

# **DRAFT 2024 Action Plan of the 2020-2024 Five-Year Consolidated Plan**

## **PREPARED FOR THE**

Erie County / Town of West Seneca Community Development  
Block Grant Consortium, and the

Erie County / Town of Hamburg / Town of West Seneca Home  
Consortium, and the

Town of Hamburg – Community Development  
Entitlement Program

### **Submitted by:**

The Erie County Department of Environment and Planning

**HON. MARK C. POLONCARZ**  
COUNTY EXECUTIVE

**DANIEL R. CASTLE**  
COMMISSIONER

**January 12, 2024**

# FY 2024 Annual Action Plan

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Action Plan

ERIE COUNTY

## **Executive Summary**

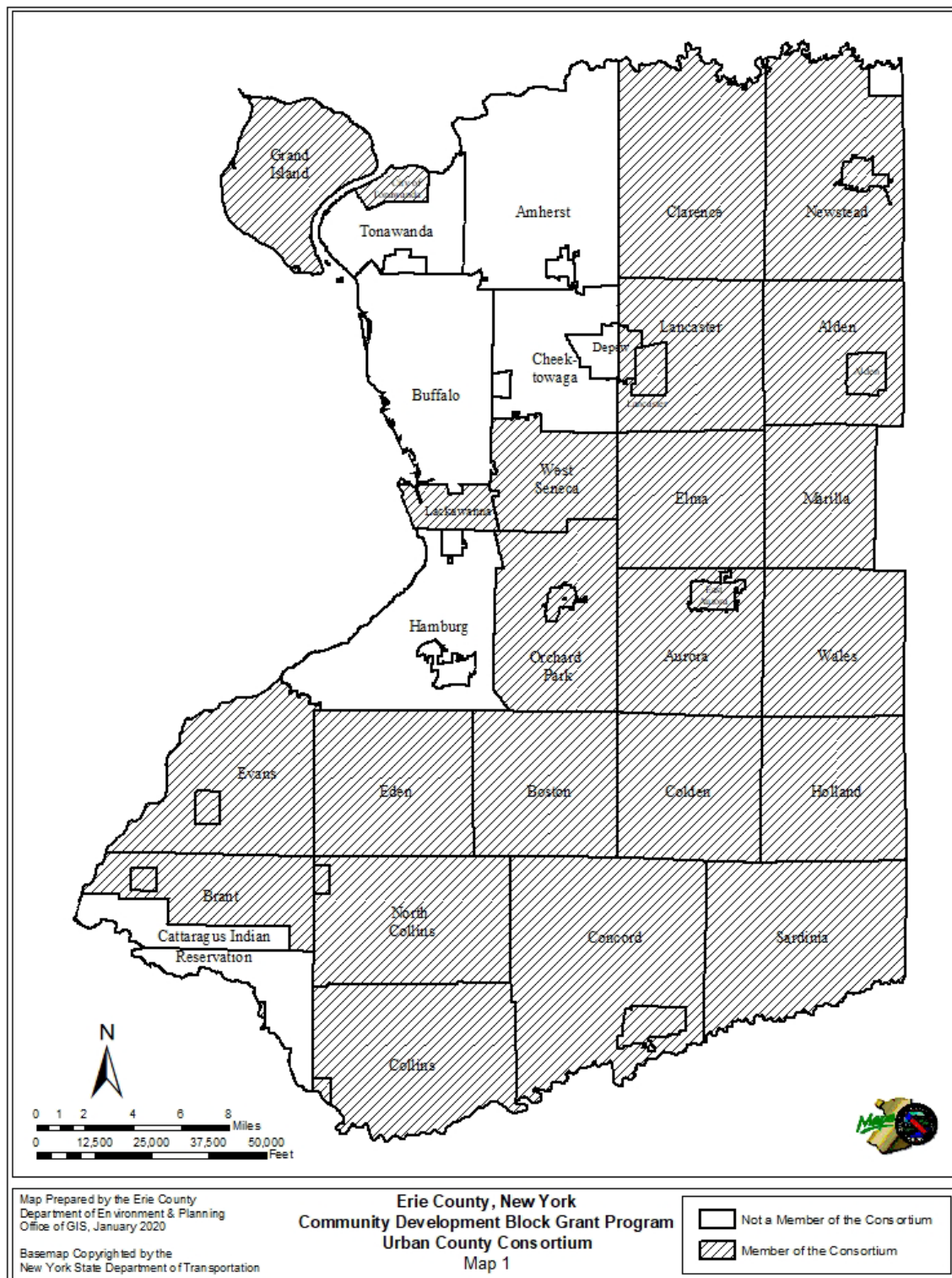
### **AP-05 Executive Summary - 91.200(c), 91.220(b)**

#### **1. Introduction**

The Erie County Community Development Block Grant (CDBG) Consortium is made up of 34 municipalities. The Erie County Department of Environment and Planning (DEP) administers the CDBG and Emergency Solutions Grant (ESG) Program grants on behalf of the CDBG Consortium communities. The DEP also administers the Erie County HOME Consortium, which is comprised of the 34 CDBG Consortium municipalities and the Town of Hamburg and its two villages—the Villages of Hamburg and Blasdel.

The Erie County CDBG Consortium and Erie County HOME Consortium are required to prepare this Five-Year Consolidated Plan (CP) for the CDBG, HOME and ESG federal grant programs in order to guide federal funding allocations for housing, community development and economic development activities within their communities. This CP covers the period from FY 2020 through FY 2024 (April 1, 2020 to March 31, 2024). This Action Plan for the 2024 program is Year 5 of the 5 Year Consolidated Plan.

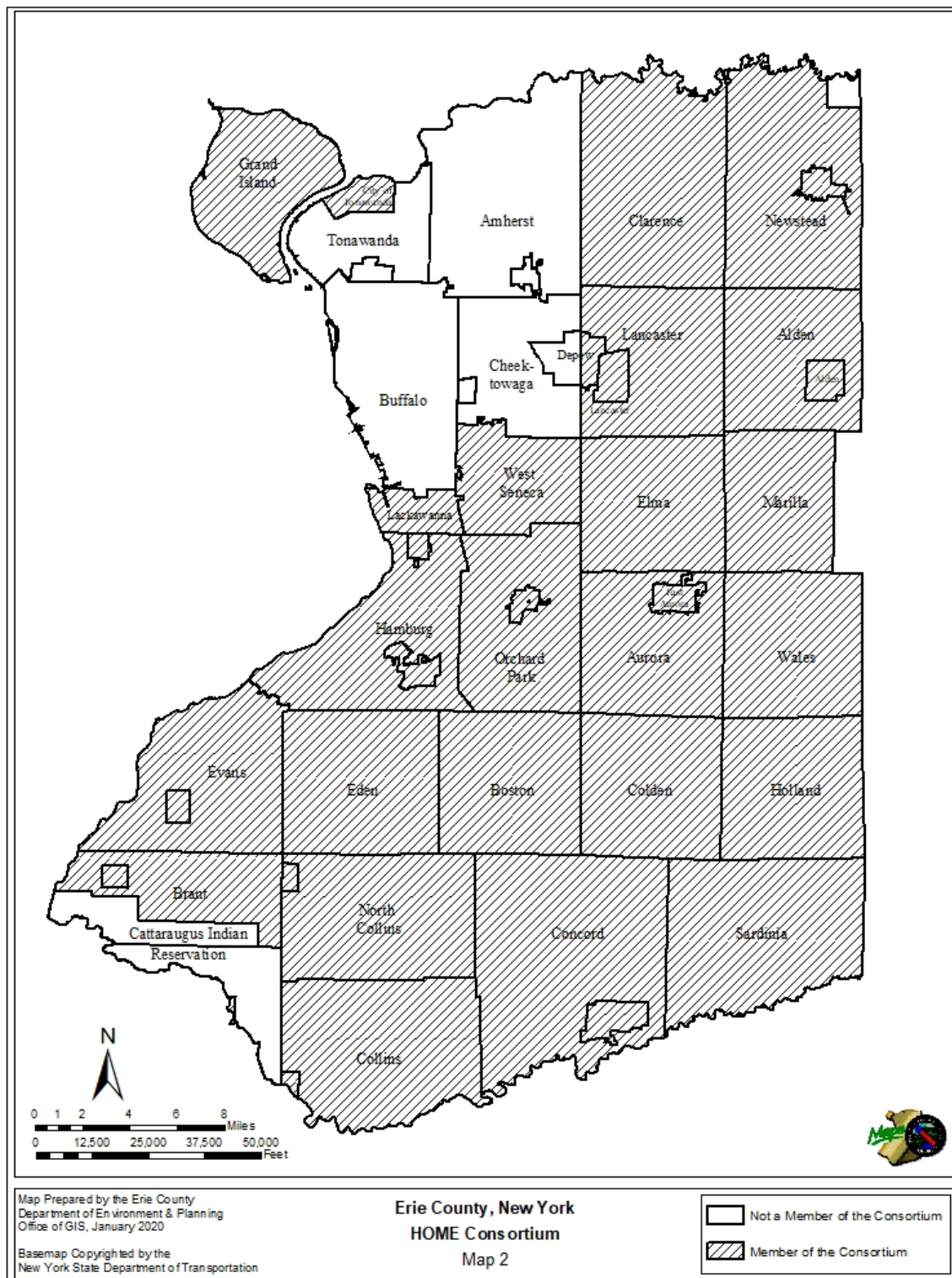
Attached are Maps 1 and 2 of the consortium CDBG and HOME service areas. Also attached are Maps 3-6 that address geographic priorities.



**Map 1- CDBG Service Area**

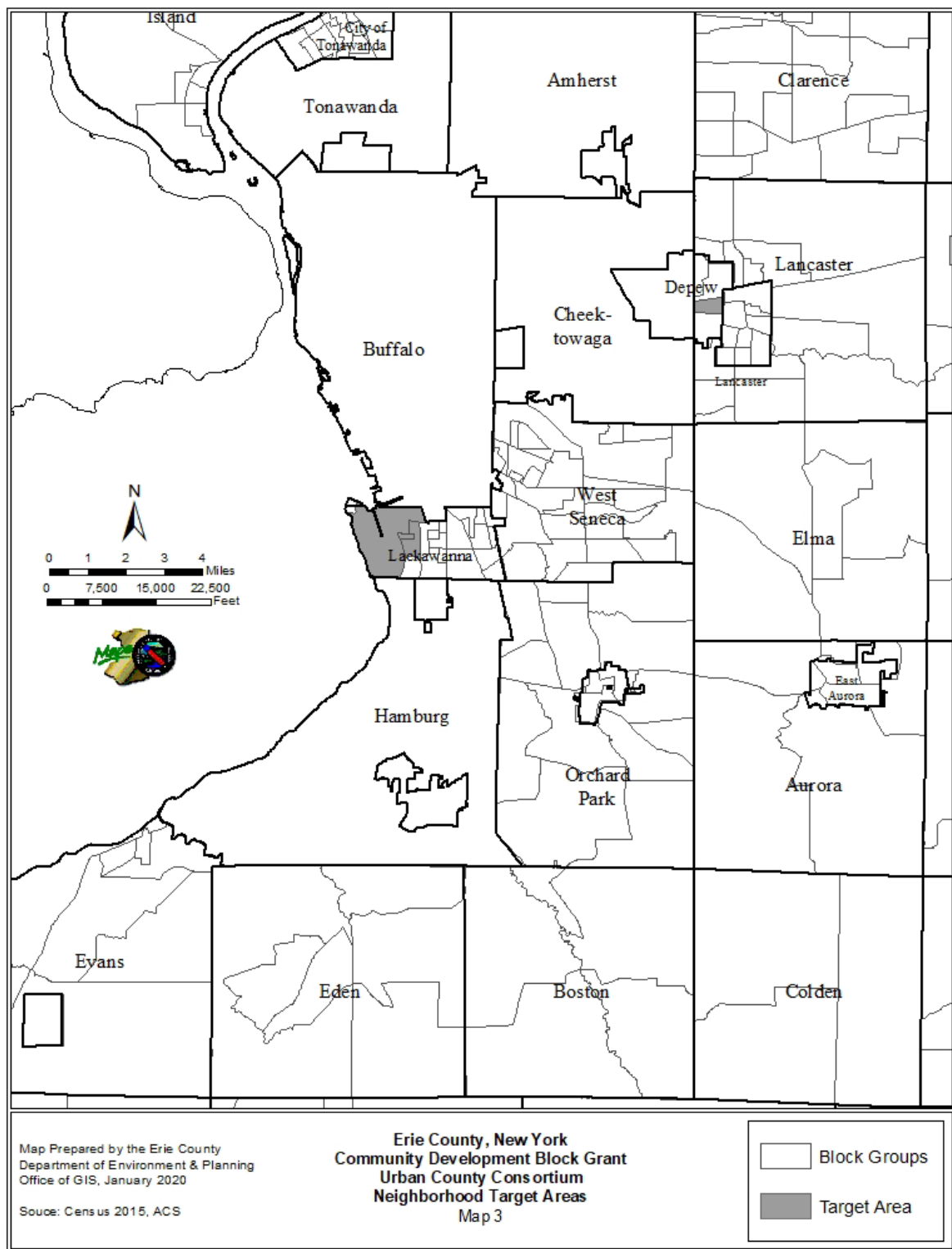
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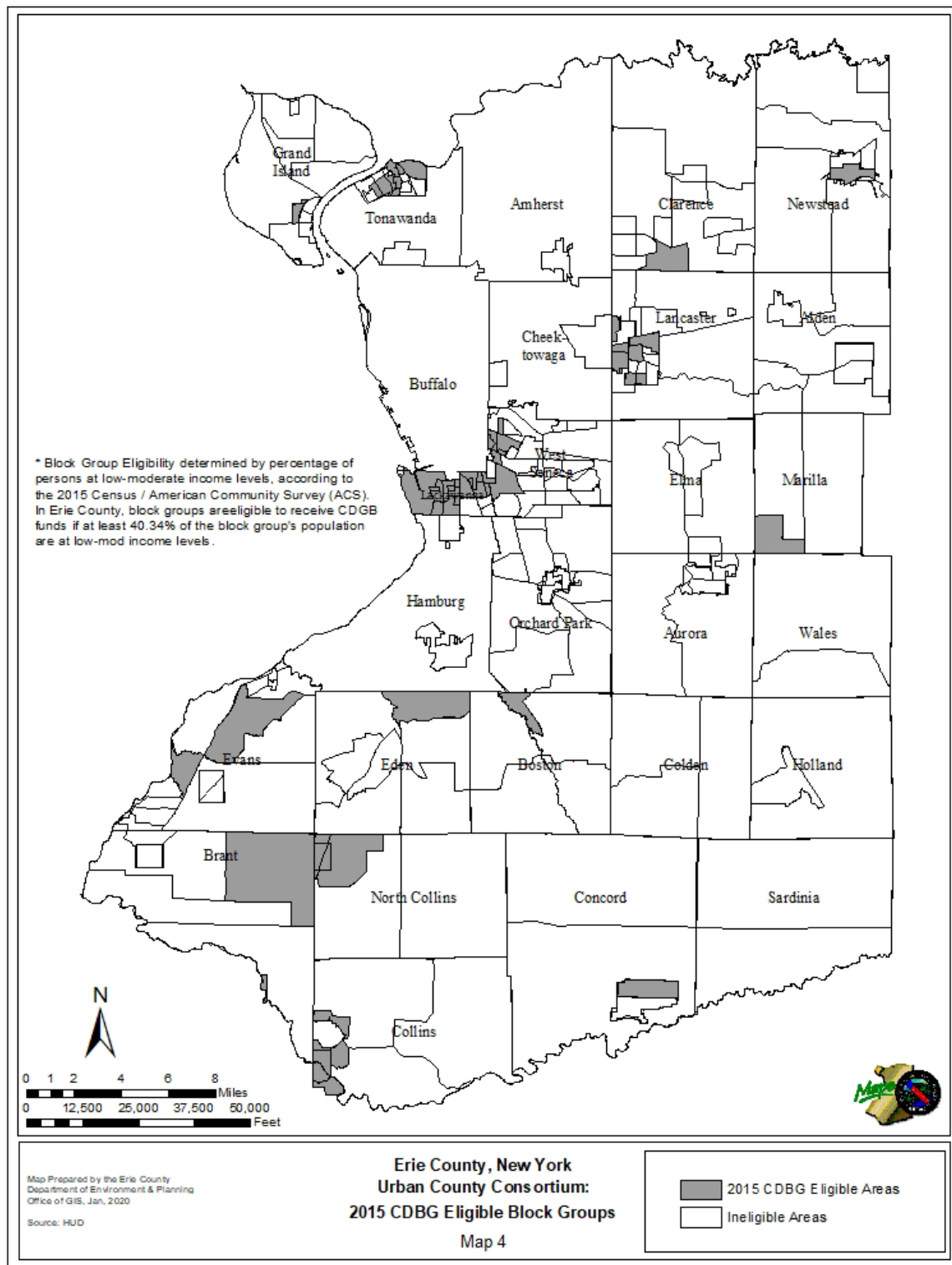
Map 2- HOME Service Area

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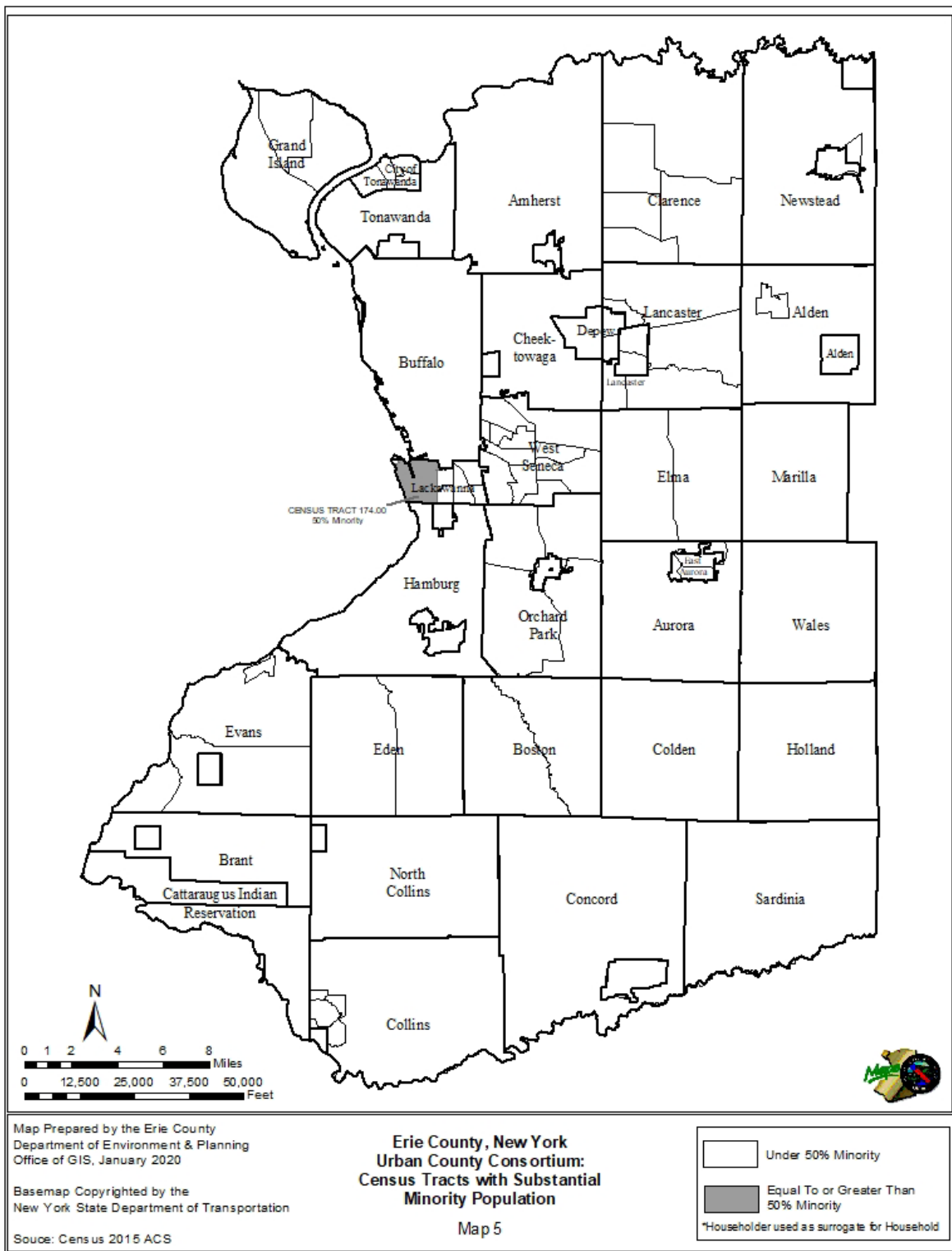
**Map 3- Target Areas**

