

American Recovery and
Reinvestment Act of 2009



City of Miami
Department of Community Development

Substantial Amendment -
Annual Action Plan FY2008
CDBG - Recovery Act

THE CDBG-R SUBSTANTIAL AMENDMENT

Jurisdiction(s): City of Miami	CDBG-R Contact Person: George Mensah
Jurisdiction Web Address: <i>www.miamigov.com/communitydevelopment</i>	Address: 444 SW 2 Avenue, 2 Floor Miami, FL 33130
	Telephone: (305) 416-1978
	Fax: (305) 416-2090
	Email: gmensah@miamigov.com

The American Recovery and Reinvestment Act of 2009 ("Recovery Act") was signed into law by President Obama on February 17, 2009. The Recovery Act awards \$1 billion in CDBG Recovery (CDBG-R) funds to be distributed to cities, counties, insular areas and states, of which \$10 million has been reserved by the U.S. Department of Housing and Urban Development (HUD) for its administrative costs and \$10 million of which will be awarded to Indian tribes. Recipients of the remaining \$980 million of CDBG-R funds will be the approximately 1,200 jurisdictions that received CDBG funding in Fiscal Year 2008.

Funding available under the Recovery Act has clear purposes – to stimulate the economy through measures that modernize the Nation’s infrastructure, improve energy efficiency, and expand educational opportunities and access to health care.

HUD’s Notice of Program Requirements FR-5309-N-01 asks from grantees to evaluate proposed projects for consistency with the goals of the American Recovery and Reinvestment Act of 2009 (ARRA) and to specifically follow the provisions of Title XII of Division A of the Act. This Title requires that in selecting CDBG-R projects to be funded, “recipients shall give priority to projects that can award contracts based on bids within 120 calendar days from the date the funds are made available”. In addition, Section 1602 of ARRA requires that grantees shall use grant funds in a manner that maximizes job creation and economic benefit. Section 1602 also states that, when CDBG-R funds are being used for infrastructure investments, “grantees must give preference to activities that can be started and completed expeditiously, including a goal to obligate at least 50 percent of the funds for activities that can be initiated within 120 days...”

A. SPREADSHEET FOR REPORTING PROPOSED CDBG-R ACTIVITIES

City of Miami		CDBG-R Formula Grant Amount: \$2,218,946					Date: 6/5/2009	
Activity Name	Activity Description	Eligibility (Regulatory or HCDA Citation)	National Objective Citation	CDBG-R Project Budget (\$)	Additional Recovery Funds (\$)	Other Leveraged Funding (\$)	Total Activity Budget	
Public Facilities and Improvements	<i>Roadway and Sidewalk Improvements</i> Replace deteriorated and defective roadways and sidewalks in low to moderate income areas to improve roads and pedestrian access safety and walkability for residents in eligible census tract areas. Improvements include the construction/renovation of roadways (milling & resurfacing), sidewalks, and curbs. It may also include signage, pavement striping, swale block, storm drainage improvements, bike and pedestrian safety improvements and ADA ramp installations. Sidewalks are a critical component of public transit and they are primarily utilized by low to moderate-income people.	570.201(c)	570.208(a)(1)	\$ 1,597,641	\$ -	\$ 1,000,000	\$ 2,597,641	
Commercial Façade Program	This program is geared toward improving the exterior of commercial structures by installing windows, doors, and awnings among other qualifying improvements. This will create more attractive, productive, and a safe business environment for customers and business owners. The Commercial Façade program stimulates the economic revitalization of businesses by improving the storefronts and signage to enhance the business environment and attract more business patronage to the area.	570.202(a)(3)	570.208(a)(1)	\$ 399,410	\$ -	\$ 300,000	\$ 699,410	
CDBG-R Planning and Administration	Funding will be used to efficiently and effectively monitor the use of CDBG-R funding. (10 percent of total funding)	-	-	\$ 221,895	\$ -	\$ -	\$ 221,895	
		Activity Totals:			\$ -	\$1,300,000	\$ 3,518,946	

B. CDBG-R INFORMATION BY ACTIVITY (COMPLETE FOR EACH ACTIVITY)

As per Title XII of Division A of the American Recovery and Reinvestment Act (ARRA), priority was given to infrastructure projects whereby construction could start within 120 days of HUD's approval of the City's plan. In addition, to meet the requirements of Section 1602 of ARRA, the City will utilize grant funds in a manner that maximizes job creation and economic benefit. In addition, it is the City goal to obligate at least 50 percent of the funds for those activities that can be initiated within 120 days.

