

## Substantial Amendment to the Consolidated Plan 2010 Action Plan for the allocation of Neighborhood Stabilization Program 3 (NSP3) funding

### 1. NSP3 Grantee Information

| NSP3 Program Administrator Contact Information |  |
|--|--|
| <b>Name (Last, First)</b>                      | Tomic, Helen   |
| <b>Email Address</b>                           | <a href="mailto:HTomic@akronohio.gov">HTomic@akronohio.gov</a> |
| <b>Phone Number</b>                            | 330-375-2090   |
| <b>Mailing Address</b>                         | 161 S. High St. Room 201 Akron OH 44308                        |

### 2. Areas of Greatest Need

#### Map Submission

The map generated at the HUD NSP3 Mapping Tool for Preparing Action Plan website is included as an attachment.

#### Data Sources Used to Determine Areas of Greatest Need

| Describe the data sources used to determine the areas of greatest need.  |
|--|
| Response: The primary data source was the HUD Foreclosure Need website and the scores for foreclosure need contained at that site. Summit County foreclosure data was also used to map foreclosures. |

#### Determination of Areas of Greatest Need

| Describe how the areas of greatest need were established.  |
|--|
| Response: Utilizing the data contained on the HUD foreclosure website, the City established four areas of greatest need. Three of these areas are “tipping point” areas where investment could have a dramatic impact (Kenmore, North Hill and Firestone Park). The fourth area, the Summit Lake area, is a neighborhood in distress, with a significant number of boarded up and abandoned homes. Blight removal and land banking will alleviate some of the extremely deteriorated conditions in the Summit Lake area in readiness for future development. |

### 3. Definitions and Descriptions

#### Definitions

| Term               | Definition   |
|--------------------|--|
| Blighted Structure | The City of Akron will utilize the provisions of the Ohio Revised Code (ORC) and the Summit County Environmental Health Housing Code to determine if |

|                  |   |
|------------------|---|
|                  | <p>a property is blighted. The ORC Section 1.08 defines the characteristics that qualify a property as blighted. The Summit County Health Department administers the Housing Code through the identification of building and site violations and the enforcement of Orders to Comply. The final arbiter of enforcement action is the City’s Housing Appeals Board. For the NSP3 Program, the City will consider as blighted any structure identified by the Housing Appeals Board for demolition. Either definition will be used to determine blight.</p> |
| Affordable Rents | <p>For any NSP3 funded rental activity, “affordable rents” shall be defined as 30% of the household’s adjusted income, less utility allowances as adopted by the Akron Metropolitan Housing Authority for the Section 8 Program, as appropriate. HUD’s Fair Market Rent schedule for the Akron MSA will be used.</p>  |

### Descriptions

| Term                             | Definition   |
|----------------------------------|--|
| Long-Term Affordability          | <p>Continued affordability will be ensured for the entire period of affordability through monitoring, following the specific HOME monitoring requirements as defined in 24 CFR Part 92. The period of affordability on all purchases that will be assisted with NSP3 funding is secured by an affordability promissory note in the amount of funds used to subsidize each project completed by the entity under contract with the City. The term of affordability will vary depending on the amount of per unit subsidy provided (up to \$40,000), but is not expected to exceed ten years.</p>  |
| Housing Rehabilitation Standards | <p>The City of Akron will use the NSP3 funds in conjunction with the housing rehabilitation standards associated with the City’s ongoing Housing Rehabilitation Program as described in the City’s Consolidated plan.</p> <p>The first priority of the Housing Rehabilitation Program is to eliminate or otherwise address any and all pre-existing code violations and Health and Safety hazards, City of Akron Environmental Health Housing Code (Chapter 150) and Lead Poisoning Ordinance (Chapter 94) violations along with Zoning Code issues. All rehabilitation projects must correct any pre-existing Health Housing Code violations and/or health and safety related repairs that are necessary. All new work will be in compliance with the International Residential Code as adopted by the State of Ohio Board of Building Standards. Energy Star and green building standards will be utilized in the replacement of windows, doors, insulation, heating, cooling, etc. An additional priority of the Housing Rehabilitation Program is to eliminate all lead based paint hazards present in homes. A Risk Assessment is required on all rehabilitation projects to identify the existence and scope of any lead based paint hazards in the home. The standards of “Lead Based Paint Poisoning Prevention in Federally owned and Federally Assisted Housing” found in Title X at 24 CFR Part 35 apply.</p> |

## 4. Low-Income Targeting

### Low-Income Set-Aside Amount

Enter the low-income set-aside percentage in the first field. The field for total funds set aside will populate based on the percentage entered in the first field and the total NSP3 grant.

