



**COMMUNITY DEVELOPMENT &  
REVITALIZATION**

**Hurricane Harvey Infrastructure  
Application**

Texas General Land Office  
P.O. Box 12873, Austin, Texas 78711-2873  
1-844-893-8937 (Toll Free) or 512-475-5000  
cdr@recovery.texas.gov

**Town of Fulton**

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APPLICANT NAME

**Aransas**

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COUNTY

**CBCOG**

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COG/Regional Planning Commission

DR-4332 - 2017

Disaster Declaration Number(s) and Year

## APPLICATION FOR FEDERAL ASSISTANCE SF-424

Each applicant for Community Development Block Grant Disaster Recovery (CDBG-DR) funding must certify by signing Form SF-424 that local certifications governing this funding have been followed in the preparation of any CDBG-DR program application, and, if funded, will continue to be followed. *(Note: False certification can result in legal action against the jurisdiction).*

Further, by signing the SF-424 and submitting with the application, the signee authorizes the state or any of its duly authorized representatives to verify the information contained therein. Title 18, Section 1001 of the U.S. code states that a person is guilty of a FELONY for knowingly and willingly making false statements to any department of the United States Government.

All applications must be accompanied by a completed and signed Application for Federal Assistance SF-424, OMB Number: 4040-0004, Expiration Date: 10/31/2019. SF424\_2\_1-V2.1

This form is available on the GLO-CDR website with detailed instructions available in the CDR Application Guide.

<http://recovery.texas.gov/files/resources/housing/s2-form424.pdf>

or [www.TexasRebuilds.org](http://www.TexasRebuilds.org)

### INTRODUCTION AND INSTRUCTIONS

**INTRODUCTION:** This application is for Hurricane Harvey CDBG-DR **Infrastructure** funding. It is created to be used for infrastructure activities needed to fulfill an unmet need resulting from the Hurricane Harvey disaster declaration.

To be eligible for funding, all activities must have documented proof of an impact by the DR-4332 disaster declarations of 2017 and allowed under the State of Texas Action Plan for Disaster Recovery. CDBG-DR funds must be used for disaster-related expenses in the most impacted and distressed areas. An activity underway prior to a Presidential disaster declaration will not qualify unless the disaster impacted the project.

Once disaster-related impact to infrastructure, housing, and economic revitalization in the HUD and State identified most impacted and distressed areas has been established and assessed, Applicants are required to provide sufficient detail about each proposed project to identify the National Objective, the population that will receive benefit, the estimated costs and materials needed, the projected schedule to completion, any potential environmental impact, and other details specific to the type of project involved. **Please be thorough in completing this application to ensure prompt review.**

Applicants are encouraged to develop these recovery projects in a manner that considers an integrated approach to housing, fair housing obligations, economic revitalization, and overall community recovery. The Applicant must document how the proposed project(s) will address long-term recovery and community resilience.

#### INSTRUCTIONS:

1. Complete and sign the SF-424 as indicated above.
2. Complete this Infrastructure application. Be thorough to ensure prompt review.
3. **AUDIT:** If applicable, provide the most recent Single Audit in accordance with 2 CFR Part 200, Subchapter F. Texas General Land Office (GLO) - Community Development and Revitalization (CDR) Staff will review single audit requirements for applicable recipients, who have open contracts with GLO.
4. **ANNUAL FINANCIAL STATEMENTS:** Provide the most recent financial statement prepared in accordance with 2 CFR 200.510. Include a schedule of expenditures and schedule of findings and questioned costs.
5. **KEY STAFF:** Provide the names and contact information for key staff, and their qualifications, that will be working on the proposed project if awarded, along with who will provide local oversight of the application, the potential contract, and all applicable requirements.
6. Provide **LOCAL PROCUREMENT POLICIES AND PROCEDURES** along with other required documentation.

Submit completed application and all required documentation via email to: [cdr@recovery.texas.gov](mailto:cdr@recovery.texas.gov)

# Infrastructure Application:

## DISASTER IMPACT

The proposed project is presumed to have threatened human life, health and safety or posed an imminent threat to human life, health, and/or safety as a result of the declared disaster.

Yes No

1. Damages to the proposed project were unanticipated and beyond the control of the local government.

2. The date this situation addressed in this application first occurred:

8/23/2017

3. Describe the impact of taking no action to repair the damaged facilities:

The Town of Fulton must take action to repair/rehabilitate its storm water drainage system in order to address flooding and destruction that occurred in the Town and surrounding areas during Hurricane Harvey. Should the Town not be able to take action to repair the storm damaged facilities in its storm water drainage system, heavy residential flooding will likely take place with subsequent storm events.

## CITIZEN PARTICIPATION PLAN

"To permit a more streamlined process, and ensure disaster recovery grants are awarded in a timely manner, provisions of 42 U.S.C. 5304(a) (2) and (3), 42 U.S.C. 12707, 24 CFR 570.486, 24 CFR 1003.604, and 24 CFR 91.115(b) and (c), with respect to citizen participation requirements, are waived and replaced by the requirements for reasonable opportunity (at least 30 days) for citizen comment and ongoing citizen access to information about the use of grant funds."

Yes No

Did the applicant provide a reasonable opportunity (at least 30 days) for citizen comment?