1. Public Facilities and Improvements:

Roadway and Sidewalk Improvements

Replace deteriorated and defective roadways and sidewalks in low to moderate income areas to improve roads and pedestrian access safety and walkability for residents in eligible census tract areas. Improvements include the construction/ renovation of roadways (milling & resurfacing), sidewalks, and curbs. It may also include signage, pavement striping, swale block, storm drainage improvements, bike and pedestrian safety improvements and ADA ramp installations. Sidewalks are a critical component of public transit and, in the City of Miami, they are primarily utilized by low to moderate-income people. This activity will be undertaken on a citywide basis.

The successful implementation of this activity will provide an immediate area benefit to residents of the assisted neighborhoods (areas targeted will be constituted of 51% or more low income residents) and will create construction jobs for one of the most affected segments of the local workforce. Prior to selecting this project, the City carefully analyzed different project alternatives and took into consideration the requirements of Title XII of Division A and Section 1602 of the ARRA (as explained above) and decided to go with a project that could be implemented rapidly and that maximized the number of jobs to be generated from the activity.

This activity is geared toward modernizing the City's infrastructure and is in direct support of the intent of the Recovery Act. Improving the current subpar roadway and sidewalk conditions provide long term results that contribute to the economic upswing of low income areas by making neighborhoods more attractive to private investment.

In addition to funding this activity with CDBG-R, the City will allocate approximately \$1,000,000 of leveraging funding to further extend the outreach of this activity. There will be no additional Recovery Act funding associated with this project.

Job Creation: The City estimates that 46 temporary construction jobs will be created/ retained with CDBG-R funding.

Allocated Amount: The following is the projected funding for this activity:

CDBG-R:	\$1,597,641
Other Leveraged Funding:	\$1,000,000
Total:	\$2,597,641

Responsible Organization: The City of Miami through its Capital Improvement Program will be responsible for implementing this activity. For additional information on the activity, you may contact:

City of Miami – Department of Community Development
George Mensah, Director
444 SW 2nd Avenue, 2nd Floor
Miami, FL 33130
305-416-1978

City of Miami – Capital Improvements Program
Ola A. Aluko, Director
444 SW 2nd Avenue, 8th Floor
Miami, FL 33130
305-416-1280

2. Commercial Façade Program

This program is geared toward improving the exterior of commercial structures by installing windows, doors, and awnings among other qualifying improvements. This will create more attractive, productive, and a safe business environment for customers and business owners. The Commercial Façade program stimulates the economic revitalization of businesses by improving the storefronts and signage to enhance the business environment and attract more business patronage to the area.

The City plans to implement an informal process to select a current service provider familiar with HUD regulations and the provision of similar rehabilitation activities in the targeted area. The City, however, will require such sub-grantee to follow adequate competitive procurement procedures to select contractor to perform the requirements of this activity.

Job Creation: The City estimates that 29 temporary construction jobs will be created/ retained with CDBG-R funding.

Allocated Amount: The following is the projected funding for this activity:

CDBG-R:	\$399,410
Other Leveraged Funding:	\$300,000
Total:	\$699,410

Responsible Organization: The City of Miami through its Department of Community Development will be responsible for implementing this activity. For additional information on the activity, you may contact:

City of Miami – Department of Community Development
George Mensah, Director
444 SW 2nd Avenue, 2nd Floor
Miami, FL 33130
305-416-1978

3. CDBG-R Planning and Administration

Funding will be used to efficiently and effectively monitor the use of CDBG-R funding.
(10 percent of total funding)

The following is the projected funding for this activity:

CDBG-R:	\$221,895
Total:	\$221,895

C. PUBLIC COMMENT

The City of Miami strictly followed its Citizen Participation Plan in accordance with 24 CFR part 91, except that enforced a 7-day minimum comment period requirement as allowed by the U.S. Department of Housing and Urban Development (HUD) under FR-5309-N-01 by posting the plan on for public comments on its website.