**Identify the estimated amount of funds appropriated or otherwise made available under the NSP3 to be used to provide housing for individuals or families whose incomes do not exceed 50 percent of area median income.**

Response: Total low-income set-aside **percentage** (must be no less than 25 percent): 26.18%  
Total funds set aside for low-income individuals = \$ 700,000

### Meeting Low-Income Target

**Provide a summary that describes the manner in which the low-income targeting goals will be met.**

Response: The City of Akron will commit at least \$700,000 of the NSP3 allocation to benefit individuals and families whose incomes do not exceed 50% of the area median income. The City will utilize existing programs that target low-income populations. A request for proposal process will set criteria to ensure the target population is served. It is anticipated that the target income population could be home buyers or renters served thru the NSP III funded activities.

## 5. Acquisition and Relocation

### Demolition or Conversion of LMI Units

|   |     |
|---|-----|
| Does the grantee intend to demolish or convert any low- and moderate-income dwelling units (i.e., ≤ 80% of area median income)? | Yes |
|---|-----|

If yes, fill in the table below.

| Question   | Number of Units |
|--|-----------------|
| The number of low- and moderate-income dwelling units—i.e., ≤ 80% of area median income—reasonably expected to be demolished or converted as a direct result of NSP-assisted activities.   | 60              |
| The number of NSP affordable housing units made available to low-, moderate-, and middle-income households—i.e., ≤ 120% of area median income—reasonably expected to be produced by activity and income level as provided for in DRGR, by each NSP activity providing such housing (including a proposed time schedule for commencement and completion). | 15              |
| The number of dwelling units reasonably expected to be made available for households whose income does not exceed 50 percent of area median income.  | 10              |

## 6. Public Comment

### Citizen Participation Plan

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

Response: As consistent with the City of Akron Citizen Participation Plan, any substantial amendment to an Action Plan that is more than ten percent (10%) of the City's allocation must be presented to and approved by Akron City Council. The City of Akron solicited comments from various segments of the community in the preparation of the Neighborhood Stabilization Program 3 (NSP3) Substantial Amendment. The Notice of Allocations, Applications Procedures and Requirements for Grantees under the American Recovery and Reinvestment Act of 2009 requires a minimum time period of 15 days for citizens to comment on the substantial amendment. The City of Akron Department of Planning and Urban Development placed an advertisement soliciting public comments in the Akron Beacon Journal February 3, 2011. Copies of the Substantial Amendment were made available for public review and comment. Copies of these documents were made available through the City office and the Akron Summit County Public Library.

The substantial amendment was approved by Akron City Council on February 28, 2011.

**Summary of Public Comments Received.**

No comments received.

**7. NSP Information by Activity**

Enter each activity name and fill in the corresponding information. If you have fewer than seven activities, please delete any extra activity fields. (For example, if you have three activities, you should delete the tables labeled "Activity Number 4," "Activity Number 5," "Activity Number 6," and "Activity Number 7." If you are unsure how to delete a table, see the instructions [above](#).

The field labeled "Total Budget for Activity" will populate based on the figures entered in the fields above it.

