



REGIONAL REVIEW NOTIFICATION

Atlanta Regional Commission • 40 Courtland Street NE, Atlanta, Georgia 30303 • ph: 404.463.3100 • fax: 404.463.3105 • www.atlantaregional.com

DATE: Jun 8 2009

ARC REVIEW CODE: N906081

TO: Potentially Affected Local Governments and Other Interested Parties

FROM: Charles Krautler, Director

NOTE: This is digital signature.
Original on file.

The Atlanta Regional Commission (ARC) has received the following proposal and is initiating a regional review to seek comments from potentially impacted jurisdictions and agencies. The ARC requests your comments related to the proposal not addressed by the Commission's regional plans and policies.

Name of Proposal: Multi-year Sidewalk Design and Construction Project

Review Type: Other/Miscellaneous

Description: CDBG-R Program: 2008 phase of multi-year sidewalk design and construction project in designated cdbg target areas on Roswell Road in Sandy Springs.

Submitting Local Government: City of Sandy Springs

Date Opened: Jun 8 2009

Deadline for Comments: Jun 22 2009

Earliest the Regional Review can be Completed: Jun 22 2009

THE FOLLOWING LOCAL GOVERNMENTS AND AGENCIES ARE RECEIVING NOTICE OF THIS REVIEW:

ARC LAND USE PLANNING
GEORGIA DEPARTMENT OF TRANSPORTATION

ARC TRANSPORTATION PLANNING
GEORGIA REGIONAL TRANSPORTATION AUTHORITY

GEORGIA DEPARTMENT OF COMMUNITY AFFAIRS
CITY OF SANDY SPRINGS

Attached is information concerning this review.

If you have any questions regarding this review, Please contact Jon Tuley at (404) 463-3309 or jtuley@atlantaregional.com. If the ARC staff does not receive comments from you by Jun 22 2009, we will assume that your agency has no additional comments and we will close the review. Comments by email are strongly encouraged.

The ARC review website is located at: <http://www.atlantaregional.com/landuse>.

ARC STAFF NOTICE OF REGIONAL REVIEW AND COMMENT FORM

DATE: Jun 8 2009

ARC REVIEW CODE: N906081

TO: ARC Land Use, Environmental, Transportation, Research, and Aging Division Chiefs

FROM: Jon Tuley, Extension: 3-3309

Reviewing staff by Jurisdiction:

Land Use: Tuley, Jon

Transportation: Hammond, Regan

Environmental: N/A

Research: N/A

Aging: N/A

Name of Proposal: Multit-year Sidewalk Design and Construction Project

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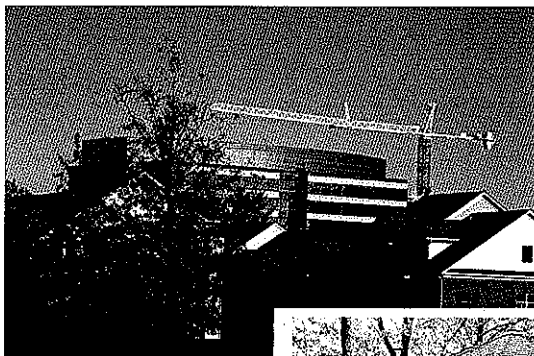
Earliest the Regional Review can be Completed: Jun 22 2009

Response:

- 1) ☐ Proposal is CONSISTENT with the following regional development guide listed in the comment section.
- 2) ☐ While neither specifically consistent nor inconsistent, the proposal relates to the following regional development guide listed in the comment section.
- 3) ☐ While neither specifically consistent nor inconsistent, the proposal relates to the following regional development guide listed in the comment section.
- 4) ☐ The proposal is INCONSISTENT with the following regional development guide listed in the comment section.
- 5) ☐ The proposal does NOT relate to any development guide for which this division is responsible.
- 6) ☐ Staff wishes to confer with the applicant for the reasons listed in the comment section.

COMMENTS:

DRAFT
2008 Action Plan
Community Development Block Grant
Program
Sandy Springs, GA



Adopted: June 17, 2008
Amended (CDBG-R): June 2, 2009
U.S. Department of Housing and Urban Development
Atlanta Region IV Office
Five Points Plaza Building
40 Marietta Street
Atlanta, GA 30303



Application for Federal Assistance SF-424

Version 02

***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:

June 5, 2009

4. Applicant Identifier:

132890

5a. Federal Entity Identifier:

00001

***5b. Federal Award Identifier:**

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

***a. Legal Name:** City of Sandy Springs, GA

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

20-3767748

***c. Organizational DUNS:**

619646040

d. Address:

***Street 1:** 7840 Roswell Road, Building 500

Street 2: _____

***City:** Sandy Springs

County: Fulton

***State:** Georgia

Province: _____

***Country:** USA

***Zip / Postal Code** 30350

e. Organizational Unit:

Department Name:

Community Development Department

Division Name:

None

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

Prefix: Ms.

***First Name:** Nancy

Middle Name: J.

***Last Name:** Leathers

Suffix: AICP

Title: Director

Organizational Affiliation:

City of Sandy Springs

***Telephone Number:** 770-206-1508

Fax Number: 770-206-1562

***Email:** nancy.leathers@sandyspringsga.org

Application for Federal Assistance SF-424

Version 02

***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:**

U.S. Department of Housing and Urban Development

11. Catalog of Federal Domestic Assistance Number:

14.253

CFDA Title:

Community Development Block Grant

***12 Funding Opportunity Number:**

N/A

*Title:

N/A

13. Competition Identification Number:

Title:

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

Cities

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

2008 phase of multi-year sidewalk design and construction project in designated CDBG-target areas (40.7%) on Roswell Road in Sandy Spring. CDBG-R funds targeted to surveying and design costs prior to sidewalk construction.