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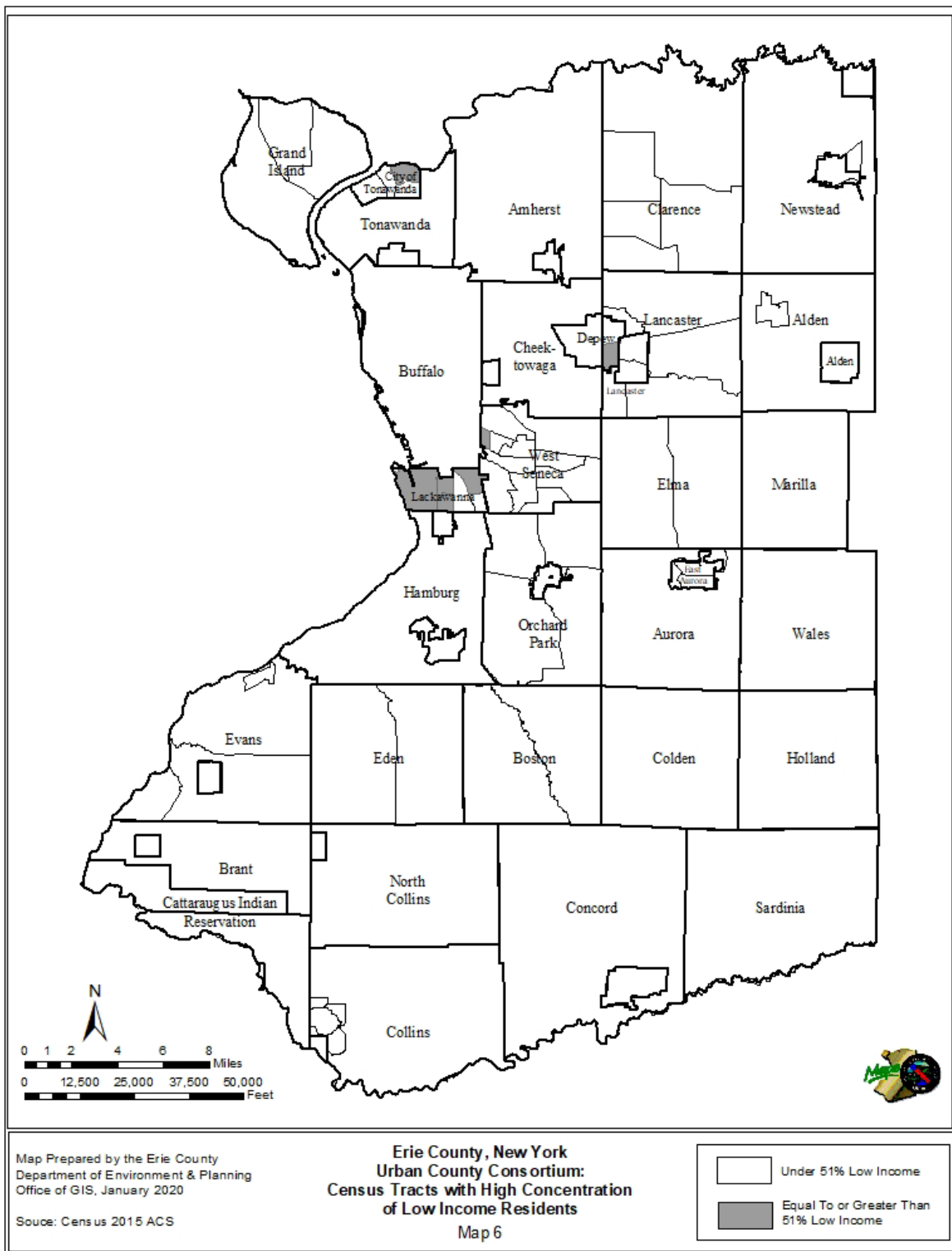
**Map 4- Income Eligible Block Groups**

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**Map 5- Census Tracts With High Minority Concentration**

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**Map 6- Census Tracts With High Percentage of Low Income People**

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## **2. Summarize the objectives and outcomes identified in the Plan**

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The 2024 budget is attached. A positive trend is the significant amount of other funds \$1,720,725 and program income (approximately \$615,621) being combined with the Consortium's annual entitlement grant allocations. This further stretches federal dollars and allows the overall program to better address the high-priority areas. Below are highlights for the 2024 Program Year: Community Development Highlights Ten (10) community projects will be funded this year. This represents approximately 42% of the entitlement grant allocation. T. Colden- Senior Center Improvements: \$94,090; V. Depew- Terrace Blvd. Sidewalk Replacement \$150,000; V. Akron- Mill Street Reconstruction: \$119,980; T. Concord- Senior Center Improvements: \$132,301; T. West Seneca- Senior Center Improvements: \$150,000; T. Clarence- Senior Center Improvements: \$150,000; T. Alden- Senior Center Improvements: \$122,246; C. Lackawanna- Kirby Avenue Road Improvements-\$150,000; Various Communities- Rural Transit Service: \$270,000; C. Tonawanda- Sidewalk Replacement, various streets: \$150,000.

A substantial commitment of CDBG funds will again be allocated to the Rural Transit Services Project. The service is offered in twenty-five municipalities and provides van transportation to doctor offices, shopping centers, senior centers and other destinations for low-income and seniors.

### **Housing and Emergency Solutions Programs Highlights**

Over 55 households are on the wait list for the Housing Rehabilitation Program and 38 are on the Mobile Home wait list. Priority is given to those residing in target areas and older housing stock, as well as those having lower incomes.

The Emergency Solutions Grant Program will provide homeless and at risk of being homeless individuals and families assistance to find/maintain permanent housing. Other services include case management, housing search and legal services. Economic Development Highlights-Infrastructure improvements and reconstructions include Village of North Collins-Smart Growth Initiative-Main Street and adjacent streets Sidewalk/Streetscape Improvements- \$258,000.

## **3. Evaluation of past performance**

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

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The following provides a brief summary highlighting key achievements in the four major funding categories.

1. Administration: Erie County successfully adhered to several key indicators established by HUD to gauge an entitlement's performance. One of those indicators was the timeliness standard where Erie County met its goal. As of January 31, 2023, Erie County had achieved the timeliness standard by having 1.49 times the dollar amount of the 2022 CDBG grant award in the unexpended category.

Other key administrative achievements were the expenditure of 100% of all non-planning/admin monies on activities targeted to benefitting low/moderate income people, as well as staying under the required administrative cap of 20% by expending 16.81% on planning and administration and achieving staying under the required public services cap of 15% by expending 8.98% on public service expenses.

2. Community Projects: 10 projects were completed in 2022 benefitting low/moderate income people. The Rural Transit Service Program continued its successful efforts by helping 1,218 seniors and low-income people gain better access to shopping and medical appointments.

3. Economic Development: One Smart Growth projects was completed in 2022 in the Village of Springville and three more will be completed in 2024. The projects will assist low income populations in the Town of Evans, City of Lackawanna and Village of North Collins. In 2022 the Commercial Center Improvement Program (CCIP) continued with no businesses completed with exterior rehabilitation with CDBG funding assistance due to Erie County's general fund budget of a full grant for storefront improvements through their Storefront Revitalization Program. The CCIP program will begin again with CDBG 50% matching funds in the 2024 PY.

4. Housing: Taken together, the Erie County housing programs assisted 100 low/mod income households in 2022. Goals were achieved in the mobile home repair and owner occupied rehab programs. The prioritized wait list for the popular Housing Rehabilitation Program begun in 2005 is now resulting in more homes being completed in the two older areas of the Consortium. In 2022, 27% of all County rehab cases were in the City of Lackawanna, and Village of Depew target areas.

## Citizen Participation Hearing Dates

CITIZEN PARTICIPATION PROCESS				
2024-2025 ERIE COUNTY CDBG URBAN CONSORTIUM				
<u>SPONSOR</u>	<u>DATE</u>	<u>TIME</u>	<u>LOCATION</u>	<u>COMMENTS</u>
ERIE COUNTY-				
CONSORTIUM-WIDE	9/12/2023	7:00 P.M.	CITY OF TONAWANDA	
CITIZEN FORUMS:	9/13/2023	6:30 P.M.	CITY OF LACKAWANNA	
	9/14/2023	7:00 P.M.	TOWN OF EVANS	
MUNICIPAL HEARINGS:				
LACKAWANNA, C.	10/23/2023	9:30 A.M.	CITY HALL COUNCIL CHAMBERS	
TONAWANDA, C.	10/17/2023	5:00 P.M.	COUNCIL CHAMBERS	
ALDEN, T.	10/16/2023	7:05 P.M.	TOWN HALL	
ALDEN, V.	10/10/2023	7:35 P.M.	VILLAGE HALL	
AURORA, T.	10/10/2023	7:00 P.M.	AURORA MUNICIPAL CENTER MEETING ROOM	
EAST AURORA, V.	10/2/2023	7:00 P.M.	VILLAGE HALL	
BOSTON, T.	10/10/2023	7:30 P.M.	TOWN HALL	
BRANT, T.	11/14/2023	7:15 P.M.	TOWN HALL	
FARNHAM, V.	10/17/2023	7:30 P.M.	VILLAGE HALL	
CLARENCE, T.	10/11/2023	9:50 A.M.	TOWN HALL	
COLDEN, T.	10/12/2023	7:00 P.M.	TOWN HALL	
COLLINS, T.	10/10/2023	7:30 P.M.	TOWN HALL	
GOWANDA, V.	10/10/2023	6:00 P.M.	VILLAGE HALL	
CONCORD, T.	10/5/2023	6:15 P.M.	TOWN HALL	
SPRINGVILLE, V.	10/2/2023	7:00 P.M.	VILLAGE MUNICIPAL BUILDING	
EDEN, T.	9/13/2023	7:30 P.M.	TOWN HALL	
ELMA, T.	9/20/2023	6:00 P.M.	TOWN HALL	
EVANS, T.	10/4/2023	7:10 P.M.	TOWN HALL	
ANGOLA, V.	10/16/2023	6:00 P.M.	VILLAGE HALL	
GRAND ISLAND, T.	10/16/2023	8:00 P.M.	TOWN HALL	
HOLLAND, T.	10/11/2023	7:00 P.M.	TOWN HALL	
LANCASTER, T.	10/16/2023	7:05 P.M.	TOWN HALL	
LANCASTER, V.	10/10/2023	7:15 P.M.	VILLAGE HALL	
DEPEW, V.	10/10/2023	7:00 P.M.	VILLAGE HALL	
MARILLA, T.	10/12/2023	7:00 P.M.	TOWN HALL	
NEWSTEAD, T.	9/25/2023	7:15 P.M.	TOWN HALL	
AKRON, V.	10/2/2023	7:00 P.M.	VILLAGE HALL	
NORTH COLLINS, T.	10/11/2023	7:30 P.M.	TOWN HALL	
NORTH COLLINS, V.	10/16/2023	6:30 P.M.	VILLAGE MUNICIPAL OFFICE	
ORCHARD PARK, T.	11/15/2023	7:00 P.M.	MUNICIPAL CTR. - BOARD ROOM	
ORCHARD PARK, V.	9/11/2023	7:00 P.M.	MUNICIPAL CTR.	
SARDINIA, T.	10/12/2023		TOWN HALL	
WALES, T.	9/26/2023	7:00 P.M.	COMMUNITY CENTER	
WEST SENECA, T.	10/12/2023	6:00 P.M.	TOWN HALL-COURT	
HAMBURG, T.	8/14/2023	4:00 P.M. 6:00 P.M.	TOWN HALL- LOBBY	
HAMBURG, T.	9/11/2023	4:00 P.M. 6:00 P.M.	TOWN HALL- LOBBY	
HAMBURG, T.	9/18/2023	4:00 P.M.	TOWN HALL- LOBBY	
HAMBURG, T.	9/20/2023	4:30 P.M.	BLASDELL VILLAGE HALL - LOBBY	
HAMBURG, T.	9/25/2023	4:00 P.M. 6:00 P.M.	TOWN HALL - LOBBY	
HAMBURG, T.	10/2/2023	4:00 P.M. 6:00 P.M.	TOWN HALL - LOBBY	
COORDINATING COMMITTEE	2/8/2024	10:00 A.M.	1004 RATH BLDG., BUFFALO	
CONSOLIDATED	1/23/2024	6:30 P.M.	LACKAWANNA PUBLIC LIBRARY	
PLAN ("DRAFT")	1/24/2024	6:30 P.M.	HAMBURG TOWN HALL	
PUBLIC HEARINGS	1/25/2024	7:00 P.M.	CITY OF TONAWANDA	

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#### **4. Summary of Citizen Participation Process and consultation process**

Summary from citizen participation section of plan.

The Consortia's Citizen Participation Plan (CPP) sets forth the procedures and policies the Consortia will use to encourage citizen participation in the development, operation and reporting of their annual CDBG, ESG and HOME grants and the Consolidated Plan. Citizens are encouraged to participate in the development of the Consolidated and Annual Plans, any substantial amendments to the Plans, and the CAPER. This participation by low- and moderate-income persons, particularly those living in designated target areas and in areas where CDBG funds are proposed to be used, and by residents of predominantly low and moderate income neighborhoods, is particularly encouraged as is the participation of all residents, including seniors, minorities and persons with disabilities.

By implementing the CPP, the Consortia will become more aware and sensitive to low- and moderate-income citizens' needs. It will also afford the Consortia an opportunity to better inform the public of the purpose of the CDBG, ESG and HOME grants and the grant allocation process, and ensure that selected projects are meeting the needs of these constituents.

**Participation** Prior to the solicitation and selection of the 2024 CD projects, a series of meetings were held. County staff met with representatives of municipalities, community-based organizations and housing-related agencies to encourage citizen participation in a series of county-wide public forums. The meetings were also used to inform the public about the CDBG, HOME, and ESG programs, the type of projects eligible for funding, and the project selection process. Articles appeared in local and community newspapers informing the public about the county-wide forums and encouraging their participation.

These forums for residents of the 37 municipalities were held on September 12, 13 and 14, 2023, for the purpose of receiving input from them on needs in human services, housing, community/neighborhood improvements and economic development.

Each municipality in the Consortium also held virtual community development public hearings. Please refer to Section AP-85- Other Actions- to review criteria for changes to the draft budget based on final funding allocations from HUD.

Attached is a table showing all of the dates and times of each municipal public hearing.

#### **5. Summary of public comments**

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

The following identifies comments and responses made during the citizen participation process.

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### **1. Housing Needs:**

- a) Questions regarding the County's owner-occupied rehab programs were asked: income limits, waiting list and can someone just have windows replaced and nothing else.
- b) Need for increased funding for housing rehabilitation programs.
- c) Questions regarding the options for rehab funding for absentee owners. Rental rehab program was reviewed.
- d) Need for more owner-occupied rehab programs especially those that will fund asbestos removal in residential homes.

### **2. Human Service Needs:**

- a) Comments on the value of Rural Transit Services offering free rides to seniors and low-income residents for shopping and medical visits. Question was whether the program could be expanded to the evenings.

### **3. Neighborhood / Community Development Needs:**

- a) Finishing the park walkway project and extending it that it's complete goes all the way around and that it's totally handicap accessible to people in wheelchairs walkers and that there's enough space so people can safely pass each other on the walkway. It would keep our seniors off the road. A lot of them do walk on the side of the road. And I think the park would be a much safer place for them.
- b) Need for increased programs for youths after school.
- c) Possibly having a disc golf course, in the Town Park. They are relatively cheap to make and very accessible and also bring a lot of young kids to the community.
- d) Attendees stressed the lack of recreation amenities within the First Ward. Would like to see an actual youth center with programming similar to the YMCA or Boys and Girls Club. Give youth constructive things to do after school. Really need playgrounds here as well.

#### **4. Economic Development Needs:**

- a) Having the center and sides of Heath Road striped. At night it is very difficult driving without the lines on the road.
- b) Need for increased funding for drainage and waterline replacements.
- c) Need for more funding for road paving projects.
- d) Need for increased sidewalk replacement
- e) Need to demolish the Erie County Home.

#### **6. Summary of comments or views not accepted and the reasons for not accepting them**

All comments or views were accepted.

#### **7. Summary**

N/A

## PR-05 Lead & Responsible Agencies - 91.200(b)

### 1. Agency/entity responsible for preparing/administering the Consolidated Plan

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role	Name	Department/Agency
CDBG Administrator	ERIE COUNTY	Environment & Planning
HOME Administrator	ERIE COUNTY	Environment & Planning
ESG Administrator	ERIE COUNTY	Environment & Planning

**Table 1 – Responsible Agencies**

### Narrative

The Erie County HOME Consortium is comprised of thirty-seven municipalities, while the Erie County Community Development Block Grant (CDBG) Consortium has thirty-four members. The Town of Hamburg and the two villages located therein are only members of the HOME entity. The Erie County Department of Environment and Planning (DEP) has been administering the Consortia since the late 1970s via three-year cooperation agreements. A memorandum of understanding co-signed by Erie County and member communities in 1998 is the guiding document that directs funding allocations and other administrative matters.

### Consolidated Plan Public Contact Information

Paul J. D'Orlando  
Principal Contract Monitor  
County of Erie  
Department of Environment & Planning  
County Office Building

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## **AP-10 Consultation - 91.100, 91.200(b), 91.215(l)**

### **1. Introduction**

The Consortia developed an outreach effort to maximize input from a large cross-section of stakeholders. This outreach effort included public meetings, published meeting notices, stakeholder meetings, in-person interviews, and telephone interviews. Furthermore, the DEP implements a range of affordable housing and community development activities, including administration of the CDBG, ESG and HOME programs; preparation of the Consolidated Plan (CP), the Consolidated Annual Performance Evaluation Report (CAPER), and the Annual Plan; technical assistance for and collaboration with non-profit and for-profit housing developers and social service agencies; and rehabilitation and other affordable housing projects. During the preparation of the CP, the Consortia consulted with many entities.

The primary role of private industry in Consortia activities are contractors to the housing rehabilitation cases undertaken annually as well as the community projects carried out with CDBG, ESG and HOME funding. Various commercial banks in the region are active participants in the affordable housing delivery system and serve on Consortia project committees. Financial assistance through the banking community is often used to leverage CDBG and HOME dollars in constructing new senior housing projects.

**Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l)).**

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**Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.**

Homeless Alliance of Western New York (HAWNY) is the NY508-Buffalo/Niagara Falls, Erie, Niagara, Genesee, Orleans and Wyoming CoC lead. Erie County and other CoC members under the leadership of HAWNY utilizes a coordinated entry system and standard assessment—Vulnerability Index-Service Prioritization Decision Assistance Tools (VI-SPDATs). Homelessness is less concentrated in the Erie Consortia municipalities, and there are no emergency shelters located within the Consortia, the county funded Rapid rehousing (RRH) program utilizes the coordinated entry and coordinated with other RRH programs funded within the CoC to prioritize people within the consortia and serving those who are most in need. This entails providing apartments to homeless individuals and families who present only moderate barriers to achieving housing stability. The CoC Youth Taskforce focuses on creating community priorities to end youth homelessness. The annual Point in Time Count surveys the homeless to identify the number in need, demographic information, and the changing landscape. All information gathered is used to maintain a database of services utilized by the chronically homeless. These projects, sponsored by HAWNY, have produced a Ten-Year Action Plan to end homelessness in the broader Erie County community. Among the priorities, the Plan sets for the community are permanent housing for the chronically homeless and permanent housing for clients dealing with mental health and/or substance abuse issues. During the 2023 Point in Time Count there were 92 chronically homeless individuals identified within Erie County, which is a substantial increase. There has been a large increase of chronically homeless individuals because of higher utilization of Code Blue/emergency weather shelters and temporary shelters used during and immediately following the Covid Pandemic. We have continued prioritizing people who are most vulnerable and have the longest homeless history to housing to prevent anyone becoming chronically homeless.

Two HUD-certified housing counseling agencies provide one-on-one counseling with low-moderate income eligible residents with housing issues who are often at risk of homelessness, credit/financial issues, apartment searches, tenant-landlord issues, fair housing issues, etc. Belmont Housing Resources for WNY administers the Section 8 rental assistance program for all of Erie County (except for the City of Buffalo) and provides the greatest amount of housing and credit counseling for individuals and families, while Buffalo Urban League offers legal assistance as well as credit counseling for those households at the risk of mortgage default or foreclosure.

**Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS**

Erie County's Department of Environment & Planning (DEP) follows the CoC written standards, which details program policies and procedures, HMIS requirements, coordinated entry procedures and

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performance standards. The performance standards for activities funded under the County's ESG program were developed by the CoC. Staff for the CoC met with local government staff and homeless service providers to determine the performance standards for all programs including the homeless rapid re-housing programs and the homelessness prevention programs. Homeless Alliance of Western New York, the lead of the CoC and Homeless Management Information System (HMIS), administers the data collection and produce project and system performance quarterly.

HAWNY also produces an Annual Need Report and Ten-year plan to analyze the needs and gaps within each geographic area. DEP utilizes the Annual report and Ten-Year Plan to set up program priority and evaluate funded programs using the performance report.