Consult the [NSP3 Program Design Guidebook](#) for guidance on completing the "Performance Measures" component of the activity tables below.

| Activity Number 1                  |   |
|------------------------------------|---|
| <b>Activity Name</b>               | Landbank - Acquisition  |
| <b>Uses</b>                        | Select all that apply:<br><input type="checkbox"/> Eligible Use A: Financing Mechanisms<br><input type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation<br><input checked="" type="checkbox"/> Eligible Use C: Land Banking<br><input type="checkbox"/> Eligible Use D: Demolition<br><input type="checkbox"/> Eligible Use E: Redevelopment |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.201 (a)  |
| <b>National Objective</b>          | Low Moderate Middle Income Area Benefit (LMMA)  |
| <b>Activity Description</b>        | The City will be undertaking landbanking primarily in deteriorated areas that have been severely impacted by foreclosures resulting in a proliferation of abandoned homes. The areas selected will primarily be neighborhoods where   |

|                                  |  |                      |
|----------------------------------|--|----------------------|
|                                  | rehabilitation / resale would not be effective due to the extent of deterioration in the surrounding area. The City will be acquiring and tearing down dilapidated homes and landbanking the property until development opportunities are practical. Lots will be of a suitable size for future redevelopment. At a minimum, this activity will at least reduce blighting influences in targeted areas and encourage reuse or redevelopment of urban property. Landbanked properties will be obligated for redevelopment within ten years in accordance with NSP requirements. |                      |
| <b>Location Description</b>      | (Area or possible areas of greatest need where activity is being undertaken)<br>The activity will primarily be focused in the Summit Lake area but could also take place in other selected areas - North Hill, Firestone Park and Kenmore – as necessary and practical   |                      |
| <b>Budget</b>                    | <b>Source of Funding</b>   | <b>Dollar Amount</b> |
|                                  | NSP3   | \$500,000            |
|                                  | (Other funding source)   | \$                   |
|                                  | (Other funding source)   | \$                   |
| <b>Total Budget for Activity</b> | \$500,000  |                      |
| <b>Performance Measures</b>      | Units demolished, landbanked parcels   |                      |
| <b>Projected Start Date</b>      | June 1,2011  |                      |
| <b>Projected End Date</b>        | May 1,2014   |                      |
| <b>Responsible Organization</b>  | <b>Name</b>  | City of Akron        |
|                                  | <b>Location</b>  | Akron, Ohio          |
|                                  | <b>Administrator Contact Info</b>  | HTomic@akronohio.gov |

| <b>Activity Number 2</b>           |   |  |
|------------------------------------|---|--|
| <b>Activity Name</b>               | Redevelopment – New Construction  |  |
| <b>Use</b>                         | Select all that apply:  |  |
|                                    | <input type="checkbox"/>  | Eligible Use A: Financing Mechanisms           |
|                                    | <input type="checkbox"/>  | Eligible Use B: Acquisition and Rehabilitation |
|                                    | <input type="checkbox"/>  | Eligible Use C: Land Banking                   |
|                                    | <input type="checkbox"/>  | Eligible Use D: Demolition                     |
|                                    | <input checked="" type="checkbox"/>   | Eligible Use E: Redevelopment                  |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.201 (m)  |  |
| <b>National Objective</b>          | Low Moderate Middle Income Area Benefit (LMMA)  |  |
| <b>Activity Description</b>        | New construction will take place in targeted areas where the impact of a new home will have the greatest impact. New homes will be affordable single-family market rate homes that will stabilize and encourage growth in the selected neighborhoods. NSP3 funds will be used to subsidize the cost of construction up to \$50,000 per new home. This activity will provide homeownership opportunities for income-qualified persons. All new homes will be constructed to meet the standard for Energy Star Qualified New Homes. |  |
| <b>Location Description</b>        | (Area or possible areas of greatest need where activity is being undertaken)<br>North Hill, Kenmore and Firestone Park target areas   |  |
| <b>Budget</b>                      | <b>Source of Funding</b>  | <b>Dollar Amount</b>                           |
|                                    | NSP3  | \$400,000                                      |

|                                  |  |                      |
|----------------------------------|--|----------------------|
|                                  | Private  | \$400,000            |
|                                  |  | \$                   |
| <b>Total Budget for Activity</b> |  | \$800,000            |
| <b>Performance Measures</b>      | New homes constructed, new homes sold, number of first-time homebuyers |                      |
| <b>Projected Start Date</b>      | June 1, 2011   |                      |
| <b>Projected End Date</b>        | May 1, 2014  |                      |
| <b>Responsible Organization</b>  | <b>Name</b>  | City of Akron        |
|                                  | <b>Location</b>  | Akron, Ohio          |
|                                  | <b>Administrator Contact Info</b>                                      | HTomic@akronohio.gov |