List all opportunities citizens were given to participate in the determination of these needs. **Click the "+" to add events, "X" to remove events.**

Opportunity: Other (provide detail in Comments)

From: 7/15/2019

To: 8/14/2019

Date of resolution authorizing application submission:

8/6/2019

Comments:

Citizens were provided reasonable and timely access to application information during a 30-day comment period. This information included CDBG-DR funding availability and proposed projects. Citizens were also provided reasonable and timely access to local meetings in which the Town Council discussed, considered, and adopted a resolution authorizing the submission of the CDBG-DR application.

## COMMUNITY NEEDS ASSESSMENT

### DESCRIPTION OF THE DAMAGE

In this section, provide information about how the declared disaster impacted the community and the overall plan for recovery and resiliency. Descriptions should identify the specific disaster (date and duration), describe how the disaster threatened health and safety in the community, the facilities that were damaged, the current condition of those facilities, and detail of how the specific project will resolve the issue and ensure a more safe and resilient community.

All activities must show documented proof of impact by the declared disaster. CDBG-DR funds must only be used for disaster-related expenses.

2. Describe the current condition of the facilities. Describe any actions taken on the proposed project(s) to address the damage.

Hurricane Harvey deposited over twenty inches of rainfall on the Town of Fulton over a very short period of time. The existing limited storm water drainage system was overwhelmed resulting in flooding of residential and commercial properties within the town and its ETJ. The current facilities are not large or widespread enough to handle that amount of rainfall. Town crews have made small, interim repairs and patches to the system, but it is recognized that these are merely temporary measures. Major repairs and installation of additional storm water drainage facilities to hook in to existing facilities are required to avert these types of flooding disasters.

3. List and attach documentation of the specific disaster condition. Provide photos (dated with specific location detail enough to identify the proposed project site(s)), maps, national weather information, FEMA project worksheets, news reports, local declarations, Disaster Summary Outlines (DSO), and any other relevant documentation to provide evidence of the specific damage(s) to the proposed project(s) addressed in this application. For any photos included, provide a map identifying each photo location by number.

TBD

1. Describe the specific disaster-related impact to infrastructure, housing, and economic revitalization in the HUD and State identified most impacted and distressed areas (include date and duration), the facilities involved, and the threat that was posed to public health and safety:

Road and drainage facilities in the Town of Fulton flooded during Hurricane Harvey. Streets were made impassible and homes and businesses were innundated. This created dramatic, systematic threats to public health and safety as residents were unable to navigate the Town, reach supplies, and begin recovery efforts.

**HOUSING NEEDS ASSESSMENT**

Any locality receiving CDBG-DR infrastructure funds must identify and assess their housing needs as part of their recovery plan and indicate how their housing needs are addressed with the proposed infrastructure project. Provide the following information regarding the housing needs assessment.

1. Describe the jurisdiction's current supply of housing units available at affordable rents (Public Housing, Section 8 assisted, Rural Housing Service (RHS) assisted, HOME program assisted, Texas Department of Housing and Community Affairs assisted, Local Housing Development Corp. assisted, etc.).

Fulton currently has little in the way of formal affordable housing projects. Fulton is contiguous with Rockport, which has the following:  
USDA/FmHA: Bay of Aransas Gardens - 40 units, Windwood Apartments - 40 units  
LIHT/USDA: Linden Oaks - 28 units for the elderly, Saltgrass Landing Apartments - 56 units  
LIHTC: Seadmist Townhomes - 76 units

2. Describe past efforts to increase the supply of affordable housing.

Town of Fulton generally supports applications for affordable housing in the community.

3. Describe efforts planned that will increase the supply of affordable housing.

Town of Fulton will consider applying for HOME owner-occupied assistance and will consider supporting future affordable housing efforts in the community.

4. Describe any instances, within the past 5 years, where the applicant has applied for affordable housing funds and did not receive the funding.

None

5. Describe any instances, within the past 5 years, where the applicant has not accepted funds for affordable housing.

None

6. Describe any current and/or future planned **compliance codes** to mitigate hazard risks.

The Town does not have any current or planned compliance code adoptions/amendments.

**AFFIRMATIVELY FURTHERING FAIR HOUSING**

Any locality receiving CDBG-DR funds must certify that it will affirmatively further fair housing. Using the drop-down box below, identify the activities already achieved to affirmatively further fair housing, and those new activities to be undertaken if an award is made by CDBG-DR and when that activity will be complete. Localities should be aware that, in the event of funding, these fair housing efforts will be monitored. Other activities may be eligible, and the applicant may contact GLO-CDR to determine eligibility.

What methods and criteria were used to prioritize the projects in the application, including affirmatively furthering fair housing?

The Town of Fulton considered relevant factors when developing and prioritizing projects in areas of disaster impact, including community recovery, fair housing obligations, housing needs, and areas that are under-served with public infrastructure and have concentrations of poverty. Citizen participation was encouraged and public comment notices that included local housing and community development needs were prominently posted. A local complaint and monitoring process was also established.

**Fair Housing Activity(ies)**

Designating a Fair Housing Month

Date Achieved		To Be Complete By	May 1, 2021
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Establishing a local complaint and monitoring process

X

Date Achieved	Apr 3, 2019	To Be Complete By	
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**LIST OF UNMET NEEDS**

Taking into consideration the disaster-related impact to infrastructure, housing, and economic revitalization in the HUD and State identified most impacted and distressed areas described, citizen participation responses, and the assessment of housing and affirmatively furthering fair housing, provide a list (in priority order) of all the disaster-related needs still unmet from Hurricane Harvey.