## **2. Agencies, groups, organizations and others who participated in the process and consultations**

**Table 2 – Agencies, groups, organizations who participated**

1	<b>Agency/Group/Organization</b>	Lackawanna Municipal Housing Authority
	<b>Agency/Group/Organization Type</b>	PHA
	<b>What section of the Plan was addressed by Consultation?</b>	Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The housing authority was consulted by interview regarding the needs of public housing residents.
2	<b>Agency/Group/Organization</b>	Tonawanda Housing Authority
	<b>Agency/Group/Organization Type</b>	PHA
	<b>What section of the Plan was addressed by Consultation?</b>	Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The housing authority was consulted by interview regarding the needs of public housing residents.
3	<b>Agency/Group/Organization</b>	ERIE COUNTY INDUSTRIAL DEVELOPMENT AGENCY
	<b>Agency/Group/Organization Type</b>	Regional organization
	<b>What section of the Plan was addressed by Consultation?</b>	Economic Development
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the economic needs of Erie County.
4	<b>Agency/Group/Organization</b>	Erie Co. Dept. of Social Services
	<b>Agency/Group/Organization Type</b>	Services - Various Social
	<b>What section of the Plan was addressed by Consultation?</b>	Human Services Needs



	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of social services clients in Erie County.
5	<b>Agency/Group/Organization</b>	Erie Co. Dept. of Senior Services
	<b>Agency/Group/Organization Type</b>	Services-Elderly Persons
	<b>What section of the Plan was addressed by Consultation?</b>	Non-Homeless Special Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of senior citizens in Erie County.
6	<b>Agency/Group/Organization</b>	Erie Co. Dept. of Mental Health
	<b>Agency/Group/Organization Type</b>	Services-Health
	<b>What section of the Plan was addressed by Consultation?</b>	Human Services Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of mental health clients in Erie County.
7	<b>Agency/Group/Organization</b>	Homeless Alliance of Western New York
	<b>Agency/Group/Organization Type</b>	Regional organization Planning organization
	<b>What section of the Plan was addressed by Consultation?</b>	Homelessness Strategy
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of the homeless population in Erie County.
8	<b>Agency/Group/Organization</b>	Restoration Society, Inc.
	<b>Agency/Group/Organization Type</b>	Services-homeless

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	<b>What section of the Plan was addressed by Consultation?</b>	Homeless Needs - Chronically homeless Homeless Needs - Families with children Homelessness Needs - Veterans Homelessness Needs - Unaccompanied youth
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of the homeless population in Erie County.
9	<b>Agency/Group/Organization</b>	HOUSING OPPORTUNITIES MADE EQUAL, INC.
	<b>Agency/Group/Organization Type</b>	Service-Fair Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of the rental housing population in Erie County.
10	<b>Agency/Group/Organization</b>	BELMONT SHELTER CORP.
	<b>Agency/Group/Organization Type</b>	Housing Services - Housing Regional organization
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	The agency was consulted by interview to obtain information on the needs of the rental housing population in Erie County.

**Identify any Agency Types not consulted and provide rationale for not consulting**

**Other local/regional/state/federal planning efforts considered when preparing the Plan**

Name of Plan	Lead Organization	How do the goals of your Strategic Plan overlap with the goals of each plan?
Continuum of Care		

**Table 3 – Other local / regional / federal planning efforts**

**Narrative**

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## **AP-12 Participation - 91.401, 91.105, 91.200(c)**

### **1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting**

In accordance with 24 CFR 91.100(4), the Consortia will notify adjacent units of local government of the non-housing community development needs included in the CP. The Erie County CDBG Consortium and the Town of Hamburg are committed to increasing citizen awareness and involvement in the preparation and implementation of the CDBG, HOME and ESG Programs. Through the citizen participation process, the grantee will become more aware and sensitive to low-and moderate-income citizens needs and the needs of people with disabilities and the organizations representing persons with disabilities. It will also afford the Consortia an opportunity to better inform the public of the purpose of the CDBG, ESG and HOME grants and the funding allocation process, and ensure that selected projects are meeting the needs of the Consortia's constituents.

Prior to the solicitation and selection of the 2024 CD projects, a series of meetings were held. County staff met with representatives of municipalities, community-based organizations and housing-related agencies to encourage citizen participation in a series of countywide public forums. The meetings were also used to inform the public about the CDBG, HOME, and ESG programs, the type of projects eligible for funding, and the project selection process. Articles appeared in local and community newspapers informing the public about the county-wide forums and encouraging their participation. These forums for residents of the 37 municipalities were held on September 12, 13 and 14, for the purpose of receiving input from them on needs in human services, housing, community/neighborhood improvements and economic development. Within the 37 municipalities in the HOME Consortium, the low- and very- low-income population is not concentrated in one identifiable area. Due to the pandemic the forums were held virtually.

Most minorities living in the Consortia communities reside in the City of Lackawanna. Normally for in-person forums all sites are accessible for individuals with limited mobility. Special meetings and information for non-English speaking residents were available upon request. Interpretation services were available for meetings if requested in advance.

On February 8, 2024, a Coordinating Committee, with representatives of the Erie County CDBG Consortium Project Selection Committee, Lackawanna Community Development Corp., Lackawanna Public Housing Authority, People, Inc., Community Concern, Erie County Departments of Social Services, Senior Services, and Environment and Planning, and the Town of Hamburg represented by the Supervisor, will be held virtually to review the data gathered by the staff, issues and needs identified by residents, governmental agencies, and service providers along with the priorities, strategy and objectives established in the Year 5 Action Plan to address those needs.

The 34 municipalities that make up the Erie County Consortium are required annually to advertise and hold public hearings in their respective communities.

### Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Meeting	Non-targeted/broad community	Citizen Forums were held on Tuesday, September 12, 2023 in the City of Tonawanda; Wednesday, September 13, 2023 in the City of Lackawanna and Thursday, September 14, 2023 in the Town of Evans.			

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
2	Public Meeting	Non-targeted/broad community	Each of the 34 municipalities that make up the Erie County Consortium held public hearings in their respective communities to obtain input from residents on community development needs.			
3	Newspaper Ad	Non-targeted/broad community	Notice of availability of the FY 2024 Action Plan for public review and comments was published in the Buffalo News on January 5, 2024, and the Buffalo Criterion on January 12, 2024.			

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Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Internet Outreach	Non-targeted/broad community	The FY 2024 Action Plan was posted on Erie County's website on January 5, 2024.			
5	Public Comment Period	Non-targeted/broad community	The PY 2024 Action Plan will be on public display from January 12, 2024, through February 12, 2024, on Erie County's website and at libraries throughout Erie County			

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Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
6	Public Meeting	Non-targeted/broad community	Erie County will hold Public Hearings on Tuesday, January 23, 2024, at the City of Lackawanna; Wednesday, January 24, 2024 at the Town of Hamburg; Thursday, January 25, 2024, and a Conference Call on Wednesday, January 24, 2024, to present the 2023 Action Plan and received comments from the public.			

**Table 4 – Citizen Participation Outreach**



## Expected Resources

### AP-15 Expected Resources - 91.420(b), 91.220(c)(1,2)

#### Introduction

#### Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	3,085,828	804,134	0	3,889,962	0	
HOME	public - federal	Acquisition Homebuyer assistance Homeowner rehab Multifamily rental new construction Multifamily rental rehab New construction for ownership TBRA	1,117,772	225,607	0	1,343,379	0	

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Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
ESG	public - federal	Conversion and rehab for transitional housing Financial Assistance Overnight shelter Rapid re-housing (rental assistance) Rental Assistance Services Transitional housing	244,521	0	0	244,521	0	
Other	public - federal	Other	0	0	0	0	0	

**Table 2 - Expected Resources – Priority Table**

**Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied**

In 2024, projects funded through Erie County's CDBG allocation will leverage \$1,720,725 in matching funds.

The County is required to provide a match for federal funds received under the HOME Program. The County will continue to provide Payment in Lieu of Taxes for rental housing that is developed to serve low income households in Erie County. The difference between the full assessed value for property tax and the amount paid under the PILOT Payment Schedule will be used by the County for the HOME match.

Agencies receiving ESG funds under the County ESG Program will provide a portion of the required ESG match. The County will also use the financial assistance and services the County Department of Social Services provides to the homeless as a match.

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**If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan**

Erie County, excluding the City of Buffalo, has over 22,681 vacant housing units. Many are eligible for foreclosure. The Buffalo Erie Niagara Land Improvement Corporation (BENLIC) is a resource to the Consortium in identifying units within the aforementioned parcel list that can undergo foreclosure, rehabilitation, and resale as affordable housing. This is a unique opportunity to partner with the newly formed land bank to leverage federal funds.

**Discussion**

## Annual Goals and Objectives

### AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

#### Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
<b>1</b>	Sidewalk Improvements CD-1.2	2020	2024	Non-Housing Community Development	Village of Depew- Main Street/Terrace Blvd. Target Area	Infrastructure (Community Development)	CDBG: \$310,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 5095 Persons Assisted
<b>2</b>	Road Improvements CD-1.3	2020	2024	Non-Housing Community Development	City of Lackawanna - First Ward Target Area	Infrastructure (Community Development)	CDBG: \$276,980	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 2455 Persons Assisted
<b>3</b>	Senior Center Improvements CD-2.3	2020	2024	Non-Housing Community Development		Public Facilities	CDBG: \$668,673	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 5354 Persons Assisted

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Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
4	Smart Growth Fund CD-2.5	2020	2024	Neighborhood Revitalization		Infrastructure (Community Development)	CDBG: \$262,000	Public Facility or Infrastructure Activities other than Low/Moderate Income Housing Benefit: 412 Persons Assisted
5	Transportation CD-3.1	2020	2024	Non-Housing Community Development		Public Services	CDBG: \$280,000	Public service activities other than Low/Moderate Income Housing Benefit: 1682 Persons Assisted
6	Fair Housing Services CD-3.2	2020	2024	Non-Housing Community Development		Public Services	CDBG: \$69,436	Public service activities other than Low/Moderate Income Housing Benefit: 1150 Persons Assisted
7	Administration CD-5.1	2020	2024	Administration		Planning/Administration	CDBG: \$617,165 HOME: \$111,777 ESG: \$18,339	
8	Micro-Loan Program ED-4.1	2020	2024	Economic Development		Business Development	CDBG: \$188,540	Businesses assisted: 5 Businesses Assisted

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Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
9	Owner Occ. Deferred Loan Program H-1.1	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$466,936 HOME: \$642,676	Homeowner Housing Rehabilitated: 50 Household Housing Unit
10	Owner Occ. Deferred Loan Prgm. Target Areas H-1.2	2020	2024	Affordable Housing	City of Lackawanna - First Ward Target Area Village of Depew- Main Street/Terrace Blvd. Target Area	Housing Rehabilitation	CDBG: \$129,759 HOME: \$163,881	Homeowner Housing Rehabilitated: 13 Household Housing Unit
11	Owner Occ. Deferred Loan Prgm T. West Seneca H-1.3	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$81,244 HOME: \$122,439	Homeowner Housing Rehabilitated: 10 Household Housing Unit
12	Owner Occ. Deferred Loan Prgm T. Hamburg H-1.4	2020	2024	Affordable Housing		Housing Rehabilitation	HOME: \$138,325	Homeowner Housing Rehabilitated: 7 Household Housing Unit
13	Emergency Repair Program H-1.5	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$175,000	Homeowner Housing Rehabilitated: 12 Household Housing Unit
14	Rental Rehabilitation Program H-1.6	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$121,265	Rental units rehabilitated: 10 Household Housing Unit

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Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
15	Mobile Home Repair Program H-1.7	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$86,000	Homeowner Housing Rehabilitated: 12 Household Housing Unit
16	Utility Connection Program H-1.8	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$36,000	Homeowner Housing Rehabilitated: 5 Household Housing Unit
17	Housing Rehabilitation Lead Remediation H-1.10	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$121,000	Homeowner Housing Rehabilitated: 6 Household Housing Unit
18	Affordable Housing CHDO Projects H-2.1	2020	2024	Affordable Housing		Affordable Housing	HOME: \$164,281	Rental units constructed: 2 Household Housing Unit Direct Financial Assistance to Homebuyers: 2 Households Assisted
19	Homeless Needs Rapid Re-Housing Program ESG-1.1	2020	2024	Homeless		Homeless Assistance	ESG: \$130,705	Tenant-based rental assistance / Rapid Rehousing: 28 Households Assisted
20	Homeless Needs Homeless Prevention Program ESG-1.2	2020	2024	Homeless		Homeless Assistance	ESG: \$85,477	Homelessness Prevention: 23 Persons Assisted

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Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
21	Homeless Needs Homeless Prevention Program ESG-1.3	2020	2024	Homeless		Homeless Assistance	ESG: \$10,000	Other: 1 Other

**Table 3 – Goals Summary**

## Goal Descriptions

1	Goal Name	Sidewalk Improvements CD-1.2
	Goal Description	Sidewalk replacement projects in the Village of Depew and City of Tonawanda.
2	Goal Name	Road Improvements CD-1.3
	Goal Description	Road improvement projects in the City of Lackawanna and Village of Akron.
3	Goal Name	Senior Center Improvements CD-2.3
	Goal Description	Improvement projects at senior centers in the Towns of Colden, Concord, Clarence, Alden and West Seneca.
4	Goal Name	Smart Growth Fund CD-2.5
	Goal Description	Smart Growth streetscape improvement project in the village of North Collins.
5	Goal Name	Transportation CD-3.1
	Goal Description	Rural Transit Service for senior citizens and low to moderate income people.
6	Goal Name	Fair Housing Services CD-3.2
	Goal Description	Fair Housing services provided by Belmont Shelter Housing Resources and Housing Opportunities Made Equal.

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7	<b>Goal Name</b>	Administration CD-5.1
	<b>Goal Description</b>	Administrative expenses associated with the management of the CDBG, HOME and ESG grant programs.
8	<b>Goal Name</b>	Micro-Loan Program ED-4.1
	<b>Goal Description</b>	Micro-Loan/Grant program for samll busiennsses with income eligible household incomes.
9	<b>Goal Name</b>	Owner Occ. Deferred Loan Program H-1.1
	<b>Goal Description</b>	Housing rehab program- consortium wide service area.
10	<b>Goal Name</b>	Owner Occ. Deferred Loan Prgm. Target Areas H-1.2
	<b>Goal Description</b>	Housing rehab program for target areas in; City of Lackawanna, Village of Depew and Town of Evans.
11	<b>Goal Name</b>	Owner Occ. Deferred Loan Prgm T. West Seneca H-1.3
	<b>Goal Description</b>	Housing rehab program in the Town of West Seneca.
12	<b>Goal Name</b>	Owner Occ. Deferred Loan Prgm T. Hamburg H-1.4
	<b>Goal Description</b>	Housing rehab program in the Town of Hamburg.
13	<b>Goal Name</b>	Emergency Repair Program H-1.5
	<b>Goal Description</b>	Emergency housing rehab program.
14	<b>Goal Name</b>	Rental Rehabilitation Program H-1.6
	<b>Goal Description</b>	Rental housing rehab program.
15	<b>Goal Name</b>	Mobile Home Repair Program H-1.7
	<b>Goal Description</b>	Mobile home repair program.
16	<b>Goal Name</b>	Utility Connection Program H-1.8
	<b>Goal Description</b>	Utility connection home repair program.

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17	<b>Goal Name</b>	Housing Rehabilitation Lead Remediation H-1.10
	<b>Goal Description</b>	Lead remediation home repair program.
18	<b>Goal Name</b>	Affordable Housing CHDO Projects H-2.1
	<b>Goal Description</b>	Construction of affordable unit in the City of Lackawanna.
19	<b>Goal Name</b>	Homeless Needs Rapid Re-Housing Program ESG-1.1
	<b>Goal Description</b>	ESG- Rapid Re-housing services.
20	<b>Goal Name</b>	Homeless Needs Homeless Prevention Program ESG-1.2
	<b>Goal Description</b>	ESG- Homeless Prevention services.
21	<b>Goal Name</b>	Homeless Needs Homeless Prevention Program ESG-1.3
	<b>Goal Description</b>	ESG- Data Collection services.

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## AP-35 Projects - 91.420, 91.220(d)

### Introduction

The following project information for FY 2024 provides a comprehensive overview on the ranges of CDBG, HOME, and ESG activities.

#	Project Name
1	CDBG24- Program Administration
2	HOME24 - Program Administration
3	HESG24 - Rapid Re-Housing/Prevention/Data Collection/Admin
4	H24 - Fair Housing- Housing Opportunities Made Equal
5	H24 - Housing Support Services - Housing Counseling - Belmont Shelter Corp.
6	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program
7	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program- Targeted Areas
8	H24 - CDBG/HOME West Seneca Housing Rehab Loan Program
9	HOME24 - Hamburg - Homeowner Rehab
10	H24 - Emergency Rehab Program
11	H24 - Rental Rehab Program
12	H24 - Mobile Home Repair Program
13	H24- Utility Connection Program
14	H24- Lead Abatement Program
15	HOME24 - CHDO Projects
16	ED24- ECIDA- Micro-Loan Program Program Income
17	ED24- Smart Growth Initiative - V. North Collins- Sidewalk/Streetscape Improv.
18	CP24 - C. Lackawanna - Kirby Avenue Reconstruction Project - Phase 1
19	CP24 - T. Colden - Senior Center Improvements
20	CP24 - V. Akron - Mill Street Reconstruction - Mechanic Street Mill and Pave Project
21	CP24 - T. Concord - Senior Center Improvements
22	CP24- Rural Transit Service
23	CP24- T. Clarence - Senior Center Improvements - Garage Addition for RTS Van
24	CP24- T. Alden - Senior Center Improvements
25	CP24 - V. Depew - Sidewalk Replacement
26	CP24 - C. Tonawanda - Sidewalk Replacement
27	CP24 - T- West Seneca- Senior Lot Paving and Emergency Generator Install

**Table 4 – Project Information**

### Describe the reasons for allocation priorities and any obstacles to addressing underserved needs

The service area for the Erie County/CDBG Consortium includes a total of 34 municipalities (population

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of approximately 312,000) which includes all of Erie County with the exception of the City of Buffalo and Towns of Amherst, Cheektowaga, Tonawanda and Hamburg for the CDBG program. Hamburg, with a total population of approximately 56,000, is a member of the HOME consortium not the CDBG consortium.

There is one census tract in the consortium that has a high minority population. It is located in the first ward neighborhood of the City of Lackawanna. The City of Lackawanna along with the City of Tonawanda also have the highest low-to moderate income populations within the consortium. There are a total of 55 income eligible block groups in the Consortium. There are eleven communities that do not contain any census eligible areas. Priority for funding projects is given to those low-income concentrated areas.

Neighborhoods included for housing rehabilitation priority in the Action Plan are the City of Lackawanna First Ward, Town of Evans – Lake Erie Beach, Village of Depew – Main Street/Terrace Boulevard area, City of Tonawanda- northeast and the Town of West Seneca- City of Buffalo border. Funding limitations hinder the ability to fund more community development and economic development projects. The housing program has the obstacle of such a large geographic area served, which makes targeting funds and showing major progress in a specific area difficult. This was the reason for increased housing rehabilitation targeting of funds in the noted areas.

**2024 YEAR - CONSOLIDATED BUDGET SORTED**

Project #	PROGRAMMED PROJECTS	HOME	CDBG-Admin	Emergency Solutions	Community Project	Economic Development	Project Support	Housing-CDBG	Future/Program Income	Prior Year Funds	Other Funds	Total
1	CDBG24- Program Administration		\$ 617,165.00									\$ 617,165.00
2	HOME24 - Program Administration	\$ 111,777.00										\$ 111,777.00
3	ESG24 - Program Administration			\$ 18,339.00								\$ 18,339.00
4	H24 - Fair Housing- Housing Opportunities Made Equal							\$ 42,720.00				\$ 42,720.00
5	H24 - Housing Support Services - Housing Counseling - Belmont Shelter Corp.							\$ 26,716.00				\$ 26,716.00
6	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program							\$ 32,100.00	\$ 434,836.00			\$ 466,936.00
6	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program	\$ 467,789.00							\$ 174,887.00			\$ 642,676.00
7	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program- Targeted Areas							\$ 17,370.00	\$ 112,389.00			\$ 129,759.00
7	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program- Targeted Areas	\$ 136,661.00							\$ 27,220.00			\$ 163,881.00
8	H24 - CDBG/HOME West Seneca Housing Rehab Loan Program							\$ 12,875.00	\$ 68,369.00			\$ 81,244.00
8	H24 - CDBG/HOME- West Seneca Homeowner Rehab	\$ 98,939.00							\$ 23,500.00			\$ 122,439.00
9	HOME24 - Hamburg - Homeowner Rehab	\$ 138,325.00										\$ 138,325.00
10	H24 - Emergency Rehab Program							\$ 175,000.00				\$ 175,000.00
11	H24 - Rental Rehab Program							\$ 121,265.00				\$ 121,265.00
12	H24 - Mobile Home Repair Program							\$ 86,000.00				\$ 86,000.00
13	H24- Utility Connection Program							\$ 36,000.00				\$ 36,000.00
14	H24- Lead Abatement Program							\$ 121,000.00				\$ 121,000.00
15	HOME24 - CHDO Projects	\$ 164,281.00										\$ 164,281.00
16	ED24- ECIDA- Micro-Loan Program Program Income								\$ 188,540.00			
17	ED24- Smart Growth Initiative - V. North Collins- Sidewalk/Streetscape Improv.					\$ 258,000.00	\$ 4,000.00				\$ 25,000.00	\$ 287,000.00
18	CP24 - C. Lackawanna - Kirby Ave Reconstruction Project - Phase 1				\$ 150,000.00		\$ 5,000.00				\$ 489,827.00	\$ 644,827.00
19	CP24 - T. Colden - Senior Center Improvements				\$ 94,090.00		\$ 4,000.00				\$ -	\$ 98,090.00
20	CP24 - V. Akron - Mill Street Reconstruction - Mechanic Street Mill and Pave Project				\$ 119,980.00		\$ 2,000.00				\$ 119,981.00	\$ 241,961.00
21	CP24 - T. Concord - Senior Center Improvements				\$ 132,301.00		\$ 2,500.00				\$ -	\$ 134,801.00
22	CP24- Rural Transit Service				\$ 270,000.00		\$ 10,000.00				\$ 643,168.00	\$ 923,168.00
23	CP24- T. Clarence - Senior Center Improvements - Garage Addition for RTS Van				\$ 150,000.00		\$ 5,000.00				\$ 45,987.00	\$ 200,987.00
24	CP24- T. Alden - Senior Center Improvements				\$ 122,246.00		\$ 3,500.00				\$ 6,434.00	\$ 132,180.00
25	CP24 - V. Depew - Sidewalk Replacement				\$ 150,000.00		\$ 5,000.00				\$ 46,453.00	\$ 201,453.00
26	CP24 - C. Tonawanda - Sidewalk Replacement				\$ 150,000.00		\$ 5,000.00				\$ 51,875.00	\$ 206,875.00
27	CP24 - T- West Seneca- Senior Lot Paving and Emergency Generator Install				\$ 150,000.00		\$ 5,000.00				\$ 292,000.00	\$ 447,000.00
3	ESG24- Rapid Re-Housing Rental Assistance			\$ 130,705.00							\$ 55,085.00	\$ 185,790.00
3	ESG24- Homeless Prevention Rental Assistance			\$ 85,477.00							\$ 55,085.00	\$ 140,562.00
3	ESG24- HMIS Data Collection			\$ 10,000.00							\$ 10,000.00	\$ 20,000.00
	TOTAL	\$ 1,117,772.00	\$ 617,165.00	\$ 244,521.00	\$ 1,488,617.00	\$ 258,000.00	\$ 51,000.00	\$ 671,046.00	\$ 1,029,741.00	\$ -	\$ 1,840,895.00	\$ 7,130,217.00
			\$ 3,085,828.00									

