

ARKANSAS EMERGENCY SOLUTIONS GRANTS PROGRAM

SUB-RECIPIENT'S STATEMENT OF ASSURANCES AND CERTIFICATIONS

I, **Harold Perrin**, as the authorized official and responsible party for **City of Jonesboro, AR** hereby assure and certify to the Arkansas Department of Human Services ("DHS") the following with regards to the award of this Emergency Solutions Grants (ESG) sub-grant and the ESG project being funded:

THRESHOLD CERTIFICATIONS

1. There are no significant unresolved audit findings relating to any prior grant award from the federal and/or state government that would adversely affect **SUB-RECIPIENT**'s capacity to administer this sub-grant.
2. No legal actions are underway or being contemplated that would significantly impact **SUB-RECIPIENT**'s capacity to effectively carry out this ESG project or to fulfil the requirements of this ESG sub-grant; and
3. No project costs have been, nor will be, incurred prior to formal written notification from **DHS** that the project may begin.

FEDERAL COMPLIANCE CERTIFICATIONS

SUB-RECIPIENT will comply with the policies and procedures found in the Arkansas DHS/DCO Office of Community Services Emergency Solutions Grant Policy and Procedures Manual, with applicable items in the current Consolidated Plan, with Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended, with 24 CFR Part 576 (including parts not specifically cited below), and with the following laws, regulations and requirements, both federal and state, as they pertain to the implementation and administration of this project:

Restriction on CARES Act Funds

The funds under this Agreement may only be used to prevent, prepare for, and respond to coronavirus, among individuals and families who are homeless or receiving homeless assistance, and to support additional homeless assistance and homelessness prevention activities to mitigate the impacts created by coronavirus. People experiencing homelessness shall not be required to receive treatment or perform any other prerequisite activities as a condition for receiving assistance.

Serving Youth Who Lack 3rd Party Documentation or Live in Unsafe Situations

Notwithstanding any contrary requirements under the McKinney-Vento Homeless Assistance Act or 24 CFR part 576, youth aged 24 and under who seek assistance (including shelter, services or rental assistance) shall not be required to provide third-party documentation that they meet the homeless definition in 24 CFR 578.3 as a condition for receiving assistance; and unaccompanied youth aged 24 and under (or families headed by youth aged 24 and under) who have an unsafe primary nighttime residence and no safe alternative to that residence shall be considered homeless for purposes of assistance provided by any private nonprofit organization whose primary mission is to provide services to youth aged 24 and under families headed by youth aged 24 and under.

COMPLIANCE WITH ANTI-DISCRIMINATION LAWS AND PROVISIONS

4. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with:
- Public Law 88-352, Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d), et. seq.) (24 CFR Part 1);
 - Section 109 of the Housing and Community Development Act of 1974, As Amended;
 - Age-Discrimination Act of 1975, As Amended (42 U.S.C. 6101, et. seq.);
 - Section 504 of the Rehabilitation Act of 1973, As Amended (29 U.S.C. 794) and the Americans with Disability Act;
 - Executive Order 11246, As Amended;
 - Executive Order 11063, As Amended by Executive Order 12259 (24 CFR Part 107); and
 - All implementing regulations.

COMPLIANCE WITH ENVIRONMENTAL STANDARDS AND PROVISIONS

5. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with:
- Section 104(f) of the Housing and Community Development Act of 1974, As Amended
 - Title IV of the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4831) and the Implementing Regulations found at 24 CFR Part 35
 - The National Environmental Policy Act of 1969 (42 U.S.C. Section 4321, et. seq., and 24 CFR Part 58)
 - The Clean Air Act, As Amended (42 U.S.C. 7401, et. seq.)
 - Farmland Protection Policy Act of 1981, (U.S.C. 4201, et. seq.)
 - The Endangered Species Act of 1973, As Amended (16 U.S.C. 1531, et. seq.)
 - The Reservoir Salvage Act of 1960 (16 U.S.C. 469, et. seq.), Section 3 (16 U.S.C. 469 a-1), As Amended by the Archaeological and Historic Preservation Act of 1974
 - The Safe Drinking Water Act of 1974 [42 U.S.C. Section 201, 300(f), et. seq., and U.S.C. Section 349 as Amended, particularly Section 1424(e) (42 U.S.C. Section 300H-303(e)]
 - The Federal Water Pollution Control Act of 1972, As Amended, including the Clean Water Act of 1977, Public Law 92-212 (33 U.S.C. Section 1251, et. seq.)
 - The Solid Waste Disposal Act, As Amended by the Resource Conservation and Recovery Act of 1976 (42 U.S.C. Section 6901, et. seq.)
 - The Fish and Wildlife Coordination Act of 1958, As Amended, (16 U.S.C. Section 661, et. seq.)
 - EPA List of Violating Facilities
 - HUD Environmental Standards (24 CFR, Part 51, Environmental Criteria and Standards and 44 F.R. 40860-40866, July 12, 1979)
 - The Wild and Scenic Rivers Act of 1968, As Amended (16 U.S.C. 1271, et. seq.)
 - Flood Insurance
 - Executive Order 11988, May 24, 1978: Floodplain Management (42 F.R. 26951, et. seq.)

