

INTERLOCAL AGREEMENT
FOR JOINT PARTICIPATION TO APPLY FOR HUD CDBG-MIT FUNDS
(IH 69 EVACUATION ROUTE PROJECT)

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

This Interlocal Agreement for Joint Participation to Apply for U.S. Department of Housing and Urban Development Community Development Block Grant – Mitigation (“CDBG-MIT”) Funds (“Agreement”) is made and entered into pursuant to the Interlocal Cooperation Act, Chapter 791 of the Texas Government Code, as of the last date signed by the parties hereto, by and among Fort Bend County Drainage District, a political subdivision of the State of Texas (the “District”) and the City of Sugar Land, Texas, a municipal corporation and home-rule city of the State of Texas, (the “City”). Each may be individually referred to as a “Party” and collectively referred to as the “Parties” herein.

RECITALS

WHEREAS, accelerated and continued bank erosion on the Brazos River following significant flooding in recent years may lead to loss of human life while threatening residences, roads, levees and Hurricane Evacuation Routes on Farm to Market Roads, State Highways and Interstate Highway bridges; and

WHEREAS, addressing riverbank erosion along the US 59/IH 69 corridor is necessary to protect the evacuation route of hundreds and thousands of residents from Galveston and Brazoria Counties during times of high winds and storm surge from hurricanes and tropical storms; and

WHEREAS, under a preliminary allocation of CDBG-MIT funds based on the Houston-Galveston Area Council’s Method of Distribution (“MOD”), the Texas General Land Office (the “GLO”) allocated \$56,030,000.00 to the District and \$4,063,600.00 to the City for risk mitigation projects related to flooding, hurricanes, and other natural disasters; and

WHEREAS, the Parties desire to enter into this Agreement to coordinate efforts to complete the application process for CDBG-MIT funds and jointly participate in the Evacuation Route Protection Project as described by the Memorandum dated November 8, 2022, attached hereto as Exhibit A and incorporated herein for all purposes (the “Project”); and

WHEREAS, the Project contemplated in this Agreement will promote the health, safety and welfare of the area citizens, and such Project is desired by the District and the City; and

WHEREAS, the governing bodies of both Parties find that the Project

contemplated in this Agreement serves a public purpose, and agree to participate in this Project according to the terms of this Agreement; and

NOW, THEREFORE, for and in consideration of the mutual covenants, agreements and benefits to both Parties, it is agreed as follows:

AGREEMENT

Section 1. Purpose

The purpose of this Agreement is to outline the obligations related to the Parties' coordination of efforts to apply for CDBG-MIT funding and jointly participate in the Evacuation Route Protection Project.

Section 2. Incorporation of Recitals

The recitations and recitals set forth above are declared true and correct and are hereby incorporated as part of this Agreement.

Section 3. The Project

A. Each Party shall continue efforts to complete and submit their respective applications to the GLO to finalize eligibility for the award of the allocated CDBG-MIT funds by January 9, 2023.

B. Subject to final approval of, and the award of the CDBG-MIT funds from the GLO, the Parties hereby commit to contribute a portion of their funds received to the Project as follows:

Evacuation Route Project			
Activity	Total Cost	Drainage District	City of Sugar Land
Construction	\$ 26,080,836.00	\$ 24,380,836.00	\$ 1,700,000.00
Engineering	\$ 3,853,205.00	\$ 3,649,705.00	\$ 203,500.00
Administration	\$ 1,375,000.00	\$ 1,246,700.00	\$ 128,300.00
Total	\$ 31,309,041.00	\$ 29,277,241.00	\$ 2,031,800.00

C. The Parties agree that the terms and conditions for bidding, awarding, entering into, and administering the contract for the construction of the Project shall be governed by a separate agreement to be entered into by the Parties. Upon receipt of approved plans and specifications from all regulatory agencies having jurisdiction over the Project and a final engineer's estimate of probable cost to construct the Project according to such approved plans and specifications, the Parties agree to cooperate with each other in good faith to enter an Interlocal agreement to memorialize their mutual understanding of responsibilities for managing the design and construction necessary to complete the Project in compliance with the applicable state and federal laws, as well as the Parties' respective financial contributions therefor consistent with this Agreement. Such Interlocal agreement shall also include the designation of a Party responsible for maintaining the Project upon completion.

D. The Parties mutually understand and acknowledge that as a condition of receiving CDBG-MIT funds administered by the GLO, the Parties shall remain in compliance with all federal and or state terms as stated in Exhibit B attached hereto and incorporated herein for all purposes. The Parties also mutually agree to only use the funds as allowed in accordance with the rules and regulations promulgated under the CDBG-MIT Program, and any other applicable laws. The Parties acknowledge that all funds are subject to recapture and repayment for non-compliance. The terms and limitations stated in the aforementioned flow down to all third party contractors and their subcontracts at every tier that exceed the simplified acquisition threshold set at \$50,000.00, unless a particular award term or condition specifically indicates otherwise. The Parties shall require that these clauses shall be included in each covered transaction at any tier.

E. The funding obligations under this Agreement are contingent in nature and intended to become effective upon the GLO's award of the anticipated amount of CDBG-MIT funds sufficient to fulfill the funding obligations in accordance with Section 3. B. above.

Section 4. Liability

A. Other than a waiver of immunity to suit under Local Government Code Chapter 271, the District and the City are entitled to the immunities and defenses of the Texas Tort Claims Act and nothing in the Agreement shall be construed to waive either party's sovereign immunity. Each Party warrants and represents that it is insured under a commercial insurance policy or is self-insured for all claims falling within the Texas Tort Claims Act.

B. Each Party is solely responsible for the actions and omissions of its employees and officers. Other than a waiver of immunity to suit under Local Government Code Chapter 271, no party hereto waives or relinquishes any immunity or defense on behalf of itself, its trustees, its officers, employees, and agents as a result of the execution of this Agreement and the performance of the covenants contained herein.

Section 5. Period of Agreement and Termination

This Agreement becomes effective on the date signed by the last Party and shall remain in effect until either (i) the GLO fails to award either Party with sufficient anticipated CDBG-MIT funds to fulfill the funding obligations in accordance with Section 3. B. above, or (ii) full execution of the Interlocal agreement to be executed by the Parties pursuant to Section 3. C. above.

Section 6. Miscellaneous

A. In addition to specific obligations within this Agreement, each Party generally agrees that it will perform such other acts, and execute, acknowledge, and/or deliver such other instruments, documents, and other materials as the other may reasonably request in order to achieve the intentions and objectives of this Agreement.

B. This Agreement shall not be assignable, in whole or in part, without first obtaining the written consent of the other Parties, which consent shall not be unreasonably withheld.

C. This Agreement shall apply to all permitted successors and assigns of the Parties.

D. All notices and communications under this Agreement shall be mailed by certified mail, return receipt requested, or delivered to the following addresses:

District: Fort Bend County Drainage District
Attention: Chief Engineer
301 Jackson Street
Richmond, Texas 77469

With a copy to: Fort Bend County
Attention: County Judge
401 Jackson Street, 1st Floor
Richmond, Texas 77469

City: City of Sugar Land, Texas
Attention: City Engineer
2700 Town Center Boulevard, North
Sugar Land, Texas 77479

E. This instrument contains the entire Agreement between the parties relating to the rights herein granted and the obligations herein assumed. This Agreement may only be amended by a written instrument signed by both Parties.

F. If any provision contained in this Agreement shall for any reason be held invalid, illegal, or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision and this Agreement shall be construed as if it did not contain the invalid, illegal, or unenforceable provision.

G. This Agreement shall be for the sole and exclusive benefit of the Parties and their successors and assigns and shall not be construed to confer any benefit or right upon any other party, including, without limitation, any resident of any Party.

H. Nothing in this Agreement shall be deemed or construed as creating the relationship of principal and agent, partnership, or joint venture between the Parties, or a joint enterprise between the Parties and/or any other parties.

I. The failure of any Party to insist, in any one or more instances, upon performance of any terms, covenants, or conditions of this Agreement shall not be construed as a waiver or relinquishment of the future performance of any such term, covenant, or condition, but the obligation with respect to such future performance shall continue in full force and effect.

J. The governing body of each Party has authorized its execution and the Agreement has been approved at a duly called and posted meeting, as applicable.

IN WITNESS WHEREOF, the Parties have executed this Agreement, and if done in multiple counterparts, each of which shall be deemed to be an original.