**AP-38 Project Summary**  
**Project Summary Information**

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1	<b>Project Name</b>	CDBG24- Program Administration
	<b>Target Area</b>	
	<b>Goals Supported</b>	
	<b>Needs Addressed</b>	
	<b>Funding</b>	CDBG: \$617,165
	<b>Description</b>	Administration funds for CDBG grant.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
2	<b>Project Name</b>	HOME24 - Program Administration
	<b>Target Area</b>	
	<b>Goals Supported</b>	
	<b>Needs Addressed</b>	
	<b>Funding</b>	HOME: \$111,777
	<b>Description</b>	Administrative funds for HOME grant.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
3	<b>Project Name</b>	HESG24 - Rapid Re-Housing/Prevention/Data Collection/Admin
	<b>Target Area</b>	
	<b>Goals Supported</b>	Homeless Needs Rapid Re-Housing Program ESG-1.1 Homeless Needs Homeless Prevention Program ESG-1.2 Homeless Needs Homeless Prevention Program ESG-1.3

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	<b>Needs Addressed</b>	Homeless Assistance
	<b>Funding</b>	ESG: \$244,521
	<b>Description</b>	HESG Services for Rapid Re-Housing/Prevention/Data Collection/Admin
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>4</b>	<b>Project Name</b>	H24 - Fair Housing- Housing Opportunities Made Equal
	<b>Target Area</b>	
	<b>Goals Supported</b>	Fair Housing Services CD-3.2
	<b>Needs Addressed</b>	Public Services
	<b>Funding</b>	CDBG: \$42,720
	<b>Description</b>	Fair housing services.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>5</b>	<b>Project Name</b>	H24 - Housing Support Services - Housing Counseling - Belmont Shelter Corp.
	<b>Target Area</b>	
	<b>Goals Supported</b>	Fair Housing Services CD-3.2
	<b>Needs Addressed</b>	
	<b>Funding</b>	CDBG: \$26,716
	<b>Description</b>	Fair housing services.

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	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>6</b>	<b>Project Name</b>	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Owner Occ. Deferred Loan Program H-1.1
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$466,936 HOME: \$642,676
	<b>Description</b>	Housing rehab program - consortium wide
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	Housing rehab services
<b>7</b>	<b>Project Name</b>	H24 - CDBG/HOME Consortium Owner Occupied Housing Rehab Program- Targeted Areas
	<b>Target Area</b>	City of Lackawanna - First Ward Target Area Village of Depew- Main Street/Terrace Blvd. Target Area
	<b>Goals Supported</b>	Owner Occ. Deferred Loan Prgm. Target Areas H-1.2
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$129,759 HOME: \$163,881
	<b>Description</b>	

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	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Consortium wide housing rehab program
	<b>Planned Activities</b>	Housing rehab
<b>8</b>	<b>Project Name</b>	H24 - CDBG/HOME West Seneca Housing Rehab Loan Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Owner Occ. Deferred Loan Prgm T. West Seneca H-1.3
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$81,244 HOME: \$122,439
	<b>Description</b>	Housing rehab program in the Town of West Seneca
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>9</b>	<b>Project Name</b>	HOME24 - Hamburg - Homeowner Rehab
	<b>Target Area</b>	
	<b>Goals Supported</b>	Owner Occ. Deferred Loan Prgm T. Hamburg H-1.4
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	HOME: \$138,325
	<b>Description</b>	Housing rehab program in the Town of Hamburg
	<b>Target Date</b>	3/31/2025

	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>10</b>	<b>Project Name</b>	H24 - Emergency Rehab Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Emergency Repair Program H-1.5
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$175,000
	<b>Description</b>	Emergency repair housing rehab program
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	
<b>11</b>	<b>Project Name</b>	H24 - Rental Rehab Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Rental Rehabilitation Program H-1.6
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$121,265
	<b>Description</b>	Rental rehab housing program
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	

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	<b>Location Description</b>	Consortium wide
	<b>Planned Activities</b>	Housing reahb program - rental rehab
<b>12</b>	<b>Project Name</b>	H24 - Mobile Home Repair Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Mobile Home Repair Program H-1.7
	<b>Needs Addressed</b>	Housing Rehabilitation
	<b>Funding</b>	CDBG: \$86,000
	<b>Description</b>	Mobile home repair program
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Consortium wide
	<b>Planned Activities</b>	Mobile home repair program
<b>13</b>	<b>Project Name</b>	H24- Utility Connection Program
	<b>Target Area</b>	
	<b>Goals Supported</b>	Utility Connection Program H-1.8
	<b>Needs Addressed</b>	Public Services
	<b>Funding</b>	CDBG: \$36,000
	<b>Description</b>	Utility connection program
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Consortium wide
	<b>Planned Activities</b>	
<b>14</b>	<b>Project Name</b>	H24- Lead Abatement Program
	<b>Target Area</b>	

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	<b>Goals Supported</b>	Housing Rehabilitation Lead Remediation H-1.10
	<b>Needs Addressed</b>	Affordable Housing
	<b>Funding</b>	CDBG: \$121,000
	<b>Description</b>	Housing rehab lead remediation
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Consortium wide
	<b>Planned Activities</b>	
15	<b>Project Name</b>	HOME24 - CHDO Projects
	<b>Target Area</b>	City of Lackawanna - First Ward Target Area
	<b>Goals Supported</b>	Affordable Housing CHDO Projects H-2.1
	<b>Needs Addressed</b>	Affordable Housing
	<b>Funding</b>	HOME: \$164,281
	<b>Description</b>	Construction of affordable housing.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	New construction of affordable projects funded through CHDO's in the City of Lackawanna (single family home construction).
	<b>Planned Activities</b>	
16	<b>Project Name</b>	ED24- ECIDA- Micro-Loan Program Program Income
	<b>Target Area</b>	
	<b>Goals Supported</b>	Micro-Loan Program ED-4.1
	<b>Needs Addressed</b>	Business Development
	<b>Funding</b>	CDBG: \$188,540

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	<b>Description</b>	50/50 matching grant program for small businesses where the owner resides in a low to moderate income household.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Consortium wide
	<b>Planned Activities</b>	
<b>17</b>	<b>Project Name</b>	ED24- Smart Growth Initiative - V. North Collins- Sidewalk/Streetscape Improv.
	<b>Target Area</b>	
	<b>Goals Supported</b>	Smart Growth Fund CD-2.5
	<b>Needs Addressed</b>	Infrastructure (Community Development)
	<b>Funding</b>	CDBG: \$262,000
	<b>Description</b>	Sidewalk/Streetscape Improvements
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Village of North Collins
	<b>Planned Activities</b>	Main Street Streetscape Improvements
<b>18</b>	<b>Project Name</b>	CP24 - C. Lackawanna - Kirby Avenue Reconstruction Project - Phase 1
	<b>Target Area</b>	City of Lackawanna - First Ward Target Area
	<b>Goals Supported</b>	Road Improvements CD-1.3
	<b>Needs Addressed</b>	Infrastructure (Community Development)
	<b>Funding</b>	CDBG: \$155,000
	<b>Description</b>	Road Paving and drainage improvements.
	<b>Target Date</b>	3/31/2025

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	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	Reconstruction of the full length of Kirby Avenue from South Park on the east to the terminus of Kirby Avenue on the west – a total of 2,417+/- linear feet.
<b>19</b>	<b>Project Name</b>	CP24 - T. Colden - Senior Center Improvements
	<b>Target Area</b>	
	<b>Goals Supported</b>	Senior Center Improvements CD-2.3
	<b>Needs Addressed</b>	Public Facilities
	<b>Funding</b>	CDBG: \$98,090
	<b>Description</b>	Purchase and installation of a 60kW standby generator for the Colden Senior Center.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	8811 State Road, Colden NY
	<b>Planned Activities</b>	Senior Center Improvements
<b>20</b>	<b>Project Name</b>	CP24 - V. Akron - Mill Street Reconstruction - Mechanic Street Mill and Pave Project
	<b>Target Area</b>	
	<b>Goals Supported</b>	Road Improvements CD-1.3
	<b>Needs Addressed</b>	Infrastructure (Community Development)
	<b>Funding</b>	CDBG: \$121,980
	<b>Description</b>	Mill Street Reconstruction - Mechanic Street Mill and Pave Project

	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	Mill Street and Mechanic Street, Akron
	<b>Planned Activities</b>	Mill Street Reconstruction – Mechanic Street Mill and Pave Project
<b>21</b>	<b>Project Name</b>	CP24 - T. Concord - Senior Center Improvements
	<b>Target Area</b>	
	<b>Goals Supported</b>	Senior Center Improvements CD-2.3
	<b>Needs Addressed</b>	Public Facilities
	<b>Funding</b>	CDBG: \$134,801
	<b>Description</b>	Purchase pots, pans and kitchen utensil. Purchase new refrigerator and stove as well as tables, chairs and storage racks. Construct a 30' x 32' 2 vehicle garage for Rural Transit Services van and parking lot sealing and restriping.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	40 Commerce Drive, Springville
	<b>Planned Activities</b>	Senior Center Improvements.
<b>22</b>	<b>Project Name</b>	CP24- Rural Transit Service
	<b>Target Area</b>	
	<b>Goals Supported</b>	Transportation CD-3.1
	<b>Needs Addressed</b>	Public Services
	<b>Funding</b>	CDBG: \$280,000



	<b>Description</b>	Funding for transportation services for the low income and elderly population of 25 municipalities including the Towns of Aurora, Akron, Angola, Brant, Boston, Clarence, Colden, Collins, Concord, East Aurora, Eden, Elma, Evans, Farnham, Gowanda, Holland, Marilla, Newstead, North Collins, Orchard Park, Sardinia, Springville and Wales.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	Transportation services for low income residents and senior citizens in 25 municipalities.
23	<b>Project Name</b>	CP24- T. Clarence - Senior Center Improvements - Garage Addition for RTS Van
	<b>Target Area</b>	
	<b>Goals Supported</b>	Senior Center Improvements CD-2.3
	<b>Needs Addressed</b>	Public Facilities
	<b>Funding</b>	CDBG: \$155,000
	<b>Description</b>	Reconstruction of Senior Center's existing parking lot and associated drive aisles to include the demolition of existing surfacing, the installation of effective drainage and repaving of entire area. Construction of a 20' by 24' addition to the existing detached garage to accommodate the Senior Center Bus and the Rural Transit Van
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	4600 Thompson Road, Clarence
	<b>Planned Activities</b>	Senior Center Improvements – Garage Addition for RTS Van
	<b>Project Name</b>	CP24- T. Alden - Senior Center Improvements

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24	<b>Target Area</b>	
	<b>Goals Supported</b>	Senior Center Improvements CD-2.3
	<b>Needs Addressed</b>	Public Facilities
	<b>Funding</b>	CDBG: \$125,746
	<b>Description</b>	Purchase furniture and programming equipment and buildout a small office and storage room to include framing, insulation, drywall, ceiling, flooring and paint.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	13116 Main Street, Alden
	<b>Planned Activities</b>	Senior Center Improvements
25	<b>Project Name</b>	CP24 - V. Depew - Sidewalk Replacement
	<b>Target Area</b>	Village of Depew- Main Street/Terrace Blvd. Target Area
	<b>Goals Supported</b>	Sidewalk Improvements CD-1.2
	<b>Needs Addressed</b>	Infrastructure (Community Development)
	<b>Funding</b>	CDBG: \$155,000
	<b>Description</b>	Replace approximately 2,100 linear feet of deteriorating sidewalks in the Veteran's Park area. Project will include ADA curb ramps, 40 six-inch concrete drives and aprons, one new detectable surface and ramp and one handicapped ramp.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	Sidewalk Replacement Project
	<b>Project Name</b>	CP24 - C. Tonawanda - Sidewalk Replacement

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26	<b>Target Area</b>	
	<b>Goals Supported</b>	Sidewalk Improvements CD-1.2
	<b>Needs Addressed</b>	Infrastructure (Community Development)
	<b>Funding</b>	CDBG: \$155,000
	<b>Description</b>	Sidewalk replacement at various locations throughout the low/moderate income block groups in the City of Tonawanda. The project includes replacement of a total of 270 blocks of 4-inch thick sidewalk and 55 blocks of 6-inch-thick sidewalk at driveways.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	
	<b>Planned Activities</b>	Sidewalk Improvements
27	<b>Project Name</b>	CP24 - T- West Seneca- Senior Lot Paving and Emergency Generator Install
	<b>Target Area</b>	
	<b>Goals Supported</b>	Senior Center Improvements CD-2.3
	<b>Needs Addressed</b>	Public Facilities
	<b>Funding</b>	CDBG: \$155,000
	<b>Description</b>	Repaving of the 74,000 square foot parking lot and the procurement and installation of a new 175kW generator.
	<b>Target Date</b>	3/31/2025
	<b>Estimate the number and type of families that will benefit from the proposed activities</b>	
	<b>Location Description</b>	West Seneca Senior Center, 4620 Seneca Street
	<b>Planned Activities</b>	Senior Center Lot Paving and Emergency Generator Install

## **AP-50 Geographic Distribution - 91.420, 91.220(f)**

### **Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed**

Reference should be made to Maps 3, 4, 5 and 6 that are located in ES-05 "Executive Summary" section of the Action Plan in the introduction. These describe the geographic areas within Erie County in which assistance will be directed in 2023. The titles are noted below:

- a) Map 3: CDBG Neighborhood Target Areas within Erie County
- b) Map 4: CDBG Eligible Block Groups
- c) Map 5: CDBG Census Tracts with Substantial Minority Population
- d) Map 6: CDBG Census Tracts with Substantial Low Income Population

It is estimated that 26% of all HOME and CDBG funds will be directed toward the target areas in 2023. This includes 27% of housing rehab monies as well as one economic development project.

### **Geographic Distribution**

<b>Target Area</b>	<b>Percentage of Funds</b>
City of Lackawanna - First Ward Target Area	
Village of Depew- Main Street/Terrace Blvd. Target Area	

**Table 5 - Geographic Distribution**

### **Rationale for the priorities for allocating investments geographically**

The service area for the Erie County/CDBG Consortium includes a total of 34 municipalities (population of approximately 312,000) which includes all of Erie County with the exception of the City of Buffalo and Towns of Amherst, Cheektowaga, Tonawanda and Hamburg for the CDBG program. Hamburg, with a total population of approximately 56,000, is a member of the HOME consortium not the CDBG Consortium.

There is one census tract in the Consortium that has a high minority population. It is located in the first ward neighborhood of the City of Lackawanna. The City of Lackawanna along with the City of Tonawanda also have the highest low-to moderate- income populations within the Consortium. There are a total of 55 income eligible block groups in the Consortium. There are eleven communities that do not contain any census eligible areas. Priority for funding projects is given to those low-income

concentrated areas.

Neighborhoods included for housing rehabilitation priority in the Action Plan are the City of Lackawanna

First Ward, Town of Evans – Lake Erie Beach, Village of Depew – Main Street/Terrace Boulevard area, City of Tonawanda- northeast and the Town of West Seneca- City of Buffalo border. Funding limitations hinder the ability to fund more community development and economic development projects. The housing program has the obstacle of such a large geographic area served, which makes targeting funds and showing major progress in a specific area difficult. This was the reason for increased housing rehabilitation targeting of funds in the noted areas.

## **Discussion**

## Affordable Housing

### AP-55 Affordable Housing - 91.420, 91.220(g)

#### Introduction

HOME ARP FUNDS. The Consortium will use HOME funds, ESG funds and a portion of CDBG funds for affordable housing. The HOME and CDBG funds will be used to rehabilitate existing housing units and the ESG funds will be allocated to rental assistance for the homeless and households at risk of homelessness. Low Income Housing Tax Credits will be used for rental housing, both new and rehab of existing units. The special-needs population will be served through the rehabilitation of existing structures for rental housing. Rental assistance will also be available through HUD Section 8 Vouchers which are administered by Belmont Housing Resources of Western New York. It is anticipated that there will be an increase in rental assistance through the ESG grant due to pandemic eviction moratoriums ending at the end of PY 2021.

One Year Goals for the Number of Households to be Supported	
Homeless	0
Non-Homeless	0
Special-Needs	0
Total	0

Table 6 - One Year Goals for Affordable Housing by Support Requirement

One Year Goals for the Number of Households Supported Through	
Rental Assistance	0
The Production of New Units	0
Rehab of Existing Units	0
Acquisition of Existing Units	0
Total	0

Table 7 - One Year Goals for Affordable Housing by Support Type

#### Discussion

Note that the “rental assistance” figure above reflects the annual goal for homeless persons

participating in the Rapid Rehousing Prevention and Stabilization Program.

There is a great need for affordable housing in the Consortium communities. The following financial assistance will be available to low-income households in the Consortium:

- Zero interest deferred loans to homeowners to rehabilitate their homes.
- \$5,000 grant to mobile owners to rehabilitate their mobile home.
- Grants to individuals with a disability that need alterations to their structures to make it accessible.

Financial assistance to landlords to rehabilitate rental property for low-income households

The production of new units will include one new single-family homes constructed in the City of Lackawanna for low-income families with the use of HOME CHDO funds.

## **AP-60 Public Housing - 91.420, 91.220(h)**

### **Introduction**

There are two public housing authorities within the Erie County Consortium; the Lackawanna Municipal Housing Authority (LMHA) and the Tonawanda Housing Authority (THA). The LMHA operates three federally-funded housing developments in the City of Lackawanna. The developments have a total of 490 units: 396 for families and 94 for senior citizens. There is a total of 264 units within the THA; 211 for families and 42 for senior citizens. It is important to note that the THA is state-funded rather than federally funded.

### **Actions planned during the next year to address the needs to public housing**

The Lackawanna Municipal Housing Authority (LMHA) has two Educational Resource Centers and a Wellness Center on site. Various programs are offered including Cub Scouts, Girl Scouts, children's holiday parties and educational classes. The Wellness Center will also re-open Monday-Friday from 9am-1pm.

In an effort to improve the safety of the Baker Homes and Glover Gardens the LMHA put up brand new cameras across both developments, providing increased security for the residents.

LMHA continues to try and work with different programs to provide service to our residents. For the kids during the winter the LMHA partnered with the YMCA for the "Y On The Fly" program aimed to help youth of all ages to stay active and engaged in mind, body and spirit. The "Y On The Fly" program provided healthy meals, educational enrichment and physical activities, games and more. The LMHA is looking to continue the program throughout the year. The LMHA is also planning to work with other organizations to provide more activities for the children to stay active during the summer months. The LMHA has partnered with the Veggie Van to have fresh vegetables brought in for the residents to pick out. The LMHA works with the Lackawanna Sports Club to also hold a sports program in August for the children of the developments.

1. LMHA continues to address the physical needs of its properties. LMHA has put up a 3 bay storage bin to house salt and a new front loader for snow removal. The LMHA has put in new furnaces at the Glover Gardens Development. The LMHA has updated the elevators at the Parkview Towers. The LMHA also continues to paint, install new flooring, update kitchens and update bathrooms in apartments as needed throughout the year.
1. THA is in the early stages of a redevelopment project with the intent of rehabbing all units and adding some Senior capacity as well as full ADA compliant units.

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**Actions to encourage public housing residents to become more involved in management and participate in homeownership**

Within the Lackawanna Municipal Housing Authority (LMHA), the interests of tenants in management are met through three current tenant members who sit on the Authority Board. The Lackawanna Municipal Housing Authority is running elections to reestablish all 3 tenant council boards for each development.

THA has very active Tenant Representatives who schedule community events throughout the year. Board Meetings are held in person and with a virtual link. THA utilizes mailbox flyers for all THA initiatives in an attempt to get our messages out to all. Since 2022, THA also utilizes “text alert” cell phone notifications to all tenants who have subscribed when there are urgent issues on property such as power or water outages, construction on property etc.

**If the PHA is designated as troubled, describe the manner in which financial assistance will be provided or other assistance**

N/A

**Discussion**

LMHA currently has a waitlist of 150-200 people.

THA is undergoing a project redevelopment to include new construction as well as rehab of all units on property. THA will add some additional capacity by the end of this project. In 2023, THA began to build vacancies to allow for the transfer of tenants during construction.