Application for Federal Assistance SF-424

Version 02

16. Congressional Districts Of:

*a. Applicant: Hon. Tom Price-Dist 6

*b. Program/Project: District 6

17. Proposed Project:

*a. Start Date: July 15, 2009

*b. End Date: December 30, 2009

18. Estimated Funding (\$):

*a. Federal	\$146,909
*b. Applicant	
*c. State	
*d. Local	
*e. Other	
*f. Program Income	
*g. TOTAL	\$146,909

*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 05/27/09
- ☐ 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.)

☐ Yes ☒ No

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 218, 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: Honorable *First Name: Eva

Middle Name: _____

*Last Name: Galambos

Suffix: _____

*Title: Mayor

*Telephone Number: 770-206-2050

Fax Number:

* Email: eva.galambos@sandyspringsga.org

*Signature of Authorized Representative:

*Date Signed:

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Resolutions

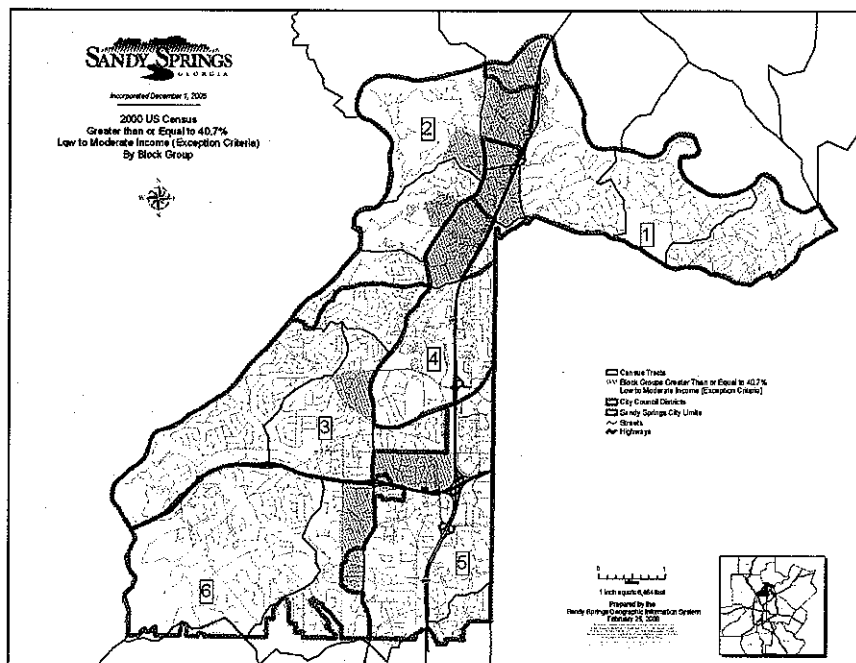
2008 City Council resolution 2008-06-26 to transmit Action Plan	
2009 City Council resolution (insert) to transmit amended Action Plan.....	

Executive Summary

Background

Sandy Springs, the lead agency responsible for administering the CDBG Program, was incorporated on December 1, 2005, after over 30 years of working to become a city. In April of 2005, prior to the citizen referendum endorsing the city's efforts to incorporate, U.S. Department of Housing and Urban Development (HUD) officials from the Atlanta Region IV Office of Community Planning and Development (CPD) met with local city representatives. As a result of demographic and population projections, HUD officials determined that the City would qualify to participate in the Community Development Block Grant Program (CDBG) as an Entitlement Community in 2008. In April 2006, the City began the process of preparing to participate in CDBG using data provided by HUD to identify future target areas for CDBG-funded projects. Since its incorporation, the City has focused its efforts on managing growth, infrastructure replacement, capital improvements, transportation improvements and other strategies that support its well-established neighborhoods and quality of life. The priority for the City's participation in the CDBG Program is to use a measured approach with direction from the Mayor and City Council to follow the capital plans completed by the Public Works Department to address the City's backlog of sidewalk improvements on Roswell Road. The City estimates it has approximately \$147,000,000 in needed transportation improvements. Map 1 illustrates the target areas identified early on for investment of CDBG funds.

Map 1: 11 Census Block Groups w/ 40.7% LMI Residents



Managing the Process

In conformance with the Citizen Participation Plan, the City held the required public hearing and meetings to solicit comments on community needs prior to creation of a draft 5-year Consolidated Plan and 2008 Action Plan. Those meetings were as follows:

Table 1: Public Meetings

Meeting	Day/Date/Time	Location
1. Public Hearing	Tuesday, March 4, 2008 @ 6:00 p.m.	Sandy Springs City Hall
2. Open House	Monday, March 10, 2008 @ 5:00 p.m.	Mt. Vernon Presbyterian School
3. Needs Assessment	Tuesday, April 1, 2008 @ 6:30 p.m.	Sandy Springs United Methodist Church

A summary of the public hearing minutes is provided in the Appendix. Over the course of these meetings, the Community Development Department staff received comments from or consulted with the following agencies:

- Sandy Springs Affordable Housing Partnership, Inc.
- Child Development Association of North Fulton
- Housing Authority of Fulton County
- Mary Hall Freedom House
- Soccer in the Streets
- Sandy Springs Christian Church
- The Cottage School
- Fulton County Department of Human Services
- Latta Enterprises, ADA Consulting Services
- Sharon Community Church
- Community Action Center

In addition to receiving public comments and consulting with these agencies, the City developed a webpage dedicated to the CDBG Program and the development of the first Consolidated Plan and 2008 Action Plan in an effort to broaden public participation in the City's process. The City also maintains a dedicated email address (cdbgprogram@sandyspringsga.org) to allow questions or comments to be sent to the City on any aspect of the CDBG program to give residents easy access to program information.