Use the + to add a line. Use X to delete a line as needed.

The following list, in priority order, outlines the Town's disaster-related unmet needs from Hurricane Harvey:

- Street improvements to repair and upgrade surface and base damaged by water inundation in various parts of the Town.
- Other infrastructure repairs for critical public utility systems.
- Emergency and back-up power systems to support critical community facilities.
- Upgrades and repairs to community and other public buildings.
- Housing rehabilitation and reconstruction.
- Community shelter facilities.

**LONG-TERM PLANNING**

Applicants must develop their community recovery projects in a manner that considers an integrated approach to housing, fair housing obligations, infrastructure, economic revitalization, and overall community recovery. Consideration of long-term planning processes is also highly encouraged. Disaster recovery presents communities with unique opportunities to examine a wide range of issues including (1) housing quality and availability, (2) road and rail networks, (3) environmental issues, (4) the adequacy of existing infrastructure, (5) opportunities for the modernization of public facilities and the built environment, (6) the development of regional and integrated systems, and (7) the stimulation of the local economy impacted by the disaster.

Applicants must provide a brief description of how the project addressed in this application form part of an integrated approach to recovery.

1. Considering the local post-disaster evaluation of hazard risks, responsible flood plain management, future extreme weather/natural disaster events, and long-term risks, describe how the proposed project promotes sustainable long-term recovery.

The Town thoroughly evaluated all opportunities to promote sustainable long-term recovery, including the authorization of the Aransas County Long Term Recovery Plan and Report, published August of 2018. After thoroughly considering all post-disaster issues, it was determined that removing hazards to public safety is the most critical step in the recovery process. Providing safe, reliable ingress and egress

to homes and businesses affected by the Hurricane is a top priority, and this drainage project will repair damage to the surface drainage system, tie it in to critical existing infrastructure, and provide a durable floodwater drainage system for future events. In addition, it will provide an environmentally sound method of storm water management, mitigate the negative community impact of unsafe street conditions during rainfall events, and provide adequate infrastructure to support ongoing housing and economic recovery efforts.

2. Describe how the proposed project coordinates with local and regional planning efforts to ensure consistency with and promote community-level and/or regional post-disaster recovery and mitigation planning.

The Town participates in the Long Term Recovery Team's efforts, in coordination with Aransas County and the City of Rockport, to follow the Long Term Recovery Plan produced by the Team. This project coordinates with local, County, Regional, and State plans, requirements, and environmental policies to ensure consistency with post-recovery and mitigation planning at all levels of government. In addition, all activities will be in compliance with both TxDOT and TCEQ requirements.

3. Describe how the proposed project integrates mitigation measures into rebuilding activities and achieves objectives outlined in community-level and/or regional post-disaster recovery and mitigation planning to reduce future risk.

Street access and transportation is one of the most essential components of a recovery program. Rebuilding efforts for residences and businesses can be hindered if impediments to ingress and egress are not addressed. Flood waters during Hurricane Harvey made moving about difficult, and the lack of an adequate drainage system in some areas and the existence of inadequate/undersized drainage structures in other areas hindered recovery attempts to a great degree. The improvements proposed in this project will support ongoing rebuilding efforts, including expansion of affordable housing, support of economic growth, expanded economic opportunities, and overall community recovery. An additional consideration is that future severe storm events will have a less significant impact on the Town's infrastructure once these critical repairs and improvements are constructed.

4. Describe the cost and benefit analysis used in the selection of the proposed project and how they inform community-level and/or regional post-disaster recovery and mitigation planning.

The Town of Fulton, the Long Term Recovery Team and the Town's consulting engineers evaluated Fulton's most pressing post-disaster infrastructure needs. Hanson Professional Services, the contracted engineering firm, prepared budget estimates of repair and replacement costs as well as the long-term cost of no action. Due to the hazardous flooding conditions brought about by Hurricane Harvey, it was determined that "no action" would not be an alternative due to the potential hazards of future events and the potential loss of life and property that can result. The most cost-effective alternative is to construct storm water drainage system elements that will join in to the existing drainage structure closer to the coastline. Additionally, the proposed project will provide more effective drainage flow and eliminate existing impediments that exacerbate residential and road flooding in Fulton. The majority of these issues can be resolved with the infrastructure funding available to the Town via its CDBG-DR allocation.

5. Describe how the proposed project will avoid disproportionate impact on vulnerable populations and create opportunities to address economic inequities facing the local community.

The area to be served by this project is predominately low-to-moderate income as verified by the HUD LMISD data provided in this application. The roads in question are essential transportation routes for residents in the project area and provide access to employment, schools, shopping, and other vital community facilities. Constructing a comprehensive drainage system will provide an open, safe street network for residents in Fulton and will support ongoing community and housing redevelopment efforts.

6. Describe how the proposed project aligns with investments from other state or local capital improvements and infrastructure development efforts. Identify sources and amounts of additional infrastructure funding (state and local capital improvements projects and/or private investments.) NOTE: This information will be required again in the "Other Funding" section of this application.

The Town of Fulton has a capital improvements plan and has also participated in the Aransas County Long Term Recovery Plan for local, county-wide, and regional efforts for disaster recovery and infrastructure development. Local transportation and drainage system functions are primarily a Town responsibility. There are no other state or federal funding sources to address the comprehensive drainage system necessary to prevent or lessen future storm-related flooding in the majority of Fulton. The Town must rely on its own local and very limited budget to address these needs, but its financial capacity does not allow for such a comprehensive infrastructure project.