## **AP-65 Homeless and Other Special Needs Activities - 91.420, 91.220(i)**

### **Introduction**

The County, through its Department of Social Services, provides services to individuals and families that are homeless or at risk of becoming homeless. Caseworkers/examiners in the Homeless Unit are dedicated to assisting homeless persons with securing permanent housing as part of the Department's emergency services. The caseworkers assess the individual or family's needs and develop an independent living plan that includes housing and other supportive housing services required by homeless individuals and families to live independently, within the guidelines and requirements of NYS Regulation and Law.

The Department of Environment and Planning provides housing relocation and stabilization services to individuals and families that are homeless or at-risk of becoming homeless. Case managers provide individualized services to facilitate housing stability for program participants who are seeking permanent

housing or at-risk of losing permanent housing.

### **Describe the jurisdictions one-year goals and actions for reducing and ending homelessness including**

#### **Reaching out to homeless persons (especially unsheltered persons) and assessing their individual needs**

The Department of Social Services is working with current and potential shelter providers to increase the availability of shelters and improve the services provided. 2024 will be the second year of the required OTDA shelter certifications. The certification requirement has shed light on new and old shelter concerns. Learning from 2023, DSS will continue to adjust service provision and staffing to best support our clients.

DSS will continue to offer the Rental Supplement Program to eligible homeless and at-risk of homelessness clients. The program, while limited to clients receiving services will help a total of about 270 households obtain or maintain permanent housing.

CoC homeless outreach teams search for unsheltered persons in Erie County. Erie County provides funding for Code Blue, the local winter shelter. Code Blue staff drive around to make sure people who are on the street or place not meant for human habitation to relocate to code blue shelters. The CoC also has multiple coordinated entry locations throughout Erie County to ensure access to services for

homeless families and individuals.

Erie County Department of Social Services will continue to support programs that help homeless persons, especially unsheltered persons and including the chronically homeless individuals and families, families with children, veterans and their families and unaccompanied youth. The programs include the Emergency Assistance to Adults, Emergency Assistance to Needy Families with Children and Emergency Safety Net Assistance. The programs provide financial assistance for shelter arrears, security agreements, water shutoff restore, heating equipment repair and replacement, home repairs, moving expenses and storage cost for furniture and personal belongings. These services will help homeless persons make the transition to permanent housing and independent living.

The Erie County Department of Mental Health contracts with Endeavor Health Services and Best Self to fund outreach teams that can do street, hospital and shelter outreach for the homeless population which helps them get referred to housing. The teams are also able to provide temporary diagnosis information in order to help clients get the correct level of care in which they need.

### **Addressing the emergency shelter and transitional housing needs of homeless persons**

To address the needs of homeless persons needing emergency shelter and transitional housing the County will continue to provide emergency shelter that serve homeless persons in Erie County. The Erie County Department of Social Services will continue to assist clients through organizations that operate emergency shelters and transitional housing through shelter allowances for the homeless clients. The Department of Social Services contracts with 211 of WNY so individuals seeking emergency shelter have 24-hour access to services. As a result, there are no unsheltered families in Erie County. Emergency Shelters and Transitional Housing programs are using Coordinated Assessment system that the CoC developed to prioritize clients who are most in need and ensure clients are referred to the right program with the right level of care.

**Helping homeless persons (especially chronically homeless individuals and families, families with children, veterans and their families, and unaccompanied youth) make the transition to permanent housing and independent living, including shortening the period of time that individuals and families experience homelessness, facilitating access for homeless individuals and families to affordable housing units, and preventing individuals and families who were recently homeless from becoming homeless again**

The County will continue to use federal funds received under the Emergency Solutions Grant Program for a Rapid Re-housing and Homelessness Prevention Program. The Program prevents individuals and families at risk of becoming homeless from becoming homeless and shortens the shelter stay for homeless individuals and families. The Program provides relocation and stabilization services to individuals and families that are homeless or at risk of becoming homeless. These services help homeless individuals and families make the transition from living in a shelter to permanent affordable

housing. In order to stabilize program participants and prevent program participants from becoming homeless again, program participants are required to work with a case worker while receiving program services.

The County serves on the local Youth Task Force, organized by the local CoC, that focuses on bringing the community and young voices together to utilize federally awarded funds to end youth homelessness through a Coordinated Community Plan. Through this initiative, programs focusing on reducing youth homelessness, providing safe alternative to shelter for young people, and family reunification have begun serving Erie County's vulnerable youth.

The Erie County Department of Mental Health prioritizes individuals that are chronically homeless and have a mental health disability for their permanent supportive housing beds. Both the ECDMH and Environment and Planning are using the Coordinated Assessment system that the CoC developed to prioritize clients who are most in need. Once a client is referred to a housing slot bed, they are able to work on goals that help them both assimilate to and achieve the transition from homelessness to more permanent housing lifestyle.

The County utilized CARES Act funding to help create virtual learning support centers (VLSC) for all 28 school districts. VLSC provides a safe and supervised setting for children ages 5 to 12 who are learning remotely and whose parents are working outside the home. VLSC is free of charge for parents earning less than 85 percent of the State Median Income and provides a childcare alternative while parents can either maintain or look for employment.

**Helping low-income individuals and families avoid becoming homeless, especially extremely low-income individuals and families and those who are: being discharged from publicly funded institutions and systems of care (such as health care facilities, mental health facilities, foster care and other youth facilities, and corrections programs and institutions); or, receiving assistance from public or private agencies that address housing, health, social services, employment, education, or youth needs.**

The County works with publicly funded institutions and systems of care such as healthcare facilities, mental health facilities, foster care and other youth facilities and corrections programs and institutions to ensure that low-income, especially extremely low-income individuals and families being discharged have housing and services required to avoid homelessness. If discharge services, including housing, are not provided by the publicly funded institutions, the Department of Social Services provides Rental Assistance in the form of Security Agreements and Back Rent payments, to eligible households using County funding. If DSS is not able to assist, the Department of Environment & Planning provides housing relocation, stabilization services and rental assistance to eligible individuals and families in order to prevent the individuals or families from becoming homeless.

In 2019, the County began Project Blue, an initiative partnering with community providers to reduce Erie

County Holding Center recidivism through housing assistance, pre-and post-release support, peer mentoring, cognitive behavioral therapy, and off-site substance abuse and mental health treatment, job training, and education. In 2020, the County opened the Service Link Stop, a program through the County's Mental Health Department that provides a central referral location for connecting people leaving Erie County Holding Center with housing services, mental health services, and other wrap-around services. Currently Project Blue and the Service Link Stop remain active programs and are supported in part by Erie County.

## **Discussion**

The Erie County Department of Mental Health Single Point of Access (SPOA) for Housing has continued to coordinate services with various housing service providers focusing on severe mental illnesses in Western New York.

The Erie County Department of Mental Health works collaboratively with local mental and behavioral health hospitals to facilitate discharges and housing placement for high utilizers of institutional hospital settings. The County facilitates weekly planning and case conferencing with the Buffalo Psychiatric Center in order to help place individuals in the correct level of care and with successful treatment plans. This collaboration includes the appropriate discharge to various levels of mental health housing including community residences, treatment apartments, single room occupancies, and permanent supportive housing. The County also meets with the Erie County Medical Center and community partners on a monthly basis to work towards assisting people who are inappropriately utilizing the psychiatric emergency room find more stability. The County also participates in twice-monthly meetings with homeless outreach providers and housing providers to coordinate efficient connections to its housing programs.

## **AP-75 Barriers to affordable housing -91.420, 91.220(j)**

### **Introduction**

The County continues to address barriers of providing affordable housing for low and very low-income households in the Consortium communities. An Analysis of Impediments to Fair Housing Choice study was completed in February of 2020. Barriers identified in the study include making housing affordable include public policies, limited resources and access.

### **Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment**

The Erie County Consortium through the Erie County Department of Environment and Planning will continue to affirmatively further fair housing. In 2022, the County sent out mailings and informational materials about the local Fair Housing Law to local leaders and housing providers as part of the County's continued education and marketing to affirmatively further fair housing. In 2023, Erie County will incorporate barriers noted in the recent (AI) to Fair Housing report and work with Consortium Municipalities in addressing those barriers and work towards limiting them.

With the goal of strengthening fair housing enforcement activities throughout Erie County, the County will continue to serve on the Erie County Fair Housing Partnership board. In collaboration with the Partnership, Erie County adopted a local fair housing law in 2018 and will continue to work on implementing it in 2023.

Erie County DEP will continue to implement its Payment in Lieu of Taxes (PILOT) policy for affordable housing development by reviewing PILOT applications and assisting with the application approval process. PILOT agreements make affordable housing development and management feasible by allowing for a reduced payment, in lieu of paying the full taxes, when the units will be occupied by low and very low-income tenants and will remain affordable throughout the terms of the PILOT agreement.

### **Discussion**

N/A

## **AP-85 Other Actions - 91.420, 91.220(k)**

### **Introduction**

Contingency Provision – It should be noted that any increase or decrease in funding to match actual allocation amounts will be applied to one or more specific activities indicated below.

a) CDBG Program

(1) Increase:

- Twenty percent of any increase will be applied to planning and administration.
- The balance will be applied to the Unprogrammed community projects listed in the order shown below:

- 1) C. Lackawanna- \$150,000- Kirby Avenue Road Paving/Improvements
- 2) V. North Collins – \$150,000- Center Street Waterline Replacement
- 3) V. Springville- \$150,000– Park/Cochran Waterline Replacement
- 4) T. Grand Island- \$74,463- Senior Center Improvements
- 5) T. Lancaster- \$150,000- Senior Centwer Improvements

(2) Decrease:

- Twenty percent of any decrease will be applied to the planning and administration project.

The balance of any decrease will be applied to the CD Consortium Housing Rehab Program

- Targeted, Developing, Rural.

b) HOME Investment Partnership

(1) Increase:

- Ten percent of any increase will be applied to the HOME Administration project.
- Fifteen percent will be applied to the Community Housing Development Opportunity set aside.
- The balance will be applied to the HOME Housing Rehab Consortium project.

(2) Decrease:

- Ten percent will be applied to the HOME Administration project.
- Fifteen percent will be applied to the Community Housing Development Opportunity set aside.
- The balance will be applied to the HOME Housing Rehab Consortium project.

c) Emergency Solutions Grant Program (ESG)

(1) Increase:

- 7.5 percent will be applied to the ESG Administration project.
- The balance will be applied to each remaining ESG project listed in section AP-35 of the Erie County Action Plan, with the increase for each reflecting the same percentage of the overall ESG allocation.

(2) Decrease:

- 7.5 percent will be applied to the ESG Administration project.

The balance will be applied to each remaining ESG project listed in section AP-35 of the Erie County Action Plan, with the decrease for each reflecting the same percentage of the overall ESG allocation.

**Actions planned to address obstacles to meeting underserved needs**

The 5 year strategic plan clearly notes the need for additional rental housing for low and moderate

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income households within the Consortium. New in 2021 was the "Live Well Erie" *document* which is a health and human services action plan for Erie County government based on the idea that it is unacceptable for a newly revitalized Western New York to leave behind significant portions of our community when we can effect positive change in their lives.

1. As such, the plan outlines specific measures that Erie County government will undertake to improve the quality of life for residents in need. In 2023 we will begin to implement "Live Well Erie" initiatives such as creation of new units of affordable housing.
2. An "Analysis of Impediments to Fair Housing Choice" study was completed in April of 2020. The study serves as the basis for fair housing planning in Erie County.

### **Actions planned to foster and maintain affordable housing**

1. The Erie County Housing Policy and Procedures Manual was updated in the 2023 program year. Key changes will include adjusting the maximum home value amounts for CDBG and HOME housing rehab cases. Updated numbers from HUD for the Erie County SMA area will be utilized.

### **Actions planned to reduce lead-based paint hazards**

#### **NYS Lead Based Paint Prevention Program – “Childhood Lead Poisoning Prevention Program ”**

This is a core program funded by the State for identification and mitigation of lead hazards associated with elevated blood lead levels and primary prevention activities to assist families with young children to avoid exposure to lead hazards. This is a 5-year contract which is funded annually for \$1.4 million per year.

Elevated blood levels (EBL) in children is the most critical issue in dealing with lead-based paint. The State requires the Erie County Department of Health to respond to all cases with elevated blood levels.

This involves home environmental inspections, case management with a nurse, and follow-up referral to primary care physicians.

The program also collaborates with local Section 8 Housing providers and other community partners to make proactive inspections and assist property owners in maintaining lead-safe units. The program provides lead safe work practices classes and paint kits to participating owners.

#### **Erie County Window Replacement Program**

Erie County received an award of \$350,000 from the New York State Attorney General’s Office for a Window Replacement Program to address energy efficiency and potential lead hazards. The program is

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available County-wide for homeowners and also for rental properties. Occupants of treated units must be low income. Homeowners may have a required contribution depending on income.

-

#### **LEADSAFE Erie County Lead Hazard Reduction Program**

This program is funded through HUD. The current grant of \$5 million continues through 2024. LeadSAFE's primary goal is to prevent lead poisoning via improvements to owner-occupied and rental housing. Homeowners must make a contribution towards the cost of mitigating lead-based paint hazards. Although they may have to pay up to a maximum of 12% to the total hazard control cost, in most instances the cost is \$150-\$250. On average, about 75 units per year are assisted under this program. Although the program is available County-wide, about 75-80% of the grants are made to homeowners within high-risk ZIP code areas. Homeowners and/or tenants must have an income which is below 80% of area median income and have at least one child under age 6 living in the unit.

The County also received a supplemental grant from HUD for \$600,000, which can be used for needed non-LBP hazard mitigation such as a new furnace, moisture control, etc.

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#### **"NEW" - Leading in Lead Prevention Pilot Program**

The Erie County Health Department anticipates an award of grant funds in 2024 from NYS Housing Trust Fund Corporation to implement this pilot program. Similar in scope to the HUD Lead Hazard Grant, this program will focus strictly on multiple dwelling (2+ units) rental properties built before 1980 in identified communities of concern. The goal is to target 125 units over two years, a maximum not-to-exceed amount of \$35,000 per unit.

### **Actions planned to reduce the number of poverty-level families**

As identified in the Initiatives for a Stronger Community and Live Well Erie plans, Erie County will increase financial security and reduce poverty by supporting access to affordable housing. The following actions are being employed to reduce the number of poverty-level families in Erie County:

**LEAD REMEDIATION HOUSING REHAB PROGRAM:** This program was not funded in the 2023 PY but will be funded in the 2024 PY.

**AFFORDABLE RENTAL HOUSING INCENTIVE PROGRAM:** Approximately \$164,281 in HOME funds will be set aside in 2024. These dollars serve as a source of local matching money and help to leverage millions

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more. Nonprofit developers will use this money when applying for state and federal affordable housing dollars, making their projects more competitive. Priority will be given to family rental housing.

**ERIE COUNTY FAIR HOUSING LAW:** In 2018 the ECDEP and Department of Law completed a new Countywide Fair Housing Law. The law was passed in May of 2018 and ECDEP is administering the implementation of the law. Housing discrimination due to many factors ranging from lawful source of income to family type are important components of the law. Access to fair housing opportunities is a critical need for families struggling to eliminate all constraints to their financial security.

### **Actions planned to develop institutional structure**

1. The 2024 Program Year will mark the first year of a new 3 year cycle wherein all 37 members of the HOME Consortium have an approved three year renewable agreement with Erie County.
2. The continued reasonableness of the existing percentage allocation formula for distribution of CDBG funds among housing, community revitalization, and economic development will be reviewed as the 2023 program year progresses.
3. In August of 2023 a new 3 year cycle was approved by HUD.
4. In the 2026 Program Year Erie County will re-certify all 34 municipal members of the Consortium for another 3 year period.

### **Actions planned to enhance coordination between public and private housing and social service agencies**

Erie County will expand the current CDBG Coordinating Committee to insure better representation by social service agencies. An evaluation of the Housing Working Group formed as part of the One Region Forward initiative will occur. This membership roster will provide a

1. useful resource for additional representation on the coordinating committee from public and private housing groups.
2. Erie County is preparing a comprehensive blueprint for carrying out human service programs. The CDBG grant and resources available through it will be incorporated into the document. This will aid in ongoing coordination between CDBG and DSS activities.

### **Discussion**

## Program Specific Requirements

### AP-90 Program Specific Requirements - 91.420, 91.220(I)(1,2,4)

#### Introduction

The CDBG Program will continue to generally utilize the fund distribution policy established by the Consortium in prior years (i.e. 27% Community Revitalization, 27% Housing, and 27% Economic Development). HOME Funds will be used for Homeowner Rehab, new construction of affordable housing and very minimal Homebuyer programs. Emergency Shelter activities will remain focused on rapid rehousing and homeless prevention efforts.

#### Community Development Block Grant Program (CDBG)

##### Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

- |  |          |
|--|----------|
| 1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed  | 0        |
| 2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan. | 0        |
| 3. The amount of surplus funds from urban renewal settlements  | 0        |
| 4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan   | 0        |
| 5. The amount of income from float-funded activities   | 0        |
| <b>Total Program Income:</b>   | <b>0</b> |

#### Other CDBG Requirements

- |   |       |
|---|-------|
| 1. The amount of urgent need activities   | 0     |
| 2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan. | 0.00% |

#### HOME Investment Partnership Program (HOME)

##### Reference 24 CFR 91.220(I)(2)

1. A description of other forms of investment being used beyond those identified in Section 92.205 is  
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as follows:

Erie County will use HOME funds as specified in section 92.205. This primarily includes grants, and non-interest bearing loans. No other forms of HOME investment will be utilized in 2024 Program Year.

2. A description of the guidelines that will be used for resale or recapture of HOME funds when used for homebuyer activities as required in 92.254, is as follows:

See attached HOME Recapture Guidelines below (attached).

3. A description of the guidelines for resale or recapture that ensures the affordability of units acquired with HOME funds? See 24 CFR 92.254(a)(4) are as follows:

Reference should be made to the HOME fund recapture policy noted in the response to AP90(2) above.

4. Plans for using HOME funds to refinance existing debt secured by multifamily housing that is rehabilitated with HOME funds along with a description of the refinancing guidelines required that will be used under 24 CFR 92.206(b), are as follows:

HOME funds will not be used to refinance existing loans, thus this Section is not applicable to the Erie County Action Plan.

5. If applicable to a planned HOME TBRA activity, a description of the preference for persons with special needs or disabilities. (See 24 CFR 92.209(c)(2)(i) and CFR 91.220(l)(2)(vii)).
6. If applicable to a planned HOME TBRA activity, a description of how the preference for a specific category of individuals with disabilities (e.g. persons with HIV/AIDS or chronic mental illness) will narrow the gap in benefits and the preference is needed to narrow the gap in benefits and services received by such persons. (See 24 CFR 92.209(c)(2)(ii) and 91.220(l)(2)(vii)).
7. If applicable, a description of any preference or limitation for rental housing projects. (See 24 CFR 92.253(d)(3) and CFR 91.220(l)(2)(vii)). Note: Preferences cannot be administered in a manner that limits the opportunities of persons on any basis prohibited by the laws listed under 24 CFR 5.105(a).

## Emergency Solutions Grant (ESG)

1. Include written standards for providing ESG assistance (may include as attachment)
2. If the Continuum of Care has established centralized or coordinated assessment system that meets HUD requirements, describe that centralized or coordinated assessment system.

The Buffalo, Niagara Falls, Niagara and Erie County CoC developed and launched a Coordinated Assessment System in 2015, now the Buffalo/Niagara Falls, Erie, Niagara, Genesee, Orleans and Wyoming CoC. All HUD funded agencies, including CoC and ESG, are using the assessment system. Clients can access Coordinated Entry through coordinated entry hubs, shelters, street outreach teams or community partners, e.g. hospital discharge planner.

The system uses a set of coordinated entry assessment tools (Vulnerability Index and Service

Prioritization Decision Assistance Tool developed by OrdCode) across the entire CoC to triage clients and prioritized those who are most in need. The Homeless Management Information System (HMIS) is used by the CoC to manage coordinated entry priority list.

The coordinated assessment tool is used to determine a potential program participant's eligibility for assistance for Rapid Re-housing (RRH) or Homelessness Prevention (HP). The coordinated assessment tool is available in HMIS, and all ESG program staff has been trained in HMIS and using the coordinated assessment tool or taking referrals through HMIS.

3. Identify the process for making sub-awards and describe how the ESG allocation available to private nonprofit organizations (including community and faith-based organizations).

The County allocates ESG funds it receives from HUD through a Request for Proposal (RFP) process. Erie County issued an RFP in August, 2017 for HMIS services and Housing Relocation and Stabilization Services. The ESG RFP was advertised in the legal notices section of a local newspaper and a minority-owned newspaper. Not for profit organizations that provide services to persons that are homeless or at risk of becoming homeless were notified. The RFP included the ESG Program's requirements and an Erie County ESG Proposal Guide. Agencies interested in receiving ESG funds from the County's allocation were invited to an informational meeting that explained the Program requirements and the RFP process. Applications received by the County for ESG funds were reviewed by a committee. One proposal was received for HMIS services and six proposals were received for Housing Relocation and Stabilization Services. The committee considered the following

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factors when scoring proposals: quality of work with existing nonprofits; expertise; and, expenditure performance. The proposals were ranked and recommendations were made on which agencies to fund.

4. If the jurisdiction is unable to meet the homeless participation requirement in 24 CFR 576.405(a), the jurisdiction must specify its plan for reaching out to and consulting with homeless or formerly homeless individuals in considering policies and funding decisions regarding facilities and services funded under ESG.