Institutional Structure

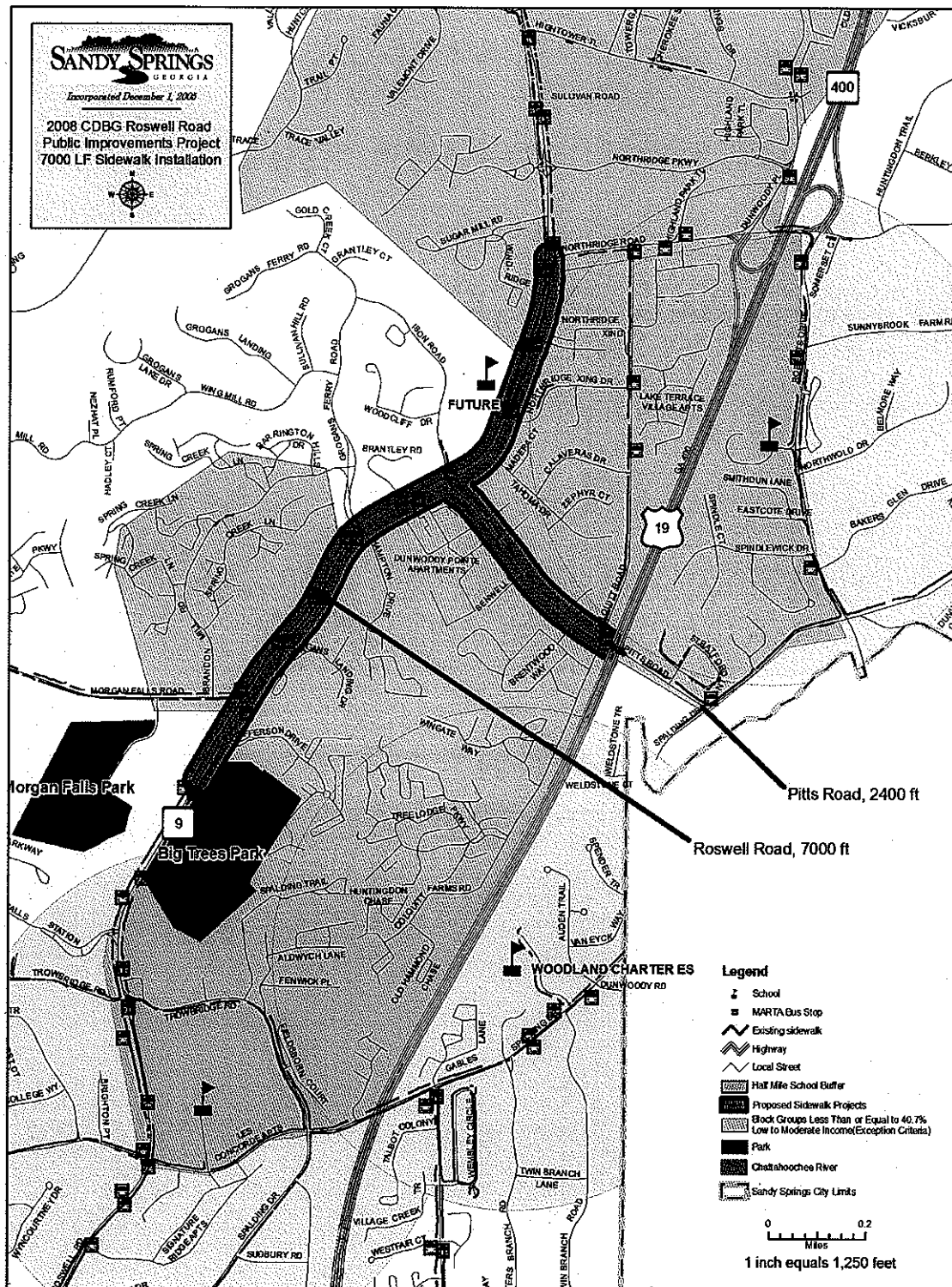
As the City's CDBG program evolves, there is an extensive network of committed individuals and organizations available to assist the City with its program. However, for the period of the City's 2008-12 Consolidated Plan, the City will manage the multi-year sidewalk planning and construction program through its Public Works and Community Development Departments. The direction of the Mayor and City Council was to adopt a manageable program to ensure the City establishes a low-risk and stable CDBG Program by focusing on eligible infrastructure projects. For the period of its 2008-12 Consolidated Plan, the City will employ its considerable expertise in this area using internal staff and will limit its participation with nonprofit and other organizations that are often partners in the CDBG Program. However, the City recognizes that community needs evolve and the City Council reserves the option to always amend its focus of the Consolidated Plan each year during the Action Plan process, as well as the option to amend any existing plans for the program to respond to evolving needs in the community at any time consistent with its Citizen Participation Plan.

2008 Action Plan

Geographic Targeting and LMI Benefit

The 2008 Action Plan reflects the City's proposal for how it will use its initial allocation of CDBG funds to benefit low- and moderate-income (LMI) residents of Sandy Springs. These funds will be focused geographically in 5 of the target areas identified along Roswell Road where Census block group data indicate at least 40.7% of residents are LMI. The City will use 100% of its 2008 CDBG allocation to benefit residents of the identified target areas. Map 2 illustrates the general area selected by the City to focus its efforts to develop a sidewalk project.

Map 2: General Project Area



There are a total of 2,743 LMI residents in the block groups listed below that will benefit from the City's 2008 CDBG sidewalk project as illustrated in Table 1:

Table 1: LMI Benefit

Census Tract	Block Group (BG)	LMI Population	BG Percent ¹ LMI
1. 010112	1	393	40.7
2. 010209	5	159	40.7
3. 010112	3	858	41.9
4. 010208	6	859	47.7
5. 010111	2	474	40.8
Total	--	2,743	--

Sources and Uses of Funds

HUD requires that preparation of the City's 2008 Action Plan include an estimate of anticipated CDBG funds for each program year. Based on the City's initial conversations with HUD, the City anticipated it would receive approximately \$540,875. At the time of submission of the initial Action Plan, the City anticipated using only CDBG funds for its 2008 projects. Neither City general funds nor additional private funds will be leveraged for this project.