The City opened a 7-day comment period to provide City residents with an opportunity to submit written comments and views on the proposed uses of CDBG-R funding. The substantial amendment and its comment period timeframe were placed on the City's website on May 21, 2009. The document was also available for review at 444 SW 2nd Avenue, 2nd Floor, Miami, Fl. 33130. The review period started on May 21, 2009 and ended on May 27, 2009. The posting included a brief summary of the item, the commencement and ending dates of the comment period, information on how to submit written comments, and the date the item was going to be presented to City Commission for approval.

The public hearing took place on May 28, 2009 at City Hall (3500 Pan American Drive, Miami, FL.). The location was accessible to persons with disabilities and translation services for non-English speaking persons were available as requested.

Although Public Participation was encouraged, the City of Miami did not receive any public comments in reference to the implementation of CDBG-R Activities.

CDBG-R Substantial Amendment Grantee Checklist

For the purposes of expediting review, HUD asks that applicants submit the following checklist along with the CDBG-R Substantial Amendment, Spreadsheet for Reporting Proposed CDBG-R Activities, and SF-424.

Contents of a CDBG-R Action Plan Substantial Amendment

Jurisdiction(s): City of Miami Lead Agency	CDBG-R Contact Person: George Mensah Address: 444 SW 2 Avenue, 2 Floor Miami, FL 33130
Jurisdiction Web Address: <i>www.miamigov.com/communitydevelopment</i>	Telephone: (305) 416-1978 Fax: (305) 416-2090 Email: gmensah@miamigov.com

The elements in the substantial amendment required for the CDBG recovery funds are:

A. SPREADSHEET FOR REPORTING PROPOSED CDBG-R ACTIVITIES

Does the submission contain a paper copy of the Spreadsheet for Reporting Proposed CDBG-R Activities?

Yes ☒ No ☐ Verification found on page 2

Does the submission include an electronic version of the Spreadsheet for Reporting Proposed CDBG-R Activities sent to the email box CDBG-R@hud.gov?

Yes ☒ No ☐ Date Spreadsheet was emailed: 5/29/2009

Does the Spreadsheet for Reporting Proposed CDBG-R Activities include, for each activity:

- amount of funds budgeted for each activity, including CDBG-R funds, any additional Recovery Funds used and total activity budget,
Yes ☒ No ☐ Verification found on page(s) 2
- the Eligibility citation (eligibility regulatory cite or HCDA cite),
Yes ☒ No ☐ Verification found on page(s) 2
- the CDBG national objective citation,
Yes ☒ No ☐ Verification found on page(s) 2

B. CDBG-R INFORMATION BY ACTIVITY

Does the submission contain information by activity describing how the grantee will use the funds, including:

- a narrative for each activity describing how CDBG-R funds will be used in a manner that maximizes job creation and economic benefit,
Yes ☒ No ☐ Verification found on page(s) 3-4
- projected number of jobs created for each activity,
Yes ☒ No ☐ Verification found on page(s) 3-4

- whether an activity will promote energy efficiency and conservation,
Yes ☐ No ☒ Verification found on page(s) n/a
- the name, location, and contact information for the entity that will carry out the activity,
Yes ☒ No ☐ Verification found on page(s) 3-4
- evidence that no more than 10% of the grant amount will be spent on administration and planning,
Yes ☒ No ☐ Verification found on page (s) 4
- evidence that no more than 15% of the grant amount will be spent on public services,
Yes ☐ No ☒ Verification found on page (s) n/a
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,
Yes ☒ No ☐ Verification found on page (s) 5

C. PUBLIC COMMENT PERIOD

Was the proposed action plan amendment published via the jurisdiction's usual methods and on the Internet for no less than 7 calendar days of public comment?

Yes ☒ No ☐ Verification found on page(s) 5

Is there a summary of citizen comments included in the final amendment?

