Order 12372 Process for review on <input type="text"/> . <input type="checkbox"/> b. Program is subject to E.O. 12372 but has not been selected by the State for review. <input checked="" type="checkbox"/> c. Program is not covered by E.O. 12372.	
<b>* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)</b>	
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If "Yes", provide explanation and attach <input type="text"/> <input type="button" value="Add Attachment"/> <input type="button" value="Delete Attachment"/> <input type="button" value="View Attachment"/>	
<b>21. *By signing this application, I certify (1) to the statements contained in the list of certifications** and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 18, Section 1001)</b> <input checked="" type="checkbox"/> ** I AGREE ** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.	
<b>Authorized Representative:</b>	
Prefix:	Mr. * First Name: Fernando
Middle Name:	
* Last Name:	Costa
Suffix:	
* Title:	Assistant City Manager
* Telephone Number:	817-392-6122 Fax Number: 817-392-6134
* Email:	Fernando.Costa@fortworthtexas.gov
* Signature of Authorized Representative:	 * Date Signed: Jan 31, 2023

**Assurances – Construction Programs, Page 1**

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 02/28/2025

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

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

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

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

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

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**Assurances – Construction Programs, Page 2**

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

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL	TITLE
	<b>Assistant City Manager</b>
APPLICANT ORGANIZATION	DATE SUBMITTED
<b>City of Fort Worth</b>	<b>Jan 31, 2023</b>

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Assurances – Non-Construction Programs, Page 1

OMB Number: 4040-0007
Expiration Date: 02/28/2025

ASSURANCES - NON-CONSTRUCTION PROGRAMS

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0040), Washington, DC 20503.

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

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

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

- 1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability...
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
6. Will comply with all Federal statutes relating to nondiscrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681-1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended, relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee- 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and, (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.
7. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal or federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

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**Assurances – Non-Construction Programs, Page 2**

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
11. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) Implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE <b>Assistant City Manager</b>
APPLICANT ORGANIZATION <b>City of Fort Worth</b>	DATE SUBMITTED Jan 31, 2023

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## Certifications, Page 1

### Certifications

- a. The grantee certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan (RARAP) in connection with any activity assisted with CDBG–DR grant funds that fulfills the requirements of Section 104(d), 24 CFR part 42, and 24 CFR part 570, as amended by waivers and alternative requirements.
- b. The grantee certifies its compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by part 87.
- c. The grantee certifies that the action plan for disaster recovery is authorized under state and local law (as applicable) and that the grantee, and any entity or entities designated by the grantee, and any contractor, subrecipient, or designated public agency carrying out an activity with CDBG–DR funds, possess(es) the legal authority to carry out the program for which it is seeking funding, in accordance with applicable HUD regulations as modified by waivers and alternative requirements.
- d. The grantee certifies that activities to be undertaken with CDBG–DR funds are consistent with its action plan.
- e. The grantee certifies that it will comply with the acquisition and relocation requirements of the URA, as amended, and implementing regulations at 49 CFR part 24, as such requirements may be modified by waivers or alternative requirements.
- f. The grantee certifies that it will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701u) and implementing regulations at 24 CFR part 75.
- g. The grantee certifies that it is following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.115 or 91.105 (except as provided for in waivers and alternative requirements). Also, each local government receiving assistance from a state grantee must follow a detailed citizen participation plan that satisfies the requirements of 24 CFR 570.486 (except as provided for in waivers and alternative requirements).
- h. State grantee certifies that it has consulted with all disaster-affected local governments (including any CDBG entitlement grantees), Indian tribes, and any local public housing authorities in determining the use of funds, including the method of distribution of funding, or activities carried out directly by the state.
- i. The grantee certifies that it is complying with each of the following criteria:
  1. Funds will be used solely for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure and housing, economic revitalization, and mitigation in the most impacted and distressed areas for which the President declared a major disaster pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. 5121 et seq.).
  2. With respect to activities expected to be assisted with CDBG–DR funds, the action plan has been developed so as to give the maximum feasible priority to activities that will benefit low- and moderate-income families.
  3. The aggregate use of CDBG–DR funds shall principally benefit low- and moderate income families in a manner that ensures that at least 70 percent (or another percentage permitted by HUD in a waiver) of the grant amount is expended for activities that benefit such persons.
  4. The grantee will not attempt to recover any capital costs of public improvements assisted with CDBG–DR grant funds, by assessing any amount against properties

**Certifications, Page 2**

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. Disaster recovery grant funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or
  - b. for purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient CDBG funds (in any form) to comply with the requirements of clause (a).
- j. State and local government grantees certify that the grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), the Fair Housing Act (42 U.S.C. 3601–3619), and implementing regulations, and that it will affirmatively further fair housing. An Indian tribe grantee certifies that the grant will be conducted and administered in conformity with the Indian Civil Rights Act.
  - k. The grantee certifies that it has adopted and is enforcing the following policies, and, in addition, state grantees must certify that they will require local governments that receive their grant funds to certify that they have adopted and are enforcing: (1) 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 (2) A policy of enforcing applicable state and local laws against physically barring entrance to or exit from a facility or location that is the subject of such nonviolent civil rights demonstrations within its jurisdiction.
  - l. The grantee certifies that it (and any subrecipient or administering entity) currently has or will develop and maintain the capacity to carry out disaster recovery activities in a timely manner and that the grantee has reviewed the requirements applicable to the use of grant funds.
  - m. The grantee certifies to the accuracy of its Financial Management and Grant Compliance Certification Requirements, or other recent certification submission, if approved by HUD, and related supporting documentation as provided in section III.A.1. of the Consolidated Notice and the grantee’s implementation plan and related submissions to HUD as provided in section III.A.2. of the Consolidated Notice.
  - n. The grantee certifies that it will not use CDBG–DR funds for any activity in an area identified as flood prone for land use or hazard mitigation planning purposes by the state, local, or tribal government or delineated as a Special Flood Hazard Area (or 100-year floodplain) in FEMA’s most current flood advisory maps, unless it also ensures that the action is designed or modified to minimize harm to or within the floodplain, in accordance with Executive Order 11988 and 24 CFR part 55. The relevant data source for this provision is the state, local, and tribal government land use regulations and hazard mitigation plans and the latest-issued FEMA data or guidance, which includes advisory data (such as Advisory Base Flood Elevations) or preliminary and final Flood Insurance Rate Maps.
  - o. The grantee certifies that its activities concerning lead-based paint will comply with the requirements of 24 CFR part 35, subparts A, B, J, K, and R.
  - p. The grantee certifies that it will comply with environmental requirements at 24 CFR part 58.

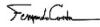
**Certifications, Page 3**

- q. The grantee certifies that it will comply with the provisions of title I of the HCDA and with other applicable laws.

Warning: Any person who knowingly makes a false claim or statement to HUD may be subject to civil or criminal penalties under 18 U.S.C. 287, 1001, and 31 U.S.C. 3729.

**AUTHORIZED REPRESENTATIVE:**

**Fernando Costa, Assistant City Manager**



\_\_\_\_\_  
**Signature of Authorized Representative**

**Jan 31, 2023**

\_\_\_\_\_  
**Date Signed**