In addition, in 2008 the City did not directly receive other sources of revenue such as the McKinney-Vento homeless assistance, Section 8, affordable housing, emergency shelter or similar funds for these purposes. Fulton County is the public provider of social services on behalf of the cities in the county and is the primary recipient of many of the funds.

2008 Action Plan Amendment – Allocation of CDBG-R Recovery Act Funds

On Tuesday, February 17, 2009, the President signed the American Recovery and Reinvestment Act of 2009 (ARRA) making an additional \$1b available to the CDBG Program. The City will receive an additional \$146,909 in CDBG-R funds through ARRA. The City intends to apply these additional resources to the 2008 sidewalk infrastructure improvements program, specifically to the design and surveying phase of the project in order to meet the 120 day deadline for obligating the CDBG-R funds. The final notice pertaining to the CDBG-R funds was issued on May 5, 2009, and directed all CDBG grantees to amend their 2008 Action Plans to reflect the intended uses of these funds. A proposed amendment must be issued for a 7-



¹ Sandy Springs is a HUD designated Exception Entitlement Community and its percentage of LMI residents required to qualify Area Benefit projects is 40.7%.

day public comment period to give residents an opportunity to comment on the City's proposed uses for the CDBG-R funds. The City's amendment public notice is included in the Appendix to this amended Action Plan.

For the 5-year period of its Consolidated Plan, the City will pursue a multi-year sidewalk infrastructure improvements program, beginning with the 2008 Action Plan. A design consultant will be hired to complete field surveying, design and construction planning using 2008 CDBG funds.

Total Resources Available for 2008

When possible resources are examined for the 2008 sidewalk project, it is expected that the following known resources will be available for the design and construct this project:

2008 CDBG Funding	\$540,875
CDBG-R Funding	\$146,909
Total	\$687,784

HUD strongly emphasizes that the CDBG-R funds be obligated within 120 days of the City's receipt of the grant agreement for these funds. The City will commit these funds to the 2008 sidewalk project, which is currently in the RFP solicitation stage and scheduled to close on May 18, 2009. A contract for design services should be in place by July 1, 2009. CDBG-R funds will be used to pay design and surveying expenses incurred early in the process in order to quickly expend these funds as required by the CDBG-R notice.

2008 CDBG Program Performance Measures

For 2008, the sidewalk development project will meet HUD's requirement that the City report accomplishments using HUD-defined objectives, outcome measures and performance indicators. As prescribed in the Federal Register notice published March 7, 2006, HUD's program objectives focus on three specific areas:

1. Creating a suitable living environment;
2. Providing decent housing; and
3. Promoting economic opportunities.

Along with these objectives, three outcome measures were described in the notice as well:

1. Availability/Accessibility to infrastructure, public services, public facilities, housing or shelter for LMI income persons, including persons with disabilities;

2. Affordability and maintenance of the affordability of housing and services, such as transportation or day care; and
3. Sustainability through promoting livable and viable communities by providing programs and projects that sustain communities and neighborhoods.

Consistent with these objectives and outcomes, the City's priority to improve its sidewalk infrastructure was linked to HUD's performance indicator goals. For the 2008 CDBG Roswell Road Sidewalk Project, the adopted measures were as follows:

1. Objective Category: Suitable Living Environment (SL-1)
2. Outcome Category: Accessibility for the purpose of creating a suitable living environment
3. Performance Indicator: Number of persons assisted with improved access to an infrastructure benefit

The City's strategy for its 2008 project was to target Area Benefit improvements to Census Block Groups that meet the National Objective defined at 24 CFR Part 570.208(a)(1)(i):

"An activity, the benefits of which are available to all of the residents in a particular area, where at least 51 percent of the residents are low and moderate income persons. Such an area need not be coterminous with census tracts or other officially recognized boundaries but must be the entire area served by the activity. An activity that serves an area that is not primarily residential in character shall not qualify under this criterion."

2008 Program Status

The City completed its 2008-12 Consolidated Plan for the CDBG Program in July of 2008 and executed its grant agreement in December of 2008. On April 16, 2009, the City issued a Request for Proposals (RFP) to secure a consultant to provide surveying and design services to develop a multi-year sidewalk infrastructure program. The 2008 CDBG funds are reserved for payment of the expenses associated with completing the preliminary design survey and other analysis for future construction of sidewalk as part of a multi-year infrastructure improvements program. Any balance of 2008 funds remaining at the conclusion of the design phase will be combined with future construction funds.

U.S. Department of Housing and
Urban Development

OMB Approval No. 2506-0117
(Exp. 4/30/2011)

Table 3C
Consolidated Plan Listing of Projects

Jurisdiction's Name City of Sandy Springs, Georgia

Priority Need Infrastructure improvements

Project Title 2008 Roswell Road Sidewalk Infrastructure Improvements

Description

The 2008 Action Plan dedicated the 2008 CDBG allocation (\$540,875) to surveying and design work in identified CDBG target areas along Roswell Road listed below. With the receipt of CDBG-R funds (\$146,909), the City will also dedicate these funds to this project. Identified target areas have been determined to meet the CDBG National Objective 24 CFR Part 570.208(a)(1) for Area Benefit improvements.

Objective category: ☒ Suitable Living Environment ☐ Decent Housing ☐ Economic Opportunity

Outcome category: ☒ Availability/Accessibility ☐ Affordability ☐ Sustainability

Location/Target Area: Tract 010112, BG 1; Tract 010209, BG 5; Tract 010112, BG 3; Tract 010208, BG 6; and Tract 010111.