- Executive Order 11990, May 24, 1977: Protection of Wetlands (42 F.R. 26961, et. seq.)
- Environmental Protection Act, NEB. REV. STAT. 81-1501 to 81-1532 (R.R.S. 1943)
- Historic Preservation

COMPLIANCE WITH LABOR STANDARDS AND PROVISIONS

6. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with:

- Section 110 of the Housing and Community Development Act of 1974, As Amended
- Fair Labor Standards Act of 1938, As Amended, (29 U.S.C. 102, et. seq.)
- Davis-Bacon Act, As Amended (40 U.S.C. 276-a - 276a-5); and Section 2; of the June 13, 1934 Act., As Amended (48 Stat. 948.40 U.S.C. 276(c), popularly known as The Copeland Act
- Contract Work Hours and Safety Standards Act (40 U.S.C. 327, et. seq.)
- Section 3 of the Housing and Urban Development Act of 1968 [12 U.S.C. 1701(u)]

COMPLIANCE WITH FAIR HOUSING STANDARDS AND PROVISIONS

7. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with:

- Section 104(a)(2) of the Housing and Community Development Act of 1974, As Amended Public Law 90-284, Title VIII of the Civil Rights Act of 1968 (42 U.S.C. 3601, et. seq.). As Amended by the Fair Housing Amendments Act of 1988
- Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, As Amended (42 U.S.C. 4630) and the Implementing Regulations Found at 49 CFR Part 24

COMPLIANCE WITH ADMINISTRATIVE AND FINANCIAL PROVISIONS

8. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with:

- 2 CFR 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards “Cost Principles”, where applicable
- 2 CFR 200 Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards “Administrative Requirements”, where applicable
- Arkansas Financial Management Procedures and Arkansas Procurement Laws
- 24 CFR 570.503 - Grant Administration Requirements for Use of Escrow Accounts for Property Rehabilitation Loans and Grants
- 24 CFR 570.488 to 570.499a - States Program: State Administration of CDBG Non-entitlement Funds
- 24 CFR Subtitle A (4-1-98 Edition) – 85 Administrative requirements for grants and cooperative agreements to State, local and federally recognized Indian tribal governments

COMPLIANCE WITH PROGRAMMATIC REQUIREMENTS AND PROVISIONS

9. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with the following programmatic requirements:

- **Major rehabilitation/conversion**

If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the building will be maintained 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 building will be maintained 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 building will be maintained 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**

If ESG funds are used for shelter operations or essential services related to street outreach or emergency shelter, **SUB-RECIPIENT** 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 applicant serves the same type of persons (e.g., families with children, unaccompanied youth, veterans, 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**

SUB-RECIPIENT will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for such individuals.

- **Homeless Persons Involvement**

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

- **Consolidated Plan**

All activities **SUB-RECIPIENT** undertakes with assistance under ESG will be consistent with the State's current HUD-approved Consolidated Plan.

- **Lead-Based Paint**

All activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, Subparts A through R.

COMPLIANCE WITH MISCELLANEOUS

10. **SUB-RECIPIENT** will implement this ESG project and administer this ESG sub-grant in conformity with the Hatch Act of 1938, As Amended (5 U.S.C. 1501, et. seq.).

Harold Perrin

Typed or Printed Name of Authorized Official



Signature of Authorized Official

Mayor, City of Jonesboro

Title

Date