| <b>Activity Number 3</b>           |  |  |
|------------------------------------|--|--|
| <b>Activity Name</b>               | Demolition   |  |
| <b>Use</b>                         | Select all that apply:   |  |
|                                    | <input type="checkbox"/>   | Eligible Use A: Financing Mechanisms           |
|                                    | <input type="checkbox"/>   | Eligible Use B: Acquisition and Rehabilitation |
|                                    | <input type="checkbox"/>   | Eligible Use C: Land Banking                   |
|                                    | <input checked="" type="checkbox"/>  | Eligible Use D: Demolition                     |
| <input type="checkbox"/>           | Eligible Use E: Redevelopment  |  |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.201 (d)   |  |
| <b>National Objective</b>          | Low Moderate Middle Income Area Benefit (LMMA)   |  |
| <b>Activity Description</b>        | <p>The City of Akron will expend NSP3 funds to demolish foreclosed or abandoned structures including property not acquired by the City. The City will utilize its established Waiver Demolition Program procedures for the removal of abandoned structures that are too deteriorated to repair. In some instances, the City will be purchasing the home prior to demolition. In other instances, the City will undertake the demolition upon request by the property owner. Upon a request by the property owner, the City of Akron will arrange for the abatement of any environmental hazards and demolish the identified structure. The property owner retains ownership of the property. These demolition activities will have an immediate impact by removing blighting influences.</p> <p>The proposed demolition budget exceeds the ten percent maximum under HERA sections 2301(c)(4)(C) and (D). We are requesting a waiver from HUD and the Secretary due to the existing local market conditions in the Summit Lake neighborhood, which has been especially hard hit by foreclosures and abandonment.</p> |  |
| <b>Location Description</b>        | (Area or possible areas of greatest need where activity is being undertaken)<br>Summit Lake or other areas as necessary  |  |
| <b>Budget</b>                      | <b>Source of Funding</b>   | <b>Dollar Amount</b>                           |
|                                    | NSP3   | \$543,258                                      |
|                                    | (Other funding source)   | \$   |
|                                    | (Other funding source)   | \$   |
| <b>Total Budget for Activity</b>   |  | \$543,258                                      |
| <b>Performance Measures</b>        | Number of abandoned homes demolished   |  |
| <b>Projected Start Date</b>        | June 1, 2011   |  |

|                                 |                                   |  |
|---------------------------------|-----------------------------------|--|
| <b>Projected End Date</b>       | May 1, 2014                       |  |
| <b>Responsible Organization</b> | <b>Name</b>                       | City of Akron  |
|                                 | <b>Location</b>                   | Akron, Ohio  |
|                                 | <b>Administrator Contact Info</b> | <a href="mailto:HTomic@akronohio.gov">HTomic@akronohio.gov</a> |

| <b>Activity Number 4</b>           |  |  |
|------------------------------------|--|--|
| <b>Activity Name</b>               | Rehabilitation   |  |
| <b>Use</b>                         | Select all that apply:   |  |
|                                    | <input type="checkbox"/>   | Eligible Use A: Financing Mechanisms                           |
|                                    | <input checked="" type="checkbox"/>  | Eligible Use B: Acquisition and Rehabilitation                 |
|                                    | <input type="checkbox"/>   | Eligible Use C: Land Banking                                   |
|                                    | <input type="checkbox"/>   | Eligible Use D: Demolition                                     |
| <input type="checkbox"/>           | Eligible Use E: Redevelopment  |  |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.202   |  |
| <b>National Objective</b>          | Low Moderate Middle Income Area Benefit (LMMA)   |  |
| <b>Activity Description</b>        | <p>The City will be undertaking acquisition and rehabilitation in targeted areas. The areas selected are "tipping point" areas where targeted acquisition and rehabilitation will have the greatest impact. These are typically strong neighborhoods that are beginning to be impacted by foreclosures that are creating a blighting influence. Specific homes will be selected whose rehabilitation and resale should have the greatest impact on surrounding properties. The City of Akron Rehabilitation Division will inspect the homes and be responsible for preparing rehabilitation specifications including specifying Energy Star replacement of typical items including doors, windows, insulation, furnaces. etc. Properties will be rehabilitated to meet HUD Housing Quality Standards and eliminate all City Environmental Health and Housing Code violations; properties will then be offered for sale for homeownership. The expected benefit to income qualified persons is homeownership in stable neighborhoods.</p> |  |
| <b>Location Description</b>        | (Area or possible areas of greatest need where activity is being undertaken)<br>North Hill, Firestone Park and Kenmore neighborhoods   |  |
| <b>Budget</b>                      | <b>Source of Funding</b>   | <b>Dollar Amount</b>   |
|                                    | NSP3   | \$400,000  |
|                                    | (Other funding source)   | \$   |
|                                    | (Other funding source)   | \$   |
| <b>Total Budget for Activity</b>   | \$400,000  |  |
| <b>Performance Measures</b>        | Units rehabilitated, number of home purchases, number of first-time homebuyers, % change in average sales price  |  |
| <b>Projected Start Date</b>        | June 1, 2011   |  |
| <b>Projected End Date</b>          | May 1, 2014  |  |
| <b>Responsible Organization</b>    | <b>Name</b>  | City of Akron  |
|                                    | <b>Location</b>  | Akron, Ohio  |
|                                    | <b>Administrator Contact Info</b>  | <a href="mailto:HTomic@akronohio.gov">HTomic@akronohio.gov</a> |
|                                    |  |  |

| Activity Number 5                  |  |                      |
|------------------------------------|--|----------------------|
| <b>Activity Name</b>               | Housing for low Income Households  |                      |
| <b>Use</b>                         | Select all that apply:<br><input type="checkbox"/> Eligible Use A: Financing Mechanisms<br><input checked="" type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation<br><input type="checkbox"/> Eligible Use C: Land Banking<br><input type="checkbox"/> Eligible Use D: Demolition<br><input checked="" type="checkbox"/> Eligible Use E: Redevelopment   |                      |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.201(m) and 24 CFR 570.202   |                      |
| <b>National Objective</b>          | Low-Income Housing to Meet 25% Set-Aside (LH25)  |                      |
| <b>Activity Description</b>        | These housing acquisition, rehabilitation and redevelopment activities will be undertaken as described in Activities 2 and 4 above, but the activities will be expressly targeted to provide housing for individuals or families whose incomes do not exceed 50 percent of the area median income. The City will contract with a developer to oversee the activity. The request for proposal process will set criteria to ensure that the target population will be served. This activity will directly benefit the low-income population by affording them the opportunity to become home owners. |                      |
| <b>Location Description</b>        | (Area or possible areas of greatest need where activity is being undertaken)<br>All activity areas   |                      |
| <b>Budget</b>                      | <b>Source of Funding</b>   | <b>Dollar Amount</b> |
|                                    | NSP3   | \$700,000            |
|                                    | (Other funding source)   | \$                   |
|                                    | (Other funding source)   | \$                   |
| <b>Total Budget for Activity</b>   | \$700,000  |                      |
| <b>Performance Measures</b>        | Number of low-income households served, number of first time homebuyers  |                      |
| <b>Projected Start Date</b>        | June 1, 2011   |                      |
| <b>Projected End Date</b>          | May 1, 2014  |                      |
| <b>Responsible Organization</b>    | <b>Name</b>  | City of Akron        |
|                                    | <b>Location</b>  | Akron, Ohio          |
|                                    | <b>Administrator Contact Info</b>  | HTomic@akronohio.gov |

| Activity Number 6                  |  |
|------------------------------------|--|
| <b>Activity Name</b>               | Administration   |
| <b>Use</b>                         | Select all that apply:<br><input type="checkbox"/> Eligible Use A: Financing Mechanisms<br><input type="checkbox"/> Eligible Use B: Acquisition and Rehabilitation<br><input type="checkbox"/> Eligible Use C: Land Banking<br><input type="checkbox"/> Eligible Use D: Demolition<br><input type="checkbox"/> Eligible Use E: Redevelopment |
| <b>CDBG Activity or Activities</b> | 24 CFR 570.206   |
| <b>National Objective</b>          | N/A  |
| <b>Activity Description</b>        | General management, oversight and coordination of the NSP3 Program.  |
| <b>Location Description</b>        | N/A  |