(Street Address): N/A

(City, State, Zip Code): Sandy Springs, GA 30350

Specific Objective Number SL-1	Project ID 2008-12 Multi-year Sidewalk Infrastructure Program
HUD Matrix Code 03L	CDBG Citation 24 CFR Part 570.201(c)
Type of Recipient Local Government	CDBG National Objective LMA 24 CFR Part 570.208(a)(1)
Start Date 07/01/2008	Completion Date 06/30/2010
Performance Indicator LMI residents assisted (2,743)	Annual Units N/A
Local ID 20-3767748	Units Upon Completion N/A

Funding Sources

CDBG (2008)	\$540,875
CDBG-R (2009)	\$146,909
ESG	\$
HOME	\$
HOPWA	\$
Total Formula	\$
Prior Year Funds	\$
Assisted Housing	\$
PHA	\$
Other Funding	\$
Total	\$687,784

Primary purpose of this project is to help ☐ The Homeless ☐ Persons with HIV/AIDS ☐ Persons with Disabilities ☐ Public Housing Needs

Affordable Housing Goals

The City of Sandy Springs' first year for participation in the CDBG Program was 2008. Over the first two years of its incorporation, the City invested significant time and effort toward the development of comprehensive plans for future capital project investments. The City's priority for the first year of its CDBG program was to focus on improvements to its sidewalk network in specific target areas. No direct affordable housing goals are anticipated for the period of the 2008-12 Consolidated Plan; however, should the City obtain data pointing to significant needs in this area, the City recognizes its option to always amend its Consolidated Plan to reflect changing needs and City priorities. Housing market data also indicate that 44% of the housing units in Sandy Springs are rental units, which represent the most affordable housing in the city.

Homeless and Other Special Needs Populations

There are no emergency homeless shelters in Sandy Springs; however, there are two well-established nonprofit social service providers who address homelessness as part of their service mission in Sandy Springs.

The Community Action Center (CAC) provides services to persons in need and those threatened with homelessness in Sandy Springs and Dunwoody. The CAC also provides a Youth Enrichment Program; short-term financial assistance with rent, mortgage and utility payments; a food pantry and thrift shop. The CAC receives support from a variety of public, private, foundation, faith-based and individual contributors. Many of the clients served by the CAC rely on public transit and walk to the CAC to obtain services. As described previously, the City is evaluating the completeness of the sidewalk network along Roswell Road in anticipation of future sidewalk construction. Installation of sidewalks in the area of Hightower Trail and Roswell Road will improve access to the center and the surrounding area.

In addition to the CAC, Mary Hall Freedom House is located in Sandy Springs. This agency provides a transitional housing and homelessness prevention facility for women and women with children seeking shelter from domestic violence and in need of supportive services to eliminate substance abuse.

Due to very limited data on these needs in Sandy Spring, no direct assistance goals were established for assisting the homeless or special needs populations in the 2008-12 Consolidated Plan.

Public Housing Needs and Other Housing Developments

The Housing Authority of Fulton County (HAFC) maintains two traditional public housing properties in Sandy Springs: the Allen Road Midrise and the Belle Isle apartments. The Allen Road Midrise is a 100 unit residential property for low-income elderly and disabled residents. Belle Isle apartments provides 9 units of traditional public housing for LMI income families. Since 2006, the City has been the Responsible Entity (RE) for the completion of the HAFC's Environmental Review Record (ERR) for the agency's annual capital improvements to its Sandy Springs properties. Through the environmental review process, the City supports the HAFC in the rehabilitation and maintenance of its housing properties as it works to meet the needs of the public housing residents in each project. The HAFC has also traditionally placed approximately 45-50 Housing Choice Voucher (Section 8) residents in affordable units in Sandy Springs.

As described earlier, through its 2008 CDBG allocation the City will evaluate sidewalk needs along Roswell Road in the identified CDBG target areas. Three multifamily properties in Sandy Springs, the Commons of Victoria Park, Monterey and Hampton Hill were developed through the HAFC's housing bond program and are located near the City's target areas for sidewalk evaluation and potential improvements. At the conclusion of the evaluation, the City will determine the phasing of future sidewalk improvements. Any improvements in these areas will benefit the residents living in these affordable housing properties.



Hampton Hill



Victoria Park

Antipoverty Strategy

Taking into consideration factors over which the City has control and using its limited CDBG funds for infrastructure improvements, the City did not establish an antipoverty strategy in 2008. However, the City has been collaborating with

MARTA to improve access to public transit in Sandy Springs since the City's incorporation, providing better access to the retail and service sector jobs that exist in the City, many of which could be held by the City's LMI residents. Fulton County maintains the North Fulton Career Center in Sandy Springs at 8610 Roswell Road for persons interested in GED preparation, vocational training, childcare services, transportation assistance, job readiness and job placement services. The City also has many churches, temples and other faith-based organizations that provide outreach, services and assistance to the same LMI populations served by the CDBG Program. Due to limited resources and staffing, the City's position is that the nonprofit sector and Fulton County are better positioned to address the reduction of poverty through their programs.

Lead-based Paint hazards

The City does not use its CDBG funds for the purposes of single-family or multifamily housing rehabilitation, which would be the City's primary opportunity to reduce the number of housing units with lead-based paint. The 2000 Census estimated 12,440 housing units in Sandy Springs were built between 1940 and 1979 when lead was included in paint. Should the City elect to undertake CDBG-funded housing rehabilitation activities in the future, the City would comply with the lead-based paint rule.

Barriers to Affordable Housing

The City will begin a review of its policies to determine if any of its land use, zoning or other ordinances act as barriers to the production or retention of affordable housing. However, the cost of land in Sandy Springs and the lack of undeveloped land are considered the greatest barrier to the production of affordable housing in the City.