Yes ☐ No ☒ Verification found on page(s): No comments were received

D. CERTIFICATIONS

The following certifications are complete and accurate:

- | | | |
|--|---|-----------------------------|
| (1) Affirmatively furthering fair housing | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (2) Anti-displacement and relocation plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (3) Drug-free Workplace | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (4) Anti-lobbying | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (5) Authority of jurisdiction | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (6) Consistency with plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (7) Section 3 | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (8) Community development plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (9) Following a plan | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (10) Use of Funds | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (11) Excessive Force | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (12) Compliance with anti-discrimination laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (13) Lead-based paint procedures | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (14) Compliance with laws | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (15) Compliance with ARRA | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (16) Project selection | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (17) Timeliness of infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (18) Buy American provision | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (19) Appropriate use of funds for infrastructure investments | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| (20) 70% of CDBG-R for LMI | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |

Optional Certification

(21) Urgent Need Yes ☐ No ☒

CERTIFICATIONS

(1) **Affirmatively furthering fair housing.** The jurisdiction will affirmatively further fair housing, which means that it will conduct an analysis to identify 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 the analysis and actions in this regard.

(2) **Anti-displacement and relocation plan.** The jurisdiction 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), and implementing regulations at 49 CFR part 24; and it has in effect and is following a residential anti-displacement 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 CDBG-R.

(3) **Drug Free Workplace.** The jurisdiction will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;
2. Establishing an ongoing drug-free awareness program to inform employees about –
 - (a) The dangers of drug abuse in the workplace;
 - (b) The grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will -
 - (a) Abide by the terms of the statement; and
 - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant officer or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following actions, within 30 calendar days of receiving notice under subparagraph 4(b), with respect to any employee who is so convicted:
 - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended; or

(b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;

7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

(4) **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.

(5) **Authority of Jurisdiction.** The jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations and other program requirements.

(6) **Consistency with Plan.** The housing activities to be undertaken with CDBG-R funds are consistent with its consolidated plan.

(7) **Section 3.** The jurisdiction 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 135.

(8) **Community development plan.** The jurisdiction certifies that the consolidated housing and community development plan identifies housing and community development needs and specifies both short-term and long-term community development objectives that have been developed in accordance with the primary objective of the statute authorizing the CDBG program.

(9) **Following a plan.** The jurisdiction is following a current consolidated plan that has been approved by HUD.

(10) **Use of funds.** The jurisdiction has developed activities so as to give the maximum feasible priority to activities that will benefit low- and moderate-income families or aid in the prevention of slums or blight. Additional activities may be included that 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 where other financial resources are not available to meet such needs. It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG-R 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. **Special Assessments.** The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R 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-R funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with CDBG-R 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-R funds. The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG-R funds, unless CDBG-R 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-R funds. In addition, with respect to properties owned and occupied by moderate-income (but not low-income) families, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG-R funds if the jurisdiction certifies that it lacks CDBG-R or CDBG funds to cover the assessment.

(11) **Excessive Force.** The jurisdiction certifies that 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 that is the subject of such non-violent civil rights demonstrations within its jurisdiction.

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

(13) **Compliance with lead-based paint procedures.** The activities concerning lead-based paint will comply with the requirements of part 35, subparts A, B, J, K, and R of this title.

(14) **Compliance with laws.** The jurisdiction will comply with applicable laws.

(15) **Compliance with ARRA.** The jurisdiction will comply with Title XII of Division A of the American Recovery and Reinvestment Act of 2009.

(16) **Project selection.** The jurisdiction will select projects to be funded, by giving priority to projects that can award contracts based on bids within 120 days from the date the funds are made available to the recipient, and that will ensure maximum job creation and economic benefit.

(17) **Timeliness of infrastructure investments.** When the jurisdiction uses CDBG-R funds for infrastructure investments, the grantee will give preference to quick-start and finish activities, including a goal to use at least 50 percent of the funds for activities within 120 days of enactment of the Recovery Act.