7. Describe how the proposed project will employ adaptable and reliable technologies to guard against premature obsolescence.

The Town's drainage system project has been designed by Fulton's consulting professional engineer to provide decades of durable service. It will tie into existing structures closer to the shoreline and greatly aid in the drainage of water out of residential areas toward the coast.

Describe the applicant's overall recovery plan and how the project addressed in this application further that plan. Include information about how the project will specifically address the long-term recovery and restoration of housing in the most impacted and distressed areas. Also, include how the community will be more resilient against future disasters as a result of these projects.

Following Hurricane Harvey, the Town of Fulton joined forces with the City of Rockport and Aransas County to participate in the establishment of the Aransas County Long Term Recovery Team which prepared the Recovery Plan and Report. The planning and reporting effort focuses on 1) improving the communities' ability to respond to emergencies, 2) providing safe areas for disaster victims, 3) improving drainage facilities, 4) upgrading streets, 5) updating and repairing community facilities that were damaged and hardening them against future damage, and 6) supporting residential and economic resources that allow for robust recovery and minimize impacts of future storm events. Included in the the Recovery Plan and Report is the need to address drainage throughout the communities and the County. Damage from Hurricane Harvey flooding and the threat of future flood events impede traffic flow, allow residential inundation, and hinder redevelopment efforts in the Town of Fulton and the surrounding area.

### PROCUREMENT INFORMATION

All applicants are required to follow the procurement process guidelines set forth in 2 CFR §200.318-§200.326 for grant administration, environmental, and engineering services if using CDBG-DR funds to pay third-party vendors for those services.

Along with this application, applicants must provide a copy of local procurement policies and procedures.

1. Has the applicant chosen to use a third-party **administrator** to administer the proposed project? Yes  No

If Yes, will the vendor also provide **environmental** services? Yes  No

If Yes to either question, and the vendor has been procured, provide the vendor's name, phone, and email.

If Yes, but the vendor has not been procured, adhere to 2 CFR §200.318-§200.326 regulations in the procurement process with each application.

Company Name	GrantWorks, Inc.		
Contact Name	Robin Alexander	Phone	512-420-0303 ext. 308
Email	robin@grantworks.net		

2. Has the applicant chosen to use a third-party **environmental services provider** to ensure environmental compliance for the proposed project? Yes  No

If Yes, and the vendor has been procured, provide the vendor's name, phone, and email.

If Yes, but the vendor has not been procured, adhere to 2 CFR §200.318-§200.326 regulations in the procurement process with each application.

Company Name	See Above		
Contact Name		Phone	
Email			

3. Has the applicant chosen to use a third-party **engineer** to perform **engineering services** for the proposed project?

Yes No

If Yes, and the vendor has been procured, provide the vendor's name, phone, and email.

If Yes, but the vendor has not been procured, adhere to 2 CFR §200.318-§200.326 regulations in the procurement process with each application.

Company Name	Hanson Professional Services		
Contact Name	Anna Aldridge	Phone	361-814-9900
Email	AAldridge@hanson-inc.com		

### FUNDING INFORMATION

NOTICE: Any and all funds expended toward a CDBG-DR award are subject to ALL rules and regulations governing the award.

#### FEMA Coverage

Any and all FEMA funds received for benefit of any project proposed in this application must be fully disclosed and detailed to ensure the best cross-agency coordination and that duplication of benefit does not occur.

1. Was FEMA contacted regarding the proposed project's eligibility?

Yes No

If yes, provide all relevant FEMA project worksheets, FEMA project type, and evidence of funds committed/received/expended on the proposed project. Also, explain why funds are needed above and beyond the FEMA funding. Any project that sustained direct damage must have applied for FEMA Public Assistance.

2. Is this project a proposed FEMA funding match?

Yes No

If Yes, include information in the specific Project Detail section and in the Budget Table on Table 1.

#### Insurance Coverage

Any and all insurance proceeds received for benefit of any project proposed in this application must be fully disclosed and detailed to ensure that funds are used most efficiently and that duplication of benefit does not occur.

1. Did the applicant have insurance coverage on the proposed project?

Yes No

If yes, provide the information below. (If more than one insurance company/claim, include here or attach additional information.)

Insurance company:	n/a
Amount claimed/received for the project:	n/a

2. If the applicant had insurance coverage, but a claim was not filed, explain below.

n/a
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#### Other Funding

Any and all funds identified for use on any project proposed in this application must be fully disclosed and detailed to ensure accuracy in the budget and that a duplication of benefit does not occur. Make sure information is complete and matches the Long-Term Planning information provided.

1. Are local or other funds available to address the proposed project in whole or in part?

Yes No

If Yes, report all sources of funding and the amount available. (If additional space is needed, attach pages.)

2. Disclose source(s) and use(s) of non-CDBG-DR funds. Use "+" to add additional sources. Use "x" to remove that line.

Source of Funds	Amount	Use of Funds
n/a		

x

3. What other state and/or federal agencies has the applicant contacted concerning funding for the proposed project, and what were the results?

The Town contacted the following agencies: FEMA, Aransas County, USDA Rural Development, TxDOT. The agencies advised that the proposed project is not eligible or that funds are not available for the project.