Other Actions

Due to the significant public facility and infrastructure needs in Sandy Springs, the recent down turn in the economy and limited staffing for expanding services, the City does not anticipate any additional resources to address underserved community needs, affordable housing, lead-based paint reduction or other actions beyond providing the City's current core services to residents. However, when opportunities to foster and maintain affordable housing, remove barriers to affordable housing, and develop a more complete institutional structure become available, the City will carefully evaluate those opportunities in the context of its core services and available staffing.

Program Monitoring

The City of Sandy Springs contracts for the provision of the majority of its municipal services with a private firm, CH2M HILL. Administration of the CDBG Program is also managed by CH2M HILL on behalf of the City. The Community Development and Public Works Departments collaborate to ensure that day-to-day program management, long-term compliance and monitoring requirements of the CDBG Program are met. Currently, the City does not contract with nonprofits for the delivery of programs or services using CDBG funds. Thus, no nonprofit monitoring policy or procedures are required.

2008 CDBG Program Resources

The following program resources are anticipated for 2009:

<u>Resource</u>	<u>Anticipated Amount</u>
1. 2008 CDBG allocation (12/16/08 grant agreement)	\$540,875
2. Program income expected	\$0
3. Amount expected to be generated by and deposited to revolving loan funds	\$0
4. Total amount expected from new float-funded activities included in the Action Plan	\$0
5. Amount expected to be received during current year from float-funded activity described in a prior plan	\$0
6. Program income received in a preceding program year not included in a prior statement or plan	\$0
7. Proceeds from a Section 108 loan (estimated)	\$0
8. Surplus funds from any urban renewal settlement	\$0
9. Grant funds returned to the line of credit	\$0
10. CDBG-R funds	\$146,909
2008 Total (estimated)	\$687,784

Contingency

No contingency reserve is anticipated for program cost overruns.

Urgent Needs

The City does not anticipate the need to certify an urgent need activity designed to meet other community development needs having a particular urgency because existing conditions pose a serious and imminent threat to the health or welfare of the community and other financial resources are not available.

Other HUD Programs and Strategies

The City does not participate in the HOME Investment Partnerships Program, Emergency Shelter Grant Program, or the Housing Opportunities for Persons with HIV/AIDS Program at this time. Fulton County is the lead entity for the HOME Program and does not make HOME-funded investments in Sandy Springs. Sandy Springs would need to enter into the Fulton HOME Consortium agreement to participate in the HOME program. Fulton County Department of Human Services receives the ESG funds and uses it to provide shelter for homeless persons. The City of Atlanta is the HOPWA lead agency and the City of Sandy Springs does not participate in the process of developing the HOPWA regional strategy; however, HOPWA planning is done on a regional basis and recipients of HOPWA support can obtain housing and services throughout the region, which includes Sandy Springs.

Neighborhood Strategy Area

The City does not anticipate submitting to HUD an application for designation of a Neighborhood Strategy Area (NSA) in 2008.

Analysis of Impediments to Fair Housing Choice (AI)

The City recognizes its commitment to furthering fair housing as a condition of participating in the CDBG and anticipates developing an outline for how to approach compliance with this requirement in 2008 with further development of strategies to develop the AI and plan in 2009.

Appendix

Citizen Participation-Needs Assessment Public Hearing

As outlined in its Citizen Participation Plan for the CDBG Program and to comply with 24 CFR Part 91.105, notice of the needs assessment public hearing was published in the Fulton Daily Report (publication for all City public notices) on February 18, 2008. Additional notices were also published in the Sandy Springs Neighbor and the Sandy Springs Community Newsletter concurrent with the announcement published in the Fulton Daily Report. Several local agencies were also contacted via email to alert them of the upcoming public hearing. The public hearing was held before the Sandy Springs Mayor and City Council on March 4, 2008. The City received the following comments on its preparations of the 2008 draft Action Plan during the public hearing:

Ms. Donna Wickes - Sandy Springs Affordable Housing Partnership, Inc.
Founder of nonprofit agency to support income eligible families and individuals with home purchase and finding suitable rental units. Would like to partner with Sandy Springs through CDBG program to establish HERO (Helping Employees Realize Opportunities) housing program for police, fire, EMT employees who wish to live in Sandy Springs.

Ms. Lucy Gainer-Hall - Executive Director
Mary Hall Freedom House
Transitional housing in Sandy Springs for women and women and children in abusive settings and recovering from drug addictions. Requested expansion of services provided through nonprofit in partnership with City through CDBG Program.

Marie Latta - Latta Enterprises
Accessibility consulting firm
Would like to see more affordable and accessible housing in the city. Consulting on several of these types of projects.

Deborah Allen - Resident Commissioner and Allen Road Midrise resident
Housing Authority of Fulton County
Seeking CDBG stipend for crime control at HAFC property.

Participants were thanked for their input by City Council and the public hearing closed.

No additional comments were received on the 2008-12 Consolidated Plan or the 2008 Action Plan when each document was published for public comment from May 9, 2008 to June 9, 2008.

Amendments and Public Notices

CITY OF SANDY SPRINGS 2008 CDBG ACTION PLAN
AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) OF
2009

COMMUNITY DEVELOPMENT BLOCK GRANT – RECOVERY
(CDBG-R) FUNDS

PUBLIC COMMENT PERIOD: MAY 25, 2009 TO JUNE 2, 2009



The City of Sandy Springs is slated to receive additional funds for its CDBG Program through the American Recovery and Reinvestment Act of 2009 (ARRA). The Act made available \$1b in additional CDBG funds to states and entitlement cities to undertake activities that invest in infrastructure to create or sustain jobs in the near-term and generate maximum economic benefits in the long-term.