The County shall accomplish this requirement by working closely with the Subrecipient contracted to provide ESG services. This nonprofit has formerly homeless individuals on staff who will be consulted and will provide input as we update the policies & procedures for the program.

5. Describe performance standards for evaluating ESG.

The following performance standards for Rapid Rehousing (RRH) and Homeless Prevention (HP) were developed after meeting with Buffalo, Niagara Falls, Erie and Niagara County CoC:

- 80% exit to permanent housing situation 54% or more of adult participants will have income from sources other than employment 40% or more of adult participants will increase income from sources other than employment 56% or more of all participants have mainstream (non-cash) benefits at exit from program 20% or more of adult participants have employment income 20% or more of adult participants increase employment income Less than 30 days from program entry to move into permanent housing. At least 85% of the households that exited a rapid rehousing program to permanent housing should not become homeless again within a year

## HOME- Recapture Guidelines

**Recapture Requirements:** In the event the homeowners transfer ownership of the residence within 5 or less years of the date the homeowner receives the Erie County HOME Assistance, Erie County and the homeowners shall share in the net proceeds from the sale.

### Definitions:

**HOME Assistance:** HOME funds are invested in a HOME assisted unit, as a direct subsidy to the homebuyer. This includes down payment and closing cost assistance, and second mortgages that finance the difference between fair market value and the homebuyer's first mortgage.

**Homeowner Investment in House:** Homeowner share of required downpayment on the HOME assisted house and any major capital improvements done to the house that are documented by receipts.

**Net Proceeds from Selling the House:** This is sales price minus repayment of any non-HOME loan balance and closing costs financed by the homeowner.

**HOME Recapture:** Amount owed Erie County.

### Formula:

**Example:** Mr. and Mrs. Smith purchased a house in February of 2005 using HOME monies through the Erie County First Time Home Buyer Program. The purchase price was \$50,000. Erie County provided a \$6,000 loan toward closing costs and principal reduction on the primary mortgage. The Smiths contributed \$500 toward the required downpayment, \$0 toward closing costs, and obtained a bank mortgage of \$48,000 for the house. The Smiths purchased 4 new windows for \$1,000 and retained receipts for said purchase.

After living in the house for 3 years, the Smiths sold their home for \$55,000. There was 2 years remaining on the County required 5-year affordability period, and a principal balance of \$47,000 on their primary bank mortgage.

The Smiths are required to repay Erie County the net proceeds from the sale as calculated below.

	x	Net Proceeds	=	HOME Recapture	
HOME Assistance (\$6,000)		(\$55,000 - \$47,000)			
HOME Assistance (\$6,000) + Homeowner Investment (\$1,000 for windows and \$500 for initial downpayment)	\$6,000	x	\$8,000 =	\$6,400	
	Owed to Erie County \$7,500				



## **ESG- Standards- 1**

### **A. Introduction**

Erie County will continue to provide assistance to individuals and families that are homeless or at risk of becoming homeless through the use of Federal funds received by the County under the Emergency Solutions Grant Program (ESG). The County will continue to provide permanent housing to individuals and families that meet HUD definition of homeless and to very low income families at risk of becoming homeless.

The Program will consist of both the Rapid Re-housing and Homelessness Prevention components of the ESG Program. Housing relocation and stabilization services as well as financial assistance will be available to program participants. The County will contract with not-for-profit agencies that serve the homeless population to implement the Program and oversee the HMIS component of the program.

## **ESG- Standards-2**

### **Evaluation of individuals' and families' eligibility for assistance**

All program participants for the ESG Program must meet HUD definition for homelessness or at risk of homelessness. To determine eligibility for the program all potential program participants will be evaluated by intake staff or case managers using the Continuum Wide coordinated Entry Assessment Tool. The staff will determine the potential program participant's eligibility for assistance, type of assistance. The coordinated entry assessment form is completed within 5 days of intake/case manager at shelter. The Coordinated Entry Lead will then make referral to Rapid Rehousing based on their income, Vulnerability, Homeless history, Domestic violence status, household composition, and program availability.

*The following is the criteria the client must meet in order to be eligible for homelessness prevention and rapid re-housing assistance:*

#### **HOMELESSNESS PREVENTION ASSISTANCE**

The program participants must provide proof of residency in one of the Erie County CDBG Consortium communities.

Program participants must provide proof of income. Total household income must be below 30 percent of the area median income.

All program participants must meet the following HUD criteria for defining at risk of homelessness for individuals or families, unaccompanied children, youth, or families with children and youths where youths are defined as up to age 25:

Individual or family who will imminently lose their primary nighttime residence, provided that:

(I) Residence will be lost within 14 days of the date of application for ESG Program:

(ii) No subsequent residence has been identified; and

(iii) The individual or family lacks the resources or support networks needed to obtain other permanent housing

Any individual or family who:

(i) Is fleeing, or is attempting to flee, domestic violence;

(ii) Has no other residence; and

(iii) Lacks the resources or support networks to obtain other permanent housing

#### **RAPID RE-HOUSING ASSISTANCE**

The program participants must reside in a homeless shelter or hotel/ motel paid for by Erie County Department of Social Services or other locations that meet HUD definition for homeless. The County will give priority to homeless individuals and families that meet HUD homeless definition and reside in the Erie County CDBG Consortium but, since there are no publicly or privately operated shelters in the Erie County CDBG Consortium, the County will also recruit program participants from designated homeless shelters in Buffalo, New York.

Individuals or family who lacks a fixed, regular, and adequate nighttime residence,

(i) Has a primary nighttime residence that is a public or private place not meant for human habitation;

(ii) Is living in a publicly or privately operated shelter designated to provide temporary living arrangements (including congregate shelter, transitional housing, and hotels and motels paid for by charitable organizations or by federal, state and local government programs); or

(iii) Is exiting an institution where (s)he has resided for 90 days or less and who resided in an emergency shelter or place not meant for human habitation immediately before entering that institution.

Fleeing/Attempting to flee domestic violence and the individual or family meet the above requirements.

#### **ESG- Standards-3**

##### **Coordinating Services**

##### **Coordination services among other providers**

Subrecipient staff participating in the County ESG Program will be required to become familiar with other agencies that provide services under the Buffalo/Erie County Continuum of Care (CoC) and make referrals when necessary. At intake, staff will be required to use the CoC common assessment tool to record program participant's personal data. The common assessment tool information will be recorded in the HMIS database which can be shared with other agencies that are part of the ESG Program. Staff will use the HMIS to refer program participants to other agencies that provide homeless assistance services. Staff will also accept referrals from other agencies that are part of the CoC.

The County will notify other homeless assistance providers of the services that will be available through the Erie County ESG Program. Subrecipient staff will be required to work directly with emergency shelter providers for referral for the Rapid Re-housing component of the Program. Staff will be on site at emergency shelters to interview potential program participants.

#### Mainstream Service and Housing Providers

The County, along with the Homeless Alliance of Western New York and Subrecipients for the County ESG Program, will meet with other mainstream service and housing providers to coordinate and integrate to the maximum extent practicable ESG funded activities. The County does not want to use ESG funds to duplicate activities that are already funded by the County or other agencies. The Subrecipient will be required to use the services of other mainstream service and housing providers when providing assistance to clients.

### **ESG- Standards-4**

#### **Prioritizing Individuals and Families for Assistance**

Based on the housing needs of the homeless population in Erie County which is documented in the Buffalo/ Erie County Continuum of Care and overseen by the Homeless Alliance of Western New York, the County ESG program will continue to coordinate with the CoC to ensure that the needs of the homeless population in Erie County are met. Erie County's program will continue to prioritize individuals and families who resided in the CDBG consortium prior to entering a shelter. Priority is given to clients that have the longest homeless history and score higher on the Coordinated Entry Assessment.

#### Rapid Re-housing

The County, Homeless Alliance of WNY and service providers for the homeless developed a list of barriers to obtaining and retaining housing to prioritize individuals and families that will receive assistance under the Rapid Re-housing component of the County ESG Program. Potential participants must meet HUD homeless definition.

#### Homelessness Prevention

The County, Homeless Alliance of WNY and service providers for the homeless developed a list of barriers to obtaining housing and retaining housing in order to prioritize individuals and families that will receive assistance under the Homelessness Prevention component of the County ESG Program. Potential participants must reside in the Erie County CDBG Consortium and meet HUD homelessness definition, must have an income less than 30% of the area median income, and must have at least 3 other barriers to obtaining housing and at least 3 barriers (other than economic) to retaining housing.

#### Participant Share for Rent and Utilities Costs

Upon entering the program, staff will ensure the rent is reasonable and will immediately start working with the program participant to obtain or confirm a source of income. The Case Manager will work to develop an individualized plan for each program participant to become stably housed. The plan will include a schedule for the participant to pay a portion of their rent and utilities, typically starting at 0%-30% and gradually increasing until the participant is paying the full amount of rent and utilities. Program participants will pay their share directly to the landlord and utility provider. The duration of assistance will depend on the household with a goal of 6 months of assistance and will not exceed 24 months.

## **ESG- Standards- 5**

### **Duration of Assistance**

The objective of the County ESG Program is to ensure program participants are stably housed before exiting the Program. Case managers will be required to develop a housing plan for each program participant on entering the Program. The housing plan will be tailored to the participant housing needs, but must address housing search, placement and sustainability. The case managers will review the housing plans monthly with the program participants and update the plans as needed. When it is determined the program participant is stably housed, the case manager will exit the client from the program. No participants will receive assistance for more than 24 months during a three year period.

### **Housing Stabilization and/or Relocation Services**

As part of the County ESG Program Subrecipient case managers will be required to develop a housing plan for each program participant. The housing plan shall include the type and amount of housing stabilization and/or relocation services program participants will require in order to become stably housed. The services may include financial assistance costs, services costs, mediation, legal services and credit repair.

The services provided to program participants under financial assistance will include short and medium term rental assistance, rental application fees, security deposits, last month rent, utility deposits, utility payments and moving costs. The duration of these services will be determined by the case managers based on the progress the program participant is making to become stably housed. The maximum number of months a program participant may receive financial assistance and/or services is 24 months during a 3 year period.

Application for Federal Assistance SF-424			
<b>* 1. Type of Submission:</b> <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application		<b>* 2. Type of Application:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	
		<b>* If Revision, select appropriate letter(s):</b> <input type="text"/> <b>* Other (Specify):</b> <input type="text"/>	
<b>* 3. Date Received:</b> 01/12/2024		<b>4. Applicant Identifier:</b> <input type="text"/>	
<b>5a. Federal Entity Identifier:</b> B-24-UC-36-0001		<b>5b. Federal Award Identifier:</b> <input type="text"/>	
<b>State Use Only:</b>			
<b>6. Date Received by State:</b> <input type="text"/>		<b>7. State Application Identifier:</b> <input type="text"/>	
<b>8. APPLICANT INFORMATION:</b>			
<b>* a. Legal Name:</b> Erie County			
<b>* b. Employer/Taxpayer Identification Number (EIN/TIN):</b> 16-6002558		<b>* c. UEI:</b> F5NUNMMKAXM9	
<b>d. Address:</b>			
<b>* Street1:</b> 95 Franklin Street			
<b>Street2:</b>			
<b>* City:</b> Buffalo			
<b>County/Parish:</b>			
<b>* State:</b> NY: New York			
<b>Province:</b>			
<b>* Country:</b> USA: UNITED STATES			
<b>* Zip / Postal Code:</b> 14202-3967			
<b>e. Organizational Unit:</b>			
<b>Department Name:</b> Environment and Planning		<b>Division Name:</b> Community Development	
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>			
<b>Prefix:</b> Mr.		<b>* First Name:</b> Paul	
<b>Middle Name:</b> J.			
<b>* Last Name:</b> D'Orlando			
<b>Suffix:</b>			
<b>Title:</b> Principal Contract Monitor			
<b>Organizational Affiliation:</b> <input type="text"/>			
<b>* Telephone Number:</b> 716-858-2194		<b>Fax Number:</b> 716-858-7248	
<b>* Email:</b> <input type="text"/>			

## Application for Federal Assistance SF-424

### \* 9. Type of Applicant 1: Select Applicant Type:

B: County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

### \* 10. Name of Federal Agency:

Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.218

CFDA Title:

Community Development Block Grant

### \* 12. Funding Opportunity Number:

\* Title:

### 13. Competition Identification Number:

Title:

### 14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

### \* 15. Descriptive Title of Applicant's Project:

CDBG program funds used for infrastructure improvements, economic development and housing rehabilitation assistance for low income areas of the Erie County Consortium.

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

**Application for Federal Assistance SF-424****16. Congressional Districts Of:**\* a. Applicant \* b. Program/Project 

Attach an additional list of Program/Project Congressional Districts if needed.

**17. Proposed Project:**\* a. Start Date: \* b. End Date: **18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="3,085,828.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text" value="804,134.00"/>
* g. TOTAL	<input type="text" value="3,889,962.00"/>

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☒ a. This application was made available to the State under the Executive Order 12372 Process for review on .
- ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☐ c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

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)

☒ \*\* 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.

**Authorized Representative:**Prefix: \* First Name: Middle Name: \* Last Name: Suffix: \* Title: \* Telephone Number: Fax Number: \* Email: 

\* Signature of Authorized Representative:

\* Date Signed:



**View Burden Statement****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.



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
<div style="border: 1px solid black; height: 40px; width: 100%;"></div>	County Executive
APPLICANT ORGANIZATION	DATE SUBMITTED
Erie County, New York	1/12/24

SF-424D (Rev. 7-97) Back

Application for Federal Assistance SF-424		
<b>* 1. Type of Submission:</b> <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application		<b>* 2. Type of Application:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision
<b>* If Revision, select appropriate letter(s):</b> <input type="text"/> <b>* Other (Specify):</b> <input type="text"/>		
<b>* 3. Date Received:</b> 01/12/2024		<b>4. Applicant Identifier:</b> <input type="text"/>
<b>5a. Federal Entity Identifier:</b> M-24-UC-36-0001		<b>5b. Federal Award Identifier:</b> <input type="text"/>
<b>State Use Only:</b>		
<b>6. Date Received by State:</b> <input type="text"/>		<b>7. State Application Identifier:</b> <input type="text"/>
<b>8. APPLICANT INFORMATION:</b>		
<b>* a. Legal Name:</b> Erie County		
<b>* b. Employer/Taxpayer Identification Number (EIN/TIN):</b> 16-6002558		<b>* c. UEI:</b> F5NUNMMKAXM9
<b>d. Address:</b>		
<b>* Street1:</b> 95 Franklin Street		
<b>Street2:</b> <input type="text"/>		
<b>* City:</b> Buffalo		
<b>County/Parish:</b> <input type="text"/>		
<b>* State:</b> NY: New York		
<b>Province:</b> <input type="text"/>		
<b>* Country:</b> USA: UNITED STATES		
<b>* Zip / Postal Code:</b> 14202-3967		
<b>e. Organizational Unit:</b>		
<b>Department Name:</b> Environment and Planning		<b>Division Name:</b> Community Development
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
<b>Prefix:</b> Mr.		<b>* First Name:</b> Paul
<b>Middle Name:</b> J.		
<b>* Last Name:</b> D'Orlando		
<b>Suffix:</b> <input type="text"/>		
<b>Title:</b> Principal Contract Monitor		
<b>Organizational Affiliation:</b> <input type="text"/>		
<b>* Telephone Number:</b> 716-858-2194		<b>Fax Number:</b> 716-858-7248
<b>* Email:</b> <input type="text"/>		

## Application for Federal Assistance SF-424

### \* 9. Type of Applicant 1: Select Applicant Type:

B: County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

### \* 10. Name of Federal Agency:

Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.218

CFDA Title:

Home Investment Partnership Program

### \* 12. Funding Opportunity Number:

\* Title:

### 13. Competition Identification Number:

Title:

### 14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

### \* 15. Descriptive Title of Applicant's Project:

HOME program funds used for housing rehabilitation and rental assistance for low income residents of the Erie County Consortium.

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

**Application for Federal Assistance SF-424****16. Congressional Districts Of:**

\* a. Applicant 262728

\* b. Program/Project HOME

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**

\* a. Start Date: 04/01/2024

\* b. End Date: 03/31/2025

**18. Estimated Funding (\$):**

* a. Federal	1,117,772.00
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	225,607.00
* g. TOTAL	1,343,379.00

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☒ a. This application was made available to the State under the Executive Order 12372 Process for review on 01/12/2024 .
- ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☐ c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

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)

☒ \*\* 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.

**Authorized Representative:**

Prefix: Mr.

\* First Name: Mark

Middle Name: C.

\* Last Name: Poloncarz

Suffix:

\* Title: County Executive

\* Telephone Number: 716-858-8500

Fax Number:

\* Email: mark.poloncarz@erie.gov

\* Signature of Authorized Representative:



\* Date Signed: 01/12/2024

View Burden Statement

## 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.



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
<div style="border: 1px solid black; height: 40px; width: 100%;"></div>	County Executive
APPLICANT ORGANIZATION	DATE SUBMITTED
Erie County, New York	1/12/24

SF-424D (Rev. 7-97) Back

Application for Federal Assistance SF-424		
<b>* 1. Type of Submission:</b> <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application		
<b>* 2. Type of Application:</b> <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision		
<b>* If Revision, select appropriate letter(s):</b> <input type="text"/> <b>* Other (Specify):</b> <input type="text"/>		
<b>* 3. Date Received:</b> 01/12/2024		
<b>4. Applicant Identifier:</b> <input type="text"/>		
<b>5a. Federal Entity Identifier:</b> E-24-UC-36-0001		<b>5b. Federal Award Identifier:</b> <input type="text"/>
<b>State Use Only:</b>		
<b>6. Date Received by State:</b> <input type="text"/>		<b>7. State Application Identifier:</b> <input type="text"/>
<b>8. APPLICANT INFORMATION:</b>		
<b>* a. Legal Name:</b> Erie County		
<b>* b. Employer/Taxpayer Identification Number (EIN/TIN):</b> 16-6002558		<b>* c. UEI:</b> F5NUNMMKAXM9
<b>d. Address:</b>		
<b>* Street1:</b> 95 Franklin Street		
<b>Street2:</b> <input type="text"/>		
<b>* City:</b> Buffalo		
<b>County/Parish:</b> <input type="text"/>		
<b>* State:</b> NY: New York		
<b>Province:</b> <input type="text"/>		
<b>* Country:</b> USA: UNITED STATES		
<b>* Zip / Postal Code:</b> 14202-3967		
<b>e. Organizational Unit:</b>		
<b>Department Name:</b> Environment and Planning		<b>Division Name:</b> Community Development
<b>f. Name and contact information of person to be contacted on matters involving this application:</b>		
<b>Prefix:</b> Mr.		<b>* First Name:</b> Paul
<b>Middle Name:</b> J.		
<b>* Last Name:</b> D'Orlando		
<b>Suffix:</b> <input type="text"/>		
<b>Title:</b> Principal Contract Monitor		
<b>Organizational Affiliation:</b> <input type="text"/>		
<b>* Telephone Number:</b> 716-858-2194		<b>Fax Number:</b> 716-858-7248
<b>* Email:</b> <input type="text"/>		

## Application for Federal Assistance SF-424

### \* 9. Type of Applicant 1: Select Applicant Type:

B: County Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

### \* 10. Name of Federal Agency:

Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.218

CFDA Title:

Emergency Services Block Grant

### \* 12. Funding Opportunity Number:

\* Title:

### 13. Competition Identification Number:

Title:

### 14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

### \* 15. Descriptive Title of Applicant's Project:

ESG program funds used for assistance for the homeless population of the Erie County Consortium. Assistance included homeless prevention, rental assistance and stabilization services.

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments



**Application for Federal Assistance SF-424****16. Congressional Districts Of:**\* a. Applicant \* b. Program/Project 

Attach an additional list of Program/Project Congressional Districts if needed.

**17. Proposed Project:**\* a. Start Date: \* b. End Date: **18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="244,521.00"/>
* b. Applicant	<input type="text"/>
* c. State	<input type="text"/>
* d. Local	<input type="text"/>
* e. Other	<input type="text"/>
* f. Program Income	<input type="text"/>
* g. TOTAL	<input type="text" value="244,521.00"/>

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- ☒ a. This application was made available to the State under the Executive Order 12372 Process for review on .
- ☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- ☐ c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes ☒ No

If "Yes", provide explanation and attach

**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)**

☒ \*\* 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.

**Authorized Representative:**Prefix: \* First Name: Middle Name: \* Last Name: Suffix: \* Title: \* Telephone Number: Fax Number: \* Email: 

\* Signature of Authorized Representative:

\* Date Signed:

**View Burden Statement****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.

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
<div style="border: 1px solid black; height: 40px; width: 100%;"></div>	County Executive
APPLICANT ORGANIZATION	DATE SUBMITTED
Erie County, New York	1/12/24

SF-424D (Rev. 7-97) Back

## CERTIFICATIONS

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

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

**Anti-displacement and Relocation Plan --** It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential antidisplacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

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

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

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

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

**Section 3 --** It will comply with section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. 1701 u) and implementing regulations at 24 CFR Part 75.