FORT BEND COUNTY DRAINAGE DISTRICT

KP George, County Judge

Date

ATTEST:

Laura Richard, County Clerk

CITY OF SUGAR LAND, TEXAS

Joe Zimmerman, Mayor

Date

ATTEST:

Thomas Harris, III, City Secretary

EXHIBIT A

Memorandum

DATE: November 8, 2022

TO: Mark Vogler
General Manager/Chief Engineer
Fort Bend County Drainage District

FROM: Gregory R. Wine, P.E., LEED AP

SUBJECT: Erosion Repair of the Brazos River
Protection of the US 59/IH 69 Bridges
Fort Bend County Application for CDBG-MIT Funding

Project Site & Description: Evacuation Route Protection

Due to the accelerated bank erosion on the Brazos River following significant flooding in 2015, 2016 and Hurricane Harvey in 2017, Huitt-Zollars, Inc. was retained by the Fort Bend County Drainage District to conduct geomorphologic studies of the meander migration and bank erosion at several locations along the Brazos River in Fort Bend County, Texas. These locations focused on government infrastructure to include roads, levees, bridges, buildings and parklands along the river. The results of these studies are most disturbing. In less than 30 years, continuing erosion of the riverbank may cause loss of human life while threatening residences, roads, levees and Hurricane Evacuation Routes on Farm to Market Roads, State Highways and Interstate Highway bridges.

Project Brazos, a multi-jurisdictional effort to address riverbank erosion, has identified bank erosion at thirteen (13) of the most critical sites along the Brazos River in Fort Bend County. However, the most critical component of this project is the protection of the US 59/IH 69 corridors. The erosion at this location is threatening the bridges over the Brazos River and the safe evacuation of hundreds of thousands of residents from Galveston and Brazoria Counties during times of high winds and storm surge from hurricanes and tropical storms. The Project is a regional approach with broad support from local, state and federal stakeholders to include TxDOT, the Brazos River Authority and the United States Army Corps of Engineers (USACE) - Galveston District and its Engineer Research and Development Center (ERDC) in Vicksburg, Mississippi. Currently, fourteen (14) Resolutions and a Letter of Support have been received supporting Project Brazos. Over the past four years, Fort Bend County Drainage District and the City of Sugar Land have invested time and money into understanding the problem and in developing feasible solutions to address it. This project employs an environmentally friendly repair using a longitudinal stone dike along the toe of the bank with stone tiebacks constructed at around 200 feet on center to protect the upstream and downstream portions of the repair from being flanked by the erosion. This repair method was coordinated with USACE ERDC's River and Estuarine Engineering Branch. In addition, this repair method promotes revegetation and habitat development and is in accordance with USACE's "Engineering with Nature and Implementation of Natural and Nature-Based Features" (EWN-NNBF).

These projects will provide significant benefits to the safe evacuation of residents of Galveston and Brazoria Counties during hurricane and tropical storm evacuations.

Beneficiary:

The beneficiaries of this project will be the hundreds of thousands of residents in Galveston and Brazoria Counties that depend on open and safe evacuation routes prior to land fall of hurricanes and tropical storms that frequent the upper Texas Gulf Coast. Based on the available census data, 271,450 residents of both Galveston and Brazoria Counties, of which 51.17% are considered Low-to-Moderate Income (LMI) persons, will benefit from the project (see attached LMISD data).

The northern boundary of the benefit area is demarked by the northern most evacuation zone associated to hurricanes and tropical storms as determined by the Houston-Galveston Area Council of Governments (HGAC) in conjunction with the Texas Department of Public Safety (DPS). These zones are determined by zip code and can be referenced by the attached HGAC Hurricane Evacuation Zip Zones map. The evacuation zip zones stop at the Fort Bend County line; thus, the primary beneficiaries are the residents to the south of this area to include Brazoria and Galveston Counties.

The eastern boundary is demarked by the drive time proximity of residents to SH 6 route out of the City of Galveston and within both Galveston and Brazoria Counties. This is one of three (3) routes available to the residents of Galveston and the only one that does not go through a heavily populated region such as the City of Houston. It is believed that most residents will take the SH 6 route (see drive-time analysis exhibit for Highway 6) during periods of mandatory evacuation. SH 6 goes directly through the Cities of Hitchcock, Santa Fe, Alvin, Manvel, the southern portion of Pearland, and other smaller cities along the way. Additionally, communities located east of SH 6, including the City of La Marque, and the southeastern portion of Friendswood are expected to take the SH 6 evacuation route. Based on the drive time analysis we believe all of these locations would prefer to avoid the traffic they will certainly encounter along the major evacuation route of I-45 through the City of Houston. The SH 6 route proceeds northwest to the City of Sugar Land and the intersection of US 59/IH 69. From there the route goes south to SH 99 and ultimately north on SH 99 to IH 10 and points west away from the harmful impacts of the oncoming hurricane or rainfall of a tropical storm.

The western boundary is demarked by the Brazos River which meanders south splitting two other major thoroughfares - Highway 36 and SH 288. It is believed that the river will act as a physical deterrent of evacuation traffic during a major disaster event. This claim can be supported due to the recent disasters which have seen both hurricane landfall and tropical storm rainfall impacts (Hurricane Harvey, 2017). Communities along this western most boundary, including portions of Freeport, the Cities of Lake Jackson, Angleton, and other smaller communities, will most likely travel SH 288 northwest to the confluence of SH 6 where they will continue north east along this route eventually traveling along the US 59/IH 69 route and ultimately to SH 99.

Mitigation:

Along this evacuation route are the bridges of US 59/IH 69 over the Brazos River. These bridges have already suffered some level of erosion damage from the Brazos River from past storms and natural disasters. Currently the southbound US 59/IH 69 turnaround at the Brazos River is permanently closed following the bank erosion caused by the flood disasters of 2016 and Hurricane Harvey. The Texas Department of Transportation (TxDOT) had attempted to shore up the area with a structural solution only to have that solution outflanked and wash partially away during Hurricane Harvey. The Brazos River is constantly eroding away around the erosion protection structures installed by the TxDOT. The Brazos River solution must be more pragmatic and address the area upstream and downstream to ensure the bridges are adequately protected. In an attempt to address this concern, TxDOT is designing new bridges but they are limited to their right-of-way and will only build longer bridges. However, the construction of longer bridges does not ensure protection of the evacuation route from future riverbank erosion.

By way of example, during Hurricane Harvey, the US 59/IH 69 bridge over the San Jacinto River was compromised when the river washed out material around the footings of the interior bridge supports. This significantly impacted the population seeking safety from the storm as well as the ability for emergency personnel to respond. In an effort to reduce the risk associated with this tragic situation, the proposed solution will provide erosion protection on the Brazos River, thus avoiding the issues experienced on US 59/IH 69 over the San Jacinto River.

Should any portion of either of the US 59/IH 69 bridges become compromised due to river bank erosion, in future incidents in which evacuations from the coast are called for, the evacuation route itself could become comprised, putting lives in danger.

Project Schedule:

Fort Bend County has properly procured the services of a Grant Administrator and Project Engineering Firm to properly execute the project. Upon the authorization to proceed, the Engineering will begin with the performance of Surveying and Geotechnical Investigations. There will be an in-depth hydrologic and hydraulic study performed to finalize the design and ensure all floodplain regulations of Fort Bend County are properly followed. Findings of these investigations and studies will be memorialized in a study document. The design phase is anticipated to take approximately 14 months. During this phase the project will be coordinated with local, state and federal partners to ensure all permits are properly obtained. Upon the permitting of the project, the bidding phase will take approximately 2 months and will follow all County, state and federal procurement requirements. Construction will take approximately 19 months to complete. The engineering firm will participate in the review of all construction related documentation.



CDBG-MIT: Budget Justification of Retail Costs (Former Table 2)

Cost Verification Controls must be in place to assure that construction costs are reasonable and consistent with market costs at the time and place of construction.

Applicant/Subrecipient:	Fort Bend County					
Site/Activity Title:	Brazos River Erosion at Interstate Highway 69					
Eligible Activity:						
Materials/Facilities/Services	\$/Unit	Unit	Quantity	Construction	Acquisition	Total
Site Preparation	\$ 1,000,000.00	LS	1	\$ 1,000,000	\$ -	\$ 1,000,000
NPDES SWPPP	\$ 25,000.00	LS	1	\$ 25,000	\$ -	\$ 25,000
Clearing and Grubbing	\$ 1.00	SY	75036	\$ 75,036	\$ -	\$ 75,036
Excavation, Stockpile and Backfill	\$ 10.00	CY	144739	\$ 1,447,390	\$ -	\$ 1,447,390
Excavation and Offsite Disposal	\$ 20.00	CY	4233	\$ 84,660	\$ -	\$ 84,660
Stone, 18" - 21"	\$ 250.00	CY	93525	\$ 23,381,250	\$ -	\$ 23,381,250
Hydromulch Seeding	\$ 1.00	SY	67500	\$ 67,500	\$ -	\$ 67,500
Engineering	\$ 3,668,205.00	LS	1	\$ 3,668,205	\$ -	\$ 3,668,205
Surveying	\$ 125,000.00	LS	1	\$ 125,000	\$ -	\$ 125,000
Geotechnical Services	\$ 60,000.00	LS	1	\$ 60,000	\$ -	\$ 60,000
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TOTAL				\$ 29,934,041	\$ -	\$ 29,934,041

1. Identify and explain the annual projected operation and maintenance costs associated with the proposed activities.

Annual maintenance of stone erosion protection and vegetation of slopes is estimated to be around \$25,000.