The City proposes to amend its 2008 CDBG Action Plan to include the \$146,909 in CDBG-R funds available to the City and commit those funds to the Roswell Road sidewalk infrastructure program. Using 2000 Census data, this project targets Block Groups that meet CDBG eligibility and national objective criteria as published at 24 CFR Part 570.201(c) and 570.208(a)(1)(i). The project target areas extend from Dalrymple Road to Northridge Road along Roswell Road. Demographic data indicate there are 2,743 low- and moderate-income residents who will benefit from these improvements at project completion. In addition, HUD requires that the amendment contain the following information:

Activity Name: Roswell Road Sidewalk Infrastructure Program

Activity Description: Design and construction of sidewalk improvements to meet ADA requirements and improve accessibility to retail, public transit and parks for target area residents.

CDBG-R Amount Budgeted: \$146,909

Eligibility Category: Public Facilities and Improvements-24 CFR Part 570.201(c)

National Objective Citation: Low/Mod Area Benefit-24 CFR Part 570.208(a)(1)(i)

Additional Recovery Act Funds Received: \$0.00

Total Activity Budget:	CDBG-R Funds	\$146,909
	2008 CDBG Entitlement Funds	\$540,875
	Total	\$687,784

The City will give priority to the expenditure of CDBG-R funds by allocating these resources specifically to the design and surveying services required for phase one of the sidewalk construction project. A contract for these services should be awarded by July 1, 2009. In making such a commitment, the City ensures that CDBG-R funds will meet the ARRA goal of investing in transportation and other infrastructure projects that preserve and create jobs, and promote economic recovery. The City estimates that a minimum of ten (10) full-time, permanent consulting staff will retain work as a result of the availability of the CDBG-R funds.

It is also ARRA's intent to promote energy conservation, smart growth, green building technologies and reduced pollution emissions. Improving the City's sidewalk network can reduce traffic; improve resident access to retail centers, public transit and parks; and promote public health through exercise - all core principles of smart growth development.

To meet the deadlines associated with ARRA, the City will accept public comments on the amendment and the commitment of these funds to the 2008 sidewalk project for a 7-day period. Public comments will be reviewed by the City prior to submitting this amendment to the Atlanta Region IV U.S. Department of Housing and Urban Development, Office of Community Planning and Development. Public comments will be received from May 25, 2009, through June 2, 2009. The amendment will be scheduled for final review by the Mayor and City Council at the June 2, 2009, regular meeting at 6:00 p.m. at Sandy Springs City Hall, 7840 Roswell Road, Building 500.

Those who may wish to comment on the amendment or the City's proposed use of the CDBG-R funds may email comments to cdbgprogram@sandyspringsga.org, visit the Sandy Springs Community Development Department's website at www.sandyspringsga.org for more information on CDBG, or call 678-731-6645 for questions or comments on the amendment.

Certifications List

1. Non-state governmental certifications
2. Specific CDBG certifications
3. Optional CDBG certifications
4. Specific HOME certifications
5. HOPWA certifications
6. ESG certifications
7. Appendix to certifications
8. CDBG-R Certifications



CPMP Non-State Grantee Certifications

Many elements of this document may be completed electronically, however a signature must be manually applied and the document must be submitted in paper form to the Field Office.

☒ This certification does not apply.
☒ This certification is applicable.

NON-STATE GOVERNMENT 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.

Drug Free Workplace -- It 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.

Jurisdiction

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

8. 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;
9. 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
10. 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, and implementing regulations at 24 CFR Part 135.

Eva Galambos

Signature/Authorized Official

6/19/08

Date

Eva Galambos

Name

Mayor

Title

7840 Roswell Rd Bldg 500

Address

Sandy Springs GA 30350

City/State/Zip

770-730-5100

Telephone Number

- ☐ This certification does not apply.
- ☒ This certification is applicable.

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:

11. 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);
12. Overall Benefit - The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) ~~2008~~ 2009, 2010, (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;
13. 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:

14. 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
15. 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;

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 part 35, subparts A, B, J, K and R, of title 24;

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

Eva Galambos

Signature/Authorized Official

10/19/08

Date

Eva Galambos

Name

Mayor

Title

7840 Roswell Rd Bldg 500

Address

Sandy Springs GA 30350

City/State/Zip

770-730-5600

Telephone Number

Jurisdiction _____

- ☒ This certification does not apply.
☐ This certification is applicable.

**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

Date

Name

Title

Address

City/State/Zip

Telephone Number

Jurisdiction

- ☒ This certification does not apply.
☐ This certification is applicable.

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

Date

Name

Title

Address

City/State/Zip

Telephone Number

Jurisdiction

- ☒ This certification does not apply
☐ This certification is applicable

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

Name

Title

Address

City/State/Zip

Telephone Number

- ☒ This certification does not apply.
☐ This certification is applicable.

ESG Certifications

I, _____, Chief Executive Officer of Jurisdiction, certify that the local government will ensure the provision of the matching supplemental funds required by the regulation at 24 *CFR* 576.51. I have attached to this certification a description of the sources and amounts of such supplemental funds.

I further certify that the local government will comply with:

1. The requirements of 24 *CFR* 576.53 concerning the continued use of buildings for which Emergency Shelter Grants are used for rehabilitation or conversion of buildings for use as emergency shelters for the homeless; or when funds are used solely for operating costs or essential services.
2. The building standards requirement of 24 *CFR* 576.55.
3. The requirements of 24 *CFR* 576.56, concerning assurances on services and other assistance to the homeless.
4. The requirements of 24 *CFR* 576.57, other appropriate provisions of 24 *CFR* Part 576, and other applicable federal laws concerning nondiscrimination and equal opportunity.
5. The requirements of 24 *CFR* 576.59(b) concerning the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970.
6. The requirement of 24 *CFR* 576.59 concerning minimizing the displacement of persons as a result of a project assisted with these funds.
7. The requirements of 24 *CFR* Part 24 concerning the Drug Free Workplace Act of 1988.
8. The requirements of 24 *CFR* 576.56(a) and 576.65(b) that grantees develop and implement procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted with ESG funds and that the address or location of any family violence shelter project will not be made public, except with written authorization of the person or persons responsible for the operation of such shelter.
9. The requirement that recipients involve themselves, to the maximum extent practicable and where appropriate, homeless individuals and families in policymaking, renovating, maintaining, and operating facilities assisted under the ESG program, and in providing services for occupants of these facilities as provided by 24 *CFR* 76.56.
10. The requirements of 24 *CFR* 576.57(e) dealing with the provisions of, and regulations and procedures applicable with respect to the environmental review responsibilities under the National Environmental Policy Act of 1969 and related

authorities as specified in 24 *CFR* Part 58.