_____	01/12/24
Signature of Authorized Official	Date

_____	01/12/24
Title	Date

## Specific CDBG Certifications

The Entitlement Community certifies that:

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

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

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

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

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);
2. Overall Benefit. The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2022, 2023, and 2024 (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;
3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

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

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

**Excessive Force** -- It has adopted and is enforcing:

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

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

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

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

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

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

_____ Signature/Authorized Official	01/12/24 Date
--	------------------

Erie County Executive

\_\_\_\_\_  
Title

**OPTIONAL CERTIFICATION  
CDBG**

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208(c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

_____ Signature/Authorized Official	01/12/24 _____ Date
--	---------------------------

Erie County Executive

\_\_\_\_\_  
Title

### Specific HOME Certifications

The HOME participating jurisdiction certifies that:

**Tenant Based Rental Assistance** -- If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

**Eligible Activities and Costs** -- it is using and will use HOME funds for eligible activities and costs, as described in 24 CFR § 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities, as described in § 92.214.

**Appropriate Financial Assistance** -- before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing;

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

01/12/24  
Date

Erie County Executive

\_\_\_\_\_  
Title



## ESG Certifications

The Emergency Solutions Grants Program Recipient certifies that:

**Major rehabilitation/conversion** – If an emergency shelter’s rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation. If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion. In all other cases where ESG funds are used for renovation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

**Essential Services and Operating Costs** – In the case of assistance involving shelter operations or essential services related to street outreach or emergency shelter, the jurisdiction will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the jurisdiction serves the same type of persons (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

**Renovation** – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

**Supportive Services** – The jurisdiction will assist homeless individuals in obtaining permanent housing, appropriate supportive services ( including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for such individuals.

**Matching Funds** – The jurisdiction will obtain matching amounts required under 24 CFR 576.201.

**Confidentiality** – The jurisdiction has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

**Homeless Persons Involvement** – To the maximum extent practicable, the jurisdiction will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

**Consolidated Plan** – All activities the jurisdiction undertakes with assistance under ESG are consistent with the jurisdiction’s consolidated plan.

**Discharge Policy** – The jurisdiction will establish and implement, to the maximum extent practicable and where appropriate policies and protocols for the discharge of persons from

publicly funded institutions or systems of care (such as health care facilities, mental health facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent this discharge from immediately resulting in homelessness for these persons.

<hr/>	<u>01/12/24</u>
Signature/Authorized Official	Date

Erie County Executive
<hr/>
Title

## HOPWA Certifications

The HOPWA grantee certifies that:

**Activities** -- Activities funded under the program will meet urgent needs that are not being met by available public and private sources.

**Building** -- Any building or structure assisted under that program shall be operated for the purpose specified in the plan:

1. For at least 10 years in the case of assistance involving new construction, substantial rehabilitation, or acquisition of a facility,
2. For at least 3 years in the case of assistance involving non-substantial rehabilitation or repair of a building or structure.

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

\_\_\_\_\_  
Date

\_\_\_\_\_  
Title

## **APPENDIX TO CERTIFICATIONS**

### **INSTRUCTIONS CONCERNING LOBBYING:**

#### **A. Lobbying Certification**

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

2024 “Draft” Action Plan  
April 1, 2024 - March 31, 2025  
**(2024 Program Year)**



**Hamburg Town Board**  
**Supervisor Randall A. Hoak**  
**Councilman Frank M. Bogulski**  
**Councilwoman Megan A. Comerford**  
**Councilwoman Elizabeth C. Farrell-Lorentz**  
**Councilman Daniel M. Kozub**

**Hamburg Community Development**  
**Christopher Hull; Director**  
**Timothy Regan; Assistant Director**

**Summary of 2024 CDBG Projects/Funding - Program Income - HOME Funds**  
**2024 Estimated Funding**

<b>Town of Hamburg 2024 Community Development Block Grant:</b>	<b>\$435,000.00</b>
Town of Hamburg Infrastructure Reconstruction (Hamburg Highway)	\$161,000.00
Village of Blasdell; Infrastructure Reconstruction (Martin Avenue)	\$100,000.00
Housing Renovation Conditional Grants	\$125,000.00
First Time Homebuyer Conditional Grants	\$ 20,000.00
Fair Housing Counseling	\$ 20,000.00
Housing Counseling	\$ 5,000.00
Youth Services - GSA	\$ 4,000.00
<b>2023 Anticipated CDBG "Program Income":</b>	<b>\$ 60,000.00</b>
Housing (Program Income)	\$ 10,000.00
Economic Development (Program Income)	\$ 50,000.00
<b>2023 HOME Program Funds (Erie County Consortium):</b>	<b>\$175,000.00</b>
Administration (Consortium)	\$ 17,500.00
CHDO	\$ 27,250.00
Housing Renovation Program "Conditional Grants for Low Income"	\$130,250.00
<b>TOTAL 2023 ANTICIPATED/ESTIMATED FUNDING (ALL FUNDS):</b>	<b>\$625,250.00</b>



## Executive Summary

### AP-05 Executive Summary - 91.200(c), 91.220(b)

#### 1. Introduction

The Town of Hamburg, New York is a federal Community Development Block Grant (CDBG) Entitlement Community and is also part of the Erie County/Town of Hamburg HOME Consortium thus allowing the town to receive federal HOME Investment Partnership Program funding. Since the Town of Hamburg and the County of Erie are linked through the federal HOME program from the United States Department of Housing and Urban Development (HUD), the Town of Hamburg is required to file its Five Year Consolidated Plan as well as its Annual One Year Action Plan as part of Erie County Consolidated Plan/Annual Action Plan submission to HUD. The Town of Hamburg, New York is an “Entitlement Community” receiving its own Community Development Block Grant (CDBG) funding separate from the Erie County allocation. Because of the way this is set up within the regulations for the United States Department of Housing and Urban Development (HUD), the Town of Hamburg submits this document as a separate section within the Erie County Consortium Consolidated Plan/Action Plan submission. This section focuses on the Town of Hamburg, New York only as it relates to its housing and community development goals and objectives.

#### 2. Summarize the objectives and outcomes identified in the Plan

This could be a restatement of items or a table listed elsewhere in the plan or a reference to another location. It may also contain any essential items from the housing and homeless needs assessment, the housing market analysis or the strategic plan.

The 2024 Action Plan provides a framework to address the needs of the Town for the final year of the 2020-2024 Consolidated Plan using CDBG funds. The objectives guiding the proposed activities are:

- Provide Decent Affordable Housing
- Create Suitable Living Environments
- Provide essential infrastructure upgrades

Outcomes show how programs and activities benefit a community or the people served. The outcomes that will illustrate the benefits of each activity funded by the CDBG program is:

- Improve Availability/Accessibility
- Improve Affordability
- Improve Sustainability

The overall goal of the Community Development Block Grant (CDBG) program is the development of

viable urban/suburban communities that will provide decent housing, a suitable living environment and economic opportunities, principally for low-to-moderate income persons. The main focus of the Town's program is in the area of housing and neighborhood preservation. The Program's broad goals can be accomplished by a variety of eligible activities including housing rehabilitation, improvements to public facilities and infrastructure such as sewers, waterlines, roads, and public services. In the past, the Town also used CDBG funds to create a suitable living environment by funding public services that improve the lives of its low-moderate income residents by providing services to seniors, food services, and battered spouses as well as other eligible recipients.

### **3. Evaluation of past performance**

This is an evaluation of past performance that helped lead the grantee to choose its goals or projects.

The ACA from the Buffalo, NY HUD office showed that the Town of Hamburg is administering its federal CDBG funds in an effective/compliant manner. Hamburg identifies & tries to expend annual program funding within the same year it is awarded. The HUD review of the Hamburg program followed an approved Annual Action Plan. The activities undertaken during the year were consistent with the Towns Plan goals, objectives, & priority needs. Programs Administered & 2022 Funding Amounts-CDBG: \$439,525 Assessment Period: April 1, 2022–March 31, 2023. HUD's review of the CAPER determined that Hamburg followed the approved Plan during the 2022PY. Activities undertaken during the year are consistent with the Town's goals, objectives, & priority needs. Provide decent housing by preserving affordable housing stock, increase the availability of affordable housing, reduce discriminatory barriers, and increase supportive housing for those with special needs. Provide a suitable living environment, more livable neighborhoods, increased housing opportunities, & reinvestment in deteriorating neighborhoods. To expand economic opportunities through more jobs paying self-sufficient wages, homeownership opportunities, development activities that promote long-term community viability, and the empowerment of low/moderate income persons to achieve self-sufficiency. Actual 2022 PY expenditures recorded in IDIS reflect that the Town did expend funds in these broad categories and within the requirements of HUD funding regulations. Hamburg's 2022 CAPER was received on June 30, 2023 & the report was determined to be complete & included a description of Hamburg's progress/performance throughout the program year. Hamburg published the CAPER notice in the Hamburg Sun on June 2, 2023, public comment period of 6/2/23-6/19/23. Two public hearings were held during the comment period on June 12, 2023, at 12pm & 6pm respectively. The 2022 CAPER was placed on the Town's website for residents to view and comments by mail/e-mail. No questions/concerns/comments were received. The Town responded to findings within an adequate time frame and the Buffalo Field office is currently working with the Town of Hamburg to address and close open findings. The Town of Hamburg has 1 subrecipient and does provide adequate oversight and regular monitoring. During PY2022, the Town monitored all housing program balances, loan pay offs, deposits & expenditures were reviewed monthly. All infrastructure projects were reviewed, & employees were interviewed. Payroll for infrastructure projects was reviewed to ensure Davis-Bacon



requirements. In January 2023, the Hamburg Development Corporation (HDC) was monitored and all HDC loans were reviewed. The Town of Hamburg maintains experienced staff capable of administering and overseeing the HUD funded programs. According to the Town's PR26 CDBG Financial Summary Report, during PY 2022, the Town of Hamburg spent 96.17% of its non-administrative funds on activities that benefited low/moderate income persons. Activities reported appear to meet a national objective. Program activities were adequately described during the reporting period. CDBG funds were spent on activities that were eligible under program rules. Some of the PY2022 accomplishments include 2 major infrastructure reconstruction projects with 2,005 beneficiaries impacted; 18 L/M income households were assisted. Hamburg expended \$45,989.25 (5.41%) of its spending on Planning/Administration which is within the 20% limit. Hamburg expended \$49,875.71 or 10.38% of its spending on Public Services which is within the 15% limit. Hamburg receipted \$221,483.47 in program income. Hamburg maintains data in IDIS in a timely & accurate manner. The Town met the timeliness test for January 31, 2023, with a timeliness ratio of 1.33%.

#### **4. Summary of Citizen Participation Process and consultation process**

Summary from citizen participation section of plan.

The Town of Hamburg held ten (10) public hearings during the summer/fall 2023 for citizen/public participation and input for our 2024 Community Development Block Grant process. These in-person hearing were held at Hamburg Town Hall (6100 South Park Avenue) as well as at Blasdell Village Hall (121 Miriam Avenue) and Hamburg Village Hall (100 Main Street). The dates and times of the public hearings are listed below:

Monday, August 14, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, September 11, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, September 18, 2023 @ 4:00 p.m. (Hamburg Village Hall)

Wednesday, September 20, 2023 @ 4:30 p.m. (Blasdell Village Hall)

Monday, September 25, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, October 2, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall) Furthermore, pursuant to measures addressing the COVID-19 pandemic and aftermath, the Town of Hamburg also had a specific e-mail address ([cdpublichearing@townofhamburgny.gov](mailto:cdpublichearing@townofhamburgny.gov)) for receipt of funding requests and/or public comments. The public hearing notice was available on the town's webpage and within the town's official newspaper, The Hamburg Sun, legal notices on four separate occasions: August 14, 2023; September 11, 2023; September 18, 2023 and October 2, 2023. These measures were taken in accordance with the towns revised Citizen Participation Plan.

#### **5. Summary of public comments**

This could be a brief narrative summary or reference an attached document from the Citizen Participation section of the Con Plan.

The following comments were received during our public hearing process: Monday, August 14, 2023 - 4:00 p.m. (Hamburg Town Hall): No persons attended the public hearing. No e-mail requests were received. Monday, August 14, 2023 - 6:00 p.m. (Hamburg Town Hall): One person attended the public hearing asking about the First Time Home Buyer program. An application for the program was provided. Monday, September 11, 2023 - 4:00 p.m. (Hamburg Town Hall): No one attended the public hearing and no e-mail requests were received. Monday, September 11, 2023 - 6:00 p.m. (Hamburg Town Hall): One person attended the public hearing supporting affordable housing for the town. Monday, September 18, 2023-4:00 p.m. (Hamburg Village Hall, 100 Main Street): A presentation was made to village officials about the CDBG program and its impact upon the Village over the years. Questions were answered. Wednesday, September 20, 2023 – 4:30 p.m. (Blasdell Village Hall, 121 Miriam Avenue) A presentation was made to village officials about the CDBG program and its impact upon the Village over the years. Questions were answered. No e-mail requests were received. Monday, September 25, 2023 - 4:00 p.m. (Hamburg Town Hall): Two persons attended the public hearing looking for road improvements for their street, which was not within a target area. A program explanation and target map were provided to them. No e-mail requests were received. Monday, September 25, 2023 - 6:00 p.m. (Hamburg Town Hall): No one attended the public hearing. Monday, October 2, 2023 - 4:00pm. One person attended the public hearing looking for an application for the housing rehabilitation program, which was provided. No e-mail requests were received. Monday, October 2, 2023 - 6:00pm. Funding applications were submitted by three groups prior to the upcoming application deadline. They were all accepted. During the 2024 Action Plan hearing process, attendance was again lower than pre-pandemic levels. While we again had in-person hearings within all town and village buildings, the general public neglected to attend some of the hearings. The publication of information for the hearings was once again placed onto the town and department websites as well as four times within the official newspaper “The Hamburg Sun”. The specific e-mail address for public hearing information/request was utilized minimally as well.

## **6. Summary of comments or views not accepted and the reasons for not accepting them**

All public comments were accepted.

## **7. Summary**

The Town of Hamburg continues to administer its CDBG program as best it can with its limited capacity.

## PR-05 Lead & Responsible Agencies - 91.200(b)

### 1. Agency/entity responsible for preparing/administering the Consolidated Plan

The following are the agencies/entities responsible for preparing the Consolidated Plan and those responsible for administration of each grant program and funding source.

Agency Role		Name	Department/Agency
CDBG Administrator		Hamburg	Department of Community Development
HOME Administrator		Hamburg	Department of Environment & Planning

Table 1 – Responsible Agencies

### Narrative

### Consolidated Plan Public Contact Information

Hamburg Community Development  
6100 South Park Avenue  
Hamburg, New York 14075  
(716) 648-6216

## **AP-10 Consultation - 91.100, 91.200(b), 91.215(l)**

### **1. Introduction**

The public participation process for the 2024 Action Plan involved ten specific, general public hearings as well as stakeholder consultations and individual contacts. Housing, social service agencies, and other organizations serving the Town of Hamburg were consulted during the development of this Action Plan.

**Provide a concise summary of the jurisdiction's activities to enhance coordination between public and assisted housing providers and private and governmental health, mental health and service agencies (91.215(l)).**

Housing, social service agencies, and other organizations serving the Town of Hamburg were consulted during the development of this Action Plan. See the listings under 2 below:

**Describe coordination with the Continuum of Care and efforts to address the needs of homeless persons (particularly chronically homeless individuals and families, families with children, veterans, and unaccompanied youth) and persons at risk of homelessness.**

**Describe consultation with the Continuum(s) of Care that serves the jurisdiction's area in determining how to allocate ESG funds, develop performance standards for and evaluate outcomes of projects and activities assisted by ESG funds, and develop funding, policies and procedures for the operation and administration of HMIS**

### **2. Agencies, groups, organizations and others who participated in the process and consultations**

**Table 2 – Agencies, groups, organizations who participated**

1	<b>Agency/Group/Organization</b>	HOUSING OPPORTUNITIES MADE EQUAL, INC.
	<b>Agency/Group/Organization Type</b>	Service-Fair Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Fair Housing & Housing Mobility Counseling
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Constant consultation is conducted throughout the year to ensure client needs are being met and that public education is completed per the annual contact. The Town of Hamburg has contracted with HOME, Inc. for several decades pertaining to Fair Housing, educational issues for our residents as well as legal assistance with clients.
2	<b>Agency/Group/Organization</b>	Belmont Housing Resources for WNY, Inc.
	<b>Agency/Group/Organization Type</b>	Housing PHA Services - Housing
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Public Housing Needs
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Constant consultation is conducted throughout the year to ensure client needs are being met and that specific counseling is being completed (budget, credit, debt and foreclosure counseling) is completed per the annual contact. The Town of Hamburg goes out to an RFP for these services every two years, and has worked with Belmont Housing Resources for WNY for several decades pertaining to specific counseling for clients.
3	<b>Agency/Group/Organization</b>	Legal Aid Bureau of Buffalo, Inc.
	<b>Agency/Group/Organization Type</b>	Housing Services - Victims

	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment Legal and Eviction Services
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Legal Aid Bureau of Buffalo was selected as the town's primary legal assistance agency via an RFP process. Consultation is continual throughout the year on a client basis and reporting is conducted semi-annually. On site assistance is planned for 2024 as is conducted by other contracted agencies such as Belmont Housing Resources and Housing Opportunities Made Equal. A new RFP has been released and the agency may change with the 2024 Action Plan starting April 1, 2024.
4	<b>Agency/Group/Organization</b>	Neighborhood Legal Services
	<b>Agency/Group/Organization Type</b>	Housing Services - Victims
	<b>What section of the Plan was addressed by Consultation?</b>	Housing Need Assessment
	<b>Briefly describe how the Agency/Group/Organization was consulted. What are the anticipated outcomes of the consultation or areas for improved coordination?</b>	Neighborhood Legal Services is an additional resource for legal and eviction services utilized by the Town of Hamburg. Consultation is conducted on an as needed basis per client needs.

#### **Identify any Agency Types not consulted and provide rationale for not consulting**

All agencies wishing to be included were consulted/heard. Consultation with Erie County was also completed due to the cooperation with the Action Plan and similar agencies. No agencies wishing to be consulted/heard were not included.

**Other local/regional/state/federal planning efforts considered when preparing the Plan**

<b>Name of Plan</b>	<b>Lead Organization</b>	<b>How do the goals of your Strategic Plan overlap with the goals of each plan?</b>
Continuum of Care	Erie County, New York	Goals are part of the Erie County plan as the lead agency for the Continuum of Care.

**Table 3 - Other local / regional / federal planning efforts**

**Narrative**

Even though the Town of Hamburg is a stand-alone Community Development Block Grant grantee, it is also part of the Erie County/Town of Hamburg HOME Consortium, thus requiring direct interaction with all Erie County agencies or agencies contracted by Erie County for Continuum of Care services.

## **AP-12 Participation - 91.401, 91.105, 91.200(c)**

### **1. Summary of citizen participation process/Efforts made to broaden citizen participation Summarize citizen participation process and how it impacted goal-setting**

The Town of Hamburg held ten (10) public hearings during the summer/fall 2023 for citizen/public participation and input for our 2024 Community Development Block Grant process. These in-person hearing were held at Hamburg Town Hall (6100 South Park Avenue) as well as at Blasdell Village Hall (121 Miriam Avenue) and Hamburg Village Hall (100 Main Street). The dates and times of the public hearings are listed below:

Monday, August 14, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, September 11, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, September 18, 2023 @ 4:00 p.m. (Hamburg Village Hall)

Wednesday, September 20, 2023 @ 4:30 p.m. (Blasdell Village Hall)

Monday, September 25, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall)

Monday, October 2, 2023 @ 4:00 p.m. & 6:00 p.m. (Hamburg Town Hall) Furthermore, pursuant to measures addressing the COVID-19 pandemic and aftermath, the Town of Hamburg also had a specific e-mail address ([cdpublichearing@townofhamburgny.gov](mailto:cdpublichearing@townofhamburgny.gov)) for receipt of funding requests and/or public comments. The public hearing notice was available on the town's webpage and within the town's official newspaper, The Hamburg Sun, legal notices on four separate occasions: August 14, 2023; September 11, 2023; September 18, 2023 and October 2, 2023. These measures were taken in accordance with the towns revised Citizen Participation Plan.



## Citizen Participation Outreach

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
1	Public Hearing	Non-targeted/broad community	Monday, August 14, 2023 - 4:00 p.m. (Hamburg Town Hall): No persons attended the public hearing. No e-mail requests were received.	None received	None received	
2	Public Hearing	Non-targeted/broad community	Monday, August 14, 2023 - 6:00 p.m. (Hamburg Town Hall)	One person attended the public hearing asking about the First Time Home Buyer program. An application for the program was provided.	All were accepted	
3	Public Hearing	Non-targeted/broad community	Monday, September 11, 2023-4:00 p.m.(Hamburg Town Hall) No one attended the public hearing and no e-mail requests were received.	None received	None received	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
4	Public Hearing	Non-targeted/broad community	Monday, September 11, 2023-6:00 p.m.(Hamburg Town Hall) One person attended the public hearing supporting affordable housing for the town.	One person attended the public hearing supporting affordable housing	All accepted	
5	Public Hearing	Non-targeted/broad community	Monday, September 18, 2023-4:00 p.m.(Hamburg Village Hall, 100 Main Street): A presentation was made to village officials about the CDBG program and its impact upon the Village over the years. Questions were answered.	General comments about the CDBG program and uses.	All accepted.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
6	Public Hearing	Non-targeted/broad community	Monday, September 20, 2023-4:30 p.m.(Blasdell Village Hall, 121 Miriam Avenue): A presentation was made to village officials about the CDBG program and its impact upon the Village over the years. Questions were answered.	General comments about the CDBG program and uses.	All accepted.	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
7	Public Hearing	Non-targeted/broad community	Monday, September 25, 2023-4:00 p.m. (Hamburg Town Hall)Two persons attended the public hearing looking for road improvements for their street, which was not within a target area. A program explanation and target map were provided to them. No e-mail requests were received.	Comments pertaining to how streets are chosen for funding.	All accepted.	
8	Public Hearing	Non-targeted/broad community	Monday, September 25, 2023-6:00 p.m. (Hamburg Town Hall) No one attended the public hearing.	None received	None received	

Sort Order	Mode of Outreach	Target of Outreach	Summary of response/attendance	Summary of comments received	Summary of comments not accepted and reasons	URL (If applicable)
9	Public Hearing	Non-targeted/broad community	Monday, October 2, 2023-4:00pm. (Hamburg Town Hall) One person attended the public hearing looking for an application for the housing rehabilitation program, which was provided. No e-mail requests were received.	Questions and information pertaining to the housing rehabilitation program.	All accepted	
10	Public Hearing	Non-targeted/broad community	Monday, October 2, 2023-6:00pm. (Hamburg Town Hall) Funding applications were submitted by three groups prior to the upcoming application deadline.	Funding request applications received.	All were accepted.	