2. Identify and explain any special engineering activities.

None



Huitt-Zollars Inc.
Firm Registration No. F-761

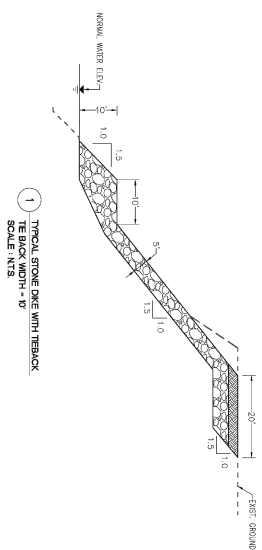
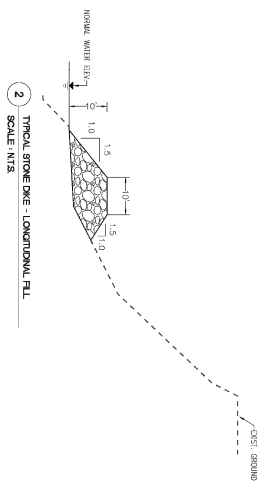
Seal

Date: 12/8/2022
Phone Number: 281-496-0066

Gregory R Wine
Signature of Registered Engineer/Architect
Responsible For Budget Justification:

Evacuation Route

	Total Cost	Fort Bend County	City of Sugar Land	Total Cost
Construction	\$ 26,080,836.00	\$ 24,380,836.00	\$ 1,700,000.00	\$ 26,080,836.00
Engineering	\$ 3,853,205.00	\$ 3,649,705.00	\$ 203,500.00	\$ 3,853,205.00
Administration	\$ 1,375,000.00	\$ 1,246,700.00	\$ 128,300.00	\$ 1,375,000.00
Total	\$ 31,309,041.00	\$ 29,277,241.00	\$ 2,031,800.00	\$ 31,309,041.00



PRELIMINARY
NOT FOR CONSTRUCTION,
BIDDING, OR PERMIT PURPOSES.
FOR REVIEW ONLY.

HUITT-ZOLLARS, INC.
Consulting Engineers

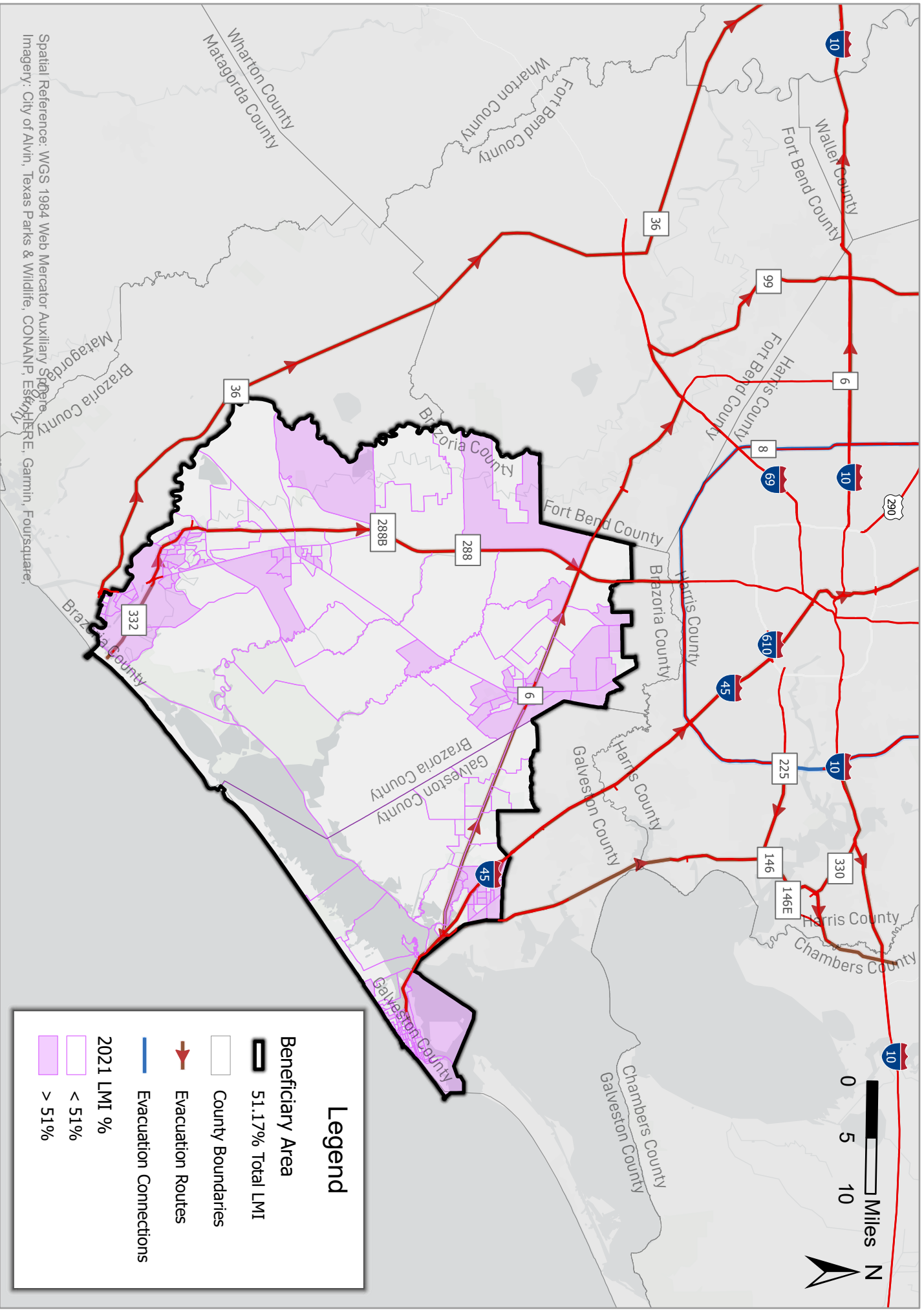
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LONGITUDINAL STONE TOE DETAILS

BRAZOS RIVER
STONE EROSION PROTECTION
FORT BEND COUNTY,

HUNT-ZOLLARS 14011 120th Ave., Houston, Texas 77042 Phone (281) 436-0066	SCALE 1" = NTS	SHEET 5 / 5
	DATE 08/23/2020	

HUNT-ZOLLARS
Hunt-Zollars, Inc. Houston - West
10350 Richmond Ave., Suite 300
Houston, Texas 77042
Phone (281) 496-0066