11. The requirements of 24 *CFR* 576.21(a)(4) providing that the funding of homeless prevention activities for families that have received eviction notices or notices of termination of utility services will meet the requirements that: (A) the inability of the family to make the required payments must be the result of a sudden reduction in income; (B) the assistance must be necessary to avoid eviction of the family or termination of the services to the family; (C) there must be a reasonable prospect that the family will be able to resume payments within a reasonable period of time; and (D) the assistance must not supplant funding for preexisting homeless prevention activities from any other source.
12. The new requirement of the McKinney-Vento Act (42 *USC* 11362) to develop 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, foster care or other youth facilities, or correction programs and institutions) in order to prevent such discharge from immediately resulting in homelessness for such persons. I further understand that state and local governments are primarily responsible for the care of these individuals, and that ESG funds are not to be used to assist such persons in place of state and local resources.
13. HUD's standards for participation in a local Homeless Management Information System (HMIS) and the collection and reporting of client-level information.

I further certify that the submission of a completed and approved Consolidated Plan with its certifications, which act as the application for an Emergency Shelter Grant, is authorized under state and/or local law, and that the local government possesses legal authority to carry out grant activities in accordance with the applicable laws and regulations of the U. S. Department of Housing and Urban Development.

Signature/Authorized Official

Date

Name

Title

Address

City/State/Zip

Telephone Number

Jurisdiction

- ☐ This certification does not apply.
- ☒ This certification is applicable.

APPENDIX TO CERTIFICATIONS

Instructions Concerning Lobbying and Drug-Free Workplace Requirements

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.

Drug-Free Workplace Certification

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantee knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government, may take action authorized under the Drug-Free Workplace Act.
3. Workplaces under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplaces at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identifications must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert halls or radio stations).
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the space provided below the site(s) for the performance of work done in connection with the specific grant: Place of Performance (Street address, city, county, state, zip code) Check if there are workplaces on file that are not identified here. The certification with regard to the drug-free workplace is required by 24 CFR part 21.

Place Name	Street	City	County	State	Zip
Sandy Springs City Hall	7840 Roswell Rd.	Sandy Springs	Fulton	GA	30350

7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules: "Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15); "Conviction" means a finding of guilt (including a plea of *nolo contendere*) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes; "Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any

Jurisdiction

controlled substance; "Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including:

- a. All "direct charge" employees;
- b. all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and
- c. temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., volunteers, even if used to meet a matching requirement; consultants or independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

Note that by signing these certifications, certain documents must be completed, in use, and on file for verification. These documents include:

1. Analysis of Impediments to Fair Housing
2. Citizen Participation Plan
3. Anti-displacement and Relocation Plan

Eva Galambos

Signature/Authorized Official

6/19/08

Date

Eva Galambos

Name

Mayor

Title

1840 Roswell Rd Bldg 500

Address

Sandy Springs GA 30350

City/State/Zip

770-730-8600

Telephone Number

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

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

Date

Title

Resolutions

RESOLUTION AUTHORIZING THE ADOPTION OF THE CITY OF SANDY SPRINGS 2008-13 CONSOLIDATED PLAN AND 2008 ANNUAL ACTION PLAN FOR SUBMISSION TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM

WHEREAS, since 1974 the Community Development Block Grant Program has been an important Federal resource for cities and counties to principally benefit their low- and moderate-income communities, eliminate slums and blight, and address urgent needs in support of local government efforts to develop viable urban communities and stable neighborhoods; and

WHEREAS, the City of Sandy Springs was notified by HUD of the City's qualification as an CDBG Entitlement Community on October 1, 2007; and

WHEREAS, the City held a public hearing for the purposes of soliciting public comment prior to the development of its Consolidated Plan and Annual Action Plan on March 4, 2008; and

WHEREAS, additional public meetings were held on March 10, 2008, at the Mt. Vernon Presbyterian High School and on April 1, 2008, at the Sandy Springs United Methodist Church; and

WHEREAS, the 2008-13 Consolidated Plan and 2008 Annual Action Plan were advertised for a 30-day public comment period from May 9, 2008, to June 9, 2008, to solicit final comments on these documents prior to adoption by Mayor and City Council; and

WHEREAS, the Consolidated Plan and Annual Action Plan are due to HUD no later than July 1, 2008, to qualify to participate in the 2008 CDBG Program.

NOW, THEREFORE, BE IT RESOLVED BY THIS COUNCIL OF THE CITY OF SANDY SPRINGS, GEORGIA, AND IT IS RESOLVED BY THE AUTHORITY OF SAID CITY COUNCIL.

By passage of this resolution, the City of Sandy Springs Mayor and City Council authorizes submission of the 2008-13 Consolidated Plan and 2008 Annual Action Plan, and an original copy of this resolution, to the U.S. Department of Housing and Urban Development for the purposes of participating in the Community Development Block Grant Program.

RESOLVED this 17th day of June 2008.

Approved:

Eva Galambos
Eva Galambos, Mayor

Attest:

Christina Rowland
Christina Rowland, City Clerk

Seal:

