

Third Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant CDBG-Recovery Act

Grantees eligible to receive funds under the Community Development Block Grant Recovery Act (CDBG-R) are required to complete a substantial amendment to their Consolidated Plan 2008 Action Plan. This form sets forth the format for this substantial amendment. A completed form is due to HUD by **June 5, 2009**.

To aid grantees in meeting this submission deadline, the CDBG-R Notice reduces the requirement for a 30-day public comment period to no less than 7 calendar days for this substantial amendment. With this exception, CDBG-R grantees are required to follow their Consolidated Plan's citizen participation process. To maximize transparency, HUD strongly recommends that each grantee post its substantial amendment materials on the grantee's official website as the materials are developed.

A complete submission contains the following three documents:

- 1) A signed and dated SF-424,
- 2) A Substantial Amendment (this form), and
- 3) Signed and dated General Consolidated Plan and CDBG-R certifications.

For additional information regarding the CDBG-R program, visit the HUD American Recovery and Reinvestment act of 2009 (www.hud.gov/recovery). HUD and its technical assistance providers will regularly update this site to include CDBG-R resources developed.

Information is submitted in accordance with the regulatory authority contained in each program rule. The information will be used to rate applications, determine eligibility, and establish grant amounts.

Public reporting burden for this collection of information is estimated to be 16 hours, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This information is required to obtain benefits. To the extent that any information collected is of a confidential nature, there will be compliance with Privacy Act requirements. However, the substantial amendment to the Consolidated Plan 2008 Action Plan does not request the submission of such information.

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
Community Development Block Grant CDBG-Recovery Act**

A. General Information

Grantee Name	Will County Illinois	
Name of Entity or Department Administering Funds	Will County Land Use Department Community Development Division	
CDBG-R Contact Person (person to answer questions about this amendment and CDBG-R)	Ronald J. Pullman	
Title	Director of Community Development Division	
Address Line 1	58 E. Clinton St.	
Address Line 2	Suite 500	
City, State, Zip Code	Joliet, Illinois 60432	
Telephone	815-774-7894	
Fax	815-774-7895	
Email Address	rpullman@willcountylanduse.com	
Authorized Official (if different from Contact Person)	Lawrence M. Walsh	
Title	County Executive	
Address Line 1	302 N. Chicago St	
Address Line 2		
City, State, Zip Code	Joliet, Illinois	
Telephone	815-774-7480	
Fax	815-774-7895	
Email Address	lwalsh@willcountyillinois.com	
Web Address where this Form is Posted	http://www.willcountyillinois.com	
Amount Grantee is Eligible to Receive*	\$ 393,892	
Amount Grantee is Requesting	\$ 393,892	

*Amounts are available at <http://www.hud.gov/recovery/homelesspreventrecov.xls>

Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant CDBG-Recovery Act

B. Citizen Participation and Public Comment

1. Briefly describe how the grantee followed its citizen participation plan regarding this proposed substantial amendment..

Response: Consistent with our Citizen Participation Plan, Will County has undertaken activities to provide reasonable notice of and an opportunity to comment on this proposed substantial amendment to the 2008/2009 Action Plan. A Public Notice for comments on the substantial amendment and the opportunity for public comment was published in summary form in the Herald News, the newspaper of general circulation for Will County, on March 20, 2009. The notice included a description of the contents and purpose of the substantial amendment. Copies of the proposed amendment were made available at the Will County Land Use Department website and office. The public comment period was open for a 15-day period from March 30, 2009 through April 15, 2009. Any public comments received were taken into consideration prior to the submittal of this amendment. The public had a final opportunity to comment on the proposed amendment on April 16, 2009 when the Will County Board adopted this amendment at it's monthly public County Board meeting.

2. Provide the appropriate response regarding this substantial amendment by checking one of the following options:

- Grantee did not receive public comments.
- Grantee received and accepted all public comments.
- Grantee received public comments and did not accept one or more of the comments.

The public comment period was open from March 30, 2009 through April 15, 2009. As of the close of the public comment period including the public County Board Meeting on April 16, 2009, there were no additional public comments to be included in this substantial amendment.

3. Provide a summary of the public comments regarding this substantial amendment. Include a summary of any comments or views not accepted and the reasons for non-acceptance.

Response: No Comments were received.

Substantial Amendment to the Consolidated Plan 2008 Action Plan for the Community Development Block Grant CDBG-Recovery Act

C. CDBG-R Activities

1. For each activity, briefly describe the activities the jurisdiction will undertake with CDBG-R funds to address the priority needs and objectives. The grantee shall identify any other Recovery Act funding to be used in conjunction with each activity and total activity budgeted from all sources. Please see Attachment 1.

Response: Will County will undertake three separate activities as described in the attached spreadsheet. One Public Facilities Infrastructure project for public sanitary sewer and water in the Ridgewood Subdivision (\$335,092); Public Services Housing Counseling services (\$50,000); and Public Services for meals delivered to senior citizens (\$8,800). The County does not plan on using CDBG-R administrative funds. Public Service activities that are proposed are within the 15% cap limit as required by HUD.

2. For each activity, briefly describe the distribution and uses of the grantee's CDBG-R funds that will meet the requirements of Title XII of Division A and Section 1602 of the Recovery Act; that in selecting 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 to the recipient, and that for CDBG-R funds being used for infrastructure investments, recipients shall give preference to activities that can be started and completed expeditiously, including a goal of using at least 50 percent of the funds for activities that can be initiated not later than 120 calendar days after February 17, 2009.

Response: All three activities are continuation of existing projects and will be under contract within the required 120 day period.

3. For each activity, briefly describe how the use of CDBG-R funds for the activity will maximize job creation and economic benefit in relation to the CDBG-R funds obligated, and will address the Recovery Act by:
 - (A) Preserving and creating jobs and promoting economic recovery;
 - (B) Assist those persons most impacted by the recession;
 - (C) Providing investment needed to increase economic efficiency;
 - (D) Investing in transportation, environmental protection, or other infrastructure that will provide long-term benefits;
 - (E) Minimize or avoiding reductions in essential services; or
 - (F) Fostering energy independence.

**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
Community Development Block Grant CDBG-Recovery Act**

Response:

- Activity #1 Public Facilities Project: (A) Job creation via construction labor to be used on the project.
- Activity #2 Public Service Project: (B) (C) Housing Counseling, including foreclosure prevention and credit counseling services.
- Activity #3 Public Service Project: (E) Service to senior citizens on waiting list for meals on wheels program.

4. For each activity, briefly describe the number of full-and part-time jobs estimated to be created and retained by the activity (including permanent, construction, and temporary jobs)

Response: Activity #1 Ridgewood Sewer and Water Improvements
8 jobs retained

Activity #2 Housing Counseling and foreclosure prevention: One half time counseling professional job created.

Activity #3 Senior Meals on Wheels Program: No jobs created or retained.

5. Briefly describe the activities that will be carried out with CDBG-R funds that will be carried out with CDBG-R funds that promote energy conservation, smart growth, green building technologies, or reduce pollution emissions.

Response: Activity #1 brings sewer and water improvements to the Ridgewood area. This activity will reduce pollution emissions from untreated sanitary sewer discharge in the public streets.

**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
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D. Estimated Budget Summary

HUD requires the grantee to complete the following table so that participants in the citizen participation process may see the grantee’s preliminary estimated amounts for various CDBG-R activities. Enter the estimated budget amounts for each activity in the appropriate column and row. The grantee will be required to report actual amounts in subsequent reporting.

Following is a summary of the proposed use of CDBG-R funds:

Activity Name	Activity Description	CDBG-R funds budgeted	Eligibility Category	National Objective Citation	Additional Recovery Act funds
Ridgewood Public Facilities Improvement. Sanitary Sewer and Water in Ridgewood	Sewer and Water Improvements	\$335,092	570.201(c)	L/M Area Benefit	N/A
Public Service: Housing Counseling and foreclosure prevention.	Housing Counseling by HUD Certified Counseling agency	\$50,000	570.201(e)	L/M Limited Clientele	N/A
Public Service: Senior Citizens Meals program	Pubic Service Senior Citizen Meals Program	\$8,800	570.201(e)	Low Mod Limited Clientele	N/A
Total Activity Budget		\$393,892			

Total Activity Budget	\$393,892
Administration (up to 10% of allocation)	N/A
Total CDBG-R Amount Budgeted	\$393,892

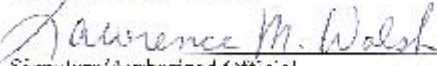
**Substantial Amendment to the Consolidated Plan 2008 Action Plan for the
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E. Authorized Signature

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 218, Section 1001)

Lawrence M. Walsh


Signature/Authorized Official

6-5-09

Date

County Executive

Title

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): County of Will Lead Agency: Will County Land Use Jurisdiction Web Address: <i>www.willcountyillinois.com</i>	CDBG-R Contact Person: R. Pullman Address: 58 E. Clinton St. Joliet Il. 60432 Telephone: 815-774-7894 Fax: 815-774-7895 Email: rpullman@willcountylanduse.com
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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 6

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: June 5, 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) 6
- the Eligibility citation (eligibility regulatory cite or HCDA cite),
Yes No Verification found on page(s) 6
- the CDBG national objective citation,
Yes No Verification found on page(s) 6

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) 5
- projected number of jobs created for each activity,
Yes No Verification found on page(s) 5
- whether an activity will promote energy efficiency and conservation,
Yes No Verification found on page(s) 5
- the name, location, and contact information for the entity that will carry out the activity,
Yes No Verification found on page(s) 2
- evidence that no more than 10% of the grant amount will be spent on administration and planning,
Yes No Verification found on page (s) 6
- evidence that no more than 15% of the grant amount will be spent on public services,
Yes No Verification found on page (s) 6
- evidence that at least 70% of the grant amount will benefit persons of low and moderate income,
Yes No Verification found on page (s) 6

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) 4

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

Yes No Verification found on page(s) 3

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 <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
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D. STATE CERTIFICATIONS

The following certifications are complete and accurate:

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

Optional Certification

- | | | |
|------------------|------------------------------|--|
| (20) Urgent Need | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
|------------------|------------------------------|--|

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.

(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

Date

Title