Legend

Beneficiary Area

51.17% Total LMI

County Boundaries

Evacuation Routes

Evacuation Connections

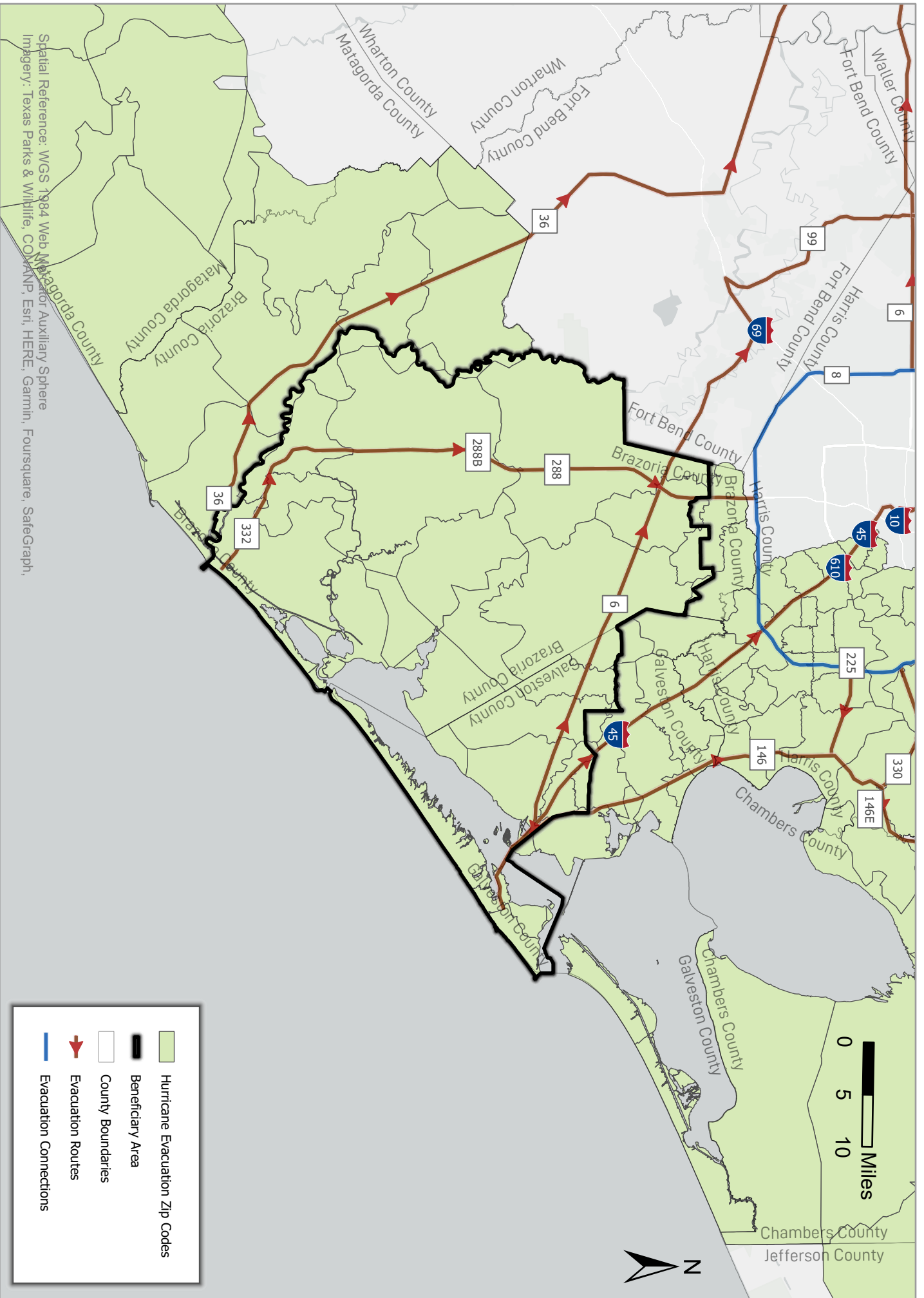
2021 LMI %

< 51%

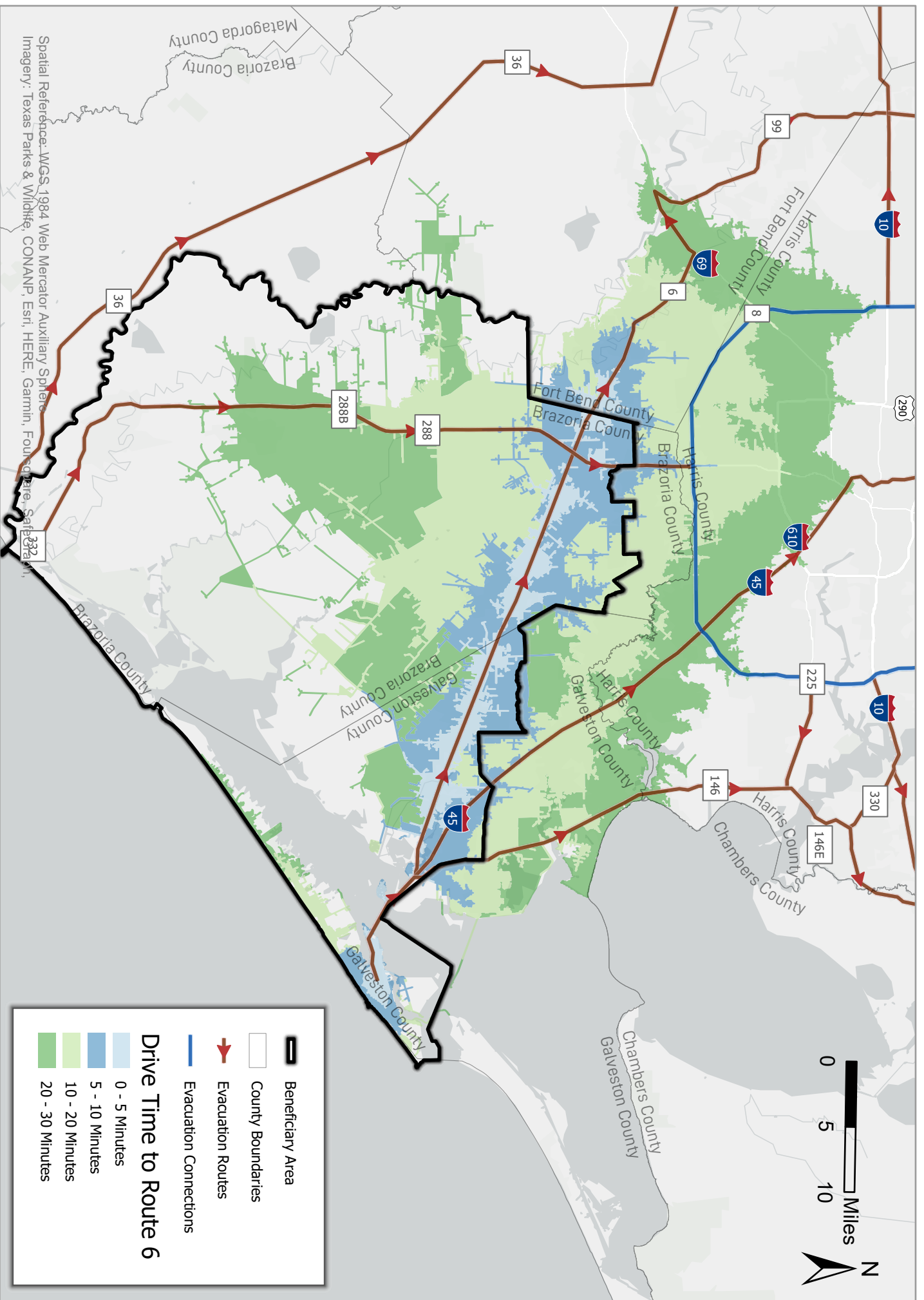
> 51%

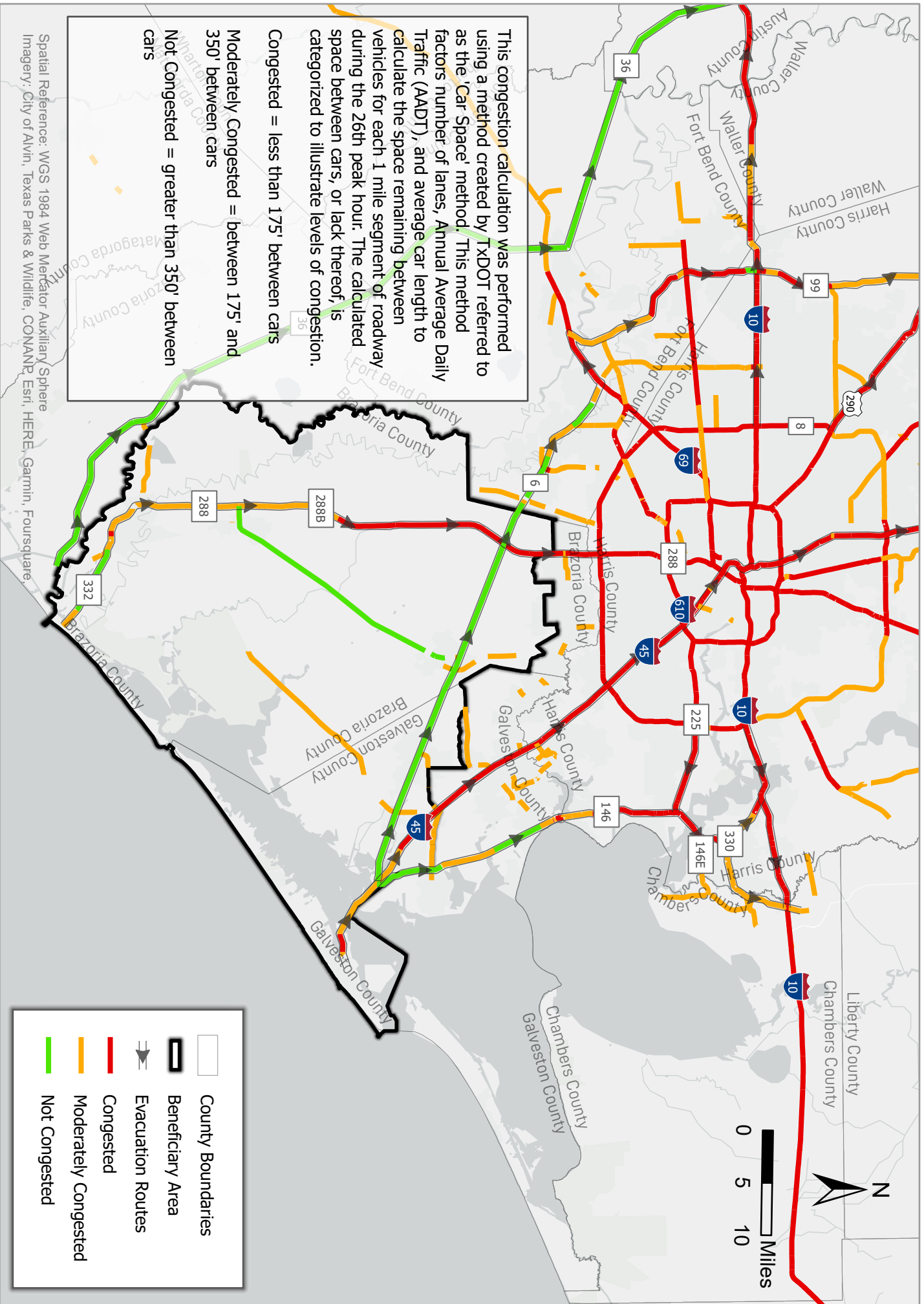
2021 LMI Beneficiary Area

HGAC Hurricane Evacuation Zip Zones



Drive Time Analysis





Spatial Reference: WGS 1984 Web Mercator Auxiliary Sphere
 Imagery: City of Alvin, Texas Parks & Wildlife, CONANP, Esri, HERE, Garmin, FourSquare