**Financial Interest**

1. Are there any persons/entities with a reportable financial interest to disclose? Yes No

Submit a complete FINANCIAL INTEREST REPORT (A503 form) with this application for each person/entity with a reportable financial interest. Include as appropriate for Grant Administration, Environmental, and/or Engineering. This form can be found at <http://recovery.texas.gov/> or <http://recovery.texas.gov/files/resources/housing/s2-financial-interest-report.pdf>

# PROJECT DETAIL

## **PROJECT DETAIL must be completed for every proposed project.**

A *project* is defined as a discrete combination of: entity (i.e., city or county), activity (i.e., water, sewer, etc.), beneficiary population, and national objective. A *site* is defined as a discrete location for activities within a project. A project can have one or more sites. For example, one water project that consists of three generators throughout a city consists of three sites, one for each generator.

Each Project Detail must provide sufficient information to clearly identify the proposed project, define the location, indicate whether acquisition (i.e. real property, easements or rights-of-way) is required, clearly describe the scope of work, specify the populations who will receive benefit from the project, identify environmental assessment information, and outline funding detail to include any non-CDBG-DR funds to be used.

1. Select the type of project proposed:

Flood and Drainage Facilities

2. Provide a title for the proposed project.

NOTE: For the title, the spelling and capitalization of the project title and any associated site number(s) identified in the application must be consistently used throughout the application to ensure clear identification of each project and site number. e.g., a project title of "Green Acres, Site 3" here should appear as "Green Acres, Site 3" at every other reference in this application. A reference to some other title such as "green acres subdivision" or "#3 Green Street" elsewhere in the application could cause delays in the eligibility review process.

Project Title:

Fulton Drainage Project

3. Provide a physical address and the approximate GPS coordinates (in decimal degrees) for each proposed site along with project and beneficiary maps.

If the proposed project includes only one site, include the physical address and the GPS coordinates (in decimal degrees) for the site.

If the proposed project does not have a physical address, provide a site description.

If the proposed project includes more than one site, start with Site #1 from the drop-down list and **use the + button to add additional sites.**

Use sequential numbering for additional sites.

For proposed work involving a length of road, ditch, channel, etc., use the approximate midpoint coordinates for latitude and longitude, but identify the entire length of the proposed work and the assigned site number on the project map. Identify these type of sites in the application by completing the On-From-To fields. For instance, "On Main Street From Sycamore Street To Elm Street."

**Attach project/site and beneficiary map(s) as described in the Application Guide.**

**Use the X button to remove a site as needed.**

Site #	1	Physical Address or Site Description	Chapparral Street
From:	Railroad ROW (W. of 12th)	To:	Fulton City Limit Line (West)
Latitude	28.064758	Longitude	-97.049445
Construction Completion Method:	Contract		
Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).			
Contractor shall improve three thousand linear feet (3,000 LF) of roadway and install three thousand fifty linear feet (3,050 LF) of reinforced concrete pipe and eight (8) area inlets/outfalls.			

Site # <input type="text" value="2"/>	<u>Physical Address or Site Description</u>	Mesquire Street
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From: <input type="text" value="Railroad ROW (W. of 12th)"/>	To: <input type="text" value="Fulton City Limit Line (West)"/>
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Latitude <input type="text" value="28.067297"/>	Longitude <input type="text" value="-97.048376"/>
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Construction Completion Method:	Contract
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Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall improve three thousand linear feet (3,000 LF) of roadway and install three thousand fifty linear feet (3,050 LF) of reinforced concrete pipe and eight (8) area inlets/outfalls.

Site # <input type="text" value="3"/>	<u>Physical Address or Site Description</u>	Myrtle Street
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From: <input type="text" value="11th Street"/>	To: <input type="text" value="Fulton City Limit Line (West)"/>
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Latitude <input type="text" value="28.069826"/>	Longitude <input type="text" value="-97.047418"/>
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Construction Completion Method:	Contract
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Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall improve two thousand five hundred linear feet (2,500 LF) of roadway and install two thousand five hundred linear feet (2,500 LF) of reinforced concrete pipe and eight (8) area inlets/outfalls.

Site # <input type="text" value="4"/>	<u>Physical Address or Site Description</u>	Lone Star Road
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From: <input type="text" value="Railroad Avenue"/>	To: <input type="text" value="Fulton City Limit Line (West)"/>
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Latitude <input type="text" value="28.072526"/>	Longitude <input type="text" value="-97.047444"/>
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Construction Completion Method:	Contract
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Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall improve three thousand linear feet (3,000 LF) of roadway and install three thousand five hundred linear feet (3,500 LF) of reinforced concrete pipe and eight (8) area inlets/outfalls.

Site # <input type="text" value="5"/>	<u>Physical Address or Site Description</u>	Prairie Road
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From: <input type="text" value="North Fulton Beach Road"/>	To: <input type="text" value="Fulton City Limit Line (West)"/>
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Latitude <input type="text" value="28.074837"/>	Longitude <input type="text" value="-97.04233"/>
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Construction Completion Method:	Contract
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Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall improve four thousand seven hundred linear feet (4,700 LF) of roadway and install three thousand two hundred linear feet (3,200 LF) of reinforced concrete pipe, one thousand nine hundred linear feet (1,900 LF) of box culvert, eight (8) area inlets/outfalls, and one (1) major outfall.

Site # <input type="text" value="6"/>	<u>Physical Address or Site Description</u>	Railroad ROW Improvements North (one site location - no "to-from" list)
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From: <input type="text"/>	To: <input type="text"/>
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Latitude <input type="text" value="28.069251"/>	Longitude <input type="text" value="-97.044819"/>
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Construction Completion Method: Contract

Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall install nine hundred seventy-five linear feet (975 LF) of reinforced concrete pipe and two (2) area inlets/structures.