APPLICATION FOR FEDERAL ASSISTANCE

OMB Approved No. 3076-0006

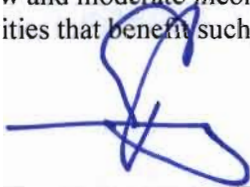
Version 7/03

1. TYPE OF SUBMISSION: Application		2. DATE SUBMITTED June 5, 2009	Applicant Identifier	
<input type="checkbox"/> Construction	<input type="checkbox"/> Pre-application	3. DATE RECEIVED BY STATE	State Application Identifier	
<input checked="" type="checkbox"/> Non-Construction	<input type="checkbox"/> Construction	4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier	
<input type="checkbox"/> Non-Construction	<input type="checkbox"/> Pre-application			
5. APPLICANT INFORMATION				
Legal Name: City of Miami		Organizational Unit: Department: Community Development		
Organizational DUNS: 118890230		Division:		
Address: Street: 444 SW 2 Avenue, 2 Floor		Name and telephone number of person to be contacted on matters involving this application (give area code)		
City: Miami		Prefix: Mr.	First Name: Roberto	
County: Miami-Dade		Middle Name J.		
State: Florida		Last Name Tazoe		
Zip Code 33130	Suffix:			
Country: United States		Email: rtazoe@miamigov.com		
6. EMPLOYER IDENTIFICATION NUMBER (EIN): 59-6000375		Phone Number (give area code) 305-416-1984		Fax Number (give area code) 305-400-5064
8. TYPE OF APPLICATION: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision If Revision, enter appropriate letter(s) in box(es) (See back of form for description of letters.) Other (specify) <input type="checkbox"/> <input type="checkbox"/>		7. TYPE OF APPLICANT: (See back of form for Application Types) C. Municipality Other (specify)		
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 14-253		9. NAME OF FEDERAL AGENCY: U.S. Department of Housing and Urban Development (HUD)		
12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.): City of Miami		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT: Community Development Block Grant - Recovery Act (CDBG-R) under Title XII of the American Recovery and Reinvestment Act of 2009		
13. PROPOSED PROJECT Start Date: 5/8/2009 Ending Date: 9/30/2012		14. CONGRESSIONAL DISTRICTS OF: a. Applicant 17, 18, 21 b. Project 17, 18, 21		
15. ESTIMATED FUNDING:		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?		
a. Federal	\$ 2,218,946.00	a. Yes. <input type="checkbox"/> THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON		
b. Applicant	\$.00	DATE:		
c. State	\$.00	b. No. <input checked="" type="checkbox"/> PROGRAM IS NOT COVERED BY E. O. 12372		
d. Local	\$.00	<input type="checkbox"/> OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW		
e. Other	\$.00	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?		
f. Program Income	\$.00	<input type="checkbox"/> Yes If "Yes" attach an explanation. <input checked="" type="checkbox"/> No		
g. TOTAL	\$ 2,218,946.00			
18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.				
a. Authorized Representative				
Prefix Mr.	First Name Pedro	Middle Name G.		
Last Name Hernandez	Suffix			
b. Title City Manager	c. Telephone Number (give area code) 305-416-1025			
d. Signature of Authorized Representative	e. Date Signed 5/21/09			

(18) **Buy American provision.** The jurisdiction will ensure that all iron, steel and manufactured goods used in construction, alteration, repair, or maintenance of a public building or public work project assisted with CDBG-R funds under the Recovery Act must be produced in the United States unless the Secretary finds that: (1) the requirement is inconsistent with public interest; (2) those goods are not reasonably available or produced in sufficient quantity in the U.S.; (3) or the use of the goods will increase the project cost by more than 25 percent.

(19) **Appropriate use of funds for infrastructure investments.** The Governor, mayor, or other chief executive, as appropriate certifies, that any infrastructure investments have received the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars. Alternatively, a grantee's chief elected official certifies that infrastructure investments will receive the full review and vetting required by law and that the chief executive accepts responsibility that the infrastructure investment is an appropriate use of taxpayer dollars.

(20) **70% of CDBG-R for LMI.** The aggregate use of CDBG-R funds shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the grant is expended for activities that benefit such persons over the life of the CDBG-R grant.



Signature/Authorized Official

PEDRO G. HERNANDEZ

5/21/09
Date

City Manager

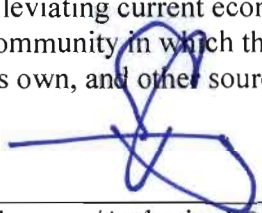
Title

OPTIONAL CERTIFICATION

CDBG-R

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):

Where the urgent need is the current economic conditions, the grantee certifies that the activity is alleviating current economic conditions which pose a threat to the economic welfare of the community in which the activity is being carried out, the recipient is unable to finance the activity on its own, and other sources of funding are not available.



Signature/Authorized Official

PEDRO G. HERNANDEZ

5/21/09

Date

City Manager

Title