Fort Bend County Harvey Mitigation Project - 2021 LMI Data

GEOID	geoname	Stusab	Countyname	State	County	Tract	Blckgrp	Low	Lowmod	Lmmi	Lowmoduniv	Lowmod_pct
480396611001	Block Group 1, Census Tract 6611, Brazoria County, Texas	TX	Brazoria County	48	39	661100	1	690	970	1065	1290	75.19%
480396636003	Block Group 3, Census Tract 6636, Brazoria County, Texas	TX	Brazoria County	48	39	663600	3	265	450	1000	2180	20.64%
480396614002	Block Group 2, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	2	360	665	1080	1520	43.75%
480396616014	Block Group 4, Census Tract 6616.01, Brazoria County, Texas	TX	Brazoria County	48	39	661601	4	1165	1885	2270	3130	60.22%
480396635001	Block Group 1, Census Tract 6635, Brazoria County, Texas	TX	Brazoria County	48	39	663500	1	460	735	1165	1750	42.00%
480396644003	Block Group 3, Census Tract 6644, Brazoria County, Texas	TX	Brazoria County	48	39	664400	3	405	700	730	730	95.89%
480396616012	Block Group 2, Census Tract 6616.01, Brazoria County, Texas	TX	Brazoria County	48	39	661601	2	560	985	1075	1585	62.15%
480396619001	Block Group 1, Census Tract 6619, Brazoria County, Texas	TX	Brazoria County	48	39	661900	1	1600	3470	4140	5270	65.84%
480396621001	Block Group 1, Census Tract 6621, Brazoria County, Texas	TX	Brazoria County	48	39	662100	1	985	1420	1855	2090	67.94%
480396613001	Block Group 1, Census Tract 6613, Brazoria County, Texas	TX	Brazoria County	48	39	661300	1	225	485	600	700	69.29%
480396641002	Block Group 2, Census Tract 6641, Brazoria County, Texas	TX	Brazoria County	48	39	664100	2	525	785	785	785	100.00%
480396639002	Block Group 2, Census Tract 6639, Brazoria County, Texas	TX	Brazoria County	48	39	663900	2	615	750	885	1000	75.00%
480396641001	Block Group 1, Census Tract 6641, Brazoria County, Texas	TX	Brazoria County	48	39	664100	1	835	975	1095	1335	73.03%
480396615021	Block Group 1, Census Tract 6615.02, Brazoria County, Texas	TX	Brazoria County	48	39	661502	1	605	1060	1420	3000	35.33%
480396641004	Block Group 4, Census Tract 6641, Brazoria County, Texas	TX	Brazoria County	48	39	664100	4	445	790	905	1305	60.54%
480396631004	Block Group 4, Census Tract 6631, Brazoria County, Texas	TX	Brazoria County	48	39	663100	4	100	390	1050	2595	15.03%
480396640003	Block Group 3, Census Tract 6640, Brazoria County, Texas	TX	Brazoria County	48	39	664000	3	900	1130	1160	1165	97.00%
480396624004	Block Group 4, Census Tract 6624, Brazoria County, Texas	TX	Brazoria County	48	39	662400	4	175	285	490	1065	26.76%
480396607021	Block Group 1, Census Tract 6607.02, Brazoria County, Texas	TX	Brazoria County	48	39	660702	1	450	595	895	1340	44.40%
480396617003	Block Group 3, Census Tract 6617, Brazoria County, Texas	TX	Brazoria County	48	39	661700	3	245	410	465	620	66.13%
480396606021	Block Group 1, Census Tract 6606.02, Brazoria County, Texas	TX	Brazoria County	48	39	660602	1	1440	3755	6445	11585	32.41%
480396619002	Block Group 2, Census Tract 6619, Brazoria County, Texas	TX	Brazoria County	48	39	661900	2	360	840	1105	2330	36.05%
480396621002	Block Group 2, Census Tract 6621, Brazoria County, Texas	TX	Brazoria County	48	39	662100	2	125	325	395	815	39.88%
480396636001	Block Group 1, Census Tract 6636, Brazoria County, Texas	TX	Brazoria County	48	39	663600	1	140	310	790	1935	16.02%
480396614006	Block Group 6, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	6	135	200	285	660	30.30%
480396644006	Block Group 6, Census Tract 6644, Brazoria County, Texas	TX	Brazoria County	48	39	664400	6	180	545	895	1175	46.38%
480396615022	Block Group 2, Census Tract 6615.02, Brazoria County, Texas	TX	Brazoria County	48	39	661502	2	435	725	1230	1430	50.70%
480396612003	Block Group 3, Census Tract 6612, Brazoria County, Texas	TX	Brazoria County	48	39	661200	3	1125	1685	2180	2300	73.26%
480396625001	Block Group 1, Census Tract 6625, Brazoria County, Texas	TX	Brazoria County	48	39	662500	1	145	365	725	1515	24.09%
480396642001	Block Group 1, Census Tract 6642, Brazoria County, Texas	TX	Brazoria County	48	39	664200	1	315	485	595	710	68.31%
480396617002	Block Group 2, Census Tract 6617, Brazoria County, Texas	TX	Brazoria County	48	39	661700	2	185	280	395	730	38.36%
480396640001	Block Group 1, Census Tract 6640, Brazoria County, Texas	TX	Brazoria County	48	39	664000	1	755	945	1250	1450	65.17%
480396624003	Block Group 3, Census Tract 6624, Brazoria County, Texas	TX	Brazoria County	48	39	662400	3	415	605	1020	1895	31.93%
480396610003	Block Group 3, Census Tract 6610, Brazoria County, Texas	TX	Brazoria County	48	39	661000	3	840	2155	2890	3615	59.61%
480396602001	Block Group 1, Census Tract 6602, Brazoria County, Texas	TX	Brazoria County	48	39	660200	1	145	505	525	540	93.52%
480396611002	Block Group 2, Census Tract 6611, Brazoria County, Texas	TX	Brazoria County	48	39	661100	2	570	1110	1405	1990	55.78%
480396609003	Block Group 3, Census Tract 6609, Brazoria County, Texas	TX	Brazoria County	48	39	660900	3	1485	1725	2240	2475	69.70%
480396609004	Block Group 4, Census Tract 6609, Brazoria County, Texas	TX	Brazoria County	48	39	660900	4	1100	1685	1730	1810	93.09%
480396623004	Block Group 4, Census Tract 6623, Brazoria County, Texas	TX	Brazoria County	48	39	662300	4	540	755	1000	1065	70.89%
480396624002	Block Group 2, Census Tract 6624, Brazoria County, Texas	TX	Brazoria County	48	39	662400	2	185	415	720	1175	35.32%
480396637002	Block Group 2, Census Tract 6637, Brazoria County, Texas	TX	Brazoria County	48	39	663700	2	95	245	510	1045	23.44%
480396612002	Block Group 2, Census Tract 6612, Brazoria County, Texas	TX	Brazoria County	48	39	661200	2	275	305	540	585	52.14%
480396621003	Block Group 3, Census Tract 6621, Brazoria County, Texas	TX	Brazoria County	48	39	662100	3	810	1365	2005	2800	48.75%
480396618002	Block Group 2, Census Tract 6618, Brazoria County, Texas	TX	Brazoria County	48	39	661800	2	700	1525	2165	3120	48.88%
480396607023	Block Group 3, Census Tract 6607.02, Brazoria County, Texas	TX	Brazoria County	48	39	660702	3	1305	1500	1955	2070	72.46%