Site # <input type="text" value="7"/>	<u>Physical Address or Site Description</u>	Railroad ROW Improvements South (one site location - no "to-from" list)
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From: <input type="text"/>	To: <input type="text"/>
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Latitude <input type="text" value="28.064752"/>	Longitude <input type="text" value="-97.045719"/>
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Construction Completion Method: Contract

Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall install nine hundred fifty linear feet (950 LF) of reinforced concrete pipe and two (2) area inlets/structures.

Site # <input type="text" value="8"/>	<u>Physical Address or Site Description</u>	Sandra Lane/Sandra Drive (loop location - no "to-from" list)
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From: <input type="text"/>	To: <input type="text"/>
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Latitude <input type="text" value="28.07203"/>	Longitude <input type="text" value="-97.042766"/>
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Construction Completion Method: Contract

Provide a detailed description of the scope of work proposed. For proposed work involving a length of road, ditch, channel, etc., report the scope of the project in linear feet (lf).

Contractor shall install three thousand eight hundred fifty linear feet (3,850 LF) of reinforced concrete pipe and eight (8) area inlets/structures.

**NATIONAL OBJECTIVES**

Choose one National Objective being met and provide justification of the beneficiary identification method used to meet that National Objective.

**1. Activities benefiting low-to-moderate income persons.**

Method(s) used to determine the beneficiaries:

LMI Area Benefit:  LMI Housing Activity:  LMI Limited Clientele:  LMI Jobs:

**2. Prevention/Elimination of Slums or Blighted areas.**  Area Basis  Spot Basis

Has the proposed project area been officially designed as a slum or blighted area? Yes No

If yes, what conditions are present in the area to designate and qualify the area as a slum or blighted area?

Describe the boundaries of the slum or blighted area. (Do not use this field to document the Census Tract / Block Group data.)

Enter the percentage of deteriorated buildings/properties in the area at the time it was designated a slum or blighted area.   
[Enter value as a decimal number. Example: .2526 = 25.26%]

If the activity qualifies for CDBG-DR assistance on the basis that public improvements throughout the area are in a general state of deterioration, enter a description of each type of improvement in the area and its condition at the time the area was designated a slum or blighted area.

Enter the year the area was designated as a slum or blighted area. If the period during which such designations are valid has lapsed, the applicant entity must re-evaluate and re-designate the area.

**3. Urgent Need**

Do the existing conditions pose a serious and immediate threat to the health or welfare of the community? Yes No

Were the existing conditions officially identified by the applicant as being of urgent need within 18 months of the event? Yes No  
If yes, provide that documentation.

Is the applicant able to finance the project on their own? Or are other sources of funding available? Yes No

Provide justification of the beneficiary identification method used to meet this National Objective:

Activities and projects assisted by CDBG-DR are subject to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, (42 U.S.C. 4601 *et seq.*) ("URA") and section 104(d) of the HCD Act (42 U.S.C. 5304(d)) (Section 104(d)). The implementing regulations for the URA are at 49 CFR part 24. The regulations for Section 104(d) are at 24 CFR part 42, subpart C.

For the purpose of promoting the availability of decent, safe, and sanitary housing in response to Hurricane Harvey, HUD has waived the following URA and Section 104(d) requirements for subrecipients:

- a. *One-for-one replacement.* The one-for-one replacement requirements at section 104(d)(2)(A)(i) and (d)(3) of the HCD Act and 25 CFR 42.375 are waived in connections with funds utilized for lower-income dwelling units that are damaged by the disaster and deemed not suitable, per the definition provided by the GLO, for rehabilitation.
- b. *Relocation assistance.* The relocation assistance requirements at section 104(d)(2)(A) of the HCD Act and 24 CFR 42.350 are waived to the extent that they differ from the requirements of the URA. The URA and its implementing regulations are the sole standard for relocation assistance for projects in this program.
- c. *Arm's Length Voluntary Purchase.* The requirements at 49 CFR 24.101(b)(2)(i) and (ii) are waived to the extent that they apply to a purchase carried out by a person who uses CDBG-DR funds and does not have the power of eminent domain.
- d. *Rental Assistance for Displaced Persons.* Section 414 of the Stafford Act (42 U.S.C 5181) is waived and homeowner occupants and tenants displaced from their homes as a result of Hurricane Harvey who would have otherwise been displaced as a direct result of any acquisition, rehabilitation, or demolition of real property for a federally funded program or project may be eligible for replacement housing notwithstanding their inability to meet occupancy requirements prescribed in the URA.
- e. *Tenant-Based Rental Assistance.* Sections 204 and 205 of the URA, 49 CFR 24.2(a)(6)(vii) , 24.2(a)(6)(ix), and 24.402(b) are waived to the extent necessary to permit a grantee to meet all or a portion of the replacement housing payment obligation to a displaced tenant by offering rental housing assistance provided that comparable replacement dwellings are made available to the tenant in compliance with 49 CFR 24.204(a).
- f. *Moving Expenses.*
- g. *Optional Relocation Policies.* 24 CFR 570.606(d) is waived and grantees receiving CDBG-DR funds may, but are not required to, establish optional relocation policies.

Does the project require acquisition of property, purchase of easements, relocation, or any other activity requiring compliance with URA outside the listed waived activities? Yes No

If yes, has acquisition of the project site(s) been completed, in progress, or will need to be acquired?

Select acquisition status:  Previously Acquired  Acquisition in Progress  To be Acquired

Describe the type and purpose of all acquisition (easements, real property, etc.) associated with the proposed project. For acquisitions "Previously Acquired" or "Acquisition in Progress," include detailed information and supporting documentation to ensure compliance with all URA, 42 U.S.C. § 4601 *et seq.* and environmental review processes.

N/A

**RESIDENTIAL ANTI-DISPLACEMENT AND RELOCATION ASSISTANCE PLAN**

By signing this application, the signee certifies that they will establish and maintain a Residential Anti-displacement and Relocation Assistance Plan to minimize direct and indirect displacement of persons from their homes by including the steps noted below. Applicability of items on this checklist is dependent upon the proposed project objectives and related feasibility of each action.

- o Coordinate code enforcement with rehabilitation and housing assistance programs.
- o Evaluate housing codes and rehabilitation standards in reinvestment areas to prevent undue financial burden on established owners and tenants.
- o Stage rehabilitation of apartment units to remain in the building/complex during and after rehabilitation, working with empty units first.
- o Arrange for facilities to house persons who must be relocated temporarily during rehabilitation.
- o Adopt policies to identify and mitigate displacement resulting from intensive public investment in neighborhoods.
- o Adopt policies which provide protections for tenants faced with conversion to condominium or cooperative.
- o Adopt tax assessment policies, such as deferred tax payment plans, to reduce impact of increasing property tax assessments on lower income owner-occupants or tenants in revitalization areas.
- o Establish counseling centers to provide homeowners and tenants with information on assistance available to help them remain in their neighborhood.
- o Where feasible, give priority to rehabilitation of housing, as opposed to demolition, to avoid displacement.
- o If feasible, demolish or convert only dwelling units that are not occupied or vacant occupiable "dwelling units" (as defined in 24 CFR 42.305).
- o Target only those properties deemed essential to the need or success of the project.

**PERMITS AND ADDITIONAL PROJECT INFORMATION**

1. Does the project require any Federal, State, or other **permits, approvals, or waivers** to complete the proposed work? Yes  No   
 (i.e. Texas Department of Transportation, Texas Commission on Environmental Quality, U.S. Army Corps of Engineers, etc.)

If yes, describe the type and purpose of each permit and its association with the proposed project. Provide a copy of each permit already executed.

Permit Type:

Purpose of Permit:

2. Does the project require any type of ratified, legally binding **agreement** between the applicant and any other entity to provide continual operation upon completion? Yes  No   
 (i.e. Memoranda of Understanding, Interlocal Agreements, etc.)

If yes, describe the type and purpose of each agreement and its association with the proposed project. Provide a copy of each agreement already executed or drafted.

Agreement Type:

Purpose of Agreement:

3. For sewer and/or water facilities projects, does the applicant currently hold the Certificate of Convenience and Necessity (CCN) for the target area proposed in the application? If not, provide written documentation from the Public Utility Commission of Texas (PUC) verifying the application has been filed. Yes  No  N/A

**ENVIRONMENTAL SPECIFIC INFORMATION**

**All funded applications MUST comply with federal regulations regarding environmental clearance before funds will be released.**

NOTE: An Environmental Exemption form providing clearance for planning and administration activities must be attached.

1. What is the current status of the project?  Not yet begun  In progress  Completed
2. Will the assistance requested have any negative impact(s) or effect(s) on the environment?  YES  NO
3. Is the proposed project likely to require an archaeological assessment?  YES  NO
4. Is the proposed site listed on the National Register of Historic Places?  YES  NO



**TABLE 1 - CONTRACT BUDGET AND BENEFICIARY IDENTIFICATION**

Provide comprehensive budget information to include construction, engineering, environmental services, and administrative costs. Also include all other funds (FEMA, insurance, local, etc.) committed to the completion of the proposed projects.

A *project* is defined as a discrete combination of: entity (i.e., city or county), activity (i.e., water, sewer, etc.), beneficiary population, and national objective. A *site* is defined as a discrete location for activities within a project. A project can have one or more sites.

**BUDGET TABLE:**

Project Title:	Total Benes	LMI Benes	LMI %	CDBG-DR Construction	CDBG-DR Engineering	CDBG-DR Acquisition	CDBG-DR Environmental	CDBG-DR Admin	Total CDBG-DR Request	Other Funds	Activity Total
# 1-8 Fulton Drainage Project	1,795	970	54.04%	\$3,901,725.0	\$572,713.00	\$0.00	\$7,500.00	\$277,527.00	\$4,759,465.0	\$0.00	\$4,759,465.0
<b>SUMMARY TOTALS:</b>	1,795	970	54.04%	\$3,901,725.0	\$572,713.00	\$0.00	\$7,500.00	\$277,527.00	\$4,759,465.0	\$0.00	\$4,759,465.0

**Beneficiary Identification Method(s) Per Project:**

# 1-8 Project Title:

HUD National Objective:

Select One Benefit Type:  City-wide Benefit  County-wide Benefit  Area Benefit  Direct Benefit

Select Beneficiary Identification Method:

- SURVEY: An approved TxCDBG survey was used to identify the beneficiaries for this activity.
- HUD LMISD information was used to identify the beneficiaries for this activity.
- The required Census or Texas State Data Center map has been provided.

Provide the number of beneficiaries identified through each of the following methods for this activity:

TxCDBG Survey: 0 HUD LMISD: 1,795 Area Benefit: 1,795 Housing Activity: 0 Limited Clientele: 0

Race	# Non-Hispanic Beneficiaries	# Hispanic Beneficiaries	Total Activity Beneficiaries
White	1,215	361	1,576
Black African American	28	1	29
American Indian/Alaskan native	0	7	7
Asian	36	0	36
Other Multi-Racial	116	31	147
	<b>1,395</b>	<b>400</b>	<b>1,795</b>
Gender	Total Males	Total Females	Total Benes

900	895	1795
-----	-----	------

<b>REQUIRED - Census Geographic Area Data</b>										County Code	
Identify the census tract and block group(s) in which the project will take place										007	
Census Tract (6-digit)	01	02	03	04	05	06	07	08	09	10	
9501.00	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>							

[Click here to ADD ANOTHER Table 1](#)      [Click here to REMOVE the last Table 1](#)

**TABLE 2 - BUDGET JUSTIFICATION OF RETAIL COSTS**

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.

Project Title:

Eligible Activity:						HUD Activity #:	
Materials/Facilities/Services	\$/Unit	Unit	Quantity	Construction	Acquisition	Total	
	\$0.00		0	\$0	\$0	\$0	\$0
				<b>\$0</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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

2. Identify and explain any special engineering activities.

Seal

Signature of Registered Engineer/Architect Responsible For Budget Justification:

Date:

Phone Number

[Click here to ADD ANOTHER Table 2](#)

[Click here to REMOVE the last Table 2](#)

**PROJECT SCHEDULE**

**A schedule must be provided for each project.** Highlight the projected length in months for each phase by clicking on the desired months. If a phase is not applicable, leave it blank. Projects are expected to be completed within 24 months following execution of the contract between the applicant and the GLO. Provide any comments regarding the schedule that may be helpful.

Project Title:

Eligible Activity: Flood and Drainage Facilities

HUD Activity #: 5

	0	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
<b>MONTHS:</b>	■																								
Professional Procurement																									
Environmental Review	■		■	■	■	■		■																	
Acquisition																									
Engineering Design	■		■	■	■	■		■																	
Construction								■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■	■
Closeout Completion																									
Extended Activity																									

Comments: Project should be completed in 24 months from the GLO contract start date.

[Click here to ADD ANOTHER Project Schedule](#)

[Click here to REMOVE the last Project Schedule](#)

# LOCAL CERTIFICATIONS

Every Application must be signed by the authorized signatory. By signing this application, the signee authorizes the state or any of its duly authorized representatives to verify the information contained herein. It should be noted that 18 USC § 1001 states that any person who (1) knowingly or willfully falsifies, conceals, or covers up by any trick, scheme, or device of material fact, (2) makes any materially false, fictitious, or fraudulent statement or representation; or (3) makes or uses any false writing or document knowing the same to contain any materially false fact, fictitious, or fraudulent statement or is a federal offense and punishable under the law. Title 18, Section 1001 of the U.S. code states that a person is guilty of a FELONY for knowingly and willingly makes false statements to any department of the United States Government.

Each application for CDBG Disaster Recovery funding must also be accompanied by a completed and signed Application for Federal Assistance Standard Form 424 (SF-424).

Each applicant 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 GLO-CDR policy directives. All applicable federal and state laws, including environmental, labor (Davis-Bacon), procurement procedures and contract requirements of 2 CFR 200.318 -200.326, and civil rights requirements apply to the use of these funds. Each applicant certifies, in compliance with with the requirements presented in Volume 83, Number 28 of the Federal Register effective February 9, 2018, that:

1. It has in effect and is following a residential anti-displacement and relocation assistance plan in connection with any activity assisted with funding under the CDBG-DR program;
2. It is in compliance with restrictions on lobbying required by 24 CFR part 87, together with disclosure forms, if required by part 87;
3. It will comply with the acquisition and relocation requirements of the Uniform Act (URA), as amended, and implementing regulations at 49 CFR part 24, except where waivers or alternative requirements are provided for in the Federal Register notice.
4. 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.
5. It is following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105 Public Participation Plan as it pertains to local government administration of CDBG-DR funds. or 91.115 Public Participation Plan as it pertains to State administration of CDBG-DR funds., as applicable (except as provided for in notices providing waivers and alternative requirements for this grant). Also, each Unit of General Local Government (UGLG) 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).
  - a) Funds will be used solely for necessary expenses related to disaster relief, long-term recovery, restoration of infrastructure and housing, and economic revitalization in the most impacted and distressed areas for which the President declared a major disaster, DR 4332, pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1974 (42 U.S.C. 5121 et seq.) related to the consequences of Hurricane Harvey.
6. The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) and the Fair Housing Act (42 U.S.C. 3601 -3619) and implementing regulations, and that it will affirmatively further fair housing.
7. It has adopted the following policies:
  - a) 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
  - 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.
8. It will not use CDBG-DR 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 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 CFR 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.
9. Its activities concerning lead-based paint will comply with the requirements of 24 CFR part 35, subparts A, B, J, K, and R.
10. It will comply with applicable laws.
11. It will comply with the environmental requirements presented in 24 CFR Part 58.

Date	
Printed Name	Jimmy Kendrick
Title	Mayor
Email	mayor@fultontexas.org
Phone Number	+1 (361) 729-5533
Authorized Signature	