**Table 4 – Citizen Participation Outreach**

## Expected Resources

### AP-15 Expected Resources - 91.420(b), 91.220(c)(1,2)

#### Introduction

The Town of Hamburg's highest priorities for 2024 include infrastructure/street improvements, housing rehabilitations, public services for youth activity as well as comprehensive fair housing, and housing counseling programs as priority projects. Geographically, the Town of Hamburg focuses its CDBG funds in its HUD defined Low and Moderate Income target areas based upon the 2022 American Community Survey (ACS) update (July, 2023). The Town of Hamburg Department of Community Development administers CDBG funds provided to the Town by HUD in an ongoing basis, usually expending its funding the same year it is received. The primary goal of the Community Development Program is to develop and maintain viable communities with respect to housing, neighborhoods, public services and economic opportunities. The Town relies on a network of public, private sector, and non-profit organizations to implement its Strategic Plan, particularly to address homelessness and special needs populations.

#### Anticipated Resources

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
CDBG	public - federal	Acquisition Admin and Planning Economic Development Housing Public Improvements Public Services	435,000	60,000	0	495,000	0	

Program	Source of Funds	Uses of Funds	Expected Amount Available Year 1				Expected Amount Available Remainder of ConPlan \$	Narrative Description
			Annual Allocation: \$	Program Income: \$	Prior Year Resources: \$	Total: \$		
Other	public - federal	Public Services Other	0	0	0	0	0	

**Table 5 - Expected Resources – Priority Table**

**Explain how federal funds will leverage those additional resources (private, state and local funds), including a description of how matching requirements will be satisfied**

Additional resources from both the Town of Hamburg and the Village of Blasdell will be utilized to enhance the federal CDBG funding to be received. Matching requirements, if any, will be completed with in-kind services such as waiver of building inspection permit fees, highway department workers during milling/paving, and Village Department of Public Works during milling/paving. It is anticipated that leveraged funds will equate to \$700,000+

**If appropriate, describe publically owned land or property located within the jurisdiction that may be used to address the needs identified in the plan**

N/A

**Discussion**

N/A

## Annual Goals and Objectives

### AP-20 Annual Goals and Objectives - 91.420, 91.220(c)(3)&(e)

#### Goals Summary Information

Sort Order	Goal Name	Start Year	End Year	Category	Geographic Area	Needs Addressed	Funding	Goal Outcome Indicator
1	Public Infrastructure Improvements	2020	2024	Non-Housing Community Development		Public Infrastructure Improvements	CDBG: \$261,000	Public Facility or Infrastructure Activities for Low/Moderate Income Housing Benefit: 250 Households Assisted
2	Housing Rehabilitation	2020	2024	Affordable Housing		Housing Rehabilitation	CDBG: \$125,000	Homeowner Housing Rehabilitated: 6 Household Housing Unit
3	First Time Homebuyer Program	2020	2024	Affordable Housing		Homeownership	CDBG: \$20,000	Direct Financial Assistance to Homebuyers: 1 Households Assisted
4	Fair Housing Services	2020	2024	Affordable Housing		Fair Housing Counseling	CDBG: \$20,000	Public service activities other than Low/Moderate Income Housing Benefit: 100 Persons Assisted

Table 6 – Goals Summary

#### Goal Descriptions

1	Goal Name	Public Infrastructure Improvements
	Goal Description	

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2	Goal Name	Housing Rehabilitation
	Goal Description	
3	Goal Name	First Time Homebuyer Program
	Goal Description	
4	Goal Name	Fair Housing Services
	Goal Description	

## AP-35 Projects - 91.420, 91.220(d)

### Introduction

The Town of Hamburg's priorities for 2024 include infrastructure/street improvements, housing renovations, public services and grants to assist first-time homebuyers. The Town of Hamburg also completes comprehensive fair housing, housing counseling, and legal/eviction services as priority projects. Geographically, the Town of Hamburg focuses the majority of CDBG funds in its HUD defined Low and Moderate Income target areas based upon the April, 2019 American Community Survey (ACS). The Town of Hamburg Department of Community Development administers CDBG funds provided to the Town by HUD in an ongoing basis, which usually expends its funding the same year it is received, unless circumstances such as the COVID pandemic prevent such speedy expenditures. The primary goal of the Community Development Program is to develop and maintain viable communities with respect to housing, neighborhoods, public services and economic opportunities. The Town relies on a network of public, private sector, and non-profit organizations to implement its Strategic Plan, particularly to address homelessness and special needs populations.

#	Project Name

Table 7 – Project Information

**Describe the reasons for allocation priorities and any obstacles to addressing underserved needs**

## AP-38 Project Summary

### Project Summary Information

Project Name	Target Area	Goals Supported	Needs Addressed	Funding	Description	Target Date	Estimated and that from activ
<TYPE=[pivot_table] REPORT_GUID=[54A4ED67473EDAEE248792836A1D83B0]>							

## AP-50 Geographic Distribution - 91.420, 91.220(f)

**Description of the geographic areas of the entitlement (including areas of low-income and minority concentration) where assistance will be directed**

Funding will be utilized within HUD target areas based upon the 2019 ACS or directly to income eligible persons/families only. Target area projects to be determined.

### Geographic Distribution

Target Area	Percentage of Funds
Town of Hamburg Exception Target Area #1	
Village of Blasdell Exception Target Area #3	
Town of Hamburg Exception Target Area #2	
Town of Hamburg Exception Target Area #4	
Town of Hamburg Exception Target Area #5	
Town of Hamburg/Woodlawn/Hoover Beach Exception Target Area #6	
Town of Hamburg Exception Target Area #7	
Village of Blasdell Exception Target Area #8	23
Town of Hamburg Exception Target Area #11	
Town of Hamburg Exception Target Area #10	
Town of Hamburg Exception Target Area #9	

**Table 8 - Geographic Distribution**

### **Rationale for the priorities for allocating investments geographically**

Funding is utilized within HUD target areas based upon the 2019 ACS or directly to income eligible persons/families.

### **Discussion**

The town of Hamburg continues to utilize its federal CDBG funding for 100% low and moderate income persons. This data is supported by the HUD Annual Community Assessment for the Town of Hamburg.

## **AP-75 Barriers to affordable housing -91.420, 91.220(j)**

### **Introduction**

In May, 2016, the Town of Hamburg passed its latest Fair Housing law update (original law was passed in 1986). This 2016 amendment included the first Inclusionary Zoning ordinance within the State of New York. This specific portion of the towns Fair Housing (Section 109-11 of the Code of the Town of Hamburg, New York - Affirmatively furthering fair housing) states the following:

It shall be the policy of the Town to affirmatively further fair housing by adopting zoning ordinances which promote the inclusion of affordable rental housing in all multi-family developments of eight or more units.

A) Affordable housing shall be defined as housing for which rent and utilities shall constitute no more than thirty percent of the gross annual income for a household whose income is greater than fifty percent but does not exceed eighty percent of the Erie County median income.

B) The Town shall offer a density bonus which allows the developer to increase the number of market-rate units permitted to be built on a site at a rate of one additional market-rate unit for each affordable unit.

C) In calculating the number of affordable units, the total number of proposed units shall be multiplied by ten percent. If the product produces a fraction, a fraction of 0.5 shall be rounded up to the next higher whole number and a fraction of less than 0.5 shall be rounded down to the next lower whole number.

D) In order to assure integration within a multi-family development, affordable units shall not be clustered, but mixed with market-rate units. Additionally, the exterior appearance of affordable units shall be made similar to market-rate units by the provision of exterior finishes and materials of substantially the same type and quality.

E) Developers shall be required to maintain affordability of designated units for a period of not less than thirty years from the date a certificate of occupancy is issued. In the event a multi-family development is sold, the new owner shall be responsible for maintaining affordability of units for the balance of the regulatory period.

**Actions it planned to remove or ameliorate the negative effects of public policies that serve as barriers to affordable housing such as land use controls, tax policies affecting land, zoning ordinances, building codes, fees and charges, growth limitations, and policies affecting the return on residential investment**

In addition to the above inclusionary zoning portion of the Town of Hamburg Fair Housing law, the Town has also passed a resolution in 2022 to permanently waive any and all fees for clients of our housing programs, thus making it more affordable for them.

## **AP-85 Other Actions - 91.420, 91.220(k)**

### **Introduction**

The Town of Hamburg and its Department of Community Development actively coordinates with agencies, municipalities, housing providers and social service agencies that directly benefit town and village residents. Examples are contracts with Housing Opportunities Made Equal, Inc.; Belmont Housing Resources for WNY; Legal Aid Bureau of Buffalo and also with other agencies such as Neighborhood Legal Services; Center for Elder Law and Justice; Sts. Peter & Paul Food Pantry/Outreach. Furthermore we have contacts within Erie County agencies, Rural Outreach Center, and others to assist our residents.

### **Actions planned to address obstacles to meeting underserved needs**

As part of ongoing efforts to address underserved needs, the Town of Hamburg works closely with other municipalities as well as Erie County departments to address said needs. Further, needs are also brought to public meetings and hearings throughout the year

### **Actions planned to foster and maintain affordable housing**

The Town of Hamburg has been and will continue at the forefront of affordable housing in the region. Our work with over 600 families in providing homeownership assistance since 1992 continues to this day. Our housing renovation program continues at a steady rate of performance since we changed the program from loans to conditional grants. Our mobile home repair program continues to assist clients with repairs to the homes with an extremely low 2% interest rate loans.

### **Actions planned to reduce lead-based paint hazards**

Any client/family proceeding through any of our housing programs will have their home checked for lead and if needed be cleared for lead during the renovation process.

### **Actions planned to reduce the number of poverty-level families**

Reducing poverty-level families directly relates to the amount of funding received by the Town of Hamburg via the CDBG entitlement program. Programs addressing food insecurity, rent relief, homelessness and others are continued annually.

### **Actions planned to develop institutional structure**

The Town of Hamburg continues to look for innovative ways to keep and develop its institutional structure for its residents, especially for those low/moderate income residents. Working with agencies and other municipalities continues to be effective.

### **Actions planned to enhance coordination between public and private housing and social service agencies**

The Town of Hamburg through its Department of Community Development already coordinates between housing and social service agencies that directly benefits town residents. Examples are contracts with Housing Opportunities Made Equal, Inc.; Belmont Housing Resources for WNY; Legal Aid Bureau of Buffalo and also with other agencies such as Neighborhood Legal Services; Center for Elder Law and Justice; Sts. Peter & Paul Food Pantry/Outreach. Furthermore we have contacts within Erie County agencies, Rural Outreach Center, and others to assist our residents.

### **Discussion**



## Program Specific Requirements

### AP-90 Program Specific Requirements - 91.420, 91.220(I)(1,2,4)

#### Introduction

Projects planned with CDBG funds are expected to be available during the year are identified in the Projects Table (2024). The following identifies program income that should be available for use for projects to be accomplished.

#### Community Development Block Grant Program (CDBG)

##### Reference 24 CFR 91.220(I)(1)

Projects planned with all CDBG funds expected to be available during the year are identified in the Projects Table. The following identifies program income that is available for use that is included in projects to be carried out.

1. The total amount of program income that will have been received before the start of the next program year and that has not yet been reprogrammed	60,000
2. The amount of proceeds from section 108 loan guarantees that will be used during the year to address the priority needs and specific objectives identified in the grantee's strategic plan.	0
3. The amount of surplus funds from urban renewal settlements	0
4. The amount of any grant funds returned to the line of credit for which the planned use has not been included in a prior statement or plan	0
5. The amount of income from float-funded activities	0
<b>Total Program Income:</b>	<b>60,000</b>

#### Other CDBG Requirements

1. The amount of urgent need activities	0
2. The estimated percentage of CDBG funds that will be used for activities that benefit persons of low and moderate income. Overall Benefit - A consecutive period of one, two or three years may be used to determine that a minimum overall benefit of 70% of CDBG funds is used to benefit persons of low and moderate income. Specify the years covered that include this Annual Action Plan.	100.00%

#### Discussion

The Town of Hamburg continues to utilize its Community Development Block Grant funding 100% for low and moderate income areas and persons. This has been identified within our CAPER and within the HUD Annual Community Assessment by the Buffalo, NY HUD office.

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## Attachments

## Citizen Participation Comments

### **Town of Hamburg, New York; 2024 PY Public Hearing Report**

The following comments were received during our public hearing process: Monday, August 14, 2023 - 4:00 p.m. (Hamburg Town Hall): No persons attended the public hearing. No e-mail requests were received. Monday, August 14, 2023 - 6:00 p.m. (Hamburg Town Hall): One person attended the public hearing asking about the First Time Home Buyer program. An application for the program was provided.

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Monday, September 11, 2023 - 6:00 p.m. (Hamburg Town Hall): One person attended the public hearing supporting affordable housing for the town. No e-mail requests were received.

Monday, September 18, 2023 - 4:00 p.m. (Hamburg Village Hall): A presentation was made to the Village Board about the CDBG program and its impact upon the Village over the years. No e-mail requests were received.

Wednesday, September 20, 2023 – 5:30 p.m. A presentation was made to the Blasdel Village Board. A report was given as to the funding provided to the village and the impact it is having on the village infrastructure and community. No e-mail requests were received.

Monday, September 25, 2023 - 4:00 p.m. (Hamburg Town Hall): Two persons attended the public hearing looking for road improvements for their street, which was not within a target area. A program explanation and target map were provided to them. No e-mail requests were received.

Monday, September 25, 2023 - 6:00 p.m. (Hamburg Town Hall): No one attended the public hearing. No e-mail requests were received.

Monday, October 2, 2023 - 4:00pm. One person attended the public hearing looking for an application for the housing rehabilitation program, which was provided. No e-mail requests were received.

Monday, October 2, 2023 - 6:00pm. Funding applications were submitted by three groups prior to the upcoming application deadline. They were all accepted. No e-mail requests were received.

During the 2024 Action Plan hearing process, attendance was again lower than pre-pandemic levels. While we again had in-person hearings within all town and village buildings, the general public neglected to attend some of the hearings. The publication of information for the hearings was once again placed onto the town and department websites as well as four times within the official newspaper “The Hamburg Sun”. The specific e-mail address for public hearing information/requests was not utilized ([CDpublichearing@townofhamburgny.gov](mailto:CDpublichearing@townofhamburgny.gov)).

**Grantee SF-424's and Certification(s)**

### Application for Federal Assistance SF-424

\* 1. Type of Submission:

- ☐ Preapplication  
☒ Application  
☐ Changed/Corrected Application

\* 2. Type of Application:

- ☒ New  
☐ Continuation  
☐ Revision

\* If Revision, select appropriate letter(s):

\* Other (Specify):

\* 3. Date Received:

4. Applicant Identifier:

5a. Federal Entity Identifier:

B-24-MC-36-0013

5b. Federal Award Identifier:

#### State Use Only:

6. Date Received by State:

7. State Application Identifier:

#### 8. APPLICANT INFORMATION:

\* a. Legal Name: Town of Hamburg, New York

\* b. Employer/Taxpayer Identification Number (EIN/TIN):

16-6002270

\* c. UEI:

RALWE4Z4FRF5

#### d. Address:

\* Street1: 6100 South Park Avenue

Street2: Hamburg

\* City: Erie

County/Parish:

\* State: NY: New York

Province:

\* Country: USA: UNITED STATES

\* Zip / Postal Code: 140753766

#### e. Organizational Unit:

Department Name:

Community Development

Division Name:

#### f. Name and contact information of person to be contacted on matters involving this application:

Prefix: Mr.

\* First Name: Christopher

Middle Name:

\* Last Name: Hull

Suffix:

Title: Director of Community Development

Organizational Affiliation:

\* Telephone Number: 7166486216

Fax Number:

\* Email: chull@townofhamburgny.gov

## Application for Federal Assistance SF-424

### \* 9. Type of Applicant 1: Select Applicant Type:

C: City or Township Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

### \* 10. Name of Federal Agency:

Department of Housing and Urban Development

### 11. Catalog of Federal Domestic Assistance Number:

14.218

CFDA Title:

Community Development Block Grants/Entitlement Grants

### \* 12. Funding Opportunity Number:

\* Title:

Community Development Block Grant 2024 Entitlement Grant

### 13. Competition Identification Number:

Title:

### 14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

### \* 15. Descriptive Title of Applicant's Project:

Community Development Block Grant 2024 Entitlement Grant

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments



**Application for Federal Assistance SF-424****16. Congressional Districts Of:**

\* a. Applicant

23

\* b. Program/Project

23

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**

\* a. Start Date:

04/01/2024

\* b. End Date:

03/31/2025

**18. Estimated Funding (\$):**

* a. Federal	435,000.00
* b. Applicant	
* c. State	
* d. Local	
* e. Other	
* f. Program Income	60,000.00
* g. TOTAL	495,000.00

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**☐ a. This application was made available to the State under the Executive Order 12372 Process for review on☐ b. Program is subject to E.O. 12372 but has not been selected by the State for review.☐ c. Program is not covered by E.O. 12372.**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**☐ Yes☒ No

If "Yes", provide explanation and attach

Add Attachment

Delete Attachment

View Attachment

**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)**

☒ \*\* 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.

**Authorized Representative:**

Prefix:

Mr.

\* First Name:

Randall

Middle Name:

A

\* Last Name:

Hoak

Suffix:

\* Title:

Supervisor

\* Telephone Number:

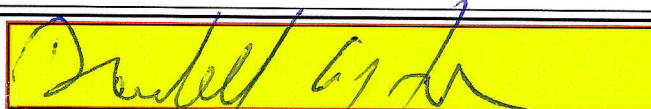
7166496111

Fax Number:

\* Email:

rhoak@townofhamburgny.gov

\* Signature of Authorized Representative:



\* Date Signed:

01/04/2024

## CERTIFICATIONS

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

**Affirmatively Further Fair Housing** --The jurisdiction will affirmatively further fair housing.

**Uniform Relocation Act and Anti-displacement and Relocation Plan** -- It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601-4655) and implementing regulations at 49 CFR Part 24. It has in effect and is following a residential anti-displacement and relocation assistance plan required under 24 CFR Part 42 in connection with any activity assisted with funding under the Community Development Block Grant or HOME programs.


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

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

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

**Consistency with plan** --The housing activities to be undertaken with Community Development Block Grant, HOME, Emergency Solutions Grant, and Housing Opportunities for Persons With AIDS funds are consistent with the strategic plan in the jurisdiction's consolidated plan.

**Section 3** -- 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.

  
Signature of Authorized Official

1/4/24  
Date

SUPERVISOR  
Title



## Specific Community Development Block Grant Certifications

The Entitlement Community certifies that:

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

**Community Development Plan** -- Its consolidated plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the CDBG program (i.e., the development of viable urban communities, by providing decent housing and expanding economic opportunities, primarily for persons of low and moderate income) and requirements of 24 CFR Parts 91 and 570.

**Following a Plan** -- It is following a current consolidated plan that has been approved by HUD.

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

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low- and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include CDBG-assisted activities which the grantee certifies are designed to meet other community development needs having particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available (see Optional CDBG Certification).

2. Overall Benefit. The aggregate use of CDBG funds, including Section 108 guaranteed loans, during program year(s) 2022, 2023, 2024 [a period specified by the grantee of one, two, or three specific consecutive program years], shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period.

3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108 loan guaranteed funds, by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

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

In addition, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

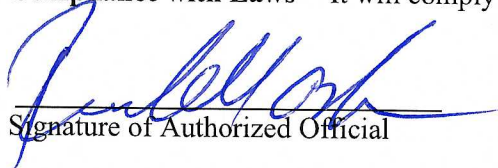
**Excessive Force** -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction.

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

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

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

  
\_\_\_\_\_  
Signature of Authorized Official

1/4/24  
\_\_\_\_\_  
Date

SUPERVISOR  
\_\_\_\_\_  
Title

## **APPENDIX TO CERTIFICATIONS**

### **INSTRUCTIONS CONCERNING LOBBYING CERTIFICATION:**

#### **Lobbying Certification**

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



## 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.

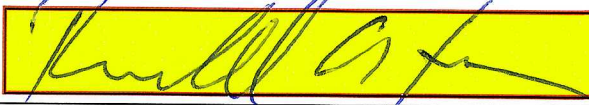
**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**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.

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 Supervisor
APPLICANT ORGANIZATION Town of Hamburg	DATE SUBMITTED 01/04/2024

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