480396614001	Block Group 1, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	1	170	295	400	795	37.11%
480396616013	Block Group 3, Census Tract 6616.01, Brazoria County, Texas	TX	Brazoria County	48	39	661601	3	190	295	450	730	40.41%
480396638002	Block Group 2, Census Tract 6638, Brazoria County, Texas	TX	Brazoria County	48	39	663800	2	265	540	955	1470	36.73%
480396610002	Block Group 2, Census Tract 6610, Brazoria County, Texas	TX	Brazoria County	48	39	661000	2	360	535	960	1755	30.48%
480396631003	Block Group 3, Census Tract 6631, Brazoria County, Texas	TX	Brazoria County	48	39	663100	3	0	0	100	145	0.00%
480396638004	Block Group 4, Census Tract 6638, Brazoria County, Texas	TX	Brazoria County	48	39	663800	4	480	550	685	715	76.92%
480396615011	Block Group 1, Census Tract 6615.01, Brazoria County, Texas	TX	Brazoria County	48	39	661501	1	415	885	1230	2005	44.14%
480396641005	Block Group 5, Census Tract 6641, Brazoria County, Texas	TX	Brazoria County	48	39	664100	5	405	530	910	1220	43.44%
480396642003	Block Group 3, Census Tract 6642, Brazoria County, Texas	TX	Brazoria County	48	39	664200	3	215	345	495	730	47.26%
480396616022	Block Group 2, Census Tract 6616.02, Brazoria County, Texas	TX	Brazoria County	48	39	661602	2	775	1115	1280	1900	58.68%
480396616011	Block Group 1, Census Tract 6616.01, Brazoria County, Texas	TX	Brazoria County	48	39	661601	1	515	545	725	840	64.88%
480396617001	Block Group 1, Census Tract 6617, Brazoria County, Texas	TX	Brazoria County	48	39	661700	1	250	435	820	1120	38.84%
480396616021	Block Group 1, Census Tract 6616.02, Brazoria County, Texas	TX	Brazoria County	48	39	661602	1	115	130	545	985	13.20%
480396622001	Block Group 1, Census Tract 6622, Brazoria County, Texas	TX	Brazoria County	48	39	662200	1	210	510	650	1180	43.22%
480396623002	Block Group 2, Census Tract 6623, Brazoria County, Texas	TX	Brazoria County	48	39	662300	2	850	1045	1355	1430	73.08%
480396634001	Block Group 1, Census Tract 6634, Brazoria County, Texas	TX	Brazoria County	48	39	663400	1	640	1090	1510	2855	38.18%
480396631001	Block Group 1, Census Tract 6631, Brazoria County, Texas	TX	Brazoria County	48	39	663100	1	185	260	495	1160	22.41%
480396609002	Block Group 2, Census Tract 6609, Brazoria County, Texas	TX	Brazoria County	48	39	660900	2	185	705	1025	1715	41.11%
480396633003	Block Group 3, Census Tract 6633, Brazoria County, Texas	TX	Brazoria County	48	39	663300	3	485	680	920	1200	56.67%
480396631002	Block Group 2, Census Tract 6631, Brazoria County, Texas	TX	Brazoria County	48	39	663100	2	225	520	635	1335	38.95%
480396633001	Block Group 1, Census Tract 6633, Brazoria County, Texas	TX	Brazoria County	48	39	663300	1	110	210	305	395	53.16%
480396622004	Block Group 4, Census Tract 6622, Brazoria County, Texas	TX	Brazoria County	48	39	662200	4	535	830	1345	1675	49.55%
480396618001	Block Group 1, Census Tract 6618, Brazoria County, Texas	TX	Brazoria County	48	39	661800	1	570	1340	1975	3065	43.72%
480396615013	Block Group 3, Census Tract 6615.01, Brazoria County, Texas	TX	Brazoria County	48	39	661501	3	400	715	1170	1800	39.72%
480396635004	Block Group 4, Census Tract 6635, Brazoria County, Texas	TX	Brazoria County	48	39	663500	4	250	870	1055	1675	51.94%
480396609001	Block Group 1, Census Tract 6609, Brazoria County, Texas	TX	Brazoria County	48	39	660900	1	300	495	600	970	51.03%
480396610001	Block Group 1, Census Tract 6610, Brazoria County, Texas	TX	Brazoria County	48	39	661000	1	140	415	805	1145	36.24%
480396640002	Block Group 2, Census Tract 6640, Brazoria County, Texas	TX	Brazoria County	48	39	664000	2	425	695	995	1475	47.12%
480396615012	Block Group 2, Census Tract 6615.01, Brazoria County, Texas	TX	Brazoria County	48	39	661501	2	530	900	1020	1585	56.78%
480396614005	Block Group 5, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	5	1400	1500	2030	2405	62.37%
480396623001	Block Group 1, Census Tract 6623, Brazoria County, Texas	TX	Brazoria County	48	39	662300	1	75	200	470	1155	17.32%
480396619004	Block Group 4, Census Tract 6619, Brazoria County, Texas	TX	Brazoria County	48	39	661900	4	0	0	80	80	0.00%
480396636002	Block Group 2, Census Tract 6636, Brazoria County, Texas	TX	Brazoria County	48	39	663600	2	160	235	520	1120	20.98%
480396632002	Block Group 2, Census Tract 6632, Brazoria County, Texas	TX	Brazoria County	48	39	663200	2	350	795	1180	1465	54.27%
480396635002	Block Group 2, Census Tract 6635, Brazoria County, Texas	TX	Brazoria County	48	39	663500	2	835	1175	1725	1975	59.49%
480396632001	Block Group 1, Census Tract 6632, Brazoria County, Texas	TX	Brazoria County	48	39	663200	1	195	595	695	1330	44.74%
480396643004	Block Group 4, Census Tract 6643, Brazoria County, Texas	TX	Brazoria County	48	39	664300	4	395	425	565	575	73.91%
480396634002	Block Group 2, Census Tract 6634, Brazoria County, Texas	TX	Brazoria County	48	39	663400	2	575	735	815	860	85.47%
480396631003	Block Group 3, Census Tract 6613, Brazoria County, Texas	TX	Brazoria County	48	39	661300	3	710	965	1145	1235	78.14%
480396625002	Block Group 2, Census Tract 6625, Brazoria County, Texas	TX	Brazoria County	48	39	662500	2	300	685	810	910	75.27%
480396644001	Block Group 1, Census Tract 6644, Brazoria County, Texas	TX	Brazoria County	48	39	664400	1	380	380	430	430	88.37%
480396613002	Block Group 2, Census Tract 6613, Brazoria County, Texas	TX	Brazoria County	48	39	661300	2	280	550	665	785	70.06%
480396643002	Block Group 2, Census Tract 6643, Brazoria County, Texas	TX	Brazoria County	48	39	664300	2	420	565	580	715	79.02%
480396637001	Block Group 1, Census Tract 6637, Brazoria County, Texas	TX	Brazoria County	48	39	663700	1	845	1310	2020	2485	52.72%
480396619003	Block Group 3, Census Tract 6619, Brazoria County, Texas	TX	Brazoria County	48	39	661900	3	80	165	235	330	50.00%
480396614003	Block Group 3, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	3	405	515	545	565	91.15%
480396612001	Block Group 1, Census Tract 6612, Brazoria County, Texas											