|                                  |                                       |                      |
|----------------------------------|---------------------------------------|----------------------|
| <b>Budget</b>                    | <b>Source of Funding</b>              | <b>Dollar Amount</b> |
|                                  | NSP3                                  | \$131,040            |
|                                  | (Other funding source)                | \$                   |
|                                  | (Other funding source)                | \$                   |
| <b>Total Budget for Activity</b> |                                       | \$131,040            |
| <b>Performance Measures</b>      | (Enter all performance measures here) |                      |
| <b>Projected Start Date</b>      | June 1, 2011                          |                      |
| <b>Projected End Date</b>        | May 1, 2014                           |                      |
| <b>Responsible Organization</b>  | <b>Name</b>                           | City of Akron        |
|                                  | <b>Location</b>                       | Akron, Ohio          |
|                                  | <b>Administrator Contact Info</b>     | HTomic@akronohio.gov |

## 8. Certifications

### Certifications for State and Entitlement Communities

(1) **Affirmatively furthering fair housing.** The jurisdiction certifies that it 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 applicant certifies that it has in effect and is following a residential anti-displacement and relocation assistance plan.

(3) **Anti-lobbying.** The jurisdiction must submit a certification with regard to compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by that part.

(4) **Authority of jurisdiction.** The jurisdiction certifies that the consolidated plan or abbreviated plan, as applicable, is authorized under state and local law (as applicable) and that 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.

(5) **Consistency with plan.** The jurisdiction certifies that the housing activities to be undertaken with NSP funds are consistent with its consolidated plan or abbreviated plan, as applicable.

(6) **Acquisition and relocation.** The jurisdiction certifies that it 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, except as those provisions are modified by the notice for the NSP program published by HUD.

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

(8) **Citizen participation.** The jurisdiction certifies that it is in full compliance and following a detailed citizen participation plan that satisfies the requirements of Sections 24 CFR 91.105 or 91.115, as modified by NSP requirements.

(9) **Following a plan.** The jurisdiction certifies it is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD. [Only States and entitlement jurisdictions use this certification.]

(10) **Use of funds.** The jurisdiction certifies that it will comply with the Dodd-Frank Wall Street Reform and Consumer Protection Act and Title XII of Division A of the American Recovery and Reinvestment Act of 2009 by spending 50 percent of its grant funds within 2 years, and spending 100 percent within 3 years, of receipt of the grant.

(11) **The jurisdiction certifies:**

- a. that all of the NSP funds made available to it will be used with respect to individuals and families whose incomes do not exceed 120 percent of area median income; and
- b. The jurisdiction 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 NSP funds are used to pay the proportion of a fee or assessment attributable to the capital costs of public improvements (assisted in part with NSP 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. 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 NSP funds if the jurisdiction certifies that it lacks NSP or CDBG funds to cover the assessment.

(12) **Excessive force.** The jurisdiction certifies that it has adopted and is enforcing:

- a. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and
- b. 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.

(13) **Compliance with anti-discrimination laws.** The jurisdiction certifies that the NSP 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.

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

(15) **Compliance with laws.** The jurisdiction certifies that it will comply with applicable laws.

(16) **Vicinity hiring.** The jurisdiction certifies that it will, to the maximum extent feasible, provide for hiring of employees that reside in the vicinity of NSP3 funded projects or contract with small businesses that are owned and operated by persons residing in the vicinity of NSP3 projects.

(17) **Development of affordable rental housing.** The jurisdiction certifies that it will abide by the procedures described in its NSP3 Abbreviated Plan to create preferences for the development of affordable rental housing for properties assisted with NSP3 funds.

\_\_\_\_\_  
Signature/Authorized Official

February 11, 2011  
Date

Mayor  
Title