480396634003	Block Group 3, Census Tract 6634, Brazoria County, Texas	TX	Brazoria County	48	39	663400	3	825	1020	1355	1735	58.79%
480396614004	Block Group 4, Census Tract 6614, Brazoria County, Texas	TX	Brazoria County	48	39	661400	4	400	845	915	1035	81.64%
480396644004	Block Group 4, Census Tract 6644, Brazoria County, Texas	TX	Brazoria County	48	39	664400	4	800	1380	1400	1615	85.45%
480396634004	Block Group 4, Census Tract 6634, Brazoria County, Texas	TX	Brazoria County	48	39	663400	4	535	925	1180	2040	45.34%
480396641003	Block Group 3, Census Tract 6641, Brazoria County, Texas	TX	Brazoria County	48	39	664100	3	290	605	955	1045	57.89%
480396622003	Block Group 3, Census Tract 6622, Brazoria County, Texas	TX	Brazoria County	48	39	662200	3	520	825	875	1360	60.66%
480396622002	Block Group 2, Census Tract 6622, Brazoria County, Texas	TX	Brazoria County	48	39	662200	2	90	260	585	1205	21.58%
480396638001	Block Group 1, Census Tract 6638, Brazoria County, Texas	TX	Brazoria County	48	39	663800	1	785	1580	2110	2495	63.33%
480396644005	Block Group 5, Census Tract 6644, Brazoria County, Texas	TX	Brazoria County	48	39	664400	5	325	430	515	665	64.66%
481677235021	Block Group 1, Census Tract 7235.02, Galveston County, Texas	TX	Galveston County	48	167	723502	1	420	520	725	1790	29.05%
481677260001	Block Group 1, Census Tract 7260, Galveston County, Texas	TX	Galveston County	48	167	726000	1	100	245	350	930	26.34%
481677235012	Block Group 2, Census Tract 7235.01, Galveston County, Texas	TX	Galveston County	48	167	723501	2	60	90	325	640	14.06%
481677234004	Block Group 4, Census Tract 7234, Galveston County, Texas	TX	Galveston County	48	167	723400	4	275	585	895	1375	42.55%
481677234001	Block Group 1, Census Tract 7234, Galveston County, Texas	TX	Galveston County	48	167	723400	1	545	885	1155	2040	43.38%
481677234002	Block Group 2, Census Tract 7234, Galveston County, Texas	TX	Galveston County	48	167	723400	2	235	505	695	1225	41.22%
481677231003	Block Group 3, Census Tract 7231, Galveston County, Texas	TX	Galveston County	48	167	723100	3	340	535	655	755	70.86%
481677227002	Block Group 2, Census Tract 7227, Galveston County, Texas	TX	Galveston County	48	167	722700	2	310	360	370	490	73.47%
481677227003	Block Group 3, Census Tract 7227, Galveston County, Texas	TX	Galveston County	48	167	722700	3	430	510	575	600	85.00%
481677227001	Block Group 1, Census Tract 7227, Galveston County, Texas	TX	Galveston County	48	167	722700	1	805	880	1115	1230	71.54%
481677234003	Block Group 3, Census Tract 7234, Galveston County, Texas	TX	Galveston County	48	167	723400	3	370	555	845	2150	25.81%
481677227004	Block Group 4, Census Tract 7227, Galveston County, Texas	TX	Galveston County	48	167	722700	4	345	695	1030	1835	37.87%
481677260002	Block Group 2, Census Tract 7260, Galveston County, Texas	TX	Galveston County	48	167	726000	2	40	145	245	495	29.29%
481677261001	Block Group 1, Census Tract 7261, Galveston County, Texas	TX	Galveston County	48	167	726100	1	215	425	595	1460	29.11%
481677261002	Block Group 2, Census Tract 7261, Galveston County, Texas	TX	Galveston County	48	167	726100	2	155	175	330	775	22.58%
481677241012	Block Group 2, Census Tract 7241.01, Galveston County, Texas	TX	Galveston County	48	167	724101	2	255	305	440	510	59.80%
481677242003	Block Group 3, Census Tract 7242, Galveston County, Texas	TX	Galveston County	48	167	724200	3	510	810	1000	1420	57.04%
481677244004	Block Group 4, Census Tract 7244, Galveston County, Texas	TX	Galveston County	48	167	724400	4	440	515	585	700	73.57%
481677244003	Block Group 3, Census Tract 7244, Galveston County, Texas	TX	Galveston County	48	167	724400	3	315	350	365	425	82.35%
481677248002	Block Group 2, Census Tract 7248, Galveston County, Texas	TX	Galveston County	48	167	724800	2	410	560	570	600	93.33%
481677251001	Block Group 1, Census Tract 7251, Galveston County, Texas	TX	Galveston County	48	167	725100	1	155	340	505	595	57.14%
481677251003	Block Group 3, Census Tract 7251, Galveston County, Texas	TX	Galveston County	48	167	725100	3	205	255	375	540	47.22%
481677247001	Block Group 1, Census Tract 7247, Galveston County, Texas	TX	Galveston County	48	167	724700	1	315	440	465	535	82.24%
481677245001	Block Group 1, Census Tract 7245, Galveston County, Texas	TX	Galveston County	48	167	724500	1	355	505	625	870	58.05%
481677243001	Block Group 1, Census Tract 7243, Galveston County, Texas	TX	Galveston County	48	167	724300	1	240	300	325	390	76.92%
481677243005	Block Group 5, Census Tract 7243, Galveston County, Texas	TX	Galveston County	48	167	724300	5	700	920	955	1295	71.04%
481677243002	Block Group 2, Census Tract 7243, Galveston County, Texas	TX	Galveston County	48	167	724300	2	120	150	240	290	51.72%
481677243004	Block Group 4, Census Tract 7243, Galveston County, Texas	TX	Galveston County	48	167	724300	4	145	235	365	465	50.54%
481677232001	Block Group 1, Census Tract 7232, Galveston County, Texas	TX	Galveston County	48	167	723200	1	205	700	1220	1515	46.20%
481677233001	Block Group 1, Census Tract 7230, Galveston County, Texas	TX	Galveston County	48	167	723000	1	575	660	750	1120	58.93%
481677249003	Block Group 3, Census Tract 7249, Galveston County, Texas	TX	Galveston County	48	167	724900	3	160	255	320	500	51.00%
481677249002	Block Group 2, Census Tract 7249, Galveston County, Texas	TX	Galveston County	48	167	724900	2	220	400	620	775	51.61%
481677251002	Block Group 2, Census Tract 7251, Galveston County, Texas	TX	Galveston County	48	167	725100	2	315	425	515	545	77.98%
481677250003	Block Group 3, Census Tract 7250, Galveston County, Texas	TX	Galveston County	48	167	725000	3	210	310	480	575	53.91%
481677250002	Block Group 2, Census Tract 7250, Galveston County, Texas	TX	Galveston County	48	167	725000	2	240	385	465	530	72.64%
481677249001	Block Group 1, Census Tract 7249, Galveston County, Texas	TX	Galveston County	48	167	724900	1	370	465	490	600	77.50%
481677255001	Block Group 1, Census Tract 7255, Galveston County, Texas	TX	Galveston County	48	167	725500	1	35	45	65	300	15.00%
481677255002	Block Group 2, Census Tract 7255, Galveston County, Texas	TX	Galveston County	48	167	725500	2	50	105	420	815	12.88%
481677250001	Block Group 1, Census Tract 7250, Galveston County, Texas	TX	Galveston County	48	167	725000	1	390	500	690	845	59.17%
481677252001	Block Group 1, Census Tract 7252, Galveston County, Texas	TX	Galveston County	48	167	725200	1	100	285	375	475	60.00%
481677254004	Block Group 4, Census Tract 7254, Galveston County, Texas	TX	Galveston County	48	167	725400	4	280	470	585	670	70.15%
481677254002	Block Group 2, Census Tract 7254, Galveston County, Texas	TX	Galveston County	48	167	725400	2	380	435	525	590	73.73%
481677246001	Block Group 1, Census Tract 7246, Galveston County, Texas	TX	Galveston County	48	167	724600	1	175	220	220	220	100.00%
481677253001	Block Group 1, Census Tract 7253, Galveston County, Texas	TX	Galveston County	48	167	725300	1	415	915	1265	1495	61.20%
481677233001	Block Group 1, Census Tract 7233, Galveston County, Texas	TX	Galveston County	48	167	723300	1	475	1085	1685	2575	42.14%
481677240002	Block Group 2, Census Tract 7240, Galveston County, Texas	TX	Galveston County	48	167	724000	2	145	165	210	295	55.93%
481677262002	Block Group 2, Census Tract 7262, Galveston County, Texas	TX	Galveston County	48	167	726200	2	965	1495	1870	2105	71.02%
481677229001	Block Group 1, Census Tract 7229, Galveston County, Texas	TX	Galveston County	48	167	722900	1	415	1010	1205	1365	73.99%
481677232002	Block Group 2, Census Tract 7232, Galveston County, Texas	TX	Galveston County	48	167	723200	2	1145	1540	1885	2845	54.13%
481677236003	Block Group 3, Census Tract 7236, Galveston County, Texas	TX	Galveston County	48	167	723600	3	125	395	605	1670	23.65%
481677235024	Block Group 4, Census Tract 7235.02, Galveston County, Texas	TX	Galveston County	48	167	723502	4	435	895	1415	2495	35.87%
481677235023	Block Group 3, Census Tract 7235.02, Galveston County, Texas	TX	Galveston County	48	167	723502	3	235	480	1105	1555	30.87%
481677259001	Block Group 1, Census Tract 7259, Galveston County, Texas	TX	Galveston County	48	167	725900	1	355	445	685	975	45.64%
481677241011	Block Group 1, Census Tract 7241.01, Galveston County, Texas	TX	Galveston County	48	167	724101	1	275	360	380	555	64.86%
481677256003	Block Group 3, Census Tract 7256, Galveston County, Texas	TX	Galveston County	48	167	725600	3	320	625	1070	1375	45.45%
481677258001	Block Group 1, Census Tract 7258, Galveston County, Texas	TX	Galveston County	48	167	725800	1	355	450	745	825	54.55%
481677236002	Block Group 2, Census Tract 7236, Galveston County, Texas	TX	Galveston County	48	167	723600	2	350	575	980	1200	47.92%
481677238001	Block Group 1, Census Tract 7238, Galveston County, Texas	TX	Galveston County	48	167	723800	1	420	630	810	1295	48.65%
481677231002	Block Group 2, Census Tract 7231, Galveston County, Texas	TX	Galveston County	48	167	723100	2	500	720	1115	1915	37.60%
481677231001	Block Group 1, Census Tract 7231, Galveston County, Texas	TX	Galveston County	48	167	723100	1	230	330	560	740	44.59%
481677238002	Block Group 2, Census Tract 7238, Galveston County, Texas	TX	Galveston County	48	167	723800	2	70	115	175	875	13.14%
481677237002	Block Group 2, Census Tract 7237, Galveston County, Texas	TX	Galveston County	48	167	723700	2	660	785	890	1130	69.47%
481677242001	Block Group 1, Census Tract 7242, Galveston County, Texas	TX	Galveston County	48	167	724200	1	160	400	705	960	41.67%
481677256004	Block Group 4, Census Tract 7256, Galveston County, Texas	TX	Galveston County	48	167	725600	4	425	690	885	905	76.24%
481677256002	Block Group 2, Census Tract 7256, Galveston County, Texas	TX	Galveston County	48	167	725600	2	455	730	895	1125	64.89%
481677256001	Block Group 1, Census Tract 7256, Galveston County, Texas	TX	Galveston County	48	167	725600	1	190	275	285	355	77.46%
481677259002	Block Group 2, Census Tract 7259, Galveston County, Texas	TX	Galveston County	48	167	725900	2	570	865	1060	1330	65.04%
481677226001	Block Group 1, Census Tract 7226, Galveston County, Texas	TX	Galveston County	48	167	722600	1	970	1530	1730	2005	76.31%
481677236001	Block Group 1, Census Tract 7236, Galveston County, Texas	TX	Galveston County	48	167	723600	1	650	915	1210	1920	47.66%
481677238003	Block Group 3, Census Tract 7238, Galveston County, Texas	TX	Galveston County	48	167	723800	3	355	530	1010	1995	26.57%
481677242002	Block Group 2, Census Tract 7242, Galveston County, Texas	TX	Galveston County	48	167	724200	2	365	415	565	675	61.48%
481677230003	Block Group 3, Census Tract 7230, Galveston County, Texas	TX	Galveston County	48	167	723000	3	445	700	840	1020	68.63%
481677230002	Block Group 2, Census Tract 7230, Galveston County, Texas	TX	Galveston County	48	167	723000	2	490	695	750	1120	62.05%
481677228002	Block Group 2, Census Tract 7228, Galveston County, Texas	TX	Galveston County	48	167	722800	2	660	950	1260	1430	66.43%
481677257001	Block Group 1, Census Tract 7257, Galveston County, Texas	TX	Galveston County	48	167	725700	1	225	390	770	1355	28.78%
481677228001	Block Group 1, Census Tract 7228, Galveston County, Texas	TX	Galveston County	48	167	722800	1	330	385	620	950	40.53%
481677257002	Block Group 2, Census Tract 7257, Galveston County, Texas	TX	Galveston County	48	167	725700	2	180	385	525	1080	35.65%
481677229002	Block Group 2, Census Tract 7229, Galveston County, Texas	TX	Galveston County	48	167	722900	2	450	685	895	1205	56.85%
481677235011	Block Group 1, Census Tract 7235.01, Galveston County, Texas	TX	Galveston County	48	167	723501	1	50	55	110	400	13.75%
481677252002	Block Group 2, Census Tract 7252, Galveston County, Texas	TX	Galveston County	48	167	725200	2	710	1020	1240	1330	76.69%
481677253002	Block Group 2, Census Tract 7253, Galveston County, Texas	TX	Galveston County	48	167	725300	2	385	495	635	970	51.03%
481677258003	Block Group 3, Census Tract 7258, Galveston County, Texas	TX	Gal									

EXHIBIT B



**Texas General Land Office
Community Development and Revitalization Division
Mitigation – Local Certifications**

Each Applicant for Community Development Block Grant Mitigation ("CDBG-MIT") funding must complete Federal Assistance Standard Form 424 (SF-424) and certify that local certifications included in this application guide were followed in the preparation of any CDBG-MIT program application. Additionally, Applicant must certify that it will continue to follow local certifications in the event that funding is awarded and Applicant is reclassified as a Subrecipient.

Each Applicant/Subrecipient must comply with the provisions of the National Environmental Policy Act ("NEPA"), the Council on Environmental Quality ("CEQ") regulations, the requirements set forth in Title 24 of the Code of Federal Regulations ("CFR") part 58, and applicable Texas General Land Office policy directives.

Each Applicant/Subrecipient must comply with all applicable federal and state laws, including environmental, labor (Davis-Bacon Act), the procurement procedures and contract requirements found at 2 C.F.R. §200.318 – §200.326, and all civil rights requirements.

Each Applicant/Subrecipient certifies, as outlined in 84 FR 45838 (August 30, 2019), the following:

A. The Applicant/Subrecipient certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan in connection with any activity assisted with CDBG-MIT funds.

B. The Applicant/Subrecipient certifies its compliance with restrictions on lobbying as required by 24 C.F.R. part 87, together with disclosure forms, if required by part 87.

C. Any entity or entities designated by the subrecipient, and any contractor, subrecipient, or designated public agency carrying out an activity with CDBG-MIT funds, possess(es) the legal authority to carry out the program for which it is seeking funding, in accordance with applicable HUD regulations and the federal register notice. The subrecipient certifies that activities to be undertaken with CDBG-MIT funds are consistent with the Action Plan.

D. The Applicant/Subrecipient certifies that it will comply with the acquisition and relocation requirements of the Uniform Relocation Act ("URA"), as amended, and implementing regulations at 49 CFR part 24, except where waivers or alternative requirements are provided for CDBG-MIT funds.

E. The Applicant/Subrecipient certifies that it will comply with Section 3 of the Housing and Urban Development Act of 1968 (12 U.S.C. §1701u) and implementing regulations at 24 C.F.R. part 135.

F. The Applicant/Subrecipient certifies that it is following a detailed citizen participation plan that satisfies the requirements of 24 CFR §91.115 or §91.105 (except as provided for in notices providing waivers and alternative requirements for this grant). Also, each local government receiving assistance from a state grantee must follow a detailed citizen participation plan that satisfies the requirements of 24 CFR §570.486 (except as provided for in notices providing waivers and alternative requirements for this grant).

G. The Applicant/Subrecipient certifies that it is complying with each of the following criteria:

1) Funds will be used solely for necessary expenses related to mitigation activities, as applicable, in the most impacted and distressed areas for which the President declared a major disaster in 2015, 2016, or 2017 pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. §5121 et seq.).

2) With respect to activities expected to be assisted with CDBG-MIT funds, the relevant action plan has been developed to give priority to activities that will benefit low- and moderate-income families.

3) The aggregate use of CDBG-MIT funds shall principally benefit low- and moderate-income families in a manner that ensures that at least 50 percent (or another percentage permitted by HUD in a waiver published in an applicable Federal Register notice) of the CDBG-MIT grant amount is expended for activities that benefit such persons.

4) The Applicant/Subrecipient will not attempt to recover any capital costs of public improvements assisted with CDBG-MIT 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, unless:

i. CDBG-MIT funds are used to pay the proportion of such fee or assessment that relates to the capital costs of such public improvements that are financed from revenue sources other than under this title; or

ii. For purposes of assessing any amount against properties owned and occupied by persons of moderate income, the grantee certifies to the Secretary that it lacks sufficient CDBG funds (in any form) to comply with the requirements of clause (a).

H. The Applicant/Subrecipient certifies that the 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, and that it will affirmatively further fair housing.

I. The Applicant/Subrecipient certifies that it has adopted and is enforcing the following policies, and, in addition, must certify that they will require local governments that receive grant funds to certify that they have adopted and are enforcing:

1) A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations;

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 nonviolent civil rights demonstrations within its jurisdiction.

J. The Applicant/Subrecipient certifies that it (and any administering entity) currently has or will develop and maintain the capacity to carry out mitigation activities, as applicable, in a timely manner and that the subrecipient has reviewed the respective requirements of this notice.

K. The Applicant/Subrecipient certifies that it will not use CDBG-MIT funds for any activity in an area identified as flood prone for land use or hazard mitigation planning purposes by the state, local, or tribal government or delineated as a Special Flood Hazard Area (or 100-year floodplain) in FEMA's most current flood advisory maps, unless it also ensures that the action is designed or modified to minimize harm to or within the floodplain, in accordance with Executive Order 11988 and 24 C.F.R. part 55. The relevant data source for this provision is the state, local, and tribal government land use regulations and hazard mitigation plans and the latest-issued FEMA data or guidance, which includes advisory data (such as Advisory Base Flood Elevations) or preliminary and final Flood Insurance Rate Maps.

L. The Applicant/Subrecipient certifies that its activities concerning lead-based paint will comply with the requirements of 24 CFR part 35, subparts A, B, I, K, and R.

M. The Applicant/Subrecipient certifies that it will comply with environmental requirements at 24 CFR part 58.

N. The Applicant/Subrecipient certifies that it will comply with applicable laws.

WARNING: ANY PERSON WHO KNOWINGLY MAKES A FALSE CLAIM OR STATEMENT TO HUD MAY BE SUBJECT TO CIVIL OR CRIMINAL PENALTIES UNDER 18 U.S.C. §287; 18 U.S.C. §1001, AND 31 U.S.C. § 3729.

Except as otherwise provided under federal law, any person who knowingly and willfully falsifies, conceals, or covers up a material fact by any trick, scheme or device or who makes any materially false, fictitious, or fraudulent statement or representation or who makes or uses any false writing or document knowing the writing or document to contain materially false, fictitious, or fraudulent statement or entry shall be prosecuted under Title 18, United States Code, §1001.

Printed Name of Authorized Signatory

Date

Signature of Authorized Signatory